

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
MAY 29, 2013

BOARD OF PUBLIC WORKS

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, MAY 29, 2013**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, May 29, 2013.

Board Members present:

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

Also present:

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

CONSTRUCTION:

General Construction Project Contingency Fund 1988
Maryland Consolidated Capital Bond Loan of 2005
Maryland Consolidated Capital Bond Loan of 2006
Maryland Consolidated Capital Bond Loan of 2007
Maryland Consolidated Capital Bond Loan of 2008
Maryland Consolidated Capital Bond Loan of 2009
Maryland Consolidated Capital Bond Loan of 2010
Maryland Consolidated Capital Bond Loan of 2011
Maryland Consolidated Capital Bond Loan of 2012

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

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

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

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

Recommendation: That the Board of Public Works approves funding a total of 32 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$522,900

Agreement #	Recipient	County	Amount
AT-2013-2310	TRANQUILLITY MANOR FARMS, INC.	Baltimore	2,900
AT-2013-2321-B	GREEN HOTEL'S, INC.	Wicomico	38,500
AT-2013-2534	BAYSIDE FARMS LP	Worcester	21,400
AT-2013-2608	WALTER F. RUSSELL, JR	St. Mary's	2,800
AT-2013-2690	TROYER FARMS JV	Harford	15,600
AT-2013-2707	DARRELL K. LAMBERT	Allegany	1,900
AT-2013-2715	HARTLEY W. JUSTICE, JR	Baltimore	15,600
CR-2013-2711-B	GAREY B. BROWN	Caroline	47,000
CR-2013-2712	GAREY B. BROWN	Caroline	31,400
LS-2013-2689	SUNNYSIDE FARMS, LLC.	Harford	39,600
LS-2013-2691	BRIAN M. SIMMONS	Harford	10,800
LS-2013-2713	RIGDON FARMS, LLC	Harford	27,000
MP-2013-2345	JAMES T. KEILHOLTZ	Frederick	17,800
MP-2013-2551	RONALD J. STEWART	Frederick	6,900
MP-2013-2582	RUDELL BEALL & SONS, INC.	Montgomery	800
MP-2013-2647	HEFLIN BROTHERS, INC.	Frederick	11,700
MP-2013-2665	BAUGHER ENTERPRISES, INC.	Carroll	7,400
MP-2013-2668	BYRON D. STAMBAUGH	Carroll	10,600
MP-2013-2681	RICHARD L. GROSSNICKLE	Frederick	23,900
MP-2013-2682	ANDREW S. LAUDENKLOS	Carroll	32,900
MP-2013-2703	WILLIAMSON E. SNYDER, III	Carroll	20,000
MP-2013-2704	WILLIAMSON E. SNYDER, III	Carroll	10,800
MP-2013-2705	WILLIAMSON E. SNYDER, III	Carroll	1,900
MP-2013-2709	FRANKLIN E. THOMPSON	Frederick	26,400
MP-2013-2710	FRANKLIN E. THOMPSON	Frederick	29,800
NW-2013-2714	HARRY J. WEST, JR	Wicomico	10,300

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

1. DEPARTMENT OF AGRICULTURE (cont'd)
Maryland Agricultural Cost-Share Program Grant Requests

Agreement #	Recipient	County	Amount
PR-2013-2309	DAVID W. MACNEAL	Somerset	7,400
RS-2013-2425	BRANCHWATER FARMS, INC.	Baltimore	15,500
RS-2013-2426	BRANCHWATER FARMS, INC.	Baltimore	13,700
RS-2013-2655	JOHN LORENZ	Baltimore	2,400
RS-2013-2666	DAVID R. FOGLE, JR	Carroll	8,600
RS-2013-2702	LIPPY BROTHERS FARMS ST	Carroll	9,600

Fund Source: MCCBL of 2011/Item 11071: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

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

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

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

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

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact: Mary Jo Childs 410-260-7335
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**2. BOARD OF PUBLIC WORKS
*Procurement Agency Activity Report***

Submission of the Procurement Agency Activity Reports by:

A. Department of Budget and Management, February and March 2013

B. Department of General Services, February 2013

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791
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**3. BOARD OF PUBLIC WORKS
*Wetlands Licenses***

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that a license be granted as proposed in the Department of the Environment's Report and Recommendation.

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

WORCESTER COUNTY

12-1391

HARRISON INLET INN INC. – To replenish shoreline with sand, install groin, and remove/relocate stone along revetment – Ocean City Inlet, Ocean City

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact: Joe Shapiro 410-260-7305
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5. COMPTROLLER

The Comptroller of Maryland recommends that the Board of Public Works approve naming the Annapolis Data Center, housed in the Annapolis Data Building, the *Linda L. Tanton Technology Center* in recognition of 35 years of distinguished and extraordinary service to the State of Maryland.

Mrs. Tanton blazed trails throughout her career. She was the first woman to direct the Comptroller's Compliance Division and the first woman to serve as Chief Deputy Comptroller. She is respected across the country by her peers for her expertise, professionalism, and vision. She is a pioneer and national leader in the drive to modernize tax data collection and data security.

Before she was appointed Chief Deputy Comptroller in 2006, Mrs. Tanton served for more than a decade as Director of the Compliance Division. As Deputy Comptroller, she positioned the Maryland Comptroller as a national leader in taxpayer service, tax fairness, and technology innovation. She was elected by her peers in 2008 as President of the Federation of Tax Administrators, which serves the tax collection agencies of all 50 states and the District of Columbia.

In view of Mrs. Tanton's achievements and years of service, the Comptroller recommends approval of this Item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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6. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Maryland Used Tire Cleanup and Recycling Fund

Recommendation: The Maryland Department of the Environment, in coordination with the Maryland Environmental Service, recommends approval of the following scrap tire activities and expenditures for fiscal years 2013/2014:

A. Scrap Tire Citizen Drop-Off Day Project \$ 500,000

This is the tenth Citizen Drop-Off Day project. The project assists Maryland residents by providing free opportunities in various counties for individuals to dispose of accumulated scrap tires. Participating counties may also accept scrap agricultural tires. By providing for free disposal, this project directly benefits Maryland residents and also raises public awareness to deter residents from disposing of scrap tires illegally.

B. MES Scrap Tire Project and Cleanup Development \$ 100,000

MES develops projects with MDE plans for scrap tire recycling and provides informational services to the public regarding scrap tire recycling. MES will initiate and develop plans for scrap tire stockpile cleanups and projects as directed by MDE. MES will pursue opportunities for scrap tire demonstration projects and innovative uses and recycling for scrap tires.

Fund Source: Used Tire Cleanup and Recycling Fund
U00A0601

Authority: Section 9-275, Environment Article, Annotated Code of Maryland.

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

APPROVED	DISAPPROVED	DEFERRED WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

A. Submission of a request by the Maryland Department of the Environment for approval of a capital construction grant totaling \$26,763,596 for the following project, which will be funded from proceeds of various general obligation bonds as listed.

1. **Back River Wastewater Treatment Plant ENR Upgrade**

Further Funding: \$25,576,554

Recipient: City of Baltimore

Legislative District: 6

Project Number: NR 09.03

GO Bond Funding:

MCCBL 2010 (10066) - \$2,074,614 – CBWQ Project Funds, BNR Program

MCCBL 2012 (12073) - \$23,501,940 – CBWQ Project Funds, BNR Program

2. **Jennings Run Sanitary Sewer Rehab – Phase II**

New Grant: \$1,187,042

Recipient: Allegany County

Legislative District: 1B

Project Number: SWQH 36.01

GO Bond Funding:

MCCBL 2008 (08055) - \$30,996 – CBWQ Project Funds, Supplemental Assistance Program

MCCBL 2010 (10067) - \$16,858 – CBWQ Project Funds, Supplemental Assistance Program

MCCBL 2012 (12074) - \$1,139,188 – CBWQ Project Funds, Supplemental Assistance Program

B. Request to REVERT unneeded funds in the amount of \$2,154,645.83 within the Maryland Department of the Environment. These projects were closed out. The reverted funds will be used for future projects, subject to Board approval.

<i>Project #</i>	<i>Program*</i>	<i>Project Name</i>	<i>Recipient/County</i>	<i>MCCBL</i>	<i>Appropriation</i>	<i>Amount</i>
NR 04.23	BNR	Delmar WWTP	Town of Delmar/ Wicomico County	2008	08054	\$ 35,975.00
NR 03.01	BNR	Georges Creek WWTP BNR/ENR Upgrade	Allegany County	2008	08054	\$399,784.00
NR 01.23	BNR	Salisbury BNR Pilot Study	City of Salisbury/ Wicomico County	2008	08054	\$1,638,855.99
SWQH 27.01	SWQH	Evitts Creek CSO	City of Cumberland/ Allegany County	2008	08055	\$ 30,996.84
SWQH 11.07	SWQH	New Windsor WWTP	Town of New Windsor/ Carroll County	2010	10067	\$ 16,858.00
WSG 02.13	WS	Havre de Grace Water Main Replacement	City of Havre de Grace/ Harford	2010	10068	\$ 32,176.00

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

C. Recommendation that the Board of Public Works CANCEL the State's authority to issue general obligation bonds in the amount of \$31,486.83 and at the same time, reduce the State's spending authority as shown for the following capital projects.

<i>Project #</i>	<i>Program*</i>	<i>Project Name</i>	<i>Recipient/County</i>	<i>MCCBL</i>	<i>Appropriation</i>	<i>Amount</i>
NR 01.93	BNR	Sewer Infiltration/Inflow	MES	2002	02219	\$ 3,503.00
N/A	BNR	Unencumbered Funds	N/A	2008	08054	\$ 0.99
SCE 07.14	SCE	Brampton Hills Stream Stabilization	Howard County	2009	09074	\$27,621.00
N/A	SCE	Unencumbered Funds	N/A	2009	09074	\$ 361.00
N/A	SWQH	Unencumbered Funds	N/A	2008	08055	\$ 0.84

D. Request to REPROGRAM the following previously approved projects to different general obligation bonds as listed below. This effort is being done to fully expend older general obligation bond funds.

Grantee/Project	Most Recent BPW Approval Date	Original Fund Source	New Fund Source	Amount of Transfer
Town of Boonsboro Winebrenner WWTP Biological Nutrient Removal NR 06.22	12/5/12	MCCBL 2007 07083	MCCBL 2010 10066	\$12,907.00
WSSC/Washington D.C. Blue Plains WWTP Biological Nutrient Removal NR 04.25	12/5/2012	MCCBL 2010 10066	MCCBL 2007 07083	\$12,907.00
Easton Utilities Easton WWTP Biological Nutrient Removal NR 02.21	5/23/12	MCCBL 2008 08054	MCCBL 2010 10066	\$460,615.01

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

Grantee/Project	Most Recent BPW Approval Date	Original Fund Source	New Fund Source	Amount of Transfer
WSSC / Washington D.C. Blue Plains WWTP Biological Nutrient Removal NR 04.25	12/5/2012	MCCBL 2010 10066	MCCBL 2008 08054	\$460,615.01
Snow Hill WWTP Blue Plains BNR/ENR Biological Nutrient Removal NR 01.24	8/10/2011	MCCBL 2010 10066	MCCBL 2008 08054	\$1,040,597.00
WSSC / Washington D.C. Blue Plains WWTP Biological Nutrient Removal NR 04.25	12/5/2012	MCCBL 2010 10066	MCCBL 2008 08054	\$1,034,017.00
Charles County College of S. MD Supplemental Assistance Grant SWQH 08.09	5/6/2009	MCCBL 2008 08055	MCCBL 2011 11064	\$250,000.00
City of Frostburg/Allegany County Paul St/E Mechanic St CSO Phase VII-A Supplemental Assistance Grant SWQH 35.01	12/7/2011	MCCBL 2011 11064	MCCBL 2008 08055	\$250,000.00
Town of Rising Sun/Cecil County Rising Sun WWTP Lagoon Supplemental Assistance Grant SWQH 17.08	5/6/2009	MCCBL 2008 08055	MCCBL 2011 11064	\$328,403.00

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

Grantee/Project	Most Recent BPW Approval Date	Original Fund Source	New Fund Source	Amount of Transfer
City of Frostburg/Allegany County Paul St/E Mechanic St CSO Phase VII-A Supplemental Assistance Grant SWQH 35.01	12/7/2011	MCCBL 2011 11064	MCCBL 2008 08055	\$328,403.00
Town of Rising Sun/Cecil County Rising Sun WWTP Lagoon Supplemental Assistance Grant SWQH 17.08	5/6/2009	MCCBL 2008 08055	MCCBL 2010 10067	\$471,597.00
LaVale Sanitary Commission/ Allegany County Braddock Run Interceptor Rehab: Phase 2 Supplemental Assistance Grant SWQH 33.01	6/1/2011	MCCBL 2010 10067	MCCBL 2008 08055	\$471,597.00

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33 and State Clearinghouse comments and recommendations.

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

APPROVED

DISAPPROVED

DEFERRED WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **new funding** up to **\$269,250** to the City of Frostburg for the **Savage Raw Water and Energy Conservation** project in Allegany County. This project involves multiple sources of funding which may be provided over several years based on the project schedule. (Legislative District 1A)

A. New Loan Forgiveness/Grant up to \$167,250 – Drinking Water State Revolving Loan Fund. This funding is being provided under the Green project provision of the Drinking Water State Revolving Loan Fund program. The principal forgiveness loan terms/grant conditions are enforceable if there is a programmatic default. This loan/grant may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds.

B. New Grant up to \$102,000 – Water Supply Financial Assistance Program (WSG 25.01). MDE certifies that the proposed action complies with the tax-exempt bond provisions of the Internal Revenue Code and does not constitute a change in use of private activity.

Project Description: The City of Frostburg plans to conserve water and reduce energy consumption by rehabilitating the City's raw drinking water collection system in the Savage River basin located in Garrett County. Presently, the aging and deteriorating system experiences a substantial amount of leakage and uses some out-of-date equipment and deteriorating facilities. This project will involve the replacement of pipes, spring houses, pumping equipment, the lining of basins, and ancillary improvements to enhance the system performance.

Project Funding Sources:

Drinking Water State Revolving Loan Fund Forgiveness/Grant (this action)	\$167,250
Water Supply Grant 25.01 MCCBL 2010-10068 (this action)	\$ 32,176
Water Supply Grant 25.01 MCCBL 2012-12075 (this action)	\$ 69,824
U.S. Department of Agriculture Community Development Block Grant	\$332,245
Local	\$205,114
TOTAL ESTIMATED PROJECT COST:	\$806,609

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Sections 9-348, Construction Grants or Loans; Water Quality Improvement.

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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9. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **new funding** up to **\$12,209,000** to the City of Hagerstown for the **R.C. Willson Water Plant Compliance Phase IV** project in Washington County. This project involves multiple sources of funding which may be provided over several years based on the project schedule. (Legislative District 2C)

A. New Loan Estimated to be \$9,209,000 – Drinking Water State Revolving Loan Fund. This loan will be repaid over a period not to exceed 30 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.90% interest rate. To secure this debt, the City will deliver its bonds, along with its full faith and credit endorsements, to the Maryland Water Quality Financing Administration. The funding may involve multiple sources including GO bonds as the required 20% State match of federal funds.

B. New Loan Forgiveness/Grant up to \$1,500,000 – Drinking Water State Revolving Loan Fund. This funding is provided under the Disadvantaged Community criteria of the Drinking Water State Revolving Loan Fund Program. The principal forgiveness loan terms/grant conditions are enforceable should there be a programmatic default on the agreement. This loan/grant may involve multiple sources of funding including GO bonds as the required 20% State match of federal funds.

C. New Grant up to \$1,500,000 – Water Supply Financial Assistance Program (WSG 12.22). MDE certifies that the proposed action complies with the tax-exempt bond provisions of the Internal Revenue Code and does not constitute a change in use or private activity.

Project Description: The project entails upgrading the City of Hagerstown's R.C. Willson water treatment plant, along with ancillary improvements to the water system, for compliance with the US Environmental Protection Agency's State 2 Disinfection Byproducts Rule (DBPR). The proposed upgrades to be implemented in multiple phases include, planning, design and construction of unit processes.

Project Funding Sources:

Drinking Water State Revolving Loan Fund (this action)	\$ 9,209,000
Drinking Water State Revolving Loan Fund Forgiveness/Grant (this action)	\$ 1,500,000
Water Supply Grant 12.22 MCCBL 2012-12075 (this action)	\$ 1,500,000
Local	\$ 1,441,564
TOTAL ESTIMATED PROJECT COST:	\$13,650,564

BOARD OF PUBLIC WORKS**MAY 29, 2013****SECRETARY'S AGENDA****9. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)**

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Sections 9-348, Construction Grants or Loans; Water Quality Improvement.

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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

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

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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10. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **further grant funding up to \$1,000,000** to Anne Arundel County for the **Annapolis Water Reclamation Facility (WRF) Enhanced Nutrient Removal (ENR) Upgrade** project in Anne Arundel County. The project involves multiple sources of funding which are being provided over several years based on project schedule. The source of the grants funds is the Bay Restoration Fund. (Legislative District 30)

Project Description: The proposed project entails multi-phased funding for planning, design and construction for the Enhanced Nutrient Removal (ENR) facilities at the existing 13 million gallons per day Annapolis Water Reclamation Facility. Upon completion of the ENR upgrade, the plant will achieve an effluent with Total Nitrogen (TN) goal of 3.0 mg/l and Total Phosphorous (TP) of 0.3 mg/l. The improvements will reduce nutrients to the Lower Western Shore and ultimately the Chesapeake Bay.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 01.02 (this action)	\$ 1,000,000
Water Quality State Revolving Loan Fund (most recent action 5/4/11)	\$ 2,998,700
Bay Restoration Fund Grant BR-NR 01.02 (most recent action 02/09/11)	\$13,700,000
Local	<u>\$ 273,006</u>
TOTAL ESTIMATED PROJECT COST:	\$17,971,706

Bay Restoration Funds may be expended using multi-year appropriation based on project schedule and will be used only for eligible ENR costs, as determined by the Department. This project may be funded using special funds, revenue bonds, or State GO bonds.

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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

APPROVED

 DISAPPROVED

 DEFERRED

 WITHDRAWN

WITH DISCUSSION

 WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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11. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve a new grant up to \$7,080,000 to the Town of Chesapeake Beach for the **Chesapeake Beach Wastewater Treatment Plant Enhanced Nutrient Removal (ENR) Upgrade and Expansion** project in Calvert County. The project involves multiple sources of funding which are being provided over several years based on project schedule. The source of the grant funds is the Bay Restoration Fund. (Legislative District 27B)

Project Description: The project entails the planning, design and construction of Enhanced Nutrient Removal (ENR) facilities at the existing 1.18 million gallons per day (mgd) Chesapeake Beach Wastewater Treatment Plant (WWTP). Upon completion of the ENR upgrade, the plant will achieve an effluent with Total Nitrogen (TN) goal of 3.0 mg/l and Total Phosphorous (TP) of 0.3 mg/l. The project will also include expanding the plant capacity from 1.18 to 1.5 mgd. These improvements will reduce nutrients discharged into the Chesapeake Bay.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 01.05 (this action)	\$ 7,080,000
Water Quality State Revolving Loan Fund (Future action)	\$ 4,348,000
Calvert County Water Quality State Revolving Loan Fund (Future action)	\$ 2,208,000
North Beach Water Quality State Revolving Loan Fund (Future action)	\$ 1,831,000
Anne Arundel County share	\$ 1,056,650
Federal STAG grant	<u>\$ 679,000</u>
TOTAL ESTIMATED PROJECT COST:	\$17,202,650

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

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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

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

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contacts: Jean Peterson (410) 514-7358 peterson@mdhousing.org
 George Eaton (410) 514-7348 eaton@mdhousing.org

12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

RECOMMENDATION: That the Board of Public Works approve releasing the deeds of trust on six properties that received loans from DHCD's Down Payment and Settlement Expense Loan Program. The deeds of trust are second mortgages; the borrowers are selling their property in lieu of foreclosure to pay off the first mortgage owed to DHCD, and the borrowers have requested a release of the deed of trust securing the second mortgage on the basis of a hardship (e.g., loss of income due to unemployment or illness). Borrowers will sign a promissory note in the amount of the outstanding principal of the second mortgage.

LOAN AUTHORITY: Down Payment and Settlement Expense Loan Program
 Housing and Community Development
 Article §§ 4-301-4-309, Maryland Code

AUTHORITY TO RELEASE SECURITY INTEREST: State Finance and Procurement
 Article §§ 10-305, Maryland Code

- A. **Loan Recipients:** Mark and Stephanie Fogle
 1060 Beachwood Drive, Hagerstown, MD 21742
 Washington County
 Original Loan: \$1,825
 Current Balance: \$1,825
 Type: Second Mortgage
- B. **Loan Recipient:** Markeeta Lee
 16251 Brookmead Court, Upper Marlboro, MD 20772
 Prince George's County
 Original Loan: \$5,000
 Current Balance: \$5,000
 Type: Second Mortgage
- C. **Loan Recipient:** Jennifer Levine
 216 W. Monument Street, 2F, Baltimore, MD 21201
 Baltimore City
 Original Loan: \$5,000
 Current Balance: \$5,000
 Type: Second Mortgage

BOARD OF PUBLIC WORKS**MAY 29, 2013****SECRETARY'S AGENDA****12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (cont'd)**

- D. **Loan Recipient:** Colleen O'Connell
2016 Stevens Drive, Chester, MD 21619
Queen Anne's County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- E. **Loan Recipients:** Matthew and Cynthia Rivera
12629 Council Oak Drive, Waldorf, MD 20601
Charles County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- F. **Loan Recipients** Stephen and Anne-Marie Roy
10804 Glade Court, New Market, MD 21774
Frederick County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage

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

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contacts: Patricia Sylvester 410-514-7481 sylvester@dhcd.state.md.us
 Jean Moreau 410-514-7451 moreau@dhcd.state.md.us
 Jean Peterson 410-514-7358 peterson@dhcd.state.md.us

13. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Rental Housing Works

AUTHORITY: §§ 4-1501 *et. seq.*, Housing & Community Dev't Article, Annotated Code of Maryland
 COMAR 05.05.01

BORROWER: Glen Manor LLC

PROJECT: Glen Manor Apartments
 1031 Old Eastern Avenue
 Essex, Baltimore County, 21221

AMOUNT: \$1,650,000

FUND SOURCE: MCCBL: PRI12 - *Rental Housing Works* Provide funds for rental housing developments that serve low and moderate-income households.

COLLATERAL: Deed of Trust

DESCRIPTION: Borrower intends to rehabilitate Glen Manor Apartments, a 252-unit rental housing development comprising 13 two-story garden style buildings with brick exteriors. The project will offer affordable units with a mix of studio, one, and two bedroom units. Home Leasing LLC is the project sponsor. All the units will serve households with incomes at or below 60% of the area median income.

FUND SOURCE	Amount
Rental Housing Works (this Item)	\$ 1,650,000
CDA - Tax Exempt Bonds	14,000,000
CDA - MHRP	500,000
HOME (Baltimore County)	400,000
Private Loan – Sponsor	1,000,000
Tax Credit Equity	8,654,196
Interim Income	805,680
Deferred Development Fee	453,000
Developer's Equity	<u>1,060,000</u>
Total	\$28,522,876

The Maryland Department of Planning approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project # SP 20121120-5477) on December 12, 2012.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

 DISAPPROVED

 DEFERRED

 WITHDRAWN

WITH DISCUSSION

 WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contacts: Carol Gilbert 410-514-7229 gilbert@mdhousing.org
 Kevin Baynes 410-209-5823 baynes@mdhousing.org
 Jean Peterson (410) 514-7358 peterson@mdhousing.org

14. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
Strategic Demolition and Smart Growth Impact Fund

RECOMMENDATION: The Department of Housing and Community Development recommends that the Board of Public Works approve the use of general-obligation bond proceeds to fund nine Strategic Demolition and Smart Growth Impact Fund FY 2013 grants totaling \$2,500,000.

AUTHORITY: Section 8-301, State Finance and Procurement Article, Annotated Code of MD

FUND SOURCE: MCCBL of 2012 (Chapter 444, 2012 Laws of Maryland: SA24/App. #12068)

BACKGROUND: The Strategic Demolition and Smart Growth Impact Fund assists local governments and non-profit partners by investing in activities that accelerate economic development, job production and smart growth in Maryland's Sustainable Communities. Funded projects build on the strengths of existing urban, suburban and rural communities and are part a local jurisdiction's Sustainable Communities Action Plan, comprehensive plan, local revitalization plan, economic development plan or transit oriented development plan.

Eligible uses of funds are for predevelopment activities including:

- Site acquisition and assembly to create redevelopment size parcels
- Demolition of derelict structures to make way for new infill development
- Site development, including public infrastructure improvements
- Construction-stage architectural and engineering designs that integrate green approaches to site and building redevelopment and stormwater management strategies

Funded projects should make possible a range of economic development and smart growth outcomes in existing communities, including:

- Development at State-designated Transit-Oriented Development sites
- Stronger local economies in existing communities
- Increased local jobs and services
- Compact growth and mixed-use development
- Expanded housing choices for people of all economic backgrounds
- Development practices that protect the environment and conserve air, water and energy resources, encourage walkability and recreational opportunities, and where available, create better access to transit

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

14. **DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT** (cont'd)
Strategic Demolition and Smart Growth Impact Fund

FY13 Smart Growth Impact Fund Funding Projects				
County	Awardee	Amount	Project Name	Description
Allegany	City of Cumberland	\$250,000	Memorial Hospital Demolition and Redevelopment	Demolish former Memorial Hospital Complex to provide opportunity for infill residential or commercial development.
Baltimore City	Baltimore Dep't of Housing & Community Development	\$400,000	Rebuilding Community: Laying the Groundwork for a New Housing Market in Mt. Winans	Demolish, improve infrastructure, redevelop former Baltimore City School #156 to help expand housing market and remove neighborhood blight.
Baltimore City	Housing Authority of Baltimore City	\$220,000	Barclay Redevelopment – Phase 2 Homeownership	Deconstruct and prepare site for Phase 2 of the Barclay Redevelopment Project to expand home ownership opportunities.
Dorchester	Sailwinds Inc.	\$400,000	Sailwinds Gateway	Acquire and redevelop vacant, blighted properties along Route 50 to establish a Welcoming Gateway to the City's downtown and Sailwinds development area.
Harford	City of Aberdeen	\$250,000	Aberdeen Transit Oriented Development, Station Square East and Neighborhood Revitalization	Acquire and redevelop blighted structure next to Aberdeen MARC station to reduce blight and strengthen existing housing market and eventual use as pedestrian underpass to MARC station.
Prince George's	City of Hyattsville	\$450,000	City of Hyattsville Downtown Public Infrastructure Project	Acquire properties along Route 1 Corridor to catalyze significant infrastructure project that will support and expand business district.
Prince George's	Town of Capitol Heights	\$250,000	TOD Project – Capitol Heights Metro – Land Assemblage and Demolition	Acquire, demolish and redevelop properties next to Capitol Heights Metro Station to accommodate new mixed use development with retail and affordable housing components.
Talbot	Talbot County Housing Commission	\$190,000	Port Street Revitalization	Acquire and improve site to accommodate construction of new affordable housing units on vacant/under-utilized lots along Port Street.
Worcester	Ocean City Development Corporation	\$90,000	Fat Daddy's Mixed Use Project	Demolish under-utilized building in downtown Ocean City to accommodate construction of a mixed-use project with first floor restaurant and second floor seasonal workforce housing.
	Total	\$2,500,000		

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION.

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
Churchill.Wortherly@morgan.edu

15. MORGAN STATE UNIVERSITY

Recommendation: Morgan State University recommends that the Board of Public Works approve the transfer of funds totaling \$ 354,378 from two completed capital projects to the State Construction Contingency Fund. The Departments of Budget and Management and General Services concur.

Authority: State Finance and Procurement Article, Annotated Code of Maryland, § 8-129

- | | | |
|-----------|---------------------|---|
| A. | Project: | Northwood Shopping Center Demolition |
| | Amount: | \$262,658 |
| | Fund Source: | MCCBL 2006 <i>Northwood Shopping Center Demolition</i>
Item #075 |
| | | |
| B. | Project: | Banneker Hall Renovations |
| | Amount: | \$91,720 |
| | Fund Source: | MCCBL 2007 <i>Banneker Hall Renovation</i>
Item #097 |

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
churchill.wortherly@morgan.edu

16. **MORGAN STATE UNIVERSITY**
Center for Built Environment and Infrastructure Studies (CBEIS)
Capital Equipment

Recommendation: That the Board of Public Works approve the use of General Obligation Bond proceeds for the following capital equipment purchase.

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

Description:	Concrete Rapid Freeze-Thaw Cabinet and Molds RFB Project No.: 12/COM-0046
Procurement Method:	Competitive Sealed Bid
Award:	Humboldt Manufacturing Company Schiller Park, IL
Amount:	\$22,688
Fund Source:	MCCBL of 2011, Item 072 – <i>Equip the New Center for Built Environment and Infrastructure Studies Building at Morgan State University</i>
Tax Clearance:	13-1331-0000
Resident Business:	Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
churchill.wortherly@morgan.edu

17. **MORGAN STATE UNIVERSITY**
Cooling Towers Replacement Schaefer Engineering

CONTRACT ID: Renovation Project No. MSU13040

DESCRIPTION: Cooling Towers Replacement Schaefer Engineering

PROCUREMENT METHOD: Competitive Sealed Bids
Small Business Reserve

BIDS:

RSC Company, Landover	\$124,900
M&E Sales, Inc., Hanover	\$135,527
Eastern Technical, Inc., Baltimore	\$150,126
Temp Air Company, Baltimore	\$168,258
D&S Tech Services, Baltimore	\$178,000
Remington Construction, Annapolis	\$182,924
RIG Construction, LLC, Windsor Mill	\$212,147

AWARD: RSC Company

AMOUNT: \$124,900

TERM: Sixty calendar days from Notice to Proceed

MBE PARTICIPATION: 100%

PERFORMANCE BOND: Payment and performance bonds equal to contract amount

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

17. **MORGAN STATE UNIVERSITY** (cont'd)
Cooling Towers Replacement Schaefer Engineering

REMARKS: The University designated this procurement as a Small Business Reserve. The solicitation was advertised on *eMarylandMarketPlace*. Seven firms responded. RSC is certified as a small business and is also a certified MBE. The University Physical Plant will manage the project.

FUND SOURCE: MCCBL 2012/ Item 085: *Critical building system and campus wide infrastructure improvements*

MD TAX CLEARANCE: 13-1175-0111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

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WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
churchill.wortherly@morgan.edu18. MORGAN STATE UNIVERSITY
Pouring Rights and Fountain Vending

CONTRACT ID: Pouring Rights and Fountain Vending
Project No. 12/PRO-2030-S

AWARD: Pepsi Beverages Co, Bottling Group LLC, Baltimore

DESCRIPTION: Total beverage contract, including exclusive product line representation in vending, dining services, cash operations, and commissions.

