

BOARD OF ESTIMATES' AGENDA - JULY 20, 2011

BOARDS AND COMMISSIONS

1. Prequalification of Contractors

In accordance with the Rules for Prequalification of Contractors, as amended by the Board on October 30, 1991, the following contractors are recommended:

American Tennis Courts, Inc.	\$ 1,500,000.00
Bensky Construction Co., LLC	\$ 6,633,000.00
Work Capacity rating underwritten by blanket guarantee of \$6,633,000.00 from the parent corporation, Bensky Contractors, Inc.	
Dutchland, Inc.	\$ 8,000,000.00
G.E. Tignall & Co., Inc.	\$126,540,000.00
Henry H. Lewis Contractors, LLC.	\$128,755,000.00
d/b/a Lewis Contractors	
Work Capacity rating underwritten by blanket guarantee of \$100,000,000.00 from the parent corporation, Stewart & Tate, Inc. and \$28,755,000.00 from Henry H. Lewis Contractors, LLC	
JNA Painting & Contracting Co., Inc.	\$ 711,000.00
Marine Technologies, Inc.	\$ 8,000,000.00
Phillips Way, Inc.	\$ 8,000,000.00
Professional Maintenance Systems, Inc.	\$ 1,500,000.00
Solara Flooring Group, Inc.	\$ 5,877,000.00
Temp Air Company, Inc.	\$ 6,399,000.00
Titan Industrial Services, Inc.	\$ 65,295,000.00
Total Contracting, Inc.	\$ 52,263,000.00
Tuckman-Barbee Construction Co., Inc.	\$ 8,000,000.00

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BOARD OF ESTIMATES

07/20/2011

BOARDS AND COMMISSIONS - cont'd

2. Prequalification of Architects and Engineers

In accordance with the Resolution Relating to Architectural and Engineering Services, as amended by the Board on June 29, 1994, the Office of Boards and Commissions recommends the approval of the prequalification for the following firms:

Brian Dietz, Inc.	Survey
Tuhin Basu & Associates, Inc.	Engineer
Whitman, Requardt and Associates, LLP	Architect Landscape Architect Engineer Survey

AGENDA

BOARD OF ESTIMATES

07/20/2011

Space Utilization Committee - First Amendment to License Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a first amendment to license agreement with Cellco Partnership, d/b/a Verizon Wireless, a Delaware general partnership, Licensee, for the rental of a portion of the tower and storage space located at 501 N. Athol Avenue.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On December 8, 2010, the Board approved a license agreement with the Cellco Partnership. There were a number of factual errors in the license agreement. The purpose of this first amendment to the license agreement is to correct those errors.

Specifically, the height of the licensee's beta sector antennas will be corrected from 78 feet to 86 feet and a scrivener's error referencing the licensee's internal contract number will be changed from Contract No. NG553 to Contract No. NG4132. These are technical corrections that generate no material effect on the economic and legally binding terms of the agreement.

The Space Utilization Committee approved this First Amendment to the Communications License Agreement on July 12, 2011.

(The first amendment to license agreement has been approved by the Law Department as to form and legal sufficiency.)

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BOARD OF ESTIMATES

07/20/2011

Department of Communication Services - UMove License Renewal

ACTION REQUESTED OF B/E:

The Board is requested to approve the renewal of the UMove license with Siemens Industry, Inc. The period of the renewal is September 1, 2011 through June 30, 2012.

AMOUNT OF MONEY AND SOURCE:

\$5,811.44 - 2032-000000-1360-159115-605001

BACKGROUND/EXPLANATION:

On July 28, 2010, the Board approved the UMove Master and Standard Maintenance Agreement with Siemens Industry, Inc. The agreement contained automatic annual renewals for the license fees. UMove identifies mail that has been processed on a sorter that contains a change of address filing with the USPS. UMove attempts to identify and correct any address that has not been updated with the change of address filing. This aids in mail being delivered to the correct address.

The current license expires on August 30, 2011. The annual license fees are being prorated to June 30, 2012.

APPROVED FOR FUNDS BY FINANCE

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BOARD OF ESTIMATES

07/20/2011

Space Utilization Committee - Transfer of Jurisdiction

ACTION REQUESTED OF B/E:

The Board is requested to approve the transfer of jurisdiction for the property located at 414 Worsley Street, Block 3805, Lot 62 from the inventory of the Department of Real Estate to the inventory of the Department of Housing and Community Development.

BACKGROUND/EXPLANATION:

The property is in the middle of a block that is being assembled for new construction of affordable housing by the Department of Housing and Community Development (DHCD) and the Housing Authority of Baltimore City (HABC). The DHCD and HABC have acquired 52 properties on this block to assemble a new development site. The block was offered and awarded to Telesis Corp. by HABC to redevelop and revitalize the Barclay neighborhood. This vacant lot in the middle of the block is needed to complete the assemblage of the development site. The HABC intends to demolish the remaining structures on the block later this year and construction will commence in 2012.

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Space Utilization Committee - Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a lease agreement with Park Heights Renaissance, Inc. lessee, for the rental of a portion of the property known as 3939 Reisterstown Road, a/k/a Lower Park Heights Multipurpose Center, being on the 2nd floor, containing 2,109 sq. ft. The period of the agreement is July 1, 2011 through June 30, 2014, with an option to renew for two additional years.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Monthly Rent</u>
\$13,488.00	\$1,124.00

BACKGROUND/EXPLANATION:

The lessee will use the leased premises for office space to provide community-based planning, human development, and housing services.

The landlord will be responsible for the parking area, exterior of the building, all common areas, all equipment and systems serving the building, trash and snow removal and the payment of utilities such as water, gas and electric.

The lessee will be responsible for liability insurance, security, janitorial services and the payment of utilities.

The Space Utilization Committee approved this lease agreement on July 12, 2011.

(The lease agreement has been approved by the Law Department as to form and legal sufficiency.)

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BOARD OF ESTIMATES

07/20/2011

Department of Real Estate - Renewal of Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve the renewal option of the lease agreement with Russell Street Data Center, LLC, lessee, for a portion of the property under the Russell Street viaduct directly adjacent to 1401 Russell Street, consisting of approximately 1,960 square feet. The period of the renewal is October 15, 2011 through October 14, 2016, with two 1-year renewal options remaining.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Effective</u>	<u>Equal Monthly Installments</u>
\$11,288.85	October 15, 2011	\$ 940.74
\$11,627.51	October 15, 2012	\$ 968.96
\$11,976.33	October 15, 2013	\$ 998.03
\$12,335.61	October 15, 2014	\$1,027.97
\$12,705.67	October 15, 2015	\$1,058.81

BACKGROUND/EXPLANATION:

The Board approved the lease agreement with the 1401 Fiber Group, LLC, lessee, on October 10, 2001 and a Landlord's Consent for the Assignment and Assumption of Lease Agreement between 1401 Fiber Group, LLC, Assignor and the Russell Street Data Center, LLC Assignee, on November 2, 2005. The agreement was for a five-year term, commencing on October 15, 2001 and terminating on October 14, 2006, with the option to renew for two additional five-year terms.

