

NOTICES:

1. On January 22, 2014, the Board of Estimates approved the Resolution on the Regulation of Board of Estimates Meetings and Protests, effective February 05, 2014. Pursuant to the Resolution:

a. Anyone wishing to speak before the Board, whether individually or as the spokesperson of an entity must notify the Clerk of the Board in writing no later than by noon on the Tuesday preceding any Board meeting, or by an alternative date and time specified in the agenda for the next scheduled meeting. The written protest must state (1) whom you represent and the entity that authorized the representation (2) what the issues are and the facts supporting your position and (3) how the protestant will be harmed by the proposed Board action.

b. Matters may be protested by a person or any entity directly and specifically affected by a pending matter or decision of the Board. In order for a protest to be considered, the protestant must be present at the Board of Estimates meeting at 9:00 A.M., Room 215 City Hall.

c. A Procurement Lobbyist, as defined by Part II, Sec. 8-8 (c) of The City Ethics Code must register with the Board of Ethics as a Procurement Lobbyist in accordance with Section 8-12 of The City Ethics Code.

The full text of the Resolution is posted in the Department of Legislative Reference, the President of the Board's web site, (http://www.baltimorecitycouncil.com/boe_agenda.htm) and the Secretary to the Board's web site (<http://www.comptroller.baltimorecity.gov/BOE.html>).

Submit Protests to:
Attn: Clerk,
Board of Estimates
Room 204, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

NOTICES - cont'd

2.

**BOARD OF ESTIMATES' RECESS
MAY 25, 2016**

The Board of Estimates is scheduled to be in recess at 9:00 a.m. and 12:00 noon on May 25, 2016.

The Board of Estimates will not receive or open bids on May 25, 2016. The Board of Estimates will reconvene on June 1, 2016.

BOARD OF ESTIMATES' AGENDA - MAY 18, 2016

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:

Berkel & Company Contractors, Inc.	\$ 820,215,000.00
Cherry Hill Construction, Inc.	\$ 467,568,000.00
Commercial Construction, LLC	\$ 8,000,000.00
Flynn Mid-Atlantic LP d/b/a	
Flynn Control Roofing & Sheet Metal	\$ 523,242,000.00
Iacoboni Site Specialists, Inc.	\$ 37,170,000.00
Motorola Solutions, Inc.	\$22,851,000,000.00
Sungate Unlimited, Inc.	\$ 819,000.00
Tutor Perini Corporation	\$ 1,109,763,000.00

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:

4Tenets Consulting, LLC	Engineer
J.A. Rice, Inc.	Land Survey
RJM Engineering, Inc.	Engineer

AGENDA

BOARD OF ESTIMATES

05/18/2016

BOARDS AND COMMISSIONS - cont'd

SAMMS Engineering, LLC

Engineer

Transviron, Inc.

Engineer

Property Line Survey

TRANSFERS OF FUNDS

* * * * *

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

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

AGENDA

BOARD OF ESTIMATES

05/18/2016

TRANSFERS OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Recreation and Parks</u>		
1. \$136,000.00	9938-910060-9475	9938-911060-9474
General Fund HUR	(Reserve) FY16	(Active) FY15 Tree-
Eligible	TreeBaltimore	Baltimore Program
	Program	
This transfer will provide funds to cover the cost associated with the purchase and planting of trees under Forestry's TreeBaltimore program.		
2. \$ 25,000.00	9938-907049-9475	9938-908049-9474
State (Program	(Reserve) Cahill	(Active) Cahill Comm.
Open Space)	Comm. Center	Center
This transfer will provide funds to cover the cost associated with design services under On-Call Contract No. 1234, Task #3 to GWWO, Inc.		
<u>Baltimore Development Corporation</u>		
3. \$ 50,000.00	9910-994001-9600	9910-921101-9601
24 th Eco. Dev.	Constr. Res.	Commercial
Fund	(Unallocated Res.)	Revitalization
This transfer will provide funds for Phase I of the Pimlico Study that was requested by the Racetrack Commission and conducted by the Maryland Stadium Authority to evaluate the ability of the Pimlico Racetrack to serve as the permanent home of the Preakness Stakes.		

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BOARD OF ESTIMATES

05/18/2016

TRANSFERS OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Housing and Community Development</u>		
4. \$2,500,000.00	9910-902985-9587	9910-906409-9588
UDAG Revenue	Housing Dev. -	East Baltimore
	Affordable Housing	Development, Inc.
	Program (Reserve)	UDAG - Revenue
	- UDAG Revenue	
2,500,000.00	9910-906409-9588	9910-909431-9588
<u>State Revenue</u>	East Baltimore	East Baltimore
\$5,000,000.00	Development, Inc.	Development, Inc.
	- State Revenue	- State Revenue

This transfer of funds will provide funds for affordable housing activities within the East Baltimore Development, Inc. project area.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Mayor's Office on Criminal Justice - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Agreement with Safe and Sound: Baltimore's Campaign for Children and Youth, Incorporated. The period of the Agreement is October 1, 2015 through December 31, 2016.

ACTION REQUESTED OF B/E:

\$75,000.00 - 4000-481116-2252-212600-600000

BACKGROUND/EXPLANATION:

On January 20, 2016, the Board approved the "Operation Ceasefire" grant, Award #BJAG-2014-0022 in the amount of \$140,000.00.

Operation Ceasefire is a problem-solving public safety strategy that seeks to reduce gang violence, illegal gun possession, and gun violence in communities through deterrence and consequences, \$75,000.00 has been allocated to Safe and Sound: Baltimore's Campaign for Children and Youth.

The agreement is late because of the administrative process.

MBE/WBE REQUIREMENT:

N/A

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.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Baltimore Police Department - Grant Award

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize acceptance of a Grant Award from the Governor's Office of Crime Control and Prevention for the Baltimore Police Department's "Homicide Victim Advocate" project, Award #VOCA-2015-0001. The period of the Grant Award is April 1, 2016 through September 30, 2016.

ACTION REQUESTED OF B/E:

\$120,000.00 - 4000-481716-2041-667600-600000

BACKGROUND/EXPLANATION:

The Department's Homicide Victim Advocate Program assists in developing and implementing strategies specifically intended to provide assistance to homicide victims' families within the City. The program aims to provide swift and comprehensive services to family members that have suffered a tragic loss within their families. Program funds will be utilized to hire two contractual personnel to serve as Homicide Victim Advocates. They will provide a coordinated and structured response to implement crisis intervention to family members in the City.

The Grant Award is late because the award documents were recently received.

MBE/WBE REQUIREMENT:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND CONFIRMED THE GRANT AWARD.

(The terms and conditions of the Grant Award has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Department of Housing and Community Development - Condemnations/Redemptions</u>			
The Board is requested to approve acquisition of the ground rent interest by condemnation, or in the alternative may, SUBJECT to the prior approval of the Board, make application to the Maryland Department of Assessments and Taxation to redeem or extinguish the ground rent interest for these properties.			
1. Unknown	934 W. Fayette St.	G/R \$18.06	\$ 120.40
2. Unknown	923 W. Lexington St.	G/R \$31.00	\$ 206.67

Funds are available in account 9910-902787-9588-900000-704040, Poppleton Project.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Health Department - Revised Notification of Grant Award

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize acceptance of the Revised Notification of Grant Award (NGA) from the Maryland Department of Aging (MDoA). The period of the Revised NGA is July 1, 2015 through June 30, 2016.

AMOUNT OF MONEY AND SOURCE:

\$27,985.00 - 5000-533616-3024-268400-405001

BACKGROUND/EXPLANATION:

The original NGA was approved on September 9, 2015, in the amount of \$1,129,647.00. This Revised NGA will reflect an increase of \$27,985.00, making the total NGA award amount \$1,157,632.00.

The approval of this Revised NGA will allow the Department to accept and utilize funds received from the MDoA for State funded programs. These funds will provide a variety of services for older adults residing in the City.

The NGA is late because it was just received from the MDoA.

APPROVED FOR FUNDS BY FINANCE

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

(The Revised Notification of Grant Award has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Health Department - Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve the Expenditure of Funds to pay the National Association of County & City Health Officials (NACCHO) dues for Ms. Leana S. Wen, Health Commissioner. The period of the membership is July 1, 2016 through June 30, 2017.

AMOUNT OF MONEY AND SOURCE:

\$8,750.00 - 1001-000000-3001-599000-603022

BACKGROUND/EXPLANATION:

The funds will be used to pay the Health Commissioner's NACCHO 2017 Big Cities Health Coalition membership dues.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Baltimore City Health Department - Agreements

The Board is requested to approve and authorize execution of the following Agreements. The period of the agreement is January 1, 2016 through December 31, 2016, unless otherwise indicated.

1. **THE UNIVERSITY OF MARYLAND, BALTIMORE** **\$194,000.00**

Account: 4000-499016-3023-513201-603051

The University of Maryland, Baltimore will complete at least 6,450 HIV tests at the following sites: University of Maryland Medical Systems, through the JACQUES initiative, University of Maryland Medical Center, Mercy Hospital, and School of Dentistry. Services will include testing, counseling, linkage to care, and referrals for partner services and prevention services.

The agreement is late because of a delay in the completion of the required documentation.

2. **THE UNIVERSITY OF MARYLAND, BALTIMORE** **\$112,850.00**

Account: 4000-484816-3023-513200-603051

The JACQUES Initiative at the University Of Maryland School of Medicine will collaborate with multiple partners across the City to provide PrEP (Pre-Exposure Prophylaxis) services and linkage to care to HIV positive persons. The period of the agreement is September 30, 2015 through September 29, 2016.

The agreement is late because this is a new grant from the Department of Health and Human Services, Centers for Disease Control and Prevention (CDC), which was approved by the Board on November 4, 2015. Awards to sub-grantees were made in late November, 2015. The sub-grantees were asked to submit a budget, budget narrative, and scope of services. The BCHD thoroughly reviews the entire package before preparing a contract and submitting it to the Board. These budgets are many times revised because of inadequate information from the providers. This review process is required to confirm with the grant requirements.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Health Department - cont'd

3. **SISTERS TOGETHER AND REACHING, INCORPORATED (STAR) \$105,116.00**

Account: 5000-569716-3023-274446-603051

STAR, Incorporated will provide psychosocial support services to a minimum of 50 HIV+ women in the Baltimore Eligible Metropolitan Area (EMA). Psychosocial support services will be rendered through a closed group intervention following the Supporting Positive Attitudes (SPA) curriculum. The goals of SPA are to increase self-esteem of HIV+ women, equip them with the mechanisms to build healthy relationships in society and increase the individual's support system. The period of the agreement is July 1, 2015 through June 30, 2016.