TERM: 7/1/13-6/30/18
with 5 one-year renewal options

AMOUNT: Revenue Generating

PROCUREMENT METHOD: Competitive Sealed Proposal
Single Proposal Received

PROPOSAL:	Technical Score	Bid/Revenue
Pepsi Bottling Group LLC	31	\$1,162,500

MBE GOAL: 0%

PERFORMANCE BOND: None

REMARKS: This project was advertised on *eMarylandMarketPlace*. Two proposals were received but one was not reasonably susceptible of award. Pepsi Bottling Company is responsible offeror who meets the University's needs. The Department of Business and Auxiliary Services will manage the contract with support provided by the Procurement and Property Control Department.

FUND SOURCE: Current Unrestricted: *Business and Auxiliary Services*

MD TAX CLEARANCE: 13-1627-1110

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact: Amber Teitt (410)260-7920
ateitt@treasurer.state.md.us

19. **STATE TREASURER**
June 2013 Tax-Exempt Equipment Lease-Purchase Financing

The State Treasurer recommends that the Board of Public Works approve the award of the June 2013 Tax-Exempt Equipment Lease-Purchase Agreement for financing, on a consolidated basis under a lease-purchase financing arrangement, the acquisition of capital equipment by State agencies.

TERM: Financing Period: May 29, 2013 through June 7, 2013
 Lease Periods: Three years and five years after closing date

PROCUREMENT METHOD: Competitive Sealed Bids

AWARD: TD Equipment Finance, Inc.

BIDS: Bidder Weighted Average Rate

TD Equipment Finance, Inc.	0.940%
U.S. Bancorp Government Leasing and Finance, Inc.	0.953%
Banc of America Public Capital Corp	1.023%
JPMorgan Chase Bank, N.A.	1.117%
SunTrust Equipment Finance & Leasing Corp.	1.157%
Grant Capital Management, Inc.	1.422%

MBE GOAL: 0%

FUND SOURCES: Agency operating budgets

AMOUNT: \$1,201,827

REMARKS: The State Treasurer issued an Invitation for Bids for financing on a consolidated basis \$1,201,826.73 in capital equipment. The IFB was published on *eMarylandMarketplace*, posted on the websites for the National Association of State Treasurers and the State Treasurer's Office, and emailed to 30 firms known to be active in financing municipal leases. The bids were evaluated and were weighted based on the actual amounts to be financed and the rates for the respective lease terms of 3 years and 5 years.

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

19. STATE TREASURER (cont'd)
June 2013 Tax-Exempt Equipment Lease-Purchase Financing

REMARKS (continued): Rather than use a long-term master lease, the State Treasurer's Office periodically consolidates equipment-financing requests from State agencies and solicits new equipment lease-purchase financing bids from lessors. This method is appropriate for current market conditions.

On June 15, 2011, the Legislative Policy Committee, in accordance with Section 8-403 of the State Finance and Procurement Article of the Annotated Code of Maryland, approved the request of the Treasurer to periodically lease-finance equipment acquisitions, in an aggregate amount not exceeding \$40 million, over a two-year period beginning July 1, 2011 and ending June 30, 2013. This will be the last financing to close during that two-year period. Following the June 2013 Tax-Exempt Equipment Lease-Purchase financing, the total amount financed during that time will be approximately \$7.8 million. The Treasurer expects to submit a new financing request to the Legislative Policy Committee to continue to conduct future lease-finance equipment acquisitions.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msde.state.md.us
 Sheila McDonald 410.260.7335
 smcdonald@comp.state.md.us

20. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**
Amendments to the Sales and Use Tax – Alcoholic Beverages
Supplementary Appropriation FY 2012
Dorchester County Public Schools

Recommendation: Dorchester County Public Schools requests that the Board of Public Works approve amendments to the Fiscal Year 2012 Supplementary Appropriation projects approved in the Board's original allocations.

Previous Approvals: Dorchester County, Secretary's Agenda Item 2 (1/25/12)

Background: In the State's Fiscal Year 2012 operating budget, the General Assembly authorized the Board of Public Works to approve individual public school improvement projects that met a school or community need by allocating each county or region a specific sum for which local matching funds were not required. Chapter 395 (Acts of 2011). The Board approved the requests, but some of the school systems could not use the Supplementary Appropriations for the projects the Board approved.

Specific Requests: The following school system has requested that the unexpended funds from the approved projects be applied to the following eligible project:

Dorchester County Public Schools

Student Services Center/New Directions Learning Academy:	
Chiller/Boiler Replacement	\$90,000

Public School Construction Program Remarks: The Public School Construction Program has evaluated the request from Dorchester County and states that the project submitted is eligible under the rules that govern project submissions in the Capital Improvement Program (CIP) and the Aging Schools Program (ASP).

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

21. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM:**
FY 2014 Qualified Zone Academy Bond Program

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the following allocations to thirteen school systems for the FY 2014 Qualified Zone Academy Bond (QZAB) Program.

Background: The QZAB Program funds capital improvements, repairs, maintenance, and deferred maintenance of existing school buildings. Fiscal Year 2014 funding is \$4,799,000, comprising new authorization amount of \$4,549,000 and the reallocation of a contingency balance of \$250,000. The Program was extended as part of the federal Tax Relief, Unemployment Insurance Reauthorization and Job Creation Act of 2010.

The 2011 General Assembly provided for allocating QZAB funds based on two factors:

- Allocations to projects at Breakthrough Center Schools as identified by the Maryland State Department of Education. Breakthrough Center Schools are low-performing schools that require a concentrated State focus to avoid restructuring under the federal No Child Left Behind law. In some cases, facility improvements are needed to support the Breakthrough Center technology and other programs. The QZAB projects requested for these schools were assessed on a non-competitive basis; all were found eligible.
- Allocations to projects on a competitive basis. The evaluation process assesses priority, scope, and eligibility comparable to that conducted for projects in the annual Capital Improvement Program, but using QZAB project criteria.

Recommended allocations based on these factors allow for distribution of funds based on real need and will permit the funds to be expended within federal timelines.

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

21. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (cont'd)
FY 2014 Qualified Zone Academy Bond Program

LEA	Request	Competitive Allocation	Breakthrough Center Allocation	Total Allocation
Baltimore City	\$2,730,000	\$360,000	\$360,000	\$720,000
Baltimore County	\$1,025,000	\$525,000	-	\$525,000
Cecil	\$38,000	\$38,000	-	\$38,000
Charles	\$3,013,905	\$385,000	-	\$385,000
Dorchester	\$340,000		\$338,500	\$338,500
Frederick	\$600,000	\$380,000	-	\$380,000
Garrett	\$100,000	\$100,000	-	\$100,000
Howard	\$1,195,500	\$500,000	-	\$500,000
Kent	\$165,817	\$165,500	-	\$165,500
Montgomery	\$1,045,000	\$625,000	-	\$625,000
Prince George's	\$1,040,007	\$545,237	\$81,763	\$627,000
St. Mary's	\$175,000	\$175,000	-	\$175,000
Washington	\$270,000	\$220,000	-	\$220,000
Total	\$11,738,229	\$4,018,737	\$780,263	\$4,799,000

NOTE: Allegany, Anne Arundel, Calvert, Caroline, Carroll, Harford, Queen Anne's, Somerset, Talbot, Wicomico and Worcester Counties have elected not to participate in the FY 2014 QZAB program.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

22. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works:

- (1) Correct the amount of acreage approved for transfer from Frederick County Board of Education to the Frederick County Government; and
- (2) Approve the sale by the Frederick County Government to the Ausherman Development Corp for approximately \$1.37 million of the:

Central Administrative/Support Service Building
 4.85 acre site and building thereon
 7630 Hayward Road, Frederick

Background: Reference is made to Secretary's Agenda 11 (Jan. 23, 2013) in which the Board of Public Works approved the transfer of 7630 Hayward Road (7.09 acres) from the Frederick County Board of Education to Frederick County Government. However, the parcel was subdivided and the Board of Education transferred only 4.85 acres to the County (retaining 2.245 acres for school purposes).

As standard, the Board of Public Works conditioned its approval on the County Government obtaining further Board of Public Works approval before transferring any right, title or interest to any portion of the property. There is no outstanding debt to be assumed and there are no sale proceeds to be shared by the State as a result of this sale.

The sale of 4.85 acres is intended to reduce the Board of Education's lease obligations for a new central office building in downtown Frederick.

The IAC approved this recommendation at its April 18, 2013 meeting.

Authority: COMAR 23.03.02.24. The Interagency Committee on School Construction must review a request for approval to dispose of a school property and make a recommendation to the Board of Public Works. The Board of Public Works may approve, disapprove, or conditionally approve the request to dispose of former school property.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

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

23. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer by the Frederick County Board of Education to the Frederick County Government of:

Central Admin/Support Services Building
1.8 acre site and building thereon
103 Prospect Avenue, Frederick
Street Middletown

X see attached

As a condition of approval the Frederick County Government shall obtain approval of the Board of Public Works before transferring any right, title or interest to any portion of the property.

Background: The Frederick County Board of Education has determined that this facility is no longer needed for administrative and instructional purposes and requests permission to transfer the Central Administration/Support Services Building property to the Board of County Commissioners of Frederick County. The school has not been used for educational purposes since 2011. There is no outstanding bond debt. The Interagency Committee reviewed and approved the recommendation to transfer the property on April 4, 2013.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a request to transfer school property to the local government and make a recommendation to the Board of Public Works. The Board may approve, disapprove, or conditionally approve, the request to transfer school property.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



MARTIN O'MALLEY
GOVERNOR

STATE OF MARYLAND
PUBLIC SCHOOL CONSTRUCTION PROGRAM
200 W. BALTIMORE STREET
BALTIMORE, MARYLAND 21201
410-767-0617

INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION

*OK for minutes
update
SUMMARY ✓
as well
SML
07-1-13*

DAVID G. LEVER
EXECUTIVE DIRECTOR

LILLIAN M. LOWERY, Ed.D
CHAIRPERSON

June 28, 2013

Governor Martin O'Malley
Treasurer Nancy K. Kopp
Comptroller Peter Franchot
The Board of Public Works
80 Calvert Street
Annapolis, MD 21401

Re: Correction to BPW Item #23 (May 29, 2013)

Dear Members of the Board of Public Works:

Please amend the Board of Public Works Secretary's Agenda Item #23 (May 29, 2013), for the property disposition of the Central Administration Building, 103 Prospect Street, Middletown, MD 21769 in Frederick County. When it was presented to the Board of Public Works, the item incorrectly identified the property as located in the City of Frederick, Maryland on Prospect Avenue. As presented, the item was a recommendation from the Interagency Committee on School Construction to approve the transfer by the Frederick County Board of Education to Frederick County Government of the following property:

Central Admin/Support Services Building
1.8 acre site and building thereon
103 Prospect **Avenue**
Frederick, MD 21702

The address of this property should be revised to correctly read as follows:

Central Admin/Support Services Building
1.8 acre site and building thereon
103 Prospect **Street**
Middletown, MD 21769

We apologize for the error in the address, and appreciate your time and attention to this matter.

Sincerely,
David G. Lever

David Lever, Executive Director
Public School Construction Program

cc: Sheila McDonald

BOARD OF PUBLIC WORKS

MAY 29, 2013

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791
doldon.moore@maryland.gov

24. **BOARD OF PUBLIC WORKS**
Wetlands License 12-0922

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because of the recommendation that monetary compensation in lieu of mitigation be assessed. The Board of Public Works' Wetlands Administrator recommends that a license be granted as proposed in the Department of the Environment's Revised Report and Recommendation.

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

WORCESTER COUNTY

12-0922 BUNTING FAMILY LLC – Construct approximately 35 linear feet of bulkhead extending a maximum of 9 feet channelward of an existing deteriorated bulkhead and backfill with 62 cubic yards of fill; and to construct five 10-foot wide by 20-foot long floating personal watercraft platforms within a maximum of 120 feet channelward of an existing bulkhead and within the existing marina footprint as depicted on the revised plans dated May 15, 2013.

Existing marina basin (The Angler) on Sinepuxent Bay at 312 Talbot Street, Ocean City

- Application received – February 22, 2013
- Public comment period ended – May 1, 2013
- MDE Revised Report and Recommendation – May 21, 2013

Monetary Compensation in Lieu of Mitigation (COMAR 26.24.05.01B(6)). Applicant to pay one-time fee of \$1,085 to the Department of Environment's Tidal Wetlands Compensation Fund.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

May 29, 2013

**ITEM 1A
PROGRAM OPEN SPACE LOCAL SHARE**

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

Recommendation: Approval to commit \$40,000.00 for the following **development** project.

Ellerslie Community Park Development #5 - \$40,000.00
Allegany County
POS #6081-1-266
MD20130404-0205

Background: Renovate the 11.39 acre Ellerslie Community Park with new fencing, restroom/concession stand building upgrades, bleacher improvements, and athletic field redevelopment.

Fund Source: Maryland Consolidated Capital Bond Loan of 2010
Chapter 483, Acts of 2010
Program Open Space - Local
FY 2011 Allocation
Source Code: 10055 Item 055 \$5,343.20

Maryland Consolidated Capital Bond Loan of 2011
Chapter 396, Acts of 2011
Program Open Space - Local
Prior Funds Replacement
Source Code: 11052 Item 052 \$34,656.80

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

May 29, 2013

ITEM 2A
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$67,800.00 for the following **development** project.

New Windsor Lions Park Play Area - \$67,800.00
Town of New Windsor, Carroll County
POS #6082-6-329
MD20130404-0203

Background: Replace deteriorated play equipment and install safety surfacing at the New Windsor Lions Park Play Area. The new equipment will be consistent with National Playground Safety Standards and the Americans with Disabilities Act.

Fund Source: Outdoor Recreation Land Loan of 2008
Chapter 487, Acts of 2007
Program Open Space - Local Projects
Source Code: 08006 Item 806 \$26,665.71

Maryland Consolidated Capital Bond Loan of 2012
Chapter 444, Acts of 2012
Program Open Space - Local
Prior Funds Replacement
Source Code: 12057 Item 057 \$41,134.29

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

May 29, 2013

ITEM 3A
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$38,990.00 for the following **development** project.

Grantsville Playground and Park Improvements - \$38,990.00
Town of Grantsville, Garrett County
POS #6080-11-198
MD20130404-0204

Background: Further develop the 14 acre Grantsville Community Park. Development includes extension of a walking path around the park, new backboards for the basketball courts, playground improvements, and two sets of bleachers.

Fund Source: Maryland Consolidated Capital Bond Loan of 2012
Chapter 444, Acts of 2012
Program Open Space - Local
Prior Funds Replacement
Source Code: 12057 Item 057 \$38,990.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

May 29, 2013

**ITEM 4A
PROGRAM OPEN SPACE LOCAL SHARE**

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

Recommendation: Approval to commit \$2,950,406.00 for the following **development** project.

Germantown Town Center Urban Park - \$2,950,406.00
Montgomery County
POS #5535-15-631
MD20130404-0202

Background: Design and develop a passive recreation area with a large open space for public gatherings and seasonal events, interpretive trails, boardwalks, and water features at Germantown Town Center Urban Park. The project is a new park and will be situated on an 8.8 acre parcel shared with a new regional library.

Fund Source: Maryland Consolidated Capital Bond Loan of 2012
Chapter 444, Acts of 2012
Program Open Space - Local
Prior Funds Replacement
Source Code: 12057 Item 057 \$2,950,406.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

May 29, 2013

**ITEM 5A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

William K. & Kathleen R. Tunney – \$101,000.00
Garrett County
POS #4231

Reference: That the Board of Public Works approve the acquisition in fee simple of 11 +/- acres located in Garrett County. Acquisition of the property will allow the expansion of trails at New Germany State Park and provide a buffer between Park activities and private property. The property is populated with apple and cherry trees, making it an excellent habitat for wildlife. There are several older buildings located on the property that the grantor will raze before the acquisition.

The property is located within the Target Ecological Area and scored 113 under the Program Open Space Targeting System. This project meets the criteria of Chapter 419, Laws of Maryland 2009 as it presents a unique opportunity as a result of its extraordinary location and the environmental value of the property.

Grantor: William K. Tunney & Kathleen R. Tunney

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 11 +/- acres, unimproved

Price: \$101,000 (discounted sale)
Price reflects a 6% discount from the recommended value of \$107,000.00

Appraisals: \$86,000 (5/3/12) – Michael P. Goodfellow - Reviewed by David Wallenberg
\$107,000 (5/10/12) – Giuliana Van Tyne - Reviewed by David Wallenberg

Fund Source: MCCBL of 2010 (Chapter 483, Acts of 2010)
Source Code: 01410 Item 014

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

May 29, 2013

**ITEM 6A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

***Baptist Convention – \$1,100,000.00
Frederick County
POS # 4414***

Reference: That the Board of Public Works approve the acquisition of a conservation easement on a 298 +/- acre property located in Frederick County. The property is located within the boundaries of the Turner's Gap and Fox's Gap Battlefield Historic District which is listed on the National Register. This property was in the path of General Joseph Hooker's Corps as they traveled up South Mountain to engage Confederate troops. Protection of this property will enhance the interpretative experience of the Battle of South Mountain as well as provide a buffer to the Appalachian Trail. The property includes seven acres of riparian buffer that will be protected as part of the Catoctin Creek watershed. DNR will accomplish this transaction by accepting assignment from the Civil War Trust of its sales contract for this property. The Civil War Trust will contribute half of the funding through a grant from the American Battlefield Protection Program, a program of the National Park Service. This easement requires the grantor to comply with programmatic goals and objectives of Program Open Space.

The property is located within the Target Ecological Area and scored 80 under the Program Open Space Targeting System. This project meets the criteria of Chapter 419, Laws of Maryland 2009 as it presents a unique opportunity as a result of its extraordinary location and the environmental value of the property

Grantor: Baptist Convention of Maryland/Delaware, Inc.

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 298 +/- acres

Price: \$1,100,000
Price reflects a 16% discount from the recommended value of \$1,315,200

Appraisals: \$1,315,200 (5/23/12) – Terry R. Dunkin, Reviewed by David Wallenberg
\$1,193,000 (4/3/12) – Richard L. Bowers, Reviewed by David Wallenberg

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

May 29, 2013

**ITEM 6A
PROGRAM OPEN SPACE STATE SHARE (continued)**

Other Costs:

Program Open Space and the American Battlefield Protection Program will reimburse The Civil War Trust for due diligence costs as follows:

3% Administrative Fee	\$33,000
Appraisals	\$11,875
Survey	\$10,000
Title Research	\$ 2,511
Total	\$57,386

Fund Sources:

Acquisition

Outdoor Recreation Land Loan of 2012 (Chapter 395, Acts of 2012) \$550,000
Source Code: A0510 Item 010

American Battlefield Protection Program (Federal) \$550,000

Other Costs

Outdoor Recreation Land Loan of 2012 (Chapter 395, Acts of 2012) \$52,186
Source Code: A0510 Item 010

American Battlefield Protection Program (Federal) \$5,200

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

May 29, 2013

**ITEM 7A
SALE OF FOREST PRODUCTS**

Contact: Robert Feldt
rfeldt@dnr.state.md.us
(410) 260-8529

Project: Pocomoke State Forest, Worcester County
P-21-13
9.7 acres / Milburn Landing, Compartments 17 & 15

Timber Sale: This is a regeneration harvest of loblolly pine. An area nearly equal in size to the harvest area has been set aside as Retention. Retention areas are stream buffers and aesthetic buffers along public roads containing hardwoods and pines of various ages. Elsewhere in the harvest area, all mast-producing hardwoods are being retained. Following the harvest, a seedling inventory will be performed to determine if reforestation is necessary. This inventory will occur two growing seasons after this harvest is complete. Natural regeneration is the preferred method in this case. This sale includes 295,630 board feet of sawtimber.

Sales Method: Competitive Sealed Bid (one-step method). See BPW Advisory 2005-2

Bids:

Dorchester Lumber Company Inc.	MD	\$66,517
Cropper Brothers Lumber Co., Inc.	MD	\$63,635
Paul M. Jones Lumber Company, Inc.	MD	\$56,140
Millville Lumber Company, Inc.	MD	\$50,900

Award: Dorchester Lumber Company, Inc.

Amount: \$66,517

Estimated Value: \$47,301

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: The recommended Contractor is the owner and exclusive licensor of the marks and logos of the Baltimore Ravens NFL football team, which are the subject of this contract. The Lottery desires to use these marks and logos for an Instant Ticket Game and on Online Ticket Games and this licensing contract is necessary in order to obtain the rights to use them. As well, the Lottery desires to purchase Ravens ticket packages, experiential prizes and Ravens Champions jewelry to be utilized as part of the Instant Ticket promotion and the Online Games promotion. The Contractor is the exclusive provider of these items.

The 2013 NFL season will be the fifth consecutive year the Lottery has produced an Instant Ticket Game using the Ravens' logos and marks. In each of the previous four years, the Ravens Instant Ticket game has been among the more popular at the \$5 price point. In 2013, the Lottery will produce its fifth Ravens Instant Ticket, as well as introduce a Ravens themed Mega Millions with Megaplier and Powerball with Powerplay promotion.

The Contract Amount includes both the cost of the prizes to be awarded to winners of the Instant Ticket Game, the Online Mega Millions with Megaplier and Powerball with Powerplay promotion, and other related promotions and the license fee for the use of the Contractor's logos and marks. The Lottery desires to separate this *Contract Amount* into two components as follows:

- License Fee: This component is the fixed price for use of the Baltimore Ravens marks and logos. The Lottery desires to print the Instant Ticket Game that will include the Baltimore Ravens logo and marks upon approval of this contract. Further, the Lottery desires to use the team's logo and marks throughout the 2013 NFL season on certain Mega Millions and Powerball tickets.
- Prizes: This component is the cost of the prizes to be awarded to second chance contest winners in both the Instant Ticket Game as well as the online ticket promotion. These prizes include Ravens season tickets for 20 years; Ravens 2014 season tickets; premium single game tickets and pregame access to the sidelines; tickets to luxury suites; trips on the team plane to a Baltimore Ravens regular season NFL away game; and team merchandise.
- Contract Amount = License Fee + Prizes
\$596,900 = \$100,000 + \$496,900

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

The Lottery anticipates producing an Instant Ticket Game using the Ravens' NFL marks and logos that will have a quantity of 2,880,000 tickets, a \$2.00 price point and a total retail face value of \$5,760,000. The game needs to be submitted for production by mid-June in order to have the tickets produced and available for distribution on July 29, 2013. The Ravens' NFL marks and logos will also appear on all Online Tickets for Mega Millions with the Megaplier and Powerball with the Powerplay purchased by players from September 3, 2013 through the end of the Ravens NFL 2013 regular and post season play.

(Note: Production of the Instant Ticket Game, which will be accomplished and paid under the Lottery's "Instant Ticket Games and Related Services Contract #2006-01", is not included in the amount of this Licensing Contract.)

The prior licensing contract with the Ravens, approved on the 6/6/2012 DBM BPW Agenda, Item 1-S, was for a License to produce one Instant Ticket game (and Ravens prizes) that launched on 8/3/2012 and as of 4/8/2013 is 87.8% sold thru, although tickets can continue to be sold until they are sold-out.

Because by law Instant Ticket game players have 182 days to claim a winning ticket after a game is closed-out, the Lottery has to allow for that period to elapse before the contract expires, even though no more tickets are being produced or sold. Although the two contracts are similar, they are for individual licenses for different Instant Ticket games. This new contract is for a License to produce one Instant Ticket game and to use the Ravens' properties for On-line Ticket games, with prizes associated with both, in 2013-2014.

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

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

FUND SOURCE: 100% Special (Lottery Proceeds)

APPROP. CODE: E75D0001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1305-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

INCUMBENT: AON Risk Services, Inc. of Maryland
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of Request for Proposals (RFP) was advertised on *eMaryland Marketplace*, and posted on MTA's web site. Copies of the solicitation notice were sent directly to 22 vendors, 16 of which are Maryland firms and 16 are MBE's. A copy of the solicitation was provided to the Governor's Office of Minority Affairs and the MTA Office of Fair Practices.

Three proposals were received in response to the RFP, all of which were deemed to be reasonably susceptible of being selected for award. Award is recommended to the overall #1 ranked Offeror, Wells Fargo Insurance Services USA, Inc. (Wells Fargo), based upon the determination that it submitted the most advantageous offer to the State with the #2 ranked technical proposal and the #2 financial price. The incumbent was ranked #1 technically, but the technical differences between #1 and #2 did not offset the 32% (\$229,000) higher price of the incumbent. The lowest price Offeror was ranked #3 technically, and the 3% (\$13,500) difference in price between the Wells Fargo and this Offeror was deemed to be worth the differences technically between these two Offerors.

The purpose of this contract is to obtain the services of an experienced consulting firm with insurance broker services in connection with an Owner Controlled Insurance Program (OCIP). The services to be obtained will include, but not be limited to:

- Insurance Brokerage Services to design, market and implement an insurance program at the most reasonable price that adequately protects the MTA and its Contractors against risks arising out of the rail, bus, facility and systems construction and maintenance projects;
- Risk Control Services to continually monitor the MTA's potential loss exposures related to the projects, evaluate risk, determine the needed level of risk retention and risk transfer and recommend appropriate coverage or new coverages;
- Claims Management Services to provide adjustment and settlement services for claims and losses, maintain accurate claim data on an accident, and arrange medical services for injured parties near the site;
- Administrative Services to secure and maintain up-to-date evidence of general liability and automobile liability insurance for all contracting parties on the project;

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

- Loss Control and Safety Services to assist the MTA in the development of a construction loss control program, assist in the development of crisis management and disaster control and recovery plans; and,
- Risk Management Information Systems Services to prepare monthly and annual reports summarizing progress, accomplishments, current and planned activities, safety, claims and other pertinent information.

In the event a task order(s) is issued but not completed prior to the expiration date of the contract, the Contractor will continue with completion of the task order at no additional cost to the State. All terms, conditions and pricing shall remain the same and in full effect. The extension period may not exceed six months past the expiration date of the contract.

A 20% MBE participation goal for the total dollar value of the contract was established for the contract based upon the limited number of MBEs available to provide insurance loss prevention, safety, loss control consultants or insurance administration services/consultants.

FUND SOURCE: 100% Special (Transportation Trust Fund)
APPROP. CODE: J05H0105
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 13-1249-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ATTACHMENT

ITEM: 2-S (Cont.)

BIDS OR PROPOSALS (Cont.):

Offerors	Technical Ranking	Financial Price Base Term (3 Years)	Financial Price Renewal Option #1 (1 Year)	Financial Price Renewal Option #2 (1 Year)	Financial Price Grand Total (5 Years)	Financial Ranking	Overall Ranking*
Wells Fargo Insurance Services USA, Inc. Baltimore, MD	2	\$298,000	\$99,500	\$98,500	\$496,000	2	1
Aon Risk Services, Inc. of Maryland Baltimore, MD	1	\$435,000	\$145,000	\$145,000	\$725,000	3	2
Frank Crystal & Company Bethesda, MD	3	\$277,500	\$112,500	\$92,500	\$482,500	1	3

Note: *Technical factors and Financial factors were given equal weight in the overall award determination.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Elizabeth del Castillo
410-260-8163
edelcastillo@dnr.state.md.usa

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

CONTRACT ID: ADPICS # K00B3400166

CONTRACT DESCRIPTION: Revenue Generating Contract to operate the Ice
Cream Stand Concession at Swallow Falls State Park in Oakland, Maryland.

AWARD: Lakeside Creamery
Oakland, MD

TERM: 5/29/2013 – 10/31/2017

AMOUNT: \$150,000 Est. Gross Receipts (5 seasons: 2013,
2014, 2015, 2016, 2017 with \$18,000 est. Revenue
to DNR @ 12% of all gross monies received over
the 5 seasons)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: Only One Bid Received

MBE PARTICIPATION: 0% (See Requesting Agency Remarks below)

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation For
Bids (IFB) was advertised on *eMaryland Marketplace*, through which 123 vendors were notified.
Copies of the solicitation notice were also sent directly to three prospective bidders, all of which
are Maryland firms, and none are MBEs.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

Only one bid was received in response to this solicitation. The recommended Contractor, Lakeside Creamery, is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to the incumbent, Lakeside Creamery.

DNR did not receive any responses as to why no other vendors bid. Historically, Lakeside Creamery has been the only bidder for this contract since 2003. It is believed that because Swallow Falls State Park is located in a rural area where there are very few ice cream vendors with trailers is why there were no other bidders.

Lakeside Creamery, as the Contractor, will have the exclusive right and privilege to operate a portable ice cream stand providing services associated with the operation of an ice cream stand. Lakeside Creamery agrees to sell solely hand-dipped ice cream and smoothies made with hand-dipped ice cream.

No MBE participation goal was established for this contract because of the limited subcontracting opportunities, and a search of Certified MBEs resulted in none registered in this area.

This is a revenue generating contract with the revenues going to the Forest and Parks Reserve Fund.

FUND SOURCE: 100% Revenue Generating

APPROP. CODE: K00A0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1309-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Andrew Hangen
410-592-2897
ahangen@dnr.state.md.us

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

CONTRACT ID: Watercraft Concession Services at Hammerman
Beach Area Gunpowder Falls State Park
ADPICS # K00B3400158

CONTRACT DESCRIPTION: Revenue Generating Contract to operate the
watercraft concession providing watercraft rentals and related services to include watercraft
lessons, camps, group outings and tours by water at the Hammerman Beach Area of Gunpowder
Falls State Park.

AWARD: Baltimore Boardsailing Academy, Inc.
dba Ultimate Watersports
Baltimore, MD

TERM: 5/29/2013 – 10/31/2017

AMOUNT: \$169,703 Est. Gross Receipts (5 seasons: 2013,
2014, 2015, 2016, 2017 with \$16,970 est. Revenue
to DNR @ 10% of all monies received over the 5
seasons)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: Only One Bid Received

MBE PARTICIPATION: 0% (See Requesting Agency Remarks below)

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation For
Bids (IFB) was advertised on *eMaryland Marketplace*, through which 48 vendors were notified.
Copies of the solicitation notice were also sent directly to two prospective bidders, both of which
are Maryland firms and none are MBEs.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

Only one bid was received in response to this solicitation. The recommended Contractor, Baltimore Boardsailing Academy, Inc. (dba Ultimate Watersports), is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Ultimate Watersports, the incumbent.

Historically, IFBs for this concession at Gunpowder Falls State Park (the Park) attract very few bidders and no MBEs. In this area, there are not a vast number of vendors who are able to fulfill these watercraft concession services for the patrons who visit the Park. Park personnel have attempted to find other vendors who are equipped to fulfill the contract needs with no avail.

Ultimate Watersports has provided these services at Gunpowder Falls State Park for over 20 years.

The term of this contract covers five summer seasons from the summer of 2013 through the summer of 2017 in order to provide full operation of the watercraft concession program at the Hammerman Beach Area of Gunpowder Falls State Park. Generally, the season begins in April or May and closes in October; however, the seasons may be extended for special events.

This contract is an important source of revenue for the Department of Natural Resources (DNR) and also provides a great service to the public who visit Gunpowder Falls State Park. The watercraft concession provides watercraft rentals and other related services to include watercraft operation lessons, camps, group outings and tours by water at the Park.

No MBE participation goal was established for this contract because of the limited subcontracting opportunities, and there are no MBEs available to perform these services.

