

BOARD OF PUBLIC WORKS
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APRIL 3, 2024

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

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**This agenda may be addressed partly or wholly in closed session.*

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*Contact: Jason Keppler 410-841-5864
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**1. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program - Grants***

Recommendation: That the Board of Public Works approve funding for 16 individual grants under the Maryland Agricultural Cost-Share Program.

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

Amount: \$533,000

Fund Source: MCCBL of 2018: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms. Item 18274*

County	Grantee	Agreement #	Amount
Baltimore	Michael J. James	RS-2024-2440	\$23,600
Caroline	Rex M. Bateman	CR-2024-2525	\$55,500
Carroll	Alice L. Altstatt	RS-2024-2469	\$6,300
	Joseph W. Cook	MP-2024-2551	\$22,500
		MP-2024-2552	\$30,300
	Matthew K. Caple	MP-2024-2540	\$39,400
Frederick	Bradley S. Lambert	MP-2024-2546	\$16,100
	James A. Stull, Jr.	MP-2024-2548	\$28,300
		MP-2024-2550	\$7,100
	Joshua E. Stull	MP-2024-2533	\$6,300
	Ripleyvale Farms	MP-2024-2554	\$14,200
	Robert J. Kline	MP-2024-2534-P	\$150,000
Harford	Audrey R. Murray	LS-2024-2493	\$27,700
Kent	Jonathan F. Reed	CH-2024-2553	\$58,800
Queen Anne's	Bradley D. Schrader	AT-2024-2549	\$1,300
St. Mary's	Francis F. & Margaret L. Greenwell Catholic School Scholarship Trust	PA-2024-2547	\$45,600

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

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

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THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: Jason Keppler 410-841-5864
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**2. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program- Additional Funding***

Recommendation: That the Board of Public Works approve granting additional general obligation bond proceeds to two individual grants under the Maryland Agricultural Cost-Share Program.

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

Amount: \$4,953.67

Fund Source: MCCBL of 2018: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.* Item 18274

County	Recipient	Agreement #	Amount
Garrett	Ray J. Wilt	AT-2021-2406	\$2,047.47
	Timothy Sisler	AT-2023-2104	\$2,906.20

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

Additional funds are requested for these projects to offset additional costs realized at the completion of each project. These additional costs are a result of design changes required based on site conditions encountered during construction.

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THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: Jason Keppler 410-841-5864
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**3. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program- Reversion***

Recommendation: That the Board of Public Works approve reverting the balances on 30 completed or canceled projects under the Maryland Agricultural Cost-Share Program.

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

Amount: \$620,660.33

Fund Source: MCCBL of 2019: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.* Item 19344

County	Recipient	Agreement #	Amount	Status
Baltimore	Paul D. Greene	RS-2022-2686	\$3,118.40	Completed
	Susan Y. Cole	RS-2022-2648	\$10,084.75	Completed
	Walter G. Mays, III	RS-2022-2722	\$1,586.20	Completed
		RS-2022-2723	\$2,554.00	Completed
		RS-2022-2724	\$217.20	Completed
	Willow Valley Farm LLC	AT-2022-2610	\$39,200.00	Completed
		AT-2022-2660-C	\$62,100.00	Completed
		AT-2022-2661	\$675.43	Completed
Carroll	Cedar Knoll Dairy LLC	MP-2022-2645	\$6,200.00	Canceled
	J. Trevor Hoff	MP-2023-2340	\$42,400.00	Canceled
		MP-2023-2341	\$6,400.00	Canceled
		MP-2023-2342	\$6,200.00	Canceled
	Samuel T. Perry	MP-2022-2618	\$44,245.69	Canceled
		MP-2022-2625	\$20,300.00	Canceled
		MP-2022-2639-C	\$78,900.00	Canceled
Wooden Hill Farms LLC	MP-2022-2241	\$50,000.00	Canceled	
Cecil	Kilby Farms LLC	AT-2022-2876	\$20,072.95	Canceled
		AT-2022-2877	\$50,263.60	Canceled
Harford	Molly Hill Farms LLC	AT-2022-2704	\$7,638.73	Completed
		AT-2022-2705-R	\$3,923.33	Completed

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3. DEPARTMENT OF AGRICULTURE (cont'd)

County	Recipient	Agreement #	Amount	Status
Harford (cont'd)	My Lady's Manor Farm, Inc.	AT-2022-2584	\$8,900.00	Canceled
		AT-2022-2585	\$13,200.00	Canceled
Kent	Alyse G. Colen	AT-2022-2586	\$19.50	Completed
	Duck Puddle Farming Enterprises LLC	CH-2022-2670	\$17,367.05	Completed
Queen Anne's	Ralph C. Whaley, Jr.	CH-2022-2740	\$5,019.50	Completed
	The Coleman Hedgewood Farm LLC	CH-2023-2447	\$4,093.00	Completed
		CH-2023-2449	\$1,421.00	Completed
Washington	Caprikorn Farms LLC	MP-2023-2445	\$660.00	Completed
	Clear Spring Creamery, Inc.	UP-2022-2189	\$2,500.00	Canceled
	Dwayne E. Coulter	UP-2021-2497	\$111,400.00	Canceled

Remarks: The Maryland Department of Agriculture has confirmed that each of these projects has either been completed or canceled by the recipient, and any unspent balance could be made available for others eligible for cost-share projects.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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Contact: Gabriel Gnall 410-260-7335
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4. **BOARD OF PUBLIC WORKS**
Procurement Agency Activity Report

Recommendation: That the Board of Public Works approve the Procurement Agency Activity Report submitted by:

Department of Transportation

February 2024

Authority: COMAR 21.02.01.05

Remarks: The content of the report may be accessed on the Board of Public Works website: www.bpw.maryland.gov/Pages/PAAR.aspx

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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Contact: Gabriel Gnull 410-260-7335
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5. **BOARD OF PUBLIC WORKS**
COMAR Title 21: State Procurement Regulations - FINAL Action

Recommendation: That the Board of Public Works take final action to amend COMAR Title 21, State Procurement Regulations.

Proposal Approved: Secretary's Agenda Item 6 (11/29/2023)

AE LR Review: Complete

Proposal Published: 51 *Maryland Register* 63-122 (1/26/2024)

Public Comment: Comments were received from Rifkin, Weiner, Livingston LLC during the 30-day open period after publication in the *Maryland Register* on January 26, 2023, in support of the proposed amendments.

Final Action: Upon review of the proposal, the Procurement Advisor recommends that the Board adopt the proposal as published in the *Maryland Register*.

(1) Implement new procurement laws from the 2023 legislative session

- Amend:** 21.05.07.01 – Small Procurement Regulations (\$100,000 or Less) – Definitions
21.05.07.04 – Small Procurement Regulations (\$100,000 or Less) – Categories
21.05.07.05 – Small Procurement Regulations (\$100,000 or Less) – Prohibitions

(2) Revise regulations in accordance with prior legislative or regulatory changes

- Amend:** 21.03.05.03 – Electronic Transactions – Unauthorized Transactions Prohibited
21.05.08.05 – Mandatory Written Solicitation Requirements – Nonvisual Access Clause
21.05.09.05 – Intergovernmental Cooperative Purchasing – Approvals Required
21.11.01.06 – Small Business Procurements – Small Business Reserve Program
21.11.15.04 – American-Manufactured Goods and Services – Preference – American-Manufactured Goods

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5. **BOARD OF PUBLIC WORKS** *(cont'd)*
COMAR Title 21: State Procurement Regulations - FINAL Action

(2) Revise regulations in accordance with prior legislative or regulatory changes *(cont'd)*

Amend (cont'd):

21.13.01.03 – Reporting Requirements – Reports of the Small Business Reserve Program

21.13.01.15 – Reporting Requirements – Report on Veteran-Owned Small Business Participation

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THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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REVISED at the meeting

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

Recommendation: The Board of Public Works Wetlands Administrator recommends that the Board grant a license for a project involving filling and dredging in the navigable waters of Maryland.

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

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

ANNE ARUNDEL COUNTY

~~22-1295 HERRINGTON HARBOUR INC – To reduce shoreline erosion and nourish a beach by depositing sand along existing beach, adding stone to existing breakwaters, installing stone breakwaters/wave screens, creating a sand tombolo by depositing sand fill, and maintaining existing water markers.
North Beach, Herring Bay
Special conditions: Requirements for constructing beach nourishment area.~~

BALTIMORE CITY

23-0536 *THE GENERAL SHIP REPAIR CORPORATION* – To provide adequate water depths for the operation of the existing dry docks that are required for ship repair by mechanically maintenance dredging an area, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for three years.
Baltimore, Northwest Harbor
Special conditions: Requirements for dredge material transport and disposal, maintenance dredging, MDE approval of dredged area delineation, and post dredge bathymetric survey.

BALTIMORE COUNTY

23-0963 *LOG POINT, LLC* – To obtain deeper water for navigable access by mechanically dredging an area, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for three years.
On Middle River, Middle River
Special conditions: Time of year restriction. Requirements for dredge material transport and disposal, dredge material disposal plan, maintenance dredging, staking dredged area, and post dredge bathymetric survey.

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6. **BOARD OF PUBLIC WORKS** (cont'd)

CAROLINE COUNTY

22-0878 *CAROLINE COUNTY DEPARTMENT OF PUBLIC WORKS* – To upgrade an existing marina and improve navigable access by constructing a replacement wave screen, floating piers, connecting floating piers, finger piers, mooring piles, aluminum gangways connecting to floating piers, T-head platforms, a replacement L-shaped fishing pier, hydraulically maintenance dredging an area, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for six years.

Preston, Choptank River

Special conditions: Time of year restriction. Requirements for maintenance dredging, staking dredged area, post dredge bathymetric survey, construction of DMP site, dredged material pipelines, if U.S. Coast Guard denies approval - submitting an application and revised plans, dredge operator, inadvertent releases of dredged material, removing existing piers and associated structures prior to construction, and installing chocks, stoppers, bracing or similar devices. No assurance for future dredging.

CECIL COUNTY

23-1136 *WILLIAM J. VALICHKA III* – To maintain navigable access to transit docking, a water taxi, and a boat ramp by maintenance dredging an area, removing an existing floating pier, constructing a timber pier with an “L”-shaped platform, a finger pier, and mooring piles, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for six years.

Chesapeake City, Chesapeake and Delaware Canal

Special conditions: Time of year restriction. Requirements for staking dredged area, post dredge bathymetric survey, dredge material transport and disposal, removing existing piers and associated structures prior to construction, and installing chocks, stoppers, bracing or similar devices. Restrictions on total platform area and attaching accessory platforms to proposed or existing boat lifts.

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6. **BOARD OF PUBLIC WORKS** (cont'd)

QUEEN ANNE'S COUNTY

22-1358 *KENTMORR MARINA PROPERTIES LLC* – To improve navigable access and provide beach nourishment by hydraulically and or mechanically dredging an area, placing resulting dredge material on an existing beach, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for six years.

Stevensville, Chesapeake Bay

Special conditions: Requirements for constructing beach nourishment area, dredge material transport and disposal, maintenance dredging, staking dredged area, post dredge bathymetric survey, construction of DMP site, installing dredged material pipelines, turbidity limits for hydraulic dredging, dredge operator, inadvertent releases of dredged material, if U.S. Coast Guard denies approval, and if U.S. Coast Guard alters proposed pipeline route.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

****Wetlands License #22-1295 to Herrington Harbour, Inc. was withdrawn at the meeting. All remaining five Wetlands Licenses were approved.***

BOARD OF PUBLIC WORKS
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Contact: Bill Morgante 410-260-7791
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7. **BOARD OF PUBLIC WORKS**
***Wetlands License -- #21-0640(R1) – Maryland Port Administration
Modification***

Recommendation: The Board of Public Works Wetlands Administrator recommends that the Board approve a modification to Tidal Wetlands License No. 21-0640(R1) that authorized dredging an area to protect and restore Dorchester County’s Barren Island. The purpose of this modification is to access sediments from the Chesapeake Bay floor to be used in the construction of the northeastern breakwater foundation of Barren Island, providing containment with the wetland restoration areas, and providing material for bird habitat islands.

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

- Application received July 6, 2023
- Public comment period ended December 13, 2023
- MDE Report and Recommendation March 14, 2024

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

DORCHESTER COUNTY

21-0640(R1) **MARYLAND PORT ADMINISTRATION** – In addition to the original approval, this modification will hydraulically or mechanically dredge Areas A and B and transport or pump material to Barren Island.

Chesapeake Bay, Tar Bay

Special conditions (in addition to the original special conditions): Time of year restrictions. Requirements for submitting an application and revised plans if Licensee does not obtain U.S. Coast Guard approval and coordination with MD Historical Trust (MHT) for areas of interest to MHT.

Original Approval: Secretary’s Agenda, Item 9 (7/6/2022) in which the Board authorized the following:

21-0640 **MARYLAND PORT ADMINISTRATION** – To provide dredged material placement for local Federal navigation channels, protect and restore Barren Island, and increase wetland acreage in the Chesapeake Bay by promoting conditions to establish and enhance wetlands, submerged aquatic vegetation (SAV), oyster recolonization, colonial bird nesting, and planting marsh vegetation.

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7. **BOARD OF PUBLIC WORKS** (cont'd)

21-0640(R1) ***Original Approval (cont'd):***

To modify and/or construct stone sills and breakwaters, hydraulically or mechanically place dredged material behind stone sills, and release decanted water. To evaluate and monitor conditions on the island. To provide for a 30-year license.

Wetlands Created: 3,615,480 sq. ft.

Chesapeake Bay, Tar Bay

Special conditions: Time of year restrictions. Requirements for water quality performance standards, conditions, and monitoring, Critical Area, marine contractor, and monitoring for: any Department, hydraulically dredged material discharge, and surface water turbidity. Requirements for inadvertent breach response plan, approved Erosion and Sediment Control Plans prior to start of work, as-built plans, dredged material sampling, unloading dredged material, inspections and inspection reports, dredged material pipelines, abiding by state policies and management requirements, stone breakwater and sill design, submission and approval of marsh maintenance plan, marsh establishment area, adaptive management plan, SAV monitoring plan prior to initiation of work, and annual monitoring. Requirements for agency coordination for locating potential borrow areas, placement of temporary construction trailers or structures, DNR coordination concerning active oyster leases and methods of developing oyster habitat, Memorandums of Understanding and Use Agreements for Tar Bay Wildlife Management Area, and noise level monitoring. Restrictions on discharge from spillways, depositing dredged material from within the Patapsco River inside the North Point – Rock Point line, and disturbing Oyster Lease markers.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
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*Contact: Bill Morgante 410-260-7791
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**8. BOARD OF PUBLIC WORKS
*Wetlands License -- #23-0988 – Alan Zametkin
Mitigation***

Recommendation: The Board of Public Works Wetlands Administrator recommends that the Board:

1. Grant a tidal wetlands license to replace a failing bulkhead with a revetment, and
2. Require mitigation in the amount of \$1,045.35 for impacts to open water resulting from the revetment.

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

- Application received October 30, 2023
- Public comment period ended March 1, 2024
- MDE Report and Recommendation March 14, 2024

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

Mitigation: Constructing a revetment will result in permanent impacts to 505 square feet of open water. MDE recommends that the licensee mitigate for the 505 square feet of impact to open water at a 1:1 ratio (COMAR 23.02.04.11.B) by paying \$1,045.35 into the MDE Tidal Wetlands Compensation Fund.

$$505 \text{ feet} \times \$2.07 \text{ per square foot} = \$1,045.35$$

*Based on \$90,000/acre mitigation cost

KENT COUNTY

23-0988 *ALAN ZAMETKIN – To replace a failing bulkhead by constructing a stone revetment and mooring piles.*

Chestertown, Chesapeake Bay

Special conditions: Requirements for design and construction of revetment, and payment into Tidal Wetland Compensation Fund prior to construction.

Restrictions on use of asphalt rubble in revetment.

BOARD OF PUBLIC WORKS	THIS ITEM WAS:
APPROVED WITH DISCUSSION	DISAPPROVED DEFERRED WITHDRAWN WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
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*Contact: Michelle Pack 410-260-7417
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**9. DEPARTMENT OF BUDGET AND MANAGEMENT
*Budget Amendments 24R-040***

Description: Approve April 2024 meeting reimbursable fund budget amendment.

Authority: § 7-209 (e), State Finance & Procurement Article, Annotated Code of MD, requires Board of Public Works approval of the reimbursable fund budget amendment.

Amount: \$115,000
Amount **\$115,000 TOTAL**

DBM Remarks: The contributing (funding) agency has appropriated funds to pay for FY 2024 services provided by the receiving agency for FY 2024 as follows:

<i>Funding Agency</i>	<i>Agency Providing Services [Receiving Funds]</i>	<i>Services</i>	<i>Amount</i>
Department of Natural Resources 24R-040 K00	Department of Agriculture L00A14	Program funds to work on forest pests and diseases that affect forest health in Maryland.	\$ 115,000
Total			\$ 115,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
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Contact: Nathan Bowen 410-260-7580
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10. **DEPARTMENT OF BUDGET AND MANAGEMENT**
Office of Budget Analysis (OBA)

Recommendation: Board of Public Works approval for the use of the Fiscal Year 2024 Contingent Fund for the Maryland Department of Agriculture to conduct spongy moth suppression work.

Authority: Chapter 101 of 2023 (Fiscal Year 2024 Operating Budget)

Amount: \$300,000

Fund Source: General Funds (Fiscal Year 2024 Contingent Fund)

Appropriation Code: D05E0102

Requesting Agency Remarks: An increase in the spongy moth population requires the treatment of additional acres in the spring spraying season. Not spraying the infested acres will result in thousands of acres of trees being defoliated and potentially suffering mortality. Also, the likelihood of spongy moths spreading from untreated infested areas to surrounding vulnerable forests is high. If approved, funds will be transferred from the Contingent Fund to the Maryland Department of Agriculture. The spongy moth suppression program is a cooperative program between federal, state, and local county governments, so approval of this funding will leverage an additional \$400,000 for Spongy moth suppression work.

DBM Remarks: The Secretary of Budget and Management has certified that funds are available from the FY 2024 Contingent Fund. After accounting for this request, the remaining balance in the Contingent Fund is \$2,200,000.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
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Contact: Jeffrey Fretwell 410-537-4481
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11. **MARYLAND DEPARTMENT OF THE ENVIRONMENT**
Bay Restoration Fund (Clean Water Commerce Account)

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

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

Project: AGgrow - Alternative Crop Environmental Practice in Dorchester and Caroline Counties
BR-CWCA-01.10

Recipient: Conservation Innovation Fund

Amount: Up to \$1,375,251

Location: Dorchester County/Legislative District 37B
Caroline County/Legislative District 36

Project Description: The project is to deliver quantified nitrogen reductions through alternative crop agricultural practice for two existing farms (i) Luthy Farms in Dorchester County, and (ii) Twin Maples Farms in Caroline County. Both are transitioning from corn, winter wheat, and soybeans to alternate crops. This project will reduce the nitrogen loading to local watersheds and ultimately the Chesapeake Bay. The Conservation Innovation Fund (CIF) grant will assist both farms with AGgrow Tech, by providing support to maintain these alternate crops practice for the 10-year project period. The Maryland Department of the Environment will provide annual payments for the purchase of verified annual reductions of nitrogen based on the agreed-upon unit prices.

This project is part of MDE efforts to achieve additional nutrient reductions to offset the projected increase in nutrient and sediment loadings from runoff due to climate change.

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

Project Funding Source: Bay Restoration Fund Grant BR-CWCA-01.10 - \$1,375,251

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



*Contact: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov*

**12. MARYLAND DEPARTMENT OF THE ENVIRONMENT
*Bay Restoration Fund***

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

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

Project: College of Southern Maryland WWTP ENR Upgrade

Recipient: College of Southern Maryland

Amount: Up to \$713,571

Location: Charles County/Legislative District 28

Project Description: This project involves the planning, design, and construction of upgrades to achieve enhanced nutrient removal (ENR) treatment levels at the College of Southern Maryland Wastewater Treatment Plant. Upon completion of the ENR upgrade, the 60,000-gallon per day facility will be able to achieve an effluent with a total nitrogen concentration of 3.0 mg/L and a total phosphorus concentration of 0.3 mg/L. In addition, the College of Southern Maryland will relocate a part of the treatment plant to outside of the floodplain. The purpose of this project is to reduce nutrients to Tobacco Creek and the Chesapeake Bay. This project will be constructed in accordance with coastal and non-coastal resiliency guidelines developed as part of the Coast Smart Program to reduce climate change risks to such projects.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 05.09 (this Item)	\$ 713,571
Local Share	\$ 111,473
Total Estimated Design and Planning Cost	\$ 825,044

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov

13. **MARYLAND DEPARTMENT OF THE ENVIRONMENT**
Bay Restoration Fund

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

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

Project: WSSC Sewer Basin Reconstruction Program –
Northwest Sewer Basin MC and Broad Creek Sewer Basin PGC

Recipient: Washington Suburban Sanitary Commission

Amount: Up to \$7,247,625

Location: Montgomery County
Legislative Districts: 14,19, 20

Prince George's County
Legislative Districts: 25, 26

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

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**13. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)
*Bay Restoration Fund***

Project Funding Sources:

Bay Restoration Fund Grant BR-CR 11.17 (this Item)	\$ 2,697,625
Northwest Sewer Basin MC	
Bay Restoration Fund Grant BR-CR 14.16 (this Item)	\$ 4,550,000
Broad Creek Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 15.16 (prior approval Sec 11 [7/19/2023])	\$ 3,843,000
Beaverdam Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 10.16 (prior approval Sec 9 [4/6/2022])	\$ 2,219,000
Beaverdam Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 13.16 (prior approval Sec 9 [4/6/2022])	\$ 3,134,250
Northwest Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 16.16 (prior approval Sec 9 [4/6/2022])	\$ 159,250
Parkway Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 20.16 (prior approval Sec 9 [4/6/2022])	\$ 2,235,311
Piscataway Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 12.16 (prior approval Sec 10 [9/2/2020])	\$ 5,362,875
Northeast Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 11.16 (prior approval Sec 10 [9/2/2020])	\$ 3,791,375
Lower Anacostia Sewer Basin PGC	
Bay Restoration Fund Grant (Future)	\$ 27,701,625
Water Quality State Revolving Loan Fund (prior approval Sec 13 [7/1/2020])	\$150,174,502
Water Quality State Revolving Loan Fund Forgiveness	\$ 3,714,188
(prior approval Sec 13 [7/1/20])	
Local Share	<u>\$ 2,424,189</u>
Total Estimated Project Cost	\$212,007,190

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov

14. **MARYLAND DEPARTMENT OF THE ENVIRONMENT**
Maryland Water Quality State Revolving Fund

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

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

Project: Piscataway Wastewater Treatment Plant Bio-Energy Project

Recipient: Washington Suburban Sanitary Commission

Amount: Up to \$23,500,000

Location: Prince George's County/Legislative District 26

Project Description: This project involves the design and construction of bio-energy facilities at the existing site of the WSSC Piscataway Wastewater Treatment Plant in Prince George's County to receive sludge from the other WSSC wastewater treatment plants. The project will include a high-temperature thermal hydrolysis solids treatment process to precondition sludge prior to anaerobic digestion, anaerobic digestion facilities, and facilities to provide a dewatered Class A Biosolids. In addition, a combined heat and power facility will be constructed to capture the biogas from the digesters to be used for the production of steam and electrical power for the plant. Odor control, process water treatment, generators, and boilers are also included in the project. The anticipated project outcomes are: production of Class A Biosolids for beneficial uses, recovery of renewable energy from biomass and reduction in energy, chemical and sludge disposal costs. This project will be constructed in accordance with coastal and non-coastal resiliency guidelines developed as part of the Coast Smart Program to reduce climate change risks to such projects.

Financing Description:

A. **Additional Loan \$21,000,000 (estimated) – Water Quality State Revolving Fund**
Term. Period not to exceed 30 years following project completion
Rate. Standard interest rate of 50% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. (Based on this formula, in fiscal year 2023 loan recipients received interest-rates ranging from 1.60% to 1.80%)
Security. Borrower will deliver its bond, along with its full faith credit endorsement, to the Maryland Water Infrastructure Financing Administration.

B. **Additional Loan Forgiveness (up to) \$2,500,000 – Water Quality State Revolving Loan Fund**
This funding is provided under the Water Quality State Revolving Loan Fund Program disadvantaged-community criteria. The principal forgiveness loan terms/grant conditions are enforceable should grantee default.

BOARD OF PUBLIC WORKS
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14. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)
Maryland Water Quality State Revolving Fund

Project Funding Sources:

Water Quality State Revolving Fund (<i>this Item</i>)	\$ 21,000,000
Water Quality State Revolving Loan Fund Forgiveness (<i>this Item</i>)	\$ 2,500,000
Water Quality State Revolving Fund (prior approval Sec 13 [4/5/23])	\$ 25,000,000
Water Quality State Revolving Fund (prior approval Sec 8 [4/6/22])	\$ 15,000,000
Water Quality State Revolving Fund (prior approval Sec 10 [11/4/20])	\$ 85,001,527
Water Quality State Revolving Fund (prior approval Sec 6 [1/2/19])	\$ 43,959,973
Energy Water Infrastructure Program Grant, EWIP 02.16 (prior approval Sec 6 [1/2/19])	\$ 3,000,000
Local Share	<u>\$ 76,405,557</u>
Total Estimated Project Cost	\$ 271,867,057

Funding may involve multiple sources which may include general obligation bond proceeds as the required 20% match to federal funds and other funds.

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov

15. **MARYLAND DEPARTMENT OF THE ENVIRONMENT**
Maryland Water Quality State Revolving Loan Fund

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

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

Project: Smithsburg Wastewater Treatment Plant ENR Upgrade and Expansion

Recipient: County Commissioners of Washington County

Amount: Up to \$ 4,488,552

Location: Washington County/Legislative District 2A

Project Description: The proposed project consists of the upgrade and expansion of the existing 0.333 million gallons per day (mgd) Smithsburg Wastewater Treatment Plant (WWTP). The WWTP upgrade involves planning, design, and construction of Enhanced Nutrient Removal (ENR) facilities to achieve Total Nitrogen (TN) removal to a level of 3.0 mg/l and Total Phosphorus (TP) to 0.3 mg/l, while the expansion is to increase the existing WWTP capacity from 0.333 mgd to a permitted design capacity of 0.45 mgd to accommodate planned growth within Washington County. This project will be constructed in accordance with coastal and non-coastal resiliency guidelines developed as part of the Coast Smart Program to reduce climate change risks to such projects.

Financing Description:

A. **New Loan (Estimated) \$ 4,488,552 – Water Quality State Revolving Loan Fund**

Term. Period not to exceed 20 years following project completion

Rate. Standard interest rate of 50% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. (Based on this formula, in fiscal year 2023 loan recipients received interest rates ranging from 1.60% to 1.90%.)

Security. Borrower will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Infrastructure Financing Administration.

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15. **MARYLAND DEPARTMENT OF THE ENVIRONMENT** (cont'd)
Maryland Water Quality State Revolving Loan Fund

Project Funding Sources:

Maryland Water Quality State Revolving Loan Fund (<i>this Item</i>)	\$ 4,488,552
Local Share/ARPA	<u>\$ 8,820,749</u>
Total Estimated Project Cost	\$13,309,301

Funding may involve multiple sources which may include general obligation bond proceeds as the required 20% match to federal funds and other funds.

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



*Contact: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov*

**16. MARYLAND DEPARTMENT OF THE ENVIRONMENT
*Water Supply Financial Assistance***

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

Authority: Sections 9-420--9-426 Environment Article, Maryland Code,
Water Supply Facilities – Financial Assistance.

Project: Pocomoke City Water Line Improvements – Market Street CIPP Water
Main Lining Phase I

Recipient: Worcester County

Amount: Up to \$844,306

Location: Worcester County/Legislative District 38A

Project Description: This multi-phase project entails planning, design, and construction of improvements to the water transmission and distribution system in Pocomoke City. The work consists of cleaning, inspecting, lining, and replacing water mains, replacement of pipes, fittings, and various valves, and all associated appurtenances in various locations in Pocomoke City. Phases 1 and 2 deal with cured-in-place pipe (CIPP) lining and Phases 3 and 4 deal with replacements of distribution lines. This project will improve the water quality and remove high levels of rust and contaminants from the City's water system thereby facilitating compliance with the Safe Drinking Water Act (SDWA). This board action is for Market Street CIPP Water Main Lining Phase 1 which entails lining of water main along Market St from Old Virginia Avenue to Eight Street. This project will be constructed in accordance with coastal and non-coastal resiliency guidelines developed as part of the Coast Smart Program to reduce climate change risks to such projects.

Project Funding Sources:

Water Supply Financial Assistance, WSG 10.24, MCCBL 2020-20331 (this Item)	\$ 86,668
Water Supply Financial Assistance, WSG 10.24, MCCBL 2021-21541 (this Item)	\$ 757,638
Water Infrastructure Improvements for the Nation (WIIN) Grant Funding (Future Funding)	\$ 777,000
Local/Community Block Development Grant (CBDG) Funding	<u>\$ 835,727</u>
Total Estimated Project Cost:	\$ 2,457,033

BOARD OF PUBLIC WORKS
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16. **MARYLAND DEPARTMENT OF THE ENVIRONMENT** (*cont'd*)
Water Supply Financial Assistance

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Mathew Lapinsky 410-729-8259
mlapinsky@menv.com

17. **MARYLAND ENVIRONMENTAL SERVICE**
Point Lookout State Park, St. Mary's County

Contract ID: Point Lookout State Park – Water and Sewer System Improvements
MES Project # 1-23-2-15-5

Original Approval: Secretary's Agenda, Item 13 (2/15/2023)

Award: Stormwater Management Solutions, LLC

Contract Description: Construction services for improvements to the water and wastewater systems at Point Lookout State Park.

Modification Description: The proposed request is to address restoration of campsites damaged during construction activities.

Original Contract Term: 24 Months
Modified Contract Term: No additional time

Original Contract: \$8,999,999.00
Previous Modification: \$3,118,942.87 (Secretary's Agenda, Item 11, 9/6/2023)
This Modification: \$ 326,643.03
Revised Amount: \$12,445,584.90

Percentage Increase (this Item): 2.7%
Overall Increase: 38%

MBE Goal: 26%
MBE Compliance: 20.5%

Remarks: The project consists of the replacement and/or rehabilitation of the water and sanitary sewer system piping network within the park. During the construction, the native soils could not meet compaction requirements due to consistency and moisture content. These materials were considered unsuitable and needed to be stockpiled for disposal. Due to the volume of unsuitable soil, the campsites adjacent to the work were used for storage. This change order will restore those 27 campsites to preconstruction condition.

BOARD OF PUBLIC WORKS
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17. **MARYLAND ENVIRONMENTAL SERVICE** (cont'd)
Point Lookout State Park, St. Mary's County

Remark (cont'd):

Although a 19% MBE goal was originally established for this contract in the solicitation, Stormwater Management Solutions, LLC has committed to exceeding the goal by 7% (26%). With this Change Order, the Contractor has committed to maintaining the MBE participation at the original goal of 26%.

Fund Source: Special Funds (Natural Resources Development Fund of FY 24
POS/Item 004)

Appropriation Code: 24004 (PCA 12269) \$326,643.03

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Laura Mullally 443-585-3318
laura.mullally@maryland.gov

18. **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**
General Miscellaneous

Recommendation: The Maryland Department of Public Safety and Correctional Services, through the Office of the Attorney General, requests approval to pay a settlement of all claims, including claims for attorneys' fees, against the defendants in the matter of *Smith v. Dovey, et al.*, Case No. 17-3232-CCB in the United States District Court for the District of Maryland.

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

Request Amount: \$16,000

Fund Source: 100% General Funds

Appropriation Code: Q00A0101

Requesting Agency's Remarks: The Department of Public Safety and Correctional Services and the Office of the Attorney General recommend paying \$16,000.00 to settle all claims, including attorneys' fees, as in the best interest of the State.

If this settlement is approved, a check should be issued payable to "Michael Darnell Smith and Venable LLP," in the amount of \$16,000.00. The check should be delivered to Laura Mullally, Assistant Attorney General, 200 St. Paul Place, 19th Floor, Baltimore, Maryland, 21202, who will deliver it to Plaintiff's attorney, and ensure that all the necessary documentation and releases are complete.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Sandra D. Lee 410-576-6429
slee@oag.state.md.us

19. **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**
General Miscellaneous

Recommendation: The Maryland Department of Public Safety and Correctional Services requests approval to pay a settlement of all claims, including claims for attorney's fees, against the defendants in the matter of *Townsend v. Connell, et al.*, Civil Action Nos. 19-cv-02803-TDC in the United States District Court for the District of Maryland

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

Request Amount: \$20,000

Fund Source: 100% General Funds

Appropriation Code: Q00A0101

Requesting Agency's Remarks: The Department of Public Safety and Correctional Services and the Office of the Attorney General recommend paying \$20,000 to settle all claims, including attorneys' fees, as in the best interest of the State.

If this settlement is approved a check should be issued payable to "Devon Townsend" in the amount of \$20,000. The check should be delivered to Sandra D. Lee, Esquire, Office of the Attorney General, Correctional Litigation Division, 200 St. Paul Place, Baltimore, Maryland 21202, who will deliver the funds to plaintiff and will ensure that all the necessary documentation and releases are complete.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Lillian Reynolds 410-576-6481
lreynolds@oag.state.md.us

20. **UNIVERSITY OF MARYLAND, COLLEGE PARK**
General Miscellaneous

Recommendation: The University of Maryland, College Park requests approval to pay a settlement of all claims, including claims for attorneys' fees, against defendant in the matter of *Julia Wright v. University of Maryland*, United States District Court for the District of Maryland, No. 8:21-cv-01757-TDC.

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

Request Amount: \$50,000

Fund Source: Agency Funds

Appropriation Code: R30B22.0

Requesting Agency's Remarks: The University of Maryland, College Park and the Office of the Attorney General recommend paying \$50,000 to settle all claims, including attorneys' fees, as in the best interest of the State.

If this settlement is approved, one check in the amount of \$16,516.30 should be made payable to Julia Wright, and one check in the amount of \$33,483.70 should be made payable to the law firm of Newkirk Zwagerman, P.L.C. The checks should be mailed to Lillian Reynolds, 200 St. Paul Place, 17th Floor, Baltimore, MD 21202, who will deliver them to plaintiff's attorney and ensure that all the necessary documentation and releases are complete.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 3, 2024



Contact: Meghan Marek 410-576-7918
mmarek@oag.state.md.us

21. **UNIVERSITY OF MARYLAND BALTIMORE COUNTY (UMBC)**
General Miscellaneous

Recommendation: University of Maryland Baltimore County, through the Office of the Attorney General, requests approval to fund individual settlements with students to resolve claims for violation of Title IX in connection with the resolution of an investigation by the United States Department of Justice, Civil Rights Division, Educational Opportunities Section.

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

Request Amount: \$4,140,000

Fund Source: Agency Funds

Appropriation Code: R30B31

Requesting Agency's Remarks: University of Maryland Baltimore County and the Office of the Attorney General recommend approval to pay up to a total of \$4,140,000 in settlement of individual claims in connection with resolution of an investigation, as in the best interest of the State.

This settlement includes an offer of settlement to two groups of individuals identified by the Department of Justice during a Title IX investigation at UMBC. If this settlement is approved, the Department of Justice will inform the individuals of the availability of the specific settlement payments to settle all claims against the University arising out of or related to sex discrimination at the University.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
April 3, 2024



APP 1

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

A1. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland State Highway Administration

Contract Title: Emergency Temporary Boiler Installation at the Keyser's Ridge Maintenance Shop in Garrett County; Contract #GA109KRBEM

Contract Type: Maintenance

Contract Description: Emergency installation of a temporary boiler at the Keyser's Ridge SHA Maintenance Shop in Garrett County. Contractor must provide mobilization, installation, a temporary rental unit, fuel, and demobilization to provide reliable and consistent heat to prevent any interruptions of winter operations.

Procurement Method: Emergency

Bids: Aggreko, LLC, Swedesboro, NJ \$577,506.50

Award: Aggreko, LLC

Amount: \$577,506.50 NTE

Term: 2/5/2024 – 8/4/2024 (Not to exceed six months)

Date Emergency Declared: 12/22/2023

Contract Award Date: 2/5/2024

Date Emergency Reported: 2/23/2024

MBE / VSBE Participation: 0% / 0%

Fund Source: 100% Special Fund Budgeted to SHA

Appropriation Code: J02B0101

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
April 3, 2024



APP 2

A1. **MARYLAND DEPARTMENT OF TRANSPORTATION** (cont'd)
Maryland State Highway Administration

Remarks: Nature of Emergency: On December 21, 2023, one of the two boilers at the Keyser's Ridge SHA Maintenance Shop permanently failed. Upon inspection, SHA found the second boiler functional but was concerned that there would be no redundancy if the second boiler failed. The next morning, the second boiler, in fact, failed. It was repaired to moderate functionality but not full capacity. SHA determined that one boiler could not adequately sustain heat for the Keyser's Ridge Shop during the cold-weather months.

Garrett County has Maryland's highest snowfall and lowest temperatures. The Keyser's Ridge Shop serves as the headquarters for winter road maintenance, plowing, and snow/ice logistics for Garrett County. These services are crucial to protect the traveling public, and this shop must have reliable and consistent heat. With one boiler down and the second at risk of another failure, SHA's Chief Operating Officer declared an emergency to procure the installation and rental of a temporary boiler to sustain winter operations.

Basis for Selection: Negotiated Costs and Terms with a Responsible and Responsive Bidder. Competition was sought out to the extent possible of this Emergency Procurement. On December 28, 2023, six vendors (including three MBEs) were directly solicited. Only one bid was received, and that was from Aggreko, LLC. Aggreko's bid was declared non-responsive because the bid form was not completed in its entirety; the bid form was altered, and the vendor submitted additional price information and terms on their own letterhead. SHA researched why other vendors did not bid and found it was a combination of vendors being unable to locate/secure temporary boilers, and/or vendors being unwilling to travel the distance to the Keyser Ridge site because it was too far from vendor service areas. Because Aggreko LLC was the only vendor willing and able to complete this emergency project, SHA negotiated terms and prices with this vendor.

Resident Business: No

Tax Clearance: 24-0200-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
April 3, 2024



DNR 1

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

1A. **PROGRAM OPEN SPACE LOCAL SHARE**
Anne Arundel County

Recommendation: Approval to commit \$125,000 for the following **acquisition** project.

Elktonia Carr’s Beach Addition - Moore/Beauchemin Acquisition - \$125,000

City of Annapolis

POS #7661-2-354 MD20240119-0019

Background: Acquire 0.67 acres to add to a new waterfront park. This addition will further preserve the historical Elktonia Carr’s Beach site. The city will begin the master planning process to develop the park for public use and interpretation, along with shoreline and coastal restoration.

Appraised Value: B Worthington & Associates, LLC \$1,600,000
Westholm & Associates, LLC \$1,625,000

Property Cost: \$1,600,000

Fund Sources: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$117,057.88

Outdoor Recreation Land Loan 2024, Chapter 101, Acts of 2023
Program Open Space Local
Source Code: 24011 \$7,942.12

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
April 3, 2024



DNR 2

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

2A. **PROGRAM OPEN SPACE LOCAL SHARE**
Frederick County

Recommendation: Approval to commit \$119,250 for the following **development** projects.