Russell Street Data Center, LLC, has exercised their second renewal option, commencing on October 15, 2011 and terminating October 14, 2016. The annual rent will be as stated as above. All other rentals, conditions, and provisions of the lease agreement dated October 10, 2001 and the Landlord's Consent of Assignment of Lease Agreement dated November 2, 2005 will remain in full force and effect.

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BOARD OF ESTIMATES

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OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development - Condemnation</u>			
1. Beam Enterprises, Inc.	1614 Harlem Avenue	G/R \$96.00	\$ 600.00

Funds are available in City Bond Funds, Account No. 9910-908087-9588-900000-704040, Wylie Funeral Home Project.

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BOARD OF ESTIMATES

07/20/2011

Baltimore City Fire Department - Memorandum of Understanding
Intra-Agency/Intergovernmental
Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Memorandum of Understanding (MOU)/Agreement with the Maryland Department of Health and Mental Hygiene. The period of services under the MOU/Agreement is June 22, 2011 through September 30, 2011.

AMOUNT OF MONEY AND SOURCE:

\$117,574.50 - 5000-518112-2132-228200-405001

BACKGROUND/EXPLANATION:

This grant will provide for the purchase of an oxygen generating system for the Emergency Medical Services Section of the Fire Department.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.

(The memorandum of understanding intra-agency/intergovernmental agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Mayor's Office of Employment Development (MOED) - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with Baltimore Mental Health Systems, Inc. The period of the agreement is July 1, 2011 through June 30, 2012.

AMOUNT OF MONEY AND SOURCE:

\$ 70,000.00 - 1001-000000-6331-478005-603051

BACKGROUND/EXPLANATION:

The organization will provide mental health assessment, treatment and psychiatric consultations for at least 70 youth referred by the MOED Youth Opportunity Centers. Services will include but are not limited to mental health screenings, on-going mental health services both individual and group sessions, and training MOED staff to make initial assessments.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The agreement has been approved by the Law Department as to form and legal sufficiency.)

TRANSFERS OF FUNDS

* * * * *

The Board is requested to approve
the Transfers of Funds
listed on the following pages:

12 - 13

In accordance with Charter provisions
reports have been requested from the
Planning Commission, the Director
of Finance having reported
favorably thereon.

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BOARD OF ESTIMATES

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TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Baltimore Development Corporation (BDC)</u>		
1. 4,300.00 20 th EDF	9910-903354-9600 Const. Res. W. Balto. Ind. & Coml. Dev.	9910-902879-9601 Coml. Revitalization
18,730.41 21 st EDF	9910-902483-9600 Const. Res. S. Balto. Ind. & Coml. Dev.	9910-902879-9601 Coml. Revitalization
4,677.00 21 st EDF	9910-905575-9600 Const. Res. E. Balto. Ind. & Coml Dev.	9910-906575-9601 E. Balto. Ind. & Coml. Dev.
132.50 22 nd EDF	9910-903354-9600 Const. Res. W. Balto. Ind. & Coml. Dev.	9910-904354-9601 W. Balto. Ind. & Coml. Dev.
3,028.00 22 nd EDF	9910-904115-9600 Const. Res. West Side Initiative	9910-905825-9603 West Side Downtown
2,450.00 22 nd EDF	9910-904982-9600 Const. Res. Coml. Rev. Prog.	9910-902879-9601 Coml. Revitalization
<u>\$ 33,317.91</u>		

This transfer will provide funds to reimburse the BDC for eligible capital expenses for the month ending May 31, 2011.

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BOARD OF ESTIMATES

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TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of General Services</u>		
2. \$ 65,597.55	9916-902204-9194	9916-904935-9197
1 st Public	Reserve	Active
Building	Wahl Bldg. Roof	Convention Ctr.
Loan	Replacement	Terrace Roof
		Rehab.

This transfer will provide funds for Change Order/EAR No. 015 to replace a strip of granite pavers, concrete topping, and roofing membrane along the length of the terrace roof between the north exterior glass wall and an area just outside the exterior columns, and revise the waterproofing details associated with the granite over the raised exhibit hall roof tension slabs, all on a time and materials basis.

3. \$190,500.00	9916-909015-9194	9916-911015-9197
Fed. Rev.	Climate Showcase	Climate Showcase
	Program - Reserve	Program - Active

The Department of General Services has been successful in obtaining a grant from the United States Environmental Protection Agency to provide energy audits for non-profit organizations. The audits will be conducted by Johns Hopkins University (JHU) students and the Energy Division and the Office of Sustainability will coordinate the project with the JHU.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Police Department - Payment of Back Salary

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize payments of back salary for Mr. Tyrone S. Francis, Baltimore City Police Officer.

AMOUNT OF MONEY AND SOURCE:

\$31,810.37 - 1001-000000-2041-195500-601062

BACKGROUND/EXPLANATION:

Pursuant to Article 16(A)(2) of the Memorandum of Understanding between the Baltimore Police Department and the Fraternal Order of Police Lodge No. 3, Mr. Francis is entitled to receive back pay for the period he was suspended without pay.

The back pay represents the amount of salary that Mr. Francis would have earned for the period May 5, 2010 through May 5, 2011, less other salary he earned during this period.

APPROVED FOR FUNDS BY FINANCE

AGENDA

BOARD OF ESTIMATES

07/20/2011

Health Department - Amendment to Exhibit E of the
Operating Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to Exhibit E of the operating agreement with the Baltimore Animal Rescue and Care Shelter, Inc. (BARCS).

AMOUNT OF MONEY AND SOURCE:

\$62,358.00 - 1001-000000-3021-268800-603051

BACKGROUND/EXPLANATION:

On August 12, 2009, the Board approved the initial operating agreement for the period July 1, 2009 through June 30, 2010, in the amount of \$1,073,530.00 with four 1-year renewal options.

On September 22, 2010, the Board approved the first renewal option for the term of July 1, 2010 through June 30, 2011, in the amount of \$1,149,898.00.

Approval of this amendment to Exhibit E of the operating agreement will allow the Department to reimburse BARCS for hiring an Animal Control Investigator. All other terms and conditions of the original agreement will remain in full force and effect.

This amendment to Exhibit E of the operating agreement is late because funding for this position was just approved.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The amendment to Exhibit E of the operating agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Health Department - Agreements

The Board is requested to approve and authorize execution of the various agreements. The period of the case monitoring agreement is July 1, 2011 through June 30, 2012.

CASE MONITOR AGREEMENTS

The Maryland State Department of Health and Mental Hygiene (DHMH) is designated as the single State agency to administer all aspects of the Maryland Medical Assistance Program. The Health Department has an agreement with the DHMH to participate in the program as the case monitoring agency and to contract with Case Monitors who will supervise personal care services to eligible recipients.