4. **INDEPENDENT LIVING FOUNDATION, INC. (ILF) \$287,558.00**

Account: 5000-569716-3023-274440-603051

ILF, Inc. will provide dental services for 780 unduplicated new clients, 215 new to office and 565 continuing clients, to provide 3,500 dental visits by June 30, 2016, maintain a kept appointment rate of 79% for all appointments made, and track and report on the required oral health measures. The period of the agreement is July 1, 2015 through June 30, 2016.

5. **HEALTH CARE FOR THE HOMELESS, INC. \$159,423.00**

Account: 5000-569716-3023-274439-603051

Health Care for the Homeless, Inc., will provide adherence interventions to at least 55 HIV+ homeless persons that have demonstrated difficulty with appointment and/or medication compliance. The period of the agreement is July 1, 2015 through June 30, 2016.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Health Department - cont'd

The Agreements are late because the State of Maryland Department of Health and Mental Hygiene's Prevention and Health Promotion Administration programmatically manages Ryan White State Special services. The providers are asked to submit a budget, budget narrative, and scope of services. The BCHD thoroughly reviews the entire package before preparing a contract and submitting it to the Board. These budgets are many times revised because of inadequate information from the providers. This review process is required to comply with the grant requirements.

CONSULTANT AGREEMENT

6. **ARMYN GAZDAR** **\$ 75,600.00**

Account: 4000-428217-3080-294312-603051

As a Special Educator, Army Gazdar will provide the following services for the Baltimore Infants and Toddlers Program: education assessments of assigned children, completion of standardized testing and interpretation of results, direct special instruction services of assigned children, and completion and submission of written eligibility and progress reports, as required. In addition, the Consultant will identify children at-risk for developmental delays as well as children that present a high probability for a delay, and assist in developing goals, outcomes and completion of the Individualized Family Services Plan. The period of the agreement is July 1, 2016 through June 30, 2017.

MWBOO GRANTED A WAIVER.

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

05/18/2016

Health Department - Ratification of the Amendment
to an Agreement

ACTION REQUESTED OF B/E:

The Board is requested to ratify the Amendment to the Agreement with The Johns Hopkins University (JHU). The Board is also requested to approve and authorize payment for services provided.

AMOUNT OF MONEY AND SOURCE:

\$57,476.00 - 4000-422115-3030-271400-603051

BACKGROUND/EXPLANATION:

On October 28, 2015, the Board approved the original agreement in the amount of \$136,200.00 for the period of January 1, 2015 through December 31, 2015. At the beginning of the year, the Department received a tentative initial award from the Centers for Disease Control and Prevention. The agreement with the JHU was prepared based on the initial funding.

The Department did not receive the revised Notice of Grant Award from the CDC until late in the fiscal year. It was apparent that grant funding would permit fully reimbursing the JHU for its tuberculosis-related expenditures for the year. The ratification to the Amendment increases the agreement by \$57,476.00 making the agreement amount \$193,676.00

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

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

AGENDA**BOARD OF ESTIMATES****05/18/2016**

Department of Housing and - Home Investment Partnership
Community Development Program Loan

ACTION REQUESTED OF B/E:

The Board is requested to approve a Community Development Block Grant (CDBG) loan in the amount of \$2,000,000.00 to TRF Development Partners, Inc. (TRF-DP) and a HOME Investment Partnerships Program Loan in the amount of \$550,000.00 to East Baltimore Historic III, LLC, an affiliate of TRF-DP. The Board is further requested to authorize the Commissioner of the Department of Housing and Community Development to execute any and all documents to effectuate this transaction subject to review and approval for form and legal sufficiency by the Department of Law.

AMOUNT OF MONEY AND SOURCE:

<u>Sources</u>		<u>Uses</u>	
TD Bank	\$ 4,600,000.00	Construction	\$11,244,140.00
		Cost*	
MD CDA RHP Loan	2,300,000.00	Financing Fees	719,229.00
		and Charges	
Baltimore City	550,000.00	Acquisition	259,897.00
HOME Loan		Costs	
Baltimore City	2,000,000.00	Syndication	390,160.00
CDBG Funds		Related Costs	
Historic Tax	2,772,069.00	Developer's Fee	1,602,373.00
Credit Equity			
TRF DP Cash	1,779,991.00	Guarantees and	<u>186,261.00</u>
Flow Loan		Reserves	
Deferred	<u>400,000.00</u>		\$14,402,060.00
Developer Fee			
	\$14,402,060.00		

*These costs include the rehabilitation of single commercial store front, which will not be funded by either the CDBG or HOME funds.

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BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

Accounts: 9988-912711-9593 (CDBG)
 9990-908712-9593 (CDBG)
 9996-912710-9593 (CDBG)
 9910-911710-9610 (HOME)

BACKGROUND/EXPLANATION:

The proceeds of the HOME Loan and CDBG Loan will be used to support a portion of the development costs of approximately 47 residential units known as "East Baltimore Historic III," to be located within the Johnston Square, Oliver and EBDI neighborhoods of Baltimore City.

TRF Development Partners, Inc. (TRF-DP) is a non-profit housing affiliate of The Reinvestment Fund, a national leader in community development. TRF-DP has extensive experience with repositioning real estate assets within mid-Atlantic region markets to create wealth and opportunity for buyers by making real estate investments that reinforce community assets, revitalize downward markets and create suitable environments for market growth. TRF-DP has been working with Baltimoreans United in Leadership Development (BUILD) to address resident concerns of property abandonment. As part of this work, TRF-DP has worked with BUILD member churches and local residents to establish a community vision for the redevelopment of East Baltimore from Penn Station to Johns Hopkins Medical Center.

TRF-DP, through its newly-created single purpose entity affiliate, East Baltimore Historic III, LLC (the Borrower), is proposing to renovate and operate a rental housing development which will be comprised of 47 units for families and individuals located in the Johnston Square, Oliver, and EBDI neighborhoods of Baltimore City (the Project).

Upon construction completion, the Project is expected to contain a mix of 1, 2, 3, and 4-bedroom units ranging in size from approximately 1,000 to 2,800 square feet. Two of the units will be restricted and occupied by households with incomes at 41% - 50% of the area median income, adjusted for family size (AMI). Eight of the units will be restricted and occupied by households

AGENDA**BOARD OF ESTIMATES****05/18/2016**DHCD - cont'd

with incomes at 51% - 60% of the area median income, adjusted for family size (AMI). The remaining 37 units will be restricted and occupied by households with incomes at 60% - 80% of the area median income, adjusted for family size (AMI). The buildings will be rehabilitated to their historic footprint and exterior. Historic features, both interior and exterior, will be either retained and repaired or replaced in kind. The apartment units will include "energy-star" appliances and windows, in-unit washers and dryers, and high-efficiency HVAC systems, all of which will create a healthier and more energy efficient environment for the residents.

The proposed addresses (the "Proposed Addresses") are:

PROPOSED ADDRESSES

<u>Portion of Project</u>	<u>Addresses</u>
EBDI AREA (EAST OF BROADWAY)	1723 E. Preston St., 1735 E. Preston St., 1737 E. Preston St., 1706 E. Preston St., 1708 E. Preston St., 1710 E. Preston St., 1724 E. Preston St.; 1209 N. Gay St., 1211 N. Gay St., 1213 N. Gay St., 1215 N. Gay St., 1217 N. Gay St., 1219 N. Gay St., 1221 N. Gay St., 1223 N. Gay St., 1225 N. Gay St., 1227 N. Gay St., 1229 N. Gay St., and 1231 N. Gay St.
PRESTON PLACE/OLIVER (WEST OF BROADWAY)	1113 N. Bond St., 1123 N. Bond St., 1125 N. Bond St., 1129 N. Bond St., 1203 N. Bond St., 1122 N. Bond St.; 1047 N. Caroline St. (Front), 1047 N. Caroline St. (Rear), 1117½ N. Caroline St., 1125 N. Caroline St. (Unit 1F), 1125 N. Caroline St. (Unit 1R), 1125 N. Caroline St. (Unit 2), 1221 N. Caroline St., and 1308 N. Caroline St.

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BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

Portion of Project	Addresses
JOHNSTON SQUARE AREA	701 E. Preston St., 704 E. Preston St., 739 E. Preston St.; 707 E. Biddle St., 723 E. Biddle St., 730 E. Biddle; 1200 Homewood Ave., 1202 Homewood Ave., 1206 Homewood Ave., 1208 Homewood Ave., 1210 Homewood Ave. (Unit 1), 1210 Homewood Ave. (Unit 2), 1212 Homewood Ave., and 1214 Homewood Ave.
Alternate Addresses (the Alternate Addresses)*	726 E. Preston St., 730 E. Preston St., 731 E. Preston St., and 729 E. Preston St.

*TRF has requested, and the Department has agreed, that the Alternate Addresses should be included within the Proposed Addresses. Although TRF-DP and its development team have physically inspected all buildings that make up the Proposed Addresses, given the fragile and transitory state of vacant properties, TRF-DP and the Department feel it is best to include the Alternate Addresses in the event that a designated property collapses, is rendered inconsistent with the requirements of the Federal Historic Tax Credit program, or is otherwise made unsuitable for the transactions described herein.

The proceeds of the HOME Loan will be used solely to finance a portion of the hard construction costs of the rehabilitation (or, if applicable, new construction) of ten units, which are currently proposed to be as follows: 1213 N. Gay St., 1223 N. Gay St., 1737 E. Preston St., 1202 Homewood Ave., 1210 Homewood Ave. (Unit 1), 707 E. Biddle St., 723 E. Biddle St., 1123 N. Bond St., 1125 N. Caroline St. (Unit 1F), 1125 N. Caroline St. (Unit 1R) (collectively, the "HOME Project"). The Borrower would be able to substitute one or more of the Alternate Addresses into the HOME Project after written request and approval by the Department.

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BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

The proceeds of the CDBG Loan will be used solely to finance a portion of the development costs of 39 units (collectively, the CDBG Project). In accordance with CDBG program requirements, the proceeds of the CDBG Loan will be used for rehabilitation costs only (and not for new construction, if any). The Borrower would be able to substitute one or more of the Alternate Addresses into the CDBG Project after written request and approval by the Department.