1. East End Park Dog Park Expansion - \$6,750

Town of Thurmont
POS #7662-10-494 MD20240119-0018

Background: Expand the existing dog park by approximately 1,900 square feet, install dog exercise stations, and provide associated site amenities for East End Dog Park.

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$6,750.00

2. Thurmont Community Park Gateway Trail Access and Amenities - \$67,500

Town of Thurmont
POS #7663-10-495 MD20240119-0023

Background: Extend the Gateway Trail by approximately 400 feet from Thurmont Community Park to West Main Street. Project includes asphalt trail construction, signage, benches, and associated site amenities.

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$67,500.00

3. Mountain Gate Park Trail Construction and Amenities - \$45,000

Town of Thurmont
POS #7664-10-496 MD20240119-0024

Background: Construct a multi-use trail with associated trail amenities at Mountain Gate Park. The proposed trail will be approximately 2,500 linear feet and connect Thurmont Boulevard to the Library Loop Trail.

Board of Public Works
Department of Natural Resources – Real Property
Supplement
April 3, 2024



2A. **PROGRAM OPEN SPACE LOCAL SHARE** (cont'd)
Frederick County

Mountain Gate Park Trail Construction and Amenities - \$45,000 (cont'd)

Fund Sources:Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$25,763.00

Outdoor Recreation Land Loan 2024, Chapter 101, Acts of 2023
Program Open Space Local
Source Code: 24011 \$19,237.00

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
 Department of Natural Resources – Real Property
 Supplement
 April 3, 2024



DNR 4

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

3A. RURAL LEGACY PROGRAM FUNDS
Frederick County

Recommendation: Approval to grant \$893,298.75 to **Frederick County** from Rural Legacy Funds to acquire a 172.76-acre conservation easement.

Mid-Maryland Frederick Rural Legacy Area – Pulzone

Prior Approval: Mid-Maryland Frederick Rural Legacy Area Grant for easement acquisitions:
 DNR-RP Item 15A (October 12, 2022) \$1,883,000 for FY 2023

Project Description: Acquisition of this easement will protect 172.76-acres of prime agricultural fields and woodlands. The easement will protect approximately 3,882 linear feet of buffers along Little Catoctin Creek, which is designated Use Class I-P: Water Contact Recreation, Protection of Aquatic Life, and Public Water in the Catoctin Creek watershed. This Rural Legacy easement, RL No. 34894, will be held by Frederick County. The county is not requesting reimbursement for administrative, program compliance costs, or incidental expenses.

Easement Value: \$907,974.00 (\$5,255.69 per acre)

Purchase Price: \$907,974.00 (\$5,255.69 per acre)

Funding Sources: \$893,298.75 DNR
 \$14,675.25 Frederick County

Total Other DNR Costs:

Administrative:	\$ 0.00
Incidental:	\$ 0.00
Compliance:	<u>\$ 0.00</u>
	\$ 0.00

Amount Requested: \$893,298.75

Fund Source: Outdoor Recreation Land Loan of 2022, Chapter 357, Acts of 2021
 Rural Legacy Program
 Source Code: 22012 \$893,298.75

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
 Department of Natural Resources – Real Property
 Supplement
 April 3, 2024



DNR 5

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

4A. RURAL LEGACY PROGRAM FUNDS
Baltimore County

Recommendation: Approval to grant \$155,204.50 to **The Land Preservation Trust, Inc.**, from Rural Legacy Funds to acquire a 17.68-acre conservation easement.

Piney Run Rural Legacy Area – Merryman Farm Trust

Prior Approval: Piney Run Rural Legacy Area Grant for easement acquisitions:
 DNR-RP Item 15A (10/12/2022) \$1,597,310 for FY 2023

Project Description: Acquisition of this conservation easement will protect productive agricultural and forest lands, as well as protect approximately 985 linear feet of forested and grassed stream buffers along unnamed tributaries to Piney Run, which ultimately drains to the Loch Raven Reservoir. Loch Raven Reservoir is a source of drinking water for the Baltimore Metropolitan Area. This Rural Legacy easement, RL No. 34907, will be held by the Department of Natural Resources and The Land Preservation Trust, Inc.

Easement Value: \$140,544.35 (\$7,949.34 per acre)

Purchase Price: \$140,544.35 (\$7,949.34 per acre)

Total Other DNR Costs:	Administrative:	\$ 4,216.00
	Incidental:	\$ 8,336.15
	Compliance:	<u>\$ 2,108.00</u>
		\$14,660.15

Amount Requested: \$155,204.50

Fund Source: Outdoor Recreation Land Loan of 2022, Chapter 357, Acts of 2021
 Rural Legacy Program
 Source Code: 22012 \$155,204.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
 Department of Natural Resources – Real Property
 Supplement
 April 3, 2024



DNR 6

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

5A. RURAL LEGACY PROGRAM FUNDS
Baltimore County

Recommendation: Approval to grant \$816,983.50 to **The Land Preservation Trust, Inc.**, from Rural Legacy Funds to acquire an 81.27-acre conservation easement.

Piney Run Rural Legacy Area – Robert B. Walter, Sr. Property

Prior Approval: Piney Run Rural Legacy Area Grant for easement acquisitions:
 DNR-RP Item 15A (10/12/2022) \$1,597,310 for FY 2023
 DNR-RP Item 15A (8/23/2023) \$2,818,675 for FY 2024

Project Description: Acquisition of this conservation easement will protect productive agricultural and forest lands, as well as protect approximately 1,100 linear feet of forested and grassed stream buffers along unnamed tributaries to McGill Run and Delaware Run, both of which ultimately drain to Loch Raven Reservoir. Loch Raven Reservoir is a source of drinking water for the Baltimore Metropolitan Area. This Rural Legacy easement, RL No. 34886, will be held by the Department of Natural Resources and The Land Preservation Trust, Inc.

Easement Value: \$751,143.00 (\$9,242.56 per acre)

Purchase Price: \$751,143.00 (\$9,242.56 per acre)

Total Other DNR Costs:

Administrative:	\$22,534.00
Incidental:	\$32,039.50
Compliance:	<u>\$11,267.00</u>
	\$65,840.50

Amount Requested: \$816,983.50

Fund Source: Outdoor Recreation Land Loan of 2022, Chapter 357, Acts of 2021
 Rural Legacy Program
 Source Code: 22012 \$816,983.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
 Department of Natural Resources – Real Property
 Supplement
 April 3, 2024



DNR 7

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

6A. RURAL LEGACY PROGRAM FUNDS
Worcester County

Recommendation: Approval to grant \$66,062.50 to **Worcester County**, from Rural Legacy Funds to acquire a 20.50-acre conservation easement.

Coastal Bays Rural Legacy Area – McCall Property

Prior Approval: Rural Legacy Area Grant for easement acquisitions:
 DNR-RP Item 12A (10/21/2020) \$538,749 for FY 2021

Project Description: Acquisition of this easement will protect 20.50-acres of prime agricultural land with soils designated as farmland of statewide importance. This Rural Legacy easement, RL No. 34998, will be held by the County Commissioners of Worcester County.

Easement Value: \$53,696.00 (\$2,619.31 per acre)

Purchase Price: \$53,696.00 (\$2,619.31 per acre)

Total Other DNR Costs:	Administrative:	\$ 1,610.00
	Incidental:	\$ 9,956.50
	Compliance:	<u>\$ 800.00</u>
		\$12,366.50

Amount Requested: \$66,062.50

Fund Source: Outdoor Recreation Land Loan of 2022, Chapter 357, Acts of 2021
 Rural Legacy Program
 Source Code: 22012 \$66,062.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

1-GM. GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve use of general obligation bond funding proceeds and general funds (PayGo) for the following contracts totaling \$311,488.

Authority: State Finance and Procurement Article, Annotated Code of Maryland, §8-301(general obligation bonds)

**University of Maryland, College Park for The Universities at Shady Grove
Biomedical Sciences and Engineering Education Building**

Description: One (1) Portable Ethylene Analyzer
Procurement Method: Simplified Procurement
Award: Chen Instrument Design Inc. Camas, Washington, D.C.
Amount: \$8,911
Fund Source: MCCBL 2018: *Provide funds to complete construction and equipping of the new Biomedical Sciences and Engineering Education Building.* Item 248.
MBE Participation: 0%
Resident Business: No **MD Tax Clearance:** 24-1085-0000

**University of Maryland College Park
Chemistry Building Wing 1 Replacement**

Description: One (1) Visible Single-Frequency VECSEL Laser
Procurement Method: Competitive Simplified Procurement
Award: Vexlum Ltd, Tampere, Finland
Amount: \$58,400
Fund Source: FY 2023 General Funds (PayGo Funding)
MBE Participation: 0%
Resident Business: No **MD Tax Clearance:** 24-0849-0000

**Frostburg State University
Frampton Hall Carpet Replacement**

Description: Remove and Replace 790 SY of carpet in Frampton Hall
Procurement Method: Cooperative Purchasing Agreement-E&I Contract #E100122
Award: Corridor Flooring Associates, Bel Air, MD
Amount: \$53,727
Fund Source: FY 2023 General Funds (PayGo Funding)
MBE Participation: 0%
Resident Business: Yes **MD Tax Clearance:** 24-1040-1111



1-GM. GENERAL MISCELLANEOUS (cont'd)

University of Maryland, Baltimore
University of Maryland, Baltimore New School of Social Work

- | | | |
|-----------|--|--|
| 1. | <p>Description: Mechanical, Electrical, Plumbing Commissioning Services
 Procurement Method: Task Order under On Call MEP/BE Commissioning
 Award : Bowman Consulting Group Ltd., Baltimore, MD
 Amount: \$111,300
 Fund Source: MCCBL 2022: <i>Provide funds to continue design of a new School of Social Work. Item 100</i>
 MBE Participation: 0%
 Resident Business: Yes MD Tax Clearance 24-0810-1111</p> | |
| 2. | <p>Description: Building Envelope Commissioning Services
 Procurement Method: Task Order under On Call MEP/BE Commissioning
 Award : FST-HEA, LLC, Towson, MD
 Amount: \$79,150
 Fund Source: MCCBL 2022: <i>Provide funds to continue design of a new School of Social Work. Item 100</i>
 MBE Participation: 0%
 Resident Business: Yes MD Tax Clearance 24-0970-0000</p> | |

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

2-C. **UNIVERSITY OF MARYLAND BALTIMORE**
School of Medicine, Health Sciences Research Facility III
5th & 6th Floor Tenant Space Buildouts

Contract ID: Construction Management at Risk Services for School of Medicine Health Sciences Research Facility III 5th & 6th Floor Tenant Space Buildouts RFP #23-326 MC, University Contract #C-00968

Recommendation: Award construction management contract for School of Medicine Health Sciences Research Facility III 5th & 6th Floor Tenant Space Buildouts, to Barton Malow Builders.

Project Description: This project includes the complete fit out of the fifth and sixth floors of Health Sciences Facility III (HSF III) totaling approximately 64,500 square feet of space for three research entities; the University of Maryland Greenebaum Comprehensive Cancer Center (UMGCCC), The Kahlert Institute for Addiction Medicine, and the University of Maryland Medicine Institute for Neuroscience Discovery (UM-MIND). The fifth floor consists of approximately 34,500 sf of space dedicated to laboratory research and supporting administrative functions for the UMGCC and Kahlert Institute while the sixth floor consists of approximately 30,000 square feet of space dedicated to laboratory research and supporting administrative functions for UM-MIND. Each floor will be built to suit the spatial needs of the research entities while generally conforming to the standardized plan arrangement and laboratory/laboratory support/office ratios of the existing HSF III building.

In addition, this project includes the renovation and enlargement the Cesium Irradiator Room (L122) to serve as the location for the Gladwin's Laboratory's Bruker EPR Spectrometer (ER075 w/ 9.5" Electromagnet). The existing north south wall will be extended to the wall along column line D. The entire room will be at Elevation 43'-0", with an infill slab to be constructed at the portion of the room that was formerly part of Future Bio-Bank (L151). Use existing door and hardware, extend existing room's finishes, expand MEP to support the programmatic requirements for the room and the equipment.

Contract Description: This Item recommends award for pre-construction services only; the University anticipates that it will present to the Board one bid package to be awarded to the contractor during the construction phase. The University anticipates the final value of this contract will be approximately \$25,000,000.



2-C. UNIVERSITY OF MARYLAND BALTIMORE (cont'd)
School of Medicine, Health Sciences Research Facility III 5th & 6th Floor
Tenant Space Buildouts

Procurement Method: Competitive Sealed Proposals

Proposals:

Proposer	Technical Ranking	Financial Ranking	Price	Overall Ranking
Barton Malow Builders <i>Baltimore, MD</i>	1	1	\$3,342,653	1
The Whiting Turner Contracting Company <i>Baltimore, MD</i>	2	2	\$4,568,270	2

Award: Barton Malow Builders, Baltimore, MD

Amount: \$100,000 (Pre-Construction Services)

Contract Term: 6 months from issuance of design notice to proceed:
 52 weeks from issuance of construction notice to proceed.

Fund Source: Institutional Funds

MBE Participation: 0% Pre-Construction Services (See Requesting Institution Remarks)

Performance Security: 100% performance bond is required.

Requesting Institution Remarks: The solicitation was advertised in *eMaryland Marketplace Advantage*, the University’s eBid Board. Ten firms attended the pre-proposal meeting with seven firms submitting technical proposals. The seven proposals were evaluated by the University Evaluation Committee with three firms shortlisted to advance to the second phase technical evaluations. Following second phase evaluations, two firms were shortlisted, and their pricing was opened. Barton Malow Builders was ranked first technically and in pricing. Barton Malow Builders demonstrated relevant experience by the firm and its key personnel in institutional building projects, including successful University System of Maryland experience. The key personnel have a long history with the firm, experience working together in the past, and a strong understanding of the project. Award is recommended to Barton Malow Builders based on the best value to the University.



2-C. **UNIVERSITY OF MARYLAND BALTIMORE** *(cont'd)*
School of Medicine, Health Sciences Research Facility III 5th & 6th Floor
Tenant Space Buildouts

This item recommends award for pre-construction services only. If the University and the Contractor agree to a cost for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee. Once trade packages are solicited for the construction phase of the project, the University will return to the Board requesting approval of the bid package along with the MBE participation commitment. While there is no MBE participation in the preconstruction phase of this project, the overall MBE goal is 30%, with subgoals of 8% African-American Owned and 11% Women Owned. Opportunities for environmentally sustainable materials and systems will be identified and explored throughout the design into construction by the University and the firm.

Resident Business: Yes
MD Tax Clearance: 24-0931-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED **DISAPPROVED**

DEFERRED **WITHDRAWN**

WITH DISCUSSION

WITHOUT DISCUSSION

REVISED

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

**3-C. UNIVERSITY OF MARYLAND COLLEGE PARK for THE UNIVERSITIES AT SHADY GROVE
*On Call General Contracting Services for Large Projects – Task Order***

Contract ID: The Universities at Shady Grove Building 2 Renovation: 1st and 2nd Floors - RFQ# 150225

Prior Approval: USM Item 4-C (5/8/2019)
USM Item 3-C-OPT (4/21/2021)
USM Item 2-C-OPT (4/6/2022)
USM Item 4-C-OPT (4/19/2023)

Recommendation: Task Order Award

Contractor: Jeffrey Brown Contracting, Inc., Towson, MD

Project Description: Renovation of Building No. 2 at The Universities at Shady Grove that includes the multipurpose room (MPR), first floor corridors outside of the MPR, rear service corridor, lobby, second floor lounge including vending area and associated gypsum bulkheads and third floor stair landing.

Contract Term: Four (4) months from notice to proceed date.

Amount: \$939,515

Procurement Method: Master On-Call Contracts – Task Order Bid

Proposals:

Master Contractor	Bid Amount
Jeffrey Brown Contracting, Inc.	\$939,515
Kalmia Construction, Inc.	\$1,229,330

Fund Source: General Funds (FY 2023 PayGo Funding)

MBE Participation: 29.02%

Performance Security: Equal to contract amount



REVISED

3-C. UNIVERSITY OF MARYLAND COLLEGE PARK for THE UNIVERSITIES AT SHADY GROVE (cont'd)
On Call General Contracting Services for Large Projects – Task Order

Requesting Institution Remarks: This solicitation utilized the University’s On-Call General Contracting Services master contracts. Two (2) out of the six (6) master contractors responded to the solicitation. Award is recommended to Jeffrey Brown Contracting, Inc. as the lowest responsive and responsible bidder.

Resident Business: Yes
MD Tax Clearance: 24-1099-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED DISAPPROVED

DEFERRED WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**4-C-BP. UNIVERSITY OF MARYLAND, COLLEGE PARK
*Stanley R. Zupnik Hall Design- Interdisciplinary Engineering Building:
Bid Package 3 of 4***

Contract ID: Stanley R. Zupnik Hall – Interdisciplinary Engineering Building Design-Build Construction – RFP No. 109691

Recommendation: Award Construction Bid Package 3

Contractor: Whiting-Turner Contracting Co., Greenbelt, MD

Prior Approval: USM Item 1-C 12/15/2021 (Design and Pre-construction Services)
USM Item 5-C-BP 12/21/2022 (Bid Package 1)
USM Item 3-C-BP 11/29/2023 (Bid Package 2)

Project Description: This project is for the design and construction of the Stanley R. Zupnik Hall, a 163,692 GSF/86,248 NASF interdisciplinary engineering building for the A. James Clark School of Engineering. The building will include primarily interdisciplinary research labs, instructional labs, a seminar classroom and office/conference/meeting spaces. It will be designed and constructed to be adaptable to address changing future needs and will be located in the Northeast District of campus.

The University anticipates that the final value of the construction contract will be \$185 million and \$224 million for the overall project (design, construction, and equipment).

Bid Package Description: Bid Package 3 includes building skin, early release of MEP, survey and control, testing and inspections, 3rd Party safety services, masonry, structural steel, miscellaneous metals, ornamental metals, cold formed metal framing & sheathing, air vapor barrier, roofing, elevators, sprinkler and costs for submittals and coordination associated with mechanical, plumbing and electrical work

Contract Term: 12/15/2021 – 5/06/2028 (includes warranty period)

This Bid Package Amount: \$21,660,301

Current Contract Amount: \$76,164,470

Revised Contract Amount: \$97,824,771

**4-C-BP. UNIVERSITY OF MARYLAND, COLLEGE PARK
*Stanley R. Zupnik Hall Design- Interdisciplinary Engineering Building: Bid
Package 3 of 4***

Funding: MCCBL 2023: *Provide funds to complete design and continue construction of the interdisciplinary engineering building, provided that notwithstanding Section 6 of this Act, work may continue on this project prior to the appropriation of all funds necessary to complete this project. NOTE: Chapter 102, Acts of 2023 preauthorized \$64,920,000 in FY 2025, \$38,150,000 in FY 2026, and \$2,120,000 in FY 2027 for this project. FY2025 Preauthorized: \$21,660,301*

Note: The University is requesting approval of the contract for Bid Package 3 in the amount of \$21,660,301. No funds will be expended until the FY2025 funds become available (July 1, 2024)

MBE Participation Goal: 30%
Subgoals: 8% African American;
11% Woman Owned.

MBE Compliance: 16.45%
Subgoals: 1.39% African American;
11.29% Women Owned.

Note: Approximately 11.4% of the estimated overall value of the project has been approved for payment to date. The overall goal and subgoals are expected to be met as construction advances and the subsequent bid package is awarded.

Performance Security: Equal to contract amount

Requesting Institution Remarks: This contract was initially awarded for pre-construction and design phase services. As design progresses and design information becomes available, the design-build contractor sequentially and competitively bids construction packages. This is the third bid package and includes masonry, structural steel, miscellaneous metals, ornamental metals, exterior framing & sheathing, roofing, air vapor barrier, elevators, sprinkler, and allowances for early release of mechanical, electrical, and plumbing coordination.

Sustainability: The Design-Build Contractor will perform the work utilizing sustainable design and construction principles. Zupnik Hall is designed following the Maryland Green Building Council's High-Performance Green Building Program. The project will achieve a LEED Silver rating and include features such as a waste heat recovery plant, energy efficient mechanical equipment, water saving plumbing fixtures, selection of building materials with a low environmental impact, and provisions for a photovoltaic array.

Board of Public Works
University System of Maryland
Supplement
April 3, 2024



4-C-BP. UNIVERSITY OF MARYLAND, COLLEGE PARK
*Stanley R. Zupnik Hall Design- Interdisciplinary Engineering Building: Bid
Package 3 of 4*

Resident Business: Yes

MD Tax Clearance: 24-1126-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



REVISED

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

5-S. UNIVERSITY OF MARYLAND, COLLEGE PARK
Master Contract – On-Call for Program Management Services

Contract ID: On-Call Master Contract for Program Management Services for projects at the University of Maryland College Park and other USM institutions - RFP Number 141801(Multiple Awards).

Contract Description: On-Call for Program Management Services for Professional Program Managed and related services as required for projects at the University of Maryland, College Park and other institutions of the University System of Maryland on an as needed basis.

Awards: AECOM Technical Services Inc. Arlington, VA
 McDonald Bolyard Peck, Inc. Columbia, MD
 Turner & Townsend Heery, Landover, MD

Procurement Method: Competitive Sealed Proposals [...]

Contract Term: 4/4/2024 – 4/3/2026 (2-year base term w/three 1-year renewal options)

Amount: \$6,500,000 (not to exceed) 2-year base term
 \$3,250,000 (not to exceed) 1st renewal option
 \$3,250,000 (not to exceed) 2nd renewal option
\$3,250,000 (not to exceed) 3rd renewal option
 \$16,250,000 (not to exceed Total)

Proposals:

Firm	Technical	Price	Final
Turner & Townsend Heery	3	\$437,100	1
McDonagh Bolyard Peck	1	\$610,990	2
AECOM Technical Services	2	\$539,110	3

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

MBE Participation: 0% (See Requesting Institution Remarks)

Performance Security: N/A

REVISED

5-S. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)
Master Contract – On-Call for Program Management Services

Requesting Institution Remarks: This solicitation was advertised on eMaryland Marketplace Advantage. Eight (8) firms responded to the solicitation. Three (3) of the eight (8) firms were deemed technically acceptable and susceptible for award by the University evaluation committee. The solicitation provided for multiple awards. The University will award task orders among the three (3) awarded firms. MBE goals will be assigned on a task order basis. **The prices proposed were based on a projected number of hours multiplied by the firms' loaded hourly rates.**

Residence Business/MD Tax Clearance:

Firm	Resident Business	MD Tax Clearance
AECOM Technical Services	N	24-0662-1111
McDonagh Bolyard Peck	Y	24-0661-0111
Turner Townsend Heery	Y	24-0663-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

6-RP. UNIVERSITY OF MARYLAND, BALTIMORE
Surplus Property

Recommendation: That the Board of Public Works declare as surplus three University of Maryland, Baltimore (UMB) properties including 3 buildings, comprising a total of 226,432 square feet, and one alleyway comprising .073 acres located in Baltimore, Maryland.

Properties: 500 and 518 West Fayette Street, Baltimore, MD 21201

Grantor: State of Maryland for the University System of Maryland
on Behalf of its Constituent Institution, the University of Maryland,
Baltimore

Background: The University requests approval for a surplus declaration for three properties to allow for their sale. The properties constitute the Fayette Square student housing complex located on UMB's campus in downtown Baltimore.

Fayette Square was developed in 2002 through a Public Private Partnership (P3) utilizing a ground lease in which UMB, as the lessor, entered into an agreement with Maryland Economic Development Corporation (MEDCO), and a private development entity named Fayette Street Housing, LLC. Under the ground lease, the developer was engaged to design and construct the student housing complex, with MEDCO issuing bonds to finance the development. Those initial bonds were refinanced by MEDCO in 2015 to take advantage of reduced interest rates. To market the 2015 Bonds, UMB was required to enter into a contingency agreement with MEDCO. Pursuant to the Contingency Agreement, if Fayette Square was unable to achieve certain financial results in any year, UMB was required to lease enough unoccupied units to achieve the required financial performance to service the 2015 Bonds.

Due to its obligations under this contingency agreement, UMB has incurred annual losses averaging \$1.2 million over the past four academic years. It is anticipated that these losses will persist into the foreseeable future, posing an unsustainable burden on UMB's operations. Given the age of the project, UMB estimates that an additional capital investment of \$5-\$10 million will be required for short-term maintenance and modernization to enhance the project's competitiveness with newer developments within the submarket. However, due to the property's underwhelming financial performance, there is no accumulated fund balance to cover these expenses. This presents a significant challenge for UMB, as such a substantial investment would directly conflict with its goals of addressing the campus' substantial backlog of deferred maintenance and allocating resources towards the development of new laboratories dedicated to sponsored research.

Board of Public Works
University System of Maryland
Supplement
April 3, 2024



6-RP. UNIVERSITY OF MARYLAND, BALTIMORE (cont'd)
Surplus Property

Remarks (cont'd):

For all of these reasons, the University requests Board of Public Works approval to declare the property surplus. The University will return to the Board for a recommendation for disposition after the requisite notification to the budget committees of the Maryland General Assembly.

State Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project under MD20220609-0452. It is recommended to declare the +/- .335 acres with adjoining buildings for student housing at 500 West Fayette Street, the +/- .440 acres with a sixteen-story apartment tower for student housing at 518 West Fayette Street, and the +/- 0.73-acre Fayette Square Alley surplus to the needs of the State, upon consideration of the Maryland Department of the Environment's qualifying comments and contingent upon meeting the following Maryland Historical Trust (MHT) requirements: (1) The University of Maryland will need to continue consultation with the MHT and consider the effects of the proposed transfer on these historic properties, pursuant to the Maryland Historical Trust Act of 1985; (2) MHT will need to determine whether or not the transfer must include provisions for a historic preservation easement held by the Trust, as discussed in MHT's forthcoming response letter to UMD. None of the local or state agencies that provided review comments expressed an interest in acquiring the properties.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Wes Moore
Governor

Aruna Miller
Lt. Governor

Paul J. Wiedefeld
Secretary

**BOARD OF PUBLIC WORKS
ACTION AGENDA
April 03, 2024**

<u>Item #s</u>	<u>Mode</u>	<u>Pages</u>
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3 – 5	Maryland Transit Administration (MTA)	5 - 9
6 – 17	State Highway Administration (SHA)	10 – 29
18 – 20	Maryland Transit Administration (MTA) (<i>cont'd</i>)	30 – 36
21	Supplemental: Maryland Aviation Administration (<i>cont'd</i>)	37

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 1

Contact: Linda D. Dangerfield 410-859-7097
ldangerfield@bwiairport.com

1-C. MARYLAND AVIATION ADMINISTRATION
Construction Contract

Contract ID: Electrical Substation ST-AB Replacement at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; *MAA-CO-24-003*
EPICS No.: MAACO24003

Contract Description: Provide all supervision, labor, materials (including furnishing, delivery, testing, sampling/certifying, storage, handling, and installation), equipment, tools, and associated work necessary for the Electrical Substation ST-AB Replacement at BWI Thurgood Marshall Airport. The work under this contract includes replacement of existing substation ST-AB, life safety, security of the doors to the electrical room and HVAC improvements to the substation, substation transformer foundations, and connection to existing Supervisory Control and Data Acquisition (SCADA) system.

Award: Cynergy Electric Company, Inc.; Crofton, MD

Contract Term: 843 calendar days from Notice to Proceed

Amount: \$3,825,105.00

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Cynergy Electric Company, Inc.; Crofton, MD	\$3,825,105.00
Dvorak, LLC; Baltimore, MD	\$5,777,000.00
Glenelg Construction Inc.; Hanover, MD	\$6,189,052.00
Hatzel and Buehler, Inc.; Middle River, MD	\$7,697,008.29

MBE/VSBE Participation: 16.45% / 0%

Performance Security: 100% Performance & Payment Bonds

Hiring Agreement Eligible: Yes

Incumbent: N/A

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 2

1-C. MARYLAND AVIATION ADMINISTRATION (cont'd)

Requesting Agency Remarks: The solicitation was advertised on October 24, 2023, via eMaryland Marketplace Advantage, electronically notifying 150 contractors, the Maryland Aviation Administration's website, and by way of direct solicitation to 6 firms. Four bids were received.

The variance in the pricing is equated to Cynergy self-performing the rigging of the equipment. MAA met with Cynergy to ensure the job could be performed at the price provided. Cynergy has confirmed its pricing.

The MAA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, as well as a Small Business Enterprise designation, and Small Business Preference. A 14% MBE participation goal was established for this contract. Cynergy Electric Company, Inc. has committed to exceeding the goal by 2.45% for a total of 16.45% MBE participation.

Fund Source: 44% State, 56% Other (Passenger Facility Charge)

Approp. Code: J06I0003

Resident Business: Yes

MD Tax Clearance: 24-0824-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 3

Contact: Linda D. Dangerfield 410-859-7097
ldangerfield@bwiairport.com

2-C. MARYLAND AVIATION ADMINISTRATION
Construction Contract

Contract ID: Residential Sound Insulation Program Phase 1B at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; *MAA-CO-24-010*
EPICS No.: MAACO24010

Contract Description: Provide sound insulation treatments for up to 20 single family residential properties in Glen Burnie, MD and Severn, MD. The work for each home may include window and door replacement, HVAC and fresh air refurbishment systems and associated electrical work, sheetrock installation, hazardous materials abatement, finish carpentry, and painting. The sound insulation program is part of the FAA Part 150 Noise Compatibility Program. Maryland Aviation Administration has been participating in the program since the 1980s. Under the program, 80% of the sound insulation cost is eligible for FAA funding.

Award: S&L Specialty Contracting, Inc.; Syracuse, NY

Contract Term: 345 calendar days from Notice to Proceed

Amount: \$1,520,000.00

Procurement Method: Competitive Sealed Bidding (Multi-Step)

Bids:

<i>Bidders</i>	<i>Amounts</i>
S&L Specialty Contracting, Inc.; Syracuse, NY	\$1,520,000.00
Strong Tower; Louisville, KY	\$2,650,000.00

DBE/VSBE Participation: 26.31% / 0%

Performance Security: 100% Performance & Payment Bonds

Incumbent: N/A

Requesting Agency Remarks: The solicitation was advertised on August 4, 2023, via eMaryland Marketplace Advantage, electronically notifying 20 contractors, the Maryland Aviation Administration's website, and by way of direct solicitation to 4 firms. Two bids were received. MAA reached out to the non-bidding contractors to ascertain why they did not bid. No responses were received.

DEPARTMENT OF TRANSPORTATION
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MDOT 4

2-C. MARYLAND AVIATION ADMINISTRATION (cont'd)

Requesting Agency Remarks (cont'd)

The variance in the bids is equated to S&L Specialty Contracting Inc., (S&L) self-performing the electrical portions of the contract. Additionally, S&L has experience with the residential sound work surrounding the airport and has been in this type of business since 1995.

The MAA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing a DBE participation goal, VSBE goal, and Small Business Enterprise designation. A 26% DBE participation goal was established for this contract, the contractor has committed to exceeding the goal by 0.31%.

Fund Source: 80% Federal, 20% Passenger Facility Charge (Paygo)

Approp. Code: J06I0003

Resident Business: No

MD Tax Clearance: 24-0824-0100

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024

REVISED



MDOT 5

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

3-AE-MOD. MARYLAND TRANSIT ADMINISTRATION
Modification: Architecture/Engineering Contract

Contract ID: On-Call Systems Safety Services; AE-19-004-B&D
EPICS No.: CO413945 and CO413047

Contract Approved: MDOT 1-AE, Agenda 10/07/2020 (Contract B)
MDOT 6-AE, Agenda 10/21/2020 (Contract D)

Contract Description: Two of four indefinite quantity contracts to provide systems safety services for Maryland Transit Administration’s (MTA) multiple modes.

Modification Description: MTA is seeking increased contract authority to maintain continuation of safety initiatives currently underway with a focus on the safety and insurance / risk management programs.

Awards: AECOM Technical Services, Inc. (Contract B)
Baltimore, MD
ADS System Safety Consulting, LLC (Contract D)
Baltimore, MD

Contract Term: 10/08/2020 – 10/21/2025 (5 years) (Contract B)
10/22/2020 – 11/04/2025 (5 years) (Contract D)

Modification Term: 4/04/2024 – 10/21/2025 (Contract B)
4/04/2024 – 11/04/2025 (Contract D)

Original Amount: \$10,000,000 each
\$20,000,000 Total

Modification Amount: \$5,000,000 each
\$10,000,000 Total

Prior Mods: \$0 (Mod. #1: Amended contract language to Contract B & D;
Delegated Authority – MDOT, 12/09/2021)

Total Contract Amount: \$30,000,000

Percent +/- Change (this item): +1.5% (Contract B & D)

Total Percent -/- Change: +1.5% (Contract B & D)

Procurement Method: Qualification Based Selection

3-AE-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

DBE/VSBE Participation: 20.9% / 0% (Contract B)
58% / 0% (Contract D)

DBE/VSBE Compliance: 22.27% / 0% (Contract B)
94.59% / 0% (Contract D)

Requesting Agency Remarks: These contracts provide for consultants that perform systems safety services for MTA. These services may include systems safety engineering support for capital projects; database enhancement and administration support; fire life safety support; system safety engineering and management support; environmental engineering and management support; safety and security management plans (SSMP); emergency preparedness and management support; construction safety and inspection support; Quality assurance; and Worker's compensation/Department of Transportation compliance.

MTA is requesting additional contract authority to maintain continuation of current safety initiatives with a focus on the safety and insurance / risk management programs.

In pursuing these contract modifications MTA assessed agency needs, forecasts for work assignments in combination with funding availability, and complexity of the work or agency programs to support MTA's Safety Office.

Of the four contracts within this series, Safety pursued increases for Contracts B (AECOM) and D (ADS) because of their long-term involvement with MTA's largest projects and most complex programs while also exceeding the DBE goals by 1.37% and 36.59% respectively. Due to the nature of the services provided, maintaining continuity, and avoiding service interruptions were paramount considerations for seeking a modification to these contracts.

Among a broad range of Environmental Health and Safety services, MTA Safety Office utilizes Contract B (AECOM) for specialized Risk Management and Insurance resources support on demand, across the agency. The insurance programs require close collaboration with several MTA Departments including:

- Real Estate – for Right of Entry Agreements.
- Procurement – for insurance needs included in procurement packages.
- Construction – for Insurance needs and Owner Controlled Insurance (OCIP) needs.
- MTA Legal – During contract reviews as well as periodic claims arising.
- Purple Line – the Owner Controlled Insurance Program at the Purple Line.

In addition to supporting MTA's insurance program needs, Contract B (AECOM) also provides services to the State Treasurer's Office for Operational insurance coverages.

REVISED

3-AE-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Requesting Agency Remarks (cont'd)

MTA’s Safety Office utilizes Contract D (ADS) to support, from a safety perspective, some of MTA’s largest and longest contracts. They provide safety support and representation for several contracts including:

- MTA Light Rail Vehicle Overhaul – The MDOT MTA is overhauling (53) light rail vehicles in accordance with MDOT MTA RFP #T-8000-0387.
- State Safety Oversight (SSO) support - The Federal Transit Administration (FTA) and the Maryland Department of Transportation (MDOT) administer these requirements.
- Metro Railcar Train Control Replacement Project. The MDOT MTA is retiring 100 railcars and systemwide train control in accordance with MDOT MTA Contract T-8000-1415.

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

Approp. Code: J05H0105

Resident Business: Yes

Tax Clearance: 23-3553-1111 (Contract B)
23-4772-0111 (Contract D)

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 8

Contact: Matthew Lattin 410-767-3698
mlattin@mdot.maryland.gov

4-LT. MARYLAND TRANSIT ADMINISTRATION
Lease/Tenant

Recommendation: That the Board of Public Works approve the Maryland Transit Administration (MTA) extending a lease for real property as tenant.

Authority: Transportation Article, §7-204 (d)(1)
Annotated Code of Maryland

Property: MTA RE No. 1155
Brunswick Rail Passenger Station
100 S. Maple Avenue, Brunswick, Frederick County, MD 21716

Landlord: Mayor and Council of Brunswick

Tenant: State of Maryland, MTA MARC

Space Type: Rail Passenger

Lease Type: Lease Extension

Lease Term: 04/04/2024 - 04/03/2029

Effective Date: 04/04/2024

Annual Rent: \$0.00 **Special Conditions:** N/A

Requesting Agency Remarks: MTA is requesting approval of an Intergovernmental Lease Agreement (Lease) for the continued use of the Brunswick Rail Passenger Station. MTA and the Mayor and Council of Brunswick entered into a Lease dated March 19, 2007, for the use of the Station which expired on March 19, 2012. MTA has continued its use of the property under a month-to-month holdover since March 20, 2012. The new Lease is for continued use of the Station for a five-year term.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 9

Contact: Matthew Lattin 410-767-3698
mlattin@mdot.maryland.gov

5-RP. MARYLAND TRANSIT ADMINISTRATION
Real Property – Acquisition

Recommendation: That the Board of Public Works approve the Maryland Transit Administration (MTA) acquiring real property.

Authority: Transportation Article, §7-204 (d)(1)
Annotated Code of Maryland

Property: MTA RE No. 1159
Odenton Parcel C, (± 0.082 ac), Odenton MARC Station,
1400 Odenton Road, Anne Arundel County

Grantor: National Railroad Passenger Corporation (Amtrak), as successor in interest to the Washington, Baltimore, and Annapolis Railroad

Grantee: State of Maryland, MTA

Consideration: \$10

Appraised Value: \$93,200 – Melville Peters (Selected)
\$107,500 – George Peabody (Approved)
Wesley A. Barkley, SHA Review Appraiser

Special Conditions: N/A **Fund Source:** 100% State Funds

Requesting Agency Remarks: In 2022, MTA consolidated previously acquired parcels comprising 12.85 acres as part of the West Lot with 802 commuter parking spaces to support the station building and local bus service. As part of that effort, it was discovered that “Parcel C” was not included as part of a prior conveyance from Amtrak. The subject parcel is currently part of the Odenton MARC Station as a paved roadbed within the bus loop and Kiss-n-Ride area. Acquisition of the parcel will allow consolidation into the existing Parcel 236 for continued use of the station and to correctly reflect MTA ownership.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 10

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

6-C. STATE HIGHWAY ADMINISTRATION
Construction Contract

Contract ID: Facility Paving at Various Locations in Anne Arundel County – Facilities Improvements; XX6665529R
EPICS No.: XX6665529R

Contract Description: This contract is for facility paving at various locations in Anne Arundel County – facilities improvements.

Award: Reliable Contracting Company, Inc.; Gambrills, MD

Contract Term: 622 Calendar Days

Amount: \$339,827.75

Procurement Method: Competitive Sealed Bidding

Bids:

Bidders	Amounts
Reliable Contracting Company, Inc.; Gambrills, MD	\$339,827.75
R. E. Sheehi Trucking & Paving, LLC; Huntington, MD	\$387,770.00
E & R Services Inc.; Lanham, MD	\$438,075.00
M. T. Laney Company, Inc.; Eldersburg, MD	\$438,165.00
Ardent Company, LLC; McLean, VA	\$454,500.00

MBE/VSBE Participation: 5% / 0%

Performance Security: Performance & Payment Bonds for 100% of the award amount exists for this contract

Incumbent(s): None

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on October 24, 2023, notifying 381 potential contractors, 84 of which were MDOT-certified Minority Business Enterprises (MBEs). Five bids were received and opened on December 14, 2023. There were no protests filed.