The Case Monitors will exercise independent professional judgment and carry professional liability insurance. Each case monitor will be an independent contractor and not an employee of the City.

The Case Monitors will be responsible for establishing a plan of personal care for each eligible recipient assigned to him/her in Baltimore City. They will review and/or revise the plan at least once every 90 days, or more if necessary and supervise the personal care providers. The Case Monitors will make home visits as often as the Department's nurse supervisor determines to be necessary, but not less than every 90 days; maintain a clinical record on each recipient case monitored; and provide other case monitoring services, as required.

The Case Monitor may not exceed a maximum of 75 cases at any time, unless a waiver is received.

<u>Case Monitor Name</u>	<u>Rate of Pay</u>	<u>Amount</u>
1. JACQUELINE S. GAUGHAN, R.N.	\$45.00 per case per month	\$ 67,500.00

Ms. Gaughan has received a waiver to increase her caseload to 125 cases.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Health Dept. - cont'd

<u>Case Monitor Name</u>	<u>Rate of Pay</u>	<u>Amount</u>
2. TIFFANY M. GRAY, R.N.	\$45.00 per case per month	\$ 54,000.00
Ms. Gray has received a waiver to increase her caseload to 100 cases.		
3. DENISE D. HAMMOND R.N.	\$45.00 per case per month	\$ 54,000.00
Ms. Hammond has received a waiver to increase her caseload to 100 cases.		
4. ELAINE POMPEI, R.N.	\$55.00 per case per month	\$ 76,560.00
Ms. Pompei has received a waiver to increase her caseload to 116 cases.		
5. HELEN CROSBY, R.N.	\$45.00 per case per month	\$ 40,500.00
6. ALLA KAPLAN R.N.	\$45.00 per case per month	\$ 81,000.00
Ms. Kaplan has received a waiver to increase her caseload to 150 cases per month.		
7. LOUISE REED, R.N.	\$45.00 per case per month	\$ 40,500.00
8. JANICE NICKENS, R.N.	\$55.00 per case per month	\$ 49,500.00

AGENDA

BOARD OF ESTIMATES

07/20/2011

Health Department - cont'd

9.	DYNAMIC MEDICAL	\$55.00 per case	\$158,400.00
	SUPPORT SERVICES, INC.	per month	

Dynamic has received a waiver to increase its caseload to 240 cases per month, but may not exceed 75 cases in the State of Maryland at one time.

Account: 4000-426212-3110-306800-603018

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The agreements have been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Health Department - Agreements

The Board is requested to approve and authorize execution of the various agreements.

SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM

- | | | |
|----|---|---------------|
| 1. | DESTINY'S PLACE, INC. | \$0.00 |
| 2. | HISTORIC EAST BALTIMORE COMMUNITY ACTION COALITION, INC. | \$0.00 |

The above-listed organizations will serve as host agencies for the Senior Community Service Employment Program. This program provides part-time work experience or volunteer service opportunities for persons, aged 55 years or older, with no upper age limitation. The placement of Senior Citizen Aides in non-profit or governmental agencies will allow those agencies to provide services that would otherwise not be available because of the lack of funds. The period of the agreement is July 1, 2011 through June 30, 2012.

- | | | |
|----|---|--------------------|
| 3. | JULES K. DUNHAM HOWIE
d/b/a JUL ENTERPRISE | \$38,750.00 |
|----|---|--------------------|

Account: 4000-498811-3080-284000-603051

The organization will conduct focus groups for healthcare providers, home visitors and consumers to assess knowledge, satisfaction and areas of improvement around home visiting programs. The period of the agreement is May 1, 2011 through June 30, 2011.

The agreement is late because the Department received the grant in April because of numerous budget revisions.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

(The agreements have been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of Recreation & Parks - Supplemental and Amendment Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a supplemental and amendment agreement with the Living Classrooms Foundation. The supplemental and amendment agreement extends the period of the agreement through September 01, 2011.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On June 16, 2010, the Board approved and authorized the execution of a grant agreement with the Living Classrooms Foundation. Under the agreement, the Living Classrooms Foundation agreed to reimburse the City for a portion of its renovation costs for the City Springs Football Field and other improvements in the park. The City was not able to complete the project on schedule, and the term of the original agreement expired on December 31, 2010. Therefore, the Board is requested to approve a supplemental and amendment agreement to allow for the completion of the project.

AUDITS NOTED THE NO-COST TIME EXTENSION.

(The supplemental and amendment agreement has been approved by the Law Department as to form and legal sufficiency.)

EXTRA WORK ORDER

* * * * *

The Board is requested to approve
the Extra Work Order
as listed on the following page:

22

The EWO has been reviewed and approved
by the Department of
Audits, CORC, and MWBOO
unless otherwise indicated.

AGENDA

BOARD OF ESTIMATES

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EXTRA WORK ORDERS

<u>Contract</u>	<u>Prev. Apprvd.</u>	<u>Contractor</u>	<u>Time</u>	<u>%</u>
<u>Awd. Amt.</u>	<u>Extra Work</u>		<u>Ext.</u>	<u>Compl.</u>

Bureau of Water and Wastewater

1. EWO #001, \$	0.00	- WC 1184, Replacement of Freight Elevators at Montebello Plant 1 and 2		
\$ 1,319,635.00	-	Elevator Control Service	180	30.0
			CCD	

In order for the new elevator equipment to meet the current specifications and Code requirements with existing conditions of the elevator hoistways and retained equipment, it was necessary to incorporate design changes by the contractor, consultant engineers, and vendors into the contract documents during the submittal stages of the project.

This caused an erosion of contract time to fabricate the new elevator equipment for Plant 1 and Plant 2. The 180 consecutive calendar days, non-compensable time extension will extend the contract from May 2, 2011 to October 29, 2011.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Office of Civil Rights & Wage Enforcement - Award/Contract
Baltimore Community Relations Commission

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an award/contract between the Baltimore Community Relations Commission (BCRC) and the Equal Employment Opportunity Commission (EEOC). The period of the award/contract is October 01, 2010 through September 30, 2011.

AMOUNT OF MONEY AND SOURCE:

\$28,750.00 - 4000-405110-1561-172400-603013

BACKGROUND/EXPLANATION:

This contract is a continuation of a contractual relationship that the BCRC has had with the EEOC since 1975. The contract covers the Federal Fiscal year of October 01, 2010 through September 30, 2011, and contains no language that would alter the past relationship with the EEOC.

This contract requires the BCRC, which is a 706 Federal deferral agency, to complete the 45 Title VII, the Age Discrimination in Employment Act, and the Americans with Disabilities Act charges at the price of \$600.00 per charge, provide intake services for five charges with affidavits at a rate of \$50.00 per intake, and supply travel and other costs related to attendance at EEOC's EEOC/Fair Employment Practices Agencies Annual Conference and EEOC sponsored training in the amount of \$1,500.00.