The Project is funded in part by the syndication of Historic Tax Credits (HTC), which provide credits against the federal income tax liability of investors in the rehabilitation of historic structures meeting the requirements of the Internal Revenue Code. The HTC syndication for the Project will be structured so that the HTC investor will exit the Borrower approximately seven years after the syndication and construction loan closing, leaving TRF-DP in sole control of the Borrower. At this point TRF-DP intends to convert the CDBG-assisted units from rental units to homeownership units. For these converted units, TRF-DP would like to be able to comply with the affordability restrictions for *ownership* units, but only for the remaining balance of the affordability period that began when the unit was originally financed. Thus, a CDBG-assisted building sold in the Project's seventh year could be subject to rental affordability restrictions for seven years, followed by affordability resale controls for three years. However, the terms of the Period of Affordability will be determined if and when new documents for such conversion are negotiated and executed.

Participating Parties:

- A. Borrower and Developer - The owner of record and the borrower under the HOME Loan is East Baltimore Historic III, LLC, a newly created single purpose entity. TRF-DP will be the borrower under the CDBG Loan. TRF-DP will also be the developer of record and will guaranty completion of the HOME Project.

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BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

- B. General Contractor and Architect - TRF-DP GC, LLC will act as the general contractor and post a payment and performance bond. Ambit Architecture will provide architectural services.
- C. Participating Lenders (all amounts below are approximate)

TD Bank - 1st lien construction/permanent

TD Bank, N.A. (TD Bank) will provide a construction/permanent loan in an amount discussed below (the TD First Loan). The TD First Loan will have a construction term of nine months, plus extensions. During the construction period, the TD First Loan will bear interest at a variable rate of approximately 300 basis points above one-month LIBOR and will require monthly payments of interest only. The variable interest rates may be swapped to a fixed-rate.

TD Bank anticipates that during the permanent period, the TD First Loan will be structured as a five-year, mini-permanent loans on individual tranches of properties. This amount of the loan is expected to be approximately \$4,600,000.00 but will be finalized based on the lesser of: (i) an 80% appraised loan to value or (ii) debt sufficient to maintain a debt coverage ratio of 1.2% at the final interest rate (currently assumed to be 5.50%) and a 25-year amortization schedule. Based on the experience of the previous phases, a loan of approximately \$98,000.00 per unit is assumed. These loans will bear interest at a variable rate of approximately 250 basis points above the one month LIBOR and will require payments of principal and interest sufficient to amortize the loan over a 25-year period. This variable interest rate may also be swapped to a fixed-rate.

MD CDA Rental Housing Program - 2nd lien construction/permanent

The Community Development Administration (CDA), a unit of the Division of Development Finance of the Maryland Department of Housing and Community Development, will be

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BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

providing a loan from its Rental Housing Program funds in an approximate amount of \$2,300,000.00 (the RHP Loan). The RHP Loan is expected to be in second-lien position. However, because of timing issues, the RHP Loan may not close at the same time as the HOME Loan and the CDBG Loan; if the RHP Loan does close after the HOME Loan and CDBG Loan, these loans will have to be subordinated to the RHP Loan.

Interest on the RHP Loan will accrue on sums advanced at the rate of two percent beginning upon the completion of construction (no interest accrues during construction) and the loan will have a permanent term of 40 years. The Borrower will make annual payments of principal and interest based on 75% of available surplus cash (the 75% Cash Flow Amount) as required by CDA following payment of Project expenses authorized by CDA (including superior loan payments) so as to fully amortize the principal sum by the maturity date. Any interest and principal not paid because of insufficient payments from the 75% Cash Flow Amount will accrue and defer and be paid each subsequent payment date to the extent there is sufficient surplus cash from the 75% Cash Flow Amount. The RHP Loan will be long-term, subordinate, non-recourse debt.

TRF DP - Cash Flow Loan - 3rd lien construction/permanent

TRF DP will be making a cash flow loan in the approximate amount of \$1,800,000.00 to an entity affiliated with the Borrower (the Leverage Entity), which in turn will lend the proceeds to the Borrower (collectively, the TRF-DP Cash Flow Loan). The TRF DP Cash Flow Loan will have a term of 40 years and will bear interest at 2% per annum but in no event less than the applicable federal rate. The Borrower will make payments of principal and interest out of available surplus cash available after payments are made on the RHP Loan and subtracting cash flow that is reserved for the HOME Loan described below. The security for the TRF-DP

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BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

Cash Flow Loan will be an indemnity deed of trust from the Borrower (the TRF Cash Flow IDOT), which TRF Cash Flow IDOT will be a third lien on the property.

Baltimore City HOME Program - 4th lien construction/permanent

The City is making a construction/permanent loan from amounts available under the HOME Program in the principal amount not-to-exceed \$550,000.00 (the HOME Loan). The HOME Loan will be secured by a fourth-lien on the property. The construction loan period will be for a term not-to-exceed 18 months from the date of closing (the HOME Loan Construction Loan Period). The permanent loan period will be 40 years commencing at the end of the HOME Loan Construction Loan Period (the HOME Loan Permanent Loan Period). The interest rate charged on the HOME Loan will be zero percent. The final day of the HOME Permanent Loan Period is the HOME Loan Maturity Date. No payments on the HOME Loan will be required during construction, but during the HOME Loan Permanent Loan Period, annual principal payments on the HOME Loan will be made from 25% of the surplus cash remaining after payments on the RHP Loan. Any principal and interest payments not paid because of insufficient surplus cash will accrue and defer and will be paid each subsequent payment date to the extent of sufficient surplus cash. The outstanding principal balance, plus any deferred and accrued payments, will be due and payable on the HOME Loan Maturity Date. The HOME loan will be long-term, subordinate, non-recourse debt.

Baltimore City - CDBG Loan - 5th lien construction/permanent

The City is making a deferred construction/permanent loan amount available under the CDBG Program in an amount not to exceed \$2,000,000.00 (the CDBG Loan). The CDBG Loan will be made to TRF-DP, which will then, for tax purposes, loan the funds to the Leverage Entity, which in turn will contribute such funds to the Borrower. The CDBG Loan will be secured by a guaranty from the Borrower, which in turn will be

AGENDA

BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

secured by a fifth-lien on the property. During the construction loan period, no interest will be charged on the outstanding principal balance of the CDBG Loan. The permanent loan period of the CDBG Loan will be ten years commencing at construction completion and no payments of principal or interest will be required. Should an event of default occur under the loan documents, which will include (but will not be limited to) (i) a refinancing, sale, transfer, conveyance or any encumbrance of any part of the CDBG Project without the prior written consent of the Department or (ii) any non-compliance with the CDBG regulations or other requirements of the CDBG program, the Borrower will be required to return the proceeds of the CDBG Loan at the then-current market rate value. If no such event of default has occurred, at the conclusion of the ten-year permanent loan period, the entire principal amount and any accrued interest of the CDBG Loan will be forgiven.

MBE/WBE PARTICIPATION:

Article 5, Subtitle 28 of the Baltimore City Code for Minority and Women's Business Opportunity if fully applicable and no request for a waiver has been made.

THE DEPARMTENT OF FINANCE REVIEWED AND RECOMMENDED APPROVAL.

AGENDA

BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Housing and Community Development</u>		
(\$ 550,000.00)	9910-923006-9609 HOME FY 2016 - Reserve	
(36,894.00)	9988-903715-9593 Preston Street Acq. & Demo.	
(36,895.00)	9990-902953-9593 Preston Street Acq. & Demo.	
(455,519.00)	9990-903938-9587 Johnston Square	
(1,470,692.00)	9996-908985-9587	
(\$2,550,000.00)	Housing Development Reserve	
\$ 550,000.00 Federal HOME	-----	9910-911710-9610 TRF East Baltimore Historic III
36,894.00 CDBG 33	-----	9988-912711-9593 TRF East Baltimore Historic III
492,414.00 CDBG 35	-----	9990-908712-9593 TRF East Baltimore Historic III

AGENDA

BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
1,470,692.00	-----	9996-912710-9593
CDBG 41		TRF East Baltimore
<u>\$2,550,000.00</u>		Historic III

This transfer will provide Federal HOME and CDBG funds to TRF Development Partners-East Baltimore Historic III, L.L.C. to support a portion of the new rehabilitation and construction costs of residential units known as East Baltimore Historic - Phase 3.

(In accordance with Charter provisions a report has been requested from the Planning Commission, the Director of Finance having reported favorably thereon).

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Housing and - Grant Agreement
Community Development (DHCD)

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorized execution of the Grant Agreement with Park Heights Renaissance, Inc. (PHR). The period of the agreement is effective upon Board approval through July 30, 2016.

AMOUNT OF MONEY AND SOURCE:

\$430,570.50 - 9910-904130-9588

BACKGROUND/EXPLANATION:

The PHR is a nonprofit organization established in 2007 to implement the Park Heights Master Plan. The PHR provides a variety of community services in addition to undertaking development initiatives that reflect the Master Plan's recommendations.

The City has provided funds to support the PHR's operation since it was established using a variety of funding sources. The FY16 Video Lottery Terminal Spending plan approved \$500,000.00 of slots funds to support the PHR's operations.

The PHR is requesting that the City make \$430,570.54 of these funds available to support critical personnel and consultant costs that are necessary for the PHR to provide services and meet its mission. Staff positions covered under this agreement include the CEO, Vice President for Human Services, Office Manager and Community Organizer. The consultant services covered under this agreement include financial, grant writing, real estate development and information technology. Funds are also included for the production of a newsletter.

The balance of funds will be provided through an amendment at a later date.

AGENDA

BOARD OF ESTIMATES

05/18/2016

DHCD - cont'd

MBE/WBE PARTICIPATION:

The Grantee has signed a commitment to Comply with the Minority and Women's Business Enterprises Program of the City of Baltimore.

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

05/18/2016

Baltimore Development Corporation - Capital Projects Grant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Capital Projects Grant Agreement with the State of Maryland.

AMOUNT OF MONEY AND SOURCE:

\$2,000,000,000.00

BACKGROUND/EXPLANATION:

The City of Baltimore has received \$2,000,000,000.00 in matching grant funds for infrastructure improvements to the Inner Harbor, under Chapter 463, Acts of 2014, as approved by the Governor on May 15, 2014.