This is a revenue generating contract with the revenues going to the Forest and Parks Reserve Fund.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

FUND SOURCE: 100% Revenue Generating

APPROP. CODE: K00A0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1199-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Randy Bradford
410-221-2308
randy.bradford@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Eastern Shore Hospital Center (ESHC)

CONTRACT ID: OPASS 13-13483;
Psychiatry Services
ADPICS# M00B3400594

CONTRACT DESCRIPTION: Psychiatry services for the patients at the Eastern
Shore Hospital Center (ESHC).

AWARD: LocumTenens.Com, LLC
Alpharetta, GA

TERM: 6/18/2013 – 6/17/2015

AMOUNT: \$4,353,240

PROCUREMENT METHOD: Sole Source (Continuity of Care)

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: Same

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont.)

REQUESTING AGENCY REMARKS: Psychiatric services are required for the patients at Eastern Shore Hospital Center (ESHC). In the past this service was provided by salaried staff with limited contractual support. In June 2012 after retirements and vacancies placed the hospital in a critical position with virtually no psychiatrists available, an emergency contract was approved by the Board of Public Works (BPW) to secure Locum Tenens services (9/12/2012 BPW Agenda, Appendix 5). As of April 1, 2013, all of the ESHC psychiatrist staff positions are vacant, including the Clinical Director. Additionally, ESHC only has 0.5 FTE of the 1.5 FTE contractual psychiatrist positions allocated in the budget filled. However, ESHC has one psychiatrist position committed, and ESHC is actively engaged in negotiations with an individual to fill the Clinical Director's position.

The purpose of this contract is to provide the Eastern Shore Hospital Center (ESHC) with safe and effective psychiatric services to individuals who have serious mental illness and to individuals referred by legal authority. Provision of these services is mandated both by law and in order to maintain accreditation by the Joint Commission until such time that positions are filled. Recognizing that this is a short-term solution to the problem, ESHC continues to actively recruit through professional journals for psychiatrists and utilizing local contacts. The issue is not exclusive to ESHC as there are psychiatrist vacancies in the Acute General Hospitals, and Community Programs throughout the Eastern Shore. DHMH has been extremely supportive of this situation, and DHMH Office of Human Resources have granted ESHC great latitude in making offers to psychiatrists, if and when, they consider State employment. In early February, ESHC sent letters to 31 medical schools on the East Coast and as far west as Texas in an effort to recruit new psychiatrists with very little response.

This Sole Source Contract is necessary to provide continuity of care to the 76 patients at ESHC with the current psychiatrists provided by LocumTenens.Com, LLC. The body of knowledge is maintained regarding behavioral issues; medication practices, etc., as well as eliminating deficiencies in documentation within the electronic medical record system, medication ordering and treatment plans. Without this contract, the facility's license and accreditation would be at serious risk of providing substandard care.

Both Thomas B. Finan Center (Cumberland) and Springfield Hospital Center (Sykesville) have used similar arrangements with locum tenens companies for obtaining psychiatrist services when needed.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont.)

The Contractor will function as the treatment team leader in coordinating clinical services to assigned patients and advise other health care support staff of appropriate treatment techniques needed for individual cases; provide full psychiatric services to assigned patients as directed by the Clinical Director; provide medication management; provide individual, family and group therapy; order necessary lab tests, review results and assess and modify patient treatment accordingly; screen for medical complaints and medical emergencies and make necessary referrals to the hospital's primary care physicians, contracted specialty or outside hospital services; review patient records and complete medical record documentation on patients in a timely manner to ensure documentation adequacy and compliance with hospital procedures; attend medical staff meetings and other meetings and participate in diagnostic and treatment discussions, lectures, seminars, and case presentations; attend Clinical Forensic Review Board meetings in reviewing patient treatments; meet with patients and their families to discuss treatment plans and address concerns; attend to patients; and answer questions regarding patient grievances and management variance reports.

No MBE participation goal was established for this contract based upon the determination that there are no MBEs certified to perform these services.

FUND SOURCE: 100% General
APPROP. CODE: M00L0701
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-1372-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 6-S **Agency Contact:** Marc A. Blowe
410-767-1444
BloweM@dhhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Medical Care Programs
Division of Community Long Term Care

CONTRACT IDS: See Attachment;
Adult Day Care Services
ADPICS # See Attachment

CONTRACT DESCRIPTION: Multiple awards to licensed adult day care providers for the continued provision of services to elderly individuals with chronic health conditions.

AWARDS: See Attachment

TERM: 7/1/2013 – 6/30/2016 (3 Years)

AMOUNT: \$3,436,044 Grand Total (See Attachment)

PROCUREMENT METHOD: Sole Source (Continuity of Care)

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

VSBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENTS: Same

REQUESTING AGENCY REMARKS: Request for approval of 12 contracts to maintain continuity of care of services in the lives of elderly clients. Adult Day Care programs provide a range of health and social services to functionally impaired elderly in order to assist them to remain at home and in their communities.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM : 6-S (Cont.)

Justification of the Sole Source procurement method is based on continuity of care that is essential to functionally impaired adults and elderly in accordance with COMAR 21.14.01.06 (C)(1)(b). A change in the human service provider would have a detrimental effect on the clients served under these contracts.

No MBE or VBSE participation goals were established for these services based upon the determination that core services could not be subcontracted and the ancillary services that possibly could be subcontracted, like food and transportation, are received through donations or are limited due to federal regulations (USDA and Maryland State Department of Education food subsidy programs) and/or grants (vehicles purchased through a Maryland Transit Authority grant).

Previously these 12 contracts were awarded on a yearly basis with some being approved by the Department of Budget and Management (DBM) or the Department of Health and Mental Hygiene (DHMH) under delegated authority from the Board of Public Works (BPW) or DBM, respectively, based upon the yearly contract amount. These contracts are for a three-year term; therefore, all of the contracts require BPW approval.

FUND SOURCE: 100% General

APPROP. CODE: M00Q0104

RESIDENT BUSINESSES: Yes for all

MD TAX CLEARANCES: See Attachment

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.) ATTACHMENT

CONTRACT IDS/ADPICS/AWARDS/MD TAX CLEARANCES (Cont.):

<u>Awardees</u>	<u>3 Yr. Award Amount</u>	<u>MD Tax Clearance Number</u>
Adult Day Care of Calvert County Prince Frederick, MD M00B4400027 OPASS# 14-13502	\$295,251	13-0075-0110
Allegany County HRDC, Inc. Cumberland, MD M00B3400608 OPASS# 13-13510	\$433,632	13-0769-1110
Daybreak Adult Day Services, Inc. Frederick, MD M00B3400607 OPASS# 13-13508	\$304,248	13-0777-0110
Diakon Lutheran Social Ministries Diakon Adult Day Services @ Ravenwood Hagerstown, MD M00B3400611 OPASS# 13-13517	\$314,040	13-0776-0110
Family & Children's Services of Central Maryland/ West End Place Westminster, MD M00B3400609 OPASS# 13-13511	\$224,442	13-0768-0110
Jewish Council for the Aging of Greater Washington/ Misler Adult Day Care Rockville, MD M00B3400606 OPASS# 13-13506	\$211,551	13-0763-0110

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.)	ATTACHMENT	<i>3 Yr. Award Amount</i>	<i>MD Tax Clearance Number</i>
<u>Awardees</u>			
St. Mary's Adult Day Care, Inc. Hollywood, MD M00B4400042 OPASS# 13-13522		\$148,743	13-0765-1110
Shore Up, Inc. Salisbury, MD M00B4400040 OPASS# 13-13519		\$378,177	13-0773-0110
Family Services, Inc. / The Support Center Rockville, MD M00B3400605 OPASS# 13-13503		\$334,140	13-0766-0110
Union Hospital of Cecil County/ Adult Day Services at Union Hospital Elkton, MD M00B4400029 OPASS# 14-13509		\$211,809	13-0767-1110
Winter Growth, Inc. – Howard Olney, MD M00B4400028 OPASS# 14-13507		\$119,175	13-0770-0110
Woods Adult Day Services, Inc. Millersville, MD M00B4400041 OPASS# 13-13521		\$460,836	13-0772-0110
Grand Total		<u>\$3,436,044</u>	

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and the DHMH web site. Additionally, a copy of the solicitation was emailed directly to five prospective vendors. A copy of the notice was also sent to the Governor's Office of Minority Affairs.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible, the financial offer was considered fair and reasonable, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Comprehensive Developmental Services, LLC, the sole Offeror and incumbent.

Through this Contract, Comprehensive Developmental Services, LLC will provide qualified evaluators that are Maryland licensed psychologists experienced in evaluating individuals for intellectual disability and mental disorders and in conducting forensic evaluations. Their duties will include to:

- Carry out the duties and responsibilities of DHMH under the Criminal Procedures Article Title 3;
- Conduct evaluations, write reports and testify;
- Provide consultation as requested by the DDA Director of Forensic Services;
- Provide cross training to DHMH administrative and clinical personnel in:
 - Assessing or evaluating individuals with intellectual disabilities, developmental disabilities and mental disorders;
 - Administering testing instruments and other topics related to individuals with intellectual or developmental disabilities; and
 - Participate in Peer Review Pre-Trial Evaluation Program within the Behavioral Health Office of Forensic Services (OFS).

No MBE participation goal was established for this contract due to the limited subcontracting opportunities available, and the budget for these subcontracting opportunities was less than 1% of the total contract amount.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont.)

FUND SOURCE: 57.2% General; 42.8% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1320-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 8-S **Agency Contact:** Julie Squire
410-767-2924
jsquire@dllr.state.md.us

DEPARTMENT/PROGRAM: Labor, Licensing and Regulation (DLLR)
Division of Workforce Development and Adult Learning

CONTRACT ID: DLLR-FY2013-023;
Health Care Personnel Training Program
ADPICS # P00B3400104

CONTRACT DESCRIPTION: Provide services for the development of a Health Care Personnel Training Program that leverages private resources to support the training of incumbent health care workers and of new workers once incumbent workers have been upgraded through industry partnership programs.

AWARD: 1199 SEIU Training and Upgrading Fund
New York, NY
(Local Office in Baltimore, MD)

TERM: 6/1/2013 – 12/31/2013

AMOUNT: \$309,776

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: Only One Proposal Received

MBE PARTICIPATION: 0% (See Requesting Agency Remarks below)

VSBE PARTICIPATION: 0% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: N/A

INCUMBENT: None

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were directly emailed to 86 firms, 78 of which are Maryland firms and all of which are MBEs.

A single proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible, the financial offer was considered fair and reasonable, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to 1199 SEIU Training and Upgrading Fund, the sole Offeror, in accordance with COMAR 21.05.05.

After polling potential offerors, it was determined that the majority of vendors did not respond for the following reasons: other commitments precluded their participation; or the time for completion of the training program was insufficient.

Under this contract, the Contractor will provide, develop and administer a health care personnel training program in partnership with local employers to train existing health care workers for retention and promotion and to backfill positions that become open once incumbent workers advance. The Contractor will provide industry specific training to incumbent workers and new workers in high growth health care occupations including Certified Nurse Assistant (CNA), Geriatric Nurse Assistant (GNA), medical coders, and Registered Nurse (RN), and will provide skills training to prepare the workforce to move to the level of computerization required by the Affordable Care Act (ACA).

Funding for a Health Care Training Program in the amount of \$500,000 was included in the FY2013 budget of the Assistant Secretary for Workforce Development and Adult Learning. After assessing the aptitude and skills of incumbent workers to identify candidates for upgrade skills, the Contractor must ensure that all workers to be trained have been identified and placed into training by June 30, 2013 and ensure that all training is completed by December 31, 2013.

No MBE or VSBE participation goals were established for this contract because there are no subcontracting opportunities available for this service as the established programs will utilize existing training staff, materials and resources to improve the skill set of employees within the targeted healthcare field.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: P00G0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1382-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 9-S **Agency Contact:** Albert Annan
410-767-0115
aannan@msde.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Accountability and Assessment

CONTRACT ID: R00R3401818;
Psychometric Consultation Services
ADPICS # See Attachment

CONTRACT DESCRIPTION: Multiple awards of contracts to four consultants to provide objective expert evaluations of psychometric procedures and characteristics of the Maryland Statewide assessment programs.

AWARDS: See Attachment

TERM: 6/12/2013 – 6/11/2018

AMOUNTS: \$413,125 Total (5 Years) (See Attachment)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICPATION: None (See Requesting Agency Remarks below)

INCUMBENTS: See Attachment

REQUESTING AGENCY REMARKS: A notice of availability of the Request for Proposals (RFP) was advertised on the *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to four prospective vendors, one of which is a Maryland firm and none are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Four proposals were received in response to the RFP, all of which were deemed reasonably susceptible of being selected for award. Based upon the criteria in the RFP, all four consultants are eligible to receive contracts. Therefore, awards are recommended for Dr. Bert F. Green, Jr., Dr. Steven Wise, Dr. Huynh Huynh and Dr. William D. Schafer (hereafter all referred to as consultants).

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.)

The MSDE administers a number of statewide standardized assessment programs for the public schools in Maryland. As part of its accountability assessment program, and as a direct result of the federal No Child Left Behind Act of 2001 (NCLB), MSDE has implemented major assessment initiatives in Maryland's public schools and other state-supported educational institutions: High School Assessments (HSA), Maryland School Assessment for Reading and Mathematics (MSA), Maryland School Assessment for Science (MSA for Science), the Modified HSA and Alternate Maryland School Assessment (ALT-MSA).

The purpose of the four Contracts is to engage expert psychometricians/consultants to provide objective and expert evaluations of the psychometric procedures and characteristics of the Maryland Statewide assessment programs to include:

- Review of analysis output to provide MSDE with the information needed to make decisions on psychometric issues;
- Advise MSDE on plans to solve psychometric problems for all State assessment programs;
- Provide position statements as requested and letters of recommendation for analyzing issues; and
- Participate in annual review meetings and follow up meetings, projects or telephone conference calls on psychometric and/or assessment related topics on a case by case basis.

Psychometrics is the branch of psychology that deals with the design, administration, and interpretation of quantitative tests for the measurement of psychological variables such as intelligence, aptitude, and personality traits.

All consultants will participate in all planned meetings that include two two-day meetings annually and conference calls that would be arranged according to the submission of test data from the testing vendors for the five aforementioned test programs. MSDE does not guarantee any number of hours of services for any of the consultants under the contracts. Services will be performed on an as-needed basis.

No MBE participation goal was established since these contracts are for individualized consulting services; there were no subcontracting opportunities for this single scope of work.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: R00A0104

RESIDENT BUSINESSES: See Attachment

MD TAX CLEARANCES: See Attachment

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.) ATTACHMENT

**AWARDS/ADPICS/AMOUNTS/BIDS OR PROPOSALS/INCUMBENTS/RESIDENT
BUSINESSES/MD TAX CLEARANCES (Cont.):**

<i>AWARDEES/OFFERORS</i>	<i>AWARD AMOUNT/ FINANCIAL PRICE</i>	<i>INCUMBENT (YES/NO)</i>	<i>RESIDENT BUSINESS (YES/NO)</i>
Dr. Bert F. Green, Jr. Baltimore, MD ADPICS # R00B3400081 MD Tax ID: 13-1385-0000	\$93,750	Yes	Yes
Dr. Huynh Huynh Columbia, SC ADPICS # R00B3400082 MD TAX ID: 13-1387-0000	\$103,750	Yes	No
Dr. Steven Wise Portland, OR ADPICS # R00B3400083 MD TAX ID: 13-1386-0000	\$137,500	Yes	No
Dr. William D. Schafer San Diego, CA ADPICS # R00B3400084 MD TAX ID: 13-1388-0000	\$78,125	No	No

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 10-S **Agency Contact:** Hannah Byron
410-767-6266
HByron@choosemaryland.org

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

CONTRACT ID: T00R3401541;
Advertising Creative, Media Placement and Digital
& Social Media Services
ADPICS # T00B4400001

CONTRACT DESCRIPTION: Provide services for three distinct Functional Areas
(FA): I. Creative Advertising Services; II. Media Placement Services; and III. Digital and Social
Engagement Design, Delivery and Hosting Services.

AWARD: Siquis, Limited
Baltimore, MD

TERM: 7/1/2013 – 6/30/2016 (w/2 one-year renewal
option)

AMOUNT: \$ 963,000 (3 Years; Base Contract)
\$ 321,000 (1 Year; Renewal Option #1)
\$ 321,000 (1 Year; Renewal Option #2)
\$1,605,000 Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment 1

MBE PARTICIPATION: 100% (Contractor is a Maryland Certified MBE)
Subcontracting Goals: 25% (FA I); 20% (FA II);
25% (FA III)
(See Requesting Agency Remarks below)

PERFORMANCE SECURITY: Payment Bond (\$300,000)

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S (Cont.)

INCUMBENTS: Trahan, Burden & Charles, Inc. (TBC) (FA I)
Baltimore, MD

Media Works, LTD (FA II)
Owings Mills, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were also directly sent to 11 potential Offerors, seven are Maryland firms and two are MBEs.

As stated in the RFP up to three contracts could be awarded; one for each Functional Area: Creative Advertising Services (FA I), Media Placement Services (FA II) and Digital and Social Engagement Design, Delivery and Hosting Services (FA III). An Offeror could submit a proposal encompassing one, some or all three Functional Areas and may receive a contract award for one or multiple Functional Areas.

Six proposals were received in response to the RFP; however, only four were deemed to be reasonably susceptible of being selected for award. Two proposals had MBE issues and were rejected. Siquis, Limited was determined to have the most advantageous offers for the State in all three Functional Areas with the #1 technical offers and lowest prices (see-Attachment); and is, therefore, recommended for award for all three Functional Areas.

The Maryland Office of Tourism Development is within the Division of Tourism, Film, and the Arts and serves as the State's official travel marketing agency. This contract will promote Maryland's attractions, accommodations and services to increase visitor spending in the State. This is done through providing residents and out-of-state visitors with information and services to ensure a positive trip experience; and positioning Maryland as a competitive destination. DBED's goal is to maximize the State's investment of Maryland as a desirable place to visit and to establish and expand businesses.

A 25% MBE participation goal was established for FA I with subgoals of 7% to African Americans and 12% to Women and FA III with subgoals of 7% to African Americans, 2% to Hispanic Americans and 8% to Women. A 20% MBE participation goal was established for FA II based upon the limited subcontracting opportunities for marketing consulting and media buying.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S (Cont.)

Included with this contract is the yearly budgeted funds for media/advertising purchases for Functional Area II that are considered pass-through dollars of \$2.3M per year for a total of \$6.9M for the base term and \$11.5M, if both renewal options are exercised.

FUND SOURCE: 100% General

APPROP. CODE: T00G0003

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1306-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ATTACHMENT

ITEM: 10-S (Cont.)

BIDS OR PROPOSALS (Cont.):

Creative Advertising Services (FAD):

OFFERORS	TECH. RANK	FINANCIAL OFFER (3 YR. BASE)	FINANCIAL OFFER (1 YR. OPTION #1)	FINANCIAL OFFER (1 YR. OPTION #2)	FINANCIAL OFFER TOTAL 5 YRS. / RANK	OVERALL RANKING *
Siquis, Limited Baltimore, MD	1	\$333,000.00	\$111,000.00	\$111,000.00	\$555,000.00	1
Trahan, Burden & Charles, Inc. Baltimore, MD	2	\$929,999.88	\$319,500.00	\$319,500.00	\$1,568,999.88	2

Media Placement Services (FAID):

OFFERORS	TECH. RANK	FINANCIAL OFFER (3 YR. BASE)	FINANCIAL OFFER (1 YR. OPTION #1)	FINANCIAL OFFER (1 YR. OPTION #2)	FINANCIAL OFFER TOTAL 5 YRS. / RANK	OVERALL RANKING *
Siquis, Limited Baltimore, MD	1	\$360,000.00	\$120,000.00	\$120,000.00	\$600,000.00	1
Trahan, Burden & Charles, Inc. Baltimore, MD	2	\$468,000.00	\$156,000.00	\$156,000.00	\$780,000.00	2
Media Works, LTD Baltimore, MD	3	\$504,000.00	\$174,000.00	\$174,000.00	\$852,000.00	3

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ATTACHMENT

ITEM: 10-S (Cont.)

BIDS OR PROPOSALS (Cont.):

Digital and Social Media Services (FAID):

OFFERORS	TECH. RANK	FINANCIAL OFFER (3 YR. BASE)	FINANCIAL OFFER (1 YR. OPTION #1)	FINANCIAL OFFER (1 YR. OPTION #2)	FINANCIAL OFFER TOTAL 5 YRS. / RANK	OVERALL RANKING *
Siquis, Limited Baltimore, MD	1	\$270,000.00	\$90,000.00	\$90,000.00	\$450,000.00	1
Trahan, Burden & Charles, Inc. Baltimore, MD	2	\$777,000.24	\$259,000.08	\$259,000.08	\$1,295,000.40	2
Alexander & Tom, Inc. Baltimore, MD	3	\$757,800.00	\$252,600.00	\$252,600.00	\$1,263,000.00	3

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

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 11-S-OPTION **Agency Contact:** Robert Howells
410-230-8789
Robert.howells@maryland.gov

DEPARTMENT/PROGRAM: State Lottery and Gaming Control
Agency (MLGCA)
Creative Product Services Division

CONTRACT ID: Instant Ticket Games and Related Services
2006-01
ADPICS # E75B4400001

CONTRACT APPROVED: 6/7/2006 DBM BPW Agenda Item 2-S

CONTRACTORS: Primary Contractor
Pollard Banknote Limited Partnership
Winnipeg, Manitoba, Canada
US headquarters: Ypsilanti, MI

Secondary Contractors
Scientific Games International, Inc.
(Formally Oberthur Gaming Technologies)
Alpharetta, GA

Scientific Games International, Inc.
Alpharetta, GA

CONTRACT DESCRIPTION: Multiple award contracts to three vendors to provide Instant Ticket Games and related services. Contracts include: ticket design, production, security and delivery to the Lottery's warehouse; delivery of tickets to the Lottery's Retailers; and marketing and sales support for Instant Games.

OPTION DESCRIPTION: Approval request to continue existing services for two additional months through the available month-to-month extensions (for up to six months) as contained in the original contract for the Primary Contractor only.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-S-OPTION (Cont.)

TERM OF ORIGINAL CONTRACT: 7/6/2006 - 6/30/2010 (w/1 three-year renewal option)

TERM OF OPTION: 7/1/2013 – 8/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$21,200,000 Est. (3.9 Years)

AMOUNT OF OPTION: \$975,000 Est. (2 Months)

PRIOR MODIFICATIONS/OPTIONS: \$20,800,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$42,975,000 Est.

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 10% (For the Prime Contractor only)

MBE COMPLIANCE: 7.2%

REQUESTING AGENCY REMARKS: Even though it was not disclosed in the original agenda item at the time of contract award, the original contract term contained an additional option period that “the Lottery shall have the unilateral right to extend the Contract on a month-to-month basis for a maximum additional period of up to six months in order to facilitate the conversion and transition to a follow-on Instant Ticket contractor.” At this time, the Lottery is exercising two months of the available option extension with the Primary Contractor, Pollard Banknote Limited Partnership, commencing on 7/1/2013 and ending on 8/31/2013 with an estimated Not-To-Exceed amount of \$975,000. All other terms and conditions of the contract, including price, shall remain the same and in full force and effect.

The Contract contains multiple awards – a Primary Contract and two Secondary Contracts. The Primary Contractor, Pollard Banknote Limited Partnership, is the principal supplier of Instant Ticket Games and related services, including delivery to Lottery Retailers. The Contract establishes a firm-fixed percent of the Net Instant Income generated for the production of Instant Ticket Games and a firm-fixed unit price per delivery for the distribution of Instant Tickets to Retailer locations.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-S-OPTION (Cont.)

The Secondary Contractors provide Instant Ticket Games only for selected games on an as-needed basis as determined by the Lottery, and are paid based on a firm-fixed dollar amount per square inch of Instant Tickets produced.

A solicitation for a replacement Instant Ticket Games contract was issued on 1/29/2013, and proposals were received on 4/5/2013. The evaluation process is taking longer than anticipated; therefore, at this time the two month option extension is needed to continue to provide Instant Ticket Games and related services until the new contracts are awarded. The Lottery anticipates having the new contract awards prior to the end of this extension term.

FUND SOURCE: 100% Special (Lottery Proceeds)

APPROP. CODE: E75D0001

RESIDENT BUSINESSES: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-S-OPTION (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Modification #1	\$0	Added the RefleXions printing process as an available Additional Task under the Contract but did not change the NTE amount of the Contract. 5/7/2009 – 6/30/2013. Approved by MLGCA.
Modification #1A	\$3,100,000 NTE	Increased the NTE amount of the four year base term of the Contract. Approved on the 5/5/2010 DBM BPW Agenda, Item 4-S-MOD.
Option #1/Mod #2	\$17,700,000 NTE	Exercised the single three (3) year renewal option as contained in the original contract for the period of 7/1/2010 – 6/30/2013. Approved on the 5/5/2010 DBM BPW Agenda, Item 4-S-MOD.
Modification #3	\$0	Added the Scratch Tab Games printing process as an available Additional Task under the Contract but did not change the NTE amount of the Contract. 6/2/2011 – 6/30/2013. Approved by MLGCA.
Modification #4	\$0	Added the “8 x 4” PlayBook®” product as an available Additional Task under the Contract but did not change the NTE amount of the Contract. 5/16/2012 – 6/30/2013. Approved by MLGCA.
Total	<u>\$20,800,000 NTE</u>	

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 12-S-OPTION **Agency Contact:** Athos Alexandrou
410-767-5369
athos.alexandrou@maryland.gov

DEPARTMENT/PROGRAM: Health & Mental Hygiene (DHMH)
Office of Systems, Operations &
Pharmacy, Medical Care Programs

CONTRACT ID: OCPMP 07-9498-2;
Preferred Drug List and Supplemental
Rebate Development and Management for
MD Medicaid Fee-For-Service Recipients
ADPICS # M00B4400044

CONTRACT APPROVED: 5/23/2007 DBM BPW Agenda Item 2-S

CONTRACTOR: Provider Synergies, LLC
Loveland, OH

CONTRACT DESCRIPTION: Contract to manage the Department's
supplemental rebate program and to negotiate supplemental rebates with drug manufacturers and
facilitate the discussions of the Pharmacy and Therapeutic (P&T) Committee meetings.

OPTION DESCRIPTION: Approval request to exercise the third and
final two-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 6/1/2007 – 6/30/2009 (w/3 two-year
renewal options)

TERM OF OPTION: 7/1/2013 – 6/30/2015

AMOUNT OF ORIGINAL CONTRACT: \$1,853,000 (2 Years; 1 Month)

AMOUNT OF OPTION: \$1,995,650 (2 Years)

PRIOR MODIFICATIONS/OPTIONS: \$3,780,000 (See Attachment)

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 12-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$7,628,650

ORIGINAL PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to exercise the final two-year renewal option as contained in the original contract.

Currently, Maryland participates in a pooling arrangement with eight other states under a single contractor to operate a referred Drug List and negotiate and bill drug manufacturers for supplemental rebates. The benefit of this pooling arrangement is that Maryland can take advantage of the economy of scale due to the large number of Medicaid members covered by all participating states and at the same time make independent decisions that are best for Maryland. Maryland is not bound by decisions or recommendations made by the other participating states. Additional states are anxiously waiting to join the pool, pending legislative or other authorization within those states.

Maryland has less than 50,000 fee-for-service lives. Without the pooling arrangement some drug manufacturers might consider Maryland too small a player to offer meaningful supplemental rebates. By being part of a multi-state pool, with over 4,200,000 covered lives, however, Maryland is able to benefit from an economy of scale that it could never achieve on its own.

The initial procurement was a sole source due to the multi-state pooling arrangement that Maryland has with eight other states and the contractor to operate its Preferred Drug List as well as negotiate and bill for pharmacy supplemental rebates. This arrangement provides the maximum benefit, i.e., economy of scale and strength of multi-states, yet provides Maryland with independent decision making authority. The failure to exercise this option would result in Maryland's inability to maintain considerable cost containment efforts provided thru this contract and result in decreased Maryland Medicaid revenues by the Pharmacy Program (\$12.3M in revenues due to supplemental rebates during CY2012).

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 12-S-OPTION (Cont.)

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 12-S-OPTION (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Option #1	\$1,812,000	Exercised the first of three two-year renewal options as contained in the original contract for the period of 7/1/2009 - 6/30/2011. Approved on the 6/17/2009 DBM BPW Agenda, Item 14-S-OPTION.
Option #2	\$1,956,000	Exercised the second of three two-year renewal options as contained in the original contract for the period of 7/1/20011 - 6/30/2013. Approved on the 6/11/2011 DBM BPW Agenda, Item 8-S-OPTION.
Mod #1	\$12,000	Modification to provide the Department with Clinical Position Papers associated with various drugs that the Department may have to make coverage determinations based on clinical criteria. Approved on 7/1/2011 by DHMH.
Total	<u>\$3,780,000</u>	

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 13-S-MOD **Agency Contact:** Michele Ferges
410-767-6001
Michele.Ferges@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Developmental Disabilities Administration
(DDA)

CONTRACT IDS: DHMH-OPASS 11-10436/11-10437;
Behavioral Services Contracts
ADPICS # COF02365; COF02369

CONTRACT APPROVED: 6/23/2010 DBM BPW Agenda Item 3-S

CONTRACTORS: The Chimes, Inc.
Baltimore, MD

Humanim
Columbia, MD

CONTRACT DESCRIPTION: Two contracts to provide Behavioral Support Services (BSS): Behavioral Assessment and Consultation, Crisis Intervention, Mobile Crisis Services, Temporary Augmentation of Staff, Training, Behavioral Respite, and Transitional Services, as needed to help developmentally disabled individuals with challenging behaviors and/or developmental disabilities. These services will support individuals living in DDA's Central Maryland Region.

MODIFICATION DESCRIPTION: Approval request to modify the contract to extend the term by three months in order to complete the procurement process for new contracts without interruption in services to the BSS population.

TERM OF ORIGINAL CONTRACT: 7/1/2010 – 6/30/2013

TERM OF MODIFICATION: 7/1/2013 – 9/30/2013

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 13-S-MOD (Cont.)

AMOUNT OF ORIGINAL CONTRACTS: \$6,445,757 (Humanim)
\$1,427,886 (The Chimes, Inc.)
\$7,873,643 Total (3 Years)

AMOUNT OF MODIFICATIONS: \$550,463 (Humanim)
\$121,941 (The Chimes, Inc.)
\$672,404 Total (3 Months)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNTS: \$6,996,220 (Humanim)
\$1,549,827 (The Chimes, Inc.)
\$8,546,047 Total

OVERALL PERCENT +/- (THIS MOD): +8.54%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 3.5% (Humanim)
1.8% (The Chimes, Inc.)

REQUESTING AGENCY REMARKS: Request for approval to extend the term of the contract by three months in order to complete the procurement process and award new BSS contracts for the Central Maryland Region, which is comprised of Baltimore City and Baltimore, Howard, Harford and Anne Arundel Counties.

These contracts provide BSS to developmentally disabled individuals in Maryland who require program services pursuant to COMAR 10.22.05 and 10.22.10.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 13-S-MOD (Cont.)