This contract is being submitted late because it was just received May 27, 2011, even though the contract period began October 1, 2010.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.

(The award/contract has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Office of Civil Rights and
Wage Enforcement, Baltimore
Community Relations Commission

- Governmental/Charitable
Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application that has been approved by the Board of Ethics of Baltimore City for donations for the 2011 International Festival. The period of the campaign will be effective upon Board approval through August 31, 2011.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

BACKGROUND/EXPLANATION:

The Board of Ethics for Baltimore City approved the application on June 16, 2011. The Office will be soliciting corporations for donations to help pay for the festival costs.

The Board of Ethics of has agreed to waive the 45-day lead-time requirement of Ethics Board Regulation 06.26(c)(1).

The Board of Ethics was made aware of the fact that solicitations for this event have already been sent out, and were sent out prior to the date of the solicitation application. Because of the Office's inexperience with the solicitation application process, and the possibility that there may have been a mistaken belief that this solicitation campaign was covered by a previous approval for another campaign sent to the Mayor's Office, the Board has agreed to approve the application.

Baltimore City Code Article 8, Section 6-26, prohibits solicitation or facilitating the solicitation of a gift. An exception was enacted in 2005 to permit certain solicitations that are for the benefit of an official governmental program or activity, or a City-endorsed charitable function or activity that has been pre-approved by the Ethics Board. Ethics Regulation 96.26B sets out the standards for approval, which includes the requirement that the program, function, or activity to be benefited and the proposed solicitation campaign must be endorsed by the Board of Estimates or its designee.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Mayor's Office of Human Services (MOHS) - Ratification of
Homeless Services Program Expired Grant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to ratify an expired grant agreement with the University of Maryland. The period of the agreement was July 1, 2010 through June 30, 2011.

AMOUNT OF MONEY AND SOURCE:

\$326,125.00 - 4000-490811-3573-333657-603051

BACKGROUND/EXPLANATION:

The organization provided housing outreach counseling and case management services to assist HIV positive individuals to obtain residential stability and improve the quality of their lives. All of the individuals were receiving primary medical care for their HIV disease at the Evelyn Jordan Medical Center. The organization hired an Outreach Counselor and a Case Manager to provide outreach services and address the housing needs of homeless HIV/AIDS individuals.

MWBOO GRANTED A WAIVER

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The grant agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Baltimore Development Corporation - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a lease agreement with Johnson's Total Services, Inc. tenant, in Suite 300, containing approximately 680 square feet of space, at the Business Center @ Park Circle located at 2901 Druid Park Drive. The period of the agreement is effective upon Board approval through July 31, 2013, with one 2-year renewal option.

AMOUNT OF MONEY AND SOURCE:

	<u>Annual Rent</u>	<u>Monthly Installments</u>
Year 1	\$ 8,840.00	\$ 736.67
Year 2	\$ 9,193.60	\$ 766.13

BACKGROUND/EXPLANATION:

The lessee is a contracting company that provides various services including maintenance, janitorial, snow removal, and other related services. The leased premises will be used as an administrative office.

The space is leased on an "As-Is" basis and does not require the landlord to make any modifications. The tenant will be responsible for any improvements or build-out of the premises.

All other landlord services such as utilities, limited janitorial services, maintenance and repairs to the premises are included in the initial base rent.

In addition, the tenant is obligated to maintain and keep in force general public liability, contractual liability and property damage insurance protection for the premises and name the City as additionally insured under the insurance policies.

(The lease agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Baltimore Development Corporation - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a lease agreement with John F. Mitchell & Associates, P.A. Inc. tenant, in Suite 102, containing approximately 912 square feet of space, at the Business Center @ Park Circle located at 2901 Druid Park Drive. The period of the agreement is effective upon Board approval through July 31, 2013, with one 2-year renewal option.

AMOUNT OF MONEY AND SOURCE:

	<u>Annual Rent</u>	<u>Monthly Installments</u>
Year 1	\$13,680.00	\$1,140.00
Year 2	\$14,227.20	\$1,185.60

BACKGROUND/EXPLANATION:

The tenant will use the premises for his law practice. He has been practicing in the field of personal injury law since 1976. The tenant is admitted to practice in Maryland, the District of Columbia and has actively been practicing in the Baltimore area since 2001.

The space is leased on an "As-Is" basis and does not require the landlord to make any modifications. The tenant will be responsible for any improvements or build-out of the premises.

All other landlord services such as utilities, limited janitorial services, maintenance and repairs to the premises are included in the initial base rent.

In addition, the tenant is obligated to maintain and keep in force general public liability, contractual liability and property damage insurance protection for the premises and name the City as additionally insured under the insurance policies.

(The lease agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of Planning - Report on Previously
Approved Transfers of Funds

At previous meetings, the Board of Estimates approved Transfers of Funds subject to receipt of favorable reports from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter. Today, the Board is requested to **NOTE 22** favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on June 22, 2011 and June 29, 2011, and **1** transfer of funds **SUBJECT** to revision and further Board of Estimates approval.

The Planning Commission had concerns about item #5 on the June 29, 2011 Board of Estimates meeting agenda, which is shown below:

AGENDA

BOARD OF ESTIMATES

06/29/2011

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of General Services</u>		
5. \$ 85,000.00	9916-902204-9194	9916-903204-9197
1 st Public	Wahl Building	Wahl Building
Building GO	Roof Replacement	Roof Replacement
Bond	Reserve	Active

This transfer will provide funds to cover the costs associated with completion of the roof improvements made to the Baltimore Convention Center.

The request was to move funds from the Wahl Building Roof reserve account to a corresponding Wahl Building active account, but the specific use of the funds was for the Baltimore Convention Center Roof. The Planning Commission requested a separate account be setup for the Baltimore Convention Center.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of Planning - cont'd

The Planning Commission's requested change is as follows:

	<u>AMOUNT</u>	<u>"APPROVED"</u> <u>FROM ACCOUNT/S</u>	<u>"WRONG"</u> <u>TO ACCOUNTS/S</u>
5.	\$ 85,000.00	9916-902204-9194	9916-903204-9197
	1 st Public Building Loan	Wahl Building GO Roof Replacement Reserve	Wahl Building Roof Replacement Active
	<u>NEW AMOUNT</u> \$ 65,597.55		<u>NEW CORRECT</u> <u>TO ACCOUNT</u>
	1 ST Public Building Loan		9916-904935-9197 Convention Ctr. Roof-Replacement Active

This transfer will provide funds to cover the costs associated with completion of the roof improvements made to the Baltimore Convention Center.

This new account will accurately reflect the use of funds, consistent with longstanding capital accounting practice and policy.