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MDOT 11

6-C. STATE HIGHWAY ADMINISTRATION (cont'd)

Requesting Agency Remarks (cont'd)

SHA and their contractors work together to choose a material from our Qualified Products List that is green so as not to pollute or make harmful impacts on our environment. Paving around our facilities also controls storm water runoff to our sediment holding areas to lessen the environmental impacts.

State Highway Administration has confirmed Reliable Contracting Company, Inc.'s bid price.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, Small Business Preference, as well as a Small Business Reserve designation. A 5% MBE Participation goal has been established for this project, to which the recommended awardee has committed. This solicitation was not designated SBR as there were no Small Business available to perform this work. No VSBE participation goal was set due to no certified firms available.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0101

Resident Business: Yes

MD Tax Clearance: 24-0466-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 12

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

7-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Median and Roadside Mowing, Trimming and Litter Pick-Up of Primary and Secondary Roadways East of Bel Air in Harford County; 42712E1426SB
EPICS No.: 42712E1426

Contract Description: Provide median and roadside mowing, trimming and litter pick-up of primary and secondary roadways east of Bel Air in Harford County

Award: Hoppergrass Lawn Care, LLC.; Bowie, MD
(Certified MBE & Small Business)

Contract Term: 04/18/2024* – 12/31/2026 (*or earlier upon BPW approval)
(2 years, 8 months, 13 days)

Amount: \$90,670.00

Procurement Method: Competitive Sealed Bidding (SBR-designated)
(Single Bid Received)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Hoppergrass Lawn Care, LLC; Bowie, MD	\$90,670.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Incumbent(s): Bluestone Contracting; Somerdale, NJ

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on October 31, 2023, notifying 295 potential contractors, 60 of which were MDOT-certified Minority Business Enterprises (MBEs), and direct solicited 3 contractors. Maryland Works issued a one-year waiver on March 22, 2023. A single bid was received and opened on December 7, 2023. There were no protests filed.

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

Requesting Agency Remarks (cont'd)

The State Highway Administration (SHA) notified previous vendors who have bid on our tractor mowing contracts in the past. The vendors were given ample time to review and place a bid before the bid opening date, despite our outreach efforts only one bidder submitted a bid.

The State Highway Administration believes that re-advertising this contract would just delay mowing operations for the shop with spring approaching.

The incumbent did not bid because they did not believe they could price the work competitively.

The State Highway Administration's mowing program helps to promote safety for the traveling public by controlling undesirable brush and noxious weeds; and maintaining adequate sight distances and the free flow of water.

The State Highway Administration has compared this project with a similar contract in this area and based on the current market has found the prices submitted by the low bidder fell in line with previous prices for this work and found the bid to be fair and reasonable.

The State Highway Administration has confirmed Hoppergrass Lawn Care LLC's bid price.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, Small Business Preference, as well as a Small Business Reserve designation. Although no MBE participation goal was established for this contract, the work conducted on this contract is performed 100% by a Certified Minority Business and State-Certified Small Business. No VSBE participation goal was set due to a lack of certified firms.

Fund Source: 100% Special (Transportation Trust Fund)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 24-0772-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 14

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

8-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Install, Repair or Replace W-Beams at Various Locations in Garrett County;
4771161426

EPICS No.: 4771161426

Contract Description: Install, repair, or replace w-beam at various locations in Garrett County

Award(s): Penn Line Service, Inc.; Scottdale, PA

Contract Term: 04/18/2024* – 12/31/2026 (*or earlier upon BPW approval)
(2 years, 8 months, 13 days)

Amount: \$489,843.50

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Penn Line Service, Inc.; Scottdale, PA	\$489,843.50
Green Acres Contracting Co., Inc.; Scottdale, PA	\$651,761.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

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

Incumbent(s): Same

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on November 28, 2023, notifying 243 potential contractors, 57 of which were MDOT-certified Minority Business Enterprises (MBEs). Two bids were received and opened on January 4, 2024. There were no protests filed.

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MDOT 15

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

Requesting Agency Remarks (cont'd)

The State Highway Administration (SHA) and their contractors work together to choose a material from our Qualified Products List that is green so that we do not pollute or make further impacts on the environment.

The State Highway Administration has confirmed Penn Line Service, Inc.'s bid price.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, Small Business Preference, as well as a Small Business Reserve designation. A 0% MBE goal was set for this project as it is a single element of work, guardrail repair or replacement, which is specialized work performed by the prime contractor. This solicitation was not designated SBR as there were no Small Business available to perform this work. No VSBE participation goal was set due to a lack of certified firms to perform these services.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 24-0111-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 16

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

9-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Facility Management and Janitorial Services of the Sideling Hill Rest Area and Exhibit Center located in Washington County; 5262161427
EPICS No.: 5262161427

Contract Description: This contract is to manage and perform all routine maintenance and janitorial services for the Interstate 68 Eastbound and Westbound Rest Area and Exhibit Center on Sideling Hill, in Washington County.

Awards: Horizon Goodwill Industries; Hagerstown, MD

Contract Term: 6/1/2024 – 5/31/2027
(3 years)

Amount: \$2,794,611.99 NTE

Procurement Method: Preferred Provider

Bids: No

MBE/VSBE Participation: 0% / 0%

Incumbent: Same

Requesting Agency Remarks: This contract is based on a not-to-exceed amount of \$2,794, 611.99 as determined by the Pricing and Selection Committee for the Rehabilitation and Employment Program on December 21, 2023.

Cleaning supplies will be supplied by the State Highway Administration (SHA) and will be procured from the statewide blanket purchase order (BPO) with Blind Industries and Services of Maryland (BISM). Purchases will be made with following exceptions: BISM is unable to furnish the needed supplies within a reasonable period of time, BISM is unable to provide the needed supplies to meet SHA's specifications, and/or the needed supplies are not included on the master list.

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MDOT 17

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

Requesting Agency Remarks (cont'd)

BISM offers a variety of environmentally preferred products, and these products, where available and per scope of work, will be used for the janitorial supplies. BISM offers a list of products that designate recycled, Green Seal, EcoLogo, and Forest Stewardship Council (FSC) certifications.

State Highway Administration has confirmed Horizon Goodwill Industries.

Due to the services on this project being provided by a Preferred Provider, no MBE/VSBE goal was set.

Fund Source: 100% Special (Transportation Trust Fund)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 24-0779-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 18

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

10-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Maintenance and Repairs to Highway Street Lighting at Various Locations in Prince George’s County; 5281631425
EPICS No.: 5281631425

Contract Description: Provide maintenance and repairs to highway street lighting at various locations in Prince George’s County

Awards: Lighting Maintenance, Inc.; Harmans, MD

Contract Term: 04/18/2024* – 12/31/2025 (*or earlier upon BPW approval)
(1 year, 8 months, 14 days)

Amount: \$1,377,811.46 NTE

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Lighting Maintenance Inc.; Harmans, MD	\$1,377,811.46
Baldwin Line Inc Co. Inc.; Elkridge, MD	\$2,474,093.56

Living Wage Eligible: Yes

MBE/VSBE Participation: 15% / 0%

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

Incumbent: Same

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on June 27, 2023, notifying 119 potential contractors, thirty-six (36) of which were MDOT-certified Minority Business Enterprises (MBE’s). Maryland Works granted a one-

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MDOT 19

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

Requesting Agency Remarks (cont'd):

year waiver for these services on March 22, 2023. Two bids were received and opened on July 27, 2023. There were no protests filed.

The second bidder based their bid on the market and workforce availability and what was necessary to service this contract for its duration, also the higher bid cost associated with the lighting item materials accounted for the disparity in bid price for the highest bidder.

The Maryland State Highway Administration's commitment to energy-efficient lighting systems through the repair, replacement and maintenance of overhead lighting and sign network.

The State Highway Administration has confirmed Lighting Maintenance, Inc.'s bid price.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, Small Business Preference, as well as a Small Business Reserve designation. A 15% MBE participation goal has been established for this contract, to which the recommended awardee has committed. No VSBE participation goal was set due to a lack of certified firms to perform these services.

Fund Source: 100% Special (Transportation Trust Fund)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 24-0771-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 20

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

11-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) disposing real property as it is excess to the agency’s needs.

Authority: Transportation Article, § 8-309(f)(1)(ii)
Annotated Code of Maryland

Property: MC# 22-2755
Eldridge Avenue, (± 0.093 acres), Parcel 3 located at 3804 38th Street, South side of MD 238 between Perry Street, and the Amtrak Line, Brentwood, Prince George’s County

Grantor: State of Maryland, SHA

Grantee: Warehouse 3804, LLC, a Maryland Limited Liability Company

Consideration: \$21,500

Appraised Value: \$27,000 – Gregory Williams, (Approved)
Katie Kohler, SHA Review Appraiser

Special Conditions: Being sold subject to an easement for ingress and egress.

Requesting Agency Remarks: In 1954, SHA relocated MD 238 a short distance to the North as a new bridge had been constructed across the railroad tracks. The old bridge was removed, and the roadway formerly known as Eldridge Avenue was no longer a public thoroughfare. The old roadway has since provided access and parking to the three adjoining properties. SHA proposes to convey Parcel 3 through a negotiated sale of \$21,000, which is 80% of the appraised value. This property will be sold subject to an access easement which encumbers the entire property and is being retained for SHA use.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 21

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

12-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Easement

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) releasing a snow fence easement as it is excess to the agency’s needs.

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

Property: MC# 23-2867
Viola Beasman, located west of MD Route 32 and North of MD Route 851 (Springfield Ave) in Sykesville, Carroll County

Grantor: State of Maryland, SHA

Grantee: ESC Parkside II, L.C., a Maryland limited liability company

Consideration: \$500

Requesting Agency Remarks: In 1963, SHA acquired the property as part of the expansion of the MD Route 32 bypass in Sykesville, Carroll County. SHA no longer needs the subject snow fence easement. SHA proposes to release the snow fence easement to the adjoining owner at an administrative cost of \$500.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 22

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

13-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Easement

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) releasing a snow fence easement as it is excess to the agency’s needs.

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

Property: MC# 23-2868
Churchview Farms, located south of MD Route 3 (N. Crain Hwy),
and west of Churchview Rd., Gambrills, Anne Arundel County

Grantor: State of Maryland, SHA

Grantee: Baldwin Investors, a Maryland Partnership

Consideration: \$500

Requesting Agency Remarks: In 1956, SHA acquired the property for the dualization of MD Route 3 between Waugh Chapel Rd and Millersville Rd in Gambrills, Anne Arundel County. SHA no longer needs the subject snow fence easement. SHA proposes to release the snow fence easement on the property to the adjoining owner at an administrative cost of \$500.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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April 3, 2024



MDOT 23

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

14-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) disposing real property as it is excess to the agency’s needs.

Authority: Transportation Article, § 8-309(f)(1)(ii)
Annotated Code of Maryland

Property: MC# 24-2873
Eldridge Avenue roadbed, (0.019 acres), Parcel 1, located at 3812
38th St., South side of MD 238 between Perry Street and the Amtrak
Line, Brentwood, Prince Georges County

Grantor: State of Maryland, SHA

Grantee: The Gospel Faith Mission International Inc., a Maryland
Corporation

Consideration: \$4,400

Appraised Value: \$4,400 – Gregory Williams, (Approved)
Katie Kohler, SHA Review Appraiser

Requesting Agency Remarks: In 1956, SHA relocated MD Route 238 a short distance to the North as a new bridge had been constructed across the railroad tracks. The old bridge was removed, and the roadway formerly known as Eldridge Avenue was no longer a public thoroughfare. The old roadway has since provided access and parking to the three adjoining properties. SHA proposes to convey Parcel 1 to the adjoining owner through a negotiated sale of \$4,400, which is 100 % of the appraised value.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 24

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

15-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) disposing real property as it is excess to the agency’s needs.

Authority: Transportation Article, § 8-309(f)(1)(ii)
Annotated Code of Maryland

Property: MC# 24-2874
Eldridge Avenue roadbed, (0.036 acres), Parcel 2 located at 3806
38th Street, South side of MD 238 between Perry Street and the
Amtrak Line, Brentwood, Prince Georges County

Grantor: State of Maryland, SHA

Grantee: T. Cubit LLC, a Maryland Limited Liability Company

Consideration: \$6,200

Appraised Value: \$7,400 – Gregory Williams, (Approved)
Katie Kohler, SHA Review Appraiser

Special Conditions: Being sold subject to an easement to allow ingress and egress by the
State and adjoining owner.

Requesting Agency Remarks: In 1954, SHA relocated MD 238 a short distance to the North as a
new bridge had been constructed across the railroad tracks. The old bridge was removed, and the
roadway formerly known as Eldridge Avenue was no longer a public thoroughfare. The old
roadway has since provided access and parking to the three adjoining properties. SHA proposes
to convey Parcel 2 through a negotiated sale of \$6,200, which is 84% of the appraised value. This
property will be sold subject to an access easement, which is being granted to the adjoining owner
of Parcel 1 (The Gospel Faith International Inc.) and retained for use by SHA.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 25

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

16-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Easement

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) granting a perpetual easement for ingress and egress.

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

Property: MC# 24-2878
Eldridge Avenue easement, (1,577 sq ft), located at 3806 38th Street, south side of MD 238 between Perry Street and the Amtrak Line, Brentwood, Prince Georges County

Grantor: State of Maryland, SHA

Grantee: The Gospel Faith Mission International Inc, a Maryland Corporation

Consideration: \$0 (see remarks)

Appraised Value: N/A

Requesting Agency Remarks: In 1954, SHA constructed a new bridge across the railroad tracks and relocated MD Route 238 to the north. The old roadway has since provided access and parking for the three adjoining properties (Parcels 1-3). To access the parking area for Parcel 1, visitors need to cross Parcel 2. To ensure continued access to Parcel 1, SHA proposes to grant a Perpetual Easement for Ingress and Egress to the adjoining owner of Parcel 1 (The Gospel Faith Mission International) prior to the conveyance of Parcel 2. There will be no monetary cost as SHA is granting the easement as a courtesy to avoid potential conflict over access.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 26

Contact: Jada Wright 4 10-545-0330
jwright18@mdot.maryland.gov

17-GM. STATE HIGHWAY ADMINISTRATION
RETROACTIVE: General/Miscellaneous – Electronic Bidding Fee Approval

Contractor: Info Tech, Inc. DBA Infotech; Gainesville, FL

Modification Description:

Part A: **RETROACTIVE** request to allow Info Tech, Inc. (DBA Infotech), owner of the electronic bidding platform known as Bid Express (BidX), to increase fees to potential bidders on construction, maintenance, and stream/wetlands mitigation contracts let on behalf of modal administrations of the Maryland Department of Transportation. This request seeks to ratify the increased fees that Infotech began charging on January 1, 2024.

Part B: Continue to provide services for an additional 1,053 days.

Term: **Part A:** 01/01/2024 – 04/03/2024 (**Retroactive: 93 days**)
Part B: 04/04/2024 – 02/21/2027 (Proactive: 1,053 days)

Amount: **Part A:** \$2,880 (**Retroactive**) 144 BidX users at \$5/month
Part B: \$28,390 (**Proactive**) 167* BidX users at \$5/month
\$31,270 Total

* Maximum number of MDOT-only subscribers to date

Fee Schedule:

Fee Type	Former Fee (10/1/21 – 12/31/23)	Increased Fee (starting 1/1/24)	Fee Description
Basic Service	\$45/month	\$60/month	<ul style="list-style-type: none"> • Search, view, and download complete and detailed bid information • Set up email notifications for preferred agencies • Gain free access to AASHTOWare Project Bids™ to prepare your bid • Gain free access to the Small Business Network® for contractor communication
NEW: Pro Service	\$75/month		<ul style="list-style-type: none"> • Includes 1 Infotech Digital ID™ and 1 agency request to bid

17-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Fee Schedule (cont'd):

<i>Optional Services (Unchanged)</i>		
Internet Bidding	\$25/month	<ul style="list-style-type: none"> This service is required on top of Basic Service to bid. Alternatively, potential bidders can subscribe to the new Pro Service and save \$10 per month.
Info Tech® Digital ID™	\$100 (one-time)	<ul style="list-style-type: none"> One-time processing fee for each Info Tech Digital ID required. Optional, but required to bid electronically.
Small Business Network	Free for Basic Service subscribers	<ul style="list-style-type: none"> Post an unlimited number of sub-quote requests Set up email notifications for sub-quotes posts and responses Easily locate pre-qualified and certified small and disadvantaged businesses View all outstanding sub-quote requests at a glance

Requesting Agency Remarks: SHA seeks approval of a retroactive modification as COMAR 21.03.05.04 requires any State agency—or private contractor working for the State—charging fees for electronic procurement transactions to seek BPW approval to charge said fees.

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

The Maryland State Highway Administration (SHA) contracts with Infotech on behalf of MDOT modes to provide electronic bidding services on the BidX platform. Infotech provides BidX at no cost to the MDOT but at a monthly subscription fee to the potential bidders on MDOT construction contracts, including roads, highways, and bridges; wetlands mitigation; and facilities maintenance. COMAR 21.03.05.04 requires any State agency—or private contractor working for the State—charging fees for electronic procurement transactions to seek BPW approval to charge said fees.

BidX requires a subscription fee for potential bidders only. Before January 1, 2024, in order to bid, vendors needed the Basic Service plus Internet Bidding service, for a total of \$70 per month. On January 1, 2024, Infotech changed their fee structure to add a new tier of service, Pro Service, for \$75 per month, which combines the Basic and Internet Bidding services and includes one Info Tech digital ID. This change resulted in a net increase of \$5 each month for Maryland bidders on MDOT projects. However, the Board did not approve this fee increase before Infotech began charging it.

17-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

Subcontractors (MBE, DBE, SBE), suppliers and vendors who do not plan on bidding on contracts have limited access to BidX, free of charge, to search contract lettings, contract numbers, and descriptions. Advertisement notices for all projects solicited through BidX are posted on eMaryland Marketplace (eMMA), as required in COMAR. SHA has received construction bids exclusively online since July 2017, and MdTA since January 2020.

BidX does include two additional services that are not necessary for Maryland bidders: the Online Plan Sheet service, which is not needed since plans are available for free on BidX without a subscription; and the Bid Express Analysis Suite, which is not needed because MDOT modes using BidX publish their bid tabs and historic bid item prices on their web sites.

Below is a snapshot of the BidX user community (as of November 27, 2023):

- Total # of Basic Account holders (nationally): 8,903
- Total # of proposals received by MDOT: 1,354
- Total # of bids received by MDOT: 5,524
- Total # of unique vendors: 282

The benefits of continued use of BidX for electronic bidding include the following:

- BidX is used in 39 states, four of which use it across multiple agencies.
- BidX is fully integrated with AASHTOWare, a suite of software modules, developed by the American Association of State Highway and Transportation Officials (AASHTO) and designed to support state construction programs. MDOT uses AASHTOWare to produce files that get uploaded to BidX to advertise the bid.
- During the advertisement phase, MDOT can download plan holders into AASHTOWare. After the bid is opened, the Department downloads each bid to the line-item level and imports that data into AASHTOWare, where it forms the basis of the bid justification. Switching construction bid letting to eMMA would require entering all data manually, since eMMA does not interface with AASHTOWare.
- Bid packages are validated for affirmations and identifies the missing documentation. It notifies bidders prior to submitting the bid about errors and incomplete elements, reducing mistakes. This will reduce SHA efforts to manually check for missing affirmations and missing addenda, decreasing the post bid-opening processing time.
- Small businesses have a dedicated region in which to interact online with prime contractors, providing a greater opportunity for them to be included in bids, developing more resources for MDOT contracts, increasing competition.

DEPARTMENT OF TRANSPORTATION
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MDOT 29

17-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

- The Federal Highway Administration (FHWA) has a program that allows Disadvantaged Business Enterprises (DBEs) to submit for full reimbursements for the fees they may incur in using online bidding resources.

Fund Source: User Fees
Approp. Code: J02B0101
Resident Business: No
MD Tax Clearance: 24-0491-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

REVISED

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

**18-M. MARYLAND TRANSIT ADMINISTRATION
*RETROACTIVE - Maintenance Contract***

Contract ID: Elevator & Escalator Maintenance, Inspections, & Testing; *AGY-19-006-RT A & B*
EPICS No.: AGY19006RT A & B

Contract Description:

Part A: RETROACTIVE - Provides maintenance of all elevators and escalators located at the Maryland Transit Administration's (MTA) Bus Division, Metro SubwayLink, and Light RailLink's stations and facilities. MTA is requesting that the BPW ratify payment of compensation to the contractor, Schindler Elevator Corporation, who provided services after the contract expired and authority to the MTA was exhausted.

Part B: Continue to provide services for an additional 12 months while MTA completes a new competitive procurement of the successor contract.

Award: Schindler Elevator Corporation; Baltimore, MD

Contract Terms: **Part A:** 11/01/2022 – 04/03/2024 (**Retroactive**)
Part B: 04/04/2024 – 04/03/2025 (Proactive 12 months)

Amounts: **Part A:** \$14,584,582.20 (**Retroactive**)
Part B: \$14,408,876.80 (Proactive)
\$28,993,459.00 Total

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 10% (Functional Area 1 – Elevators) / 0%
7% (Functional Area 2 – Escalators)

MBE/VSBE Compliance: 20.97% (Functional Area 1 – Elevators) / 0%
21.81% (Functional Area 2 – Escalators)

Incumbent: Same

Requesting Agency Remarks: MTA seeks ratification of a retroactive contract to pay the contractor as MTA exhausted their contract authority on October 31, 2022, and a proactive modification to increase MTA's contract authority and contract term by 12 months, as outlined below.

REVISED

18-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Requesting Agency Remarks: (cont'd)

Part A (Retroactive): Retroactive approval of a sole source contract to provide maintenance of all elevators and escalators located at the Maryland Transit Administration's (MTA) Bus Division, Metro SubwayLink, and Light RailLink's stations and facilities.

Retroactive approval is being requested pursuant to State Finance & Procurement Article §11-204(c). This contract should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contract would not undermine the purposes of the procurement law; and 3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

Part B (Proactive): Request for approval to prospectively continue the sole source contract for 12 months, to allow time to complete a new competitive procurement of the successor contract.

On October 30, 2019, the BPW approved the award of Contract AGY-19-006-MT (MDOT 9-M) to provide maintenance of 37 elevators, 81 escalators, and two wheelchair lifts located at the Bus Division, Metro SubwayLink, and Light RailLink's stations and facilities. The contract expired on October 31, 2022, and Schindler Elevator Corporation continued to provide services to MTA as the services provided are essential to the accessibility of MTA stations and facilities.

The MTA seeks approval from the BPW to ratify sole source contract AGY-19-006-RT with a contract term from November 1, 2022, to April 3, 2024, and for an amount of \$14,584,582.20.

The MTA also seeks approval of a 12-month proactive period to allow for time to complete a new competitive procurement of the successor contract.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J05H0105

Resident Business: Yes

MD Tax Clearance: 24-0307-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 32

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

**19-M. MARYLAND TRANSIT ADMINISTRATION
RETROACTIVE Maintenance Contract**

Contract ID: Light Rail HVAC Maintenance, LR-20-014-RT
EPICS No.: LR20014RT

Contract Description:

Part A: RETROACTIVE - Provides for HVAC maintenance services for the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) Light RailLink facilities located throughout Baltimore City, Baltimore County, and Anne Arundel County, Maryland.

Part B: Continue to provide services for an additional 4 months and 30 days, while MTA completes a new competitive procurement of the successor contract.

Award: Denver Elek Inc.; Baltimore, MD

Contract Term: **Part A:** 03/11/2022 - 04/03/2024 (**Retroactive 2 years, 24 days**)
Part B: 04/04/2024 - 09/02/2024 (Proactive 4 months, 30 days)

Amount: **Part A:** \$512,213.08 (**Retroactive**)
Part B: \$125,961.60 (**Proactive**)
\$638,174.68 Total

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Incumbent: Same

Requesting Agency Remarks: MTA seeks approval of a retroactive contract to pay the awardee as the original contract expired due to an administrative error. Additionally, MTA seeks approval of a proactive contract term of 4 months and 30 days, as outlined below.

Part A (Retroactive) Retroactive approval of a sole source contract to provide HVAC maintenance services for the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) Light RailLink facilities located throughout Baltimore City, Baltimore County, and Anne Arundel County, Maryland.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 33

19-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Requesting Agency Remarks (cont'd):

Retroactive approval is being requested pursuant to State Finance & Procurement Article §11-204(c). This contract should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contract would not undermine the purposes of the procurement law; and 3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

Part B (Proactive): Request for approval to prospectively continue the sole source contract for 4 months and 30 days, to allow time to complete a new competitive procurement of the successor contract.

LR-20-014-MT was advertised on eMaryland Marketplace Advantage on August 12, 2020, notifying 21 vendors, and was directly solicited to four (4) vendors. The bid opening was conducted on September 9, 2020, and two bids were received. Denver-Elek was the low bidder and contract award was approved by BPW (10-M, March 10, 2021).

The contract was solicited, bid, and awarded as a three-year contract. Unfortunately, the contract document executed between the vendor and the state indicated only a one-year term. The error was not discovered for more than two years, when preparations began to conduct the procurement for the new contract. MTA determined that the contract had in fact expired on March 10, 2022, resulting in a retroactive contract as both the contractor and state both acted in good faith under the assumption that the contract was active. After the discovery, maintenance services continued as they are critical to the health and welfare of the Light Rail workforce and riders.

The MTA seeks approval from the BPW to ratify sole source contract LR-20-014-RT with a contract term from March 11, 2022, to September 02, 2024, and for an amount of \$638,174.68. This ratification will approve those services already received and will also allow Denver-Elek Inc. to continue to provide these critical services until a new procurement has been conducted and the successor contract is awarded. The solicitation for the successor contract has been advertised and the anticipated award is Summer of 2024.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0102

Resident Business: Yes **MD Tax Clearance:** 24-0308-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 34

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

20-M. MARYLAND TRANSIT ADMINISTRATION
RETROACTIVE - Maintenance Contract

Contract ID: Bus Shelter Maintenance and Repair, OPS-24-029-RT
EPICS No.: OPS24029RT

Contract Description:

Part A: RETROACTIVE - Provides maintenance and repair of various bus shelters, throughout the Baltimore metropolitan area and surrounding counties. MTA is requesting that the BPW ratify payment of compensation to the awardee, J. Ziemski Construction, Inc., who provided services after the contract expired and authority to the MTA was exhausted.

Part B: Continue to provide services for an additional 9 months and 28 days, while MTA completes a new competitive procurement of the successor contract.

Award: J. Ziemski Construction, Inc.; Baltimore, MD

Contract Term: **Part A:** 09/01/2023 - 04/03/2024 (**Retroactive: 6 months, 3 days**)
Part B: 04/04/2024 - 01/31/2025 (Proactive: 9 months, 28 days)

Amount: **Part A:** \$473,324.00 (**Retroactive**)
Part B: \$676,176.00 (Proactive)
\$1,149,500.00 Total

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Incumbent: Same

Requesting Agency Remarks: MTA seeks approval of a retroactive contract to pay the awardee as the original contract expired and MTA exhausted their contract authority on August 31, 2023. Additionally, MTA seeks approval of a proactive contract term of 9 months and 28 days, as outlined below.

Part A (Retroactive): Retroactive approval of a sole source contract to provide maintenance and repair of various bus shelters, throughout the Baltimore metropolitan area and surrounding counties.

20-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Requesting Agency Remarks (cont'd):

Retroactive approval is being requested pursuant to State Finance & Procurement Article §11-204(c). This contract should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contract would not undermine the purposes of the procurement law; and 3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

Part B (Proactive): Request for approval to prospectively continue the sole source contract for 9 months and 28 days, to allow time to complete a new competitive procurement of the successor contract.

OPS-20-012-MT was advertised on eMaryland Marketplace Advantage on April 23, 2020, notifying 276 vendors, and was directly solicited to seven vendors. The bid opening was conducted on June 5, 2020. On February 10, 2021, BPW approved OPS-20-012-MT (Item 10-M), Bus Shelter Maintenance and Repair, awarded to J. Ziemiński, Inc. This contract had a base term of three years with two one-year renewal options.

In the Summer of 2023, the MTA experienced many destructive events to bus shelters including the shattering of the glass enclosures. The MTA investigated the cause of the property damage and learned that a series of events was in response to a social media challenge that encouraged the public to partake in destructive behavior. The frequency of the events caused MTA to exhaust the contract authority at a much higher rate than anticipated. Contract management could not get a modification approved in time to prevent the contract being used beyond its contract authority.

J. Ziemiński, Inc., continued to provide these crucial services; and therefore, MTA is submitting this request to approve this contract with both retroactive and proactive terms.

MTA has addressed this issue with the Contract Management Team, provided guidance on the importance of close monitoring of the spend rate, and coordination with the Office of Procurement if any unforeseen events, such as social media challenges, arise that may lead to exhausting MTA's contract authority prematurely.

It is crucial that MTA be able to continue to utilize this service contract to maintain and repair bus shelters, which protect passengers from changing weather conditions as they await their commute. As well as having available contract authority to direct repairs as damage to bus shelters often result in a public safety hazard.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
April 3, 2024



MDOT 36

20-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0102

Resident Business: Yes

MD Tax Clearance: 24-1034-0110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Contact: Linda D. Dangerfield 410-859-7097
 ldangerfield@mdot.maryland.gov

21-E. MARYLAND AVIATION ADMINISTRATION
Equipment Contract

Contract ID: Three (3) SICHARGE UC150 output power control cabinets and six (6) electric charging dispensers for Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; BWI-24-005-C

EPICS No.: BWI24005C

Contract Description: Provides for the purchase and delivery of three (3) SICHARGE UC150 output power control cabinets, six (6) electric charging dispensers, mobilization, commissioning, and onsite training.

Award: Siemens Industry, Inc., Wendell, NC

Contract Term: 30 calendar days from Notice to Proceed

Amount: \$272,740.00

Procurement Method: Intergovernmental Cooperative Purchase

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Hiring Agreement Eligible: N/A

Requesting Agency Remarks: The Airport parking shuttle service provides no-charge transportation to Airport patrons and their luggage between the Airport Terminal Building and the Airport operated surface parking lots, the daily garage, and Amtrak BWI Rail Station. The Airport parking shuttle service operates seven days a week, 24-hours per day, every day of the year. MAA procured eight battery electric buses to assist with these operations. This change in the propulsion system from Diesel to Electric brings the need for electric charging stations. SICHARGE UC is a newly developed, third generation, DC charger which is specifically designed and built for eBus and eTruck charging. MAA procured four SICHARGE UC200 output power control cabinets and eight electric charging dispensers in June 2022. MAA is now in need of 3 additional cabinets and 6 additional dispensers.

During the final stages of bus charger commissioning on February 20, 2024, the charger manufacturer, Siemens Industry, Inc. (Siemens) discovered internal damage to three (3) chargers and six (6) dispensers caused by moisture intrusion. Per Siemens, these units are not serviceable nor repairable, and need to be replaced. The damage to the units is not covered under warranty.

21-E. MARYLAND AVIATION ADMINISTRATION (cont'd)

Agency Remarks (cont'd): Lengthy delays by the utility provider (October 2023 through January 2024) prohibited supplying power to the units after being installed at the bus charging site. This resulted in the inability to energize the dryers and fans required to keep out moisture.

Contract No. 042221 between Minnesota State and Siemens, effective August 5, 2021, through July 20, 2025, provides the electric bus charging stations consisting of three power control cabinets for \$150,000.00, six dispensers for \$72,000.00, 1st and 2nd mobilization for \$26,748.00, five-year SaaS - depot connect software for eight chargers for \$15,632.00, and commissioning for \$8,360.00 for a total price of \$272,740.00.

MAA conducted a cost analysis to determine if the cost was fair and reasonable, MAA compared the new replacement charger price of \$50,000 each and \$12,000 each for the dispensers to the price \$65,419 per charger and \$18,889.59 per dispenser MAA paid in June 2022. The replacement cost is \$15,419.00 and \$6,889.59 less respectively, for an overall decrease in equipment cost of 28.3%. Therefore, MAA deems Siemens Industry, Inc., price fair and reasonable. It is imperative that MAA purchase the identical chargers and dispensers from Siemens to prevent significant infrastructure changes at the permanent site and to match the non-damaged equipment.

The contract with Siemens Industry, Inc. has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow MDOT MAA to realize savings in time and money and is not intended to evade requirements set forth in COMAR 21.01.01.03.

This intergovernmental cooperative purchase contract did not lend itself to the inclusion of MBE or VSBE participation goals.

Fund Source: 100% Special (Transportation Trust Fund)

Approp. Code: J06I0003

Resident Business: No

MD Tax Clearance: 24-1284-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**

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<i>46 - 47</i>	<i>Construction</i>	<i>80 - 83</i>
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<i>97</i>	Supplemental: <i>Services</i>	<i>201</i>
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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

1-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Trustees of the Baltimore Electrical JATC, LLC

Baltimore Electrical JATC Expansion (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Baltimore Electrical JATC property.”

*Maryland Consolidated Capital Bond Loan of 2023 (MISC – Chapter 102, Acts of 2023)
DGS Item 23-249, (SL-106-230-038) **\$ 1,050,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 7,420,000
	23-249 (This Action)	\$ 1,050,000 (Non-match)
	Local Cost	\$ 6,370,000

(Prior Actions: None)

Remarks:

- This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 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.
- Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
- This project may include expansion and renovation of the Joint Apprenticeship & Training Center for the growing electrical contractor community.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
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2-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Carroll County Public Schools

Carroll County Public School Playground Improvements (Carroll County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of Carroll County Public School playground improvements.”

*Maryland Consolidated Capital Bond Loan of 2023 (MISC – Chapter 102, Acts of 2023)
DGS Item 23-388, (SL-107-230-038) \$ 225,000*

Matching Fund: No match is required.

Background:	Total Project	\$ 225,000
	23-388 (This Action)	\$ 225,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include replacement of aging playgrounds at three elementary schools in Carroll County.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
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3-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into grant agreements for the following grants:

Board of Trustees of the Chesapeake Shakespeare Company

Chesapeake Shakespeare Company 3- Assets for Touring Company (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Chesapeake Shakespeare Touring Company.”

*Maryland Consolidated Capital Bond Loan of 2022 (LSI– Chapter 344, Acts of 2022)
DGS Item 22-536, (SL-272-220-038) **\$ 100,000***

*Maryland Consolidated Capital Bond Loan of 2022 (LHI– Chapter 344, Acts of 2022)
DGS Item 22-704, (SL-272-220-038) **\$ 100,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 215,000
	22-536 (This Action)	\$ 100,000 (Non-match)
	22-704 (This Action)	\$ 100,000 (Non-match)
	Local Cost	\$ 15,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include bringing arts residencies to neighborhoods in Baltimore along with a mobile stage unit and staging components.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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Contact: Deirdra Bell 410-767-4107
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4-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Mayor and Town Council of the Town of Boonsboro

Town of Boonsboro - Drinking Water and Wastewater Infrastructure (Washington County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of drinking water and wastewater infrastructure improvements.”

Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 23-219, (SL-103-230-038) \$ 1,000,000

Matching Fund: No match is required.

Background:	Total Project	\$ 6,701,953
	23-219 (This Action)	\$ 1,000,000 (Non-match)
	Local Cost	\$ 5,701,953

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include the replacement of the 69 year old reservoir, which includes replacing a critical piece of water distribution system infrastructure and creating a more reliable water system.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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Contact: Deirdra Bell 410-767-4107
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5-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Mayor and City Council of the City of Westminster

Westminster Fiber Project (Carroll County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Westminster fiber project.”

Maryland Consolidated Capital Bond Loan of 2023 (MISC – Chapter 102, Acts of 2023)
DGS Item 23-350, (SL-108-230-038) \$ 1,000,000

Matching Fund: No match is required.

Background:	Total Project	\$16,215,000
	23-350 (This Action)	\$ 1,000,000 (Non-match)
	Local Cost	\$15,215,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include building a new fiber optic internet service.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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Contact: Deirdra Bell 410-767-4107
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6-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Town of Chesapeake Beach

Richfield Station Water Tower (Calvert County)

“For the planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Richfield Station Water Tower.”

Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344, Acts of 2022)

DGS Item 22-375, (SL-271-220-038)

\$ 400,000

Matching Fund: No match is required.

Background:	Total Project	\$ 400,000
	22-375 (This Action)	\$ 400,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include the rehabilitation of the Richfield Station Water Tower.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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Contact: Deirdra Bell 410-767-4107
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7-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

The Board of Trustees of St. Luke’s United Methodist Church

St. Lukes's Church Multispace Community Computer Lab Project (Baltimore County)
“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of a multipurpose space providing a variety of community services.”

Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 23-553, (SL-059-230-038) **\$ 200,000**

Matching Fund: No match is required.

Background:	Total Project	\$ 350,000
	23-553 (This Action)	\$ 200,000 (Non-match)
	23-666 (Prior Action)	\$ 150,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: 1/17/24 Agenda, Item 3-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include construction to create a community multipurpose space.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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Contact: Deirdra Bell 410-767-4107
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8-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Mid-Shore Community Foundation, Inc.

Mid-Shore Community Foundation – Water’s Edge and Bellevue Passage Museums (Talbot County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Water’s Edge and Bellevue Passage Museum.”

Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344, Acts of 2022)
DGS Item 22-324, (SL-269-220-038) **\$ 675,000**

Matching Fund: No match is required.

Background:	Total Project	\$ 898,000
	22-324 (This Action)	\$ 675,000 (Non-match)
	Local Cost	\$ 223,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include the development of space of the last historically relevant place of business in Bellevue, the John U. Green Store, which is listed among the Maryland inventory of Historic Properties.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
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9-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of The Howard County Veterans Foundation, Inc.
Howard County Veterans Monument at Vivian C. “Millie” Bailey Park
(Howard County)
“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of The Howard County Veterans Monument at Vivian C. “Millie” Bailey Park.”
Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 23-259, (SL-192-200-038) \$ 500,000

Matching Fund: No match is required.

Background:	Total Project	\$2,680,000
	23-259 (This Action)	\$ 500,000 (Non-match)
	22-608 (Prior Action)	\$ 400,000 (Non-match)
	22-760 (Prior Action)	\$ 250,000 (Non-match)
	20-G178 (Prior Action)	\$ 350,000 (Match)
	Local Cost	\$1,180,000

(Prior Actions: 12/7/23 Agenda; Item 3-CGL; 8/2/2023 Agenda; Item 5-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include building a permanent public artwork to honor Veterans.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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Contact: Deirdra Bell 410-767-4107
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10-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into grant agreements for the following grants:

The Board of Directors of Chase Brexton Health Services, Inc.
Chase Brexton Health Services Center Relocation (Baltimore County)
For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Chase Brexton Health Services Security Square property.
Maryland Consolidated Capital Bond Loan of 2023 (MISC- Chapter 102, Acts of 2023)
DGS Item 488 (SL-099-230-038) \$ 100,000
Maryland Consolidated Capital Bond Loan of 2023 (MISC- Chapter 102, Acts of 2023)
DGS Item 545 (SL-099-230-038) \$ 250,000

Matching Fund: No match is required.

Table with 2 columns: Background and Amount. Rows include Total Project (\$ 6,818,000), 23-488 (This Action) \$ 100,000 (Non-Match), 23-545 (This Action) \$ 250,000 (Non-Match), and Local Cost \$ 6,468,000.

(Prior Actions: None)

- Remarks:
1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include renovation of the Chase Brexton Health Services Security Square Property.