This modification is in the best interest of the State to continue providing short-term intensive support services in the community to disabled individuals. These individuals have serious behavioral or psychiatric disorders that could otherwise require more costly services at a State residential center or inpatient hospital admission, if the services were not available in the community. The contracts serve approximately 800 people for Clusters 1, 2 and 3 with Humanim and approximately 250 people for Cluster 4 with The Chimes, Inc. The four service clusters are:

- Cluster 1 - Behavioral Assessment and Consultation, Crisis Intervention and Mobile Crisis Services;
- Cluster 2 - Temporary Augmentation of Staff;
- Cluster 3 - Training; and
- Cluster 4 - Behavioral Respite and Transitional Services.

FUND SOURCE: 58.4% General; 41.6% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESSES: Yes for both

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 14-S-MOD **Agency Contact:** Michele Ferges
410-767-6001
Michele.Ferges@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Developmental Disabilities Administration
(DDA)

CONTRACT ID: DHMH-OPASS 09-9835;
Behavioral Services Contract
ADPICS # COF02367

CONTRACT APPROVED: 1/7/2009 DBM BPW Agenda Item 2-S

CONTRACTOR: Somerset Community Services
Marion, MD

CONTRACT DESCRIPTION: Contract to provide a comprehensive array
of Behavioral Support Services (BSS) for individuals living in DDA's Eastern Shore Region.

MODIFICATION DESCRIPTION: Approval request to modify the contract to
extend the term by three months in order to complete the procurement process for new contracts
without interruption in services to the BSS population.

TERM OF ORIGINAL CONTRACT: 1/15/2009 – 6/30/2011 (w/2 one-year
renewal options)

TERM OF MODIFICATION: 7/1/2013 – 9/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$1,930,236 (Approx. 2 ½ Years)

AMOUNT OF MODIFICATION: \$210,634 (3 Months)

PRIOR MODIFICATIONS/OPTIONS: \$1,644,241 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$3,785,111

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-S-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION): +10.91%

OVERALL PERCENT +/-: +10.48%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 2%

MBE COMPLIANCE: 8.6%

REQUESTING AGENCY REMARKS: Request for approval to extend the term of the contract by three months in order to complete the procurement process and award new BSS contracts for the Eastern Shore Region, which is comprised of Caroline, Cecil, Dorchester, Kent, Queen Anne's, Somerset, Talbot, Wicomico, and Worcester Counties.

These contracts provide BSS to developmentally disabled individuals in Maryland who require program services pursuant to COMAR 10.22.05 and 10.22.10.

This modification is in the best interest of the State to continue providing short-term intensive support services in the community to disabled individuals. These individuals have serious behavioral or psychiatric disorders that could otherwise require more costly services at a State residential center or inpatient hospital admission, if the services were not available in the community. Somerset Community Services, Inc. continues to successfully deliver and monitor BSS for the Eastern Shore.

FUND SOURCE: 58.4% General; 41.6% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod. #1	(\$8,426)	Reduction in funding for FY2010 based upon the budget cuts approved on the 8/26/2009 DBM BPW Agenda, Item 18-GM, effective 10/1/2009 – 6/30/2010. Approved by DHMH on 10/1/2009.
Option #1	\$810,131	Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2011 – 6/30/2012. Approved on the 6/1/2011 DBM BPW Agenda, Item 7-S-OPTION.
Option #2	\$842,536	Exercised the second and final one-year renewal option as contained in the original contract for the period of 7/1/2012 – 6/30/2013. Approved on the 6/6/2012 DBM BPW Agenda, Item 12-S-OPTION.
Total	<u>\$1,644,241</u>	

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 15-S-MOD **Agency Contact:** Michele Ferges
410-767-6001
Michele.Ferges@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Developmental Disabilities Administration
(DDA)

CONTRACT ID: DHMH-OPASS 08-9526;
Behavioral Services Contract
ADPICS # COF02364

CONTRACT APPROVED: 6/6/2007DBM BPW Agenda Item 5-S

CONTRACTOR: The Arc of Southern Maryland
Prince Frederick, MD

CONTRACT DESCRIPTION: Contract to provide a variety of Behavioral Support Services (BSS) (emergency and crisis intervention, behavioral consultation and support, temporary augmentation of staff, behavioral training, respite services, specialized consultation and forensic evaluations) as needed to help people with developmental disabilities with challenging behaviors and who live in Calvert, Charles, Montgomery, Prince George's or St. Mary's Counties.

MODIFICATION DESCRIPTION: Approval request to modify the contract to extend the term by three months in order to complete the procurement process for new contracts without interruption in services to the BSS population.

TERM OF ORIGINAL CONTRACT: 7/1/2007 – 6/30/2010 (w2/ one-year renewal options)

TERM OF MODIFICATION: 7/1/2013 – 9/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$6,328,093 (3 Years)

AMOUNT OF MODIFICATION: \$561,432 (3 Months)

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 15-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$6,687,178 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$13,576,703

PERCENT +/- (THIS MODIFICATION): +8.87%

OVERALL PERCENT +/-: +44.36%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 15%

MBE COMPLIANCE: ~~6.2%~~

REQUESTING AGENCY REMARKS: Request for approval to extend the term of the contract by three months in order to complete the procurement process and award new BSS contracts for the D.C. Metro/Southern Region of the State, which is comprised of Calvert, Charles, Montgomery, Prince George's and St. Mary's Counties.

These contracts provide BSS to developmentally disabled individuals in Maryland who require program services pursuant to COMAR 10.22.05 and 10.22.10.

This modification is in the best interest of the State to continue providing short-term intensive support services in the community to disabled individuals. These individuals have serious behavioral or psychiatric disorders that could otherwise require more costly services at a State residential center or inpatient hospital admission, if the services were not available in the community. The Arc of Southern Maryland continues to successfully deliver and monitor BSS for this region of the State.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 15-S-MOD (Cont.)

FUND SOURCE: 58.4% General; 41.6% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 15-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

OPTION #1	\$2,195,726	Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2010 –6/30/2011. Approved on the 6/9/2010 DBM BPW Agenda, Item 9-S-OPTION.
OPTION #2	\$2,245,726	Exercised the second and final one-year renewal option as contained in the original contract for the period 7/1/2011 – 6/30/2012. Approved on the 6/15/2011 DBM BPW Agenda, Item 13-S-OPTION.
MOD #1	\$2,245,726	Mod to extend the contract term by one year to continue providing BSS while the procurement for a new contract is completed for the period of 7/1/2012 – 6/30/2013 in order to have all BSS contracts fall under one unified strategy beginning in FY2014. Approved on the 5/23/2012 DBM BPW Agenda, Item 14-S-MOD.
TOTAL	<u>\$6,687,178</u>	

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 16-S-MOD **Agency Contact:** Michele Ferges
410-767-6001
Michele.Ferges@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Developmental Disabilities Administration
(DDA)

CONTRACT ID: DHMH-OPASS 10-10353; M00B1400070;
Behavioral Services Contract
ADPICS # COF02368

CONTRACT APPROVED: 7/7/2010 DBM BPW Agenda Item 2-S

CONTRACTOR: Washington County Arc
Hagerstown, MD

CONTRACT DESCRIPTION: Contract to provide a comprehensive array of Behavioral Support Services (BSS), i.e. behavioral assessment and consultation, crisis intervention, transitional services, temporary augmentation of staff, behavioral respite and behavioral training to support individuals with cognitive as well as other developmental disabilities who have challenging behaviors or co-occurring mental illness. These services will support Western Maryland.

MODIFICATION DESCRIPTION: Approval request to modify the contract to extend the term by three months in order to complete the procurement process for new contracts without interruption in services to the BSS population.

TERM OF ORIGINAL CONTRACT: 7/1/2010 – 6/30/2013 (w/2 one-year renewal options)

TERM OF MODIFICATION: 7/1/2013 – 9/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$2,495,097 (3 Years)

AMOUNT OF MODIFICATION: \$207,925 (3 Months)

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: N/A

REVISED TOTAL CONTRACT AMOUNT: \$2,703,022

OVERALL PERCENT +/- (THIS MOD): +8.33%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 3%

MBE COMPLIANCE: 3.7%

REQUESTING AGENCY REMARKS: Request for approval to extend the term of the contract by three months in order to complete the procurement process and award new BSS contracts for the Western Region of the State, which is comprised of Allegany, Garrett, Washington, Frederick and Carroll Counties.

These contracts provide BSS to developmentally disabled individuals in Maryland who require program services pursuant to COMAR 10.22.05 and 10.22.10.

This modification is in the best interest of the State to continue providing short-term intensive support services in the community to disabled individuals. These individuals have serious behavioral or psychiatric disorders that could otherwise require more costly services at a State residential center or inpatient hospital admission, if the services were not available in the community. Washington County Arc continues to successfully deliver and monitor BSS for this region of the State.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-S-MOD (Cont.)

FUND SOURCE: 58.4% General; 41.6% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 17-S-MOD **Agency Contact:** David Davis, COO
301-745-4054
david.davis@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Western Maryland Hospital Center
(WMHC)

CONTRACT ID: DHMH OPASS-13-13315; M00B3400376;
Physician Services
ADPICS # COF01882

CONTRACT APPROVED: 12/5/2012 BPW Secretary's Agenda,
Appendix 3

CONTRACTOR: Locum Tenens.com
Alpharetta, GA

CONTRACT DESCRIPTION: Provide physician services for the Western
Maryland Hospital Center (WMHC).

MODIFICATION DESCRIPTION: Request for retroactive approval of a
modification to increase the available funding based upon increased usage of the physician
services contract due to unforeseen circumstances that created a shortage of in-house staff.

TERM OR ORIGINAL CONTRACT: 10/23/2012 – 10/22/2013

TERM OF MODIFICATION: 4/24/2013 – 10/22/2013

AMOUNT OF ORIGINAL CONTRACT: \$210,000 (1 Year)

AMOUNT OF MODIFICATION: \$140,000 (Retroactive Payments)
\$320,000 (Proactive Payments)
\$460,000 Total (Approx. 6 Months)

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 17-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: None
REVISED TOTAL CONTRACT AMOUNT: \$670,000
OVERALL PERCENT +/- (THIS MOD): +219%
ORIGINAL PROCUREMENT METHOD: Emergency
MBE PARTICIPATION: 0%

REQUESTING AGENCY REMARKS: Request for retroactive approval of a modification to increase the available funding due to an increase in the amount of hours per week being utilized by Western Maryland Hospital Center (WMHC) for physician services.

DHMH conducted an emergency procurement for these services in which a contract was awarded on October 23, 2012 (M00B3400376/OPASS 13-13315). It was anticipated that WMHC would require one physician for approximately 1,000 hours (20 hours per week at \$210.00 per hour). Due to one in-house physician having to take leave for a family emergency and the other in-house physician being in an automobile accident, it was necessary to use the Contractor for 40 hours per week, resulting in the exhaustion of the approved funding prior to the end of the one-year contract term. In order to continue providing physician services for WMHC for the remaining six months of the contract and to pay for services rendered as of April 24, 2013, this modification to increase the available funding on the contract is needed. At this time, the Center anticipates using two physicians for the duration of the contact.

WMHC is working on the procurement for a new multi-year contract to be completed prior to the end of this contract. In the meantime, this modification is in the best interest of the State in order to continue to provide physician services to the patients at WMHC.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 17-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODES: M00I0301

RESIDENT BUSINESS: No

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 18-GM **Agency Contact:** Marc Nicole
410-260-7049
mnicole@dbm.state.md.us

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

AMOUNT OF REQUEST: \$349,670 FY2013 Total (see Attachment)

DESCRIPTION: Request to approve various proposed reimbursable fund budget amendments for the fourth quarter of FY 2013. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that proposed reimbursable fund budget amendments be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See Attachment

REQUESTING AGENCY REMARKS: Various contributing Departments and Independent Agencies have appropriated funds to pay for services to be provided by receiving Departments or Independent Agencies for the fourth quarter of FY2013. The Attachment shows the reimbursable amendments by Department and Independent Agency and identifies the Departments and Independent Agencies receiving and contributing funding, the amounts of the funding and a brief justification for each amendment.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ATTACHMENT

ITEM: 18-GM (Cont.)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	Justification
13R-060	M00-Dept. of Health and Mental Hygiene	D15-Governor's Office of Crime Control and Prevention	\$13,304	Funding will cover the cost of replacement computer equipment in the Office of the Chief Medical Examiner.
13R-069	M00-Dept. of Health and Mental Hygiene	D26-Department of Aging	\$28,366	Funding will cover cost of statewide evidence based health promotion program for the Maryland Living Well Project.
13R-072	Q00-Dept. of Public Safety and Correctional Services	D15-Governor's office of Crime Control and Prevention	\$8,000	Increased funding to provide coordinated closed circuit TV (CCTV) equipment and installation at the Baltimore City Detention Center (BCDC).
13R-076	D13-Maryland Energy Administration	Dept. of Housing and Community Development	\$300,000	Increased funding for Mathias Agriculture Energy Efficiency Program

FY 2013 4rd Qtr. Proposed Reimbursable Amendments Total

\$349,670

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 19-S-MOD **Agency Contact:** Heidi J. Tarleton
410-767-3763
Htarleton@mta.maryland.gov

DEPARTMENT/PROGRAM: Transportation (MDOT)
Maryland Transit Administration (MTA)
Light Rail Division/Catenary Department

CONTRACT ID: TT16004;
Lease of Two Bucket Trucks
ADPICS NO. COF05549

CONTRACT APPROVED: 5/23/2012 DBM BPW Agenda Item 4-S

CONTRACTOR: TNT Equipment Sales & Rentals
Cinnaminson, NJ

CONTRACT DESCRIPTION: Provide a one-year lease for two bucket trucks in order for MTA to maintain its fleet of Catenary bucket trucks with hi-rail gear which is required to allow access to all areas of the Light Rail Overhead Catenary System (OCS) in order for Light Rail Vehicles to operate.

MODIFICATION DESCRIPTION: Approval request to extend the vehicle lease for one year due to the new bucket trucks being purchased are not available as of yet. This extension will ensure accessibility to the OCS until the new bucket trucks arrive.

TERM OF ORIGINAL CONTRACT: 6/1/2012 – 5/31/2013

TERM OF MODIFICATION: 6/1/2013 – 5/31/2014

AMOUNT OF ORIGINAL CONTRACT: \$86,400 (1 Year)

AMOUNT OF MODIFICATION: \$86,400 (1 Year)

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 19-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: None
REVISED TOTAL CONTRACT AMOUNT: \$172,800
OVERALL PERCENT +/- (THIS MOD): +100%
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval of a modification to extend the term of the lease for two hi-rail bucket trucks by one year.

MTA is having difficulty maintaining its fleet of Catenary bucket trucks with hi-rail gear, which is required to allow access to all areas of the Light Rail Overhead Catenary System (OCS). In order to bridge the period of time, between now and when the new vehicles arrive, MTA needs to continue leasing these vehicles to augment its maintenance fleet. MTA desperately needs these two rental/lease trucks to keep up with the Light Rail OCS maintenance. If the OCS is not working the Light Rail Vehicles cannot operate.

MTA anticipated that new State-owned hi-rail bucket trucks would be in its maintenance fleet by the end of the one-year lease; unfortunately, that is not the case. The procurement for three bucket trucks was conducted resulting in an award recommendation for one bucket truck (anticipated to be approved by the Board of Public Works (BPW) on the Department of General Services (DGS) BPW Agenda on 6/12/2013). The new bucket truck will not be ready for MTA until at least 330 days after receipt of the order, once BPW approval has been received. Since the procurement resulted in only one bucket truck, another procurement for two additional bucket trucks will be conducted during this one-year extension.

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 19-S-MOD (Cont.)

FUND SOURCE: 100% Special (Transportation Trust Fund)

APPROPRIATION CODE: J05H0102

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 1-C

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

INSTITUTION: University of Maryland, Baltimore for
Towson University

CONTRACT ID: Construction Management at Risk Services
Smith Hall Addition and Renovations Project Part II
RFP #201228 BS

CONTRACT DESCRIPTION: Management and construction services during pre-construction
and construction for Towson University's Smith Hall Addition and Renovations Project Part II.

AWARD: The Whiting-Turner Contracting Company
300 East Joppa Road
Baltimore, Maryland 21286-3048

CONTRACT TERM: 24 months from issuance of pre-construction notice to proceed
49 months from construction notice to proceed

AMOUNT: \$750,000 (pre-construction fees only)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Price</u>
Whiting-Turner <i>Baltimore</i>	60	37.21	97.21	\$16,200,000
Turner Construction <i>Baltimore</i>	57.25	39.53	96.78	\$15,249,041
Gilbane <i>Laurel</i>	<u>58.29</u>	38.32	<u>96.61</u>	\$16,792,264

**SUPPLEMENT C
 UNIVERSITY SYSTEM OF MARYLAND
 ACTION AGENDA**

ITEM: 1-C (continued)

PROPOSALS: (continued)

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Price</u>
Skanska Rockville	55.09	40.00	95.09	\$15,070,066
Barton Malow Baltimore	54.72	37.80	92.52	\$15,945,162
Grunley Mascaro Baltimore	52.92	35.90	88.82	\$16,792,264

MBE PARTICIPATION: 25%

PERFORMANCE BOND: 100% performance bond is required

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Marketplace* and distributed to the Office of Minority Affairs and other MBE associations. Eight technical proposals were received and evaluated by a University evaluation committee. Six offerors achieved the minimum technical score and were invited to oral presentations. After oral presentations the six proposers were invited to submit pricing. Award is recommended to Whiting Turner who achieved the highest combined technical and financial score. Whiting Turner presents an experienced construction management team and demonstrates a strong understanding of the project.

The estimated construction cost for this project is \$122,450,000. This Item recommends award for pre-construction services only. If the University and the contractor agree to a Guaranteed Maximum Price, the University will return to the Board for approval to modify the contract to include construction costs and CM construction services fee.

FUND SOURCE: MCCBL 2012: *Smith Hall Expansion and Renovation*. Item 044

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1528-1111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT:

ITEM: 2-C

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

INSTITUTION:

University of Maryland, College Park

CONTRACT ID:

On-Call General Contracting Services
RFP No. 84520-A (Multiple Awards)

CONTRACT DESCRIPTION: General construction services for the Office of Facilities Management at the University of Maryland, College Park and other University System of Maryland institutions, on an as-needed basis.

AWARDS:

Coakley & Williams Construction
Bethesda, MD 20814

Plano Coudon Construction
Baltimore, MD 21230

Lewis Contractors
Owings Mills, Maryland 21117

Rich Moe Enterprises
Upper Marlboro, MD 20774

Baltimore Contractors, Inc
Baltimore, MD 21061

F.H. Paschen, S.N. Nielsen & Assoc, LLC
Falls Church, VA 22043

Kalmia Construction, Co., Inc
Beltsville, MD 20705

KBE Building Corporation
Columbia, MD 21046

Brawner Builders, Inc
Hunt Valley, MD 21031

Northpoint Builders, Inc
Baltimore, MD 21222

CFI Construction Corporation
Rockville, MD 20852

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 2-C (continued)

TERM: 05/29/13 – 05/28/15
with 3 one-year renewal options

AMOUNT \$30,000,000 (two-year base term)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

	<u>Technical</u>	<u>Project Price</u>
Coakley & Williams Construction	96.6	\$246,000.00
Lewis Contractors	94.5	\$302,060.00
Rich Moe Enterprises	93.8	\$165,944.00
Brawner Builders	93.6	\$190,649.99
Plano Coudon Construction	92.4	\$246,300.00
F.H. Paschen & S.N. Nielsen	92.0	\$247,280.66
North Point Builders	91.1	\$178,300.00
KBE Building Corporation	89.8	\$220,046.00
CFI Construction	89.7	\$180,858.00
Baltimore Contractors, Inc	89.3	\$86,588.00
Kalmia Construction	89.3	\$162,787.00

MBE PARTICIPATION: MBE goals will be set for projects expected to exceed \$50,000.

PERFORMANCE SECURITY: 100% Payment and Performance Bonds for projects that exceed \$100,000.

REQUESTING INSTITUTION REMARKS: This project was advertised on *eMarylandMarketPlace*. Twenty-eight proposals were received and evaluated by the Evaluation Committee. Eleven proposals were technically acceptable and susceptible of award. To evaluate pricing, offerors prepared pricing for a sample task order to renovate the Prince George's Hall basement. Task Orders for future projects will be awarded on this same basis of competitive bidding among the eleven contractors.

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 2-C (continued)

REQUESTING INSTITUTION REMARKS (continued): All eleven technically acceptable proposers are recommended for contract award. This will allow the eleven firms to compete for award of general construction task orders. Task orders exceeding \$1,000,000 will be presented to the Board for approval.

Work performed under these contracts will be supervised by the Office of Facilities Management at the University of Maryland, College Park, with Procurement support provided by the University's Department of Procurement & Supply.

FUND SOURCE: Various – depending on institution placing task order

RESIDENT BUSINESS/ TAX CLEARANCE

Coakley Williams Construction	Yes	13-0927-1111
Henry H. Lewis Contractors	Yes	13-0934-1010
Rich Moe Enterprises	Yes	13-0929-0111
Brawner Buildings	Yes	13-0925-1111
Plano Coudon Construction	Yes	13-0928-1111
F.H. Paschen, S.N. Nielsen & Assoc LLC	No	13-0930-1010
North Point Builders, Inc	Yes	13-0933-1111
KBE Building Corp	Yes	13-0932-1110
CFI Construction Corp	Yes	13-0926-0111
Baltimore Contractors	Yes	13-0924-1111
Kalmia Construction	Yes	13-0931-0111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

SERVICE CONTRACT

ITEM: 3-S

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Travel Management Services, RFP No. 83777N

DESCRIPTION: Comprehensive, customer-oriented, professional travel management services for the University community. Program includes full range of travel and lodging requirements in support of domestic and international travel as well as meeting and conference planning and other travel-related services. Multiple-award contracts will be available for use by all USM Institutions.

AWARDS: Globetrotter Travel Management Services, Inc.
Olney, Maryland 20832

Travel-On Ltd.
Beltsville, Maryland 20805

Omega World Travel
Fairfax, VA 22031

CONTRACT TERM: June 01, 2013 through May 31, 2018
with 2 three-year renewal options

AMOUNT: \$1,250,000 (base term estimated fees/all awardees
combined)

PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 0%

PERFORMANCE BOND: N/A

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 3-S (continued)

PROPOSALS:	<u>Technical</u>	<u>Financial</u>	<u>Overall</u>	<u>Evaluated Price</u>
Globetrotter Travel Mgmt. Services	1	2	1	\$2,663,040
Travel-On Ltd	2	1	2	\$3,149,440
Omega World Travel	3	3	3	\$2,881,920

FUND SOURCE: Various

REQUESTING INSTITUTION REMARKS: Task orders will issue on an as-needed basis. There is no minimum ordering requirement and funds are obligated only when order is placed. The award amount of \$1,250,000 is an average of the total transaction fees proposed by all three of the travel agencies, based on estimated quantities over the five-year base term. The evaluated price reflects each proposer's total per-transaction fees for the travel program over the full 11-year period, assuming that all options are exercised. These figures are for evaluation purposes only and do not reflect actual orders to any agency.

The University will take advantage of the best capabilities and services offered by each of the three awardees, including any price discounts or benefits or capabilities unique to a particular vendor. This project will be managed by the Department of Business Services at the University of Maryland, College Park with procurement assistance from the University's Department of Procurement and Supply.

RESIDENT BUSINESS:

Globetrotter:	Yes
Travel-On:	Yes
Omega:	No

TAX CLEARANCE:

Globetrotter	13-1476-0111
Travel-On	13-1504-0111
Omega	13-1477-0111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 4-C MOD

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

INSTITUTION:

University of Maryland, College Park

CONTRACT ID:

Construction Management at Risk
Main Administration Building (077) Second Floor
Center-Wing Renovation
University of Maryland, College Park
Master Order No. B-003284-K
Task Order No. Y-400261

CONTRACT APPROVED:

On Call CM Services (USM Item 6-C OPT [1/02/13])
Pre-Construction Services (USM Item 9-C [2/06/13])

CONTRACTOR:

Clark Construction Group, LLC
Bethesda, MD 20814

ORIGINAL PROCUREMENT METHOD:

Competitive Sealed Proposals

TASK ORDER DESCRIPTION: On-Call Construction Manager to provide both pre-construction and construction phase services to renovate a section of the 2nd Floor, Main Administration Building. The scope of work for this renovation of approximately 1,380 NASF/3,008 GSF will include HVAC and sprinkler renovation for a portion of the 2nd floor center wing space as-well-as resizing the rooftop HVAC unit to accommodate the center wing of the 1st floor. Work will also include space reconfiguration and associated lighting and electrical work, correcting ADA deficiencies, abatement of any hazmat material found during the renovation and replacement of flooring materials including carpet in most spaces and resilient flooring in the proposed pantry and office service space. Anticipated Construction Cost: \$935,462

MODIFICATION DESCRIPTION: Incorporate Guaranteed Maximum Price into Task Order.

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 4-C MOD (continued)

TERM: Pre-Construction Phase
4 months from Notice to Proceed (2/7/13-5/28/13)
Construction Phase
7 ½ months from Notice to Proceed (5/29/13-1/13/14)

ORIGINAL AMOUNT: \$8,000 (Pre-Construction Services only)

MODIFICATION AMOUNT: \$1,024,188

REVISED TOTAL AMOUNT: \$1,032,188

MBE PARTICIPATION: 30%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of GMP

REQUESTING INSTITUTION REMARKS: Clark Construction Group, LLC has performed pre-construction services. The University seeks Board approval to incorporate the GMP into the contract and proceed with construction. Facilities Management/Department of Campus Projects at the University of Maryland, College Park will manage Contractor's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: Plant Funds

APPROP CODE: R30B22

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1282-1111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 5-S

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

INSTITUTION: Towson University

CONTRACT ID: Dining Services, TU-1322

DESCRIPTION: Comprehensive campus dining services, including student board meals, retail sales, internal and external catering, and concessions. Contractor will invest in renovations/upgrades to various campus dining locations.

AWARD: Compass Group USA, Inc./Chartwells Division
Rye Brook, NY 10573

TERM: July 1, 2013 -- June 30, 2018
(with 1 five-year renewal option)

AMOUNT: \$5 million guaranteed commission (minimum \$1 million/yr)

PROCUREMENT METHOD: Competitive Sealed Proposal
Single offer received

PROPOSAL:	<i>Technical Rank</i>	<i>Financial Rank</i>	<i>Composite Rank</i>
Compass Group USA, Inc./ Chartwells Division	1	1	1

INCUMBENT: Same

MBE PARTICIPATION: 3.5% of gross reimbursements

PERFORMANCE SECURITY: \$1 million Performance Bond

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 5-S (continued)

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Marketplace*, posted to the University's website, and distributed to the Governor's Office of Minority Affairs. Solicitation notices were sent to nine firms; four firms attended the pre-proposal conference. Only one offeror submitted a proposal. Inquiries with non-responding firms disclosed that several institutions in the region were soliciting proposals from the industry simultaneously. The University determined that other prospective offerors had reasonable opportunity to respond.

Contractor will be paid from program revenues (primarily student board fees). Gross reimbursements are estimated at \$88 million over the five-year base term. Current meal plan rates will be extended through the 2013-14 academic year; subsequent increases in board fees and cash-sale prices will be indexed to the CPI-U category: Food Away From Home (Balt./Wash. area).

Guaranteed commission includes 12% on franchise sales, 15% on non-franchise sales, 13% on general catering and summer conferences, 18% on external catering, and 35% on concessions.

Contractor will make capital investments of \$11,216,400 in dining area renovations and food service equipment upgrades over the initial term, and provide a \$1 million continuity payment, as well as a \$50,000 annual capital campaign gift, \$105,000 in program marketing funds, and \$138,700 in cash and in-kind contributions, each year.

FUND SOURCE: Auxiliary Services/Self-support revenue
R30B24

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1333-1111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 6-GM MOD

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

INSTITUTION: Frostburg State University

RECOMMENDATION: That the Board of Public Works approve Frostburg State University amending and restating its ground lease with MEDCO to accommodate a refinancing by MEDCO of the 2002 bonds associated with the privatized student housing project at Frostburg State University.

ORIGINAL CONTRACT: Ground Lease to MEDCO for construction of privatized student housing on Frostburg State University campus

PRIOR APPROVALS:

Ground Lease and Agreement for Privatized Student Housing USM Item 1-GM (4/10/2002)
First Amendment to Ground Lease and Agreement USM Item 4-GM (10/2/2002)

BACKGROUND: Frostburg State University entered into a ground lease in 2002 with the Maryland Economic Development Corporation (MEDCO) as tenant and Belt/AP/Davis, LLC, a limited liability company as Developer to provide an approximate 404-bed student residence apartment facility and 300 parking spaces for occupancy beginning Fall 2003. MEDCO issued tax-exempt bonds to finance project development.

MEDCO intends to refinance to issue 2013 bonds to take advantage of current low fixed rates and achieve debt service savings. ~~Public Financial Management, the University System's financial advisor, has advised that the proposed restructuring will result in net present value savings on interest on the bonds.~~ The Ground Lease is also being amended to delete the Developer as a party to the Ground Lease, an amendment to which the Developer agrees. Otherwise, the Amendment and Restatement will not differ in any material way from the Original Ground Lease other than to update some capital reserve and insurance requirements as well as the Exhibits. The Ground Lease requires the Board of Public Works to sign amendments to the Ground Lease.

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 1-IT

Agency Contact:

Anna Lansaw (410) 768-7354

Alansaw2@mdot.state.md.us

Donna Ziegenhein (410) 260-7627

Donna.ziegenshein@maryland.gov

DEPARTMENT/PROGRAM:

Transportation

Motor Vehicle Administration

CONTRACT ID:

IntelliGrants Software/

Maintenance, Hosting, Technical Support

Contract # J00B3400041

ADPICS BPO No.: J00B3400041

CONTRACT DESCRIPTION: Software maintenance, hosting, and technical support to monitor grants received and grants distributed by Maryland Highway Safety Office.

AWARD:

Agate Software Incorporated

Okemos, MI

TERM:

07/01/2013 – 06/30/2016 (three years)

AMOUNT:

\$252,750

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

0%

INCUMBENT:

Same

REMARKS: The Maryland Highway Safety Office (MHSO) was transferred from the State Highway Administration to the Motor Vehicle Administration in 2011. SHA originally acquired the software product, IntelliGrants, under the Department of Information Technology's Commercial-Off-The Shelf master contract 2009. MHSO uses this software product which is manufactured and supported by Agate Software Incorporated. Agate currently provides MHSO, at a negotiated hourly rate, software maintenance, system hosting, and technical services. These services include configuring and implementing software to provide new forms, reports, security rolls changes, and additions for new grants.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 1-IT (Cont'd)

This procurement to continue services is a sole source because no other companies are authorized to furnish maintenance and technical support for this proprietary software. No MBE goal was established as there are no elements of work to subcontract due to the proprietary nature of the software.