These funds will be used to perform necessary improvements to the Inner Harbor that may include: design, construction, equipment infrastructure improvements, lighting upgrades, electrical upgrades, improvements and redevelopment of park areas, dock improvements, and other capital improvements that may be required in the Inner Harbor. The City budgets approved for FY15 and FY16 appropriated funds for infrastructure improvements to the Inner Harbor sufficient to qualify for the full \$2,000,000,000.00 match amount.

MBE/WBE PARTICIPATION:

N/A

(The Capital Projects Grant Agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Baltimore Development Corporation (BDC) - Capital Project
Grant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Capital Project Grant Agreement between the State of Maryland, acting through the Board of Public Works (State) and the Board of Directors of the Hamilton-Lauraville Main Street, Inc. (HLMS).

AMOUNT OF MONEY AND SOURCE:

\$250,000.00 - State Grant

BACKGROUND/EXPLANATION:

The State will provide grant matching funds in an amount not-to-exceed \$250,000.00, subject to the Grantee matching funds. The purpose of the grant is to provide for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of 4500 Harford Road.

The HLMS has been granted up to \$250,000.00 in matching grant funds for the 4500 Harford Road improvement project under the Department of General Services Item G132, Chapter 463, of the Laws of Maryland 2014.

These funds will be used for the purpose of developing a retail and culinary business incubator and commercial kitchen as well as to expand their weekly farmers market. The project will consist of three phases, beginning with the immediate structural repairs to the existing 1,736 sq. ft. building on the property and concluding with the construction of a community kitchen and incubator space in the third and final phase.

The City is currently leasing 4500 Harford Road to HLMS for the purposes of completing the improvement project. In addition, HLMS will have an option to purchase the property upon successful completion of all three phases of the development for the proposed purchase price of \$100,000.00.

AGENDA

BOARD OF ESTIMATES

05/18/2016

BDC - cont'd

Neither the HLMS nor the State is requiring additional funds from the City towards the project.

MBE/WBE PARTICIPATION:

N/A

(The Capital Projects Grant Agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Enoch Pratt Free Library - TRANSFER OF LIFE-TO-DATE
SICK LEAVE

The Board is requested to approve the transfer of LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Ms. Tonya Georgia.

The transfer of sick leave days is necessary in order for the designated employee to remain in pay status with continued health coverage. The City employees have asked permission to donate the sick leave days that will be transferred from their LIFE-TO-DATE sick leave balances as follows:

<u>Donors</u>	<u>Days</u>
Faith T. Blair-Edmonds	5
Monica Bobbitt	5
Poonam Mukherjee	5
Alprescia M. Rivers	5
Rhonda Ruggs	5
Nancy L. Yob	5
Total	30

Ms. Georgia is not a member of a union sick leave bank and is not eligible for membership in a union sick leave bank. All of her leave has been used. This transfer will allow Ms. Georgia to remain in pay status.

THE LABOR COMMISSIONER RECOMMENDED APPROVAL.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/Bureau - Consent Agreement
of Water and Wastewater (DPW)

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Consent Agreement with the Maryland Department of the Environment (MDE).

AMOUNT OF MONEY AND SOURCE:

\$40,000.00 - 2070-000000-5541-399300-603070

BACKGROUND/EXPLANATION:

On October 1, 2010 and May 1, 2011, the MDE issued National Pollutant Discharge Elimination System Permits (the Permits) to the City for the Patapsco Wastewater Treatment Plant (PWWTP) and the Back River Wastewater Treatment Plant (BRWWTP). The Permits were issued pursuant to the Environmental Article, Section 9-323 of the Annotated Code of Maryland. The Permits establish maximum levels of Total Phosphorous and Enterococci, as well as the minimum levels of pH and dissolved oxygen for the effluent discharged from the PWWTP and the BRWWTP.

Discharges of floating solids, including fats, oil, and grease (FOG) are prohibited. In addition, the Permits mandate compliance with laboratory test procedures established at 40 CFR part 136. Finally, the BRWWTP must submit a Wastewater Capacity Management Plan whenever the most recent three-year average flow exceeds 80% of the facility's design capacity.

The proposed Consent Agreement will resolve various, alleged violations of the Permits. The City would pay \$40,000.00 in civil penalties within 30 days of the Board's approval of this Consent Agreement to settle alleged violations of effluent limits, discharge of FOG, and compliance with laboratory test requirements.

AGENDA

BOARD OF ESTIMATES

05/18/2016

DPW - cont'd

The City would be prohibited from analyzing effluent samples at the BRWWTP and the PWWTP until the MDE determines that sufficient measures are in place to ensure compliance with applicable test requirements. In the interim, the City will continue to use an accredited, third party laboratory to ensure accuracy. Within 60 days of this Board's approval of this Consent Agreement, the City will submit a plan to prevent the discharge of FOG from the PWWTP, as well as a schedule to replace the skimmers that remove FOG (collectively, FOG Plan). Upon approval by the MDE, the FOG Plan will become enforceable under this Consent Agreement. The FOG skimmers are already scheduled for replacement under Sanitary Contract No. 901 and additional scum removal will be accomplished through new filters within the Enhanced Nutrient Removal facility, which is currently under construction. Finally, the City would submit a Wastewater Capacity Management Plan for the BRWWTP within 30 days of the Board's approval of this Consent Agreement. Notably, the Wastewater Capacity Management Plan has already been submitted.

The Consent Agreement would also establish civil penalties for failure to comply with deadlines approved under the Agreement. These penalties begin to accrue if the City does not meet specified deadlines. The City would face civil penalties for failure to submit the Wastewater Capacity Management Plan within 30 days after the approval of the Agreement. In addition, civil penalties would apply for failure to submit the FOG Plan within 60 days after approval. Once MDE approves the FOG Plan, the Agreement would impose civil penalties for each day the City fails to comply with the approved plan. The stipulated penalties are as follows: \$500.00 per day for the first 30 days; \$750 per day after 31 days; and \$1,150.00 per day after 60 days. The City does not waive its right to contest whether a violation has occurred, unless the violation is self-reported. The MDE does

AGENDA

BOARD OF ESTIMATES

05/18/2016

DPW - cont'd

not waive its right to seek injunctive relief. The MDE may extend the settlement deadlines without imposing civil penalties.

The settlement summary is as follows:

- civil penalty for violations of the Permits - \$40,000.00,
- civil penalties of \$500.00 per day that the City fails to submit a Wastewater Capacity Management Plan after 30 days, or to propose a FOG Plan after 60 days from approval of this agreement,
- civil penalties of \$750.00 per day after 30 days of continuous failure to submit the Wastewater Capacity Management Plan or the FOG Plan,
- civil penalties of \$1,150.00 per day after 60 days of continuous failure to submit the Wastewater Capacity Management Plan or the FOG Plan,
- civil penalties of \$500.00 per day that the City fails to comply with the FOG Plan,
- civil penalties of \$750.00 per day after 30 days of continuous failure to comply with the FOG Plan, and
- civil penalties of \$1,150.00 per day after 60 days of continuous failure to comply with the FOG Plan.

APPROVED FOR FUNDS BY FINANCE

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

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/ - Partial Release and Full Release
Office of Eng. & Constr. of Retainage Agreements

The Board is requested to approve and authorize execution of the release of retainage agreements with the following contractors for the various contracts:

	<u>Contractor</u>	<u>Contract No.</u>	<u>Amount</u>
1.	SPINIELLO COMPANIES	WC 1244	\$158,315.50

Account: 9960-905136-9557-000000-200001

As of October 15, 2015, Spiniello Companies has completed 60% of all work for WC 1244, Patterson Place Neighborhood and Vicinity Water Main Replacements. The contractor has requested a partial release of retainage in the amount of \$158,315.50. Currently, the City is holding \$226,165.00 in retainage for the referenced project and the contractor is requesting to reduce the amount of retainage to \$67,849.50. The remaining \$67,849.50 is sufficient to protect the interest of the City.

2.	MONUMENTAL PAVING AND EXCAVATING, INC.	WC 1225R	\$136,408.38
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Account: 9960-910703-9557-000000-200001

As of August 6, 2014, Monumental Paving and Excavating, Inc. has completed 100% of all work for WC 1225R W. Forest Park Avenue/Mohawk Avenue and Keswick Road Water Main Replacements. The contractor has requested a full release of retainage in the amount of \$136,408.38. Currently, the City is holding \$136,408.38 in retainage for the referenced project and the contractor is requesting to reduce the amount of retainage to \$0.00.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/ - cont'd
Office of Eng. & Constr.

MWBOO APPROVED THE RELEASES OF RETAINAGE.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The Partial Release of Retainage and Full Release of Retainage Agreements have been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/Office - Amendment No. 1 to Agreement of Engineering and Construction

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Amendment No. 1 to Agreement with Gannett Fleming, Inc. under Project No. 1180.3 Small Water Main Replacement and Rehabilitation Design at Various Locations FY 2013. The Amendment No. 1 to Agreement extends the period of the Agreement through December 9, 2017.

AMOUNT OF MONEY AND SOURCE:

\$0.00

BACKGROUND/EXPLANATION:

On December 10, 2014, the Board approved a two-year agreement with Gannett Fleming, Inc. for Small Water Main Replacement and Rehabilitation Design at Various Locations FY 2013. The project was temporarily put on-hold by the City while the assigned design areas were being evaluated by the Office of Asset Management to further evaluate the existing water mains for replacement vs. cleaning & lining. Under the proposed amendment, the Consultant will continue design and prepare the contract documents including plans, specifications, cost estimates, permit applications, community outreach meetings, right of ways, etc. In order to complete the design work and make up lost time due to the City's temporary suspension of work tasks, the Office of Engineering & Construction is recommending the extension. All other terms and conditions of the agreement will remain unchanged.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/Office - cont'd
of Engineering and Construction

MBE/WBE PARTICIPATION:

The Consultant will continue to comply with all terms and conditions of the Minority and Women's Business Enterprise programs in accordance with the Baltimore City Code, Article 5, Subtitle 28.

APPROVED FOR FUNDS BY FINANCE

AUDITS NOTED THE TIME EXTENSION.