BOARD OF PUBLIC WORKS THIS ITEM WAS:
APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
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11-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into grant agreements for the following grants:

Board of Directors of BraveHeart Veterans, LLC

BraveHeart Living (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the BraveHeart Living facility.”

*Maryland Consolidated Capital Bond Loan of 2022 (LHI– Chapter 344, Acts of 2022)
DGS Item 22-703, (SL 009-210-038) **\$ 100,000***

*Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 23-384, (SL 009-210-038) **\$ 100,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 500,000
	22-703 (This Action)	\$ 100,000 (Non-match)
	23-384 (This Action)	\$ 100,000 (Non-match)
	21-320 (Prior Action)	\$ 300,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: 8/11/21 Agenda, Item 12-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include the purchase of a property to house veterans and less fortunate residents in Baltimore City.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
 OFFICE OF STATE PROCUREMENT
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Contact: Deirdra Bell 410-767-4107
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12-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into grant agreements for the following grants:

Board of Directors of The Washington Bridge Unit, Inc.

Washington Bridge Unit (Prince George’s County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Washington Bridge Unit (Prince George’s County)”

Maryland Consolidated Capital Bond Loan of 2023 (LHI– Chapter 102, Acts of 2023)
 DGS Item 23-615, (SL-109-230-038) **\$ 25,000**

Maryland Consolidated Capital Bond Loan of 2023 (LSI– Chapter 102, Acts of 2023)
 DGS Item 23-716, (SL-109-230-038) **\$ 25,000**

Matching Fund: No match is required.

Background:	Total Project	\$ 50,000
	23-615 (This Action)	\$ 25,000 (Non-match)
	23-716 (This Action)	\$ 25,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

- This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- 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.
- Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
- This project may include several independent capital improvements to renovate and enhance the Washington Bridge Unit Property.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
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13-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of The Children’s Guild, Inc.

Monarch Preschool College Park Playground (Prince George’s County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Monarch Preschool College Park property, including a playground.”

*Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 23-421, (SL-110-230-038) **\$ 250,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 250,000
	23-421 (This Action)	\$ 250,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include construction of a new playground for Monarch Preschool College Park.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
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14-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Maryland Council for Special Equestrians, Inc.
Maryland Council for Special Equestrians (Baltimore County)
“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of infrastructure improvements for the Maryland Council for Special Equestrians facilities, located in Baltimore County.”
Maryland Consolidated Capital Bond Loan of 2021 (MISC– Chapter 63, Acts of 2021)
*DGS Item 21-183, (SL-234-210-038) **\$ 100,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 100,000
	21-183 (This Action)	\$ 100,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include retrenching and replacing approximately 2300 feet of underground water lines. As well as upgrading existing bathrooms.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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Contact: Deirdra Bell 410-767-4107
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15-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Mayor and City Council of the City of Mount Rainier

Mount Rainier – Potts Hall and City Hall (Prince George’s County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of infrastructure improvements to the Potts and City Hall buildings, including the creation of a new Mount Rainier Welcome Center.”

Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 23-257, (SL-111-230-038) **\$ 750,000**

Matching Fund: No match is required.

Background:	Total Project	\$ 5,200,000
	23-257 (This Action)	\$ 750,000 (Non-match)
	Local Cost	\$ 4,450,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include creation of the new Welcome Center and renovation of Potts Hall and City Hall.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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Contact: Deirdra Bell 410-767-4107
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16-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of The Nathan Chris Baker Foundation, Incorporated
 Nate’s Place (Carroll County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of a destination playground in Sykesville.”

Maryland Consolidated Capital Bond Loan of 2023 (LSI – Chapter 102, Acts of 2023)
 DGS Item 23-674, (SL-104-230-038) **\$ 75,000**

Matching Fund: No match is required.

Background:	Total Project	\$ 400,000
	23-674 (This Action)	\$ 75,000 (Non-match)
	Local Cost	\$ 325,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include the construction of an all-inclusive playground at Freedom Park in Sykesville.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Ahmed Awad 667-203-9229
ahmed.award@maryland.gov*

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

Recommendation: That the Board of Public Works release two existing State’s Rights of Recovery on 1111 Washington Boulevard, Baltimore, Maryland 21223 for People’s Community Health Center, Inc., and Total Health Care, Inc., (“THC”) contingent upon THC recording a new State’s Right of Recovery in the Land Records of Baltimore City.

Project:

On February 22, 2012, the BPW approved a grant of funds to People’s Community Health Center, Inc., to assist in constructing a build-out of the facility located at 1111 Washington Boulevard, Baltimore, MD 21223 to provide primary health and dental care services. People’s Community Health Center, Inc., recorded a State’s Right of Recovery for the grant (1st Right of Recovery) in Liber 14086, Folio 469.

On April 21, 2015, THC replaced Peoples Community Health Center, Inc., and entered into a lease agreement with the landlord, Paul’s Place, Inc. THC recorded a new ROR (2nd Right of Recovery) with their leasehold interest with the State of Maryland for the remainder of the term of the 1st Right of Recovery in Liber 17163, Folio 269. THC continues to provide the services and operates the facility as a Federally Qualified Health Care Center.

On February 14, 2024, THC entered into a Purchase and Sale Agreement with Paul’s Place, Inc., to acquire the above-referenced property. To close on the property the 1st and 2nd State’s Rights of Recovery must be released. The releases are contingent upon THC recording a new Right of Recovery in the Land Records of Baltimore City at the time of settlement. The new Right of Recovery will expire on February 21, 2042, the balance of the remaining ROR period.

Funding Source: There are no funds or costs attached to this item.

Remarks:

1. Grantee is a Federally Qualified Health Center (FQHC).
2. Grantee provides health care services where underserved and uninsured individuals can be treated for their health needs. The services at this site will include primary care, pediatric/adolescent medical care, dental, behavioral health, pharmacy and medical screening.



DEPARTMENT OF GENERAL SERVICES
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17-CGL. CAPITAL GRANTS AND LOANS (cont'd)

- 3. In accordance with Subtitle 13 of Title 24 of the Health-General Article of the Annotated Code of Maryland (the "Subtitle"), the Board's approval is further contingent upon the new State's Right of Recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore City.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Craig Curtis 410-767-3615
craig.curtis@maryland.gov*

**18-CGL. CAPITAL GRANTS AND LOANS
*Higher Education Commission***

Recommendation: The Board of Public Works authorize that funds be encumbered for the following grant:

**Community College of Baltimore County – Catonsville Campus
Student Services Center Renovation and Expansion – Design and Construction**

The project is to renovate and expand the Student Services Center at the Catonsville campus of the Community College of Baltimore County. The College has recently used local funds to renovate discrete portions of the facility. The remainder of this facility will be renovated and an addition and associated site work will be constructed. This project will replace systemic infrastructure, reconfigure improperly sized spaces, correct code deficiencies, enhance energy efficiency, and address other functional deficiencies, design inadequacies, and life -safety issues. Issues of insufficient and inadequate space will be addressed.

Sustainability features of the project include upgrade of the mechanical and electrical systems to create improved efficiencies, the installation of LED fixtures throughout the facility, and replacement of the building’s roof, windows, and doors to improve overall energy performance. LEED certification of Silver or greater will be sought.

Fund Sources: MCCBL 2023 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities...Community College of Baltimore County – Catonsville – Student Services Center Renovation and Expansion; Item 181 (CC-04-MC22/23-475)* **\$3,031,000**

PAYGO FY 2023 (DGS PCA 88623) *CCBC Catonsville Student Services Center Renovation/Expansion; (CC-04-MC22/23-475)* **\$1,170,000**

Total Encumbrance: \$4,201,000

<i>Background:</i>	Total State Share
Total Project	\$4,201,000
This Action	\$4,201,000



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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18-CGL. CAPITAL GRANTS AND LOANS (cont'd)

Remarks:

1. This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
2. The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Community College of Baltimore County and signed by local authorities.
3. The Office of the Comptroller may not disburse State funds until after the Department of General Services verifies that the grant recipient has expended the matching fund and the required amount for reimbursement. Funding is based on a total project cost of \$8,402,000, and the local share of this cost is 50.0% or \$4,201,000 and is in accordance with Section 11-105(j) of the Education Article.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Craig Curtis 410-767-3615
craig.curtis@maryland.gov*

**19-CGL. CAPITAL GRANTS AND LOANS
*Higher Education Commission***

Recommendation: The Board of Public Works authorize that funds be encumbered for the following grant:

**Community College of Baltimore County – Dundalk Campus
Student Services Center Renovation – Design, Construction, and Equipment**

The project is to renovate the second floor of the Student Services building on the Dundalk campus of the Community College of Baltimore County. The air handling units and distribution boxes will be replaced. The lighting and ceiling systems will be replaced. An updated fire alarm and sprinkler system will be installed. Exterior walls will be insulated and the windows will be replaced. The roof will be replaced as it is at the end of its useful life and is showing signs of imminent failure. This project will improve space and energy efficiency, make the facility code compliant, improve occupant comfort, and replace aged building systems.

This project shall conform to the most current U.S. Green Building Council's LEED Certification for a Silver Rating or higher. The goal shall be to construct and renovate the building in a manner that is economically and environmentally resourceful and efficient. Attention will be paid to all issues related to the disturbance of the existing site, the impact on utilities, the materials and resources that are utilized, as well as the end product quality for the future users.

Fund Sources: MCCBL 2023 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities...Community College of Baltimore County – Dundalk – Student Services Center Renovation; Item 181 (CC-16-MC22/23-476)* **\$3,204,000**

PAYGO FY 2023 (DGS PCA 88633) *CCBC Dundalk Student Services Center Renovation; (CC-16-MC22/23-476)* **\$256,000**

Total Encumbrance: \$3,460,000

<i>Background:</i>	Total State Share
Total Project	\$3,460,000
This Action	\$3,460,000



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024**



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

Remarks:

1. This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
2. The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Community College of Baltimore County and signed by local authorities.
3. The Office of the Comptroller may not disburse State funds until after the Department of General Services verifies that the grant recipient has expended the matching fund and the required amount for reimbursement. Funding is based on a total project cost of \$6,920,000, and the local share of this cost is 50.0% or \$3,460,000 and is in accordance with Section 11-105(j) of the Education Article.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Craig Curtis 410-767-3615
craig.curtis@maryland.gov*

**20-CGL. CAPITAL GRANTS AND LOANS
*Higher Education Commission***

Recommendation: The Board of Public Works authorize that funds be encumbered for the following grant:

**Community College of Baltimore County
Multiple Building Roof Replacement – Design and Construction, Phase I**

The project is to replace or repair roofs on six buildings at the Catonsville, Dundalk, and Essex campuses of the Community College of Baltimore County (CCBC). The project is divided into three phases. Phase I will be undertaken in FY 2024 and includes the CCBC Dundalk Wellness and Athletics Center. Phase II will be requested for FY 2025 and includes the CCBC Catonsville Facilities Operations Building and three facilities at CCBC Essex : the James A. Newpher Library, the Technology Services Center, and the Student Services Center. Phase III will be requested for FY 2028 and includes the CCBC Essex Arts and Humanities Hall. The project will address water infiltration and ponding issues, repair structural damage caused by water infiltration, and eliminate operating expenses for repairs.

Fund Source: MCCBL 2023 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities...Community College of Baltimore County – Multiple Building Roof Replacement; Item 181 (CC-05-MC23-481)*

\$481,000

Total Encumbrance: \$481,000

<i>Background:</i>	Total State Share
Total Project	\$481,000
This Action	\$481,000



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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20-CGL. CAPITAL GRANTS AND LOANS (cont'd)

Remarks:

1. This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
2. The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Community College of Baltimore County and signed by local authorities.
3. The Office of the Comptroller may not disburse State funds until after the Department of General Services verifies that the grant recipient has expended the matching fund and the required amount for reimbursement. Funding is based on a total project cost of \$920,000, and the local share of this cost is 47.7% or \$439,000 and is in accordance with Section 11-105(j) of the Education Article.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Craig Curtis 410-767-3615
craig.curtis@maryland.gov*

**21-CGL. CAPITAL GRANTS AND LOANS
*Higher Education Commission***

Recommendation: The Board of Public Works authorize that funds be encumbered for the following grant:

Prince George’s Community College
Dr. Charlene Mickens Dukes Student Center – Design/Construction
(CC-08-MC19/20/21/22-468)

The project scope involves demolition of the existing student center and the construction of a new 75,970 NASF / 102,560 GSF building in its place. This will create a facility with greater educational spaces and services for students. After construction, the new Dukes Student Center will include collaborative classrooms to support teaching, learning and student success, student study spaces to support learning outside the classroom, administrative and staff offices to support the offices of Student Success and Engagement, Auxiliary Services and Events and Environmental Services, and appropriate large occupancy meeting and banquet type space.

Sustainable features of the design are as follows: Achieve a minimum LEED Silver certification with an aspiration goal of LEED Gold. Design will incorporate materials and systems that will allow sustainable maintenance and reliability over the fifty-year life of the facility. In addition to creating an environmentally responsible facility, the building will be a showcase for student engagement, education, community outreach, and environmental awareness. The A/E Consultant will provide cost-benefit/life cycle analyses for systems having alternative performance criteria, which have potential environmental benefits. These criteria include increased thermal comfort zone, lower ASHRAE design temperature criteria and other energy saving strategies.

Fund Sources: MCCBL 2013 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities;* Item 018. **\$188,295.91**

MCCBL 2014 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities;* Item 023. **\$2,556,405.16**

MCCBL 2015 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities;* Item 112. **\$322,298.93**



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

MCCBL 2021 *Provide funds... to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities;* Item 601. **\$1,500,000**

MCCBL 2022 *Provide funds to assist the subdivisions in the acquisition of property and in the design, construction, renovation, and equipping of local and regional community college buildings, site improvements, and facilities;* Item 157 **\$8,000,000**

Total Encumbrance: \$12,567,000

Background:	Total State Share
Total Project	\$12,567,000
This Action	\$12,567,000

Remarks:

1. This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
2. The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Prince George’s Community College and signed by local authorities.
3. The Office of the Comptroller may not disburse State funds until after the Department of General Services verifies that the grant recipient has expended the matching fund and the required amount for reimbursement. Funding is based on a total project cost of \$20,602,000, and the local share of this cost is 39.0% or \$8,035,000 and is in accordance with Section 11-105(j) of the Education Article.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**22-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Accessibility Modifications to cells at Maryland Reception Diagnostic and Correctional Services Classification Center (MRDCC) Baltimore, Maryland; *K-743-160-001*
ADPICS No.: 001B6400203

Contract Description: *RETROACTIVE* approval to redesign the conversion of ten cells to five accessible cells at the MRDCC building for DPSCS in Baltimore.

Award: Smolen-Emr-Ilkovitch Architects; Rockville, MD

Contract Term: 04/04/2018 - 04/03/2024 (**Retroactive**)
04/04/2024 - 01/31/2026 (Proactive to cover construction administration and warranty period)

Amount: \$25,290.63 (**Retroactive**)
\$0.00
\$25,290.63 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by the Board of Public Works (DGS-8-GM 10/07/2015) and expired 4/3/2018 because of the delays in the start of the construction due to field conditions and the user agency requiring additional security requirements. The construction has extended beyond the expiration date of the original A/E contract, leaving no time for construction administration services or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 5.18% / 0%. The contractor achieved 3.80% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation is still fair and reasonable.



**DEPARTMENT OF GENERAL SERVICES
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22-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: MCCBL 2015 *Provide funds to design and construct architectural upgrades at state-owned facilities to improve accessibility for persons with disabilities.* Item 101

Resident Business: Yes.

MD Tax Clearance: 23-4504-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**23-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Veditz Building Renovation; A-500-190-001
ADPICS No.: 001B1600066, CTR007263

Contract Description: *RETROACTIVE* approval to redesign and renovate the George William Veditz Vocational Building for educational and administrative uses.

Award: Quinn Evans Architects; Baltimore, MD

Contract Term: 08/13/2021 - 04/03/2024 (**Retroactive**)
04/04/2024 - 02/13/2027 (Proactive for construction administration
and warranty period)

Amount: \$169,095.18 (**Retroactive**)
\$ 0.00 (Proactive)
\$169,095.18 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-27-AE, 8/12/2020). Due to a clerical error within the contract which had an incorrect end term date, the contract did not include enough time to account for the construction administration services and time for the warranty period. The contract expired on 8/12/2021. This is a request for a new retroactive sole source contract for continuity of service. The A/E contractor continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 27% / 7%. The contractor achieved 21.09% / 2.14% MBE/VSBE compliance.

The Procurement Officer confirmed that the firm understands the scope and requirements of this contract, and the price the firm provided in response to the original competitively bid solicitation is still fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
 OFFICE OF STATE PROCUREMENT
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23-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: MCCBL 2020 *Provides additional funds to continue designing the renovation of and infrastructure upgrades to the Veditz building on the Frederick Campus. Item 119 \$49,895.18*

MCCBL 2020 *Provides additional funds to continue designing the renovation of and infrastructure upgrades to the Veditz building on the Frederick Campus. Item 119 \$24,122.18*

MCCBL 2021 *Provide funds to complete design and begin construction of the Veditz building renovation on the Frederick campus, provided that notwithstanding section 6 of this act, work may continue on this project prior to the appropriation of all funds necessary to complete this project (Frederick County). Item 114 \$95,077.82*

Resident Business: *Yes*

MD Tax Clearance: 23-4487-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**24-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Green Ridge State Forest Tower Hill Rehabilitation, Allegany County MD;
P-010-210-010

ADPICS No.: 001B2600433, CTR008769

Contract Description: *RETROACTIVE* approval to rehabilitate the Fire Tower at the Green Ridge State Forest.

Award: Whitney Bailey Cox & Magnani, LLC; Baltimore, MD

Contract Term: 04/01/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 07/05/2027 (Proactive for construction administration
and warranty period)

Amount: \$45,754.00 (**Retroactive**)
\$ 0.00 (Proactive)
\$45,754.00 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by Department Procurement Review Board (DPRB) on 3/8/2022. The allocated performance period was not long enough based on some of this project's unique challenges, and the contract expired 3/31/2022. The site is difficult to access, and the existing stairs were in an unsafe condition to survey the upper portions of the tower. The A/E worked with DGS and DNR to develop a plan to use a drone to survey the building, however, it took additional time to devise this plan and to get agreement from the adjacent communications tower owners to fly the drone nearby. Once design started, DNR needed to engage in discussions with the Maryland Historical Trust about the treatment of various historic elements of the tower, and this added time to the DGS/DNR review periods at the milestone submissions. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.



DEPARTMENT OF GENERAL SERVICES
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24-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The original contract had an MBE/VSBE participation goal of 16% / 0%. The contractor achieved 11.64% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation is still fair and reasonable.

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

Fund Source: 100% Special Funds (POS 21 ITEM 006) (Critical Maintenance)

Approp. Code: K00A05 10

Resident Business: Yes

MD Tax Clearance: 23-4490-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**25-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Outdoor Shooting Range Replacements at Johnson Wildlife Management Area and Hillsboro Natural Resources Police; G-023-200-002
ADPICS No.: H00B0600254

Contract Description: *RETROACTIVE* approval for outdoor shooting range replacements, relocation, backstop retaining wall, sanitary septic system, storm drain culvert relocation, and paving restoration for the outdoor shooting range replacements at Johnson Wildlife Management Area and Hillsboro Natural Resources Police.

Award: Rummel, Klepper and Kahl, LLP; Baltimore, MD

Contract Term: 08/18/2020 - 04/03/2024 (**Retroactive**)
04/04/2024 - 11/29/2028 (Proactive for construction administration and warranty period)

Amount: \$80,104.50 (**Retroactive**)
\$ 0.00 (Proactive)
\$80,104.50

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: This contract for additional design services for Johnson Wildlife Management Area and Hillsboro Natural Resources Police outdoor shooting range relocation was originally approved by the Department Procurement Review Board (DPRB) on 3/10/2019 and expired on 8/17/2020. Stormwater permitting delays caused the work to be delayed and the contract expired, which did not allow time for construction administration services or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 33.6% / 0%. The contractor achieved 16.63% / 0% MBE/VSBE compliance.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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25-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The Procurement Officer confirmed that Rummel, Klepper and Kahl, LLP, understands the scope and requirements of this contract, and the price the firm provided in response to the original competitively bid solicitation is still fair and reasonable.

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

Fund Source: 100% Special (POS FY20 NRDF, Item 004)

Approp. Code: K00A05.10

Resident Business: Yes

MD Tax Clearance: 23-4489-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**26-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Replace Electric Door Control System for the Eastern Correctional Institution;
KO-305-141-001

ADPICS No.: 001B5400074, CTR008770

Contract Description: *RETROACTIVE* approval to replace electric door control systems for the Eastern Correctional Institution

Award: Burdette, Koehler, Murphy & Associates, Inc.; Baltimore, MD

Contract Term: 07/03/2015 - 04/03/2024 (**Retroactive**)
04/04/2024 - 02/13/2027 (Proactive for construction administration
and warranty period)

Amount: \$178,595.00 (**Retroactive**)
\$ 0.00 (Proactive)
\$178,595.00

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Incumbent: Burdette, Koehler, Murphy & Associates, Inc.; Baltimore, MD

Requesting Agency Remarks: This is a retroactive sole source contract for the continuity of services for a contract originally approved by the Board of Public Works (DGS-8-GM, 7/23/2014) that was allowed to expire on 7/2/2015. The contract expired due to a clerical error due to gaps in the bidding and construction portion of this project. The original project manager retired, and the new project manager discovered the errors and has been working to correct them. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 14% / 0%. The contractor achieved 10.33% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original competitively bid solicitation, is still fair and reasonable.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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26-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: 100% General Funds

Approp. Code: H00 23 88703 1499

Resident Business: Yes

MD Tax Clearance: 23-4499-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**27-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Cottage 2 Renovation-RICA-Rockville, MD; MM-157-230-003
ADPICS No.:H00B3600045, CTR007072

Contract Description: *RETROACTIVE* approval to redesign and renovate Cottage 2- RICA in Rockville.

Award: M S Engineers Incorporated; Columbia, MD (MBE)

Contract Term: 06/07/2023 - 04/03/2024 (**Retroactive**)
04/04/2024 - 06/30/2026 (Proactive for construction administration
and warranty period)

Amount: \$ 97,683.16 (**Retroactive**)
\$ 92,422.22 (Proactive)
\$190,105.38 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was accepted as an emergency report by BPW (SEC-A1, 8/23/2023). A retroactive sole source contract for continuity of service is requested for additional AE work to fulfill the programmatic needs of the Maryland Department of Health. MDH sent a letter to the Assistant Secretary dated August 3, 2023 asking for approval to renovate the remaining unit (Unit A) at John L. Gildner RICA in Rockville, MD. When construction was initiated for the Cottage 2 project, Unit A was being utilized to support operational readiness for the Office of Preparedness and Response. MDH has relocated this function and is now seeking to complete the remaining renovation so Cottage 2 can be used as a fully dedicated unit supporting the FFC/Hospital Overstay program. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

MBE and VSBE participation was not included because this was originally an emergency procurement.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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27-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

On September 19, 2023, the Assistant Secretary sent a letter approving the request of MDH. MDH identified the need to support the FFC Program, and youth experiencing extended stays in hospital emergency departments continue to be an emergency level need for the Department and the State. MDH has identified funding to support the additional design services and construction costs to complete the full renovation of Sub-Living Unit A.

The Procurement Officer reviewed and confirmed that MS Engineers, Inc understands the scope and requirements of this contract, and the price the firm provided in response to the original solicitation is fair and reasonable.

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

Fund Source: 100% General Funds

Approp. Code: M00 2023 A223G 1423

Resident Business: Yes

MD Tax Clearance: 23-4585-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**28-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Fair Hill Natural Resource Management Area Appleton Road Bridge
Replacement Project Engineering Design; *P-001-190-110*
ADPICS No.: 001B2600148

Contract Description: *RETROACTIVE* approval for the replacement of the Appleton Road Bridge in the Fair Hill Natural Resource Management Area (NRMA) in Cecil County.

Award: Rummel, Klepper and Kahl, LLP; Baltimore, Maryland

Contract Term: 04/01/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 01/01/2028 (Proactive for construction administration
and warranty period)

Amount: \$12,919.00 (**Retroactive**)
\$ 0.00 (**Proactive**)
\$12,919.00

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract approved by the Department Procurement Review Board (DPRB) on 8/24/2021, expired on 3/31/2022 due to an extended regulatory agency review period and the using agency's requested design revisions to accommodate the Park Service's current needs. The term of the original contract did not allow time for construction administration services, or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of service. The A/E contractor continued to provide the services per the terms of the original expired contract.

The Appleton Road Bridge in the Fair Hill Natural Resource Management Area (NRMA) is located 1.3 miles North of the MD-Rt. 273 / Appleton Road intersection in Cecil County. The Appleton Road Bridge is part of the extensive equestrian trail system. The bridge clearance to Appleton Road needs to be raised to allow for adequate clearance for tractor-trailers and other large vehicles.



**DEPARTMENT OF GENERAL SERVICES
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28-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original competitively bid solicitation is still fair and reasonable.

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

Fund Source: 100% Special Funds (POS19, Item 006)
(Critical Maintenance Program)

Approp. Code: K00A05 10

Resident Business: Yes

MD Tax Clearance: 23-4483-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**29-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Patapsco Valley State Park McKeldin Bridge Crossing and Trail Improvements;
P-020-170-002

ADPICS No.: H00B9400170

Contract Description: *RETROACTIVE* approval to design a new pedestrian bridge that will span between 175 and 200 feet and eight feet wide to serve pedestrian, equestrian and bicycle usage.

Award: Brudis & Associates, Inc.; Columbia, MD

Contract Term: 04/01/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 01/03/2028 (Proactive for construction administration
and warranty period)

Amount: \$ 42,870.04 (**Retroactive**)
\$ 19,760.00 (Proactive)
\$ 62,630.04

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-1-AE, 12/06/2017). However, the contract term was not long enough to accommodate an extended regulatory agency review period and using agency requests for design revisions to accommodate current Park Service's needs. The expiration of the contract did not allow time for construction administration services, or time for the warranty period. The contract expired on 3/31/2022. This is a request for a new retroactive sole source contract for continuity of service. The A/E contractor continued to provide the services per the terms of the original expired contract.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original competitively bid solicitation is still fair and reasonable.



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29-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: 100% Special Funds (State Side Public Access Funds)

Approp. Code: K00/605

Resident Business: Yes

MD Tax Clearance: 23-4498-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**30-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Elk Neck State Park Rustic Cabins Replacement, Mauldin Mountain Pavilion and Comfort Station Renovation; *P-026-200-002*
ADPICS No.: 001B2600101

Contract Description: *RETROACTIVE* approval to replace the existing eight rustic cabins, to build the new Mauldin Mountain Pavilion, and to renovate the five existing bathhouses in the park to meet ADA compliance.

Award: Ziger Snead Architects; Baltimore, MD

Contract Term: 03/02/2023 - 04/03/2024 (**Retroactive**)
04/04/2024 - 02/13/2027 (Proactive for construction administration and warranty period)

Amount: \$179,099.00 (**Retroactive**)
 0.00 (Proactive)
\$179,099.00

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0% MBE BACKUP ON FILE

Requesting Agency Remarks: The original contract was approved by BPW (DSG-19-AE, 12/01/2021). The original contract term did not include enough time to provide the support DGS needed from the contractor for construction administration services, or time for the warranty period. The contract expired on 3/1/2023. This is a request for a new retroactive sole source contract for continuity of service. The A/E contractor continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 26% / 0%. The contractor achieved 15.98% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation, is still fair and reasonable.



**DEPARTMENT OF GENERAL SERVICES
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30-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: 100% Special Funds (POS 2021 item 004)

Approp. Code: K00A05 10

Resident Business: Yes

MD Tax Clearance: 23-4480-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED

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

31-AE. ARCHITECTURE AND ENGINEERING
RETROACTIVE - Department of General Services

Contract ID: Torrey C. Brown Rail Trail - Engineering Inspection & Repair Design of Five Bridges; P-032-162-010

ADPICS No.: H00B1600146

Contract Description: **RETROACTIVE** approval for engineering inspection and design services for the Torrey C. Brown Rail Trail. The project includes inspection and design services to repair five pedestrian bridges in Baltimore County.

Award: Brudis & Associates, Inc., Columbia, MD

Contract Term: 04/01/2022 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 01/01/2028 (Proactive for construction administration and warranty period)

Amount: \$0 (**Retroactive**)
 \$0 (**Proactive**)
 \$0

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original statewide contract under which this work order was originally approved by BPW (DGS 1-AE, 12/06/2017 and DGS-21-AE-OPT, 11/20/2019) expired on 3/31/2022, and did not allow time for construction administration service or time for the warranty period. This sole source retroactive contract is needed for continuity of service. The vendor is working on finalizing 100% construction documents for the project and waiting on permit approval from the Maryland Department of the Environment (MDE) for the sediment control stormwater management MDE no.24-SF-007 concept that was submitted on July 17, 2023. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 25.24% / 0%. The contractor achieved 14.44% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract and the price the firm provided in response to the original, competitively bid solicitation is still fair and reasonable.



**DEPARTMENT OF GENERAL SERVICES
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31-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: 100 % Special Funds (POS FY16, Item 009
DNR E&C Critical Maintenance Program)

Approp. Code: POS 20-004

Resident Business: Yes

MD Tax Clearance: 23-4484-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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April 3, 2024**



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

**32-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Love Point State Park Marine Improvements-Phase-I.; P-038-200-003
ADPICS No.: 001B9400124

Contract Description: *RETROACTIVE* approval to remove the deteriorating structures along the shoreline and replace them with steel and timber bulkheads and stone revetments. In addition to the erosion control structures, a single, small craft boat ramp with a timber catwalk is proposed, along with four timber piers, three boat lifts, five commercial slips with piers, and timber mooring piles. The existing bedding stone and gravel stockpiled on the property shall be used in the construction of the project. The existing metal building, concrete pad, and electric transformer will be removed.

Award: KCI, Sparks, MD

Contract Term: 11/24/2020 - 04/03/2024 (**Retroactive**)
04/04/2024 - 02/28/2026 (Proactive for warranty period)

Amount: \$149,714.83 (**Retroactive**)
\$274,749.99 (Proactive)
\$424,464.82

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by the Department Procurement Review Board (DPRB) on 11/24/2020. Due to delays in the MDE permitting approval process for the design, and negotiating construction items with the A/E, the IQC master contract expired on 2/23/2022. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 5% / 0%. The contractor achieved 10.21% / 0% MBE/VSBE compliance.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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32-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract and the price the firm provided in response to the original, competitively bid solicitation is still fair and reasonable.

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

Fund Source: 100% Special Funds (POS-FY-23 - PCA # 20706)
(Critical Maintenance)

Approp. Code: 20013

Resident Business: Yes

MD Tax Clearance: 23-4482-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

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

33-AE. ARCHITECTURE AND ENGINEERING
RETROACTIVE - Department of General Services

Contract ID: Professional Service Agreement to Provide Mechanical, Electrical, & Plumbing Services for Multiple Construction Projects; *DGS-19-004-IQC*
ADPICS No./eMMA No.: CTR008927 & CTR007657/001B9400328,
CTR007660/001B9400331, CTR007658/001B9400329,
CTR007659/001B940030

Contract Description: *RETROACTIVE* approval for work-order based contracts to provide Mechanical, Electrical, & Plumbing (MEP) Services for Multiple Construction Projects.

Awards: Kibart, a Bowman Company (formerly Kibart, Inc.); Towson, MD
Burdette, Koehler, Murphy & Associates, Inc.; Baltimore, MD
Henry Adams, LLC; Baltimore, MD
M S Engineers, Incorporated; Baltimore, MD

Contract Term: 12/01/2023 - 04/03/2024 (**Retroactive**)
04/04/2024 - 06/30/2025 (Proactive)

Amount: \$ 0.00 (**Retroactive**)
\$ 226,752.22 (**Retroactive** for BKM)
\$ 3,000,000.00 NTE (\$1,000,000 Per three firms) Proactive
\$ 773,247.78 NTE (BKM) Proactive
\$ 4,000,000.00 Total

Procurement Method: **Sole Source**

[...]



DEPARTMENT OF GENERAL SERVICES
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REVISED

33-AE. ARCHITECTURE AND ENGINEERING (cont'd)

MBE/VSBE Participation: 0% / 0%

Incumbents: Kibart, a Bowman Company (formerly Kibart, Inc.); Towson, MD
 Burdette, Koehler, Murphy & Associates, Inc.; Baltimore, MD
 Henry Adams, LLC; Baltimore, MD
 M S Engineers, Incorporated; Baltimore, MD

Requesting Agency Remarks: The original contract was approved by BPW (DGS-5-AE, 1/23/2019). BPW approved a two-year renewal option (DGS-7-AE, 3/24/2021), the Department Procurement Review Board (DPRB) extended the contracts to 9/30/2023. The DPRB extended the contract again to 11/30/2023. These four open-ended work-order-based contracts will provide mechanical, electrical, and plumbing engineering services for multiple construction projects – statewide. The original contract was \$4,000,000.00, with \$1,000,000 awarded to each firm.

Due to prior contract management issues, which have now been addressed, some of the contracts were overlooked and allowed to expire. Moving forward the awards will be staggered so the IQCs will not expire around the same time.

DGS requests a \$4,000,000 contract with \$1,000,000 proactive amounts for Kibart, a Bowman Company, Henry Adams, LLC, and M S Engineers, Incorporated, and \$773,247.78 for Burdette, Koehler, Murphy & Associates, Inc. Due to the additional work and increased design services necessary to meet recent requirements and energy efficiency mandates, including the Climate Solutions Now Act of 2022 and the Governor's Executive order on decarbonization, there is a need to add additional funding to this contract. A sole source contract of this nature is necessary to enable the State to rectify the current Master IQC as well as fulfill its ongoing construction and renovation responsibilities in a cost-effective and timely manner.

The Procurement Officer confirmed that original pricing the firms provided in response to the original, competitively bid solicitation, are still fair and reasonable.

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

Fund Source: Various (Operating Capital and Agency Fund Certifications per Work Order)



DEPARTMENT OF GENERAL SERVICES
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REVISED

33-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Approp. Code: Determined by Work Order

Resident Business: Yes

MD Tax Clearances: 23-3538-0000 - Kibart, a Bowman Company (formerly Kibart, Inc.)
23-3537-1111 - Burdette Koehler Murphy & Associates, Inc.
23-3251-0111 - M S Engineers, Incorporated
23-3536-1111 - Henry Adams, LLC

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**34-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Baltimore City Juvenile Justice Center Education Expansion; DB-024-180-001
ADPICS No.: 001B0600274, CTR002023

Contract Description: *RETROACTIVE* approval for architectural and engineering design services to renovate portions of the Baltimore City Juvenile Justice Center for education and administrative uses. Includes approximately 15,000-gross square feet of building area, egress, and secured outdoor areas.

Award: Prime AE Group, Inc.; Baltimore, MD (Formerly Penza Bailey Architects, Inc.)

Contract Term: 03/05/2021 - 04/03/2024 (**Retroactive**)
04/04/2024 - 08/07/2026 (Proactive construction administration and warranty period)

Amount: \$ 243,824.57 (**Retroactive**)
\$ 0.00 (Proactive)
\$ 243,824.57

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Incumbent: Same

Requesting Agency Remarks: The original contract approved by BPW (DGS-22-AE, 3/4/2020), did not include time for construction administration or time for the warranty period, and the contract expired on 3/4/2021. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 37.5% / 5%. The contractor achieved 14.67% / 5.23% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation, is still fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
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34-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: MCCBL 2021 Provide funds to complete design, begin construction, and begin equipping the expansion of the existing Baltimore City Juvenile Justice Center's educational programming and educational support spaces, provided that notwithstanding section 6 of this act, work may commence on this project prior to the appropriation of all funds necessary to complete this project. Item 117.

Resident Business: Yes

MD Tax Clearance: 23-4476-1011

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**35-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Barrack C: Cumberland New Barrack and Garage; PC-110-170-001
ADPICS No.: 001B8400069, CTR007588

Contract Description: *RETROACTIVE* approval to demolish and build a new Maryland State Police Barracks C and garage in Cumberland.

Award: Manns Woodward Studios, Inc.; White Marsh, MD

Contract Term: 07/28/2018 - 04/03/2024 (**Retroactive**)
04/04/2024 - 07/03/2024 (Proactive for warranty period)

Amount: \$36,928.00 (**Retroactive**)
\$ 1,891.58 (Proactive)
\$38,819.58 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract approved by BPW (DGS-2-AE, 10/4/2017) expired due to a clerical error which included an incorrect term date in the contract, which did not provide a term long enough to include the warranty period required to complete the project. The contract expired on 7/27/2018. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 15% / 0%. The contractor achieved 16.60% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation, is still fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
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35-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: MCCBL 2017 Item 118 - *Provide Funds to Continue Design of a New Cumberland Barrack and Garage*

Resident Business: Yes

MD Tax Clearance: 23-4500-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**36-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Comfort Station & Bathhouse Replacements at Patapsco Valley State Park - Howard and Baltimore Counties; P-020-200-002
ADPICS No.: 001B1600147

Contract Description: *RETROACTIVE* approval for design of the comfort stations and bathhouse replacements at Patapsco Valley State Park in Howard and Baltimore Counties.

Award: Prime AE Group, Inc.; Baltimore, MD (formerly Penza Bailey Architects, Inc.)

Contract Term: 05/04/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 05/19/2028 (Proactive for construction administration and warranty period)

Amount: \$ 0.00 (**Retroactive**)
\$11,310.65 (Proactive)
\$11,310.65 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-7-AE, 11/4/2020). The contract expired on 5/4/2022 due to the lengthy MDE permitting approval process and design review process, which did not allow time for construction administration services or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 60.22% / 0%. The contractor achieved 44.47% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation, is still fair and reasonable.



**DEPARTMENT OF GENERAL SERVICES
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36-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: 100% Special Funds (DNR NRDF Capital Improvement Program)

Approp. Code: POS 20-004

Resident Business: Yes

MD Tax Clearance: 23-4812-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Courtney League 410-767-5516
courtney.league@maryland.gov*

**37-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Corker's Creek Trail and Bridge at Pocomoke State Park and State Forest;
P-018-193-010

ADPICS No.: 001B9400381

Contract Description: *RETROACTIVE* approval to utilize sole source contract for continuity of AE services to furnish complete engineering design services, for construction of sections of trail, timber boardwalks over marsh, and a bridge over Corker's Creek at the Shad Landing Area of Pocomoke State Park.

Award: A. Morton Thomas & Associates, Inc.; Rockville, MD

Contract Term: 08/24/2020 - 04/03/2024 (**Retroactive**)
04/04/2024 - 11/29/2027 (Proactive for construction administration and warranty period)

Amount: \$50,034.64 (**Retroactive**)
\$ 0.00 (Proactive)
\$50,034.64

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-6-AE 8/17/2016). The original contract expired on 8/23/2020 because the contract term did not include time for construction administration services or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 14.46% / 0%. The contractor achieved 14.46% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that A. Morton Thomas & Associates, Inc. understands the scope and requirements of this contract and the price the firm provided in response to the original, competitively bid solicitation is still fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

2nd Revision

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

38-AE. ARCHITECTURE AND ENGINEERING
RETROACTIVE - Department of General Services

Contract ID: Cunningham Falls Day Use and Beach Improvements - Frederick County; P-016-140-001

ADPICS No. 001B5400377, CTR007572

Contract Description: *RETROACTIVE* approval for architectural and engineering design services for Cunningham Falls day use and beach improvements in Frederick County. This project includes the renovation of the day use and beach entrance area. All work has been completed and this contract is necessary for construction administration services if needed through the end of the warranty period.