FUND SOURCE: 100% Federal Funds Budgeted to MVA
APPROP. CODE: J04E0004
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-1240-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 2-IT (Cont'd)

MBE PARTICIPATION: 33%

INCUMBENT: RESI – Towson University

REMARKS: A Request for Proposals was posted on *e-Maryland Marketplace*. A copy of the RFP was sent to the Governor's Office of Minority Affairs. A pre-proposal conference was attended by 21 vendors. Three qualified proposals were submitted. All three proposals went through all stages of the evaluation process, including oral presentations and Best and Final Offers

Award is recommended to United Solutions, LLC who was ranked number one overall and offered the best overall value to the State. United Solutions' technical proposal meets all of the RFP requirements. Its proposal demonstrated a strong understanding of the requirements, with an excellent work plan, strong methodology and a realistic time line..

FUND SOURCE: 100% State Transportation Operating Funds

APPROPRIATION CODE: J04E001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1294-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 3-IT

Agency Contact:

Lavinia Lee (410) 260-7635

vlee@comp.state.md.us

Donna Ziegenhein (410) 260-7627

Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Comptroller of Maryland

CONTRACT ID:

SS-13-15

ADPICS No.: E00B3400071

CONTRACT DESCRIPTION: Critical project management support for improvements to the Business Intelligence/Data Warehouse project.

AWARD:

Mathtech, Inc.

Hamilton, NJ 08690

TERM:

7/1/2013 – 6/30/2014

AMOUNT:

\$169,641

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

0%

INCUMBENT:

Mathtech

REMARKS: Mathtech's project manager has provided technical assistance to implement and expand the Modernized Integrated Tax System Business Intelligence/Data Warehouse since January 2011. The project manager is instrumental in planning new initiatives; supporting efforts to facilitate Data Warehouse usability for the business user; assisting in developing requirements and business rules for new revenue generating or cost reduction; supporting business user testing and data validation; and reviewing documents and deliverables as requested. Due to the complexity of the solution, additional project oversight and knowledge transfer is required to ensure that the data warehouse solution continues to perform in support of the Comptroller's revenue generation, compliance and audit, and revenue forecasting programs. The MBE goal has is zero as RADCA, the subcontractor for Mathtech, has been providing crucial technology consulting and project management since the inception of the MITS BI/DW. It is therefore deemed reasonable that this relationship should continue.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 3-IT (Cont'd)

FUND SOURCE: MITDPF
APPROP. CODE: E00A0402
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-1340-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 4-IT

Agency Contact:

Jennifer Ruffner (410) 514-7612
jruffner@mdp.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Department of Planning
Maryland Historical Trust/
Maryland Heritage Areas Authority

CONTRACT ID:

Grants Lifecycle Management Software
eMM # MDD4031005224
ADPICS No.: D40B3400007

CONTRACT DESCRIPTION: Grants Lifecycle Management Software System

AWARD:

Microedge, LLC
New York, NY 10019

TERM:

7/1/2013 – 6/30/2018 (five years)

AMOUNT:

\$312,113

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

<i>Offeror</i>	<i>Technical Rank</i>	<i>Price</i>	<i>Financial Rank</i>	<i>Overall Rank</i>
Microedge, LLC New York, NY	1	\$312,113	2	1
Dulles Technology Partners .Leesburg, VA	2	\$148,000	1	2

MBE PARTICIPATION:

0%

INCUMBENT:

None

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 4-IT (Cont'd)

REMARKS: Public notice of the Request for Proposal was provided on *MarylandMarketplace* and on the Maryland Historical Trust website. Nine vendors were directly solicited. Three proposals were received. One proposal did not meet minimum qualifications. Two proposals were found to be acceptable and responsive.

Due to the limited marketplace for commercial off-the-shelf grants lifecycle management software, the small number of responses was not unusual. Commercial off-the-shelf grants lifecycle management software is a niche market with a small number of qualified vendors. Extensive research was conducted, including review of independent software surveys produced by the Grants Managers Network, to attempt to identify as many qualified firms as possible including resident businesses, small businesses, and MBEs.

Technical factors had more weight than financial factors in the overall ranking determination. The recommended Offeror was ranked higher technically; its technical superiority was judged to outweigh its difference in price over the other offer. The following criteria were considered when reviewing the technical merits of the proposals:

- Functionality – what are the areas of functionality and how do they relate to the needs of MHT/MHAA?
- Ease of Use – how user-friendly is the system, for applicants, administrators and reviewers?
- Flexibility and ease of product implementation – how will the system be implemented, how does it fit into the grant cycles of MHT/MHAA, and how is it facilitated?
- Technical capability – what are the software and hardware capabilities of the system and how do they relate to the existing technological capacity of MDP?
- Ongoing support – what level of ongoing support will be provided to MHT/MHAA, including upgrades, changes and technical assistance?
- Vendor responsiveness and availability – how available and responsive is the vendor to customer requests?
- System demonstrations

The selected vendor has 27 years of grants lifecycle management software experience with a strong range of support and best practice resources, and quick problem resolution. The system is

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 4-IT (Cont'd)

flexible and robust, allowing for a high level of customization and communication tracking across programs, which is important for the diverse programs of MHT/MHAA that will use the system. The database structure allows for changes within the system on an as-needed basis while preserving obsolete fields and forms, and the level of organization and internal consistency of the database documentation allows for a clear understanding of the structure of the database, which is critical in using the software functionality fully.

The Department of Planning did not establish an MBE subcontracting goal because grants lifecycle management software is a niche market and the operational structure of grants lifecycle management software companies does not lend itself to subcontracting. Review of the MBE database did not identify any potential firms that could provide commercial off-the-shelf grants lifecycle management software.

FUND SOURCE: Special Funds (Maryland Heritage Area Financing Fund)

APPROP. CODE: D40.W0107

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-1506-1110

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

APPROVED

DISAPPROVED

DEFERRED

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WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 5 -IT

Agency Contact:

Arthur Blumenthal (410) 767-5037

ablumenthal@dhhm.state.md.us

Donna Ziegenhein (410) 260-7627

Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Health and Mental Hygiene

Mental Hygiene Administration

CONTRACT ID:

DHMH/OPASS 14-13435

ADPICS BPO No.: M00B4400017

CONTRACT DESCRIPTION: Maintenance for the pharmacy tracking and drug interaction software modules of the Hospital Management Information System.

AWARD:

Netsmart Technologies, Inc.

Great River, NY

TERM:

7/21/2013 – 7/20/2014

AMOUNT:

\$197,508

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

0%

INCUMBENT:

Same

REMARKS: The Mental Hygiene Administration's Pharmacy Tracking System has been in service for over ten years. One of its key functions is electronically checking for drug-to-drug interactions. A breakdown could have a major negative impact on patient safety. Moreover, the Joint Commission requires electronic drug-to-drug interaction checking to maintain hospital accreditation. Loss of accreditation could lead to a loss of billing revenues from Medicare and Medicaid. Accordingly, a software maintenance contract is necessary.

Netsmart is the application software developer and owns the source code. Netsmart has been responsive in terms of timeliness and knowledge of the pharmacy software. Netsmart's support keeps the system operational for daily drug dispensing and allows DHMH to access pharmacy data files for reporting purposes and resolving user operation issues.

Due to proprietary nature of the software and services provided under this contract, there are no subcontracting opportunities.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 5-IT (Cont'd)

In FY2009, an RFP was published to replace the existing Hospital Management Information System – which includes the census, billing and pharmacy modules with a more modern system that would also include an electronic medical record module. However, that procurement was not funded so the legacy HMIS system is still in use.

FUND SOURCE: 100% Gen.
APPROP. CODE: M00L0101
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-0690-1111

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

APPROVED

DISAPPROVED

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WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 6-IT

Agency Contact:

Albert Annan (410) 767-0114
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Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Education
Division of Instruction

CONTRACT ID:

Online Professional Development Courses
ADPICS No.: R00B3400072

CONTRACT DESCRIPTION: Develop five online professional development courses (English 10, English 11, Middle School English Language Arts/Literacy, Elementary Mathematics and Middle School Mathematics) to help educators master the content and pedagogical changes required by the Maryland Common Core State Curriculum.

AWARD:

A P Ventures, LLC
Columbia, MD

TERM:

6/12/2013 –9/30/2014 (1Year 3 Months)

AMOUNT:

\$425,000

PROCUREMENT METHOD:

Competitive Sealed Proposals
Single Proposal Received

MBE PARTICIPATION:

100%

INCUMBENT:

None

REMARKS: A notice of availability of the Request for Proposal was posted on *eMarylandMarketplace*. A copy of the RFP was sent to the Governor's Office of Minority Affairs. One proposal was received. A survey of the non-responding vendors disclosed the following: lack of expertise to perform the services and workload precludes participation in the RFP.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 6-IT (Cont'd)

A P Ventures, a certified DBE/MBE, met all of the technical requirements and has ten years of experience developing similar types of online professional development courses, including courses for teachers of English/Language Arts and Mathematics. AP Ventures' financial proposal was deemed fair and reasonable, falling within the anticipated and budgeted amount.

In August 2010 Maryland was awarded one of the Race to the Top (RTTT) grants awarded by the U.S. Department of Education. One goal for Maryland's reform agenda is to ensure that all students are fully prepared for college and a career in the 21st Century. Maryland must bolster data systems, improve instruction and attract and maintain a stronger educational workforce to achieve this goal.

Contractor will develop five online courses that will address identified content areas at the elementary, middle, and high school levels: English 10, English 11, Middle School English Language Arts/Literacy, Elementary Mathematics and Middle School Mathematics. The courses will align with and support the direction, scope, and content of the Educator Effectiveness Academies, providing teachers and administrators a consistent path for mastering and applying content and pedagogy. Each course will be designed for use in multiple professional development approaches: self-paced, hybrid and facilitated fully online learning.

FUND SOURCE: 100% Federal: Race to the Top
APPROP. CODE: R00A0101
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 13-1191-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 7-IT

Agency Contact:
Elliot Schlanger (410) 260-2994
Elliot.Schlanger@maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT: Department of Information Technology

CONTRACT ID: Central Collections Unit Project Human Resources
ADPICS NO.: 060B3490001

CONTRACT DESCRIPTION: Task order request for proposal-based Master Contract to provide the Central Collections Unit Modernization Project with technical and consulting resources for 65 distinct labor categories.

AWARD:

- Bodhtree Solutions, Inc., Fremont, CA
- The Canton Group, LLC, Baltimore, MD
- ICUBE Systems, Inc., Clifton, VA
- Oakland Consulting Group, Inc., Lanham, MD
- Powersolv, Inc., Reston, VA
- Software Consortium, Inc., Towson, MD

TERM: 7/1/2013 –6/30/2018 (5 years)

AMOUNT: \$7,167,333

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS: See Page 17D

MBE PARTICIPATION: 0%

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 7-IT (Cont'd)

INCUMBENTS: None

REMARKS: The Request for Proposals was posted on *eMaryland Marketplace* and on the DoIT web site. It was also emailed directly to 550 MBE firms. The RFP noted that six Offerors would be recommended for award of a master contract. A total of 23 proposals were received and evaluated. Three proposals failed to meet RFP minimum qualifications. Twenty proposals completed the technical evaluation process. Two proposals were eliminated when financial proposals were found to be incomplete. Six of the remaining 18 proposals are recommended for award based on best value to the State. Five of the six recommended firms are MBEs; three are certified Small Businesses; and three are Maryland resident businesses.

For services procured under these contracts, there will be a secondary level of competition through a task order RFP process. The task order RFP is a solicitation that describes specific needs of the CCU project on an as-required basis. Each Master Contractor must respond to each task order RFP with a proposal submission or a written notification that it does not intend to submit a response and why. Master Contractors are anticipated to provide offers that are less than their proposed not-to-exceed labor rates to maximize task order competition. These master contracts are available only to support the CCU project.

No MBE subcontract goal was established because this contract provides staffing resources, so neither the number of resources requested in a task order RFP, nor the number of contractors awarded a task order can be predicted in advance to establish MBE goals. Master Contractors are encouraged to propose MBE subcontracting partners in response to each task order RFP.

Through these master contracts, the State will be able to take advantage of market leaders in the field of information technology project staffing. The contract will provide efficient resource provisioning and cost-effective project support.

FUND SOURCE: Special Funds

APPROP. CODE: F50B0406

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM 7-IT (Cont'd)

RESIDENT BUSINESSES:	Bodhtree Solutions, Inc.	No
	The Canton Group, LLC	Yes
	ICUBE Systems, Inc.	No
	Oakland Consulting Group, Inc.	Yes
	Powersolv, Inc.	No
	Software Consortium, Inc.	Yes

MD TAX CLEARANCES:	Bodhtree Solutions, Inc.	13-1398-0111
	The Canton Group, LLC	13-1390-1111
	ICUBE Systems, Inc.	13-1391-0000
	Oakland Consulting Group, Inc.	13-1392-0111
	Powersolv, Inc.	13-1396-0111
	Software Consortium, Inc.	13-1395-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 7-IT (Cont'd)

ATTACHMENT 1

OFFERORS	TECHNICAL RANKING	FINANICAL PROPOSAL (5 YEARS)	FINANCIAL RANKING	OVERALL RANKING*
Oakland Consulting Group, Inc.	1	\$31,065.81	3	1
ICUBE Systems, Inc.	3	\$28,617.00	2	2
Powersolv, Inc.	5	\$39,291.59	7	3
Software Consortium, Inc.	6	\$39,020.00	6	4
Bodhtree Solutions, Inc.	7	\$43,402.19	9	5
The Canton Group, LLC	12	\$24,962.05	1	6
Computer Aid, Inc.	4	\$44,517.10	11	7
Navigator Management Partners, LLC	2	\$44,786.82	12	8
Mathtech, Inc.	15	\$35,663.29	5	9
MODIS, Inc.	16	\$34,050.50	4	10
ALTEK IT, Inc.	8	\$49,508.13	14	11
CGI Technologies, Inc.	9	\$45,388.08	13	12
Next Gen Consulting, Inc.	10	\$56,522.01	15	13
Telnet, Inc.	14	\$42,612.74	8	14
Gantech, Inc.	11	\$68,742.81	17	15
Angarai International, Inc.	13	\$61,593.90	16	16
Proser Corp. dba Tekskills	18	\$43,577.39	10	17
Berry Dunn, LLC	17	\$70,713.70	18	18

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

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 8-IT

Agency Contact:

Anthony Fugett (410) 767-1679
AFugett@dbm.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Budget & Management
Central Collection Unit

CONTRACT ID:

Software License Support Services
ADPICS No.: F10B3400013

CONTRACT DESCRIPTION: Software maintenance and support services for proprietary collections software system.

AWARD:

Columbia Ultimate, Inc.
Vancouver, WA

TERM:

7/1/2013 - 6/30/2014
(with 2 one-year renewal options)

AMOUNT:

\$187,644 (1 Year; Base Term)
\$180,262 (1 Year; Renewal Option #1)
\$172,880 (1 Year; Renewal Option #2)
\$540,786 Total (3 Years)

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

0%

INCUMBENT:

Same

REMARKS: DBM's CCU is responsible for collecting all delinquent debts, claims and accounts due to the State (other than most taxes, child support, and certain other debts). Typical debts are: college tuition and fees; student loans; public assistance and food stamp overpayments; Parole and Probation restitution accounts; reimbursement for vehicular damage to State property; bounced checks; reimbursement for care at State hospitals; unpaid workers compensation insurance premiums; Home Improvement Commission awards; and environmental fines.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 8-IT (Cont'd)

In 1987, DBM engaged in a competitive procurement for an automated collections software application for CCU. The contract was awarded to Columbia Ultimate Business Systems, Inc. now using the name Columbia Ultimate, Inc. The collections software system is a proprietary product that was custom designed for CCU's business practices. CUBS has provided the software maintenance and support services for the proprietary software application that it created. Through this contract, CUBS will continue this support for one year with the option of renewing the contract for two additional years at a discounted rate.

Due to the nature of the services to be provided there are no subcontracting opportunities, therefore, there is no MBE participation goal.

FUND SOURCE: 100% Special (Debt Collection Fees)
APPROP. CODE: F10A0103
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-1121-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 9-IT

Agency Contact:

Julie Squire (410) 767-2924
jsquire@dllr.state.md.us
Donna Ziegenhein (410) 260-7627
donna.ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Labor, Licensing and Regulation
Division of Workforce Development and Adult Learning

CONTRACT ID: Modules for the Maryland Workforce Exchange
DLLR-2013-035
ADPICS No.: P00B3400109

CONTRACT DESCRIPTION: Request for retroactive approval: Use of modules designed to interface seamlessly with the Maryland Workforce Exchange platform, which links jobseekers with jobs, provides training, and integrates workforce activities throughout the State.

AWARD: Geographic Solutions, Inc.
Palm Harbor, FL

TERM: 9/28/2012 – 5/31/2013

AMOUNT: \$229,580 (9 Months)

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0%

INCUMBENT: None

AGENCY REMARKS: Geographic Solutions, Inc. is the sole supplier of modules that allow for automated tracking, document management and document scanning capabilities for Maryland Workforce Exchange. Geographic Solutions, Inc. owns all copyrights and other intellectual property rights, including the source code.

The services available through these modules include automated tracking using scan-card read technology; uploading and organizing documents through user-specific profiles; and the web-based capture, storage, indexing and tagging of this information. It was imperative to the continued health and growth of employment in Maryland that Maryland Workforce Exchange continue the use of these services without interruption.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 9-IT (Cont'd)

AGENCY REMARKS (continued): There are no MBE subcontracting opportunities on the contract for this proprietary software license agreement and therefore, no MBE participation.

DoIT REMARKS: Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article. Pursuant to Section §11-204(c), State Finance & Procurement Article, Annotated Code of Maryland, DoIT requests this be approved as a voidable contract, rather than void.

FUND SOURCE: 100% Federal Funds

APPROP. CODE: P00G0103

RESIDENT BUSINESS: No

MD. TAX CLEARANCE: 13-1593-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 10-IT
Agency Contact:
Julie Squire (410)-767-2924
jsquire@dllr.state.md.us
Donna Ziegenhein (410) 260-7627
donna.ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Labor, Licensing and Regulation
Division of Workforce Development and Adult Learning

CONTRACT ID: One-Stop, End-User Software License Agreement
for the Maryland Workforce Exchange
DLLR-2013-033
ADPICS No.: P00B3400110

CONTRACT DESCRIPTION: An operational, comprehensive, one-stop operating system that integrates information from the Workforce Information Database and real-time, labor market information with labor exchange functionality in a self-service mode to employers and individuals, as well as providing a staff-assisted interface that can connect with the current Maryland Workforce Exchange.

AWARD: Geographic Solutions, Inc.
Palm Harbor, FL

TERM: 6/1/2013 – 6/30/2015

AMOUNT: \$3,605,625 (2 Years; 1 Month)

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0%

INCUMBENT: None

REMARKS: Geographic Solutions, Inc. is the only company nationwide with an operational, comprehensive, one-stop operating system that integrates information from the Workforce Information Database and real-time, labor market information with labor exchange functionality in a self-service mode to employers and individuals, as well as providing a staff-assisted interface that can connect with the current Maryland Workforce Exchange. Geographic Solutions, Inc. is the sole supplier of Virtual OneStop® and has sole and exclusive ownership of all rights, title, and interest in the Virtual OneStop® System., including all copyrights and other intellectual property rights, as well as the source code.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 10-IT (Cont'd)

REMARKS (continued): The information that Virtual OneStop® provides includes wage data; supply and demand; growth projections; education and training provider and program information; links to O*NET occupation data; and on-line assessments for career exploration and transferable skills analyses. The integration of WID and MWE allows employers to create job orders and job seekers to view jobs.

Maryland Workforce Exchange is the platform that DLLR uses to implement the Virtual OneStop® in the State, linking jobseekers with available jobs and providing training and integrating all workforce activities throughout the State. Maryland Workforce Exchange also drives Maryland's Workforce Dashboard, the State's common platform for identifying skills gaps and the means to bridge them.

It is imperative to the continued health and growth of employment in Maryland that Maryland Workforce Exchange continue without interruption through the acceptance of this contract.

There were no elements of work to subcontract for this procurement; therefore, no MBE participation was possible.

FUND SOURCE:	100% Federal Funds
APPROP. CODE:	P00G0103
RESIDENT BUSINESS:	No
MD. TAX CLEARANCE:	13-1593-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore - (410) 859-7792
smoore2@bwiairport.com

BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-13-014
Runway Safety Area Program Environmental
Mitigation Stream Restoration Project at BWI
Thurgood Marshall Airport (BWI Marshall)
Anne Arundel County
ADPICS NO.: MAACO13014

CONTRACT DESCRIPTION: This contract provides for the stream restoration to Kitten Branch which includes: grading of stream channels, placement of fill, construction of in-stream structures, removal of invasive vegetation, and plantings.

AWARD: Environmental Quality Resources, LLC
Arbutus, MD

AMOUNT: \$2,078,772

TERM: 174 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding
(Multi-Step, One Bid Received)

MBE PARTICIPATION: 25.52%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of
Contract Amount

REMARKS: The Engineer's Estimate was \$1,863,489.

This Solicitation was advertised on eMM and on the MAA Website. eMaryland Marketplace directly notified over one hundred fifty (150) prospective bidders, including Maryland companies, Minority Business Enterprises, and Small Business Enterprises. A total of thirteen (13) firms purchased the contract documents. One (1) bid was received. The remaining plan holders were contacted as to why they did not bid the project. The majority of the responses related to competing, on-going commitments or project scope larger than anticipated.

A meeting was held on April 24, 2013 to negotiate the cost difference between the engineer's estimate and the single bid. As a result of the discussion and clarifications to the contractor's understanding of the scope of work, the contractor reduced its original cost by \$350,000.

ITEM: 1-C (Continued)

BPW – 05/29/13

Prospective bidders had a reasonable opportunity to respond to this solicitation, therefore, in accordance with COMAR 21.05.02.20, the Procurement Officer recommends award of this contract to Environmental Quality Resources, LLC as a sole source contract under COMAR 21.05.05.

The MBE goal established for this contract was 25%; however the Contractor will be exceeding the goal by .52%.

FUND SOURCE:	100% Passenger Facility Charge (PFC) Revenue Funds Budgeted to MAA and Future Federal Funds
APPROPRIATION CODE:	J06I0003
MD TAX CLEARANCE:	13-1271-1111
RESIDENT BUSINESS:	Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Suzette Moore (410) 859-7792
smoore2@bwiairport.com

BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-13-017
 Runway 15L-33R Runway Safety Compliance
 Project at BWI Thurgood Marshall Airport (BWI
 Marshall)
 Anne Arundel County
 ADPICS NO.: MAACO13017

CONTRACT DESCRIPTION: This contract provides for areas of excavation and embankment for the placement of a new vehicle service road, storm drainage installation, box culvert and structure installation, demolition and replacement of pavement, and airfield electrical infrastructure installation for Runway 15L-33R. It is one of the contracts in the BWI Runway Safety Area (RSA) Pavement Management and Standards Compliance Program which seeks to address RSA standards as mandated by Congress, and dictated by the Federal Aviation Administration, to be completed by December 31, 2015.

AWARD: Gray & Son, Inc.
 Timonium, MD

AMOUNT: \$4,959,398

TERM: 135 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Gray & Son, Inc. Timonium, MD	\$4,959,398
Joseph B. Fay Co. Baltimore, MD	\$5,373,315
Milani Construction, LLC Washington, DC	\$6,242,028
Independence Excavating, Inc. Independence, OH	\$6,247,822
Facchina Construction Glen Burnie, MD	\$6,422,114
P. Flanigan & Sons, Inc. Baltimore, MD	\$7,310,763

ITEM: 2-C (Continued)

BPW – 05/29/13

DBE PARTICIPATION: 14%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of Contract Amount

REMARKS: The Engineer’s Estimate was \$6,988,289.

This Solicitation was advertised on eMM and on the MAA Website. This Solicitation was advertised on eMaryland Marketplace. eMaryland Marketplace directly notified over five hundred thirty (530) prospective bidders, including Maryland companies, Minority Business Enterprises, and Small Business Enterprises. Eighteen (18) sets of specifications were sold and six (6) firms submitted bids.

Difference between the low bidder’s bid and the engineer’s estimate is attributed to unclassified excavation and the duct work included in the contract scope. The Contractor confirmed its bid and noted that they specialize in these areas of work.

The RSA improvements seek to address safety standards for runways dictated by the FAA. The program was previously described in MDOT Board Agenda Item 18-EX approved on May 23, 2012. Additionally, the Board previously approved a lease from MAA to the Maryland Transportation Authority for airport facilities projects including the runways in order to allow the Authority to issue passenger facility charge bonds. This lease was approved on November 14, 2012 as MDOT Board Agenda Item 14-LL. The bonds were issued by the Authority in December of 2012.

FUND SOURCE: 100% Passenger Facility Charge (PFC) Revenue Funds Budgeted to MAA and Future Federal Funds

APPROPRIATION CODE: J06I0003

MD TAX CLEARANCE: 13-1272-1111

RESIDENT BUSINESS: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		

Suzette Moore (410) 859-7792
smoore2@bwiairport.com

BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 3-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-13-018
Miscellaneous Structural Improvements at BWI
Thurgood Marshall Airport (BWI Marshall)
Anne Arundel County
ADPICS NO.: MAACO13018

CONTRACT DESCRIPTION: This contract provides for repairs to approximately 20 buildings and structures located within the secured and non-secured areas of the BWI Marshall Airport. These repairs will occur in masonry walls and concrete slabs which include thermal insulation, sealants, applied fireproofing, hollow metal doors, gypsum wallboard, and finishes such as painting and acoustical ceilings.

AWARD: Baltimore Contractors, Inc.
Glen Burnie, MD

AMOUNT: \$487,340

TERM: 180 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve)

BIDS:		
	Baltimore Contractors, Inc. Glen Burnie, MD	\$487,340
	Warwick Supply & Equipment Co, Inc. Sparks, MD	\$600,000
	Mid-Atlantic General Contractors, Inc. Beltsville, MD	\$662,094
	M. Stancliff Seabrook, MD	\$703,412
	J.G. Garcete Co. Bladensburg, MD	\$894,914
	J & J Construction Littlestown, PA	\$1,084,901

ITEM: 3-C (Continued)

BPW – 05/29/13

MBE PARTICIPATION: 48.04%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of Contract Amount

REMARKS: The Engineer’s Estimate was \$916,499.

This Solicitation was advertised on eMM and on the MAA Website. eMaryland Marketplace directly notified over four thousand three hundred fifty (4350) prospective bidders, including Maryland companies, Minority Business Enterprises, and Small Business Enterprises. Fourteen (14) sets of specifications were sold and seven (7) firms submitted bids.

The apparent low bidder at time of bid Hawkeye Construction LLC (Hawkeye) requested to withdraw its bid on February 27, 2013, alleging a mistake in its bid. The bid was unreasonably low. After careful review of the bid documents, MAA concluded in accordance with COMAR 21.05.02.12.C.(2)(b) and upon written approval of the Office of the Attorney General that Hawkeye has convincingly demonstrated that a mistake was made in its bid. It was appropriate to allow withdrawal of the bid.

Baltimore Contractors, Inc. has confirmed its bid price and its understanding of the scope of work. The Contractor is a frequent bidder at BWI Marshall and their bid takes into account operational efficiencies afforded to them by virtue of the volume of their other ongoing work at the airport.

The MBE goal established for this contract was 25%; however the Contractor will be exceeding the goal by 23.04%.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0003

MD TAX CLEARANCE: 13-1529-1111

RESIDENT BUSINESS: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Donna DiCerbo - (410) 537-7814
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BPW – 05/29/13

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 4-C

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: NB-2718-000-006
Governor Harry W. Nice Bridge Administration and
Maintenance Buildings Generator Replacement
Charles County

CONTRACT DESCRIPTION: Replace the existing 300kw interior generator with a 300kw exterior generator at the Administration Building and the 90kw interior diesel generator with a 80kw exterior generator at the Maintenance Building located at the Governor Harry W. Nice Bridge facility.

AWARD: Line Load Electrical Contractors, Inc.
Waldorf, MD

AMOUNT: \$492,001

TERM: 180 Calendar Days from Notice to Proceed

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve, One Bid Received)

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Performance and Payment Bond at 100% of the
Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$434,169.

This Solicitation was advertised on *eMaryland Marketplace*. Direct solicitation was conducted via eMM to 169 prospective vendors, 11 of which are MBEs, 36 were certified small businesses and 5 were dually certified MBE/SBR firms. One (1) bid was received. One (1) additional firm intended to submit a bid, but unfortunately the firm did not read the IFB correctly and went to the Nice Bridge to submit its bid and the bid was therefore not submitted on time.

MDTA emailed firms that appeared on the eMaryland Marketplace Bidders list whom did not bid and three (3) responses were received. One response stated that the bonding/insurance requirements were too restrictive, the bid requirements were unreasonable or too risky and the payment schedule was too slow. Another response stated that the specifications were unclear about the fuel pumping system for them to accurately quote the project and too much was required by the generator manufacturer. In the third response, the prospective bidder went to the wrong toll facility for the bid submission. In addition, MDTA issued an Amendment to the eMaryland Marketplace solicitation attaching the No Bid Notice for firms directly notified through eMaryland to submit. One additional response was received stating that the company's workload at this time prohibited them from properly staffing for this project.

ITEM: 4-C (Continued)

BPW – 05/29/13

MDTA has deemed the bid price fair and reasonable.

The scope of work includes all labor, supervision, materials, parts, supplies, tools, equipment, transport, expenses and all unspecified incidental items to provide generator replacement at the Nice Bridge Administration and Maintenance Buildings.

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

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1251-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Gary R. Lockett 410-385-4833
glockett2@marylandports.com

BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONTRACT MODIFICATION: (Construction)

ITEM: 5-C-MOD

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 512901
Masonville Vessel Berth, Masonville Marine
Terminal
ADPICS NO. CO296091

ORIGINAL CONTRACT APPROVED: Item 4-C, DOT Agenda 5/2/12

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Corman Marine Construction
Annapolis Junction, MD

MODIFICATION: Modification No. 2 provides for the following: additional length added to the support piling; additional removal of dredge obstructions; concrete decking to meet reconfigured dimensions of a ship unloading platform (RO-RO ramp) due to the location of a buried structure; and an increase in the number of large stones, i.e. riprap, required to stabilize the underwater side of the structure beyond the original expected dimensions. The quantities have been affected due to subsurface conditions not known at the time of design and bid.

AMOUNT: \$909,382

ORIGINAL CONTRACT AMOUNT: \$20,273,338

REVISED CONTRACT AMOUNT: \$21,875,220

PERCENTAGE INCREASE: 4.49 % (Modification No. 2)
7.90% (Overall)

ORIGINAL TERM: 400 work days from NTP

MBE PARTICIPATION: 16 % (MBE Compliance 18.52%)

REMARKS: The Maryland Port Administration (MPA) originally awarded this contract to construct a new marginal wharf at the Masonville Marine Terminal (Masonville). The current work, under the contract consists of, but is not limited to, demolition, dredging, filling, grading, drainage, utilities, paving, erosion and sediment control, storm drains, waterlines, wharf, personnel access platform, moorings, cathodic protection, and electrical work at the site. Also included in this contract is the construction of a new RO-RO ramp at an existing bulkhead location on the south side of the site.