(The Amendment No. 1 to Agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/Office - Agreement
of Engineering and Construction

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Agreement with Transviron, Inc., Consultant, under SC 901R, PAS Patapsco Residuals Transfer Station at the Patapsco Wastewater Treatment Plant. The period of Agreement is effective upon Board approval for two years or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$169,377.58 - Baltimore County
79,707.11 - Baltimore City
\$249,084.69 - 9956-904544-9551-900020-703032

BACKGROUND/EXPLANATION:

The Consultant will provide Post Award Engineering Services to assist the City during the construction of the Residuals Transfer Station at the Patapsco Wastewater Treatment Plant under SC 901R. The engineering services include review of shop drawings, responding to request for information, review PCO's, prepare operational and maintenance manuals, provide assistance to train the Plant Personnel in the operation and maintenance of equipment and systems being furnished under the contract. In addition the Consultant will conduct conditional acceptance, prepare punch list items, and a final acceptance inspection.

MBE/WBE PARTICIPATION:

The Consultant was approved by the Office of Boards and Commissions and Architectural and Engineering Awards Commission.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Public Works/Office - cont'd
of Engineering and Construction

APPROVED FOR FUNDS BY FINANCE

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

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

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Finance - Targeted Homeowners' Tax Credit Rate

ACTION REQUESTED OF B/E:

The Board is requested, pursuant to Article 28 § 10-16 of the Baltimore City Code, to set the Targeted Homeowners' Tax Credit rate at \$0.203 per \$100.00 of improved assessed value.

AMOUNT OF MONEY AND SOURCE:

The Targeted Homeowners' Tax Credit will result in a reduction of an estimated \$24,300,000.00 from the City's property tax collections.

BACKGROUND/EXPLANATION:

The Targeted Homeowners' Tax Credit is limited to offsets to City tax liability, excluding Special Benefit Districts.

The Targeted Homeowners' Tax Credit is available to all owner-occupied homes in Baltimore City that qualify for the Homestead Exemptions under State Property-Tax Article § 9-105.

The credit is calculated by multiplying the Targeted Homeowners' Tax Credit rate by the eligible property's improved assessment. The credit, when taken singularly or with other credits, will be limited to the City tax liability and will not cause a refund to any taxpayer.

MBE/WBE PARTICIPATION:

N/A

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Law - Recommendation for Debarment of a Vendor

ACTION REQUESTED OF B/E:

The Board is recommended to institute proceedings, pursuant to the Baltimore City Code Art. 5, §§40-7(a); 40-8(4), to debar Investment Management Enterprise, Inc. (IME) and its president and chief executive officer, Twyla Garrett (Garrett), from entering into contracts with the City for not less than five years by: (1) issuing the submitted notices of proposed debarment to the IME and Garrett pursuant to Baltimore City Code Article 5, §40-17(b)(1), and (2) suspending the IME and Garrett, pursuant to Baltimore City Code Art. 5, §40-18, pending the Board's final decision.

AMOUNT OF MONEY AND SOURCE:

No funds are requested or required.

BACKGROUND/EXPLANATION:

This matter recommends the debarment of a vendor. The City has already recovered \$165,520.00 from the vendor, Investment Management Enterprise, Inc.

The Bureau of Purchases secured IT management and technical services for the Mayor's Office of Information Technology (MOIT) through Winbourne Consulting, LLC, a staffing company that contracted with the State of Maryland Department of Information Technology (DOIT). The Board approved the City's participation in the DOIT master blanket requirements contract (no. 060B9800035) on July 11, 2012, with an increase to \$4,000,000.00 on August 14, 2013.

The IME contractors performed the project management and senior IT services as required pursuant to the master blanket purchase order P521826. From approximately January 1, 2013 through January 1, 2014, when Garrett/IME submitted invoices for payment

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Law - cont'd

by the City for the contractor's service, Garrett/IME inflated the billable hours over those hours actually reflected on the contractor's timesheets. Garrett/IME inflated the project management billable hours from 1,393 hours to 1,962 hours to obtain an overpayment from the City of \$72,652.00. IME/Garrett inflated the senior IT billable hours from 57 hours to 845 hours to obtain an overpayment from the City of \$92,868.00.

On February 3, 2016, the IME pled guilty to felony Theft Scheme over \$100,000.00 in the matter of the State of Maryland v. Investment Management Enterprise, Inc. (Circuit Court for Baltimore City, Case number 115204013), for the fraudulent submission of invoices based on the inflated timesheets to obtain \$165,520.00 in overpayments from the City.

As required by the criminal plea agreement, the IME has paid \$165,520.00 in restitution to the City.

The Law Department has reviewed this matter with the Office of the Inspector General and recommends that the Board of Estimates issue notices of proposed debarment to IME and Garrett pursuant to Baltimore City Code Article 5, §40-17(b)(1), and (2) suspend IME and Garrett, pursuant to Baltimore City Code Art. 5, §40-18, pending the Board's final decision.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Transportation - Amendment No. 1 to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Amendment No. 1 to Agreement with Sabra Wang & Associates under Project No. 1183 Traffic Signals & I.T.S. and Traffic Engineering On-Call Consultant Services.

AMOUNT OF MONEY AND SOURCE:

\$300,000.00 - upset limit

BACKGROUND/EXPLANATION:

On June 11, 2014, the Board approved the agreement in the amount of \$1,000,000.00 with Sabra Wang & Associates to assist the Traffic Division with various activities such as I.T.S., traffic engineering services, field surveys, design for traffic signals, detector engineering services, field surveys, design for traffic signals, detectors, closed circuit television traffic monitoring, variable message signs, and field condition inspection. This amendment will allow for an increase to the upset limit by \$300,000.00 to fully complete assigned tasks.

DBE PARTICIPATION:

The Consultant will comply with Title 49 Code of Federal Regulations part 26 and the DBE goal established in the original agreement.

DBE: 95.00%

AUDITS NOTED THE INCREASE IN THE UPSET LIMIT AND WILL REVIEW TASK ASSIGNMENTS.

(The Amendment No. 1 to Agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA**BOARD OF ESTIMATES****05/18/2016**Department of Transportation - Minor Privilege Permit Applications

The Board is requested to approve the following applications for a Minor Privilege Permit. The applications are in order as to the Minor Privilege Regulations of the Board and the Building Regulations of Baltimore City.

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
1. 1800 N. Charles Street	Walbert Partnership	Single face electric sign 6.86 sq. ft.
Annual Charge: \$140.60		

2. 318 Park Avenue	Jong Wong Kim	Single face electric sign 20.33 sq. ft.
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Annual Charge: \$140.60

Since no protests were received, there are no objections to approval.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Transportation - Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 2 to Rummel, Klepper & Kahl, LLP, Consultant, under Project 1208, On-Call Transportation Planning/Policy/Feasibility Studies.

AMOUNT OF MONEY AND SOURCE:

\$38,648.81 - 9950-903085-9512-900020-703032

BACKGROUND/EXPLANATION:

This authorization will permit the Consultant to perform a study of the feasibility of reconstructing parts of Lawrence Street between Fort Avenue and Key Highway to continue to meet multimodal needs. The scope of work for this task should be completed in approximately 9 months.

MBE/WBE PARTICIPATION:

The Consultant will comply with Article 5, Subtitle 28 of the Baltimore City Code and the MBE/WBE goals established in the original agreement.

MWBOO SET GOALS OF 23% MBE AND 10% WBE.

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

AGENDA

BOARD OF ESTIMATES

05/18/2016

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation</u>		
1. \$389,950.53	9950-907074-9512	9950-903085-9512-3
Other	Traffic Mitigation Studies	Design Traffic Mitigation S Balto Zone B

This transfer will move the funding for the appropriation to match the amount received from the Developer and fund the costs associated with Task No. 2 on project #1208 "On-Call Transportation Planning/Policy/Feasibility Studies" with Rummel, Klepper & Kahl, LLP.

(In accordance with Charter provisions a report has been requested from the Planning Commission, the Director of Finance having reported favorably thereon.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Transportation - Release of Retainage Agreements

The Board is requested to approve and authorize execution of the Release of Retainage Agreements with the following contractor for the various contracts:

<u>Contractor</u>	<u>Contract No.</u>	<u>Release of Retainage Amount</u>
1. SANTOS CONSTRUCTION COMPANY, INC.	TR 13009	\$ 12,356.25

Account: 9950-909670-9508-000000-200001

All work on Contract No. TR 13009 is substantially completed and all punch list items are completed. The contractor has requested a partial release of retainage in the amount of \$12,356.25. The City holds funds in the amount of \$14,356.25. The remaining \$2,000.00 is sufficient to protect the interests of the City. Pursuant to Section 10.04-81 of the Specifications, a Conditional Inspection for the Contract was held on September 10, 2015.

2. SANTOS CONSTRUCTION COMPANY, INC.	TR 14004	\$ 50,110.20
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Account: 9950-905448-9504-000000-200001

All work on Contract No. TR 14004, Reconstruction of Alleys Citywide, is substantially completed and all punch list items are completed. The contractor has requested a partial release in the amount of \$50,110.20. The City holds funds in the amount of \$52,110.20. The remaining \$2,000.00 is sufficient to protect the interests of the City. Pursuant to Section 10.04-81 of the Specifications, a Conditional Inspection for the Contract was held on June 26, 2015.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Transportation - cont'd

	<u>Contractor</u>	<u>Contract No.</u>	<u>Release of Retainage Amount</u>
3.	SANTOS CONSTRUCTION COMPANY, INC.	TR 13002	\$ 40,556.97

Account: 9950-905445-9504-000000-200001

All work on Contract No. TR 13002, Reconstruction of Footways Citywide, is substantially completed and all punch list items are completed. The contractor has requested a partial release in the amount of \$40,556.97. The City holds funds in the amount of \$42,556.97. The remaining \$2,000.00 is sufficient to protect the interests of the City. Pursuant to Section 10.04-81 of the Specifications, a Conditional Inspection for the Contract was held on February 20, 2015.

MBE/WBE PARTICIPATION:

The Contractor has demonstrated a good faith effort towards achieving both MBE/WBE goals.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The Release of Retainage Agreements have been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Transportation - Assignment of Leased Conduit
Sections and Assumption of
Payment Obligations

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Assignment of Leased Conduit Sections and Assumption of Payment Obligations with Bluestar Technologies, Inc. (Bluestar), Lessee, and Lightower Fiber Networks II, LLC (Lightower), Lessee.