Award: Prime AE Group, Inc.; Baltimore, MD (Formerly Penza Bailey Architects, Inc.)

Contract Term: 02/19/2016 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 02/13/2027 (Proactive for construction administration and warranty period)

Amount: \$168,263.20 (**Retroactive**)
 \$ 0.00 (Proactive)
 \$168,263.20 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-3-AE, 2/18/2015). The contract expired on 2/18/2016 because the duration of the work exceeded the initial schedule which did not allow time for construction administration services or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 37.58% / 1%. The contractor achieved 31.19% / 2.52% MBE/VSBE compliance.



DEPARTMENT OF GENERAL SERVICES
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REVISED

2nd Revision

38-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The reasons for the extended duration are:

- The Using Agency deferred the project to use funds to accommodate other urgent work.
- Several unforeseen conditions required re-design. Most notable was the inadequacy of the existing site utility infrastructure. Several strategies were explored to provide adequate
- water service for a stand-alone fire protection system, which all proved to be cost-prohibitive. As a result, the work at the day use and beach facilities was deferred.
- The job was constructed during the early part of COVID. There were supply chain issues that created delays in obtaining materials and components, staffing issues while essential construction staff who had contracted COVID could not work on-site, and logistics and communications issues during the lockdown. Overall, these obstacles delayed the work for about six months.
- These challenges created delays that were difficult to quantify at their onset. Therefore, the required duration of extension could not be determined. Despite all of this, the work was completed, and the A/E did a satisfactory job.
- Also note that during this time frame, the original A/E firm selected, Penza Bailey Architects, Inc., was acquired by Prime AE Group, Inc. Timely payment of invoices was delayed during their Novation, as new accounts were created and administered for the new firm.

The Procurement Officer reviewed and confirmed that AECOM Technical Services understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation is fair and reasonable.

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



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REVISED

2nd Revision

38-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Fund Source: MCCBL 2013 *Provide funds to design, construct and equip capital development projects on department of natural resources property in accordance with 5-903(g) of the natural resources article. Funds may only be spent on the projects listed below or on projects authorized under the natural resources development fund or department of natural resources capital development projects.*
Item 014

Resident Business: Yes

MD Tax Clearance: 23-4811-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



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

39-AE. ARCHITECTURE AND ENGINEERING
RETROACTIVE - Department of General Services

Contract ID: Greenbrier State Park Dam Repairs - Washington County; P-052-180-002
ADPICS No.: H00B9400149

Contract Description: *RETROACTIVE* approval to utilize sole source contract for continuity of AE services to inspect the dam at Greenbrier State Park in Washington County, and design necessary repairs.

Award: AECOM Technical Services; Germantown, MD

Contract Term: 03/05/2019 - 04/03/2024 (**Retroactive**)
04/04/2024 - 01/03/2029 (Proactive for construction administration and warranty period)

Amount: \$236,699.00 (**Retroactive**)
 \$0 (Proactive)
\$236,699.00 total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-3-AE, 9/05/2018). The project duration exceeded the original schedule, and the contract expired on 3/04/2019 without time for the A/E contractor to provide construction administration services, or time for the warranty period. AECOM is essential to completing the actual construction work, which is currently being re-bid. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 15% / 0%. The contractor achieved 10.48% / 0% MBE/VSBE compliance.

The Procurement Officer reviewed and confirmed that AECOM Technical Services understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation is fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
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39-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

Fund Source: 100% Special Funds (POS 2022 item 004)
Approp. Code: 22006
Resident Business: N/A
MD Tax Clearance: 23-4473-1111

BOARD OF PUBLIC WORKS THIS ITEM WAS:
APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

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

40-AE. ARCHITECTURE AND ENGINEERING
RETROACTIVE - Department of General Services

Contract ID: Jefferson Patterson Park & Museum MAC Laboratory Expansion & Renovation;
 HT-009-200-001

ADPICS No.: 001B2600042, CTR004025

Contract Description: *RETROACTIVE* approval for architectural and engineering design services for the expansion and renovation of the Mac Lab at Jefferson Patterson Park & Museum (JPPM) in Calvert County.

Award: Marshall Craft Associates, Inc.; Baltimore, MD

Contract Term: 09/01/2022 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 10/15/2027 (Proactive for construction administration
 and warranty period)

Amount: \$ 0.00 (**Retroactive**)
 \$ 0.00 (Proactive)

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Incumbent: Marshall Craft Associates, Inc.; Baltimore, MD

Requesting Agency Remarks: The original contract approved by BPW (DGS-18-AE, 7/28/2021) expired on 8/31/2022, and it did not include time for the A/E to support the solicitation for construction of the project, to provide construction administration during construction of the project, and to provide support for warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 23.93% / 0%. The contractor achieved **38.82%** / 0% MBE/VSBE compliance.



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED

40-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation, is still fair and reasonable.

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

Fund Source: MCCBL 2021 *Provide funds to continue the design of improvements and begin construction to the Maryland Archeological Conservation Laboratory at the Jefferson Patterson Park and Museum* Item 110 - \$653,000

MCCBL 2023 *Provide funds to continue the design of improvements and construction to the Maryland Archeological Conservation Laboratory at the Jefferson Patterson Park and Museum* Item 174 - \$14,831

Resident Business: Yes

MD Tax Clearance: 23-4474-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024**



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

**41-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: New Germany State Park Day Use and Beach Improvements - Garrett County;
P-005-140-001

ADPICS No. 001B7400115

Contract Description: *RETROACTIVE* approval for architectural and engineering design services for New Germany State Park day use and beach improvements in Garrett County. This project includes the renovation of a 4,000-square-foot recreation hall and two pavilions, the replacement of the comfort station, and the stabilization and restoration of the beach area at the park's swimming lake. All work has been completed and this contract is necessary for payment of past due invoices and for services if needed through the end of the warranty period.

Award: Prime AE Group, Inc.; Baltimore, MD (Formerly Penza Bailey Architects, Inc.)

Contract Term: 11/01/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 02/13/2027 (Proactive for construction administration and warranty period)

Amount: \$21,600 (**Retroactive**)
\$10,000 (Proactive)
\$31,600 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-3-AE, 9/7/2016). The contract expired on 10/31/2022. However, the duration of the work exceeded the initial schedule causing the contract to expire without time for construction administration services or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 41.89% / 0%. The contractor achieved 33.66% / 0% MBE/VSBE compliance.



DEPARTMENT OF GENERAL SERVICES
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41-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The reasons for the extended duration and retroactivity are:

- The using agency deferred the project to use funds to accommodate other urgent work.
- Several unforeseen conditions required re-design. Most notable was the inadequacy of the existing site utility infrastructure. Several strategies were explored to provide adequate water service for a stand-alone fire protection system, which all proved to be cost-prohibitive. As a result, the work at the Recreational Center was deferred.
- The job was constructed during the early part of COVID. There were supply chain issues that created delays in obtaining materials and components, staffing issues while essential construction staff who had contracted COVID could not work on-site, and logistics and communications issues during the lockdown. Overall, these obstacles delayed the work for about six months.
- The original A/E firm, Penza Bailey Architects, Inc., was acquired by Prime AE Group, Inc. Timely payment of invoices was delayed during their novation, as new accounts were created and administered for the new firm.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation are still fair and reasonable.

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

Fund Source: MCCBL 2013 *Provide funds to design, construct and equip capital development projects on department of natural resources property in accordance with 5-903(g) of the natural resources article. Funds may only be spent on the projects listed below or on projects authorized under the natural resources development fund or department of natural resources capital development projects.*
Item 014



DEPARTMENT OF GENERAL SERVICES
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41-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Resident Business: Yes

MD Tax Clearance: 23-4810-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024**



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

**42-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Patapsco Valley State Park Replacement of Two Bridges on Grist Mill Trail; P-020-206-010

ADPICS No.: H00B0600319

Contract Description: *RETROACTIVE* approval for the replacement of the two bridges on the Grist Mill Trail in the Glen Artney Area of Patapsco Valley State Park in Howard County. Includes design of the two replacement bridges and hydraulic and hydrologic analysis of the CSK railroad track tunnels.

Award: Whitney Bailey Cox & Magnani, LLC; Baltimore, MD

Contract Term: 08/18/2020 - 04/03/2024 (**Retroactive**)
04/04/2024 - 10/5/2028 (Proactive for construction administration and warranty period)

Amount: \$ 31,545.00 (**Retroactive**)
\$ 0.00 (Proactive)
\$ 31,545.00 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-6-AE, 8/17/2016). The Master A/E Contract DGS-16-009-IQC term was not long enough to accommodate an extended regulatory agency review period and DNR's requests for design revisions to accommodate the current Park Service's needs. The expiration of the contract did not allow time for construction administration or time for the warranty period. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 28.31% / 0%. The contractor achieved 19.39% / 0% MBE/VSBE compliance.



**DEPARTMENT OF GENERAL SERVICES
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42-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Agency Remarks (cont'd):

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the pricing offered by the contractor is still fair and reasonable from the original, competitively bid solicitation.

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

Fund Source: 100% General Funds

Approp. Code: A0125

Resident Business: Yes

MD Tax Clearance: 23-4505-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024



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

43-AE. ARCHITECTURE AND ENGINEERING
RETROACTIVE - Department of General Services

Contract ID: Professional Service Agreement to Provide Architectural & Engineering Services for Multiple Construction Projects; *DGS-17-100-IQC*

ADPICS No.: 001B9400047, 001B9400048, 001B9400049, 001B9400050,
 001B9400051, 001B9400052, 001B9400053, 001B9400054, 001B9400055,
 001B9400056, 001B9400057, 001B9400058, 001B9400059, 008924/007623,
 007624, 007625, 007626, 007627, 007628, 007629, 007630, 007631, 007632,
 007633, 007634, 007635

Contract Description: ***RETROACTIVE*** approval for professional service agreement to provide architectural and engineering services for multiple construction projects

Awards:

- Gaudreau, Inc. dba Ewing Cole; Baltimore, MD
- Noelker and Hull Associates, Inc.; Frederick, MD (SBE)
- Morris and Ritchie Associates, Inc.; Baltimore, MD
- Bushey Feight Morin Architects; Hagerstown, MD (SBE)
- Murphy & Dittenhafer, Inc.; Baltimore, MD (SBE)
- WBCM, LLC; Baltimore, MD
- Manns Woodward Studios, Inc.; White Marsh, MD (SBE)
- Wheeler Goodman Masek & Associates, Inc.; Stevensville, MD
- Colimore Architects.; Baltimore, MD (MBE) (SBE)
- Mimar Ponte Melor dba Mimar Architects; Washington, DC (MBE) (SBE)
- Ziger Snead, LLP; Baltimore, MD
- Waldon Studio Architects; Columbia, MD (SBE)

Contract Term: 10/04/2020 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 06/30/2024 (Proactive)

Amount: \$19,500,000 (**Retroactive**)
 \$ 6,000,000 (Proactive)
 \$25,500,000 Total

Procurement Method: Sole Source (continuity of service)



**DEPARTMENT OF GENERAL SERVICES
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43-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Gaudreau, Inc. dba Ewing Cole; Baltimore, MD	\$3,000,000
Noelker and Hull Associates, Inc.; Frederick, MD	\$3,000,000
Morris and Ritchie Associates, Inc.; Baltimore, MD	\$3,000,000
Bushey Feight Moring Architects; Hagerstown, MD	\$3,000,000
Murphy & Dittenhafer, Inc.; Baltimore, MD	\$3,000,000
WBCM, LLC; Baltimore, MD	\$3,000,000
Manns Woodward Studios, Inc.; White Marsh, MD	\$3,000,000
Wheeler Goodman Masek & Associates, Inc.; Stevensville, MD	\$3,000,000
Colimore Architects; Baltimore, MD	\$3,000,000
Mimar Ponte Melor dba Mimar Architects; Washington, DC	\$3,000,000
Ziger Snead, LLP; Baltimore, MD	\$3,000,000
Waldon Studio Architects; Columbia, MD	\$3,000,000

MBE/VSBE Participation: 0% / 0%

Incumbents:

Gaudreau, Inc. dba Ewing Cole; Baltimore, MD
 Noelker and Hull Associates, Inc.; Frederick, MD
 Morris and Ritchie Associates, Inc.; Baltimore, MD
 Bushey Feight Moring Architects; Hagerstown, MD
 Murphy & Dittenhafer, Inc.; Baltimore, MD
 WBCM, LLC; Baltimore, MD
 Manns Woodward Studios, Inc.; White Marsh, MD
 Wheeler Goodman Masek & Associates, Inc.; Stevensville, MD
 Colimore/ATI, Inc.; Baltimore, MD
 Mimar Ponte Melor dba Mimar Architects; Washington, DC
 Ziger Snead, LLP; Baltimore, MD
 Waldon Studio Architects, Columbia, MD



**DEPARTMENT OF GENERAL SERVICES
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43-AE. ARCHITECTURE AND ENGINEERING (cont'd)

Requesting Agency Remarks: The original contract was approved by the Board of Public Works, DGS-7-AE, 07/19/2018). There was a typo in the original agenda and the end date was incorrect, and the item was ultimately revised and approved. However, the error in the agenda item for the original base contracts carried forward for multiple subsequent agenda items for modifications to the base contract. There were also term negotiations and product clarifications that contributed to the delay. Due to the error in the end date, DGS exercised the first option one year past the actual expiration date, and subsequently was operating under an expired contract. Two subsequent items were brought to the Board for approval DGS-18-AE-OPT, 06/02/2021, to exercise the first renewal option and DGS- 20-AE-MOD, 10/06/2021, to increase the contract amounts. Both items were approved; however, since they were brought to the Board after the contract expired on October 3, 2020, they were invalid. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractors continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 30% / 0%. The contractors achieved 29.37% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that all 12 firms understand the scope and requirements of this contract, and the prices the firms provided in response to the original, competitively bid solicitation, are still fair and reasonable.

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

Fund Source: Determined by Work Order

Approp. Code: Determined by Work Order

Resident Business: Yes



DEPARTMENT OF GENERAL SERVICES
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43-AE. ARCHITECTURE AND ENGINEERING (cont'd)

MD Tax Clearances:

- 23-3430-0011 - Gaudreau, Inc. dba Ewing Cole
- 23-3423-0111 - Noelker and Hull Associates, Inc.
- 23-3429-1110 - Morris and Ritchie Associates, Inc.
- 23-3424-0111 - Bushey Feight Moring Architects
- 23-3428-1111 - Murphy & Dittenhafer, Inc.
- 23-2778-0000 - WBCM, LLC
- 23-3425-1111 - Manns Woodward Studios, Inc.
- 23-3427-1111 - Wheeler Goodman Masek & Associates, Inc.
- 23-3756-1101 - Colimore/ATI, Inc.
- 23-3763-0111 - Mimar Ponte Melor dba Mimar Architects
- 23-3421-1111 - Ziger Snead, LLP
- 23-3426-1011 - Waldon Studio Architects

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**44-AE. ARCHITECTURE AND ENGINEERING
*RETROACTIVE - Department of General Services***

Contract ID: Jefferson Patterson Park & Museum Patterson Center Renovation; *HT-021-090-001*

ADPICS No.: 001B6400212

Contract Description: *RETROACTIVE* approval for renovation of the 3 residential estate buildings at the Jefferson Patterson Park & Museum (JPPM) in Calvert County to transform the buildings into a fully integrated tourism site.

Award: MTF Architecture, PLLC; Arlington, VA

Contract Term: 01/01/2017 - 04/03/2024 (**Retroactive**)
04/04/2024 - 06/30/2026 (Proactive for warranty period)

Amount: \$ 72,761.00 (**Retroactive**)
\$ 0.00 (Proactive)
\$ 72,761.00 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: The original contract was approved by BPW (DGS-2-AE, 10/21/2015). However, the contract did not include time for the warranty period and expired on 12/31/2016. This is a request for a new retroactive sole source contract for continuity of services. The A/E contractor has continued to provide the services per the terms of the original expired contract.

The original contract had an MBE/VSBE participation goal of 30.74% / 0%. The contractor achieved 31.26% / 0% MBE/VSBE compliance.

The Procurement Officer confirmed that this firm understands the scope and requirements of this contract, and the price the firm provided in response to the original, competitively bid solicitation, is still fair and reasonable.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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44-AE. ARCHITECTURE AND ENGINEERING (cont'd)

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

- Fund Source:**
- MCCBL 2008 *Provide funds to begin design of improvements to the Patterson Center at the Jefferson Patterson Park and Museum*
Item 016 - \$150,000

 - MCCBL 2014 *Provide funds to continue design of improvements to the Patterson Center at the Jefferson Patterson Park and Museum*
Item 018- \$350,000

 - MCCBL 2016 *Provide funds to continue design of improvements to the Patterson Center at the Jefferson Patterson Park and Museum*
Item 110 - \$327,000

 - MCCBL 2018 *Provide funds to provide design, construction, and equipment of improvements to the Patterson Center at the Jefferson Patterson Park and Museum*
Item 113- \$3,887,000
- Resident Business:** Yes
- MD Tax Clearance:** 24-0238-0100

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

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

45-AE-MOD. ARCHITECTURE AND ENGINEERING MODIFICATION
Department of General Services

Contract ID: Barrack V, Laboratory and Garage; PV-975-200-001
 ADPICS No.: 001B0600389

Contract Approved: DGS 4-AE, 5/6/2020

Contract Description: Design of new State Police Barrack, garage and forensic laboratory in Berlin. Includes creation of thorough construction bid documents for demolition of the existing site and construction of new facilities.

Modification Description: Extend the contract to continue A/E services to furnish complete architectural and engineering design services to design Barrack V, Laboratory, and garage through the warranty period.

Award: Manns Woodward Studios, Inc.; White Marsh, MD

Original Contract Term: 06/09/2020 - 10/06/2023

Modification Term: 04/07/2024 - 12/30/2026

Original Contract Amount: \$1,066,891.12

Modification Amount: \$ 126,500.00

Prior Options/Mods: \$ 133,178.29 (Mod. #1 Extension 12/16/2021 - 04/06/2024. DGS 20-AE-MOD, 12/02/2021)
 \$ 49,654.41 (Mod. #2 Photographic documentation for the new barrack, laboratory, and garage. It also covers documentation for the site work. Delegated Authority DGS - 02/07/2023)
 \$ 7,800.00 (Mod. #3 Printing and reproduction costs for the necessary plans, specifications, and final submittal submissions for the construction of the new barrack, laboratory, and garage. Delegated Authority DGS - 02/14/2023)
 \$ 17,225.00 (Mod. #4 Changes to the access lanes for the fire department and changes to EV Charging locations and accommodations for ADA parking at the EV location. Delegated Authority DGS - 08/01/2023)



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



REVISED

45-AE-MOD. ARCHITECTURE AND ENGINEERING MODIFICATION (cont'd)

Total Contract Amount: \$1,401,248.82

Percent +/- (This Item): 11.86%

Total Percent Change: 31.34%

Procurement Method: Qualification Based Selection

MBE/VSBE Participation: 16.89% / 0%

MBE/VSBE Compliance: 17.62% / 0%

Requesting Agency Remarks: This extension is necessary because the contract term did not include time to provide notice to proceed to the A/E firm, to bid on the construction, and to provide services during the two-year warranty period. During the design phase, there was a large redesign effort to save approximately \$3 million in site costs which added time to the project. The project also had to be bid on twice, which added time to the project.

Fund Source: MCCBL 2020 Provide funds to begin design of a new barrack, East Regional Forensic Lab and Garage, and site improvements to replace the Barrack V-Berlin (Worcester County) Item 126

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

46-C-MOD. CONSTRUCTION MODIFICATION
Department of General Services

Contract ID: Construction of Maryland State Police Berlin Barrack V; PV-975-200-001
ADPICS No.: COK35664

Contract Approved: DGS 54-C, 12/21/2022

Contract Description: Phased demolition of existing barrack building, garage building, and radio tower. Construction of a new one-story barrack, laboratory, and garage.

Modification Description: Install the dispatch consoles and other electronic hardware, wiring, and accessories.

Award: Keller Brothers, Inc.; Mount Airy, MD

Original Contract Term: 550 Calendar Days

Modification Term: No additional time is required.

Original Contract Amount: \$26,862,240.00

Modification Amount: \$ 853,090.00

Prior Options/Mods: \$ 154,760.10
(Multiple Change Orders Under Delegated Authority)

Total Contract Amount: \$27,870,090.10

Percent +/- (This Item): 3.18%

Total Percent Change: 3.75%

Original Procurement Method: Competitive Sealed Bidding

MBE/VSBE Participation: 12.4% / 0%

MBE/VSBE Compliance: 20.91% / 0%



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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46-C-MOD. CONSTRUCTION MODIFICATION (cont'd)

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

Requesting Agency Remarks: This dispatch console is installed in a workstation located at the barrack in the Police Communications Office (PCO) and staffed by a professionally trained police communications officer. At the new Berlin barrack there are three individual stations. A dispatch console is an essential piece of electronic radio communications equipment that functions as the means to relay, through the radio tower at the barrack, directions, information, and instructions to troopers in the field.

The original contract included an allowance of \$300,000 for this work. It turned out the work would actually cost \$1,153,090 and this modification is for the difference.

Fund Source: 100% General Funds

Approp. Code: 053/CA22

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

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WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

**47-C-MOD. CONSTRUCTION MODIFICATION
*Department of Health***

Contract ID: Cottage 2 Renovation John L. Gildner Regional Institute for Children and Adolescents; MM-157-230-003
ADPICS No.: CTR007058-6

Contract Approved: Secretary's Agenda A2, 12/07/2022

Contract Description: Construction services for demolition and renovation of Cottage 2 - Wing B and Wing C at the John L. Gildner - Regional Institute for Children and Adolescents (RICA) in Rockville, MD for use as a dedicated facility for children. Includes replacing the HVAC system, electrical, fire alarm system, security system, sprinklers, fencing, new walls, ceilings, floors, plumbing, detention rated windows and doors, furnishings, etc. to make cottage ligature proof and meet Joint Commission requirements for patient safety and code standards for healthcare organizations.

Modification Description: At the time construction was initiated, MDH was utilizing Sub-Living Unit A to support operational readiness for the Office of Preparedness and Response. MDH has since relocated this function and is now seeking to complete the remaining renovation, so the Cottage 2 can be used as a fully dedicated unit.

Award: Baltimore Contractors; Glen Burnie, MD (SBE)

Original Contract Term: 300 Calendar Days

Modification Term: 180 Calendar Days

Original Contract Amount: \$4,137,000.00

Modification Amount: \$1,179,290.97

Prior Options/Mods: \$ 818,956.08 (Multiple Change Orders Under Delegated Authority)

Total Contract Amount: \$6,135,247.05

Percent +/- (This Item): 28.51%

Total Percent Change: 48.30%



**DEPARTMENT OF GENERAL SERVICES
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47-C-MOD. CONSTRUCTION MODIFICATION (cont'd)

Original Procurement Method: Emergency

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

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

Requesting Agency Remarks: The original emergency contract included only Wings B and C at Cottage 2.

This was originally an emergency project and MBE and VSBE participation was not assigned. DGS strongly encourages vendors responding to emergency procurements to include MBE participation. Baltimore Contractors has achieved a rate of 7.27% MBE subcontractor participation.

Fund Source: 100% General Funds

Approp. Code: M00 2023 A223G 1423

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

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

Contract ID: Child Placement Agency Services; *SSA/CPA-24-001*
ADPICS No.: N00B4600139

Contract Description: Child Placement Agency (CPA) for 14 Treatment Foster Care (TFC) beds for children committed to the local Department of Social Services.

Award: LIFEWORKS LLC.; Baltimore, MD

Contract Term: 05/01/2024 - 06/30/2025

Amount: \$664,578

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbent: N/A

Requesting Agency Remarks: Child Placement Agency (CPA) Programs are defined in COMAR 07.02.21.03B (17) as a 24-hour substitute care program operated by a licensed child placement agency or local department of social services for children with a serious emotional, behavioral, and medical, or psychological condition.

This CPA Provider can clinically address the specialized needs of the youth. The Department ensures the quality of care of the youth placed via monitoring by the DHS, Office of Licensing and Monitoring (OLM). Additionally, the Provider's performance and compliance are also reviewed at the monthly Children's Check-In Call facilitated by the Office of Health Care Quality, inclusive of representatives from other state agencies such as the Maryland Department of Health, DDA, Office of Licensing and Monitoring, and Social Security Administration Contract and Placement Units.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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48-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

Due to the recent closure of three CPA providers, with a combined total of 90 Treatment Foster Care (TFC) contracted beds, the Department decided to enter into this contract.

No MBE/VSBE participation was established for this contract due to a lack of subcontracting opportunities.

The proposed price for this contract is fair and reasonable because the price is set by the Interagency Rates Committee (IRC), using the same established methodology in price setting for all In-State providers.

Fund Source: 100% General Funds

Approp. Code: N00G0001

Resident Business: Yes

MD Tax Clearance: 24-0186-0001

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

49-S. SERVICES CONTRACT
*Department of Human Services, Social Services Administration
Office of Technology for Human Services*

Contract ID: Helpline and Call Center; SSA/HELPL-24-001- CPS/APS
ADPICS No.: N00B4600267

Contract Description: Centralized call center with a single 800 number to provide services for the Child Protective Services and Adult Protective Services to report suspected abuse or neglect and other Adult and Child Welfare Services and deliver these calls to DHS caseworkers.

Award: Gioia P. Ambrette Inc., dba Newcastle Communications
Bethpage, NY

Contract Term: 04/12/2024 - 03/17/2027

Amount: \$699,717

Procurement Method: Intergovernmental Cooperative Purchasing Agreement
(ICPA) Contract: *Sourcwell Unified Communications #120122*

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The Department of Human Services (DHS) received approval to use an ICPA through Sourcwell Unified Communications Contract #120122, for the hosted CPS/APS Helpline and Call Center. The ICPA was released on January 26, 2024. Gioia P. Ambrette Inc., dba Newcastle Communications submitted the only proposal. The contract price is fair and reasonable based on historical data. The original contract was \$1,015,056.

The ICPA process was used because it will provide time and cost savings through significant reduction in the level of effort required for the procurement process and the amount of time to configure and onboard the system without interrupting critical services for Maryland citizens.



DEPARTMENT OF GENERAL SERVICES
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49-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

The hosted NEC Univerge Blue Contact Center and IVR Solution will provide the following capabilities:

- Speech enabled menus.
- Select either CPS or APS.
- Select the county of the suspected incident.
- Route calls to the appropriate Case Worker based upon county location, CPS or APS, the time of day, and other conditions as set forth by DHS.
- Be compatible with both VoIP and legacy PBX systems.
- Be able to deliver calls to Smartphones.
- The Case Workers must be able to logon/login through a browser on their computer, iOS or Android device.
- In addition to the 800 number, be able to use the existing numbers that each of the 30 jurisdictions/offices have currently published.
- DHS will be able to control who is available to take calls, track the calls in the Call Center, see who called, when they called, and what case worker received the call.
- In the event a case worker is logged-in and misses the call, the Solution will re-route the call to another case worker. The supervisor will have visibility to see which case workers are logged-in and available.

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

Fund Source: 100 % General Funds

Approp. Code: N00F0004

Resident Business: No

MD Tax Clearance: 24-0597-0010

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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WITH DISCUSSION

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Kenneth Yeates-Trotman 410-764-3557
kenneth.yeates-trotman@maryland.gov*

**50-S. SERVICE CONTRACT
*Health Care Commission***

Contract ID: All Payer Claims Database Value-Based Care Expert Consulting and Project Management Services; *MHCC 24-002*
ADPICS No.: M00B4600535

Contract Description: Expert health analytics and project management consulting services for the All Payer Claims Database (APCD) and the Maryland Medical Care Database (MCDB).

Award: Freedman HealthCare, LLC; Burlington, MA (SBE)

Contract Term: 04/04/2024 - 03/31/2031

Amount: \$4,346,204.11

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

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
Freedman HealthCare, LLC; Burlington, MA	1	\$4,346,204.11 (1)	1

**Technical proposals were weighted higher than financial proposals.*

MBE/VSBE Participation: 10% / 1%

Performance Security: No

Incumbents: Same

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage (eMMA) and the MHCC website on September 15, 2023. The solicitation was sent directly to 40 prospective vendors, 60 Maryland MBEs, and 17 VSBEs. A copy was also sent to the Governor's Office of Small, Minority, and Women Business Affairs. The recommended offeror Freedman HealthCare, LLC, a small business was determined to be most advantageous to the State.



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024



50-S. SERVICE CONTRACT (cont'd)

Agency Remarks (cont'd):

Freedman HealthCare, LLC has in-depth experience consulting with other states on their All Payer Claims Database (APCD) initiatives. Their proposal also excelled in illustrating a comprehensive understanding of the work requirements and mastery of the subject matter, along with their past relevant experience with similar projects and services. The price was determined to be fair and reasonable. The average inflation rate between 2020 and today is 3.24% per year, with a cumulative increase of approximately 10%, which is consistent with the previous contract labor rates.

MHCC is required by law to analyze and report on health care utilization and spending in Maryland to the State legislature. To meet this statutory requirement, MHCC developed a database, the Maryland Medical Care DataBase (MCDB), Maryland's All Payer Claims DataBase (APCD). The MCDB contains information on privately-insured health care services provided to Maryland residents and to non-Maryland residents insured under a Maryland contract. Under COMAR 10.25.06, MHCC collects these privately-insured claims and membership data quarterly from life and health insurance carriers, health maintenance organizations (HMOs), third party administrators (TPAs), and pharmacy benefit managers (PBMs) who are licensed to do business in Maryland.

Fund Source: 100% Special Funds (User Fees)

Approp. Code: M00R0101

Resident Business: No

MD Tax Clearance: 23-5091-0101

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITH DISCUSSION

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Alison Barry 667-203-9095
alison.barry@maryland.gov*

**51-S. SERVICES CONTRACT
*Department of Health, State Anatomy Board***

Contract ID: Transportation of Bodies; OCMP# 24-22060
ADPICS No.: M00B004600594

Contract Description: Transportation of deceased adults donated, adult unclaimed, and infant bodies from hospitals, nursing homes, residences, and the Office of the Chief Medical Examiner (OCME), 24 hours per day, 7 days per week, Statewide.

Award: Primary
Luelle's Mortuary Transport 2 LLC; Pikesville, MD

Secondary
EC Whitaker Company; Springdale, MD (SBE)

Contract Term: 04/24/2024* - 04/23/2029 (*Or earlier upon BPW approval)

Amount: \$4,097,217.71 (Primary Vendor)
\$1,268,484.25 (Secondary Vendor)
\$5,365,701.96 Total

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Luelle's Mortuary Transport 2 LLC; Pikesville, MD	\$ 4,312,860.75
EC Whitaker Company; Springdale, MD	\$25,369,685.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbent: Luelle's Mortuary Transport 2 LLC, Pikesville, MD



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



51-S. SERVICES CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage on October 6, 2023 and 62 vendors were directly solicited. Two bids were received and opened on November 8, 2023. Luelle’s Mortuary Transport 2 LLC and EC Whitaker Company have been found responsible and their bids responsive. The bid pricing has been confirmed. Luelle’s Mortuary Transport 2 LLC has been selected for the Primary award, and EC Whitaker Company has been selected for the Secondary award.

The difference in pricing can be attributed to each company having different expenses that may be reflected in the bid pricing such as cremation equipment quantity and quality, building location Prince George’s compared to Baltimore County, quantity of staff, staffing salaries, operational expenses, and transportation vehicles.

The Primary vendor is funded at 95% and is anticipated to perform the majority of the requested services in the award areas. The secondary vendor is anticipated to perform up to 5% of the requested service.

The primary contractor is contacted initially for all transports and is given the right of first refusal. The secondary contractor will only be responsible for services if the primary contractor is unable to provide these services.

No MBE or VSBE participation was established for this contract due to the lack of certified firms available.

Fund Source: 100% General Funds
Approp. Code: D120G
Resident Business: Yes
MD Tax Clearance: 23-4866-0000 - Luelle’s Mortuary Transport 2 LLC
 23-4876-1110 - EC Whitaker Company

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Shareda Holifield 410-350-1967
shareda.holifield2@maryland.gov*

**52-S. SERVICES CONTRACT
*Military Department***

Contract ID: Food Service Freestate ChalleNGe Academy; *MMD 24-018*
ADPICS No.: D50B4600018

Contract Description: Daily food service, breakfast, lunch, and dinner at Freestate ChalleNGe Academy Cadets and for National Guard (NG) Soldiers attending school at Aberdeen Proving Grounds in Gunpowder.

Award: Humanim, Inc; Columbia, MD

Contract Term: 04/03/2024 - 03/31/2025 (w/two 1-year renewal options)

Amount: \$ 3,627,037.37 NTE (Base Term)
\$ 3,727,198.13 NTE (Renewal Option #1, 1-year)
\$ 3,830,651.01 NTE (Renewal Option #2, 1-year)
\$11,184,886.51 NTE Total

See next page for
Record Correction
Letter dated
4/10/24

Procurement Method: Preferred Provider (*Community Service Provider*)

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: Freestate ChalleNGe Academy is one of the original National Guard Youth ChalleNGe Programs across the United States and Puerto Rico, and it is the only one serving Maryland. It began in 1993 and provides at-risk youth, ages 16 to 18 with an alternative education and ability to earn their Maryland High School Diploma by taking the GED test. Cadets enjoy healthy living during the residential phase of the program and receive three meals daily. This contract also provides meals for National Guard Soldiers in training.



WES MOORE
GOVERNOR
COMMANDER-IN-CHIEF


STATE OF MARYLAND
MILITARY DEPARTMENT
FIFTH REGIMENT ARMORY
BALTIMORE, MARYLAND 21201-2288

JANEEN L. BIRCKHEAD
MAJOR GENERAL
THE ADJUTANT GENERAL

April 10, 2024

Accepted 4/25/2024- JTG

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

 Digitally signed by
John Gontrum
Date: 2024.04.25
13:58:27 -04'00'

Dear Mr. Gontrum:

This is to advise you of the following changes to one Board of Public Works Action Agenda Item previously approved by the Board of Public Works for the Food Service Freestate ChalleNGe Academy Contract #MMD 24-036 award to Humanim, Inc.

BPW—April 3, 2024

DGS Agenda, Item 52-S

Food Service Freestate ChalleNGe Academy; MMD 24-018

FROM: **Amount:** \$3,627,037 NTE (Base Term)
 \$3,727,198 NTE (Renewal Option #1, 1-year)
 \$3,830,651 NTE (Renewal Option #2, 1-year)
 \$11,184,886 NTE Total

TO: **Amount:** \$3,627,037.37 NTE (Base Term)
 \$3,727,198.13 NTE (Renewal Option #1, 1-year)
 \$3,830,651.01 NTE (Renewal Option #2, 1-year)
 \$11,184,886.51 NTE Total

Reason: Clerical Error.

Regards,



Shareda Holifield
Director of Procurement and Logistics
Maryland Military Department, Procurement Division



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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52-S. SERVICES CONTRACT (cont'd)

Fund Source: 75% Federal Funds, 25% General Funds

Approp. Code: H0105 55001/55005/38005

Resident Business: Yes

MD Tax Clearance: 24-0630-1100

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



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

53-S. SERVICES CONTRACT
Department of Education, Division of Rehabilitation Services

Contract ID: Innovative Demonstration Project; *FY24-DORS-047*
 ADPICS No.:R00B4600068

Contract Description: The Maryland State Department of Education was recently awarded the Disability Innovation Fund, Pathways to Partnerships Innovative Model Demonstration Project. This grant will fund an innovative demonstration project focused on the creation of systemic approaches to transition services for children and youth with disabilities.

Award: ABT Associates, Inc., Rockville, MD

Contract Term: 05/02/2024 - 05/02/2029

Amount: \$499,887 NTE

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: N/A

Requesting Agency Remarks: ABT Associates, Inc.'s proposal meets the technical requirements of the grant. MSDE/DORS cannot substitute another vendor for the one named in its approved grant application, they are the only source that can satisfy the grant's requirements. The price proposal is considered fair and reasonable, and most advantageous to the State based on market research over a five year period for similar professional services and labor categories. Salaries for research professionals have increased from \$34.50 an hour to \$185.77 an hour.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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53-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

The five year approved grant application is Federally funded under the Maryland Disability Innovation Fund; consenting the project opportunity to involve developmental and collaborative partnerships that leverage resources to supplement cohesive service delivery models that supports successful post-secondary experiences for children and youth with disabilities for a seamless transition to life after high school

The required partners are State vocational rehabilitation agencies, State educational agencies, local education agencies, and federally funded Centers of Independent Living. The partners of the Maryland Pathways to Partnership Initiative (MPPI) are: Maryland State Department of Education (MSDE) Division of Early Intervention and Special Education Services (DEI/SES) and Division of Rehabilitation Services (DORS), Maryland Department of Disabilities, Allegany County Public Schools, Caroline County Public Schools, Charles County Public Schools, Frederick County Public Schools, the University of Maryland Center for Transition and Career Innovation (CTCI), The Parents' Place of Maryland, Bay Area Center for Independent Living (BACIL), Freedom Center, Independence Now (IN), Resources for Independence, and Southern Maryland Center for Independent Living (SMCIL).

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

Fund Source: 100% Federal Funds

Approp. Code: A0120

Resident Business: Yes

MD Tax Clearance: 23-4467-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITH DISCUSSION

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Udoka Onwumechili 410-379-9413
udoka.onwumechili@maryland.gov*

**54-S. SERVICES CONTRACT
*State Police, Forensic Science Division***

Contract ID: Accreditation Assessment for Forensic Science Division; *W00P4601776*
ADPICS No.: W00P4601776

Contract Description: Accreditation assessment for Forensic Science Division (FSD) and verify compliance with Federal standards.

Award: ANSI National Accreditation Board, LLC; Washington, DC

Contract Term: 04/04/2024 - 04/04/2027

Amount: \$144,825

Procurement Method: Sole Source

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbents: N/A

Requesting Agency Remarks: As part of this accreditation, Forensic Science Division (FSD) is required to be inspected by an assessment team every four years, with smaller surveillance visits occurring in the intervening years.

ANSI National Accreditation Board, LLC is the only vendor that conducts audits of laboratories to meet accreditation standards which lay out the general requirement for the competence of testing and calibration laboratories and outlines the requirements for the accreditation. No other vendor has been given permission or license to use the program.

The price has been determined to be fair and reasonable based on historical comparison of the last Accreditation Assessment provided in 2022. The 2022 accreditation fee was \$11,440 and the current quote is \$12,700, an increase of only \$1,260.00 per year.

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



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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54-S. SERVICES CONTRACT (cont'd)

Fund Source: 100% General Funds

Approp. Code: W00.23.31511.0821

Resident Business: No

MD Tax Clearance: 23-4767-0110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Suzanne Dorsey 410-537-3471
suzanne.dorsey1@maryland.gov*

**55-S. SERVICES CONTRACT
*RETROACTIVE - Department of the Environment,
Water and Science Administration***

Contract ID: Water Testing and Certification; U00B4600007
ADPICS No.: U00B4600007

Contract Description: *RETROACTIVE* approval for Water, Wastewater and Industrial Wastewater Operators Testing and Certification to comply with the Safe Drinking Water Act.

