

**BOARD OF ESTIMATES' AGENDA - FEBRUARY 3, 2010**

**BOARDS AND COMMISSIONS**

1. Prequalification of Contractors

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

Cam Construction Co., Inc.	\$ 82,242,000.00
Enterprise Electric Company	\$ 140,121,000.00
F&F Landscaping, Inc.	\$ 8,000,000.00
First Potomac Env. Corp.	\$ 801,000.00
Henkels & McCoy, Inc.	\$1,344,933,000.00
Midwest Mole, Inc.	\$ 45,072,000.00
Seaway Coatings, Inc.	\$ 7,866,000.00
The Six M Company, Inc.	\$ 60,957,000.00

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:

Century Engineering	Engineer Land Survey Property Line Survey
CH2M Hill, Inc.	Architect Landscape Architect Engineer
George, Miles & Buhr, LLC	Engineer
McCormick Taylor, Inc.	Landscape Architect Engineer
McLaren Engineering Group	Engineer
Simpson, M.E. Co., Inc.	Engineer
Transtech Engineering Consultants, Inc.	Engineer

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Baltimore City Sheriff's Office - 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 employee to the designated employee, Andrea Black.

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>NAME</u>	<u>DAYS</u>
1. James Conyers	2
2. Duchess Howell	2
3. Edward Cooper	5
4. Myra Chew	1
5. Mark Scherr	5
6. Donald Rheubottom	1
7. Yolanda Allmond	2
8. Tomeka Pendall	<u>1</u>
<b>TOTAL</b>	<b>19</b>

**THE LABOR COMMISSIONER RECOMMENDED APPROVAL.**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Audits - Audit Report and Related Audit Digest

The Board is requested to **NOTE** receipt of the following Audit Report and Related Digest:

Audit of the Comprehensive Annual Financial Report  
of the Fire and Police Employees' Retirement System  
Fiscal Year Ended June 30, 2009.

TRANSFERS OF FUNDS

\* \* \* \* \*

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

5 - 7

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

2/3/10

TRANSFER OF FUNDS

	<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Planning</u>			
1.	<b>\$ 100,000.00</b>	9904-903781-9129	9904-901781-9127
	1 <sup>st</sup> Public	Promotion	Promotion
	Building	Arts-School 33	Arts-School 33
		Art Center	Art Center

The transfer will provide funds for the addition of an elevator to make School 33 Art Center completely ADA compliant. The addition is a major part of the extensive renovations plans at the school.

2.	<b>\$ 300,000.00</b>	9904-901401-9129	9904-909401-9127
	General Obligation	1 <sup>st</sup> B & O Railroad	1 <sup>st</sup> B & O Railroad
	Bonds	Loan	Loan

The transfer will provide funds to cover the City's match of the costs associated with the award of Contract No. TR 06301 to Trionofo Builders, Inc., to restore the B & O Railroad Museum's Car Shops.

Department of Transportation

3.	<b>\$ 31,948.34</b>	9950-903280-9509	9950-902280-9508-3
	MVR	Constr. Res.	Design & Studies
		Wilkins Ave.	Resurface Wilkins
			Ave. from west of
			Brunswick St. to
			Fulton Ave.

The transfer will fund costs associated with the award of Task No. 1 on Project 1011 (BD # 06042) to STV, Inc. for additional design services for the project, Resurfacing Wilkins Ave - west of Brunswick Street to Fulton Avenue.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation - cont'd</u>		
4. <b>\$     68,244.87</b> MVR	9950-905519-9509 Constr. Res. Constr. Mgt. Services	9950-904519-9508-3 Design & Studies Constr. Mgt. Services

The transfer will fund costs associated with the award of Task No. 4 on Project 1097 (B/D # 08063) to Whitman, Requardt & Associates for the constructability review services on various projects.

5. <b>\$     38,140.76</b> Federal	9950-902215-9507 Constr. Res. B & O Museum	9950-902539-9506-5 Inspection Rehab. of B & O Museum South Car- shop
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The transfer will cover the costs associated with the award of Task No. 13 on project 1097 (B/D # 08064) to Johnson, Mirmiran & Thompson, Inc. for Construction Management Services.

Dept of Housing and Community Development

6. <b>\$    280,000.00</b> 28 <sup>th</sup> Comm. Dev. Bonds	9910-904984-9587 Homeownership Incentive Prog.	
200,000.00	-----	9910-906011-9588 Employee Assistance
<u>80,000.00</u>	-----	9910-911029-9588 Live Near Your Work - Bond
<b>\$    280,000.00</b>		

This transfer will provide additional funds for the Department's Homeownership Incentive Programs for fiscal year 2010.