AMOUNT OF MONEY AND SOURCE:

\$69,901.40 - 2024-000000-5480-259401-40180

BACKGROUND/EXPLANATION:

On February 27, 2013, the Board approved a Conduit Lease Agreement with Bluestar Technologies, Inc., and on March 11, 2015 the Board approved a Conduit Lease Agreement with Lightower Fiber Networks II, LLC.

Bluestar currently leases 99,897 linear feet in the City's conduit system, while Lightower leases 0 linear feet. Bluestar and Lightower have entered into an agreement, pursuant to which Bluestar has agreed to assign, sell and transfer 99,897 linear feet of conduit to Lightower. Lightower has agreed to accept and pay Bluestar for the 99,897 linear feet of conduit and assume all liability subject to the terms of Lightower's conduit lease agreement. Bluestar will pay the remaining of their balance of their current conduit lease in the amount of \$69,901.40 and retain its right to continue to build and install fiber and facilities in the City's conduit under its current conduit lease with the City.

This assignment is effective January 1, 2016 and continuing, in accordance with the original approved lease agreement.

APPROVED FOR FUNDS BY FINANCE

(The Assignment of Leased Conduit Sections and Assumption of Payment Obligations have been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

Department of Transportation - Ratification and
Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to ratify the services and approve an expenditure of funds to pay Manuel Luis Construction Company, Inc. for services rendered in connection with TR 12302, Resurfacing Highways at Various Locations, Northwest, Sector II.

AMOUNT OF MONEY AND SOURCE:

\$137,374.03 - 9950-901847-9514-900010-702064

BACKGROUND/EXPLANATION:

On June 6, 2012, the Board approved the award of Contract No. TR 12302, Resurfacing Highways at Various Locations, Northwest, Sector II in the amount of \$3,137,658.51, which was expected to be completed in 180 calendar days, resulting in an expiration date of December 22, 2012. On January 9, 2013, the Board approved a 120-day non-compensable time extension, which resulted in a revised completion date of April 22, 2013. The additional 120 day time extension was requested on behalf of the Department due to added locations that were outside the scope of the original contract.

During the course of construction, a new location (Druid Hill Park Drive) was substituted for a location (Greenspring Avenue) listed in the original contract at the Department's request. The substitution of the location was requested because it was determined that the Department of Recreation and Parks had contracted for work to be performed at Greenspring Avenue. The work performed at the added location is within the project sector and resulted in an overrun of various existing bid items and required two new bid items.

The items that resulted in an overrun are paid for at the original bid price. The price of the new bid items were negotiated between the contractor and the Department, utilizing historical data from other similar contracts.

AGENDA**BOARD OF ESTIMATES****05/18/2016**Department of Transportation - cont'd

The Department is requesting additional funding to pay for the increased quantities of existing bid items and two new items that were not in the original contract, but were necessary for roadway improvement and traveling conditions.

Items	Description	Unit of Measure	Qty.	Price	Total
103/E-2	Arrow Boards	UD	4	\$ 30.00	\$ 120.00
110/E-2	Tape Removal Any Width	LF	4,368	.01	43.68
111/E-2	Marking Symbols Removal	EA	20	.01	.20
521/E-2	Thermo Markings 24" White	LF	812	5.50	4,466.00
522/E-2	Thermo Markings 12" White	LF	3,819	3.20	12,220.80
523/E-2	Thermo Markings 5" White	LF	13,489	.90	12,140.10
524/E-2	Thermo Markings 5" Yellow	LF	19,418	.90	17,476.20
525/E-2	Thermo Marking Symbols	EA	77	315.00	24,255.00
526/E-2	Bike Symbols Install	EA	7	315.00	2,205.00
805/E-2	Salvage Removal From Greenspring Ave	LS	1	5,500.00	5,500.00
817/E-2	Traffic Pole Signs	SF	6.50	44.00	286.00
512	9" Concrete Repair Payment	SY	690.13	85.00	58,661.05
				TOTAL	\$137,374.03

Department of Transportation - cont'd

This request is late because negotiations between the Department and the contractor took longer than anticipated.

DBE PARTICIPATION:

The contractor has demonstrated a good faith effort towards meeting the established minority goals for this contract.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$462,609.84	9950-905215-9514	9950-901847-9514-2
GF (HUR)	Local /Resurfacing	Contingencies
	Southwest	Federal Resurfacing
		TR 12302

This transfer will cover the deficit and fund the costs associated with Project TR 12302, Resurfacing Highways at Various Locations, Northwest, Sector II.

(In accordance with Charter requirements, a report has been requested from the Planning Commission, the Director of Finance having reported favorably thereon.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

1. FINCH SERVICES
INCORPORATED \$25,568.22 Low Bid
Solicitation No. B50004576 - Riding Lawn Mowers -
Department of General Services - Req. No. R715626

The total amount of \$25,568.22 will be financed through the City's Master Lease Program administered by the Bureau of Treasury Management.

2. FINITE MATTERS, LTD \$ 16,500.00 Renewal
Contract No. 08000 - Annual Fiscal Budget Books Maintenance
and Setup Services - Department of Finance - P.O. No.
P517040

On May 16, 2011, the City Purchasing Agent approved the initial award in the amount of \$20,000.00. The award contained renewal options subject to agreement by the parties. Subsequent actions have been approved. This sixth renewal in the amount of \$16,500.00 is for the period June 1, 2016 through May 31, 2017.

3. HOMESERVE USA,
CORPORATION \$ 0.00 Renewal
Contract No. B50003190 - Residential Water and Sewer
Service Line Protection Program - Department of Public
Works - P.O. No. P527649

On May 28, 2014, the Board approved the initial award. The award contained three 1-year renewal options. The vendor provides Residential Water and Sewer Service Line Protection at a fee to City residents for repairs on resident's property to the City's point of responsibility. This renewal in the amount of \$0.00 is for the period May 28, 2016 through May 27, 2017, with two 1-year renewal options remaining.

MWBOO GRANTED A WAIVER.

AGENDA

BOARD OF ESTIMATES

05/18/2016

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

4. ALTURA COMMUNICATION
SOLUTIONS, LLC \$ 20,000.00 Renewal
Contract No. 06000 - Voice Mail Maintenance and Xpress Care
Software Services - Department of Communication Services,
Municipal Telephone Exchange - P.O. No. P520592

On June 13, 2012, the Board approved the initial award in the amount of \$41,742.00. The award contained two 1-year renewal options. On May 27, 2015, the Board approved the first renewal in the amount of \$20,000.00. This final renewal in the amount of \$20,000.00 is for the period June 13, 2016 through June 12, 2017.

5. BAYSTATE POOL SUPPLIES
OF BALTIMORE, INC. \$ 25,000.00 Renewal
Contract No. B50003663 - Swimming Pool Supplies and Tools -
The Department of Recreation and Parks - Req. No. P528166

On July 28, 2014, the City Purchasing Agent approved the initial award in the amount of \$4,965.76. The award contained two 1-year renewal options. Subsequent actions have been approved. This final renewal in the amount of \$25,000.00 is for the period July 28, 2016 through July 27, 2017. The above amount is the City's estimated requirement.

6. WOODLAWN MOTOR COACH,
INC. \$400,000.00 Renewal
Contract No. B50003063 - General Charter Bus Transportation
Service - The Department of Recreation and Parks - Req. No.
P524780

On September 4, 2013, the Board approved the initial award in the amount of \$350,000.00. The award contained three 1-

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

year renewal options. Subsequent actions have been approved. This final renewal in the amount of \$400,000.00 is for the period September 4, 2016 through September 3, 2017. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

7. XYLEM DEWATERING
SOLUTIONS, INC. d/b/a
GODWIN PUMPS OF AMERICA,
INC. \$ 0.00 Renewal
Contract No. 08000 - Service/Labor/Repair Parts for Godwin
Pumps - Department of Public Works, Bureau of Solid Waste -
P.O. No. P527885

On June 25, 2014, the Board approved the initial award in the amount of \$240,000.00. The award contained three 1-year renewal options. On July 29, 2015, the Board approved the first renewal in the amount of \$0.00. This final renewal in the amount of \$0.00 is for the period June 25, 2016 through June 24, 2017, with one 1-year renewal option remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

8. COLOSSAL CONTRACTORS, INC.
TOTAL CONTRACTING, INC.
JB CONTRACTING INC. \$400,000.00 Renewal
Contract No. B50003976 - Interior-Exterior Door
Installation and Repair - Recreation and Parks - P.O. Nos.
P531619, P531620 and P531621

On June 3, 2015, the Board approved the initial award in the amount of \$200,000.00. The award contained five 1-year

AGENDA

BOARD OF ESTIMATES

05/18/2016

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

renewal options. On December 23, 2015, the Board approved an increase in the amount of \$200,000.00. This renewal in the amount of \$400,000.00 is for the period June 3, 2016 through June 2, 2017, with four 1-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

9. COMPLETE FIRE PROTECTION,
LLC
LEROY HENRY d/b/a FIRE
SAFETY, CO.

\$150,000.00

Renewal

Contract No. B50003503 - Provide Inspections, Service and Repairs for Fire Extinguishers - Department of General Services, Fire Department - P.O. Nos. P527737 and P527738

On June 25, 2014, the Board approved the initial award in the amount of \$200,000.00. The award contained three 1-year renewal options. This renewal in the amount of \$150,000.00 is for the period June 25, 2016 through June 24, 2017, with two 1-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

10. PRIORITY HEALTHCARE
DISTRIBUTION, INC.
d/b/a CURASCRIP SPECIALTY

DISTRIBUTION \$ 60,000.00

Increase

Contract No. 06000 - Nexplanon Contraceptives - Health Department - P.O. No. P528414

On August 20, 2014, the Board approved the initial award in the amount of \$99,975.00. The award contained three 1-year

AGENDA

BOARD OF ESTIMATES

05/18/2016

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

renewal options. Subsequent actions have been approved. Due to increased usage, an increase in the amount of \$60,000.00 is necessary. This increase will make the award amount \$339,975.00. The contract expires on July 15, 2016, with two 1-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

- | | | |
|---|----------------|----------|
| 11. VALLEY CHEVROLET, LLC
d/b/a AUTO NATION CHEVROLET
TIMONIUM | \$2,300,000.00 | Increase |
| Contract No. B50003375 - O.E.M. Parts and Service for General Motors Vehicles - Department of General Services, Fleet Management - P.O. No. P526746 | | |