Award: Water Professionals International; Urbandale, IA

Contract Term: 01/01/2023 - 04/03/2024 (**Retroactive**)
04/04/2024 - 06/30/2026 (Proactive)

Amount: \$ 58,766.25 (**Retroactive**)
\$ 107,688.70 (Proactive)
\$ 166,454.95 Total

Procurement Method: Sole Source

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Incumbents: Same

Requesting Agency Remarks: The end date of the previous contract was overlooked and there was a lapse. When it was discovered, MDE made every effort to complete the new contract quickly however there were some issues that complicated the process, vendor name change, vendor not in compliance with SDAT which slowed down executing the new contract and caused it to be reported retroactively. MDE has been attempting to correct the situation. In the interim, the contractor had a name change, further delaying the issuance of the new contract, as the contractor worked with the State Department of Assessments and Taxation to be reinstated in good standing with the State.

The Maryland Department of the Environment is required under the Safe Drinking Water Act Amendments of 1996 to maintain an Operator Certification Program and provide an annual report to receive full federal allocation under the Safe Drinking Water Revolving Fund. The Environment Article of the Annotated Code of Maryland, Title 12, established the Waterworks



**DEPARTMENT OF GENERAL SERVICES
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55-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

and Waste System Operators Board and authorized the creation of a certificate program. COMAR Title 26.06.01 mandates that all water, wastewater and industrial wastewater operators pass an examination to be certified.

Water Professionals International is the only nationwide regulatory certification provider used by the State governments for regulatory certification of water and wastewater treatment operators.

The price has been determined to be fair and reasonable. In 2019 and 2020 the contract was \$50,000 for one year of the same service. In 2021 at the height of the pandemic, the contract was \$31,960. In 2022, the contract was \$39,725. The contract for 2023 is \$44,225 and anticipated to be \$45,855 for 2024.

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

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

Fund Source: 100% General Funds

Approp. Code: U00A04.01

Resident Business: No

MD Tax Clearance: 24-0374-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

2nd Revision

*Contact: Alison Barry 667-203-9095
alison.barry@maryland.gov*

56-S. SERVICES CONTRACT
RETROACTIVE - Department of Health, Vital Statistics Administration

Contract ID: Remote Order and Payment Services; MDH/OCMP #24-22332
ADPICS No.: M00B4600633

Contract Description: *RETROACTIVE* approval to provide vital records, certificates of birth, death, marriage, and divorce to requestors placing orders remotely via credit/debit card. Add a one year renewal option.

Award: VitalChek Network, Inc. (A Lexis/Nexis Company);
Brentwood, TN

See next page for Record
Correction Letter dated 4/10/24

Contract Term: 01/01/2021 - 04/03/2024 (**Retroactive**)
~~04/04/2024 - 03/13/2025 (Proactive)~~ **04/04/2024 - 04/03/2025 (Proactive)**
~~(w/one 1-year renewal option)~~ **(w/one 1-year renewal option)**

Amount: \$4,769,828.20 (**Retroactive**)
\$1,370,187.50 (Proactive)
\$1,419,646.50 (Renewal Option #1)
\$7,559,662.20 Total

Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 8% / 0%

MBE/VSBE Compliance: 17.797% / 0%

Performance Security: No

Requesting Agency Remarks: The original Remote Order and Payment service contract, was approved by BPW (DoIT 7-IT 12/19/2018) for a term of 01/03/2019, through 12/31/2020. MDH planned to exercise the renewal option beginning on 01/01/2021 but the renewal option was not conveyed to the contractor before the contract expired on 12/31/2020.



DEPARTMENT OF HEALTH

Wes Moore, Governor · Aruna Miller, Lt. Governor · Laura Herrera Scott, M.D., M.P.H., Secretary

Accepted 4/25/2028- JTG

Digitally signed by John
Gontrum
Date: 2024.04.25
12:27:53 -04'00'

Office of Contract Management and Procurement
Alison Barry, Director
201 W. Preston Street, Room 416 A
Baltimore, Maryland 21201
Alison.barry@maryland.gov

April 10, 2024

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

SUBJECT: Record Corrections – April 3, 2024, Board of Public Works Action Agenda

Dear Mr. Gontrum:

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

BPW – April 3, 2024, 56-S

Remote Order and Payment Services; MDH/OCMP# 24-22332

OSP 100

Pages 195-197

FROM:04/04/2024-03/13/2025

TO: 04/04/2024- 04/03/2025

Reason: Clerical error, the proactive contract term is for one full year.

Regards,

Alison Barry

Alison Barry

Director

Office of Contract Management and Procurement

Maryland Department of Health



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED

2nd Revision

56-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

The Vital Statistics Administration (VSA) regrets this retroactive contract. Please be assured that VSA recognizes that retroactive contracts are not desirable. MDH is working diligently to avoid retroactive activities by putting new tracking methods in place.

Without these core services the MDH would have to revert to less efficient and highly manual processes. This would result in slower processing times, higher staffing and as a result substantially higher costs.

VitalChek is the only company that provides this service for vital records agencies in all 47 States. They have provided these services globally and to the State of Maryland for many years. They provide customer service for individuals placing orders remotely 24 hours a day, seven days a week, and 365 days a year. Offering this convenience increases the ability to meet customer needs.

VSA accepts and processes authenticated vital record orders from a number of different end points. VitalChek's platform provides all current services channels (e.g. point of sale, kiosks, funeral home portal, online portal, and shipping) at no cost to MDH. VSA receives revenue from all service channels. For requests processed using a VitalChek supported service channel there is a surcharge in addition to the VSA fee. VitalChek collects payment from the requestor and retains the surcharge and deposits the VSA fees into an agreed upon account. The VitalChek surcharge covers the cost of all equipment and supplies needed for accepting and processing vital record requests.

MDH is requesting approval of the new sole source procurement for a one-year contract with (1) one-year renewal option. Unfortunately, a new solicitation was not completed prior to the previous contract expiration date due to internal administrative challenges with significant reductions in staff, the COVID pandemic, MDH security breach and implementation of the Division's new birth registration system.

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



DEPARTMENT OF GENERAL SERVICES
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REVISED

2nd Revision

56-S. SERVICES CONTRACT (cont'd)

Fund Source: 100% Special Funds (User Fees)

Approp. Code: M00F0101

Resident Business: No

MD Tax Clearance: 24-0280-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Memory M. Hewlett 410-767-8374
mhewlett@mdot.maryland.gov*

**57-S. SERVICES CONTRACT
*RETROACTIVE - Maryland Transit Administration***

Contract ID: Auto Appraisal Services; *AGY-18-017-RT*
ADPICS No.: J05B4600013

Contract Description: *RETROACTIVE* approval for professional auto appraisal services.

Award: CM Schultz & Associates; Lutherville, MD

Contract Term: 06/01/2022 - 09/30/2022 (**Retroactive**)

Amount: \$15,125 (**Retroactive**)

Procurement Method: Sole Source

MBE/VSBE Participation: 0% / 0%

Incumbent: Same

Requesting Agency Remarks: In May 2018, the MTA awarded a contract to CM Schultz & Associates to provide professional auto appraisal services. On May 31, 2022, the contract expired and the vendor continued to provide services for several more months.

Since September 30, 2022, the MTA has not used these services, which has had an impact on resolving vehicle property damage claims and resulting in complaints from the public.

MTA has addressed this issue with the End-User and taken appropriate measures to correct this in the future. The Office of Procurement has provided instruction on the importance of using a contract only within the period of performance and spending authority. The replacement contract AGY-23-040-SR was competitively bid, and the award was presented and approved by the BPW 17-S on 2/28/2024.

Since services were inadvertently continued after the contract expired, no MBE or VSBE participation was established.



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57-S. SERVICES CONTRACT (cont'd)

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

Fund Source: 100% Special Funds (Transportation Trust)

Approp. Code: J05H0101

Resident Business: Yes

MD Tax Clearance: 23-0467-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Tony Middleton 301-360-2012
tony.middleton@msd.edu*

**58-S. SERVICES CONTRACT
*RETROACTIVE - Maryland School for the Deaf***

Contract ID: American Sign Language; *FC160005*
ADPICS No.: Invoices were paid with direct vouchers and there is no ADPICS numbers.

Contract Description: *RETROACTIVE* approval for American Sign Language (ASL) and interpreting services at the Frederick and Columbia campuses. *FC160005*

Awards:

- Deidre Gibson; Westminster, MD
- Summer Meyers; Baltimore, MD
- Brenda Kelley-Frey; Ellicott City, MD
- Paula Baran; Frederick, MD
- Theodore Baran; Frederick, MD
- Theresa Howarth; Columbia, MD
- Anna S. Rose; Westminster, MD
- Roberta Quinn; Germantown, MD
- Caroline Frey; Ellicott City, MD
- Myra Foley; Frederick, MD
- Sign Language USA; McLean, VA
- Dream Management; Baltimore, MD
- HIS Sign LLC; Ashburn, VA
- Frederick Interpreting Agency LLC; Ijamsville, MD
- Keystone Interpreting Solutions of Maryland; Frederick, MD

Contract Term: 01/01/2021 - 01/31/2023 (**Retroactive**)

Amount: \$778,933.60 (**Retroactive**)

Procurement Method: Competitive Sealed Bidding



DEPARTMENT OF GENERAL SERVICES
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58-S. SERVICES CONTRACT (cont'd)

Bids:

<i>Bidders</i>	<i>Amounts/ per hour</i>
Deidre Gibson; Westminster, MD	\$45
Summer Myers; Baltimore, MD	\$50
Brenda Kelley-Frey; Ellicott City, MD	\$60
Paula Baran; Frederick, MD	\$60
Theodore Baran; Frederick, MD	\$60
Theresa Howarth; Columbia, MD	\$60
Anna S. Rose; Westminster, MD	\$60
Roberta Quinn; Germantown, MD	\$60
Caroline Frey; Ellicott City, MD	\$60
Myra Foley; Frederick, MD	\$65
Sign Language USA; McLean, VA	\$71
Dream Management; Baltimore, MD	\$75
HIS Sign; Ashburn, VA	\$77
Frederick Interpreting Agency; Ijamsville, MD	\$79.50
Keystone Interpreting Solutions; Frederick, MD	\$80

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbents: N/A



DEPARTMENT OF GENERAL SERVICES
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58-S. SERVICES CONTRACT (cont'd)

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage (eMMA) on November 20, 2020. A total of 101 potential contractors were notified of the solicitation. Fifteen offers were received on March 23, 2020. The need for interpreters has increased from the initial contract in 2021, until contract expiration in 2023. MSD compared the hourly rates from other State agencies and MSD PINs, Frederick County Public Schools \$33.80 per hour for a non-certified interpreter with a High School Diploma, Prince George's Community College \$35 per hour, and MSD PINs \$23 - \$36 per hour. The Bid rates from the Solicitation were \$40 - \$80 per hour. The prices have been determined to be fair and reasonable.

MSD received approval from The Office of State Procurement to ratify the contracts, however MSD was unaware that BPW approval was required for this contract. MSD has taken corrective action by following COMAR Law Title 21 and MD Procurement Regulations.

This contract provides American Sign Language (ASL) Interpreting services for both the Frederick and Columbia campuses. MSD utilizes interpreters to facilitate communication in educational, legal, many other meetings, sports events, etc. In addition, many parents of Deaf children are not necessarily fluent enough to carry-out conversations with teachers and administration in sign language. In order to bridge the communication barrier between the Deaf community and those that are hearing, MSD required interpreters to facilitate communication between the two communities. MSD hires interpreters to comply with the Americans with Disabilities Act and the Individuals with Disabilities Education Act. MSD is required to hold at least one Individual Education Program (IEP) meeting for each student per year as required by the Individuals with Disabilities Education Act (IDEA), a federal law that mandates educational programming and services for students with disabilities. These IEP meetings are legal meetings, and often the parents/guardians or an outside participating agency, such as a county school system employee that is not fluent in ASL.

Before this contract, MSD hired interpreters on an as-needed basis through multiple smaller competitive bids. These competitive bids were mainly awarded to freelance interpreters. Due to the ongoing needs of these services, the contract served to retain services of interpreting agencies and vetted freelancers.

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



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58-S. SERVICES CONTRACT (cont'd)

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

- Fund Source:** 100% General Funds
- Approp. Code:** E0100/E0200 - AOBJ 0834
- Resident Business:** Yes - Except Sign Language USA, McLean, VA and HIS Sign LLC, Ashburn, VA
- MD Tax Clearance:**
 - 24-0709-0000 - Diedre Gibson, Westminster MD
 - 24-0710-0000 - Summer Myers, Baltimore, MD
 - 24-0711-0000 - Brenda Kelly, Ellicott City, MD
 - 24-0712-0000 - Paula Baran, Frederick, MD
 - 24-0713-0000 - Theodore Baran, Frederick, MD
 - 24-0714-0000 - Theresa Howarth, Columbia, MD
 - 24-0715-0000 - Anna S. Rose, Westminster, MD
 - 24-0716-0000 - Roberta Quinn, Germantown, MD
 - 24-0717-0000 - Caroline Frey, Ellicott City, MD
 - 24-0718-0000 - Myra Foley, Frederick, MD
 - 24-0719-0110 - Sign Language USA, McLean, VA
 - 24-0721-0111 - Dream Management, Baltimore, MD
 - 24-0722-0111 - HIS Sign LLC, Ashburn, VA
 - 24-0724-0110 - Frederick Interpreting, Ijamsville, MD
 - 24-0725-0111 - Keystone Interpreting, Frederick, MD

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Tony Middleton 301-360-2012
tony.middleton@msd.edu*

**59-S. SERVICES CONTRACT
*RETROACTIVE - Maryland School for the Deaf***

Contract ID: Curriculum Targeted Towards Deaf and Hard of Hearing Students; *MSD FC160007*

ADPICS No.: R99P1600236, R99P1600275, R99P1600305, R99P1600317, R99P1600318, R99P1600333, R99P1600409, R99P1600465, R99P1600466, R99P1600558, R99P1600693, R99P1600724, R99P2600146, R99P2601219

Contract Description: *RETROACTIVE* approval for curriculum targeted towards students who are Deaf and Hard of Hearing. The curriculum places a reduced reliance on phonics and emphasizes visual instruction, which has proven effective in other educational institutions servicing the Deaf and Hard of Hearing communities.

Award: American Reading Company; King of Prussia, PA

Contract Term: 10/15/2020 - 05/11/2022 (**Retroactive**)

Amount: \$348,730 (**Retroactive**)

Procurement Method: Sole Source

Bid:

<i>Bidder</i>	<i>Amount</i>
American Reading Company; King of Prussia, PA	\$348,730

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbents: N/A

Requesting Agency Remarks; On October 15, 2020, MSD entered into a contract with American Reading Company (ARC) without receiving BPW approval. Due to the chaotic nature of the COVID-19 pandemic, the Procurement Officer's time was spread thin. MSD has historically relied heavily on the Procurement Officer to perform the majority of the research and justification measures pertaining to sole source procurements. Until recently, the Procurement Department has only been composed of one Procurement Officer and an Agency Buyer.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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59-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

The volume of requisitions submitted by MSD faculty far exceeds the staff hours of the Procurement Department.

MSD has instituted policies and processes to place the burden of researching and justifying sole sources back in the hands of the requisitioners. Additionally, MSD seeks to provide the Procurement Officer with additional support to assist with tracking approval paths, review and gather missing information, and assist with compiling procurement records.

The American Reading Curriculum uses standard pricing and charges all schools that use the American Reading Curriculum the same amount. The pricing charged to the Maryland School for the Deaf is the same as the pricing that is charged to other deaf and hearing schools that use this curriculum.

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

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

Fund Source: 100% General Funds

Approp. Code: E0100/E0200

Resident Business: No

MD Tax Clearance: 24-0697-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



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

60-S. SERVICES CONTRACT
RETROACTIVE - Department of Education

Contract ID: Maryland Learning Standards; R00B4600130
 ADPICS No.: R00B4600130

Contract Description: *RETROACTIVE* approval to review and revise the Maryland Early Learning Standards for birth through eight years.

Award: Wested; San Francisco, CA

Contract Term: 01/01/2023 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 06/30/2024 (Proactive)

Amount: \$100,690.83 (**Retroactive**)
 \$ 19,309.17 (Proactive)
 \$120,000.00

Procurement Method: Sole source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: N/A

Requesting Agency Remarks: This contract was initially initiated as a grant in January of 2023. Upon review it was determined due to the deliverables that a formal contract needed to be completed. MSDE accepts responsibility for this oversight and has taken steps to ensure that this does not occur in the future by implementing standard operating procedures and contract management training.

Wested was assigned seven tasks over the 18-month term. When compared to the most competitive contracts for curriculum development at the state and county level, our analysis confirms that the contract meets the highest standards of quality, equity, and effectiveness in education. The contract will deliver tangible benefits to students, educators, and stakeholders alike, enhancing learning experiences and outcomes while offering the best value to the State. The price has been determined to be fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
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60-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

The early learning standards define the key aspects of development and learning that are the foundation for a child's school and life-long success. While the progress of children toward the standards will vary depending on a number of factors, the standards act as a guide for educational and programmatic decisions by childcare providers, Pre-K-Grade 2 teachers, and public-school administrators.

The revised version included two important organizational changes:

- The standards were reorganized into four age periods: Young Infants (0-8 months), Mobile Infants (8-18 months), Toddlers (18-36 months) and PreK3 (36-48 months).
- The standards were reorganized into four learning domains: Social Foundations, Language and Literacy, Cognitive Development, and Physical Well-Being and Motor Development.

In addition to organizational changes, the content within the standards was revised to reflect the most current research on development and learning in early childhood, and examples were added to each indicator. An alignment document was also developed to show how standards within the four domains of the Maryland Early Learning Standards, 0 to 48 months map onto the standards and frameworks for eight domains in Prekindergarten for four year-olds.

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

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

<i>Fund Source:</i>	100% General Funds	<i>Approp. Code:</i>	A21B3
<i>Resident Business:</i>	No	<i>MD Tax Clearance:</i>	23-4903-0110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



*Contact: Alison Barry 667-203-9095
 alison.barry@maryland.gov*

61-S. SERVICES CONTRACT
RETROACTIVE - Department of Health, Laboratories Administration

Contract ID: Courier Services; OCMP 18-17247
 ADPICS No.: COK35981

Contract Description: *RETROACTIVE* approval for daily scheduled pickup, transport and delivery of laboratory coolers, specimens, supplies, samples, and mail between Baltimore and the local health departments and clinics throughout the State.

Award: Rapid Response Delivery Inc., Savage, MD

Contract Term: 04/01/2023- 04/03/2024 (**Retroactive**)
 04/04/2024 - 09/30/2024 (Proactive)

Amount: \$293,573.22 (**Retroactive**)
 \$280,000.00 (Proactive)
 \$573,573.22 Total

Procurement Method: Sole Source (continuity of service)

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Requesting Agency Remarks: The original contract expired due to the Maryland Department of Health having inadequate staffing to complete this procurement. The incumbent vendor has been continually performing this service, requiring payments for outstanding invoices for courier services.

This contract offers mission-critical services of specimen transport couriating between the Laboratories Administrations Central Laboratory, local health departments, regional laboratories, and clinics across Maryland daily Monday through Saturday. Additionally, the vendor provides on-demand emergency specimen pick-up and delivery services outside regular business hours for urgent time-sensitive testing situations. The laboratory courier service is essential to testing operations and supports varied public health missions.



**DEPARTMENT OF GENERAL SERVICES
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61-S. SERVICES CONTRACT (cont'd)

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

Fund Source: 100% General Funds

Approp. Code: 32.10.02

Resident Business: Yes

MD Tax Clearance: 24-0979-0100

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Ron Colbert 443-540-0929
ron.colbert@maryland.gov*

**62-S. SERVICES CONTRACT
*RETROACTIVE - Department of Juvenile Services***

Contract ID: Dental Services; 23-Multi-FS-MS-003
ADPICS No.: V00B4600020/V00B4600021

Contract Description: *RETROACTIVE* approval for dental services for youth at Charles H. Hickey, Jr. School. Dental services for youth at three facilities, Western Maryland Children's Center, and Victor Cullen Center

Awards: Cassandra Burnett, DDS, P.A; Baltimore, MD (MBE) (SBE)
Dentrust Dental Maryland, P.A; Pasadena, MD

Contract Term: Cassandra Burnett, DDS, P.A.
01/01/2024 - 04/03/2024 (**Retroactive**)
04/04/2024 - 12/31/2028 (Proactive)

Dentrust Dental Maryland, P.A
04/04/2024 - 12/31/2028

Amount: **Region 3 - Charles H. Hickey, Jr. School**
\$ 17,000 (**Retroactive**)
\$309,400 (Proactive)
\$326,400 Total Cassandra Burnett, DDS, P.A.

Region 4 - Western Maryland Children's Center
\$379,200 Dentrust Dental Maryland, P.A. (Proactive)

Region 6 - Victor Cullen Center
\$379,200 Dentrust Dental Maryland, P.A. (Proactive)

\$1,084,800 Total

Procurement Method: Competitive Sealed Bidding



**DEPARTMENT OF GENERAL SERVICES
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62-S. SERVICES CONTRACT (cont'd)

Bids:

Region 3 - Charles H. Hickey, Jr. School

<i>Bidders</i>	<i>Amounts</i>
Cassandra Burnett DDS, P.A.	\$326,400
Dentrust Dental Maryland, P.A.	\$430,560

Region 4 - Western Maryland Children's Center (Single Bid Received)

<i>Bid</i>	<i>Amount</i>
Dentrust Dental Maryland, P.A.	\$379,200

Region 6 - Victor Cullen Center (Single Bid Received)

<i>Bid</i>	<i>Amount</i>
Dentrust Dental Maryland, P.A.	\$379,200

Living Wage Eligible: Yes

MBE/VSBE Participation: 10% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbents: Same

Requesting Agency Remarks: Due to changes in leadership and minimal staffing, the renewal of this contract was not exercised timely by the DJS Procurement Office. The contractors have continuously provided satisfactory services at the billing rate of the original contract. Please be assured that DJS recognizes that retroactive approvals are not desirable. The Department works diligently to avoid retroactive activities and will continue to be proactive in its procurement practices moving forward.



DEPARTMENT OF GENERAL SERVICES
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62-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

The bids have been determined to be fair and reasonable when comparing historical cost to the current contract pricing and projections for future cost of care. DJS has difficulty accessing dentists in the community who agree to service our population who are required to enter their businesses with restraints and uniformed escorts. Additionally, getting vendors to service young people in our facilities in the western region of Maryland has proven difficult each year. Region 4, Western Maryland Children's Center was not included in the current contract originally and was only added in the last modification of that contract.

The Department provides individualized care and treatment to youth who are alleged or adjudicated offenders and are supervised in the community. Many of the youth entering the residential facilities have a common background of family dysfunction and a lack of adequate health care. They often enter with poor health and neglected medical, dental, and mental health problems. The focus of this solicitation is to provide high quality, comprehensive dental services.

Due to the large population of youth to be serviced across the entire State and with the facilities varying in size, there are multiple contract avenues through which these services are provided. Baltimore City Juvenile Justice Center (Region 8) and Charles H. Hickey, Jr. Shelter Care Program (Region 3) Structured Shelter Care Program both have on-site dental clinics. Backbone Mountain Youth Center (Region 4) and Green Ridge Youth Center (Region 4) are covered through an Interagency Agreement (IAA) with Allegany County. The Cheltenham Youth Detention Center (Region 7) has a pin and employs a dentist part time. Lower Eastern Children's Center (Region 1) uses community providers.

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

Fund Source: 100% General Funds

Approp. Code: E0102

Resident Business: Yes



DEPARTMENT OF GENERAL SERVICES
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62-S. SERVICES CONTRACT (cont'd)

MD Tax Clearance: 23-2824-0111 - Cassandra Burnett, DDS, P.A.
23-2823-0111- Dentrust Dental Maryland, P.A.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Chris Judy 410-260-8259
chris.judy@maryland.gov*

63-S-OPT/MOD. SERVICES OPTION/MODIFICATION
*Department of Natural Resources,
Fishing and Boating Services/Shellfish Division*

Contract ID: Oyster Reef Seeding for Eastern Bay Region Sanctuary Restoration;
605B3600002

ADPICS No.: COK32924

Contract Approved: DGS 35-S (2/15/2023)

Contract Description: Conduct surveys of submerged areas of the State to map oyster habitats and plant hatchery-reared oysters on oyster reefs in the Eastern Bay sanctuaries of the Chesapeake Bay.

Opt./Mod. Description: Due to a record-breaking year throughout the Chesapeake Bay's oyster hatcheries and efforts made by the vendor, DNR's expected reef seeding activities exceed the anticipated volume and have, therefore, depleted all of the funding allocated for the year. DNR is seeking to exercise Renewal Option #1 for time and funding; as well as, approval to use the funding immediately to continue the restoration efforts and avoid a lapse in services.

Award: WRF Group, LLC; Cambridge, MD (SBE)

Original Contract Term: 02/15/2023 – 12/31/2024 (w/three 1-year renewal options)

Opt./Mod. Term: 04/04/2024 – 12/31/2025

Original Contract Amount: \$1,000,000

Opt./Mod. Amount: \$1,000,000

Prior Options/Mods: N/A

Total Contract Amount: \$2,000,000

Percent +/- (This Item): 100%

Total Percent Change: 100%

Original Procurement Method: Competitive Sealed Proposals



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

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Performance Security: No

Requesting Agency Remarks: The Department of Natural Resources (DNR) is seeking approval to award Renewal Option #1 early to ensure funding is readily available for services rendered per this contract. The original contract was awarded for a base of 22-months; however, WRF Group, LLC did not require the full base term to complete the workload and as such must pause its efforts until additional funding has been made available.

Based on an average year's oyster larvae production, which roughly averages 800 million oysters, and considering variables including weather and vendor output, DNR planned to complete a ground-truthing survey and first-round planting of oyster spat by the end of the base term.

The base term was awarded for 22-months; however, last year, the Chesapeake Bay experienced a record-breaking season for hatcheries. Bay-wide, 1.9 billion oysters were planted. Due to the WRF Group, LLC's efforts and ability to exceed anticipated results for the season, the funds awarded within the 'base term' of this contract have been depleted. To ensure work can continue at the current pace when weather and other environmental factors allow, and to avoid a gap in these efforts; DNR is seeking to exercise the first renewal option valued at \$1,000,000 upon BPW approval.

Additionally, DNR will plan to return for BPW approval of a contract modification during Summer 2024 in anticipation of additional funds contained in the State's final approved Capital Budget (MCCBL of 2024) to grant DNR access to the funding for Renewal Option #2.

Due to the technical survey work required for this project, a search of the MDOT MBE site yielded only two vendors capable of providing biological science services but none capable of specifically providing the work needed for the Oyster Reef project; therefore, no MBE or VSBE participation was established for this contract.



DEPARTMENT OF GENERAL SERVICES
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63-S-OPT/MOD. SERVICES OPTION/MODIFICATION (cont'd)

Fund Source: MCCBL of 2023 (Chapter 102, Act of 2023): Oyster Restoration Program; Provide funds to design and construct oyster habitat restoration projects \$1,000,000; Source Code: 2333A

Approp. Code: 30.01.17

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024**



*Contact: William Henderson 410-764-2514
william.henderson@maryland.gov*

**64-S-MOD. SERVICES MODIFICATION
*Department of Health, Health Services Cost Review Commission***

Contract ID: Benchmarking Technical Consultant; HSCRC-22-0277
ADPICS No.: M00B3600268; COK38254

Contract Approved: DGS 26-S, 10/26/2022

Contract Description: Benchmarking Technical Consultant to provide technical and statistical expertise related to the Health Services Cost Review Commission's (HSCRC) total cost of care benchmarking program. Also develop methodologies to increase hospital efficiency and promote cost containment for both inpatient and outpatient hospital services. To evaluate the cost and quality of care in Maryland, the HSCRC has established a benchmarking approach that compares Total Cost of Care (TCOC) in Maryland to similar geographies across the country for Medicare Fee-for-Service (FFS) and Commercial insurance.

Modification Description: Add funds for additional services required for the project with the assessment of new payment models and benchmarks.

Award: Mathematica, Inc., Washington, DC

Original Contract Term: 11/01/2022 - 10/31/2024 (w/two 1-year renewal options)

Modification Term: 04/04/2024 - 10/31/2024

Original Contract Amount: \$150,170.07

Modification Amount: \$259,853.20

Prior Options/Mods: N/A

Total Contract Amount: \$410,023.27

Percent +/- (This Item): 173.04%

Total Percent Change: 173.04%

Original Procurement Method: Competitive Sealed Proposals



**DEPARTMENT OF GENERAL SERVICES
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64-S-MOD. SERVICES MODIFICATION (cont'd)

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Requesting Agency Remarks: The additional funds will provide technical and statistical expertise related to the HSCRC's total cost of care benchmarking program. To evaluate the cost and quality of care in Maryland, the HSCRC has established a benchmarking approach that compares Total Cost of Care (TCOC) in Maryland to similar geographies across the country for Medicare Fee-for-Service (FFS) and Commercial insurance.

MBE and VSBE participation was not included because PRG determined that the MBE/VSBE participation was 0% as there were few vendors found.

Fund Source: 100% Special Funds (User Fees)

Approp. Code: M01610

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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*Contact: Memory M. Hewlett 410-767-8374
mhewlett@mdot.maryland.gov*

**65-S-MOD. SERVICES MODIFICATION
*Maryland Transit Administration***

Contract ID: Business Organization and Program Development; *AGY-16-007-SR A&B*
ADPICS No.: COK27318

Contract Approved: DBM 3-S, 09/05/2018

Contract Description: Technical services necessary for the completion of various business planning, strategic and organizational management projects and program management projects for the MTA's Office of Planning on an on-call basis.

Modification Description: Modify the scope of services for Contract A to provide personnel recruitment and retain candidates for senior-level management positions. As well as increase contract authority and extend the contract term for both contracts A and B to allow for the completion of multiple critical projects currently underway.

Contractors: Whitman, Requardt & Associates, LLP; Baltimore, MD
(Contract A)
WSP USA, Inc.; Baltimore, MD (Contract B)

Original Contract Term: 10/01/2018 - 09/30/2021 (w/two 1-year renewal options)

Modification Term: 05/02/2024* - 03/13/2025 (*Or earlier upon BPW approval)

Original Contract Amount: \$6,000,000 (Total for all AGY-16-007-SR contracts)

Modification Amount: \$4,000,000 NTE

Prior Options/Mods: \$2,000,000 (Renewal Option #1 10/01/2021 - 09/30/2022 DGS-OSP 36-S-OPT, 09/01/2021)
\$0 (Mod. #1 Clarification of award. Delegated Authority - MTA, 03/21/2022)
\$2,000,000 (Renewal Option #2 10/01/2022-09/30/2023 DGS-OSP 32-S-OPT, 08/31/2022)
\$0 (Mod #2 Extension 10/01/2023 - 09/30/2024 Delegated Authority - MTA, 10/01/2023)

Total Contract Amount: \$14,000,000 (Total for all AGY-16-007-SR contracts)



**DEPARTMENT OF GENERAL SERVICES
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65-S-MOD. SERVICES MODIFICATION(cont'd)

Percent +/- (This Item): 66.67%

Total Percent Change: 133.33%

Original Procurement Method: Competitive Sealed Proposals

DBE/VSBE Participation: 27% / N/A (Contract A) 27% / N/A (Contract B)

DBE/VSBE Compliance: 58.823% Contract A / N/A (Contract A)

21.198% Contract B / N/A (Contract B)

Requesting Agency Remarks: The consultant firms awarded these contracts provide MDOT MTA with professional services necessary to perform tasks related to MDOT MTA's business, policy, and transit management planning efforts on an as-needed task order basis. The contractors provide technical services required to complete various projects as described below on an "on-call" basis. These services may include the following types of tasks: management/organizational development; tangible results program; integrated planning and management data systems; mobility management, scheduling and data systems; benefits analysis; federal compliance assistance; and service development.

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

Approp. Code: J05H0105

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED **DISAPPROVED**

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED

*Contact: Christian Kramer 410-767-8009
christian.kramer1@maryland.gov*

66-S-MOD. SERVICES MODIFICATION
RETROACTIVE - Public Service Commission

Contract ID: Gas & Electric System Planning Study; *BPM031339*
 ADPICS No.: C90B3600002

Contract Approved: DGS 20-S, 04/19/2023

Contract Description: The Climate Solutions Now Act of 2022 statute requires the Maryland Public Service Commission (PSC or Commission) to conduct a study, with input from the Maryland Building Codes Administration (BCA), of the capacity of each utility's gas and electric distribution systems to successfully serve customers under a managed transition to a highly electrified building sector.

Modification Description: *RETROACTIVE* approval for additional funds. Due to unforeseeable challenges the contractor has not been able to provide all deliverables within the proposed budget.

Award: The Brattle Group, Inc; Boston, MA

Original Contract Term: 04/20/2023 End Date: [...] The Legislature has the opportunity to request up to four hearings. The contract end date shall be the final date after no more than three optional follow-up presentations have been held.

Modification Term: 09/20/2023 - 04/03/2024 (**Retroactive**)
 04/04/2024 - See Above (**Proactive**)

Original Amount: \$560,000 (NTE)

Modification Amount: \$150,000 (**Retroactive**)

Prior Options/Mods: N/A

Total Contract Amount: \$710,000

Percent +/- (This Item): 26.79%

Total Percent Change: 26.79%



DEPARTMENT OF GENERAL SERVICES
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REVISED

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

Original Procurement Method: Competitive Sealed Proposals

Living Wage Eligible: No

MBE/VSBE Participation: 15% / 0%

MBE/VSBE Compliance: 24.04% / 0%

Performance Security: No

Requesting Agency Remarks: Unanticipated work for this study included additional research required due to parallel state studies being stalled or delayed; additional alignment required to utilize utility data in this study; additional modeling iterations resulting from stakeholder input exceeding the levels expected during the development of the original proposal; and changes to the framework of the study due to stakeholder input. This additional work is leading to a more robust, transparent, stakeholder - led study. It has also required more labor hours than initially planned by the contractor. The modification amount is all retroactive because the additional costs were not discovered by the contractor before the fact, and subsequently were not reported to the Commission to request a timely modification. One hearing has been held on January 16, 2024.

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

Fund Source: 100% Special Funds (Public Utilities Regulation Fund)

Approp. Code: C90G0001

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Amanda Hendrix 443-469-5780
amandam.hendrix@maryland.gov*

**67-S-MOD. SERVICES MODIFICATION
*RETROACTIVE - Department of Public Safety and Correctional Services***

Contract ID: Jessup Temporary Staffing - Maintenance Staff; Q00B1600015
ADPICS No.: COK36550

Contract Approved: DGS 18-S, 12/02/2020

Contract Description: Contractor to develop, provide and perform a comprehensive preventative maintenance program, and provide trained staffing to form a regional maintenance team.

Modification Description: *RETROACTIVE* approval to extend the contract and increase funding to provide ongoing temporary staffing for facilities in the Jessup Region.

Award: CGL Facility Management, LLC; Fayetteville, GA

Original Contract Term: 10/01/2020 - 09/30/2022

Modification Term: 02/01/2024 - 02/29/2024 (**Retroactive**)

Original Contract Amount: \$3,000,000 NTE

Modification Amount: \$ 200,000 (**Retroactive**)

Prior Options/Mods: \$2,593,261 (Mod #1 Extension 10/01/2022 - 09/30/2023, DGS 28-S-MOD, 09/14/2022)
\$0 (Mod #2 Extension 10/01/2023 - 11/30/2023, Delegated Authority - DPSCS, 09/28/2023)
\$0 (Mod #3 Extension 12/01/2023 - 12/31/2023, Delegated Authority - DPSCS, 11/28/2023)
\$0 (Mod #4 Extension 01/01/2024 - 01/31/2024, Delegated Authority - DPSCS, 12/29/2023)

Total Contract Amount: \$5,793,261

Percent +/- (This Item): 6.67%

Total Percent Change: 93.11%



**DEPARTMENT OF GENERAL SERVICES
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67-S-MOD. SERVICES MODIFICATION (cont'd)

Original Procurement Method: Competitive Sealed Bidding

MBE/VSBE Participation: 10% / 1%

MBE/VSBE Compliance: 31.41% / 1.12%

Performance Security: No

Requesting Agency Remarks: This item is presented retroactively because a new contract was not awarded prior to the expiration of the contract. BPW approved the new replacement contract (DGS-28-M, 2/28/2024).

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

Fund Source: 100% General Funds

Approp. Code:
JCI Q00S0201
MCIJ Q00S0202
MCJW Q00S0203
DRCF Q00S0209
PATX Q00D0001

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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*Contact: Derek Rost 410-260-7396
derek.rost@maryland.gov*

**68-IT. INFORMATION TECHNOLOGY
*Department of Budget and Management***

Contract ID: Capital Budget Analysis and Reporting; *F10B4600013*
ADPICS No.: F10B4600013

Contract Description: Expand the Enterprise Budget System (BARS) software with capital budget functionality. The system is utilized by agency budget officers to manage the operating budget statewide.

Award: Performa Software USA, Inc.; Rockville, MD

Contract Term: 04/04/2024 - 09/30/2026

Amount: \$ 4,031,318.00 NTE

Procurement Method: Sole Source (*Proprietary Continuity of Service*)

Living Wage Eligible: Yes

Performance Security: No

MBE/VSBE Participation: 20% / 0%

Incumbents: Same

Requesting Agency Remarks: The Budget System (BARS) application uses a software package developed by Performa Software USA, Inc. and is not widely used only in Tennessee and Virginia. The contractor is the only one that has the experience to support BARS.

This contract will enhance the system to add capital projects and programs, long-term facilities planning and reporting functionality. This was not included in the original solicitation when BARS was first procured in 2016. Performa Software USA, Inc. is the only company that can expand the operating budget system to the capital budget functionality without incurring the cost and complexity of operating two distinct systems and support teams.

The pricing proposed includes labor to expand the current system functionality using, in part, resources already engaged for operations and maintenance. In addition, the same runtime license for the software package will be utilized. Additional resources are priced at the labor rates established in 2016. The price has been determined to be fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
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68-IT. INFORMATION TECHNOLOGY (cont'd)

Fund Source: 100% General Funds

Approp. Code: F10A06.01

Resident Business: No

MD Tax Clearance: 23-3821-0101

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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*Contact: Melissa Leaman 443-628-1158
 melissa.leaman@maryland.gov*

69-IT. INFORMATION TECHNOLOGY
Department of Information Technology

Contract ID: Professional Engineering Services for VoIP Platform; *F50B4600026*
 ADPICS No.: F50B4600026

Contract Description: Professional engineering services to support the Statewide Voice over Internet Protocol (VoIP) platform.

Award: ECG, Inc.; Valdosta, GA

Contract Term: 04/04/2024 - 06/30/2026

Amount: \$238,020.04

Procurement Method: Sole Source (proprietary, continuity of service)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbents: Same

Requesting Agency Remarks: ECG, Inc., is a subcontractor to NEC of America under the Statewide PBX IV Telecommunications and Equipment master contract. ECG, Inc., provides technical services for security, compliance, requirements development, and implementation support for complex to extremely complex systems comprising the State's Voice over Internet Protocol (VoIP) platform.