ITEM: 5-C-MOD (Continued)

BPW – 05/29/13

The RO-RO ramp work includes demolition of the existing relieving platform, construction of a new wharf and relieving platform, and associate site work in the immediate vicinity of the new ramp.

Under Modification No. 1, the MPA determined a need for additional work due to the conditions found at the Masonville site. The original volume for dredging was determined based upon hydrographic surveys performed at the beginning of design. As part of the required work under the contract, pre-dredge hydrographic survey was performed. Once the pre-dredge survey was completed, it was discovered that siltation of the area to be dredged had occurred between the start of design and when the contractor's survey was performed. As a result of the survey, the agency determined that additional dredging would be required to accommodate the ship vessels that are anticipated to be using the wharf. This modification was approved by the Board of Public Works on January 23, 2013.

As the work has progressed, subsurface conditions have affected the total quantities of several items. These are: support piling (some piles are not achieving full bearing capacity until deeper than expected), dredge obstructions (debris from the old shipyard buried in the mud and silt), concrete decking to meet reconfigured dimensions of a ship unloading platform (RO-RO ramp) due to the location of the buried structure, and an increase in riprap to maintain stability of the underwater side of the structure beyond the original expected dimensions. The increase in bid items is necessary to continue to build the facility for its intended purpose and lifespan. No extra work days are added to the contract.

FUND SOURCE:	100% Special Funds Budgeted MPA
APPROPRIATION CODE:	J03D002
RESIDENT BUSINESS:	Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$20,273,338.00	400 work days	5/2/2012	
Modification No. 1	\$ 692,500.00	0 Work Days	1/23/2013	Need to dredge additional material due to differing site conditions.
Modification No. 2	\$ 909,382.00	0 Work Days	5/29/2013	Need additional support piling and additional dredging due to unforeseen conditions at time of design and bid.
Revised Amount	\$21,875,220.00			

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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 6-M

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: KH 2593-000-006
 HVAC Replacements, JFK Administration Building
 Cecil County

CONTRACT DESCRIPTION: This contract is for upgrades to the HVAC systems in the JFK Administration Building, providing all necessary Maintenance of Traffic (MOT) and completing additional repairs as assigned.

AWARD: Control Sources, LLC
 Essex, MD

TERM: 240 Calendar Days from NTP

AMOUNT: \$585,350

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve, One Bid Received)

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Performance and Payment Bond at 100% of
 the Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$ 637,790.

This solicitation was advertised on eMaryland Marketplace. Direct solicitation was conducted via eMM to 558 prospective vendors, 58 of which are MBEs, 118 were certified small businesses and 26 were dually certified MBE/SBR firms. One (1) bid was received.

MDTA emailed firms that appeared on the eMaryland Marketplace Bidders list whom did not bid to inquire as to why they chose not to bid and the MDTA received twelve (12) responses.

The following reasons were given as to why the firms did not submit a bid: other commitments preclude their participation at this time, the subject of the contract is not in their business line, had several bids due at the same time, bid as a sub-contractor, do not work in Baltimore, MD, and prior experience with State of Maryland contracts was unprofitable or otherwise unsatisfactory.

The work consists of upgrades to the HVAC systems in the Administration Building, providing for all necessary Maintenance of Traffic (MOT), and completing additional repairs as assigned by the Engineer. MDTA has determined the bid price to be fair and reasonable.

ITEM: 6-C (Continued)

BPW- 05/29/13

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

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1322-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Nancy Noonan – 410-767-3796
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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 7-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0400
 MARC Train Station Cleaning/Janitorial Services for
 Brunswick Line
 ADPICS NO. T80000400

CONTRACT DESCRIPTION: This contract provides station cleaning and janitorial services for nine (9) MARC train stations on the Brunswick line.

AWARDS: CHI Center, Inc.
 Silver Spring, MD

TERM: 7/1/13 - 6/30/18 (Five (5) years from Notice to Proceed)

AMOUNT: \$548,556

PROCUREMENT METHOD: Preferred Provider
 (Community Service Provider)

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: This service is in support of MTA's MARC Train Service Division. The nine (9) stations stops are; Point of Rocks, Germantown, Rockville, Kensington, Silver Spring, Monocacy, Metropolitan Grove, Washington and Garrett Park. The contractor shall provide all necessary labor, tools, transportation, materials, equipment and supervision to perform routine cleaning /janitorial services for the Brunswick line. Due to ridership volume the MARC Train Service requires all work to be performed five (5) days per week except holidays.

The cleaning/janitorial services consist of: removing trash; replacing trash liners; walkways; elevators; windows; carpets; restrooms; parking lots and shelters. Contractor will also supply green products purchased from BISM, such as toilet paper, toilet seat covers, hand soap refills, and cleaning materials/solution.

On February 21, 2013, the Maryland Works Pricing and Selection Committee certified this award as fair market value for station cleaning/janitorial maintenance services for the MARC train stations.

ITEM: 7-M (Continued)

BPW - 05/29/13

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1060-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Nancy Noonan – 410-767-3796
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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 8-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0401
 MARC Train Station Cleaning/Janitorial Services for Penn
 Line
 ADPICS NO. T80000401

CONTRACT DESCRIPTION: This contract provides station cleaning and janitorial services for nine (9) MARC train stations on the Penn Line.

AWARDS: CHI Center, Inc.
 Silver Spring, MD

TERM: 7/1/13 6/30/18 (Five (5) years from Notice to Proceed)

AMOUNT: \$1,117,652

PROCUREMENT METHOD: Preferred Provider
 (Community Service Provider)

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: This service is in support of MTA's MARC Train Service Division. The nine (9) stations stops are; Perryville, Martin's Airport, Aberdeen, Edgewood, West Baltimore, Halethorpe, Odenton, Bowie State, and Seabrook. The contractor shall provide all necessary labor, tools, transportation, materials, equipment and supervision to perform routine cleaning /janitorial services for the Penn line. Do to ridership volume the MARC Train Service requires all work to be performed five (5) days per week not including holidays.

The cleaning/janitorial services consist of: removing trash; replacing trash liners; walkways; elevators; windows; carpets; restrooms; parking lots and shelters. Contractor will also supply green products purchased from BISM, such as toilet paper, toilet seat covers, hand soap refills, and cleaning materials/solution.

On February 21, 2013, the Maryland Works Pricing and Selection Committee certified this award as fair market value for station cleaning/janitorial maintenance services for the MARC train stations.

ITEM: 8-M (Continued)

BPW -- 5/29/13

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1059-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Nancy Noonan – 410-767-3796
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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 9-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0402
 MARC Train Station Cleaning/Janitorial Services for
 Camden Line
 ADPICS NO. T80000402

CONTRACT DESCRIPTION: This contract provides station cleaning and janitorial services for eight (8) MARC train stations on the Camden Line.

AWARDS: CHI Center, Inc.
 Silver Spring, MD

TERM: 7/1/13 – 6/30/18 (Five (5) years from Notice to Proceed)

AMOUNT: \$530,473

PROCUREMENT METHOD: Preferred Provider
 (Community Service Provider)

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: This service is in support of MTA's MARC Train Service Division. The eight (8) stations stops are; Camden, St. Denis, Dorsey, Savage, Laurel Station, Muirkirk, Greenbelt, and the Riverside Rail Yard. The contractor shall provide all necessary labor, tools, transportation, materials, equipment and supervision to perform routine cleaning /janitorial services for the Camden line. Due to ridership volume the MARC Train Service requires all work to be performed five (5) days per week except holidays.

The cleaning/janitorial services consist of: removing trash; replacing trash liners; walkways; elevators; windows; carpets; restrooms; parking lots and shelters. Contractor will also supply green products purchased from BISM, such as toilet paper, toilet seat covers, hand soap refills, and cleaning materials/solution.

On February 21, 2013, the Maryland Works Pricing and Selection Committee certified this award as fair market value for station cleaning/janitorial maintenance services for the MARC train stations.

ITEM: 9-M (Continued)

BPW – 5/29/13

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1058-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 05/29/13

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 10-C

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: CE4005123
 FAP # AC-NH-127-1(56)E
 CCTV Cameras at Weigh Station US 301 at
 MD 299 – Installation of CCTV Cameras at
 Cecilton Weigh Station in Cecil County
 ADPICS NO.: CE4005123

CONTRACT DESCRIPTION: This Contract is for the installation of CCTV cameras at SHA's Cecilton Weigh Station located on US 301 at MD 299 in Cecil County.

AWARD: Midasco, LLC
 Elkridge, MD

AMOUNT: \$285,916 NTE

TERM OF CONTRACT: 06/10/2013 through 10/18/2014

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Midasco, LLC Elkridge, MD	\$285,916
Rommel Engineering & Construction, Inc. Linthicum, MD	\$286,000

MBE PARTICIPATION: 5.04%

PERFORMANCE SECURITY: Payment & Performance Bonds for 100% of the award amount exist on this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two-Hundred Forty (240) contractors were notified for this project on eMaryland Marketplace; Eighty-Two (82) of which were MDOT Certified MBE's.

The MBE Goal established for this contract was 5.00%, however the Contractor is exceeding the goal by 0.04%

ITEM: 10-M (Continued)

BPW – 05/29/13

This is a one hundred eighty work day performance based contract to installation of CCTV Cameras at the Administration’s Cecilton Weigh Station facility. The contract estimated completion date is October 18, 2013 which will be used to assess Liquidated Damages. An additional twelve (12) months has been added for internal closeout procedures; therefore, this contract’s expiration date is October 18, 2014.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1 (rev 12/15/2011).

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-0267-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 5/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 11-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4101371415
 Mechanical Cleaning & Sweeping Roadways at
 Various Locations in Howard County
 ADPICS NO. 4101371415

CONTRACT DESCRIPTION: This Contract consists of mechanical cleaning & sweeping of roadways at various locations in Howard County.

AWARD: H. D. Myles, Inc.
 Church Hill, MD

AMOUNT: \$391,300 NTE

TERM OF CONTRACT: 06/10/2013 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

H. D. Myles, Inc. Church Hill, MD	\$391,300
J & M Sweeping, LLC Middle River, MD	\$414,356
The Kalika Construction Group USA, LLC Towson, MD	\$1,345,325
Reilly Sweeping, Inc. Annapolis Junction, MD	\$1,572,000
East Coast Sweeping, Inc. Annapolis Junction, MD	\$1,596,670

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: None

ITEM: 11-M (Continued)

BPW - 5/29/13

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Fifty-two (52) contractors were notified for this project on eMaryland Marketplace; Eleven (11) of which were MDOT Certified MBE's.

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

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

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-0805-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 05/29/13

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 12-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 410D41415
 Mechanical Cleaning & Sweeping of Roadways at
 Various Locations in Baltimore & Harford Counties
 (District 4)
 ADPICS NO.: 410D41415

CONTRACT DESCRIPTION: This Contract consists of mechanical cleaning & sweeping of
 roadways at various locations in District 4.

AWARD: H. D. Myles, Inc.
 Church Hill, MD

AMOUNT: \$1,283,750 NTE

TERM OF CONTRACT: 06/10/2013 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

H. D. Myles, Inc. Church Hill, MD	\$1,283,750
B & J Sweeping & Sons, Inc. Baltimore, MD	\$1,314,238
East Coast Sweeping, Inc. Annapolis Junction, MD	\$1,431,048
The Kalika Construction Group USA, LLC Towson, MD	\$3,080,300
Reilly Sweeping, Inc. Annapolis Junction, MD	\$4,882,000

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: None

ITEM: 12-M (Continued)

BPW – 5/29/13

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Fifty-Two (52) contractors were notified for this project on eMaryland Marketplace; Eleven (11) of which were MDOT Certified MBE's.

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

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

This contract includes a pre-established amount of \$20,000 (1.56% of the total contract value) for Payment of Tonnage Fees.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0102
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-0993-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 05/29/13

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 13-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 581D71415
 Repair of Sinkhole Areas by Grouting at Various
 Locations in Carroll, Frederick & Howard Counties
 (District 7)
 ADPICS NO.: 581D71415

CONTRACT DESCRIPTION: This Contract is for repairing sinkholes by filling them with grout at various locations in performed at various locations in District 7.

AWARD: Concrete Protection & Restoration, Inc.
 Baltimore, MD

AMOUNT: \$418,500 NTE

TERM OF CONTRACT: 06/10/2013 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Concrete Protection & Restoration, Inc. Baltimore, MD	\$418,500
Superior Grouting Services, Inc. Bladensburg, MD	\$430,970
Mid-Atlantic General Contractors, Inc. Beltsville, MD	\$981,300

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Payment & Performance Bonds for 100% of the award amount exist on this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Five-hundred sixty two (562) contractors were notified for this project on eMaryland Marketplace; One-hundred thirteen (113) of which were MDOT Certified MBE's.

ITEM: 13-M (Continued)

BPW – 05/29/13

The work covered by this Contract consists of furnishing all supervision, labor, materials, and equipment, and performing all operations in connection with the filling of soil, and rock voids underlying the roadway, and drainage structures by injection of compaction grout through drilled holes. Adjustments in the area to be treated may be made by the Engineer in the field. Adjustment decisions are to be based on the results of the scheduled work as reported by the Contractor. This work is to be performed at various locations in Carroll, Frederick and Howard Counties.

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

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0102
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-1057-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore (410) 859-7792
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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

RENEWAL OPTION: (Maintenance)

ITEM: 14-M-OPT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-09-001
 Consolidated Mechanical Systems and
 PlaneMate Operations, Repair and Maintenance
 at BWI Thurgood Marshall Airport (BWI
 Marshall), Anne Arundel County
 ADPICS NO.: CO296427

ORIGINAL CONTRACT APPROVED: Item 8-M, DOT Agenda 07/16/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposal

CONTRACTOR: Signature Flight Support Corp.
 Baltimore, MD

RENEWAL OPTION: Request to exercise Renewal Option No. 2 for a period of two (2) years from
 October 1, 2013 through September 30, 2015.

AMOUNT: \$7,320,882

ORIGINAL CONTRACT AMOUNT: \$10,730,164

REVISED CONTRACT AMOUNT: \$24,644,200

PERCENTAGE INCREASE: 69% (Renewal Option No. 2)
 130% (Overall)

TERM: 10/01/08 – 09/30/10 (Original)
 07/01/09 – 09/30/11 (Modification No. 1)
 10/01/11 – 09/30/13 (Renewal Option No. 1)
 10/01/13 – 09/30/15 (Renewal Option No. 2)

MBE PARTICIPATION: 18% (MBE Compliance 20.84%)

REMARKS: This contract provides for all labor and equipment to maintain and assure the safe and
 proper operation of the following equipment at BWI Marshall: Passenger Loading Bridges, Personnel High
 Lifts, Automatic Door Systems, Power Gates, Baggage Claim Conveyor Systems and PlaneMate.

ITEM: 14-M-OPT (Continued)

BPW – 05/29/13

Signature Flight Support Corporation has met the terms and conditions of this contract and has performed above standard operations from the inception of the contract, almost five (5) years ago. Additionally, Signature provides superior customer service and is very knowledgeable in all facets of their contract with MAA.

This action represents the exercising of the 2nd two-year renewal option with the contractor that was provided for in the original contract.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0002

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$10,730,164	10/01/08 – 09/30/13	07/16/08, Item 8-M	
Modification No. 1	\$(598,156)	07/01/09 – 09/30/11	06/17/09, 17-M-MOD	Reduced scope of work and the number of loading bridges and baggage belts
Renewal Option No. 1	\$7,191,310	10/01/11 – 09/30/13	08/10/11, 14-M-OPT	As provided for in original contract
Renewal Option No. 2	\$7,320,882	10/01/13 – 09/30/15		As provided for in original contract
Revised Amount	\$24,644,200			

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BPW – 05/29/13

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

RENEWAL OPTION: (Maintenance)

ITEM: 15-M-OPT

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: 11031500
 Security Maintenance and Repair

ORIGINAL CONTRACT APPROVED: Item 6-M, DOT Agenda 5/4/11

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: ARK Systems, Inc.
 Columbia, Maryland

RENEWAL OPTION: Request to approve Renewal Option No. 1 for a period of one (1) year from July 1, 2013 through June 30, 2014. This contract provides for the maintenance and repair services to the existing Access Control System (ACS), Intrusion Detection System (IDS), and other security related sub-systems for all MDTA locations. Two of the sub-systems are the Closed-Circuit Television (CCTV) sub-system and the security intercom system. It will cover various MDTA locations, encompassing approximately 50 properties.

AMOUNT: \$226,468

ORIGINAL CONTRACT AMOUNT: \$440,598 NTE

REVISED CONTRACT AMOUNT: \$667,066

PERCENTAGE INCREASE: 23%

TERM: 07/01/2011 – 06/30/2013 (Original)
 07/01/2013 – 06/30/2014 (Renewal Option No. 1)

MBE PARTICIPATION: 0% (MBE Compliance 0%)

REMARKS: ARK Systems, Inc., has performed above standard over the past two (2) years to meet MDTA's requirements. Additionally, ARK Systems, Inc. provides superior customer service and is very knowledgeable in all facets of this contract. This action represents the exercising of a one-year renewal option with the contractor that was provided for in the original contract.

FUND SOURCE: 100% Toll Revenue

RESIDENT BUSINESS: Yes

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

APPROVE

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

175

ATTACHMENT I

	Amount	Term Date	BPW/DCAR	Reason
Original Contract	\$440,598 NTE	07/01/2011- 06/30/2013		
Renewal Option for	\$226,468	07/01/2013- 06/30/2014		As provided in original contract
Revised Amount	\$667,066			

Nancy Noonan (410) 767-3796
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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Equipment)

ITEM: 16-E-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-8000-0341
 Procurement of Multi-Level Commuter Rail Cars
 ADPICS NO. CO294846

ORIGINAL CONTRACT APPROVED: Item 5-E, DOT Agenda 11/02/2011

ORIGINAL PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

CONTRACTOR: Bombardier Transit Corporation
 Baltimore, Maryland

MODIFICATION: This Modification No. 2 is being issued to increase the contract value to ensure compliance with Federal Railroad Administration (FRA) regulations to add Positive Train Control (PTC) implementation program and Project Enhancements on 54 MARC IV Multi-level vehicles that are being manufactured under this contract.

AMOUNT: \$1,298,994

ORIGINAL CONTRACT AMOUNT: \$155,127,934

REVISED CONTRACT AMOUNT: \$156,426,928

PERCENTAGE INCREASE: .84% (Modification No. 2)
 .83% (Overall)

ORIGINAL TERM: 11/03/2011 - 07/29/2016
 04/23/2012 - 07/29/2016 (Modification No.1)
 07/01/2013 - 07/29/2016 (Modification No.2)

ORIGINAL DBE PARTICIPATION: 10 %

ITEM: 16-M-MOD (Continued)

BPW – 05/29/13

REMARKS: The MTA has entered into a contract with Bombardier Transit Corporation pursuant to an Intergovernmental Cooperative Purchasing Agreement with New Jersey Transit (NJT). NJT competitively procured a contract to purchase 179 multi-level passenger rail cars; however, after award NJT determined that it did not need all the cars called for in the contract. NJT and MTA entered into an Assignment Agreement, under which NJT assigned to MTA options for 54 rail cars including 15 cab cars, 5 cars with toilet rooms, and 34 trailer cars. The cars will be constructed in the spring of 2013 and MTA will begin to take delivery shortly thereafter.

As the manufacturing process has proceeded, MTA has determined it to be advantageous and necessary to equip the MARC fleet of rolling stock with a Positive Train Control (PTC) system prior to December 31, 2015. The MTA has contracted with a supplier (PTC Supplier) to design, engineer, and install their FRA-certified PTC system, for the MARC fleet of cab cars and locomotives. To support the PTC system installation, the MTA requires the Contractors to design, engineer, and install certain carborne equipment such as wire harnesses, axle generator related components, bracket(s) and to perform functional testing on the MARC IV cab cars during construction.

The 10% DBE goal was accepted by the U.S. Department of Transportation, Federal Transit Administration (FTA) in a letter dated October 6, 200. In accordance with the instructions given to Bombardier Transit Corporation in that letter, Bombardier transit Corporation must submit their semi-annual progress reports directly to the FTA showing contracts awarded and procurements from DBEs on transit vehicle contracts funded by the FTA. The MTA does not monitor this federal requirement.

FUND SOURCE: 80% Federal Funds Budgeted to MTA
20% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: No

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$153,080,699.00	11/03/11 – 7/29/16	11/02/2011	54 Multi-Level Rail Cars
Modification #1	\$ 2,047,234.37	4/23/12 – 7/29/16	05/02/2012	Indices Formula Adjustment and upgrade of brake systems on 15 cars
Modification #2	\$ 1,298,994.02	07/01/13- 07/29/16	05/29/2013	Increase contract value and Positive Train Control (PTC) implementation program
Revised Amount	\$156,426,927.39			

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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 17-RP MMC# 13-2376

STATE HIGHWAY ADMINISTRATION: Road Conveyance to Carroll County, MD: Portion of the Relocated MD Route 30 Hampstead By-Pass Project Designated as MD 30C (Doss Garland Road): from MD 30D (Phillips Drive) running northwesterly to road end at OP 1294), for a total distance of 0.50 ± miles.

EXPLANATION: Legal Authority for Road Transfers is found in the Transportation Article, Section 8-304 and Road Conveyances in Section 10-305 of the State Procurement Articles of the Annotated Code of Maryland.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Carroll County, Maryland

CONSIDERATION: \$1.00

APPRAISED VALUE: NA

REMARKS: SHA has agreed to transfer the above referenced road to the Carroll County, Maryland. Carroll County, Maryland has agreed to accept the said road as an integral part of their Road System.

Conveyance is being made to comply with conditions of a Road Transfer Agreement dated September 8, 2010 between the SHA and Carroll County, Maryland.

Deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

George E. Fabula, Jr. (410) 767-3908
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BPW -- 05/29/13

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

TENANT LEASE MODIFICATION

ITEM 18-LT-MOD

MARYLAND TRANSIT ADMINISTRATION: Third Amendment to Lease Agreement (Aberdeen MARC Station)

EXPLANATION: The Maryland Transit Administration (MTA) and the National Railroad Passenger Corporation (Amtrak) have agreed to amend the existing Lease Agreement for the Aberdeen MARC Station only. This Third Amendment will designate responsibilities to Amtrak to power wash the pedestrian underpass at the Aberdeen MARC Station, Harford County MD.

LESSOR: National Railroad Passenger Corporation (Amtrak)

LESSEE: Maryland Transit Administration

CONSIDERATION: \$7,000 annually
\$200 for each additional power washing

SPECIAL CONDITIONS: N/A

REMARKS: MTA and Amtrak entered into a Lease Agreement dated April 4, 1991, as amended by a First Amendment, approved by the Maryland Board of Public Works on February 22, 2012, as Item 2-RP-MOD. The Second Amendment to the same agreement was approved by the Board on March 20, 2013, as Item 15-RP. The Lease Agreement with amendments covers the Perryville, Aberdeen, Edgewood, Glenn L. Martin, New Carrollton and the Baltimore-Washington International (BWI) MARC Stations to support MARC services along the Penn Line.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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BPW -- 05/29/13

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

TENANT LEASE

ITEM: 19-LT

MARYLAND TRANSIT ADMINISTRATION: Lease and Purchase Option Agreement
 CSX Transportation, Inc. (CSXT) Riverside Locomotive
 Repair Facility

EXPLANATION: The Maryland Transit Administration (MTA) and CSX have agreed to enter into a new lease with an option to purchase their CSXT facility located in Baltimore, Maryland for the continued use by the MARC train system. CSXT and MTA will also enter into an Environmental Remediation Agreement. This agreement will detail the responsibilities of the parties as to any clean up concerns for the site. The property contains approximately 20.0 +/- acres of land improved with tracks, buildings and a pumping station.

LESSOR: CSX Transportation, Inc.

LESSEE: Maryland Transit Administration

CONSIDERATION: \$1,382,500 – Year One
 Each year thereafter rent shall be adjusted per the
 Consumer Price Index for Urban Wage Earners and
 Clerical Workers

TERMS: Ten (10) years with no renewal options

SPECIAL CONDITIONS: Environmental Remediation Agreement caps MTA's financial exposure for site cleanup at \$2,000,000. CSXT will be financially responsible for any amount exceeding \$2,000,000 with no cap.

APPRAISED VALUE: \$1,382,500, Melville E. Peters, fee appraiser
 \$1,358,000, George L. Peabody, fee appraiser
 Both appraisals were reviewed and approved by
 SHA Appraisal Review Division

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

REMARKS: MARC train service is currently operating at this site under a Master License Agreement dated December 1, 2006 (as amended). MTA and CSXT entered into a Letter of Intent dated March 22, 2010, which would remove the Riverside site from the Master License Agreement, allowing MTA to lease this facility with an option to purchase. CSXT will vacate the Riverside Maintenance facility once the third party contractor begins operating MARC train services. Once the lease is in effect, MTA will have an option to purchase the property during this ten (10) year period at a price to be determined by both parties. The Lease with Purchase Option contains as an exhibit, the Purchase and Sale Agreement that is agreed to by both parties.

Board of Public Works approval is requested for this Lease and Purchase Option Agreement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW -- 05/29/13

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

TENANT LEASE

ITEM: 20-LT

MARYLAND TRANSIT ADMINISTRATION: Master License Agreement
CSX Transportation, Inc (CSXT) and Maryland
Transit Administration

EXPLANATION: The Maryland Transit Administration (MTA) and CSXT have agreed to enter into a new license agreement for the platforms, parking, and specific stations on CSX property for 25 locations along the Camden & Brunswick MARC lines.

LESSOR: CSX Transportation, Inc.

LESSEE: Maryland Transit Administration

CONSIDERATION: \$814,671.00 per year with escalations based on Consumer Price Index for Urban Wage Earners and Clerical Workers

TERM: Two (2) Years ending June 30, 2015 with a five (5) year renewal option thereafter

SPECIAL CONDITIONS: N/A

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

REMARKS: MARC train service is currently operating at these 25 stations by License Agreement dated December 1, 2006. The parties agree this Master License Agreement will replace the current agreement. The term coincides with the term of the CSX-MTA Access Agreement.

Board of Public Works approval is requested for this License Agreement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Nancy Noonan – 410-767-3796
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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 21-GM

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: MTA-1394
 MARC Operating Agreement Penn Line
 ADPICS NO.: TMTA1394

MTA-1395
 MARC Access & Capital Agreement Penn Line
 ADPICS NO.: TMTA1395

CONTRACT DESCRIPTION: These agreements provide for five (5) years of access, capital, operating, maintenance and other services through the National Railroad Passenger Corporation (“Amtrak”). The Access agreement provides track access on approximately seventy-six (76) miles of railroad on the Northeast Corridor (NEC), between Perryville and Washington Union Station, for MARC Penn Line commuter rail services. Amtrak’s access services include policing, security, flagging, electric propulsion power and other services. The Access Agreement provides the funding for joint and sole benefit projects. For the Operations & Maintenance Agreement, Amtrak shall operate the trains, provide train crews, maintenance of equipment, materials, fueling and other support services such as ticketing, claims handling, and dedicated personnel. The MTA provides the locomotives and cars.

PROCUREMENT METHOD: Sole Source

AWARD: National Railroad Passenger Corp (Amtrak)
 Washington, D.C.

AMOUNT: \$162,018,005 (MTA-1394)
 \$279,327,100 (MTA-1395)

TERM: July 1, 2013 through June 30, 2018

DBE PARTICIPATION: 15%

PERFORMANCE SECURITY: N/A

REMARKS: MDOT, through the Maryland Transit Administration (MTA), has been involved with commuter rail services since 1974. The Penn Line service operates over the NEC, which is owned by Amtrak. Consequently, the MTA is required to negotiate with Amtrak for access and operation of these services. This relationship is sole source in nature. There are no other options for access on the Northeast corridor, and services on the corridor are currently tied together in these contracts. The MTA desires to continue this combined relationship for the provision of services on the corridor.

ITEM: 21-M (Continued)

BPW – 5/29/13

MARC Train will service over 23,800 passengers daily on the Penn Line and has experienced a 10% increase in ridership over the last five years. If MARC Train was unable to use the NEC and the services of Amtrak, there would be no alternative but to terminate the Penn Line service. Amtrak will also support MARC service on the Camden and Brunswick lines by providing ongoing maintenance of some of the rolling stock equipment.

The Operating Funding portion of this Contract covers payments to Amtrak for access fees, police & security, electric propulsion, flagging, train dispatching, train crew operators, maintenance of railcars and electric locomotives, material used in maintenance or equipment, fueling at Washington Terminal, station maintenance at Aberdeen, ticketing functions, claims administration and Federal Railroad Administration (FRA) reporting.

The Capital funding will address projects entered into and funded by both parties for recapitalization and improvements to stations and infrastructure to maintain or increase the reliability of service beneficial to the MTA. In addition, it will be used to implement projects in the MARC Growth and Investment Plan such as the addition of a fourth track between New Carrollton and Baltimore.

This new agreement includes many of the same terms and conditions as the 2008 agreements, with the following additions: (1) Storage Fees with the costs supporting Capital Projects at Baltimore Penn and Washington Union, (2) Car washing expenses, (3) Improved Capital Planning Process, (4) Annual Labor Rates for all invoiced labor, (5) Fixed Rate for General and Administrative costs with a 1% reduction on Joint Benefit Projects, (6) Fixed Costs for other office items including communication devices and (7) a revised Incentive plan with some of the program benefiting Capital Improvements in MD and DC.

Amtrak is committed to maximizing opportunities for disadvantaged business enterprises (DBEs). Since 1971, Amtrak has maintained a supplier diversity program that gives full consideration to the use of minority and women owned business enterprises (M/WBE) and DBEs in all of its business activities, and that includes a commitment to a goal of awarding annually to M/WBEs and DBEs at least fifteen percent (15%) of the value of all discretionary contracts and subcontracts. The corporate program follows the guidelines of federal regulations issued by the U.S. Department of Transportation. Amtrak confirms that it will comply with its supplier diversity program in the implementation of this Agreement.

FUND SOURCE:	MTA-1394	100% Special Funds Budgeted to MTA
	MTA-1395	80% Federal Funds Budgeted to MTA 20% Special Funds Budgeted to MTA
APPROPRIATION CODE:	J05 H0104	
RESIDENT BUSINESS:	No	
MD TAX CLEARANCE:	13-1450-0010	

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRWAN
	WITH DISCUSSION	WITHOUT DISCUSSION	

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BPW – 05/29/13
REVISED

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 22-GM

MARYLAND AVIATION ADMINISTRATION

NATURE OF REQUEST: Request to: 1) approve a Standard Use and Lease Agreement (ULA) Amendment for Domestic Promotional Service Fee Waivers (Domestic Promotional ULA Amendment) on new domestic air service markets at BWI Marshall during a defined effective period; and 2) delegate to Maryland Aviation Administration (MAA) the authority to enter into such Domestic Promotional ULA Amendments with airlines that are signatory to the ULA (Signatory Airlines) to support new domestic air service at BWI Marshall.