On March 26, 2014, the Board approved the initial award in the amount of \$4,000,000.00. The award contained two 1-year renewal options. To continue to provide OEM Parts and Service for GM/Chevrolet vehicle during the contract period, an increase in the amount of \$2,300,000.00 is necessary. This increase will make the award amount \$6,300,000.00. The contract expires on March 31, 2017, with two 1-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

- | | | |
|---|----------------|----------|
| 12. SHI INTERNATIONAL
CORP. | \$3,000,000.00 | Increase |
| Cooperative Contract No. 060B2490024 - Microsoft Software & Services Large Account Reseller Contract - Mayor's Office of Information Technology, Departments of Housing and Community Development, Recreation and Parks, etc. | | |

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

On November 6, 2013, the Board approved the initial award in the amount of \$10,264,697.91. This increase in the amount of \$3,000,000.00 is necessary to provide Microsoft Enrollment Agreement licensing and software assurance for the end user agencies outside of the Mayor's Office of Information Technology enterprise network not originally procured under the cooperative purchasing agreement. This increase will make the award amount \$14,761,718.38. The contract expires on October 31, 2019. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

13.	DONALD B. RICE TIRE CO., INC. Cars - 1st Call Trucks & Hvy. Equip. 2nd Call No funds requested	EDGEWATER TIRE CENTER, INC. Cars - 2nd Call Trucks & Hvy. Equip. 1st Call \$ 80,000.00	SERVICE TIRE TRUCK CENTER, INC. Cars - 3rd Call Trucks & Hvy. Equip. 3rd Call No funds requested
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\$ 80,000.00

Increase

Contract No. B50003065 - Vehicle Tires: Cars, Trucks & Heavy Equipment - Department of General Services - Fleet Management - P.O. Nos. Various

On September 18, 2013, the Board approved the initial award in the amount of \$1,198,000.00. The award contained two 1-year renewal options. Subsequent actions have been approved. Due to increased usage, an increase in the amount of \$80,000.00 is necessary to fund the remainder of the second year of the contract term. This increase will

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

make the award amount \$3,278,000.00. The contract expires on September 30, 2016, with two 1-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

- | | | |
|---|--------------|-------------|
| 14. TRIFLOW CORPORATION | \$ 57,945.00 | Sole Source |
| Contract No. 08000 - Hydro Thermal Parts - Department of Public Works - Wastewater Facilities Division - Req. No. R727654 | | |

The Department has a requirement to purchase OEM replacement parts for Hydro-Thermal Direct Steam Injection Heaters. The vendor is the manufacturer's exclusive distributor of the product in the State of Maryland.

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 (e)(i) of the City Charter, the procurement of the equipment and/or service is recommended.

- | | | |
|---|--------------|-----------------|
| 15. OLD TOWN HOTEL
GROUP, LLC d/b/a
HOLIDAY INN EXPRESS
CHARM CITY HOTELS, LLC
d/b/a SLEEP INN & SUITES
OHIB HOTEL, LLC
d/b/a HOLIDAY INN | \$150,000.00 | Selected Source |
| Contract No. 06000 - Lodging for Housing Renovations - Department of Housing and Community Development - Req. No. R724718 | | |

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

This item has been bid out on two occasions with no bidders. The selected vendors have submitted quotes, which are considered fair and reasonable. The period of the award is May 11, 2016 through May 10, 2017, with two 1-year renewal options. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

16. ALL ABOUT DOORS, INC.
THE OVERHEAD DOOR COMPANY
OF BALTIMORE, INC.

	\$ 0.00	Extension
Contract No. B50001811 - Repair and Installation Services for Various Overhead Mechanical Door Systems - Department of General Services - P.O. Nos. P517071 and P517072		

On May 11, 2011, the Board approved the initial award in the amount of \$600,000.00. The award contained four 1-year renewal options. Subsequent actions have been approved, and all renewals have been exercised. An extension is requested to extend the contract to allow time to complete specifications for a new solicitation to be competitively bids, advertised and awarded. Rolling Doors of Maryland, Inc. will not be extended as it failed to maintain Good Standing in the State of Maryland. The period of the extension is June 2, 2016 through October 31, 2016.

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

17. EVERGREEN LANDSCAPE
& DESIGN CORPORATION \$200,000.00 Extension
- | | | |
|--|--|--|
| Contract No. B50001705 - Mowing & Debris Removal for Vacant Lots and Abandoned Property - Department of Public Works, Solid Waste - P.O. No. P517585 | | |
|--|--|--|

AGENDA

BOARD OF ESTIMATES

05/18/2016

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
---------------	------------------------	--------------------

Bureau of Purchases

On June 8, 2011, the Board approved the initial award in the amount of \$779,600.00. The award contained four 1-year renewal options. Subsequent actions have been approved, and all renewals have been exercised. The scope of work and location of certain properties included in the award make it appropriate for designation as a Neighborhood Service under the new regulations enacted pursuant to the Board of Estimates Resolution for a HUBZONE Neighborhood Preference. The list of properties included in the replacement solicitations are taking longer than anticipated to review and compile appropriately. This extension will allow time for a new solicitation to be competitively bid, advertised and awarded. The period of the extension is June 7, 2016 through November 30, 2016. The above amount is the City's estimated requirement.

MWBOO SET GOALS OF 27% MBE AND 10% WBE.

	<u>Commitment</u>	<u>Performed</u>
MBE: Grass Roots Landscaping	27%	\$110,755.00 27.2%
WBE: Rags 2 Riches Cleaning Services	10%	\$ 60,975.00 15%

MWBOO FOUND VENDOR IN COMPLIANCE.

18. AT & T CORP.	\$ 80,000.00	Ratification and
	70,000.00	Extension
	<u>\$150,000.00</u>	

State of Maryland Contract No. 060B14000058 - Long Distance Calling Services - Department of Communication Services - Municipal Telephone Exchange P.O. No. P524482

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

On February 13, 2013, the Board approved the initial award in the amount of \$120,000.00. The award contained two 1-year renewal options. Both renewal options have been exercised. The State of Maryland contract originally expired on February 12, 2016, but the State extended the contract through November 30, 2016. Due to an administrative oversight, the contract was not extended prior to expiration. One additional six-month extension period is available to allow for transition to a new service provider. The period of the ratification is February 13, 2015 through May 17, 2016. The period of the extension is May 18, 2016 through November 30, 2016, with one extension option remaining.

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 (e)(i) of the City Charter, the procurement of the equipment and/or service is recommended.

- | | | |
|---|------------|---------------------------------|
| 19. INTERGRAPH CORPORATION | 962,161.58 | Amendment No. 2
to Agreement |
| Contract No. 08000 - Upgrade to Records Management System - Baltimore City Police Department - P.O. No. P529246 | | |

The Board is requested to approve and authorize execution of Amendment No. 2 to Agreement with Intergraph Corporation. The period of the Amendment to Agreement is July 1, 2015 through June 30, 2016.

On December 17, 2014, the Board approved the initial award in the amount of \$948,040.00. The Police Department is a licensee of software owned, developed and maintained by Intergraph Corporation. On October 14, 2015, the Board approved the first Amendment in the amount of \$144,080.40.

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

This Amendment No. 2 to Agreement is for the creation and implementation of a custom WebRMS interface with the existing Records Management System as well as renew the coverage period for the maintenance services. The above amount is the City's estimated requirement.

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 (e)(i) of the City Charter, the procurement of the equipment and/or service is recommended.

(The Amendment No. 2 to Agreement has been approved by the Law Department as to form and legal sufficiency.)

20. PITNEY-BOWES, INC.	\$ 61,519.00	Ratification
	62,134.00	Renewal and
	\$123,653.00	Agreement

Contract No. 06000 - Pitney-Bowes Inserter and Sorter Equipment Maintenance - Department of Communication Services, Municipal Post Office - Req. No. R702613

The Board is requested to approve and authorize execution of an Agreement with Pitney-Bowes, Inc. The period of the Agreement is May 1, 2016 through April 30, 2017, with three 1-year renewal options.

On May 13, 2009, the Board approved the initial award in the amount of \$42,451.02 for the purchase of an inserter and sorter with peripherals for the municipal mail room. The award contained four 1-year renewal options. All renewal options have been exercised. Authority is being requested to approve the ratification and renewal of the maintenance service contract for the inserter and sorter in the mailroom under a new agreement. The period of the ratification is May 1, 2015 through April 30, 2016. The period of the renewal is May 1, 2016 through April 30, 2017, with three 1-year renewal options remaining.

AGENDA

BOARD OF ESTIMATES

05/18/2016

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

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 (e)(i) of the City Charter, the procurement of the equipment and/or service is recommended.

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

- | | |
|---|-----------------|
| 21. PSYCHOLOGY CONSULTANTS | Termination for |
| ASSOCIATED, P.A. | \$ 0.00 |
| | Default |
| Contract No. B50002644 -Psychological Services - Baltimore Police Department - P.O. No. P523181 | |

On April 17, 2013, the Board approved the initial award in the amount of \$730,000.00 with Psychology Consultants Associated, P.A. (PCA) to provide psychological services, including but not limited to counseling and pre-hire testing and interviews. On June 17, 2015, the Board approved a renewal in the amount of \$255,000.00.

The current contract expires on April 16, 2017. Reports surfaced about other local jurisdictions' investigations into services provided by PCA under their contracts. Therefore, on August 7, 2015, services under the contract were suspended to allow sufficient time to adequately investigate those reports. The Office of the Inspector General has issued a report supporting the allegations that PCA provided inadequate service under the contract. The City has determined that PCA has intentionally provided services that does not conform to the contract requirements. Therefore, the Board is requested to terminate this contract for default immediately effective upon Board approval, as being in the best interest of the City.

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
---------------	------------------------	--------------------

Bureau of Purchases

22. PLAYGROUND SPECIALISTS, INC.	\$ 0.00	Correction of Term
Contract No. B50003362 - Engineered Woodfiber for Various Playgrounds - Department of Recreation and Parks - P.O. No. P527096		

On April 30, 2014, the Board approved the initial award in the amount of \$49,976.00. The award contained two 1-year renewal options. On May 6, 2015, the Board approved the first renewal in the amount of \$49,976.00. On April 13, 2016, the Board approved the final renewal in the amount of \$49,976.00.