The Planning Commission has voted to conditionally approve this revised transfer subject to the Board of Estimates' approval with the new account number. Per the approved Planning Commission motion, no other action will be required by Planning Commission. Therefore, the total number of approved transfers is 23 by the Board of Estimates at the meetings of June 22, 2011 and June 29, 2011.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of General Services - Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 005 to Buchart-Horn, Inc. (Buchart-Horn) under Project 1098 B, Waverly Library No. 9 Renovations.

AMOUNT OF MONEY AND SOURCE:

\$312,057.80 - 9936-906060-9457-900000-703032

BACKGROUND/EXPLANATION:

This task assignment utilizes Buchart-Horn to design alterations to the existing Waverly Library Branch No. 9, which is located at 400 East 33rd Street.

MBE: Sidhu Associates	\$78,609.49	25.16%
AB Consultants	\$27,477.74	8.80%

WBE: Carroll Engineering	\$36,711.74	11.77%
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MWBOO FOUND VENDOR IN COMPLIANCE

AUDITS REVIEWED AND FOUND THE BASIS FOR COMPENSATION CONSISTENT WITH CITY POLICY.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of General Services - Amendment No. 1 Energy
Performance Contract Phase II
- Downtown Buildings

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize amendment no. 1 energy performance agreement, phase II with Johnson Controls, Inc. (JCI).

AMOUNT OF MONEY AND SOURCE:

\$ 900,000.00 - Sunburst Grant
3,268,580.00 - Master Lease, Bureau of Treasury Management
\$4,168,580.00 - Total Project Cost

BACKGROUND/EXPLANATION:

On September 22, 2010, the Board approved the original agreement. This amendment allows the inclusion of a scope of work to be completed at the Back River Wastewater Treatment Plant. The JCI will be installing megawatt (MW) of solar photo voltaic, a renewable energy source at the plant. In addition, the JCI will provide monitoring services to verify the resultant energy savings. The JCI will also provide system and equipment maintenance services on the solar voltaic system. The implementation of this project will allow the City to reduce its utility usage, expand the use of renewable energy, reduce the City's carbon footprint and align with the goals of the City's Sustainability Plan.

The total cost of the project is \$4,168,580.00, which includes construction and in-house project management costs. The project cost will be financed by the City through the "Master Lease" provided through the City's Office of Treasury Management. In addition, the City will be utilizing a Sunburst Grant from the Maryland Energy Administration in the amount of \$900,000.00. The grant funding has strict time sensitive guidelines which must be met by the City in order to have access to this funding. The amount to be financed by the Master Lease is \$3,268,580.00. The annual loan payments will be made by the City utilizing funds that will be saved by the reduction of energy consumption through implementing the scope as proposed by the JCI.

AGENDA

BOARD OF ESTIMATES

07/20/2011

DGS - cont'd

Additional funds to make the loan payments will come from the City's sale of the renewable energy credits associated with this project. In addition the project will fund a fifteen-year maintenance and services agreement for \$260,385.00 and a ten year monitoring and verification agreement for \$73,942.00. The amount of energy savings as related to this solar installation is guaranteed for the life of the contract which is 10 years after the completion of construction.

MWBOO SET GOALS OF 0% MBE AND 0% WBE.

AUDITS REVIEWED AND HAD NO OBJECTION SUBJECT TO THE REQUIREMENT THAT AN AUDIT BE PERFORMED BY AN INDEPENDENT CPA OR ENERGY AUDITOR AT THE CONCLUSION OF THE FIRST YEAR.

(The amendment no. 1 energy performance agreement, phase II has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Law Department - Claim Settlement Agreement and Release

The Board is requested to approve the settlement agreement and release of the following claim. The settlement agreement and release has been reviewed and approved by the Settlement Committee of the Law Department.

1. Lornell Felder v. Ronnie Waters, Jr. et al. \$100,000.00

Account: 1001-000000-2041-195500-603070

AGENDA

BOARD OF ESTIMATES

07/20/2011

Office of the Labor Commissioner - Memorandum of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to **NOTE** the following memorandum of understanding with The American Federation of State, County and Municipal Employees AFSCME Council 67 and Local 558 for FY 2011-2012.

AMOUNT OF MONEY AND SOURCE

For FY 2012, the wages of each bargaining unit member will be increased by 2%. Effective July 1, 2011, employees FY 2012 salaries will be reduced by \$7.00 per pay and such reduction will continue through June 30, 2012. Wage increases for FY 2012 will be included in the budget for those fiscal years. Wage increases will be covered in accordance with the fiscal plan for FY 2011. Wage increases for FY 2011 and 2012 will be included in the budget for those years.

BACKGROUND/EXPLANATION:

In accordance with the Municipal Employees Relations Ordinance, the Office of the Labor Commissioner has concluded the negotiations with AFSCME Council 67 and Local 558. The results of these negotiations have been reduced to writing in the form of the submitted memoranda of understanding for Fiscal Years 2011-2012.

(The memorandum of understanding has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of Housing and Community Development (DHCD) - First Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a first amendment to agreement with The Moulden Group, Inc. The first amendment to agreement will extend the period of the agreement through September 8, 2011.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On June 9, 2010 the Board approved a contract with The Moulden Group, Inc. With funding still remaining on the original contract, this first amendment to agreement will allow the consultant to complete certain tasks that they have begun.

The Moulden Group, Inc. will continue to provide technical support consulting services to the former residents of the Uplands Apartments.

In 2004, the City purchased the former Uplands Apartments located on Edmondson Avenue from the U.S. Department of Housing and Urban Development (HUD). The former residents (Plaintiff Class) filed suit against HUD and the City claiming that the sale was improper and that the relocation of residents by HUD did not follow federal guidelines. The lawsuit was resolved in a Settlement Agreement that was approved by the Board in January 2009 and subsequently approved by the court in October 2008.

Under the terms of the settlement agreement, the City must contract with a third-party consultant to provide technical assistance to former resident representatives to allow them the opportunity to make their participation informed, meaningful and effective.

AUDITS NOTED THE NO-COST TIME EXTENSION

(The first amendment to agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

TRAVEL REQUESTS

Department of Recreation and Parks

	<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1.	Jabari Bush Vaughn DeVaughn Alicia Williams LaToya A. Brown	Amateur Athletic Union Junior Olympic Games New Orleans, LA July 30, 2011 - August 7, 2011	Track and Field	\$24,681.00
	Jerry Molyneaux Mary Haynes Etosha Bakari Lutola Bakari	July 29, 2011 - August 7, 2011		

The Department is renting a Motor Coach Bus to transport all attendees to and from the event. The Woodlawn Motor Coach, Inc. will provide the motor coach for \$16,400.00.

If official City business at the event site will require extensive inspection trips, tours, or other unusual but necessary land travel, the Board of Estimates must approve funds for such expenses in advance of the trip. (AM-240-8)

Department of Public Works

2.	Rudolph S. Chow	Int'l Public Works Congress & Exposition Denver, CO Sept. 18, 2011 - Sept. 21, 2011 (Reg. Fee \$625.00)	Water	\$ 1,731.14
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AGENDA

BOARD OF ESTIMATES

07/20/2011

Department of Public Works/ - Developer's Agreement No.1149
Bureau of General Services

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of developer's agreement no. 1149 with West Read, LLC, developer.