DoIT provides VoIP and Session Initiation Protocol (SIP) Trunking technology platforms that support more than 20,000 Maryland Executive Branch employees and contractors. This number is expected to increase by 10,000 subscribers over the next 2-3 years. In addition, the DoIT VoIP platforms and services have been categorized as one of the State's critical systems and are subject to the State's Authorization to Operate (ATO) process, requiring additional technical resources to ensure alignment with the National Institute of Standards and Technology (NIST) Risk Management Framework. Given the State's increasing focus on critical system reliability, cybersecurity, and information privacy, there is an increasing need for VOIP system support to manage complex integrations and systems administration.



DEPARTMENT OF GENERAL SERVICES
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69-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

ECG, Inc. possesses a unique set of expertise and technical capabilities in the field of VoIP network support services. ECG's specialized knowledge of DoIT's IT infrastructure and VoIP systems, having provided consistent support for three years. It is most advantageous to retain ECG, Inc. for continuity of service for ongoing VoIP support activities, system compatibility and integrations across diverse systems and State agencies, thus, ensuring minimal disruptions, enhanced operational efficiency and system reliability. ECG's knowledge of DoIT's VoIP

system is valuable during critical incidents or system failures, where swift action is required to mitigate potential disruptions and minimize downtime.

Due to the increase in DoIT's VoIP service, anticipated growth of VoIP subscribers, and additional security demands, DoIT has identified an increased level of support required by ECG, Inc. DoIT forecast an annual spend of approximately \$554,400.00, based on the current rate of \$350.00, to support the projected level of support.

DoIT negotiated a rate of \$198.02 with ECG, Inc., that will allow ECG, Inc. to continue to provide the same level of professional engineering services through June 30, 2026. The savings to the State realized by leveraging the sole source contract will enable DoIT to lower the cost per hour by \$151.98 or 43% for these Professional Services.

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

Fund Source: 100% Reimbursable (Using Agencies)

Approp. Code: Various (Agency Specific)

Resident Business: No

MD Tax Clearance: 24-0339-0001

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Alison Barry 667-203-9095
alison.barry@maryland.gov*

70-IT. INFORMATION TECHNOLOGY
***Department of Health,
Prevention and Health Promotion Administration – Center for Immunization***

Contract ID: Maintenance and Enhancement of the Web-Based ImmuNet; MDH/OCMP #24-19699

ADPICS No.: M00B4600584

Contract Description: Maintenance and Enhancement of the Web-Based ImmuNet, Maryland Immunization Information System.

Award: Gainwell Technologies LLC; Conway, AR

Contract Term: 04/16/2024 - 06/30/2027 (w/two 1-year renewal options)

Amount: \$4,478,852.70 (Base Term)
\$2,047,117.00 (Renewal Option #1)
\$2,047,117.00 (Renewal Option #2)
\$8,573,086.70 Total

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

Proposals:

<i>Offeror</i>	<i>Technical Ranking</i>	<i>Financial Offers (Ranking)</i>	<i>Overall Ranking</i>
Gainwell Technologies LLC; Conway, AR	1	\$8,573,086.70 (1)	1

**Technical rankings were weighted greater than financial rankings.*

Living Wage Eligible: Yes

MBE/VSBE Participation: 5% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Sini Jacob 410-767-7572
sini.jacob@maryland.gov*

**71-IT. INFORMATION TECHNOLOGY
*RETROACTIVE - Department of General Services, eCommerce Management***

Contract ID: eMMA IT SaaS Freshdesk Omni-channel Suite Pro; CTR016021
ADPICS No.: CTR016021

Contract Description: *RETROACTIVE* approval for Freshdesk, which has been used by the eMMA Helpdesk since 2021 as the primary customer relationship management tool to manage eMMA user troubleshooting requests and host its Knowledge Portal housing FAQs, User Guides, and Quick Reference Guides. Prior year purchases were conducted as competitive small procurements. However, only a single reseller can provide the requested licensing.

Award: Softchoice Corporation; Chicago, IL

Contract Term: 09/01/2023 - 04/03/2024 (**Retroactive**)
04/04/2023 - 08/31/2024 (Proactive)

Amount: \$20,940.00 (**Retroactive**)
\$ 0.00 (Proactive)
\$20,940.00 Total

Procurement Method: Sole source (*Continuity of Service*)

Bid:

<i>Bidder</i>	<i>Amount</i>
Softchoice Corporation; Chicago, IL	\$20,940.00

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Hiring Agreement Eligible: N/A



**DEPARTMENT OF GENERAL SERVICES
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71-IT. INFORMATION TECHNOLOGY (cont'd)

Requesting Agency Remarks: A request for renewal was submitted via Service Now for a new contract on September 8, 2023, to continue using the Freshdesk software. The previous contract expired on August 31, 2023. To prevent the incumbent contractor, Softchoice Corporation, from terminating the subscription service, they were requested to grant DGS a grace period for creating a new contract. DGS paid the full-year subscription up front.

The quoted value for the one-year contract is \$20,940.00. The 2022 contract value was \$21,730. The 2023 contract has been deemed fair and reasonable because the quoted rate is 3.64% less than the contract in 2022.

No MBE or VSBE participation was included due to a lack of subcontracting opportunities.

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

Fund Source: 100% General Funds

Resident Business: No

MD Tax Clearance: 23-4355-1101

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024**



*Contact: Claudine Williams 410-764-2561
claudine.williams@maryland.gov*

72-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION

***RETROACTIVE - Department of Health,
Health Services Cost Review Commission***

Contract ID: Hospital Clinical and Financial Data Repository; *HSCRC-17-034*
ADPICS No.: COJ84605, COK27787

Contract Approved: DoIT 5-IT, 07/19/2018

Contract Description: Provide data repository services to host the Hospital Clinical and Financial Data Repository to the Health Services Cost Review Commission.

Modification Description: *RETROACTIVE* approval to increase the contract amount incorrectly calculated under Modification #3. It was determined that modification #3 was incorrectly estimated at \$23,500 in total, but \$23,500 was actually the monthly cost for the duration of a one-year period. The correct total increase for this modification is \$258,500.

Award: The St. Paul Group; Hunt Valley, MD

Original Contract Term: 08/04/2018 - 08/03/2023

Modification Term: 08/01/2023 - 04/03/2024 (**Retroactive**)
04/04/2024 - 07/31/2024 (Proactive)

Original Contract Amount: \$1,230,200

Modification Amount: \$ 70,500 (**Retroactive**)
\$ 188,000 (Proactive)
\$ 258,500 Total

Prior Options/Mods: \$0 (Mod. #1: Revise the scope of work language for contractor clarification. Delegated Authority - MDH, 07/25/2018)
\$0 (Mod. #2: Revise the scope of work language for contractor clarification purposes. Delegated Authority - MDH, 02/06/2020)
\$23,500 (Mod#3: Extension 12/19/2022 - 07/31/2024 to allow for additional work that was not included in the original scope and increase funding. Delegated Authority - MDH, 12/19/2022)



**DEPARTMENT OF GENERAL SERVICES
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72-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Total Contract Amount: \$1,512,200

Percent +/- (This Item): 21.01%

Total Percent Change: 22.92%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 10% / 0%

MBE/VSBE Compliance: 11.65% / 0%

Requesting Agency Remarks: Modification #3 required additional work that was not included in the original scope of work. This additional work caused HSCRC to modify the contract to incorporate the additional work, extend the contract term for one year, and increase the contract amount.

Maryland's Health Services Cost Review Commission (HSCRC) is the State agency responsible for regulating Maryland's \$14.5 billion hospital industry. The HSCRC collects a wealth of information from Maryland's acute, chronic, psychiatric, and free-standing ER facilities to support its regulatory responsibilities.

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

Fund Source: 100% Special Funds (Hospital Assessments)

Appropriation Code: 32.18.01

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Alison Barry 667-203-9095
alison.barry@maryland.gov*

**73-IT. INFORMATION TECHNOLOGY
*RETROACTIVE - Department of Health, Board of Nursing***

Contract ID: License Application Retrieval System, #15-14013
ADPICS No.: COK33407

Contract Description: *RETROACTIVE* for software support for the current imaging system as well as website support and additional project development.

Award: Edge Systems, LLC, Hoffman Estates, IL

Contract Term: 07/01/2019 - 01/31/2024 (**Retroactive**)

Amount: \$3,600 (**Retroactive**)

Procurement Method: Sole Source (*continuity of service*)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The Licensing Application Retrieval System (LARS) is utilized by the Maryland Board of Nursing (MBON). The contractor owns the source code which would prevent another vendor from providing the services. The Board of Nursing uses this system for collecting 98% of the health regulated applications for licensure and certification. The previous contract expired on June 30, 2019 and this contract is for continuity of service until the new replacement contract is in place. The replacement contract was approved at the January 3, 2024 BPW Meeting, DGS 37-IT. MBON regrets this retroactive procurement and has put processes in place to avoid further occurrences. Services were provided during the retroactive period requiring the need for a retroactive contract.

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



**DEPARTMENT OF GENERAL SERVICES
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73-IT. INFORMATION TECHNOLOGY (cont'd)

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

Fund Source: 100% Special Funds (Licensing Fees)

Approp. Code: 32.32.02.01

Resident Business: No

MD Tax Clearance: 24-0703-1000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



*Contact: Alison Barry 667-203-9095
alison.barry@maryland.gov*

74-IT. INFORMATION TECHNOLOGY
RETROACTIVE - Department of Health

Contract ID: WorkOtter Licenses; *OCMP-24-22048*
ADPICS No.: M00B3600618

Contract Description: *RETROACTIVE* approval for WorkOtter licenses. The licenses will ensure the Project Management Portfolio Office has tools necessary to manage and monitor major IT projects.

Award: SHI International Corp; Somerset, NJ

Contract Term: 09/26/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 09/25/2026 (Proactive)

Amount: \$198,317,21 (**Retroactive**)
\$330,528.70 (Proactive)
\$528,845.91 Total

Procurement Method: Sole Source (Continuity of Service)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The Department of Information Technology (DoIT) originally executed a NASPO Participating Addendum on behalf of MDH in July 2021 to purchase the current WorkOtter licenses. These licenses expired on September 25, 2022. MDH requested DoIT to renew the current licenses and expand to add additional licenses. In consultation with DoIT, MDH determined that its expanded need for licenses is greater than what the current DoIT NASPO contract could support.

SHI International Corp is the exclusive reseller of WorkOtter in the Maryland region.

MDH saved cost per unit for WorkOtter Team licenses when the contract was switched from a NASPO ICPA contract to a Sole Source Contract. The upgrade from 50-Team to 200-Team licenses decreased the per unit cost by 16%. This is a savings of \$9,800 per year for Team licenses, \$39,200.



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Memory M. Hewlett 410-767-8374
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**75-IT. INFORMATION TECHNOLOGY
*RETROACTIVE - Maryland Transit Administration***

Contract ID: Bus Unified System Architecture; *OPS-23-013-EQ*
ADPICS No.: J05B4600007

Contract Description: *RETROACTIVE* approval to provide warranty and maintenance services for the unified on-board Intelligent Transportation System architecture for the fleet and Bus Operations Control Center.

Award: Trapeze Software Group, Inc.; Cedar Rapids, IA

Term: 10/18/2021 - 04/03/2024 (**Retroactive**)
04/04/2024 - 10/17/2026 (Proactive)

Amount: \$1,386,803 (**Retroactive**)
\$5,697,847 (Proactive)
\$7,084,650 Total

Procurement Method: Sole Source (Continuity of Service)

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Incumbent: Same

Requesting Agency Remarks: In 2017, MDOT MTA procured a Bus USA system for a fleet of buses, maintenance vehicles, and supervisor vehicles. This system supports the power-up and pull-out of 2,000 vehicles in a one-hour period, each day.

The substantial completion of the new system was completed on October 18, 2021. On February 8, 2022, the MTA certified that all testing outlined in the contract had been completed and that Final Acceptance had been achieved. The contract included a maintenance & warranty service period that had a two-year base with one, 3-year renewal option. Unfortunately, there was conflicting language on whether the maintenance & warranty service period started after substantial completion or Final Acceptance, and whether that period started automatically or needed a change order.



**DEPARTMENT OF GENERAL SERVICES
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75-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks: (cont'd)

It was confirmed that Trapeze Software Group, Inc. began providing maintenance & warranty services on October 18, 2021, without a contract in place and it was determined that a change order should have been executed prior to the contract's expiration.

As a result, the MTA was advised to seek the award of a five-year sole source contract with Trapeze Software Group, Inc. to cover maintenance & warranty services that started on October 18, 2021, and will continue on for five years.

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

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

Fund Source: 100% Special Funds (Transportation Trust Funds)

Approp. Code: J05H0102

Resident Business: Yes

MD Tax Clearance: 23-4657-1101

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED

*Contact: Joe Palechek 410-865-1137
 jpalechek@mdot.maryland.gov*

76-IT. INFORMATION TECHNOLOGY
RETROACTIVE - Department of Transportation

Contract ID: Cellular Boosters with Indoor Antennas; *HQOTTS2301*
 ADPICS No.: J01P4600113/

Contract Description: *RETROACTIVE* approval to purchase and install networked cellular boosters with indoor antennas on the ground floor of the MVA Glen Burnie building to improve cellular coverage.

Award: Atlantic Technology Group, LLC; Rockville, MD (SBE)

Contract Term: Delivery Date - 09/09/2022

Amount: \$53,764 (**Retroactive**)

Procurement Method: **Sole Source**

Living Wage Eligible: No

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: None

Requesting Agency Remarks: This item is being submitted for retroactive approval because the project engineer misconstrued the receipt of preliminary procurement documents as an official approval to proceed with the purchase and installation of the network boosters. As a result, the project was completed prior to advertisement and assignment to procurement. The oversight was discovered after procurement advertised the solicitation and provided bids to the engineer for review and was informed the work was completed. MDOT accepts responsibility for the oversight and has taken the appropriate steps to ensure this does not happen in the future. No MBE or VSBE participation was established as this was a single element of work [...].



DEPARTMENT OF GENERAL SERVICES
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REVISED

*Contact: Joe Palechek 410-865-1137
 jpalechek@mdot.maryland.gov*

77-IT. INFORMATION TECHNOLOGY
RETROACTIVE - Department of Transportation

Contract ID: Palo Alto 3020 and 3050 Firewalls; *HQOTTS2344*
 ADPICS No.: J01P4600114/

Contract Description: *RETROACTIVE* approval for support and subscription services for Palo Alto 3020 and 3050 firewalls. Provides real-time threat-detection analysis to ensure protection at every stage of any attack lifecycle, including both known and zero-day threats to avoid possible security breaches.

Award: Blackwood Associates, Inc; Annapolis, MD

Contract Term: 03/22/2023 - 07/15/2023 (**Retroactive**)

Amount: \$16,529.87 (**Retroactive**)

Procurement Method: Category III, Small Procurement

Bids:

Bidders	Amounts
Blackwood Associates, Inc.; Annapolis, MD	\$16,529.87
Braxton Grant Technologies, Hanover, MD	\$18,820.19

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: This item is being submitted for retroactive approval because subscription services for the Palo Alto 3020 and 3050 firewalls were erroneously omitted from the service renewal. The vendor's Account Manager for Palo Alto was unaware the renewal was MDOT-wide, and all firewalls were not included in the quote. MDOT purchased new firewalls in 2022 and it was assumed that the old firewalls, which will reach end of life in 2024, would be decommissioned and did not need to be included in the service renewal. MDOT has addressed this issue with all respective parties educating the vendor's Account Managers and training cybersecurity personnel on how to review and confirm that all price quotes are complete and accurate, specifically for enterprise purchases. MDOT accepts responsibility for the oversight and has taken the appropriate steps to ensure that this does not happen in the future.



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REVISED

77-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

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

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

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J01A0107

Resident Business: Yes

MD Tax Clearance: 24-0063-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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*Contact: Krishnanda Tallur 410-767-0123
 krishnanda.tallur@maryland.gov*

78-IT. INFORMATION TECHNOLOGY
RETROACTIVE - Department of Education

Contract ID: Microsoft 365 Licenses; *FY24-OIT-002*
 ADPICS No.: R00B4600005

Contract Description: *RETROACTIVE* approval to purchase Microsoft 365 Licenses.

Award: Bell Techlogix; Indianapolis, IN

Contract Term: 08/01/2023 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 07/31/2024 (Proactive)

Amount: \$149,017.57 (**Retroactive**)
 \$ 71,189.96 (Proactive)
 \$220,207.53 Total

Procurement Method: Sole source (Continuity of Service)

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Incumbents: Bell Techlogix; Indianapolis, IN

Requesting Agency Remarks: DGS initiated an Intergovernmental Cooperative Purchasing Agreement (ICPA) request for Microsoft licenses on behalf of MSDE. However, due to unforeseen delays in finalizing the new agreement between the contractor and the Maryland Educational Enterprise Consortium (MEEC) for Microsoft products, the commencement date of the contract was postponed. MSDE attempted to utilize the DoIT master contract with Microsoft but the products offered are for governmental users and not educational users.

MSDE compared price quotes from 2019 to 2023 and the prices remained consistent. The price has been determined to be fair and reasonable.

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



**DEPARTMENT OF GENERAL SERVICES
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78-IT. INFORMATION TECHNOLOGY (cont'd)

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

Fund Source: 100% General Funds

Approp. Code: A0106

Resident Business: No

MD Tax Clearance: 24-0215-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Alison Barry 667-203-9095
alison.barry@maryland.gov*

**79-IT. INFORMATION TECHNOLOGY
*RETROACTIVE- The Maryland Department of Health***

Contract ID: GrantVantage Licenses; *M00B060037*
ADPICS No.: COK35955

Contract Description: GrantVantage Licenses to create a grant tracking system to use in tracking subrecipient grants given out across the state.

Award: SHI International Corporation; Somerset, NJ 08873

Contract Term: 07/01/2022 - 04/03/2024 (**Retroactive**)
04/04/2024 - 04/02/2025 (Proactive)

Amount: \$ 369,349.00 (**Retroactive**)
\$1,461,605.33 (Proactive)
\$1,830,954.33 Total

Procurement Method: Sole Source (continuity of service)

Living Wage Eligible: No

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbents: Same

Requesting Agency Remarks: This contract is necessary to address outstanding invoices that were reconciled after the contract expired. Additionally, action would allow services to continue while the department develops a long term grant management solution

The price has been determined to be fair and reasonable because SHI reduced the cost for “Go Live Technical Support.” and pricing for each deliverable was consistent with historical pricing data from the prior, proactive contract.

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



**DEPARTMENT OF GENERAL SERVICES
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79-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

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

Fund Source: 100% General Funds

Approp. Code: 32.12.01.02

Resident Business: No

MD Tax Clearance: 24-0282-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Amanda Hendrix 443-469-5780
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**80-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION
*Department Public Safety & Correctional Services***

Contract ID: OpenFox Message Switch Software; *Q00B1600037*
ADPICS No.: COK37372

Contract Approved: DGS 31-IT, 07/28/2021

Contract Description: OpenFox Message Switch System which includes software license usage, technical support and maintenance, and specific task orders for modernization of the Maryland Electronic Telecommunications Enforcement Resources System.

Modification Description: Modify the user repository interface from an Oracle Database to a Microsoft Structured Query Language (SQL) database server.

Award: Computer Projects of Illinois, Inc; Bolingbrook, IL

Original Contract Term: 08/01/2021 - 01/31/2026

Modification Term: 04/04/2024 - 01/31/2026

Original Contract Amount: \$2,282,117.74

Modification Amount: \$ 56,500.00

Prior Options/Mods: N/A

Total Contract Amount: \$2,338,617.74

Percent Change (this item): 2.48%

Total Percent Change: 2.48%

Original Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%



**DEPARTMENT OF GENERAL SERVICES
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80-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Requesting Agency Remarks: The Department recently upgraded its Omnixx Enterprise, a suite of software solutions designed to help public safety and law enforcement industries collect, access, analyze, and share information, which also hosts the Maryland Electronic Telecommunications Enforcement Resource System (METERS). However, METERS has been unable to translate user ID changes, such as certification records and user access levels, to the OpenFox Message Switch and Configurator as a result of the Omnixx update. This modification will build a new interface between the OpenFox Message Switch and Configurator and Omnixx Enterprise software to allow user ID changes submitted from the Omnixx Enterprise via METERS to be received by the OpenFox Message Switch and Configurator.

The OpenFox Message Switch and Configurator provides the Department and Maryland law enforcement personnel with necessary access to the National Crime Information Center (NCIC), National Law Enforcement Transmission System (NLETS), Maryland Department of Transportation Motor Vehicle Administration (MVA), and the Maryland Hotfiles databases. The vendor, Computer Projects of Illinois, Inc., provides the Department with annual software maintenance and support services to ensure the OpenFox Message Switch System operates without interruption.

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

Fund Source: 100% General Funds

Approp. Code: Q00A0102

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Jared DeMarinis 410-269-2840
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**81-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION
*State Board of Elections***

Contract ID: Voting System Solution; *D38B460011*
ADPICS No.: D38B460011

Contract Approved: DoIT 7-IT, 12/17/2014

Contract Description: Statewide voting system hardware, equipment repairs and maintenance. The voting system solution produces a verifiable paper record of each voter's selections.

Modification Description: Extend the contract to have a contingency plan to conduct any Special elections during the 2025 calendar year and add a renewal option.

Award: Election Systems and Software, LLC; Chicago, IL

Original Contract Term: 01/01/2015 - 03/31/2017 (w/two 2-year renewal options)

Modification Term: 04/01/2025 - 03/31/2027 (w/one 2-year renewal option)

Original Contract Amount: \$10,371,288.00

Modification Amount: \$11,153,023.04 (Base Term)
\$11,489,343.04 (Renewal Option #4)
\$22,642,366.08 Total

Prior Options/Mods: \$55,064,649.70 (*See Attachment I*)

Total Contract Amount: \$76,588,960.74

Percent +/- (This Item): 107.54%

Total Percent Change: 638.47%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 0% / 0%



**DEPARTMENT OF GENERAL SERVICES
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81-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

MBE/VSBE Compliance: 0% / 0%

Performance Security: No

Requesting Agency Remarks: SBE is actively pursuing the procurement of a new voting system solution prior to the 2026 Gubernatorial Elections, there is a high risk that a new solution will not be fully implemented by April 1, 2025. If SBE needs to conduct any Special elections during the 2025 calendar year, there will not be a solution in place. It is best practice to have a contingency plan as there will always be risks associated with a project being delayed, suspended, protested, or canceled. The current voting system solution has already been certified at both the federal and state levels and has been used successfully to conduct elections in Maryland. By extending the current contract, SBE can mitigate the risk of not having a viable contingency solution for the 2026 Gubernatorial Elections.

Should there be a need to seek an alternative voting system solution for 2026 due to any delays to the procurement of a new voting system, SBE would not have adequate time to get a contract approved and have a solution delivered to Maryland so that acceptance testing, and deployment may occur. Additionally, SBE has no way of knowing if the current voting system vendor would be in position to support an emergency procurement nor what additional cost may be incurred based on the Agency requiring emergency pricing and costs for the vendor to return the equipment. The option period covering years 2027-2028 included in the contract will provide further contingency planning to SBE as we actively seek to procure a new voting system.

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

Fund Source: 50% General Funds, 50% Special Funds (County)

Approp. Code: D38I0102

Resident Businesses: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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81-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

ATTACHMENT I

Mod	Date	Description	Amount
1	08/05/2015 3-IT-MOD	Altered scope to include newer model equipment, adjusted quantities of voting system equipment, improved efficiency of the State's acceptance process, added ballot transfer bins, soft carrying case and stand-alone voting booths, and removed costs associated with modems in the tabulation units.	\$987,033
2	09/17/2015 (approved retroactively by BPW 10/7/2015) 6-IT-MOD	Provided additional equipment to tabulate unofficial results from approximately 1,800 polling places and 24 local boards of election on election night and provide timely Statewide and local results on election night. Ensured continued federal and State certification.	\$97,125
3	09/30/2015	Allowed SBE to utilize ES&S' election night results system.	\$0
4	10/20/2015	Provided four additional field technicians for a mock election.	\$6,300
5	01/05/2016	Provided delivery of certain equipment from SBE's central warehouse to 24 locations and installation of ExpressVote units in hard cases with TSx legs for early voting.	\$0



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
6	03/24/2016	Added rented equipment for an additional early voting center approved by the General Assembly for the 2016 election cycle, on-site and field support for the primary election, and the purchase of additional thumb drives.	\$23,233.40
7	06/07/2016	Altered individuals deemed "Key Personnel," defined duties, and removed certain reporting requirements for "Key Personnel."	\$0
8	08/17/2016 11-IT-MOD	Added rented equipment and purchased ancillary equipment for several local boards of elections for the 2016 General Election.	\$524,505
9	10/03/2016	Added rented equipment and on-site and field support for several local boards of election for the 2016 General Election.	\$22,395
10	11/02/2016	Added one individual to support election preparation activities in three counties for the 2016 General Election and additional ballot transfer bins for five counties due to the higher than predicted turnout during early voting.	\$21,825



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
Opt. #1	02/08/2017 5-IT-OPT	Exercise 1 st renewal option.	\$9,307,691
11	04/17/2017	Provides additional equipment to four local boards of elections, which requested to retain equipment they rented for the 2016 General Election. Additionally, changes were included to correct the price of 4 GB memory drives for Option Periods 1 and 2 and allowing for fewer status meetings and reports, if appropriate. The amount per option period is \$5,314.	\$10,628
12	07/5/2017 3-IT-MOD	Dedicated three (3) ES&S resources to Maryland full-time as key personnel for a portion of Option Period #1 effective August 1, 2017 and one ES&S resource to Maryland full-time from February to November 2018 to support the 2018 elections.	\$1,618,500
13	08/14/2017	Provided for the removal of the modems from 1,428 DS200 units deployed in Maryland, and for full preventative maintenance checks on each of the DS200 units at no cost.	\$0
14	09/27/2017	EXP Utility system upgrades for election results reporting automation.	\$24,750



DEPARTMENT OF GENERAL SERVICES
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81-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
15	11/01/2017 4-IT-MOD	Lease additional voting equipment and peripheral components. Additional equipment is necessary due to additional Early Voting Centers and voter registration anticipated for 2018.	\$1,127,581
16	12/05/2017	Modifies experience requirements for the trainer position. ES&S' is unable to find a candidate that meets the current requirements, but identified a candidate with extensive training experience and will train the individual on VSS components at no charge to SBE.	\$0
17	03/07/2018 2-IT-MOD	Addresses electronic voting equipment stored in a moldy environment at the Worcester County Local Board of Elections' warehouse. This modification compensates the vendor for the casualty loss value of the damaged equipment.	\$149,786.57
18	05/02/2018	Adds an on-site network engineer for the 2018 Primary from June 25, 2018- June 27, 2018 to assist the local boards of election with troubleshooting and network support.	\$6,444



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
19	09/06/2018	HB 1331 Notification requirements to SBE for attempted and actual security violations.	\$0
20	09/28/2018	Adds an on-site network engineer for the 2018 General from November 5, 2018-November 7, 2018 to assist the local boards of elections with troubleshooting and network support.	\$6,440
21	10/18/2018	Added rented ballot transfer bins for the 2018 General Election for Montgomery and Prince George's County due to the three-page ballot which meant the ballot transfer bins would fill up more quickly.	\$24,200
22	02/26/2019	Authorizes Maryland's field support team to support other jurisdictions when there are no repairs to perform in Maryland and (2) codifies the current practice of on-site repairs, which is more convenient for the local boards as opposed to shipping or driving equipment requiring repairs to ES&S' Bowie warehouse.	\$0



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
Opt. #2	03/06/2019 14-IT-OPT	Exercise 2 nd renewal option.	\$12,162,916
23	08/14/2019	Procures additional voting equipment and peripherals for the 2020 Presidential Election Cycle. The additional equipment includes DS200 scanning units, USB memory sticks, ballot transfer bins, DS850 scanning unit (high speed scanner), and other ancillary supplies on behalf of the local boards. This modification also includes a proposed upgrade of the voting system software for the 2020 election cycle, to include technical resources necessary to upgrade the networks, scanners, and ballot marking devices.	\$1,190,310
24	09/04/2019	Implement "High Availability" mode on the Cisco firewalls at Sidus Group LLC. These firewalls are used in the Election Night Reporting Network.	\$8,400.00



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
25	10/28/2019	Provide a change to the EXP user interface that enables the ability to set a 4 th location for EXP export files currently generated for election night reporting. The 4 th location is for disaster recovery.	\$33,750
26	12/04/2019 25-IT-MOD	Remove the costs associated with the potential EVS 6.1.0.0 Election Night Reporting Network EMS Upgrade, approved via Modification #23. The reasons for this decision are that the new version was never used before in an election, transitioning to the new version would require lengthy State testing, certification, and installation processes that will not be complete until February 2020 at best, and requiring election officials to learn a significantly different system under a compressed schedule introduced unnecessary risk.	-\$524,505
27	12/10/2019	Add 4GB thumb drives for three local boards of elections for the short time between the special primary election for the 7th Congressional District (February 4th, 2020) and the regularly scheduled 2020 Presidential Primary Election.	\$43,220



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
28	01/14/2020	Provide for an on-site network engineer experienced with Maryland's voting system networks to support and troubleshoot any network issues for the 2020 Primary Election (April 27- 29, 2020) and 2020 General Election (November 2- 4, 2020).	\$12,880
29	04/01/2020 15-IT-MOD	Provide additional hours for the ES&S trainer through the 2020 Election Cycle to allow for refresher training to improve the administration of the 2020 General Election. Note, this modification was submitted to BPW on 02/24/2020 and was not on an Agenda until 4/1/2020.	\$132,000
30	04/06/2020	Provide transport of DS850 high speed scanners from two local boards of elections to support three local boards of elections and their canvass of ballots in the special general election for the 7th Congressional District and their return to the lending local boards of elections; and to rent an additional DS850 to support 2020 Presidential Primary and General Elections.	\$42,730
31	05/06/2020	Add cost of leasing an additional two (2) DS850 high speed scanners to the current VSS lease.	\$25,760.23



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
32	06/25/2020	Add cost of transporting and configuring the voting system infrastructure, as well as configuring and testing it, from the Sidus data center location in Annapolis, MD to the Koniag location in Columbia, MD.	\$35,520
33	09/23/2020 22-IT-MOD	Somerset Casualty Loss value, additional equipment for the 2020 General Election, and Bitlocker Removal. (Item 22-IT-MOD on this agenda - Pending Approval)	\$73,790
34	09/23/2020 23-IT-MOD	This modification extended the Voting System Solution (VSS) lease for a period of 2 years, from April 1, 2021- March 31, 2023, and added an additional two-year option period, from April 1, 2023- March 31, 2025 to be exercised at the sole discretion of the State of Maryland.	\$13,136,805.92 (base period amount). The option period for extension must be approved by BPW prior to it commencing.
35	01/27/2021 23-IT-MOD	This modification includes (1) the equipment previously added for the 2020 General Election in Modification #33 to the extension lease agreement, (2) adds back in the cost of a system upgrade for all components of the voting system (which was previously removed in Modification 26), (3) technical services and proof of concept for the election night results network, and (4) additional hours for ES&S' Maryland trainer for a two month period, February and March, 2021, before the extension period starts on April 1, 2021.	\$51,600 for Option Period 2, and \$879,345 for the base period of the extension (April 1, 2021- March 31, 2023) TOTAL: \$930,945



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
36	05/13/2021	This modification was for testing to obtain information necessary to make the decision as to whether it would be beneficial to move forward with an upgrade to EVS 6.1.1.0. If performance decreases with the RCNs using EVS 6.1.1.0, this will impact the ability of three of Maryland's largest jurisdictions	\$10,360
37	01/05/2022 35-IT-MOD	This modification removed services added in Modification #35 due to SBE deciding not to upgrade the voting system software and firmware after identifying inefficiencies in the software suite, which decreases the value of the contract by \$498,600 and added equipment to the existing lease, specifically an additional 1,193 ballot marking devices to the lease in order to comply with a pending legal settlement and adequately supply the additional voting locations for the 2022 elections.	\$2,815,658.20
38	12/22/2021	This modification changed the name of a key personnel position, duties and minimum qualifications; and added on-site network engineer support for the 2022 Primary and General Elections	\$12,880



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
Option Period for Extension Mod	03/01/2023 29-IT-OPT	Exercise option period available to the extension approved by BPW via Modification #34. (Reference Mod #34 for the base period of the extension)	\$10,822,841
39	03/09/2022	This modification added 265 batteries for the voting equipment covered by this contract and the cost to install the new batteries.	\$45,050
40	03/23/2023	Allowed for an enhancement to the EXP utility which is used for election results reporting and automation. It also included Microsoft Server 2022 to upgrade the operating system on the file servers within the election night reporting network.	\$2,760
41	11/28/2023	Added the cost of an additional 180 blue tote bins, shipping, and the casualty loss payment for 9 tote bins damaged in SBE's custody to the contract. The blue tote bins are custom designed to fit safely and securely within the ballot box and provide an unobstructed path for ballots to be captured and stored during scanning and tabulation.	\$38,024.38



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

ATTACHMENT I (cont'd)

Mod	Date	Description	Amount
42	12/29/2023	Added on-site network support for the 2024 Presidential Primary and General Elections. The network engineer will be on-site for three days (day before election, election day, and the day after election day) to support and troubleshoot any network issues	\$12,880
43	02/02/2024	Quantity of 108 ADA tables to provide a stable platform for the proprietary ExpressVote units; the tables are designed by ES&S to meet ADA requirements for accessibility.	\$41,237
		Prior Mods/Options	\$55,065,653.20



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*Contact: Leslie Buchman 410-767-2130
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**82-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION
*RETROACTIVE - Department of Budget And Management ,
Contract Management Division, Office of Personnel Services and Benefits***

Contract ID: Statewide Personnel System Software as a Service Human Capital Management Solution; 060B3490012
ADPICS No.: COK38300

Contract Approved: DoIT Item 7-IT, 12/18/2013

Contract Description: Integrated Statewide Personnel System using a multi-tenant, cloud, Subscription-based human capital management Software-as-a-Service (SaaS) solution.

Modification Description: *RETROACTIVE* approval to add funds to implement the Workday Payroll, Absence and Time Tracking (PATT) modules required for all State agencies for all three payroll systems, regular, contractual, and universities. This module will be invoiced and paid by the Comptroller's Office.

Award: Oakland Consulting Group, Inc., Lanham, MD

Original Contract Term: 12/18/2013 - 12/17/2018 (w/two 5-year renewal options)

Modification Term: 01/31/2024 - 04/03/2024 (**Retroactive**)
04/04/2024 - 12/17/2028 (Proactive)

Original Contract Amount: \$43,891,000

Modification Amount: \$ 762,300 (**Retroactive**)
\$20,440,200 (Proactive)
\$21,202,500 Total

Prior Options/Mods: -\$4,250,337.10 (Mod #1: Settlement agreement to recoup funds: DOIT, 12/13/2013)
\$0 (Mod#2: Revision of language in Section 4.1 Consideration and Payment: Delegated Authority - DOIT, undated)
\$29,455,000 (Renewal Option #1 12/18/2018-12/17/2023, DoIT, 2-IT-OPT, 10/17/2018)
\$0 (Mod #3: Added language for clarity of subscription fees for Full-Service Workers: Delegated Authority - DOIT, 03/22/2022)



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

Prior Options/Mods(cont'd):

\$0 (Mod #4: Implementation and deployment of Workday Prism Analytics: Delegated Authority - DOIT, 12/15/2022)

\$31,222,000 (Renewal Option #2, 12/18/2023 - 12/17/2028 DGS 41-IT-OPT 12/13/2023)

\$1,825,735 (Mod. #5: Add funds for the addition of LMS (Learning Management System) Software and the Implementation to Workday. DGS, 28-IT-MOD, 01/17/2024)

Total Contract Amount: \$123,345,897.90

Percent +/- (This Item): 48.31%

Total Percent Change: 181.03%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Performance Security: None

Requesting Agency Remarks: The integrated Statewide Personnel Management System (SPMS) (Workday) is a multitenant, cloud, subscription-based human capital management SaaS that the State is using to replace multiple existing systems: the current Statewide Personnel Management System, the Benefits Application System, various timekeeping systems, and numerous peripheral systems. SPMS is an integrated system processing HR/Compensation/Time Tracking/Absence/Benefits transactions online. Data is available in real-time for reporting purposes as soon as transaction processing is completed. Through the system, State employees directly access their own information using Internet or mobile applications. The system supports 50,000 + employees who use HR/Compensation/Time Tracking/Absence/Benefits and 50,000 + retirees and approximately 65,000 employees at the Universities, MDOT, the Judiciary, and the General Assembly.

Through negotiations with the contractor, the Comptroller was able to obtain favorable pricing to the State. However, the pricing had to be locked in by January 31, 2024, and there was no time to place this modification on BPW agenda prior to January 31, 2024. By executing this modification to start on January 31, 2024, the contractor provided significant savings of \$6,547,089 to the State of Maryland for the PATT module. Given the significant cost savings to the State,



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

Agency Remarks (cont'd):

the Comptroller's Office determined that proceeding with the modification and requesting retroactive BPW approval was the best course of action.

No MBE or VSBE participation was established because there are no subcontracting opportunities available. When the original contract was awarded in 2013 and in 2018 when the renewal option was exercised, Oakland Consulting, Inc. was a certified MBE. They graduated from the program during the option period and are no longer a certified MBE.