The incorrect period of April 30, 2015 through April 29, 2016 was approved. The correct dates should be April 30, 2016 through April 29, 2017, with no renewal options remaining.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Bureau of Purchases - Acceptance of B50004496 Technical
Proposal and Open Price Proposal

ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of the Technical Proposal B50004496, Audit Financial Statements and open envelope B containing the Price Proposal for the following vendors:

SB & Company, LLC
CliftonLarsonAllen, LLP

AMOUNT OF MONEY AND SOURCE:

N/A - No Funds recommended at this time

BACKGROUND/EXPLANATION:

Vendors were solicited by posting on CitiBuy, e-Maryland Marketplace, and in local newspapers. Two proposals were received on April 20, 2016. The Evaluation Committee determined that both technical proposals were found to be responsive and met the minimum technical requirements. Therefore, it is recommended that the technical portion be accepted and the price proposals be opened.

The agency for this service is the Department of Finance.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Bureau of Purchases - Acceptance of B50004508 Technical
Proposal and Open Price Proposal

ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of the technical Proposals for B50004508, Mitigation Shuttle/Peak Period Transit Service, and open envelope B containing the Price Proposal of the following vendors:

DTS Worldwide Transportation, LLC
Transdev Service, Inc.

AMOUNT OF MONEY AND SOURCE:

N/A - No Funds recommended at this time

BACKGROUND/EXPLANATION:

On April 13, 2016, the Board opened the technical proposals B50004508. The two proposals received were scored by an evaluation Committee and both vendors achieved the minimum technical score.

The agency for this service is the Department of Transportation.

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

* * * * *

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

70 - 74

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

In connection with the Transfers of Funds,
reports have been requested
from the Planning Commission,
the Director of Finance having reported favorably
thereon, as required by the provisions
of the City Charter.

AGENDA**BOARD OF ESTIMATES****05/18/2016****RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS****Department of Public Works/Office Engineering and Construction**

1. WC 1183, Replace- American Contracting & \$9,900,000.00
 ment of Loch Raven Environmental Services,
 Dam Environmental Inc.
 Operation Facility

MBE: Tissa Enterprises, Inc.	\$ 678,000.00	6.85%
Chavis Enterprises, L.L.C.	165,850.00	1.67%
Brick House Brown, Inc.	364,000.00	3.68%
Horton Mechanical Contractors, Inc.	760,000.00	7.68%
Charles E. Dorsey Landscape Contractors, Inc.	90,000.00	0.91%
REN Reinforcing Steel Co.	30,000.00	0.30%
Afram, Inc.**	300,000.00	3.03%
Commonwealth Construction Co., Inc.	325,000.00	3.28%
	\$2,712,850.00	27.40%

WBE: A2Z Environmental Group, \$ 505,000.00 5.10%
 LLC

*BATP Submitted.

**The MBE subcontractor is not in good standing with the Department of Assessment and Taxation. The Bidder will be allowed to substitute an approved MBE if Afram, Inc. is not in good standing at the time of award.

2. **TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 7,859,854.00	9960-905920-9558	
Water Revenue	Constr. Reserve	
Bonds	Bldg. Improv.	
	Loch Raven Dam	

AGENDA

BOARD OF ESTIMATES

05/18/2016

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Office Engineering and Construction - cont'd

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
5,207,146.00	" "	
Counties		
260,108.34	9960-910300-9558	
Water Revenue	Constr. Reserve	
Bonds	Water Facilities	
344,496.66	" "	
Counties		
\$13,671,605.00		
 \$ 990,000.00	-----	9960-901916-9557-2
		Extra Work
 1,250,000.00	-----	9960-901916-9557-3
		Engineering
 937,604.84	-----	9960-901916-9557-5
		Inspection
 9,900,000.00	-----	9960-901916-9557-6
		Construction
 594,000.16	-----	9960-901916-9557-9
\$13,671,605.00		Administration

The transfers of funds are required to cover the costs for the award of WC 1183, Replacement of Loch Raven Dam Environmental Operation Facility.

AGENDA

BOARD OF ESTIMATES

05/18/2016

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Recreation and Parks

3. RP 15815, Skate- Adira Construction, Inc. \$ 443,623.00
Park of Baltimore
Phase II

MBE SET GOALS OF 3% MBE AND 1% WBE.

MBE: See Note
Below

WBE: See Note
Below

Bidder did not achieve MBE/WBE goals. Bidder did not properly execute the Statement of Intent forms or Part D: Participation Affidavit. No dollar amounts or percentages were listed on either document. Furthermore, the Bidder did not request a waiver of the MBE/WBE goals.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

The Department recommends approval with the stipulation that the vendor come into compliance within ten days of the award.

4. **TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 215,000.00 State Bond	9938-909054-9475 Reserve - 1 st Parks & Public Facilities Roosevelt Park Skatepark	
200,000.00 State Bond	" "	

AGENDA

BOARD OF ESTIMATES

05/18/2016

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Recreation and Parks - cont'd

24,000.00	9938-928006-9474	
Rec. & Parks	Active - Howards	
<u>Series</u>	Dog Park	
 \$439,000.00	 -----	 9938-911054-9474
		Active -
		Roosevelt Park
		Skatepark

This transfer will provide funds to cover the costs associated with the award of Contract RP 15815, Skatepark of Baltimore - Phase II to Adira Construction, Inc.

Bureau of Purchases

- | | | | |
|----|--|---|---------------|
| 5. | B50004455, Provide
Dress and Work
Uniforms | F&F and A. Jacobs &
Sons, Inc. | \$ 240,000.00 |
| | (Baltimore City
Sheriff's Office) | | |
| 6. | B50004500, Pest
Control | Sheri M. Buckey d/b/a
AB&B Termite & Pest
Control | \$ 240,000.00 |
| | (Department of
General Services) | Home Paramount Pest
Control Companies, Inc. | |
| | | Solomon Exterminating, Inc. | |

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

AGENDA

BOARD OF ESTIMATES

05/18/2016

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Purchases

7. B50004514, Single WM Recycle America, \$ 904,560.00
Stream Recycling L.L.C.

(Department of
Public Works, Bur.
of Solid Waste)

MWBOO GRANTED A WAIVER.

8. B50004524, Cold Amerisochi, Inc. \$ 80,000.00
Star Instant
Cold Packs

(Baltimore City
Health Department)

MWBOO GRANTED A WAIVER.

9. B50004551, Leasing All Car Leasing, Inc. \$ 660,000.00
Passenger and d/b/a Nextcar
Cargo Vans

(Police Department)

MWBOO GRANTED WAIVER.

AGENDA

BOARD OF ESTIMATES

05/18/2016

Mayor's Office of Human Services - Housing Opportunity for
Persons with AIDS (HOPWA)
Program Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a HOPWA Program Agreement with the University of Maryland, Baltimore. The period of the HOPWA Program Agreement is July 1, 2015 through June 30, 2016.

AMOUNT OF MONEY AND SOURCE:

\$347,349.00 - 4000-494216-3571-763500-603051

BACKGROUND/EXPLANATION:

The University of Maryland - Medical Center, Baltimore will provide housing assistance, when available, and case management support services to 495 HIV positive clients.

The HOPWA Program Agreement is late because of a delay at the administrative level.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The Housing Opportunity for Persons with AIDS Program Agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

05/18/2016

TRAVEL REQUESTS

<u>Name</u>	<u>To Attend</u>	<u>Funds</u>	<u>Amount</u>
<u>Mayor's Office</u>			
1. Stephanie Rawlings-Blake*	2016 International Council of Shopping Centers Annual Convention	General Funds	\$ 1,553.92
Colin Tarbert**	Las Vegas, NV May 22 - 25, 2016* May 22 - 26, 2016** (Reg. Fee \$0.00 ea.)		

The Baltimore Development Corporation will assume all costs associated with the hotel stay for Ms. Rawlings-Blake and Mr. Tarbert. The airfare in the amount of \$566.96 for each attendee was pre-paid on a City-issued credit card assigned to Ms. Kathe Hammond.

The Mayor's Office is requesting subsistence of \$40.00 per day for meals and incidentals only for each attendee. Ms. Rawlings-Blake will be disbursed \$160.00. Mr. Tarbert is also requesting \$60.00 for ground transportation. Therefore, he will be disbursed \$260.00.

Department of Planning

2. Amy Gilder-Busatti	Dialogues for Change 3.0 Leipzig, Germany June 5 - 8, 2016 (Reg. Fee \$0.00)	\$0.00
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Pursuant to AM 240-3, the Board of Estimates must take action on a Travel Request form if the trip will require travel outside the continental United States regardless of the source of funds, cost of trip, or length of absence.

AGENDA

BOARD OF ESTIMATES

05/18/2016

TRAVEL REQUESTS

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>Department of Planning - cont'd</u>			

The cost of the travel will be paid by The German Marshall Fund of the United States. City funds will not be expended.

Baltimore City Council

3. James Kraft	New Cities Summit 2016 - The Age of Urban Tech Montreal, Quebec, Canada June 20 - 24, 2016 (Reg. Fee \$0.00)	Elected Official Expense Account	\$1,731.21
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Pursuant to AM 240-5, for travel outside the continental United States, each City representative must include a proposed amount for a daily subsistence allowance on the travel request, which the representative believes to be both reasonable and economical. The Board of Estimates will determine the final monetary amount of the daily subsistence allowance and stipulate the rate in its approval. Mr. Kraft has proposed a daily subsistence allowance of \$272.00 per day.

The hotel rate is \$184.54 per night plus a City tax of \$6.46 per night and a Federal Tax of \$28.60 per night.

The transportation cost of \$502.96 was prepaid using a City-issued credit card assigned to Hosea Chew. Therefore, the disbursement to Mr. Kraft is \$1,228.25.

AGENDA

BOARD OF ESTIMATES

05/18/2016

TRAVEL REQUESTS

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>Office of the President</u>			
4. Rebecca Tabb	2016 Joint Bench Bar Conference Ocean City, MD June 15 - 18, 2016 (Reg. Fee \$255.00)	General Funds	\$1,320.54

The registration fee in the amount of \$255.00 was prepaid on a City-issued procurement card assigned to Hosea Chew. The disbursement to Ms. Tabb will be \$1,065.34.

12:00 NOON

ANNOUNCEMENTS OF BIDS RECEIVED

AND

OPENING OF BIDS, AS SCHEDULED