AMOUNT OF MONEY AND SOURCE:

\$4,175.00

BACKGROUND/EXPLANATION:

The developer would like to install new water service to its proposed construction located in the vicinity of 12 West Read Street. This developer's agreement will allow the organization to do its own installation, in accordance with Baltimore City standards.

An Irrevocable Letter of Credit in the amount of \$4,175.00 has been issued to West Read, LLC, which assumes 100% of the financial responsibility.

MBE/WBE PARTICIPATION:

City funds will not be utilized for this project, therefore, MBE/WBE participation is not applicable.

(The developer's agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

Bureau of Water and Wastewater - Single Bond for Drain
Layers #11-02911-LP

ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of the Single Bond for Drain Layers #11-02911-LP for the firm, Economic International Construction Company, Inc. The period of the bond will continue until either the firm or the surety gives notice of its termination.

AMOUNT OF MONEY AND SOURCE:

\$10,000.00 Bond

BACKGROUND/EXPLANATION:

The firm, Economic International Construction Company, Inc. occasionally obtains permits from the City to perform drainages, to excavate in streets, alleys, lanes, footways, thoroughfares, highways, and City of Baltimore rights-of-way for which they are obligated to give bonds. The firm desires to provide one bond to cover all permits that may be issued instead of being obligated to give a separate bond or money in each case.

(The single bond for drain layers has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

07/20/2011

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

- | | | |
|--|--------------------|---------------------|
| 1. <u>DURHAM SCHOOL SERVICES</u> | <u>\$10,534.42</u> | <u>Ratification</u> |
| Solicitation No. 07000 - Shuttle Service - Health Department -
Req. No. P515565 | | |

On December 28, 2010, the Board approved the initial award in the amount of \$14,956.00. The contract expired on March 15, 2011. The agency had requested a one month extension, but due to an administrative error the request was overlooked. The ratification in the amount of \$10,534.42 is for the period March 15, 2011 through April 15, 2011.

- | | | |
|---|--------------------|----------------|
| 2. <u>RGA, INC.</u> | <u>\$37,095.00</u> | <u>Low Bid</u> |
| Solicitation No. B50002029 - Test Equipment for Traffic Signals - Department of Transportation - Req. No. R579027 | | |

- | | | |
|---|--------------------|-----------------|
| 3. <u>WATEC CO.</u> | <u>\$13,000.00</u> | <u>Increase</u> |
| Solicitation No. B50001401 - Water Boiler Treatment - Department of Public Works - Req. No. R540193 | | |

On March 31, 2010, the Board approved the initial award in the amount of \$24,927.50. On March 29, 2011, the City Purchasing Agent approved a renewal in the amount of \$3,000.00. This increase in the amount of \$13,000.00 is necessary due to an increase in usage and will make the total award amount \$40,927.50.

- | | | |
|--|--------------------|----------------|
| 4. <u>SPARKLE & SHINE</u> | | |
| <u>JANITORIAL SERVICES</u> | <u>\$12,969.00</u> | <u>Renewal</u> |
| Solicitation No. B50001109 - Janitorial Service - Department of Housing and Community Development - Req. No. R578204 | | |

On July 29, 2009, the Board approved the initial award in the amount of \$10,596.00. The award contained three 1-year renewal options. Subsequent actions have been approved. This renewal in the amount of \$12,969.00 is for the period August 1, 2011 through July 30, 2012, with one 1-year renewal remaining.

AGENDA

BOARD OF ESTIMATES

07/20/2011

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

5. AMERICAN EUROCOPTER CORPORATION	\$450,000.00	Increase
Solicitation No. 08000 - Police Helicopter Maintenance and Repair - Police Department - P.O. No. P177210		

On February 7, 2001, the Board approved the initial award in the amount of \$11,215,000.00. This increase in the amount of \$450,000.00 is necessary to meet the City's requirements for the remainder of the initial term. This increase will make the total award amount \$11,665,000.00.

It is hereby certified that the above procurement is of such a nature that no advantage will result in seeking nor would it be practical to obtain competitive bids. Therefore, pursuant to Article VI, Section 11, (d)(i) of the City Charter, the procurement of equipment and/or service is recommended.

6. HONEYWELL BUILDING SOLUTION, INC.	\$1,000,000.00	Increase
Solicitation No. BP 05061 - Provide Annual Service and Repairs for Honeywell Life Safety and Facility Management System at Baltimore Convention Center - Convention Center - P.O. No. P501561		

On December 8, 2004, the Board approved the initial award in the amount of \$1,080,000.00. Subsequent actions have been approved. This increase in the amount of \$1,000,000.00 is necessary due to increased use of this contract. This increase will make the total award amount \$4,500,000.00.

MWBOO SET GOALS OF 17% MBE AND 1% WBE.

MBE: Horton Mechanical	\$87,830.00	17.3%
WBE: Letke Security Contractors		0%
ABBY Enterprises, LLC		0%

MWBOO FOUND VENDOR IN COMPLIANCE.

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
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Bureau of Purchases

7. PHI AIR MEDICAL		
TRANSPORTATION	\$100,000.00	Increase
Solicitation No. 06000 - Multi-level Medical Air Transportation Services - Health Department - P.O. No. P514104		

On June 25, 2008, the Board approved the initial award in the amount of \$250,000.00. Subsequent actions have been approved. This increase in the amount of \$100,000.00 is necessary due to increased use of this contract. This increase will make the total award amount \$1,450,000.00.

MWBOO GRANTED A WAIVER.

8. ASSOCIATED BUILDING		
MAINTENANCE CO. INC.	\$ 88,000.00	Increase
Solicitation No. B5001547 - Provide Janitorial Services for Area B - Agencies Various - Req. Nos. Various		

On November 24, 2010, the Board approved the initial award in the amount of \$388,032.00. On June 30, 2011, the City Purchasing Agent approved an increase in the amount of \$25,003.00. This increase in the amount of \$88,000.00 is necessary due to increased use of this contract. This increase will make the total award amount \$501,035.00.

MBE: CJ Maintenance 17%

WBE: My Cleaning Service 9%

MWBOO FOUND VENDOR IN COMPLIANCE.

AGENDA

BOARD OF ESTIMATES

07/20/2011

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR AMOUNT OF AWARD AWARD BASIS

Bureau of Purchases

9. DALLAS AVIONICS \$243,033.25 Sole Source
Solicitation No. B50002041 - Technisonic Radios for BCPD Helicopters - Police Department - Req. No. R579061

These radios are currently the standardized system used within the Police Department's Aviation Unit. This equipment is only available through the sole authorized North American distributor.