CONTRACTOR: Signatory Airlines introducing new air service to certain domestic markets (lower 48 states) from BWI Marshall

REVENUE: Signatory Airlines will not be required to pay certain Administration-established Airport use fees and charges during the effective period of the Domestic Promotional ULA Amendment provided that minimum schedule frequencies for specific markets as referenced in the Domestic Promotional ULA Amendment are maintained.

The waived charges for Signatory Airlines include landing and baggage claim fees for the specified market service. The waived fees (adjusted annually) per the current Tenant Directive 401.1 are:

Landing Fees, per 1000 lbs. of landed weight: \$3.98
 Bag Claim 80/20 Formula, per deplaned passenger: \$0.82

The Signatory Airlines will comply with Passenger Facility Charge (PFC) Regulations and submit PFC revenues to the Administration.

DURATION: Maximum effective period of two (2) years

REMARKS: This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a use and lease of State property under State Finance and Procurement Article, Section 10-305.

To attract new domestic (lower 48 states) air service, MAA offers an incentive program to Signatory Airlines that commence non-stop service to a market in the top one hundred origin and destination markets not currently served from BWI Marshall; it was approved by the Board as Maryland Department of Transportation Item 6-GM on December 19, 2012. Service frequency guidelines require that the new service operate at least six (6) days weekly and may be seasonal with at least four (4) months service during each year.

ITEM : 22-GM (Continued)

**BPW – 05/29/13
REVISED**

The Domestic Promotional ULA Amendment will be used only for Signatory Airlines and complements the International Promotional ULA Amendment for which MAA is also requesting Board approval. A Standard Domestic Promotional ULA Amendment eliminates the requirement for Signatory Airlines to enter into a separate agreement for the domestic incentive program. The maximum effective period for the Domestic Promotional ULA Amendment is two years and provides a waiver of landing fees and the 80% portion of the 80/20 formula baggage claim fees for the specified flight markets during the entire effective period of the amendment. All other terms and conditions of the Signatory Airlines Use and Lease Agreement shall remain in full force and effect.

For non-signatory airlines that commence service to new domestic markets, MAA will continue to use the Domestic Standard Promotional Contract for Conduct of Commercial Flight Operations (CFO) and Lease of Space at BWI Marshall that was approved by the Board of Public Works as Maryland Department of Transportation Item 6-GM on December 19, 2012.

In the event MAA changes any provision in the Domestic Promotional ULA Amendment, MAA will present the resulting Domestic Promotional ULA Amendment to the Board of Public Works for its approval. If the Domestic Promotional ULA Amendment is used, the MAA is delegated the authority to enter into the Domestic Promotional ULA Amendment without Board approval.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRWAN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW - 05/29/13
REVISED

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 23-GM

MARYLAND AVIATION ADMINISTRATION

NATURE OF REQUEST: Request to: 1) approve a Standard Use and Lease Agreement (ULA) Amendment for International Promotional Service Fee Waivers (International Promotional ULA Amendment) on new international and Alaska/Hawaii air service at BWI Marshall during a defined effective period; and 2) delegate to Maryland Aviation Administration (MAA) the authority to enter into such International Promotional ULA Amendments with airlines that are signatory to the ULA (Signatory Airlines) to support new international and Alaska/Hawaii air service at BWI Marshall.

CONTRACTOR: Signatory Airlines introducing new international or Alaska/Hawaii air service to certain markets from BWI Marshall

REVENUE: Signatory Airlines will not be required to pay Administration-established Airport use fees and charges during the effective period of the International Promotional ULA Amendment provided that minimum schedule frequencies for specific markets as referenced in the International Promotional ULA Amendment are maintained.

The waived charges include landing fees, baggage system, international ticket counter, holdroom/boarding device, and international arrival Federal Inspection Service Area (FIS) fees, if services and facilities are used. The waiver for Airport use fees and charges applies only to the specified flight markets in the International Promotional ULA Amendment. The current use fees (adjusted annually) per Tenant Directive 401.1 are:

Landing Fees, per 1000 lbs. of landed weight:	\$3.98
Ticket Counter (CUTE), per position, per hour:	\$4.04
Holdroom/Boarding Device, per use, up to:	\$420.00
FIS Fees, per passenger:	\$9.00
Enplaned Passenger (CUTE), per passenger:	\$1.56
Baggage System Fees, per use:	\$50.00

The Signatory Airlines will comply with Passenger Facility Charge (PFC) Regulations and submit PFC revenues to the Administration.

DURATION: Maximum effective period of two (2) years

REMARKS: This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a use and lease of State property under State Finance and Procurement Article, Section 10-305.

ITEM : 23-GM (Continued)

BPW – 05/29/13

REVISED

To attract new international and Alaska/Hawaii air service, MAA offers an incentive program to Signatory Airlines that commence service to critical airports not currently served from BWI Marshall; it was approved by the Board as Maryland Department of Transportation Item 16-GM on May 23, 2012. Service frequency guidelines vary by market and are outlined in menu-style format in the International Promotional ULA Amendment, the applicable service frequency guidelines to be selected for each new Amendment.

The International Promotional ULA Amendment will be used only for Signatory Airlines and complements the Domestic Promotional ULA Amendment for which MAA is also requesting Board approval. A Standard International Promotional ULA Amendment eliminates the requirement for Signatory Airlines to enter into a separate agreement for the international incentive program. The maximum effective period for the International Promotional ULA Amendment is two years with the waiver of Airport use fees and charges for the specified flight markets during the entire effective period of the amendment. All other terms and conditions of the Signatory Airlines Use and Lease Agreement shall remain in full force and effect.

For non-signatory airlines that commence service to new international and Alaska/Hawaii markets, MAA will continue to use the International Standard Promotional Contract for Conduct of Commercial Flight Operations (CFO) and Lease of Space at BWI Marshall that was approved by the Board of Public Works as Maryland Department of Transportation Item 16-GM on May 23, 2012.

In the event MAA changes any provision in the International Promotional ULA Amendment, MAA will present the resulting International Promotional ULA Amendment to the Board of Public Works for its approval. If the International Promotional ULA Amendment is used, the MAA is delegated the authority to enter into the International Promotional ULA Amendment without Board approval.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW - 05/29/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MODIFICATION: (General/Miscellaneous)

ITEM: 24-GM-MOD

MARYLAND AVIATION ADMINISTRATION

NATURE OF REQUEST: Request to approve and ratify Use and Lease Agreement Contract No. MAA-LC-10-001, Amendment 5 for promotional Airport fee waivers on new international service between BWI Marshall and Punta Cana International Airport (PUJ) during a defined effective period.

CONTRACTOR: Southwest Airlines Co. (Southwest)

REVENUE: Southwest will not be required to pay certain Administration-established Airport use fees and charges during the effective period of Amendment 5 provided that minimum schedule frequencies for PUJ service as referenced in Amendment 5 are maintained.

The waived charges include landing fees, holdroom/boarding device, and international arrival Federal Inspection Service Area (FIS) fees. The current use fees (adjusted annually) per Tenant Directive 401.1 are:

Landing Fees, per 1000 lbs. of landed weight:	\$3.98
Holdroom/Boarding Device, per use, up to:	\$420.00
FIS Fees, per passenger:	\$9.00

Southwest will comply with Passenger Facility Charge (PFC) Regulations and submit PFC revenues to the Administration.

DURATION: Effective period of two (2) years from April 14, 2013 to April 13, 2015

REMARKS: This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a use and lease of State property under State Finance and Procurement Article, Section 10-305.

Amendment 5 eliminates the requirement for Southwest, as a Signatory Airline, to enter into a separate agreement for the international incentive program. The effective date of Amendment 5 is April 14, 2013, the date Southwest commenced the PUJ service at BWI Marshall.

The maximum effective period for Amendment 5 is two years with the waiver of the specified Airport use fees and charges for PUJ service during the entire effective period of the amendment. All other terms and conditions of the Signatory Airlines Use and Lease Agreement shall remain in full force and effect.

In the event MAA changes any provision in Amendment 5, MAA will present the resulting Amendment to the Board of Public Works for its approval.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

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BPW -- 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (General/Miscellaneous)

ITEM: 25-GM-MOD

MARYLAND TRANSPORTATION AUTHORITY (MDTA)

CONTRACT NO. & TITLE: MA 2099-000-001/6

Electronic Toll Collection and Related
 Services-Gap

ORIGINAL CONTRACT APPROVED: Item 29-GM, DOT Agenda 03/21/07

ORIGINAL PROCUREMENT METHOD: Sole Source

CONTRACTOR: Xerox Corporation
 (Formerly ACS State and Local Solutions)
 Baltimore, MD

MODIFICATION: Pursuant to § 11-204(c) to the State Finance and Procurement Article of the Annotated Code of Maryland, retroactive approval is requested for Modification No. 2. This modification is to clarify that payment for Operations & Maintenance (O&M) services under this contract would continue until O&M payments began under the follow-up contract (MA-549-000-006). This modification should have been presented to the Board of Public Works for approval.

TERM: April 21, 2007 – April 20, 2008

AMOUNT: \$2,467,900

ORIGINAL CONTRACT AMOUNT: \$19,977,403

REVISED CONTRACT AMOUNT: \$44,320,646

PERCENTAGE INCREASE: 5.9% (Modification No. 2)
 121.85% (Overall)

MBE PARTICIPATION: 25.37% (MBE Compliance: 12.26%)

REMARKS: Due to contract ambiguity of when the intended O&M phases under this contract and the MA 549 contract would begin and end, the parties agreed to clarify that payment for O&M work was to continue through the development and acceptance period for the “new” electronic toll collection system under MA 549, September 6, 2008 through December 16, 2008, when the start of O&M payments would then begin under MA 549. The modification amount represents the resolution of disputes related to certain lost revenues, the imposition of liquidated damages, and the payment of O&M services.

ITEM: 25-GM-MOD (Continued)

BPW – 05/29/13

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW Date	Reason
Original	\$19,977,402	4/21/07 – 4/20/08	Item 29-GM 3/21/07	
Modification No. 1	\$(23,523)	no change	Item 29-GM-MOD 9/10/08	Provided for additional service fees and unused and under-run items were deleted, thereby offsetting the additional costs.
Renewal Option	\$21,898,867	4/21/08 – 4/20/09	Item 12-GM-OPT 4/20/08	Renewal
Modification No. 2	\$2,467,900	no change	5/29/13	For O&M work to continue through the development and acceptance period for the “new” ETC system under MA 549.
TOTAL	\$44,320,646			

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BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION\OPTION: (General/Miscellaneous)

ITEM: 26-GM-MOD

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT NO. & TITLE: MA 549-000-006

Electronic Toll Collection System
 Replacement and Operation

ORIGINAL CONTRACT APPROVED: Item 15-GM, DOT Agenda 10/19/05

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

CONTRACTOR: Xerox Corporation
 (Formerly ACS State and Local Solutions, Inc.)
 Baltimore, MD

RECOMMENDATION: That the Board of Public Works approve, as more fully described in Remarks and in the accompanying charts:

- (1) Corrections to nine prior DOT Items
- (2) Retroactive modifications
- (3) Prospective modifications

TERM: 11/7/2005–11/6/2013 (Base Term)
 11/7/2013–3/6/2014 (Modification)

AMOUNT: (\$81,080,959) (Corrections to Past Items)
\$ 8,620,847 (Proposed Modifications)
 (\$72,460,111) Total

ORIGINAL AMOUNT: \$183,986,652

REVISED AMOUNT: \$160,462,144

PERCENTAGE DECREASE: -12.79% (Overall)

MBE PARTICIPATION: 25.61% (MBE Compliance: 20.63%)

ITEM: 26-GM-MOD

BPW – 05/29/13

REMARKS:

Corrections to nine prior DOT Items. See Chart 1

The Department of Transportation has uncovered an error in the original Agenda Item that recommended approval of the Electronic Toll Collection System contract. [DOT Item 15-GM (10/19/05).] The original Item reflected a total contract amount that included the base term and both renewal options. Instead, the Item should have shown the amount the Board was approving was for the base term only. The original Item for approval of the base term should have been \$114,361,566 and not the \$183,986,635 that was shown.

Until now, every subsequent Item concerning this contract has perpetuated the error by being based on that original Item. This original error resulted in all subsequent DOT Items (for contract modifications) reflecting incorrect contract amounts as the subsequent Items added the modification amounts to the incorrectly-inflated base term amount. Additionally, two of these nine Items reflected the wrong amount for the modifications presented in those Items.

DOT now requests approval of corrections to nine DOT Items in the Board of Public Works records.

Retroactive modifications. See Chart 2

DOT requests retroactive approval, pursuant to § 11-204(c) of the State Finance and Procurement Article, Annotated Code of Maryland, for four contract modifications that DOT entered into without Board approval. DOT previously reported these modifications to the Board on Procurement Agency Activity Reports (PAARs). However, these modifications were material changes to the original contract that should not have been placed on PAARs but required specific Board approval as Action Agenda Items.

Prospective modifications. See Chart 3

DOT requests approval of seven proposed modifications to the contract, totaling \$8,620,847.91.

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

CHART 1

Electronic Toll Collection System Replacement and Operation
MA 549-000-006

Corrections to Past Items

EWA = Extra Work Authorization, i.e., contract modification

BPW Date & Item	Action	Comments	Requested Action
10/19/2005 DOT 15-GM	Contract Approval	Amount field incorporated renewal options cost but should have been only for base term cost. Term field reflected length but did not contain dates	Correct Award field: \$114,361,566 for base term only. [For informational purposes, value of Option Year #1 is \$33,229,897; Option Year #2 is \$36,395,189] Correct Term field to include dates: 11/7/05-11/6/13
6/6/2007 BPW DOT 12-M-Mod	EWA #1 \$379,789	Modification Amount field was \$406 too low. Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect.	Correct: Mod Amount to \$379,789 Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$114,741,355 Correct: Percentage Increase to 0.33%
8/22/2007 DOT 23-GM-Mod	EWA #3 \$34,682,029	Modification Amount field included monies for the option terms but should have been for base term only. Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect. Duration field was incorrect	Correct: Mod Amount to \$34,682,029 (for Base Term only); Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$149,423,384 Correct: Percentage Increase to 30.33%; (this Mod.) and 30.66%; (Overall) Correct: Duration field to 11/7/05-11/6/13
11/14/2007 DOT 10-GM-Mod	EWA #4 \$1,147,600	Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect. Duration field was incorrect	Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$150,570,984 Correct: Percentage Increase to 1%; (this Mod.) and 31.66% (Overall) Correct: Duration field to 11/7/05-11/6/13
4/1/2009 DOT 15-GM-Mod	EWA #s 8-9 \$201,755	Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect. Duration field was incorrect	Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$150,772,739 Correct: Percentage Increase to 0.18%; (this Mod.) 31.84% (Overall) Correct: Duration field to 11/7/05-11/6/13

7/1/2009 DOT 12-GM-Mod	EWA #10 \$170,838	Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect. Duration field was incorrect	Correct: Original Award to \$114,361,566 Correct: Revised Amount to 150,943,577 Correct: Percentage Increase to 0.15%; (this Mod.) 31.99% (Overall) Correct: Duration field to 11/7/05-11/6/13
12/2/2009 DOT 19-GM Mod	EWA #11 \$335,023	Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect. Duration field was incorrect	Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$151,278,600 Correct: Percentage Increase to 0.29%; (this Mod.) and 32.28% (Overall) Correct: Duration field to 11/7/05-11/6/13
11/3/2010 BPW DOT 12-GM-Mod	EWA #12 \$220,000	Revised Amount field was based on incorrect original amount. Percentage Increase field was incorrect. Duration field was incorrect	Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$151,498,600 Correct: Percentage Increase to 0.19%; (this Mod.) and 32.47% (Overall) Correct: Duration field to 11/7/05-11/6/13
4/6/2011 DOT 12-GM-Mod	EWA #13 \$250,000		Correct: Original Award to \$114,361,566 Correct: Revised Amount to \$151,748,600 Correct: Percentage Increase to 0.22%; (this Mod.) to Percentage Change and 32.69%(Overall) Correct: Duration field to 11/7/05-11/6/13

CHART 2

Electronic Toll Collection System Replacement and Operation
MA 549-000-006

Retroactive Modifications

EWA = Extra Work Authorization, *i.e.*, contract modification

PAAR Date & Item	Action	Modification	Amount
7/2011 4-M-MOD	EWA #2	Revise money handling process. Provide software and seven additional workstations in vault rooms at each toll plaza.	\$22,639
7/2011 5-M-MOD	EWA #5	Add eleven sets of stop-in center equipment. Delete 25 cash drawers and two laser printers. Equipment to be refreshed in years 4-6 of contract. Extend time for "Phase II, Transition to New System Complete" from 1/11/08 to 4/11/09.	\$43,803
7/2011 6-M-MOD	EWA #6	Install new MDTA logo on toll receipts.	\$8,766
7/2011 7-M-MOD	EWA #7	Install LED lights on lane-gate arms.	\$17,489

CHART 3Electronic Toll Collection System Replacement and Operation
MA 549-000-006**Proposed Modifications**EWA = Extra Work Authorization, *i.e.*, contract modification

EWA	Title	Description	Value		
			Deletions	Additions	Net
14R	Contract Revisions	Reflect changes to lane configuration and quantities that Contractor maintains Change number of excess E-ZPass accounts, statements, violation notices. Pay pass-through fees for changes in postage rates Pay pass-through fees for DMV plate lookups Address omissions in original scope of work.	(\$24,297,714)	\$19,611,441	(\$4,686,273)
15	Claim for Accelerated Work	Compensate for work required to install and test system in time for accelerated opening of MD200 (ICC) Sections B & C. MDTA required Contractor to adjust resources, work plan activities, and schedules by a date significantly earlier than originally scheduled. Contractor filed claim.	\$0	\$101,585	\$101,585
16	FMT Toll Booth Replacement	Provide technical support during replacement of toll booths at Fort McHenry Tunnel. Disconnect, remove, relocate ETC equipment/ wiring before toll booths removed. Reinstall and test equipment/ wiring in new toll booths.	\$0	\$175,000	\$175,000
17	BHT / JFK Toll Booth Replacement	Provide technical support during replacement of toll booths at Baltimore Harbor Tunnel and John F Kennedy Memorial Highway Disconnect, remove, relocate ETC equipment/ wiring before toll booths removed. Reinstall and test equipment/ wiring in new toll booths.	\$0	\$285,000	\$285,000
18	Citation Process	Modify Vector System and Customer Service Center procedures to issue citations to customers who fail to pay notices of toll due. Contractor to process citations, trial requests, court interfaces, court dispositions, process MVA vehicle suspension requests and CCU referrals. Changes required in Operations and Maintenance process, e.g., creation/ mailing of violation notices.	(\$4,228,322.28)	\$15,973,859	\$11,745,536.72
19	WPL Toll Booth Replacement & Conduit Redesign/ Install	Provide technical support during replacement of toll booths, repair concrete pavement, replace canopy at William Preston Lane Memorial Bridge. Disconnect, remove, relocate ETC equipment/ wiring before toll booths removed. Reinstall and test equipment/ wiring in new toll booths. Provide engineering, technical support to redesign and install conduits feeding toll equipment.	\$0	\$1,000,000	\$1,000,000

EWA	Title	Description	Value		
			Deletions	Additions	Net
20	120-Day No- Cost Extension to Base Term 11/7/13- 3/6/14	Extend base term by 120 days due to system development delays in Phase II (Transition to New System Complete). Delays were due to identification of two major time losses in Lane and Plaza/Host Systems Design and Development effort.	\$0	\$0	\$0
			(\$38,674,727.37)	\$63,483,395.19	\$8,620,847.91

Norie Calvert (410) 545-0433
 ncalvert@sha.state.md.us

BPW – 05/29/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 27-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2009-12 D & E
 Survey and Engineering Services in Baltimore and
 Harford Counties (District 4)
 ADPICS NOS.: SBCS0912D & SBCS0912E

CONTRACT DESCRIPTION: These are two (2) of six (6) open-end task order contracts
 to provide survey and engineering services, for District 4.

PROCUREMENT METHOD: **Maryland Architectural and Engineering
 Services Act**; recommendation approved by the
 Transportation Professional Services Selection
 Board on May 2, 2013.

AWARD:

URS Corporation Contract D
 Hunt Valley, Maryland

Mc Cormick Taylor, Inc. Contract E
 Baltimore, Maryland

AMOUNT: \$3,300,000 each

TERM: Five (5) Years (ending June 30, 2018)

DBE PARTICIPATION: 25% each

PROPOSALS:

	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Whitman, Requardt & Associates, LLP Baltimore, MD	553	1	Contract C
URS Corporation Hunt Valley, MD	549	2	\$3,300,000 (Contract D)
McCormick Taylor, Inc. Baltimore, MD	546	3	\$3,300,000 (Contract E)

ITEM: 27-AE (Continued)

BPW – 05/29/13

PROPOSALS (Cont'd):

	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Wallace, Montgomery & Associates, Inc. Towson, MD	537	4	Contract F
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	536	5	Contract G
STV Incorporated Baltimore, MD	513	6	Contract H
Rummel, Klepper & Kahl, LLP Baltimore, MD	504	7	N/A
Century Engineering, Inc. Hunt Valley, MD	499	8	N/A
Brudis & Associates, Inc. Columbia, MD	451	9	N/A
A. Morton Thomas & Associates, Inc. Baltimore, MD	439	10	N/A
Kennedy Porter & Associates, Inc. (now EBA) Baltimore, MD	430	11	N/A
Greenhorne & O'Mara, Inc. (now Stantec) Baltimore, MD	430	12	N/A

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of twelve (12) engineering consultant firms submitted technical proposals for this project, of which all are Maryland firms.

The purpose of these contracts is to perform topographical surveys, prepare metes and bounds right-of-way plats, provide hydraulic reviews and perform final design in conjunction with ongoing SHA planning, construction and/or special projects.

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

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

ITEM: 27-AE (Continued)

BPW - 05/29/13

MD TAX CLEARANCE:

URS Corporation
McCormick Taylor, Inc.

13-1072-1111
13-1067-0111

RESIDENT BUSINESSES:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

Awards by Region/ \$500,000.00 per region	Central	Eastern	Southern	Western
Arica Consulting & Contracting, LLC, Jessup, MD	X	X	X	X
EMCOR Services Poole & Kent	X			
Flotron Contracting, Inc., Hunt Valley, MD	X	X	X	X
James P. Kruger and Assoc., Inc., Ellicott City, MD	X	X	X	X
Kirlin Mechanical Services, Rockville, MD	X		X	
Kelly HVAC, Inc., Upper Marlboro, MD	X	X	X	
M&E Sales, Inc., Hanover, MD	X	X	X	X
Maryland Mechanical Systems, Inc., Baltimore, MD	X	X	X	
Power and Combustion, Inc., Baltimore, MD	X	X	X	X
RLS Heating, Air Conditioning & Refrigeration, LLC, Pasadena, MD	X		X	
W.L. Gary Company, Inc., Washington, DC		X	X	

AWARD PER REGION

\$5,000,000 Aggregate for Central Region
\$4,000,000 Aggregate for Eastern Region
\$5,000,000 Aggregate for Southern Region
\$2,500,000 Aggregate for Western Region

TOTAL CONTRACT AWARD per Region

\$16,500,000.00

Awards per Contractor, All Regions	Amount	MD Tax Clearance	ADPICS NOS.
Arica Consulting & Contracting, LLC, Jessup, MD	\$2,000,000.00	13-0642-1111	001B3400563
EMCOR Services Poole & Kent	\$500,000.00	13-0830-1111	001B3400564
Flotron Contracting, Inc., Hunt Valley, MD	\$2,000,000.00	13-0640-1111	001B3400565
James P. Kruger and Assoc., Inc., Ellicott City, MD	\$2,000,000.00	13-0647-0111	001B3400566
Kirlin Mechanical Services, Rockville, MD	\$1,000,000.00	13-0641-1110	001B3400567
Kelly HVAC, Inc., Upper Marlboro, MD	\$1,500,000.00	13-0644-0111	001B3400568
M&E Sales, Inc., Hanover, MD	\$2,000,000.00	13-0638-0111	001B3400569

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 2-C-MOD

DEPARTMENT OF GENERAL SERVICES Lowe House of Delegates Office Building
 Anne Arundel County, Maryland

CONTRACT NO. AND TITLE Project No: BA-659-075-003;
 Renovation of Second, Third and Fourth
 Floors
 ADPICS NO.: COF04490

ORIGINAL CONTRACT APPROVED 1/26/2011 DGS/BPW Item 1-C;

CONTRACTOR Coakley and Williams Construction Inc.
 Bowie, MD

CONTRACT DESCRIPTION: Construction of renovations to the Thomas
 Hunter Lowe House of Delegates Office Building. The renovation was designed to achieve a
 LEED (Leadership in Energy and Environmental Design) Silver Certified Rating under the
 LEED Commercial Interiors (LEED CI) criteria.

MODIFICATION DESCRIPTION: Correct and repair existing masonry
 deficiencies that were discovered during the renovation of the Lowe House of Delegates
 Building. Work includes: Through wall flashing repairs at roof; stainless steel coping; limestone
 pediment flashing; masonry repairs at four (4) chimneys; survey and repair the brick façade.

TERM OF ORIGINAL CONTRACT 270 Calendar Days

TERM OF MODIFICATION Same

AMOUNT OF ORIGINAL CONTRACT \$9,929,000.00

AMOUNT OF MODIFICATION \$512,493.00

PRIOR MODIFICATIONS/OPTIONS \$443,821.75

REVISED TOTAL CONTRACT AMOUNT \$10,885,314.75

PERCENT +/- (THIS MODIFICATION) 5.16%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 3-AE-MOD (REVISED)

DEPARTMENT OF NATURAL RESOURCES Sandy Point State Park
 Anne Arundel County, MD

ORIGINAL CONTRACT NO. & TITLE Project No. P-021-070-010;
 Replacement of Timber Bulkheads
 ADPICS NO.: COF04639

ORIGINAL CONTRACT APPROVED DGS/DPRB Item 40-E-007

ORIGINAL PROCUREMENT METHOD Maryland Architectural and Engineering
 Service Act

CONTRACTOR Morris & Ritchie Associates, Inc.
 Baltimore, MD

CONTRACT DISCRIPTION This project provides for design services,
 including preparation of construction contract documents, for the replacement of a timber
 bulkhead at Sandy Point State Park.

MODIFICATION DESCRIPTION This modification includes additional A/E
 Services for Construction Phase services. Due to lack of funding, the Construction phase
 services were not awarded with original A/E Contract. This modification now exceeds DGS
 authority and is being presented to the Board for approval.

AMOUNT \$159,899.21

ORIGINAL CONTRACT TERM 365 days

AMOUNT OF MODIFICATION \$67,329.70

TERM OF MODIFICATION 90 days

PRIOR MODIFICATIONS/OPTIONS \$20,220.06

REVISED TOTAL CONTRACT AMOUNT \$247,448.97

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

<u>ITEM</u>	3-AE-MOD (Cont.) <u>(REVISED)</u>
<u>PERCENT +/- (THIS MODIFICATION)</u>	42%
<u>OVERALL PERCENT +/-</u>	52%
<u>ORIGINAL MBE PARTICIPATION</u>	0%

REMARKS: Additional engineering efforts are required to administer and monitor the construction phase by the A/E. The Construction Phase Services could not be awarded at the time original award due to lack of funding.

RESIDENT BUSINESS Yes

FUND SOURCE MCCBL2012/Item058 Provide funds to finance projects which expand and improve recreational boating throughout the State consistent with the State Boat Act. The funds appropriated for this purpose shall be administered in accordance with section 8-707 through section 8-709 of the Natural Resources Article-DNR Waterway Improvement Funds)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 4-M**MARYLAND STATE POLICE**State Police Headquarters
Pikesville, MD**CONTRACT NO. AND TITLE**Janitorial Services;
ADPICS NO: 001B3400523**DESCRIPTION**

Approval is requested for the award of a contract to provide janitorial services for approximately 161,430 net cleanable sq. ft at the Maryland State Police Headquarters located at 1111 Reisterstown Rd.

PROCUREMENT METHOD

Preference Purchase

BIDS OR PROPOSALS

Arc of Baltimore, Inc. Baltimore, MD

AMOUNT

\$457,934.55

AWARDArc of Baltimore, Inc.
Baltimore, MD**AMOUNT**

\$457,934.55 (3 years)

TERM

6/1/2013-5/31/2016

MBE PARTICIPATION

100%

REMARKS

Arc of Baltimore, Inc. is a Certified Sheltered Workshop and is to be awarded this contract in pursuant to COMAR 21.11.05. Maryland Correctional Enterprises and Blind Industries and Services of Maryland have relinquished their priority for this procurement.

Pricing for this contract was approved by the Pricing and Selection Committee on 4/18/2013 and in support of this contract, the Agency has purchased housekeeping supplies from Blind Industries and Services of Maryland (BISM) and Maryland Correctional Enterprise (MCE) to the extent they are available.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 4-M (Cont)

FUND SOURCE

W00 41711 0813

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

13-1327-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

EQUIPMENT CONTRACT**ITEM** 5-E**MARYLAND DEPARTMENT OF TRANSPORTATION**

Maryland Transportation Authority (MTA)

CONTRACT NO. AND TITLEFront End Loader with Accessories
ADPICS NO. 001P3100098**DESCRIPTION**

one (1) Front End Loader with Accessories.

Approval is requested for the purchase of

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALSFolcomer Equipment Corporation Aberdeen, MD
Elliott & Frantz, Inc. Jessup, MD**AMOUNT**\$208,176.00
\$213,860.00**AWARD**Folcomer Equipment Corporation
Aberdeen, MD**AMOUNT**

\$208,176.00

TERM

One Time Purchase

MBE PARTICIPATION

0%

PERFORMANCE BOND

N/A

REMARKS

The Department of General Services (DGS) advertised this solicitation on *eMaryland Marketplace.com* on 3/19/2013; thirty two (32) vendors were solicited. At the time of bid opening on 4/10/2013, DGS received three (3) responses to this solicitation with one being found not susceptible for award.

MTA authorities reviewed product information submitted with the apparent low bid, and determined that the front end loader did not meet specifications for the following reasons, including, operating weight, tipping load and 40 degree turning radius. This is a partial list.

After review of the second low bid, from Folcomer Equipment Corporation, of Aberdeen, MD (Folcomer), MTA advised that the front end loader offered by Folcomer met the specifications.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 6-GM

REFERENCE

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$232,444.00 (2 items).

A. Maryland Department of State Police Barrack "R" Golden Ring
8908 Kelso Dr.
Baltimore, MD 21221

DESCRIPTION

Approval is requested for a contract to replace the existing roofing system with a fully adhered TPO roof system with a 20 year No Dollar Limit warranty (NDL) on the Barrack and Garage roofs at Barrack "R" in Baltimore, MD.

REMARKS

A notice of availability of a Invitation for Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com*. The recommended awardee, Elite Sheet Metal Works, Inc., confirmed its bid. The Government estimate is \$280,000.00

CONTRACT NO. AND TITLE

Project No. PR-890-130-001;
Roof Replacement on Barrack and Garage
Roofs

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

Elite Sheet Metal Works, Inc.,
Beltsville, MD

AMOUNT

\$120,927.00

TERM

120 Days from Notice to Proceed

MBE PARTICIPATION

25% (Sub goals: 7% African American-owned / 1% VSBE)

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS**ITEM** 6-GM (Cont)**FUND SOURCE**

MCCBL 2012/Item 007 (Provide funds for the State Capital facilities renewal program-Statewide)

B. Maryland Department of State Police

Barrack "S" Centreville
Centreville, MD 21617**DESCRIPTION**

Approval is requested for a contract to replace the existing roofing system with a fully adhered TPO roof system with a 20 year No Dollar Limit warranty (NDL) on the Barrack and Garage Roofs at Barrack "S" 311 Safety Drive in Centreville, MD.