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

Fund Source: 100% General Funds (Comptroller's Office)

Approp. Code: E00A1003

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

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

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

Procurement Method: Task Order/Purchase Order under Master Contract

1.0 Master Contract: **Consulting and Technical Services Plus (CATS+)**
Contract No.: 060B2490023
Approved: DoIT 3-IT, 04/03/2013
Term: 04/22/2013 - 04/21/2028
***As of publication, the remaining balance of this master contract is \$203,524,487.*

1.1 Using Agency: Department of Human Services
Description: Agile development resources with required skill sets and scrum teams being utilized to build the MD THINK infrastructure/platform, applications, data repositories, reports and dashboards and support activities related to data conversion and system integration points.
Modification Description: Extend the contract to allow time to complete the new procurement; *OTHS/MDTHK-18-009-A8*.
Awards: Artisys Corporation; Washington, DC (VSBE) (SBE)
Attain Partners; McLean, VA
CoreSphere, LLC; Bethesda, MD (MBE)
Cyquent Inc.; Rockville, MD (MBE) (SBE)
eSystems, Inc.; Princeton, NJ
FEI.com, Inc.; Columbia, MD (MBE)
GANTECH Inc.; Columbia, MD (MBE)
Innosoft Corporation; Columbia, MD
Lochbridge; Bethesda, MD
NexSolv, Inc.; Linthicum, MD (MBE)
OST, Inc.; Washington, DC
Turning Point Global Solutions, LLC; Rockville, MD
vTech Solutions, Inc.; Washington, DC (MBE) (SBE)
Original Term: 05/08/2018 - 05/07/2021 (w/two 1-year renewal options)
Modification Term: 05/08/2024 - 05/07/2025



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83-IT. INFORMATION TECHNOLOGY (cont'd)

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

Original Amount:	\$113,334,111
Modification Amount:	\$115,115,738
Prior Options/Mods:	\$ 54,000,000 (Mod #1: Increased not-to-exceed amount to provide additional resources to the MD THINK project DGS 28-IT, 1.3 12/04/2019)
	\$18,000,000 (Renewal Option #1 05/08/2021 - 05/07/2022 DGS 39-IT, 1.2, 04/07/2021)
	\$50,779,600 (Mod#2: Increase not-to-exceed amount to provide additional resources to the MD THINK project DGS 39-IT, 1.2, 04/07/2021)
	\$ 4,314,625 (Mod #3: Add funds to meet new federal requirements under the MD THINK project DGS 48-IT, 1.2, 01/26/2022)
	\$ 18,000,000 (Renewal Option #2 05/08/2022 - 05/07/2023; DGS 18-IT, 1.2, 04/06/2022)
	\$66,769,018 (Mod#4: Increased the not-to-exceed amount to provide additional resources to the MD THINK project DGS 18-IT, 1.2, 04/06/2022)
	\$ 20,000,000 (Mod #5: Add Federal funding to onboard and develop additional Department of Health applications to the MD THINK Platform; DGS 61-IT, 1.2, 10/12/2022)
	\$ 0.00 (Mod #6: Extension 05/08/2023 - 06/30/2023; Delegated Authority - DHS, 05/07/2023)
	\$ 100,720,088 (Mod #7: Extension 07/01/2023 – 05/07/2024; DGS 29-IT, 1.4, 06/21/2023)
Total Contract Amount:	\$561,033,180
MBE/VSBE Participation:	20% / 5%
MBE/VSBE Compliance:	20.670% / 9.620%
Resident Business:	6 of 13
	CoreSphere, LLC; Bethesda, MD (MBE)
	Cyquent Inc; Rockville, MD (MBE)
	eSystems, Inc.
	FEI.com, Inc.; Columbia, MD (MBE)
	GANTECH Inc.; Columbia, MD (MBE)
	Turning Point Global Solutions, LLC; Rockville, MD
Fund Source:	34.22% General Funds, 51.33% Federal Funds, 14.45% Reimbursable Funds (MDH, DJS, and MHBE)



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83-IT. INFORMATION TECHNOLOGY (cont'd)

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

Remarks: The new procurement was not completed prior to the original expiration date primarily due to the procurement method and funding. The agency needed a procurement method that would allow for the on-boarding of resources without a prolonged delay. A solicitation with the "rotational" option was provided in October of 2022. Unfortunately, there were issues with approval of the federal funding and revisions being requested to the solicitation that are being included. Subsequently the State determined it is in its best interest for the solicitation to be revised again so the resulting contract can be leveraged directly by multiple State agencies. Creating such an enterprise vehicle is outside of DHS authority and, instead, rests with the Department of General Services (DGS). Consequently, the DGS Office of State Procurement (OSP) will be the agency conducting the procurement and managing the contract. The new solicitation has been drafted and has gone through the PRG review process.

2.0 Master Contract: *Agile Team Resources; F50B2600034
(Secondary Master from CATS+ 060B2490023)*
Approved: DGS 39-IT 1.0 and 1.1; 02/16/2022
Term: 02/17/2022 - 02/16/2027
 **As of publication, the remaining balance of this master contract is \$219,541,314.

2.1 Using Agency: Department of Information Technology
Description: Technical Subject Matter Expert (SME) to support various IT programs; F50B0600045-30/ F50P4600229

Award: OST, Inc.; McLean, VA

Number of Qualified

TO Contractors: 10

Number of Proposals: 9

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
OST, Inc.; McLean, VA	1	\$593,841.60 (1)	1
Momentum, Inc.; Camp Hill, PA	2	\$812,473.20 (2)	2

**Technical rankings were weighted greater than financial rankings.*



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83-IT. INFORMATION TECHNOLOGY (cont'd)

3.0 *Master Contract:* *Commercial Off-the-Shelf Software (COTS) 2012*

Contract No. 060B2490021

Approved: DoIT 6-IT, 09/19/2012

Term: 10/01/2012 - 09/30/2027

****As of publication, the remaining balance of this master contract is \$122,602,102.**

3.1 *Using Agency:* Department of Human Services,

Office of Technology for Human Services

Description: VMware is the virtual IT infrastructure solution that provides network solutions from physical servers to multiple virtual servers. The VMware suite which includes AirWatch is needed to manage the iPads and iPhones staff use to access Maryland Child, Juvenile, and Adult Management System (CJAMS) and enter information into DHS applications when servicing citizens outside local offices.;

OTHS/OTHS-24-041-C

Award: Applied Technology Services, Inc.; Middle River, MD
(SBE) (MBE)

Number of Qualified

Master Contractors: 17 (Functional Area I)

Number of Bids: 3

Bids:

<i>Bidders</i>	<i>Amounts</i>
Applied Technology Services, Inc.; Middle River, MD	\$1,360,000.00
Advanced Computer Concepts Inc.; McLean, VA	\$1,384,781.89
En-Net Services, L.L.C; Frederick, MD	\$1,409,523.49

Amount: \$1,360,000

Term: 04/04/2024 - 04/03/2025

MBE/VSBE Participation: 0% / 0%

Resident Business: Yes

Fund Source: 66% Federal Funds. 34% General Funds

Agency Remarks: MBE and VSBE participation was not established for this contract because there are no subcontracting opportunities.



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83-IT. INFORMATION TECHNOLOGY (cont'd)

5.0 Master Contract: *Innovative Workforce Solutions (IWS) Master Contract*
Contract No. F50B1600006
Approved: DGS 56-IT, 06/08/2022
Term: 06/23/2022 - 06/22/2025
***As of publication, the remaining balance of this secondary Master is \$3,569,645.*

5.1 Using Agency: Department of Information Technology
Description: Obtain 14 apprentices and one mentor to support the Department of Health (MDH) in building a web-based Provider Management Module (PMM) to support Provider Enrollment, Revalidation, Re-Enrollment and update services for participation in State Medicaid.
Modification Description: Extend the contract to allow time for the completion of the software development; *F50B2600048*.
Award: Catalyte, Inc.; Baltimore, MD
Original Term: 01/05/2023 - 01/04/2024
Modification Term: 04/05/2024 - 06/22/2025
Original Amount: \$1,774,080
Modification Amount: \$2,661,125
Prior Options/Mods: \$0 (Mod #2: Extension 01/05/2024 - 04/04/2024 Delegated Authority - DoIT, 12/18/2023)
Total Contract Amount: \$4,435,205
MBE/VSBE Participation: 0% / 0%
MBE/VSBE Compliance: 0% / 0%
Resident Business: Yes
Fund Source: 90% Federal Funds, 10% General Funds
Agency Remarks: MDH needs to extend the resources to maintain continuity and prevent the loss of critical subject matter knowledge gained over the last year for the duration of the software development lifecycle. MBE and VSBE participation was not established for this contract because there are no subcontracting opportunities.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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*Contact: Yasin Mohammed 410-767-3586
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**84-M. MAINTENANCE CONTRACT
*Department of Juvenile Services***

Contract ID: Janitorial Services Backbone Mountain Youth Center; V00R4600385
ADPICS No.: 001B4600270

Contract Description: Janitorial services for Backbone Mountain Youth Center in Garrett County.

Award: Hagerstown Goodwill Industries Inc. dba Horizon Goodwill Industries; Hagerstown, MD

Contract Term: 04/18/2024* - 03/31/2029 (*Or earlier upon BPW approval)

Amount: \$546,124.51

Procurement Method: Preferred Provider

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The Pricing and Selection Committee for Employment Works Program certified the contractor's price as fair market pricing on January 18, 2024. The contractor has confirmed the contract price and accepted the terms and conditions.

Fund Source: 100% General Funds

Approp. Codes:

V00 24 16512 0813	\$ 24,756.64
V00 25 16512 0813	\$ 99,545.85
V00 26 16512 0813	\$101,625.35
V00 26 16512 0813	\$103,719.04
V00 27 16512 0813	\$105,853.43
V00 28 16512 0813	\$ 80,624.20
V00 29 16512 0813	\$ 30,000.00



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84-M. MAINTENANCE CONTRACT (cont'd)

Resident Business: Yes

MD Tax Clearance: 24-1044-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Rene Alonso 410-260-8052
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**85-M. MAINTENANCE CONTRACT
*Department of Natural Resources***

Contract ID: Janitorial Services at Cunningham Falls State Park; *K00R4600019*
ADPICS No.: K00R4600019

Contract Description: Janitorial services for five restrooms, six bath houses, and one shower house at Cunningham Falls State Park in Frederick County.

Award: DNF Contracting, LLC; Simpsonville, MD

Contract Term: 04/20/2024 - 10/31/2026

Amount: \$435,718

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
DNF Contracting, LLC; Simpsonville, MD	\$435,718.00
Tony Foxx; Simpsonville, MD	\$438,145.95
Jasso Maintenance, LLC; Rockville, MD	\$525,000.00
ASM Cleaning Services; Baltimore, MD	\$588,000.00
Spectacular Onsite Services; Glen Burnie, MD	\$778,103.45

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Hiring Agreement Eligible: N/A

Incumbents: Foxx's Cleaning; Simpsonville, MD



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85-M. MAINTENANCE CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage on February 2, 2024. Approximately 130 vendors were notified electronically of the solicitation. Six bids were received and opened on February 22, 2024. One bid was rejected per COMAR 21.06.02.03B(3) for being unreasonably low. DNF Contracting, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed.

The Maryland Department of Natural Resources Cunningham Falls State Park draws approximately 500,000 visitors annually with large crowds, especially during weekends and holiday seasons.

No MBE or VSBE participation goals were established for this contract due to the single element of work to be conducted per the contract specifications. The prime vendor will provide the services wholly.

Maryland Works provided a waiver for this procurement on October 26, 2023

Fund Source: 100% Special Funds (Forest and Parks Reserve Fund)

Approp. Code: A0401

Resident Business: No

MD Tax Clearance: 24-1053-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



*Contact: Rene Alonso 410-260-8052
rene.alonso2@maryland.gov*

86-M. MAINTENANCE CONTRACT
Department of Natural Resources

Contract ID: Janitorial Services at Greenbrier State Park; *K00R4600018*
ADPICS No.: K00R4600018

Contract Description: Janitorial services for seven bath houses and two comfort stations at Greenbrier State Park in Washington County.

Award: DNF Contracting, LLC; Simpsonville, MD (SBE)

Contract Term: 04/20/2024 - 10/31/2026

Amount: \$458,025

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
DNF Contracting, LLC; Simpsonville, MD	\$458,025
Tony Foxx; Simpsonville, MD	\$471,570.00
Solutions Cleaning; Columbia MD	\$509,800.00
Community Support; Rockville, MD	\$522,648.00
ASM Cleaning Services LLC; Baltimore, MD	\$622,652.80
Pierre and Family Resources LLC; Fort Washington, MD	\$609,000.00
Spectacular OnSite Staffing; Glen Burnie, MD	\$739,198.29

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbents: Foxx's Cleaning



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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86-M. MAINTENANCE CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage on February 5, 2024. Approximately 140 vendors were notified electronically of the solicitation. Seven bids were received and opened on February 23, 2024. DNF Contracting, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed.

The Maryland Department of Natural Resources Greenbrier State Park draws approximately 500,000 visitors annually with large crowds, especially during the weekends and holiday seasons.

No MBE or VSBE participation goals were established for this contract due to the single element of work to be conducted per the contract specifications. The prime vendor will provide the services wholly.

Maryland Works provided a waiver for this procurement on October 5, 2023.

Fund Source: 100% Special Funds (Forest and Parks Reserve Fund)

Approp. Code: A0401

Resident Business: No

MD Tax Clearance: 24-1005-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

*Contact: Yasin Mohammed 410-767-3586
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87-M. MAINTENANCE CONTRACT
RETROACTIVE - Department of General Services

Contract ID: Comprehensive Operations, Management and HVAC Maintenance Service State Center Central Utility Plant, State Center Complex; 001IT820966
ADPICS No.: CTR007210-1

Contract Description: **RETROACTIVE** approval to provide comprehensive Operations, Management, and Maintenance Services for the State Center Central Utility Plant State Center State Complex.

Award: Vicinity Energy Baltimore Heating LLP; Baltimore, MD

Contract Term: 01/01/2023 - 04/03/2024 (**Retroactive**)
04/04/2024 - 12/31/2024 (Proactive)

Amount: \$4,070,788.42 (**Retroactive**)
\$2,667,068.27 Proactive
\$6,737,856.69

Original Procurement Method: Sole Source (continuity of service)

MBE/VSBE Participation: 0% / 0%

Requesting Agency Remarks: This **sole source** contract is for comprehensive operations, management, and HVAC maintenance service for the State Center central utility plant at the State Center complex.

BPW approved the original contract (DGS-29-M, 12/4/2019) for these services and expired on 12/31/2022. However, additional time was needed to complete a new procurement. A new sole source agreement for continuity of service was needed to allow the work to continue under the original scope of work and pricing. DGS determined it is in the State's best interest to enter into a sole source contract with Vicinity to provide continuity of services on this contract to prevent a gap in needed maintenance and service for the State Center central utility plant.

The MBE/VSBE goal on the original contract was 30% / 0%. The contractor achieved 25.17% / 0% compliance.

The Procurement Officer confirmed that the scope and requirements of this contract and the original prices the firm provided in response to the original competitively bid solicitation is still fair and reasonable.



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED



88-M. MAINTENANCE CONTRACT (cont'd)

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

<i>Fund Source:</i>	100% General Funds					
<i>Approp. Code:</i>	N00	24	G0010	0819	70100	\$325,003.43
	N00	24	G3010	0819	70100	\$46,050.06
	N00	24	G4100	0819	70100	\$16,081.01
	N00	24	G0010	0819	70100	\$2,195.60
<i>Resident Business:</i>	No					
<i>MD Tax Clearances:</i>	24-0367-1111					

BOARD OF PUBLIC WORKS **THIS ITEM WAS:**

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



REVISED

*Contact: Yasin Mohammed 410-767-3586
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89-E. EQUIPMENT
Department of General Services

Contract ID: Coastal Hydrographic Survey Vessel; K00R3600108
ADPICS No.: 001P4200027

Contract Description: Coastal hydrographic survey vessel.

Award: Workskiff, Inc.; Sedro Wolley, WA

Contract Term: Anticipated delivery date - 12-18 months

Amount: \$424,579.83

Procurement Method: Competitive Sealed Bidding (*Single Responsive Bid Received*)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Workskiff, Inc., Sedro Woolley, WA	\$424,579.83

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: NA

Requesting Agency Remarks: After contract review for legal sufficiency, OAG required the contract to be submitted to BPW in accordance with COMAR 21.01.02.01B(38) and COMAR 21.02.02.04B(2) because this vessel is considered a single item of equipment in an amount over \$200,000.

A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage on July 28, 2023 and 111 potential vendors received notification of this solicitation. The bid was extended for two weeks to allow for more competition. Two bids were received and opened on September 8, 2023. One bid was rejected because they failed to properly provide coastal hydrographic survey vessels of comparable length that can be traced to a mature design and stated it would cost more than the bid price to build the boat that meets the standards in the specifications. Workskiff, Inc. has been found responsible and its bid responsive. The bid pricing has been confirmed.



DEPARTMENT OF GENERAL SERVICES
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REVISED

89-E. EQUIPMENT (cont'd)

Agency Remarks (cont'd):

The proposed Workskiff, Inc. (Workskiff) vessel met all build criteria listed in the Invitation for Bid (IFB). The Lake Assault Boats (LAB) vessel, although priced at approximately \$22,660 less than the Workskiff vessel, did not meet the Design and Construction Standards requirements and Intact Stability requirements of the IFB. The bidder stated that building the LAB vessel to the standards listed in the IFB would come “with a large added cost.” LAB did not send any additional estimates to quantify the additional cost to meet the requirements in the IFB. It is reasonable to assume that if LAB built their vessel to the IFB criteria, the LAB price would easily equal or surpass the Workskiff quote.

Based on the Price Competition / Comparable Item methods of Price Analysis, it is the procurement officer’s determination that Workskiff, Inc. provides a fair and reasonable contract price for the construction of the purpose-built hydrographic survey vessel.

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

Fund Source: 100% General Funds

Approp. Code: H00 23 L4951 0720 \$375,000.00
 H00 24 L4951 0720 \$49,579.83

Resident Business: Yes

MD Tax Clearance: 23-4415-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



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

90-GM. GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve the following contract.

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

1.0	Agency:	Department of General Services
	Fund Source:	100% General Funds (PayGo)

1.1 **Contract ID:** Replace Switchgear at Central Services Building, BA-681-236-002

Description: Replace switchgear, electrical feeder cables, duct banks, and manholes at the Central Services Building in Annapolis.

Procurement Method: Qualification Based Selection - *DGS-23-004-IQC*

Award: Bowman Consulting Group, LTD. DBA Kibart, a Bowman Company; Towson, MD (SBE)

Amount: \$243,290.17

MBE/VSBE Participation: 12% / 0%

Resident Business: Yes

Remarks: The original MBE participation for this contract was 5% and the contractor has committed to exceed it and achieve 12% participation.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Wendy Scott-Napier 410-767-4088
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**91-LL. LANDLORD LEASE
*Department of Natural Resources***

Recommendation: Approve a Curatorship Lease Amendment

Tenant: Kevin P. Oyarzo, Sr. & Peggy A Oyarzo

Property Location: Moxley Farm, 6105 Dickerson Road, Dickerson, Maryland; within Monocacy Natural Resource Management Area (NRMA)

Lease Type: Curatorship Lease for the Moxley Farm

Term: Life Term, terminating upon the death of the last surviving tenant

Annual Rent: \$1.00

Utilities/Custodial Responsibility: Tenant

Remarks: The State of Maryland and Kevin P. Oyarzo, Sr. wish to amend the Resident Curatorship Agreement for the property known as the Moxley Farm within Monocacy NRMA by removal of Peggy A. Oyarzo due to divorce. Ms. Oyarzo vacated the Premises December 8, 2010 by written notice to the State and relinquished all rights as Curator under the Agreement. Kevin P. Oyarzo, Sr. continues to reside at the Premises to meet the responsibilities under the Agreement. The parties wish to further amend such Agreement to add Beth Wingerd as a curator with all rights and responsibilities of a curator as stated within the Agreement.

The Resident Curatorship Program seeks to preserve historic state-owned properties through partnerships with private citizens. Curators receive lifetime tenancy at the property in exchange for rehabilitating and maintaining the property in accordance with the Secretary of Interior's Standards and periodically sharing their work with the public.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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April 3, 2024**



*Contact: Wendy Scott-Napier 410-767-4088
wendy.scott-napier@maryland.gov*

**92-LL. LANDLORD LEASE
*Canal Place Preservation Development Authority***

Recommendation: Approve a renewal lease

Prior Board Actions: DGS 42-LL, 11/16/2022

Tenant: Joy Ann Reckley-Murphy/DBA Dr. Joy and The Native Sun
Counseling and Wellness, LLC., Cumberland, Maryland 21502

Property Location: Western Maryland Railway Station 4th Floor, Rm 402-403
13 Canal Street, Cumberland, MD 21502

Space Type: Office Space (332 sq. ft.)

Lease Type: Renewal

Lease Term: 05/01/2024 - 11/30/2024

Annual Rent: \$4,787.44 ***Monthly Rate:*** \$398.95

Square Foot Rate: \$14.42

Utilities/Custodial Responsibility: Landlord/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Exempt in accordance with State Finance & Procurement,
Section 4-318 (4) where the State is the lessor.

Remarks: This space has been leased since 2022 by Dr. Joy & the Native Sun Counseling & Wellness, LLC, owned by Dr. Joy Reckley Murphy. This space is used to provide counseling services to the community. The space includes one reserved parking space identified as parking space #12 located in the area designated for employee parking.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Wendy Scott-Napier 410-767-4088
wendy.scott-napier@maryland.gov*

**93-LL. LANDLORD LEASE
*Canal Place Preservation Development Authority***

Recommendation: Approve a new lease

Tenant: Jasmina Vasic d/b/a Jasmina's Hair Salon

Property Location: Shops at Canal Place, Rm 301
17 Howard Street Space C-3, Cumberland, MD 21502

Space Type: Retail Space (285 sq. ft.)

Lease Type: New

Term: 05/01/2024 - 04/30/2025

Annual Rent: \$2850.00 ***Monthly Rate:*** \$237.50
Square Foot Rate: \$10.00

Utilities/Custodial Responsibility: Landlord/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Exempt in accordance with State Finance & Procurement,
Section 4-318 (4) where the State is the lessor.

Remarks: The tenant Jasmina Hair Salon owned by Jasmina Vasic has been leasing an adjacent location at Space C-2 since September 1, 2023. She is now expanding her business and will be leasing Space C-3 to be used for full-service facials and spa treatments. This lease includes use of the common parking spaces.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



*Contact: Wendy Scott-Napier 410-767-4088
 wendy.scott-napier@maryland.gov*

94-LT. TENANT LEASE
Department of Education, Office of Child Care

Recommendation: Approve a new lease

Landlord: York-Ridgely Joint Venture, LLC
 2560 Lord Baltimore Drive, Baltimore, MD 21244

Property Location: 1840 York Rd, Timonium, MD 21093

Space Type: Office w/ client interaction (5,317 sq. ft.)

Lease Type: New Lease

Term: 05/01/2024 - 04/30/2034 (w/standard 6-month holdover)

Future Option Term: 05/01/2034 - 04/30/2039

Annual Rent: \$170,144.00

Square Foot Rate: \$32.00

Fund Source: 100% Federal

Appropriation Code: PCA D71D3

Utilities/Custodial Responsibility: Tenant/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Competitive Sealed Proposals
 See COMAR 21.01.01.02A; DGS Space Mgmt Manual ¶ 6-605 D

Proposals:

<i>Offerors</i>	<i>Technical Points/ Rankings</i>	<i>Net Effective Average Annual Rent</i>	<i>Total Financial Points/ Rankings</i>	<i>Overall Points/ Rankings</i>
1840 York Rd*	106.40 (1)	\$206,674.00	99.4 (2)	205.8 (2)
40 W Chesapeake Ave	67.80 (2)	\$133,055.00	145.0 (1)	212.8 (1)
810 Gleneagles Ct	66.80 (3)	\$203,074.00	95.5 (3)	162.3 (3)

*1840 York Rd was ultimately selected for the award based on the analysis provided within the Procurement Officers Determination.



DEPARTMENT OF GENERAL SERVICES
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94-LT. TENANT LEASE (cont'd)

Remarks: The Maryland State Department of Education, Office of Child Care is relocating from 409 Washington Avenue to a larger leased location to accommodate agency growth. This new location provides an efficient, safe workplace for staff to operate and closer proximity to the agency's clients. There are no janitorial operating expense pass throughs. The construction of the space will be delivered turnkey. The lease will escalate 3% annually. Notification was made on February 13, 2024 to Baltimore County and the General Assembly regarding this new lease location in accordance with State Finance & Procurement Section 4-319 (2) (c).

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Wendy Scott-Napier 410-767-4088
wendy.scott-napier@maryland.gov*

**95-LT. TENANT LEASE
*Department of Human Services***

Recommendation: Approve lease renewal

Landlord: TMS 2014A LLC, 24 Dakota Street, Passaic, NJ 07055

Property Location: 4235 28th Avenue, Temple Hills, MD 20748

Space Type: Office (73,132 sq. ft.)

Lease Type: Renewal

This Term: 04/15/2024 - 04/14/2034 (w/standard 6-month holdover)

Future Option Term: 04/15/2034 - 04/14/2039

Annual Rent: \$1,755,168 ***Square Foot Rate:*** \$24.00

Fund Source: 57% Federal Funds ***Appropriation Code:*** PCA GF46
30% General Funds
13% Special Funds (Local Government Payments)

Utilities/Custodial Responsibility: Lessee/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Sole Source Renewal
COMAR 21.05.05.02D and DGS Space Management Manual ¶6-605E.



**DEPARTMENT OF GENERAL SERVICES
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95-LT. TENANT LEASE (cont'd)

Remarks: The Maryland Department of Human Services has occupied this facility as the Prince George's County Department of Social Services and Child Support Enforcement for the Camp Springs area since 2001. As part of this renewal, the Landlord will have approximately \$957,000 in tenant improvement allowance to use toward renovation of the demised premises. Base rent for the first two months of the lease totaling \$280,339.33 is abated. This lease will escalate 2.5% annually.

This Item was withdrawn as Item 45-LT from the 03/13/2023 DGS Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024**



*Contact: Wendy Scott-Napier 410-767-4088
wendy.scott-napier@maryland.gov*

96-LT-MOD. TENANT LEASE MODIFICATION
Department of Planning

Recommendation: Approve an additional change order for the low voltage work

Prior Board Action: DGS 46-LT, 10/26/2023

Landlord: BAC GC Baltimore Street, LLC
25 S Charles Street, Ste 1600, Baltimore, MD 21202

Property Location: 120 E. Baltimore St, Baltimore, MD, 21202

Space Type: Office (19,329 sq. ft.)

Lease Type: Amendment

***Change Order
for Low Voltage:*** \$5,757.73

Fund Source: 100% General Funds
Appropriation Code: A0501 / PCA 05110 (Dedicated Purpose Account)

***Original Procurement
Method:*** Competitive Sealed Proposals
See COMAR 21.01.01.02A; DGS Space Mgmt Manual ¶ 6-605 D

Remarks: The Board of Public Works previously approved a change order for low voltage work required for this lease construction project in the amount of \$115,154.66. An additional change order is now needed for the owners project management fee that was not calculated in the original request. These items were not included in the original lease RFP and Board of Public Works approval is requested to approve these change orders.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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SUPPLEMENTAL

*Contact: Joseph Consoli 410-260-7195
joseph.consoli@maryland.gov*

97-S-MOD. SERVICES MODIFICATION

Department of Budget and Management, Fleet Management Office

Contract ID: Maintenance, Repair and Accident Management Program for State-Owned Vehicles; 050B6400003

ADPICS No.: COK43024

Contract Approved: DBM 4-S, 09/07/2016

Contract Description: Statewide vehicle maintenance and repair services via a network of local vendors for State-owned cars, light trucks, vans, and medium and heavy-duty trucks not covered by in-house maintenance and repair facilities. The contract also provides an accident management program to manage reporting and repair of all vehicle accidents and vandalism claims by participating State agencies.

Modification Description: Extend the contract to allow time to complete the new procurement and allow for a transition period and add additional funds.

Award: Element Fleet Corporation; Sparks, MD
(Formerly Element Vehicle Management Services, LLC)

Original Contract Term: 10/01/2016 - 09/30/2021

Modification Term: 05/01/2024 - 06/30/2024

Original Amount: \$77,500,000

Modification Amount: \$ 8,000,000

Prior Options/Mods: \$0 (Mod #1: Clarified scope of work; Delegated Authority - DBM, 09/12/2017)
 \$0 (Mod #2: Contract assignment and novation; Delegated Authority - DBM, 06/07/2018)
 \$15,000,000 (Mod #3: Extension 10/01/2021 - 09/30/2022; DGS 40-S-MOD, 09/01/2021)
 \$22,000,000 (Mod #4: Extension 10/01/2022 - 03/30/2023; DGS 16-S-MOD, 06/22/2022)
 \$0 (Mod #5: Extension 03/31/2023 - 12/31/2023; Delegated Authority - DBM; 03/30/2023)
 \$17,000,000 (Mod #6: Add additional funds; DGS 16-S-MOD, 06/21/2023)



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

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

\$0 (Mod #7: Extension 01/01/2024 - 01/31/2024; Delegated Authority - DBM, 12/29/2023)

\$0 (Mod #8: Extension 02/01/2024 - 04/30/2024, Delegated Authority - DBM, 01/31/2024)

Total Contract Amount: \$139,500,000

Percent +/- (this item): 10.32%

Total Percent -/- Change: 80.00%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Performance Security: No

Requesting Agency Remarks: Services provided through this contract are unique and highly specialized to deliver the State a management contractor to oversee all conventional maintenance, repairs, glass replacement, and preventative maintenance. Additionally, the contractor monitors all original equipment manufacturer recalls, provides maintenance experts through a centralized technical support center to review, and approves maintenance and repair services 24/7/365, including a toll-free number. The contract also includes emergency road services 24/7/365 for vehicle towing and transportation for the State personnel from the accident or breakdown site to a safe and appropriate location. These centralized services ensure that the State's fleet is safe, operational, and that costs for maintenance and repair services are reasonable and applicable. Continuing these services while the State conducts the new procurement and awards a contract is essential.

The Department of General Services (DGS) released a Request for Proposal in late 2022, and submissions have been received. DGS is currently finalizing the contract with the potential awardee and anticipates an award by May 2024. The delay on this procurement was due to the pandemic and the ability to engage with vendors and due to staffing changes, corrective actions taken during the procurement process, and contract negotiations.

At the time of the original award, secondary service was unavailable, and MBE and VSBE participation was not established. The new solicitation includes 10% MBE participation.



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

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

Fund Source: 100% General Funds
Approp. Code: Various (Per using agency)
Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED

SUPPLEMENTAL

*Contact: Leslie Buchman 410-767-2130
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98-IT. INFORMATION TECHNOLOGY
***RETROACTIVE - Department of Budget Management,
 Office of Personnel Services and Benefits, Contract Management Division***

Contract ID: Learning Management System; F10B4600022
 ADPICS No.: F10B4600022

Contract Description: *RETROACTIVE* approval for Learning Management System (LMS) to administer statewide training for 46,000 end-users.

Award: Cornerstone OnDemand, Inc.; Santa Monica, CA

Contract Term: 02/23/2024 - 04/03/2024 (**Retroactive**)
 04/04/2024 - 02/22/2025 (Proactive)

Amount: \$ 34,807.26 (**Retroactive**)
 \$282,808.98 (Proactive)
 \$317,616.24 Total

Procurement Method: Intergovernmental Cooperative Purchasing Agreement (ICPA)
 (GSA # GS-35F-0247V)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: Executing this contract on February 23, 2024, allowed the contractor to continue providing learning management system services to all statewide agencies and provide the best cost savings to the State. The contract is in Retro status due to having to wait until November 2023 to ensure that the software was available to purchase under GSA Contract # GS-35F-0247V. Once confirmation was received, the Procurement Officer and Cornerstone had to arrive at mutually agreeable terms and then complete the administration process. The Department of Budget and Management (DBM) apologizes for the delay in presenting this item to the BPW and regrets that it required the agency to submit a voidable contract for retroactive approval.

DBM received approval to use an ICPA through GSA Contract: # GS-35F-0247V. This GSA contract is for IT training and services and was awarded to Cornerstone OnDemand; Cornerstone Learning is a cloud-based Software-as-a-Service (SaaS) learning management system. This



DEPARTMENT OF GENERAL SERVICES
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REVISED

SUPPLEMENTAL

98-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

service provides a number of different solutions, such as IT technology training, software licenses, and software maintenance.

The price has been determined to be fair and reasonable based on market research. An estimate from an online third-party vendor showed the average cost, per user, for a cloud-based system for 46,000 users, is approximately \$3.00 to \$18.00 more than the GSA pricing. Also historical prices showed this contract is only approximately 3% higher than the previous contract.

The ICPA process was used because it will provide time and cost savings through significant reduction in the level of effort required for the procurement process and the amount of time to configure and onboard the system without interrupting critical services for Maryland citizens.

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

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

Fund Source: 100% Reimbursable (Using Agencies)

Approp. Code: F10A201

Resident Business: No

MD Tax Clearance: 24-1112-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



SUPPLEMENTAL

*Contact: Jenna Meini, 410-767-0008
 jenna.meini@maryland.gov*

99-EX. EXPEDITED PROCUREMENT REQUEST
Department of Education

Recommendation: The Maryland State Department of Education (MSDE) is requesting approval to use the Expedited Procurement method as per the Code of Maryland Regulations (COMAR) 21.05.06.03.

Description: Under the Blueprint for Maryland’s Future and Education Code § 7-210, the Maryland State Department of Education is tasked with administering a Kindergarten Readiness Assessment (KRA) to all incoming kindergarten students that is racially and culturally unbiased. MSDE contracted with John’s Hopkins Center for Technology in Education (CTE) to fulfill a requirement in the Blueprint Comprehensive Plan to study the current KRA for any racial, cultural, or linguistic biases. John’s Hopkins CTE, in collaboration with WestEd, completed a study and provided a report to MSDE which has been shared with the Accountability Implementation Board (AIB) at their request. John’s Hopkins CTE and WestEd also collaborated on the original design of the current KRA instrument administered to all Maryland kindergarten students.

The study looked across groups of Maryland kindergarten students, including gender, race/ethnicity, English language proficiency, socioeconomic status, and special education status. The findings from the study, using differential item functioning (DIF), indicated instances of moderate to significant differential performance across student groups. DIF results can identify potential concerns about fairness and validity, as they provide an indication of items that might be biased toward specific student groups. DIF results should be substantiated with a qualitative review by subject matter experts to determine if items are genuinely biased. The study indicated that nearly all student group comparisons as part of the study had moderate to significant differentials indicating an unacceptable risk of biases. By their own admission, the evaluators acknowledge test bias in the instrument their organizations originally helped to design.

MSDE has reviewed the report carefully to weigh options. The report provided recommendations to mitigate the study findings. The timeline to implement and complete the recommendations would involve staff time and additional expenses with partial implementation in 2025-2026. Full implementation of resolving the study findings would not be expected until 2026-2027. In addition to the study findings, MSDE has engaged with LEA personnel who have expressed dissatisfaction with the current KRA, including both the administration and the usability of the assessment results. Put simply, LEA leaders question the results KRA yields, and the current external evaluation further casts doubt on its objectiveness.



**DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

99-EX. EXPEDITED PROCUREMENT REQUEST (cont'd)

Description (cont'd):

Governor Wes Moore's strategic plan and the Blueprint for Maryland's Future are dependent on a valid and reliable Kindergarten Readiness Assessment. This assessment should produce actionable data that will assist teachers in preparing our youngest learners, which the current assessment cannot do. School Superintendents and their staff must have confidence in the diagnostic instruments they are asked to administer because it directly impacts their response to the learning needs of all students. The National Center for Educational Statistics Early Childhood Longitudinal Study is quite clear – “from an equity perspective, monitoring kindergarten readiness is important because large between-group disparities become apparent well before children enter kindergarten and can have lasting effects.” Our measurement of these skills must, therefore, be as accurate as possible.

Given that the study revealed moderate to significant biases, the time and effort needed to rectify the numerous flaws in the current assessment, and the current dissatisfaction expressed by the field, MSDE has determined that a new KRA system needs to be implemented urgently and declared a need for an expedited procurement to ensure that a KRA assessment without biases is available at the beginning of the 2024-2025 school year.

There are concerns with the current KRA contract with JHU CTE that have required MSDE to need an expedited procurement to ensure ongoing services for the State. It is also in the State’s best interest to conduct an expedited procurement to maintain a valid KRA assessment in place for the next school year, and it could potentially impact new students entering the school system in the upcoming school year. Therefore, MSDE respectfully requests your approval to use the Expedited Procurement method as per COMAR 21.05.06.03, as it is imperative to Maryland students.

Pursuant to Maryland State Finance & Procurement Article (SFP) § 13-108 (d)(1), MSDE’s Procurement Officer, with approval of the Agency Head, has determined that this procurement should be expedited because: (1) urgent circumstances require prompt action; (2) an expedited procurement best serves the public interest; and (3) the need for the expedited procurement outweighs the benefits of making the procurement on the basis of competitive sealed bids or competitive sealed proposals. However, the procurement officer shall attempt to obtain as much competition as reasonably possible per SFP § 13-108 (d)(2).

MBE/VSBE Participation Goal: 5% / 0%

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
April 3, 2024



SUPPLEMENTAL

REVISED at the meeting

Contact: Rachel Cruse 443-467-8549
 rachel.cruse1@maryland.gov

100-S. SERVICES CONTRACT
Department of Commerce

Contract ID: Small Business Development Financing Authority Lending Program;
 T00B4600008; T00B4600009
 ADPICS No.: T00B4600008; T00B4600009

Contract Description: Manage the Maryland Small Business Development Financing Authority (MSBDFA) Program.

Awards: Meridian Management Group, Inc., Baltimore, MD (FA 1, FA II, FA III and FA IV)

[...]

Contract Term: 04/15/2024 - 12/31/2026

Amount: \$2,310,261.50

Procurement Method: Competitive Sealed Proposals (Single Proposal Received for Functional Area II [FA II] and Functional Area III [FA III])

Proposals:

Functional Area I: Contract Finance Lending Services

Offerors	Technical Rankings	Financial Offer/ Rankings	Overall Rankings
Meridian Management Group, Inc. Baltimore, MD	1	\$636,820.46 (2)	1
Prince George's Financial Services Corporation T/A FSC First, Largo, MD	2	\$400,200 (1)	2

**Technical and financial proposals were weighted equally.*



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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SUPPLEMENTAL April 3, 2024

REVISED at the meeting

100-S. SERVICES CONTRACT (cont'd)

Functional Area II: Equity Participation Lending Services (Single proposal received.)

Offerors	Technical Rankings	Financial Offer/ Rankings	Overall Rankings
[...]	[...]	[...]	[...]
Meridian Management Group, Inc. Baltimore, MD	1	\$4,457,743.27 (1)	1

*Technical and financial proposals were weighted equally.

Functional Area III: Loan Guarantee Lending Services (Single proposal received.)

Offerors	Technical Rankings	Financial Offer/ Rankings	Overall Rankings
Meridian Management Group, Inc. Baltimore, MD	1	\$636,820.52 (1)	1

*Technical and financial proposals were weighted equally.

Functional Area IV: Surety Bond Services

Offerors	Technical Rankings	Financial Offer/ Rankings	Overall Rankings
Meridian Management Group, Inc. Baltimore, MD	1	\$636,820.52 (2)	1
Prince George's Financial Services Corporation T/A FSC First, Largo, MD	2	\$300,000 (1)	2

*Technical and financial proposals were weighted equally.

Living Wage Eligible: Yes

MBE/VSBE Participation: 15% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbents: Meridian Management Group, Inc. Baltimore, MD



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SUPPLEMENTAL April 3, 2024

REVISED at the meeting

100-S. SERVICES CONTRACT (cont'd)

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage (eMMA) on April 4, 2023. A total of 11 potential contractors were notified of the solicitation. Three proposals were received on June 7, 2023, and two were determined to be reasonably susceptible of being selected for award. One proposal was determined to be not reasonably susceptible of being selected for award because it did not meet the minimum qualifications. The recommended offeror Meridian Management Group, Inc. [...] was determined to be the most advantageous to the State.

One contractor submitted a protest on July 20, 2023, which was denied on September 7, 2023. The protest asserted that their proposal showed significant experience in direct lending. The protest decision was appealed, and that appeal was denied by the Maryland State Board of Contract Appeals (MSBCA) on February 15, 2024.

[...]

Meridian Management Group, Inc. met the technical requirements. The company is an established and stable small business service provider with more than 20 years specializing in loan, investment, and technical assistance services to underserved entrepreneurs. Also, the company possesses a mastery of the program components.

The contract will manage the existing MSBDFA portfolio and use funds appropriated to make loans, investments, loan guarantees, and surety bonds to Eligible Businesses. The current portfolio size as of June 30, 2022, consists of 128 transactions, totaling \$23.7 million guaranteed for \$3.5 million with a Maximum Exposure of \$21.2 million.

The cost for FA III was determined to be a fair and reasonable based on historical data. The cost for this service remains the same as the current contract.

Fund Source: 100% Special Funds (Maryland Small Business Development Financing Authority)



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

REVISED at the meeting

100-S. SERVICES CONTRACT (cont'd)

Approp. Code: T00F0003

Resident Business: Yes

MD Tax Clearance: [...] 23-3775-0111 – Meridian Management

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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WITH DISCUSSION

WITHOUT DISCUSSION