It is hereby certified that the above procurement is of such a nature that no advantage will result in seeking nor would it be practical to obtain competitive bids. Therefore, pursuant to Article VI, Section 11, (d)(i) of the City Charter, the procurement of equipment and/or service is recommended.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Parking Authority of - Parking Facility Operations and
Baltimore City (PABC) Management Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the parking facility operations and management agreements with LAZ Parking Mid-Atlantic, LLC. and PMS Parking, Inc. (LAZ/PMS). The period of the agreement is August 1, 2011 through July 31, 2013.

AMOUNT OF MONEY AND SOURCE:

Arena Garage

<u>Year 1</u>	<u>Year 2</u>	
\$ 27,703.00	\$ 28,917.00	- 2075-000000-2321-407200-603026 Mgt. & Incent Fees
489,236.00	498,882.00	- 2075-000000-2321-407200-603016 Oper. Exp.
<u>82,020.00</u>	<u>82,020.00</u>	- 2075-000000-2321-407200-603038 Security Exp.
<u>\$598,960.00</u>	<u>\$609,820.00</u>	

Redwood Street Garage

<u>Year 1</u>	<u>Year 2</u>	
\$ 18,149.00	\$ 21,064.00	- 2076-000000-2321-253900-603026 Mgt. & Incent Fees
391,207.00	402,130.00	- 2076-000000-2321-253900-603016 Oper. Exp.
<u>54,120.00</u>	<u>54,120.00</u>	- 2076-000000-2321-253900-603038 Security Exp.
<u>\$463,476.00</u>	<u>\$477,314.00</u>	

Marriott Garage

<u>Year 1</u>	<u>Year 2</u>	
\$ 24,878.00	\$ 40,868.00	- 2075-000000-2321-407000-603026 Mgt. & Incent Fees
408,456.00	418,876.00	- 2075-000000-2321-407000-603016 Oper. Exp.
<u>37,090.00</u>	<u>37,090.00</u>	- 2075-000000-2321-407000-603038 Security Exp.
<u>\$470,424.00</u>	<u>\$496,834.00</u>	

PABC - cont'd

BACKGROUND/EXPLANATION:

Baltimore City through the PABC and other contracting agencies prior to PABC's existence contracted with various management companies for the management of parking facilities owned by the City. The PABC is responsible for the management, supervision and auditing of those contractual relationships.

The PABC solicited proposals from parking management firms for the operation of the Arena Garage, the Redwood Street Garage and the Marriott Garage as a group or "Block 4". The Hilton Garage was included with this RFP to create cohesive management of City facilities in the area, but the agreement for the operation of the Hilton Garage with LAZ/PMS was executed separately with the Baltimore Hotel Corporation.

Six proposals were received in response to the RFP. The proposals were reviewed by a six-person independent panel made up of Peggy Daidakis, Executive Director of the Baltimore Convention Center, Dawn Taylor, Otis Warren Real Estate Services; Kirby Fowler, Executive Director of Downtown Partnership; Irvin Mal-lory, Senior Vice President, The Harbor Bank of Maryland; Herman Williams Retired Chief, Baltimore Fire Department and Tom Noonan, President & CEO, Visit Baltimore.

The evaluation criteria provided to the management firms as part of the RFP was utilized by the panel for review in scoring the proposals. The panel evaluated each proposal and ranked the proposals accordingly. The firms that submitted the three top scoring proposals were invited by the panel to give brief presentations on their firm and answer outstanding questions on their proposal. The panel then revisited and finalized their rankings. The recommendation of LAZ/PMS was submitted to the PABC's Board of Director for review and approval, and it approved the recommendation.

AGENDA

BOARD OF ESTIMATES

07/20/2011

PABC - cont'd

MBE/WBE PARTICIPATION:

MWBOO SET MBE GOALS OF 27.0% MBE AND WBE 10.0% WBE.

MBE: Xective Security Investigating	\$600,000.00	44.60%
G.E. Thompson	<u>7,500.00</u>	<u>0.55%</u>
	\$607,500.00	45.16%
WBE: Sue Ann's Office Supply	\$ 33,625.00	2.50%*
Letke Security Contracting	51,000.00	3.79%
Cyantif*k, LLC	20,400.00	1.52%
B&B Lighting Supply	See note below*	0%
BFPE	3,500.00	0.26%
Gee's Professional Cleaning Svc.	<u>12,000.00</u>	<u>0.89%</u>
	\$120,525.00	8.96%

*Expenditures from non-manufacturing suppliers are limited to 25% of each goal. Therefore, the amount allowed has been applied.

THE PABC IS RECOMMENDING AWARD TO LAZ/PMS.

The initial MBE/WBE package submitted by LAZ/PMS with their proposal fell short in WBE participation and LAZ/PMS has committed to comply with all the terms and conditions of the Minority and Women's Business Program in accordance with Article 5, Subtitle 28 of the Baltimore City Code and has agreed to present a plan to the Minority and Women's Business Opportunity Office, per the Office's specifications and come into compliance within 10 days of the Board's approval.

MWBOO FOUND VENDOR IN COMPLIANCE.

AUDITS REVIEWED AND HAD NO OBJECTION.

APPROVED FOR FUNDS BY FINANCE

(The parking facility operation and management agreements have been approved by the Law Department as to form and legal sufficiency.)

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

* * * * *

The Board is requested to
approve award of
the formally advertised contracts
listed on the following pages:

47 - 49

to the low bidder meeting specifications,
or reject bids on those as indicated
for the reasons stated.

In connection with the Transfer of Funds,
pursuant to Charter provisions, a report
has been requested from the Planning
Commission, the Director of Finance
having reported favorable thereon.

AGENDA

BOARD OF ESTIMATES

07/20/2011

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:

Department of Transportation

- 1. TR 11011, Citywide Traffic Calming JOC P. Flanigan & Sons, Inc. \$1,419,704.80

MBE: Priority Construction Corp. \$255,700.00 18.01%

WBE: Rowen Concrete, Inc. \$ 18,000.00 1.27%

River Transport, Inc. \$110,000.00 7.75%

\$128,000.00 9.02%

MWBOO FOUND VENDOR IN COMPLIANCE.

- 2. TR 11009, Guilford Avenue Bike Boulevard **REJECTION** - On June 15, 2011, the Board received and opened one bid in the amount of \$460,398.05 for TR 11009. The sole bid well exceeded the Department of Transportation's expected budget. Therefore, the Department of Transportation believes that it is in the best interest of the City to reject the sole bid.