REMARKSA notice of availability of a Invitation for Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com*. The recommended awardee, Island Contracting, Inc. confirmed its bid. The MBE goal of 20% for this project was achieved. The Government estimate is \$280,000.00.**CONTRACT NO. AND TITLE**Project No. PS-311-130-001;
Roof Replacement on Barrack and Garage
Roofs**PROCUREMENT METHOD**Competitive Sealed Bids
(Small Business Reserve)**AWARD**

Island Contracting, Inc., Beltsville, MD

AMOUNT

\$111,517.00

TERM

120 Days from Notice to Proceed

MBE PARTICIPATION

20% (Sub goal: 7% African American-owned)

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 6-GM (Cont)

FUND SOURCE

MCCBL 2012/Item 007 (Provide funds for the State Capital facilities renewal program-Statewide)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 7-GM

REFERENCE

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$17,915.00 (1 item).

Department of Natural Resources

The fund sources for this particular item will be designated as:

MCCBL 2012/Item 013 (Provide funds to construct capital improvements such as planned Maintenance and repair projects at public use facilities on State-Owned property)

Somers Cove Marina
Crisfield, MD

DESCRIPTION

Contractor shall provide the labor, materials and equipment to install new standpipe fire suppression system at the existing piers "F" and "G" at the Somers Cove Marina.

REMARKS

Contractors estimate and credentials were verified and accepted. This will be handled under the Small Procurement process. The Government Estimate was \$22,000.00

CONTRACT NO. AND TITLE

Project No. F-020-130-010;
Standpipe Fire Suppression System

PROCUREMENT METHOD

Small Procurement

AWARD

Surefire Protection, Inc.
Salisbury, MD

AMOUNT

\$17,915.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS**ITEM** 8-GM**DEPARTMENT OF GENERAL SERVICES**Rockville District Court
Rockville, MD**CONTRACT NO. AND TITLE**Project No. BC-725-992-002;
Expert Witness Agreement
ADPICS NO. 001B3400539**DESCRIPTION**

Expert witness services in connection with pending litigation in which the Department of General Services (DGS) is pursuing damages from DMJM/AECOM for errors and omissions in the design of the Rockville district court. Scope of services includes review of documentation related to this claim, consultation on the claim, and participation in discovery actions and in any hearing at the Maryland State Board of Contract Appeals. (MSCBA).

PROCUREMENT METHODSole Source; *State Finance & Procurement Article, §13-107(b), Annotated Code of Maryland***AWARD**Hill International, Inc.
Marlton, NJ.**AMOUNT**

\$124,790.00

REMARKS

DGS has filed a claim against design team DMJM/AECOM for errors and omissions that occurred on the Rockville District Court project. State Procurement Law permits a procurement unit to use the sole source method to obtain the services of a contractor in connection with litigation when the services require confidentiality and the Attorney General has approved the engagement. The Attorney General has certified that the contractor's services require confidentiality and has approved the proposed contract with Hill International, Inc.

FUND SOURCE

MCCBL2009/Item 801 (Provide Funds to Design, Construct, and equip the New District Court in Rockville, MD)

RESIDENT BUSINESS

No

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 8-GM (Cont.)

MD TAX CLEARANCE

13-1493-0111

Note: This item previously appeared on the 5/15/13 agenda as item 8-GM and was withdrawn.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 10-LT

DEPARTMENT OF GENERAL SERVICES Leonardtown, MD
St. Mary's County

Sub-Tenant State of Maryland ("State")
300 W. Preston St. Rm. 601
Baltimore, MD 21201

Tenant St. Mary's County Building Authority Commission
("Commission")
41770 Baldrige St.
Leonardtown, MD 20650

Landlord Commissioners of St. Mary's County ("County")
41770 Baldrige St.
Leonardtown, MD 20650

Property Location Carter State Office Building
23110 Leonard Hall Dr.
Leonardtown, MD 20650

<u>Space Type</u>	Land Lease	<u>Lease Type</u>	Assignment	<u>Acre/Square Feet</u>
<u>Duration</u>	25 Years	<u>Effective</u>	6/1/2013	6.64 acres
<u>Annual Rent</u>	\$1.00	<u>Per Acre Rate/Square Foot Rate</u>		\$1.00

Utilities Responsibility Tenant
Custodial Responsibility Tenant

Previous Board Actions 16-L, approved 6/1/88

Fund Source N/A

History/Background On June 1, 1988, the Board of Public Works approved as item 16-L, a Lease Purchase Agreement between the Commission and the State for the construction and development of the St. Mary's Multi Service Center now known as the Carter State Office Building (known as the Project Lease) with a 25 year lease term. This approval also included the sub-lease from the Commission to the State of land on which the Carter State Office Building sits at \$1.00 per year for 50 years (known as the Ground Lease). On June 1, 2013, all

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 11-LT (REVISED)(2)**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

Landlord BE Berman Enterprises NC Station LLC
5410 Edson Ln., Suite 220
Rockville, MD 20852

Property Location 7800 Harkins Rd.
New Carrollton, MD 20787

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	97,332
<u>Duration</u>	15 Years	<u>Effective</u>	June 1, 2013		
<u>Annual Rent</u>	\$3,865,053.72	<u>Square Foot Rate</u>		\$39.71	
<u>Annual Parking Costs</u>	\$357,000 Years 1 – 5)	<u>Effective Sq. Ft. Rate</u>		\$42.21	

(See Special Condition 1)

<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A

Fund Source Not identified as of this date. To be established for fiscal year 2015.

Background The decision to relocate DHCD within a Transit Oriented Development (TOD) in Prince George's County will serve as a model for other employers and developers considering TOD locations in the County. Prince George's County has one of the largest untapped TOD potential in the State. The State's Smart, Green and Growing initiative is aimed at the efficient use of land and conservation of natural resources by curbing greenhouse gas emissions, sprawl development and traffic congestion, while fostering economic growth. DHCD's current location at 100 Community Place is not in a Priority Funding Area and does not meet any aspect of this initiative, being built before the era of Smart Growth. The relocation of DHCD will provide the anchor and spur development at this TOD site in Prince George's County, capitalizing on the significant and currently underutilized transit infrastructure investments that the State has already made in heavy rail in Prince George's County. Additional economic benefits include, job creation in manufacturing for materials and equipment for construction, permit fees, payroll taxes, and retail services during and after construction.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 11-LT (Cont.) (REVISED)(2)

Special Conditions

1. The Landlord shall provide 350 parking spaces for the DHCD employees and State vehicles at the cost of \$85.00 per space per month for first five (5) years of the lease. Thereafter, the parking spaces will be reduced to 200 spaces for employees and State vehicles at the same rate of \$85.00 per space per month for the remaining term of the lease.
2. The lease provides for one (1) option term of five (5) years subject to 24 months prior written notice.
3. The lease provides for pass through expenses to the Tenant for real estate taxes, janitorial, and snow/ice removal.

Remarks

1. Landlord will construct a new four (4) story office building within the designated TOD area of New Carrollton. Ground breaking for the demised premises shall occur no later than 340 days from approved space plans. The Demised Premises shall be inspected and accepted by the Department of General Services no later than 720 days after approved space plans. Estimated occupancy by the agency is June 2015.
2. The Landlord shall deposit with the State Treasurer's Office upon approval of the Board of Public Works and full execution of the lease, \$1,000,000. The \$1,000,000 shall be paid to the Tenant as liquidated damages should the Landlord not break ground on or before the established ground breaking date or provide the substantial completion of the office building and tenant improvements on or before the established completion date.
3. The Landlord will construct the building to LEED Silver or better standards utilizing high performance energy conservation and construction methods. The interior design of the tenant improvements shall maximize air distribution, natural lighting and work flow creating a modern state of the art work environment.
4. In addition to the office building, the Landlord shall construct 40,000 square feet of retail space and up to 500 residential apartment units under the following schedule: 1) 250 apartment units and 40,000 rentable square feet of retail adjacent to the office building within four (4) months of the ground breaking date; and 2) an additional 250 apartment units and an additional 80,000 rentable square feet of retail space within five (5) years of the effective date. In the event the above conditions are not met timely, Landlord is subject to two (2) separate penalties of annual rent abatement of \$1.16 per net usable square foot or \$113,000 for each penalty.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 11-LT (Cont.) (REVISED)(2)

5. The lease contains a modified termination for convenience clause. The lease provides for the opportunity to terminate the lease after year 10 of the lease term.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 12-LT

BALTIMORE CITY COMMUNITY COLLEGE Pikesville, MD
(WBJC Radio Station) Baltimore County

Tenant Baltimore City Community College
2901 Liberty Heights Ave.
Baltimore, MD 21215

Landlord Mayor and City Council of Baltimore
100 North Holliday St.
Baltimore, MD 21202

Property Location R1723 Reisterstown Road, (Pikesville Reservoir)
Pikesville, MD 21208

<u>Space Type</u>	Land Lease	<u>Lease Type</u>	New	<u>Acre/Square Feet</u>	1.6 / 69,696 +-
<u>Duration</u>	10 Years	<u>Effective</u>	5/1/2013		
<u>Annual Rent:</u>	\$20,185.60 (Avg.)	<u>Per Acre Rate/Square Foot Rate</u>		\$12,616.00 / \$0.30 (Avg.)	

Utilities Responsibility Tenant
Custodial Responsibility Tenant
Previous Board Actions N/A
Fund Source 100 % General Funds Agency Funds 360300 PCA 03332
OBJ 1301

History/Background On April 27, 1988 The Mayor and City Council of Baltimore and the Board of Trustees of the Board of Trustees of the Community College of Baltimore entered into a 25 year land lease for 1.6 (+-) acres of land to be used as the tower site for BCCC's radio station WBJC. The lease permitted BCCC to sublease tower space to other communication tenants. The lease commenced on May 1, 1988 and terminated on April 30, 2013.

On December 31, 1990, the Mayor and City Council of Baltimore and the State of Maryland entered into an agreement to transfer the control of the Community College from the Baltimore City to the State of Maryland. Said agreement was approved by the City Council on January 17, 1991.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 12-LT (Cont)

In April, 2013, the State and the City resolved an ownership issue regarding the tower structure. This action caused a lapse in the lease term. The Board of Public Works is requested to retroactively approve the leasing of this space for the one month period which lapsed from May 1, 2013 to May 31, 2013 pursuant to the State Finance and Procurement Article 11-204(c)(1). The total funds for the retroactive period are \$1,467.33

Board of Public Works is now further requested to approve a new land lease agreement between BCCC and the City of Baltimore for the continued operations of its WBJC radio station.

Special Condition

1. Rent payments shall be paid to the City on May 1st of each lease year. The annual rent payments commence at \$17,608.00 and increases 3% per annum resulting in an annual rent of \$22,974.44 in year 10 of the lease.
2. The Tenant has the right to sublease space on the tower; Tenant shall pay to Landlord ten percent (10%) of the revenue received from any tower subleases on an annual basis.
3. The lease contains a mutual indemnification clause in which each party will hold harmless the other party against any liability arising as a result of any direct, willful, or negligent act or omission caused by it consistent with the Maryland Torts Claim Act.
4. The Tenant shall have 24/7 access to the Demised Premises.
5. The lease contains two (2) automatic renewals for a term of five (5) years each. The annual rent for the first (1st) renewal term shall commence at \$23,663.67 and increases 3% per annum resulting in an annual rent of \$26,633.67 in year five (5). The annual rent for the second (2nd) renewal term shall commence at \$27,432.68 and increases 3% per annum resulting in an annual rent of \$30,875.72 in year five (5).
6. Upon termination of this Lease, and the Tenant is desirous of disposing of the tower and equipment, the Landlord shall have the right of first refusal and the parties shall enter into discussion for a period of 30 days seeking mutually agreeable terms regarding the potential acquisition by the Landlord, pursuant to the authority granted to the Tenant through its Board of Trustees for non-real property disposition in Education Article 16-505(e)(1). If mutually agreeable terms are not achieved, the Tenant and all Sub-tenants are responsible for the removal of the tower and respective equipment returning the site to its original condition.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 12-LT Cont)

Remarks

1. The land is used by Baltimore City Community College Radio Station (WBJC) to for its radio/communication tower and the collateral buildings and equipment needed for its operation. WBJC is a non-profit, non-commercial 50,000 watt radio station for BCCC. WBJC broadcasts on a 24 hour a day schedule, its signal reaches more than 180,000 listeners weekly across Maryland, Washington D.C., Delaware, Pennsylvania and Virginia. WBJC also subleases space on its tower to other private, public and Federal entities.

2. The lease does not contain a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Allegany Museum, Inc. (Allegany County)

Allegany Museum

“For the design, construction, renovation, and capital equipping of the Allegany County Museum, located in Cumberland.”

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)

DGS Item G030

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LHI - Chapter 444, Acts of 2012)

DGS Item G099, SL-047-080-038

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Allegany Museum, Inc. is utilizing the value of property to meet the matching fund requirement for this project. The Department of General Services, Real Estate Office, has reviewed the appraisal for the property located at 3 Pershing Street in Cumberland and has approved a value of \$900,000.00. The value of property was also utilized as match for the Loans of 2008, 2009, 2010, and 2011 at a total of \$575,000.00.

BACKGROUND

Total Project	\$1,850,000.00
12-G030 (This Action)	\$ 100,000.00
12-G099 (This Action)	\$ 100,000.00
11-G025 (Prior Action)	\$ 50,000.00
11-G098 (Prior Action)	\$ 100,000.00
10-G023 (Prior Action)	\$ 75,000.00
10-G099 (Prior Action)	\$ 75,000.00
09-G041 (Prior Action)	\$ 100,000.00
09-G088 (Prior Action)	\$ 125,000.00
08-G024 (Prior Action)	\$ 50,000.00
Local Cost	\$1,075,000.00

(Prior Action: 10/19/11 Agenda, Item 15-CGL; 3/24/10 Agenda, Item 16-CGL; 11/03/10 Agenda, Item 11-CGL, 10/19/11, Item 15-CGL)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-CGL (Cont.)

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 14-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of the Chesterwye Center, Inc. (Queen Anne's County)
Chesterwye Center – Jessie's House

"For the planning, design, construction, and capital equipping of Jessie's House, which will provide full-time residential placement for adults with intellectual disabilities, located in Grasonville."

\$125,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G088, (SL-067-110-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Chesterwye Center, Inc. has submitted documentation that it has \$531,098.15 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$391,000.00
11-G088 (This Action)	\$125,000.00
Local Cost	\$266,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 15-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Prince George's County Board of Education (Prince George's County)

Crossland High School

"For the planning, design, and construction of a press box at the Crossland High School football stadium, located in Temple Hills."

\$30,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G142, (SL-070-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Prince George's County Board of Education has submitted documentation that it has appropriated \$30,000.00 in its Fiscal Year 2012 budget to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$80,000.00
11-G142 (This Action)	\$30,000.00
Local Cost	\$50,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 16-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Maryland Soccer Foundation, Inc. (Montgomery County)
Discovery Sports Center*

*"For the acquisition and installation of new lighting at the Discovery Sports Center,
located in Germantown.*

\$30,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G130, (SL-061-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Maryland Soccer Foundation, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$47,318.00 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Maryland Soccer Foundation, Inc. \$17,318.00 for eligible expenditures.

BACKGROUND

Total Project	\$47,318.00
11-G130 (This Action)	\$30,000.00
Local Cost	\$17,318.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CG L

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of Elizabeth Seton High School (Prince George’s County)

Elizabeth Seton High School Window Upgrades

“For the acquisition, renovation, and installation of energy efficient windows at Elizabeth Seton High School, located in Bladensburg.”

\$50,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)
DGS Item G080, (SL-031-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of Elizabeth Seton High School has submitted documentation that it has \$505,224.85 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$416,850.00
12-G080 (This Action)	\$ 50,000.00
Local Cost	\$366,850.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 18-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Girl Scouts of Central Maryland, Inc.
(Cecil County)*

Girl Scouts Conowingo Water System

“For the planning, design, construction, repair, and renovation of the waterlines and waste water treatment system at Camp Conowingo, located in Conowingo.”

\$250,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G119, (SL-071-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Girl Scouts of Central Maryland, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$400,397.50 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Girls Scouts of Central Maryland, Inc. \$150,397.50 for eligible expenditures.

BACKGROUND

Total Project	\$500,000.00
11-G119 (This Action)	\$250,000.00
Local Cost	\$250,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 19-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of the Easter Seals of Greater Washington-Baltimore Region, Inc. (Montgomery County)

Inter-Generational Center Expansion for Programs – Easter Seals Greater Washington-Baltimore Region

“For the construction and renovation of the Inter-Generational Center Expansion for Programs – Easter Seals Greater Washington-Baltimore Region, located in Silver Spring.”

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012) DGS Item G070, (SL-030-120-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Easter Seals of Greater Washington-Baltimore Region, Inc. has submitted documentation that it has \$407,919.54 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$2,150,000.00
12-G070 (This Action)	\$ 100,000.00
Local Cost	\$2,050,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

*Board of Directors of the Laurel Boys and Girls Club, Inc. (Prince George's County)
Laurel Boys and Girls Club Renovation*

"For the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Laurel Boys and Girls Club, located in Laurel. Before the Department of General Services approves any project with these funds, it must receive from the Prince George's County government and the City of Laurel certification that the Laurel Boys and Girls Club, and all its tenants, are in full and current compliance with all health, safety, occupancy, property maintenance, land use and other codes, located in Prince George's County."

\$50,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LHI - Chapter 444, Acts of 2012)
DGS Item G137*

\$150,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)
DGS Item G087, (SL-028-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Laurel Boys and Girls Club, Inc. is utilizing the value of property to meet the matching fund requirement. The Department of General Services, Real Estate Office has accepted a value of \$2,010,000.00 for 116 St. Mary's Place in Laurel.

BACKGROUND

Total Project	\$878,900.00
12-G137 (This Action)	\$ 50,000.00
12-G087 (This Action)	\$150,000.00
Local Cost	\$678,900.00

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL (Cont.)

- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the East Village Homes Corporation, Inc. (Montgomery County)
Lewisberry Corridor Lighting Improvement*

*“For the acquisition and renovation of improved lighting along the Lewisberry
Corridor, located in Montgomery Village.”*

\$30,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G068, (SL-069-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the East Village Homes Corporation, Inc. has submitted documentation that it has \$79,190.36 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$252,000.00
11-G068 (This Action)	\$ 30,000.00
Local Cost	\$222,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 22-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of Mount Vernon Place Conservancy, Inc. (Baltimore City)
Mount Vernon Place Conservancy

“For the repair, renovation, and reconstruction of the Washington Monument and historic masonry in Mount Vernon Place, located in Baltimore City.”

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G113, (SL-066-110-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of Mount Vernon Place Conservancy, Inc. has submitted documentation that it has \$1,260,555.00 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$2,600,000.00
11-G113 (This Action)	\$ 100,000.00
Local Cost	\$2,500,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

*County Executive and County Council of Howard County (Howard County)
Roger Carter Recreation Center*

“For the demolition of the existing Roger Carter Recreation Center and the planning, design, construction, and capital equipping of a new recreation center, located in Ellicott City.”

\$65,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)
DGS Item G067*

\$300,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LHI - Chapter 444, Acts of 2012)
DGS Item G123, (SL-029-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The County Executive and County Council of Howard County have submitted evidence in the form of canceled checks and invoices that they have \$970,600.00 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the County Executive and County Council of Howard County \$365,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$ 12,674,707.00
12-G067 (This Action)	\$ 65,000.00
12-G123 (This Action)	\$ 300,000.00
Local Cost	\$ 12,309,707.00

REMARKS

- (1) The grant agreement has been modified to include the following: Paragraph 1, line 3 ... County Executive and County Council of Howard County, *acting in their legal capacities under the Charter for Howard County, Maryland, a body corporate and politic (collectively “Grantee”)*... ; Condition 15. Indemnification: *To the extent permitted by*

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL (Cont)

REMARKS (Cont.)

law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article 25A, §1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, the Grantee... ; Condition 32. Authorized Signatory: Pursuant to Section 302(1).12 of the Howard County Charter, the County Executive, by his express responsibilities, duties and powers, shall sign on the grantee's behalf and administer this Agreement.

- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 24-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Seneca Park North HOA, Inc. (Montgomery County)
Seneca Park North*

"For the construction of a new gazebo, located in Germantown."

\$18,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G076, (SL-068-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Seneca Park North HOA, Inc. has submitted documentation that it has \$50,692.78 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$48,000.00
11-G076 (This Action)	\$18,000.00
Local Cost	\$30,000.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-CGL

RECOMMENDATION: That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of Somerset County Historical Society, Inc. (Somerset County)
Teackle Mansion and the Sarah Martin Done House*

*· “For the planning, design, construction, renovation, and capital equipping of the
Teackle Mansion and the Sara Martin Done House, located in Princess Anne.”*

\$120,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G089, (SL-042-070-038)*

MATCHING FUND: The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of Somerset County Historical Society, Inc. is utilizing the value of property to meet the matching fund requirement for this project. The Department of General Services, Real Estate Office, has reviewed the appraisal for 11736 Mansion Street in Princess Anne, Maryland and has accepted a value of \$1,110,000.00.

<u>BACKGROUND</u>	Total Project	\$632,109.00
	11-G089 (This Action)	\$120,000.00
	07-G083 (Prior Action)	\$100,000.00
	Local Cost	\$412,109.00

(Prior Action: 3/18/09 Agenda, Item 23-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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-CGL (Cont.)

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 26-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of Upper Chesapeake Medical, Inc. (Harford County)
Upper Chesapeake Medical Center, Inc.*

"To assist in the renovation and expansion of the Comprehensive Cancer Center in Bel Air."

\$750,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (MHA - Chapter 444, Acts of 2012)
DGS Item G025, (SL-024-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of Upper Chesapeake Medical, Inc. has submitted evidence in the form of canceled checks and invoices that they have \$1,536,222.10 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of Upper Chesapeake Medical, Inc. \$750,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$35,654,600.00
12-G025 (This Action)	\$ 750,000.00
Local Cost	\$34,904,600.00

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) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Metropolitan Center for the Visuals Arts
(Montgomery County)*

VisArts

“For the construction, repair, renovation, and reconstruction of VisArts, located in Rockville.”

\$25,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)
DGS Item G077, (SL-027-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Metropolitan Center for the Visuals Arts has submitted evidence in the form of canceled checks and invoices that it has \$39,951.61 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Metropolitan Center for the Visual Arts \$14,951.61 for eligible expenditures.

<u>BACKGROUND</u>	Total Project	\$41,052.75
	12-G077 (This Action)	\$25,000.00
	Local Cost	\$17,451.61

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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL (Cont.)

- (3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 28-CGL (Cont.)

The Waiver of Priority Declaration and Subordination Agreement has been reviewed and approved for legal sufficiency by an Assistant Attorney General for the Department of Health and Mental Hygiene.

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Anne Arundel County.

No State funds will be disbursed until the grantee has presented suitable evidence to the Office of Comptroller that it has expended the required matching funds for this project. After the grantee has met the matching fund requirement, the Office of Comptroller will disburse the State grant in amounts equal to subsequent invoices submitted by the grantee not to exceed the grant amount.

FUND SOURCE

\$31,090.00 (27%) Applicant's Share
Mortgage Loan
\$84,060.00 (73%) State's Share
MCCBL 2010 Community Health Facilities
Funds

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 29-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Housing Unlimited, Inc.
1398 Lamberton Drive, Suite G1
Silver Spring, MD 20902

PROJECT NO. AND TITLE

Project No.: MHA-CB-20805-08;
Acquisition and Renovation of:
411 Christopher Avenue, Unit # 82,
Gaithersburg, MD 20879

DESCRIPTION
for the following:

Board of Public Works approval is requested

(1) A State grant of \$91,125.00 to assist Housing Unlimited, Inc., a nonprofit organization, in the cost of acquiring a condominium located at 411 Christopher Avenue, Unit # 82, Gaithersburg, MD 20879. The contract price is \$121,500.00. The condominium will house two individuals with psychiatric disabilities. Two appraisals were obtained for the property; both have been reviewed by the Department of General Services.

APPRAISALS

\$121,500.00 Virginia Timian, Timian, Inc., Laurel, MD

\$124,000.00 Laura Lamb, Philip R. Lamb & Co., Laytonsville, MD

Based on these appraisals, the Department of General Services approved the fair market value of the real estate at \$121,500.00. Housing Unlimited, Inc. has a contract of sale to purchase the condominium for \$121,500.00.

Eligible acquisition costs are \$122,325.00. This includes \$121,500.00 for acquisition and \$825.00 for appraisals.

AMOUNT

\$122,325.00*

(2) A State grant of \$31,359.00 to assist Housing Unlimited, Inc. in the cost of renovating the condominium located at 411 Christopher Avenue, Unit # 82, Gaithersburg, MD 20879.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 29-CGL (Cont)

A) Flooring

PROCUREMENT METHOD

Competitive Bids

BIDDERS

AMOUNT

Helios Construction, Silver Spring, MD

\$13,851.00

Landmark Design & Construction,

\$15,012.00

Silver Spring, MD

Azar Construction Co., Silver Spring, MD

\$19,350.00

AWARD

Helios Construction,
Silver Spring, Md

AWARD AMOUNT

\$13,851.00

B) Construction

PROCUREMENT METHOD

Competitive Sealed Bids

BIDDERS

AMOUNT

Azar Construction Co., Silver Spring, MD

\$27,961.00

Landmark Design & Construction,

\$31,492.00

Silver Spring, MD

Helios Construction, Silver Spring, MD

\$35,953.00

AWARD

Azar Construction Co.,
Silver Spring, Md

AMOUNT

\$27,961.00

ACQUISITION AND RENOVATION

\$164,137.00

AMOUNT

Eligible project costs are \$164,137.00 this includes \$122,325.00 for acquisition and \$41,812.00 for renovations.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*County Executive and County Council of Howard County (Howard County)
Elkridge Volunteer Fire Department*

“For the purchase of land for the Elkridge Volunteer Fire Department Station, located in Elkridge.”

\$500,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (MISC - Chapter 396, Acts of 2011)
DGS Item G016, (SL-047-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The County Executive and County Council of Howard County have submitted documentation that they have eligible acquisition costs for (3) properties located at 5700 Rowanberry Drive, and 6990 and 6994 Montgomery Road in Elkridge. The Department of General Services, Real Estate Office has reviewed the appraisals and accepted a total value of \$1,489,000.00. The lessor of the DGS accepted values or contract amounts is eligible at a total of \$1,382,000.00 to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the County Executive and County Council of Howard County \$500,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$1,475,000.00
11-G016 (This Action)	\$ 500,000.00
Local Cost	\$ 975,000.00

REMARKS

(1) The grant agreement has been modified with the following: First Paragraph: County Executive and County Council of Howard County, *acting in their legal capacities under the Charter for Howard County, Maryland, a body corporate and politic (collectively “Grantee”); Condition 15. Indemnification: To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....; Condition 32. Authorized Signatory: Pursuant to Section 302(1).12 of the Howard County Charter,*

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL (Cont.)

REMARKS (Cont.)

the County Executive, by his express responsibilities, duties and powers, shall sign on the Grantee's behalf and administer this Agreement.

(2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the *Maryland Historical Trust* pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

NOTE: This item previously appeared on the 5/15/13 agenda as item 22-CGL and was withdrawn.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 31-M

DEPARTMENT OF GENERAL SERVICES

W. Paul Martin District Court Multi-Service
Center (DCMSC)
Salisbury, MD

CONTRACT NO. AND TITLE

Janitorial Services;
ADPICS NO. 001B3400514

DESCRIPTION

Approval for a contract to provide all labor, equipment, and supplies necessary to perform daily, weekly, monthly, quarterly and annual janitorial services for approximately 111,700 net cleanable sq. ft. at the Department of General Services, W. Paul Martin DCMSC, located at 201 Baptist St., Salisbury, MD 21801.

PROCUREMENT METHOD

Competitive Sealed Bids
(Small Business Reserve)

BIDS OR PROPOSALS

	<u>AMOUNT</u>
G&LB Enterprises, Inc. Pikeville, MD	\$ 384,810.00
City Solution, LLC Glenndale, MD	\$ 393,000.00
Cleaning Better, Inc. Owings Mills, MD	\$ 439,062.96
Hard Hatters Cleaning Service, LLC Easton, MD	\$4,151,278.92

AWARD

G&LB Enterprises, Inc.
Pikeville, MD.
MDOT Certified MBE #08-660
SBR #SB12-3956

TERM

6/1/2013 – 5/31/2016

AMOUNT

\$384,810.00 (3 years)

MBE PARTICIPATION

100% (5% subcontracting)

PERFORMANCE BOND

N/A

HIRING AGREEMENT ELIGIBLE

Yes

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 31-M (Cont.)

REMARKS

A notice of availability of a Invitation for Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com*. as a Small Business Reserve procurement. Four (4) acceptable bids were received, including two (2) MBE firms. By letter dated January 31, 2013 the Maryland Rehabilitation and Employment Program has waived interest in this contract.

Housekeeping supplies in support of this contract are to be purchased from Blind Industries and Services of Maryland (BISM) to the extend they are available.

The recommended contractor, G&LB Enterprises, Inc. has confirmed their bid.

FUND SOURCE

H00 33551 0813
(DGS Operating Funds)

TAX COMPLIANCE NO.

13-0827-0110

RESIDENT BUSINESS

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 32-LT-OPT**DEPARTMENT OF LEGISLATIVE SERVICES** Salisbury, MD (Wicomico County)**Landlord**

City Center Salisbury of VA, LLC
AKA City Center Salisbury LLC
c/o Sperry Van Ness-Miller Commercial Real Estate
206 E. Main St.
Salisbury, MD 21801

Property Location

213 W. Main St., Suite 203
Salisbury, MD 21801

Space Type Office
Duration 2 Years
Annual Rent \$4,320.00

Lease Type Renewal
Effective 6/1/2013
Square Foot Rate \$10.80
Previous Sq. Ft. Rate \$10.80

Square Feet 400**Utilities Responsibility**

Landlord

Custodial Responsibility

Tenant

Previous Board Action(s)

6/1/11 Item 8-LT-OPT; 3/12/08 – Item 6-LT

Fund Source

B75 0510000 F01 Aobj 1301

Special Condition

taxes.

The lease contains escalations/de-escalations for real estate

Remarks

1. The space has been used since April 1, 2008 by the Department of Legislative Services to conduct audits, hold private meetings and storage of work products, supplies and equipment on the Eastern Shore.
2. The lease contains a termination for convenience clause.
3. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of May 29, 2013 was adjourned.

Respectfully submitted,

A handwritten signature in cursive script that reads "Sheila McDonald". The signature is written in black ink and is positioned above the printed name.

Sheila C. McDonald, Esq.
Executive Secretary

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