Bureau of Water and Wastewater

- 3. SC 896, Repair and Replacement of Existing Sanitary Sewers at Various Locations R.E. Harrington Plumbing & Heating, Inc. \$4,286,825.00

MBE: P&J Contracting Company, Inc. \$287,217.00 6.70%

The Final Grade & Pave, LLC 102,883.00 2.40%

JJ Adams Fuel Oil Company, LLC 42,868.00 1.00%

\$432,968.00 10.10%

WBE: K.L. Phillips Trucking, LLC \$128,604.00 3.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

AGENDA

BOARD OF ESTIMATES

07/20/2011

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:

Bureau of Water and Wastewater - cont'd

4. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$1,342,340.00	9956-904401-9549	
WW Utility Funds	Constr. Res.	
	Sewer Replacement Proj.	
2,250,000.00	9956-902403-9549	
WW Utility Funds	Constr. Res.	
	Small Sewer Extension	
1,245,967.32	9956-904404-9549	
WW Utility Funds	Constr. Res.	
	Inflow and Infiltration	
821,613.68	9956-905410-9549	
WW Utility Funds	Constr. Res.	
	Herring Run Interceptor	
<u>\$5,659,921.00</u>		
\$ 428,781.00	-----	9956-906342-9551-2
		Extra Work
428,782.00	-----	9956-906342-9551-3
		Engineering
257,269.00	-----	9956-906342-9551-5
		Inspection
4,287,820.00	-----	9956-906342-9551-6
		Construction
257,269.00	-----	9956-906342-9551-9
<u>\$5,659,921.00</u>		Administration

The funds are needed to cover the cost of the award for SC 896, Repair/Replacement of Existing Sanitary Sewers at Various Locations.

AGENDA

BOARD OF ESTIMATES

07/20/2011

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:

Bureau of Purchases - cont'd

5. B50001988, Repair and Maintenance Services for Electric Motors above 300 H.P. TEAM Service Corporation \$ 500,000.00

MBE: Universal Electric Service 4.00%

WBE: Electric Master Service, Inc. 1.75%
Baltimore Electric Service, Inc. 0.25%
2.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

AGENDA

BOARD OF ESTIMATES

07/20/2011

Bureau of Solid Waste - Subdivision User Contract and Hawkins
Hawkins Point Disposal Contract

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of two contracts with the Northeast Maryland Waste Disposal Authority (NMWDA):

1. **Subdivision User Contract** for the City to dispose of approximately 200,000 tons annually of waste materials at the Wheelabrator Waste-to-Energy (WTE) Plant and
2. **Hawkins Point Disposal Contract** for the City to accept the ash produced at the WTE plant at the Quarantine Road Landfill.

The period of the agreements are for ten-year terms commencing on January 1, 2012 and ending on December 31, 2021.

AMOUNT OF MONEY AND SOURCE:

\$104,000,000.00 - 1001-000000-5161-389700-603097 - Subdivision
User Contract estimated expenses
(\$40,000,000.00) - Hawkins Point Disposal Contract Estimated
Revenue

The submitted chart shows the expenses and revenues.

BACKGROUND/EXPLANATION:

Subdivision User Contract

The City has utilized the Wheelabrator WTE plant through contracts with the NMWDA since 1984. The current contract with Wheelabrator through the NMWDA for waste disposal expires on December 31, 2011. The proposed contract will commence on January 1, 2012 and ends on December 31, 2021, a total of ten years. Wheelabrator's WTE facility is expected to continue to operate at its current level through 2020 at a minimum. The plant is the only permitted WTE facility in the City. By continuing to utilize this facility for about 200,000 tons annually of collected waste, the City saves valuable landfill space while also contributing to vital, alternative energy production. This method of disposal is an integral part of the City's mandated **Ten-Year Solid Waste Management Plan**. The tipping fee rates over the term are favorable, and the contract will provide revenues from property taxes, a site lease, host fees, and the solid waste surcharge. Utilizing the Wheelabrator plant is in accord with the City's "sustainability goals"

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Bureau of Solid Waste - cont'd

because the facility generates "green" renewable energy, providing a net carbon reduction and recovery of metals from the waste stream. Additionally, this new agreement allows for the City to purchase power beginning on July 1, 2011, at rates that will save \$1,800,000.00 annually over the first five years of the contract. The combined aspects of reliable, cost-effective waste disposal and below market energy costs provide operational efficiencies and much needed revenue to the City.

Hawkins Point Disposal Contract:

This accord also dates to the early 1980's and will lapse on December 31, 2011. The proposed contract would mirror the **Subdivision User Contract** in contract start and end dates. This contract is for the City to accept the ash generated at the Wheelabrator WTE plant for disposal. This contract is a revenue source only. The City pays nothing to receive the ash, but rather is paid a per ton ash fee. The revenues projected from the ash acceptance agreement are expected to exceed \$42,000,000.00 over the term of the contract. Along with the revenues associated with the **Subdivision User Contract**, the City will receive an estimated \$112,000,000.00 over the ten-year term, as well as the additional benefit of the energy purchase savings.

		<u>Costs</u>	<u>Revenues</u>	<u>Savings</u>
<i>Subdivision User Contract</i>				
	Tipping Fees Paid	\$104M		
	Property Taxes, Host Fees, Site Lease, Solid Waste Surcharge		\$70M	
	Energy Purchase [DGS]			\$9M
<i>Hawkins Point Disposal Contract</i>				
	Tipping Fees Received		\$42M	

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Bureau of Solid Waste - cont'd

MBE/WBE PARTICIPATION:

MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF \$21,079,541.60, AS FOLLOWS: MBE 7.00% AND WBE 3.00%. The goals were based upon total annual projected expenditures of \$21,079,541.60 for outsourced services for each year of the contract.

MBE:	Spence Trucking	7.00%
	Bishop & Associates, Inc.	<u>0.05%</u>
		7.05%
WBE:	Maryland Chemical Co.	3.00%
	Cardinale Construction, Inc.	0.05%
	Robnet, Inc.	0.05%
	BFPE International, Inc.	<u>0.05%</u>
		4.05%

MWBOO FOUND VENDOR IN COMPLIANCE.

AUDITS REVIEWED AND HAD NO OBJECTION

(The Subdivision User Contract and Hawkins Point Disposal Contract have been approved by the Law Department as to form and legal sufficiency.)

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PROPOSALS AND SPECIFICATIONS

Department of Transportation

- TR 11019, Citywide Sidewalk Rehabilitation
BIDS TO BE RECV'D: 08/24/2011
BIDS TO BE OPENED: 08/24/2011

Department of Transportation

- TR 08310, Rehabilitation of Central Avenue and Storm Drain, From Eastern Avenue to Madison Street
BIDS TO BE RECV'D: 09/14/2011
BIDS TO BE OPENED: 09/14/2011

Bureau of General Services

- GS 11825, Howard Park Grocery-Demolition
BIDS TO BE RECV'D: 08/31/2011
BIDS TO BE OPENED: 08/31/2011

Bureau of Solid Waste

- Solid Waste Contract 12310, Quarantine Road and Millennium Landfills Comprehensive Erosion and Sediment Control Improvements
BIDS TO BE RECV'D: 08/24/2011
BIDS TO BE OPENED: 08/24/2011

12:00 NOON

ANNOUNCEMENT OF BIDS RECEIVED

AND

OPENING OF BIDS, AS SCHEDULED