AGENDA

BOARD OF ESTIMATES

2/3/10

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Finance</u>		
7. \$ 200,000.00	9904-901166-9129	9904-907166-9127
1 <sup>st</sup> Cultural		Babe Ruth Museum
Institutional		Renov. Project
125,000.00	9904-901400-9129	" "
<u>General Funds</u>		
<b>\$ 325,000.00</b>		

The transfer will provide funding for renovation of the Babe Ruth Birthplace as part of the Babe Ruth Museum Renovation Project approved by the Board on June 6, 2007.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Health Department - Agreement and Notification  
of Grant Awards (NGA)

The Board is requested to approve and authorize acceptance of the following agreement and notification of grant awards.

AGREEMENT

1. **BALTIMORE SUBSTANCE ABUSE SYSTEMS, INC.                   \$    30,000.00  
(BSAS)**

Account: 6000-629310-3040-278100-603051

BSAS will use the revenue collected through the Tobacco Enforcement Program, provided by citation collection to support up to 14 days of residential treatment at intermediate care facility treatment centers for uninsured/underinsured Baltimore City Residents. The period of the agreement is December 1, 2009 through June 30, 2010.

The agreement is being presented at this time because funding is dependent on revenue collected for tobacco control citations.

**MWBOO GRANTED A WAIVER.**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

NOTIFICATION OF GRANT AWARDS (NGAs)

2. **DEPARTMENT OF HEALTH AND HUMAN SERVICES                   \$1,033,323.00  
CENTERS FOR DISEASE CONTROL AND PREVENTION  
COMPREHENSIVE STD PREVENTION SYSTEMS**

Account: 4000-422510-3030-273000-404001

The Baltimore City Sexually Transmitted Disease (STD) Control Program is a separate project area that serves the City of Baltimore. The program provides clinical services for STD's at two full-service, free STD clinics, located in high STD morbidity areas within the city. The program's mission is simply to reduce the incidence of STD's in Baltimore City, thereby improving the health status of citizens. The period of the grant award is January 1, 2010 through December 31, 2010.



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Health Department - cont'd

3. **DEPARTMENT OF HEALTH AND HUMAN SERVICES           \$ 150,000.00**  
**CENTERS FOR DISEASE CONTROL AND PREVENTION**  
**STD SURVEILLANCE NETWORK GRANT AWARD**

Account: 4000-422610-3030-272500-404001

The STD Surveillance Network provides clinical services for STDs and HIV at two full-service, free STD clinics. These sites will be used for the STD Surveillance Network (SSN) clinic based surveillance activities. As a proposed site for the national SSN, the Department will use its existing integrated clinical and laboratory data system (Insight) and its population-level morbidity surveillance system (STD\*MIS) to collect data and create dataset useful for analysis at the local and national levels to describe emerging STD/HIV trends. The local data will be used to target and intensify local STD prevention efforts and to provide relevant information to regional medical providers. The period of the grant award is September 30, 2009 through September 29, 2010.

The NGAs are being presented at this time because they were just received.

**APPROVED FOR FUNDS BY FINANCE**

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

(The agreement and notification of grant awards have been approved by the Law Department as to form and legal sufficiency.)

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and - Local Government Resolution  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the local government resolution in support of 1000 Friends of Maryland application to the State of Maryland's Community Investment Tax Credit Program (CITCP).

**AMOUNT OF MONEY AND SOURCE:**

\$50,000.00 - CITCP

No City funds are required.

**BACKGROUND/EXPLANATION:**

The 1000 Friends of Maryland, located at 1209 N. Calvert Street, proposes the 1000 Friends of Maryland is *growing green* Project. This project will use the funding for related capital improvements planned for the historic brownstone, which is the home of the 1000 Friends of Maryland in historic Mt. Vernon.

The 1000 Friends of Maryland's mission is to protect Maryland's natural areas and open spaces, improve the quality of life in communities, restore once vibrant cities and towns, and improve public transportation through meaningful public participation, education, research and advocacy.

A local government resolution in support is required by the State for all applications to programs for funding.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and - Quarterly Report on  
Community Development      Loan Subordinations

**ACTION REQUESTED OF B/E:**

The Board is requested to **NOTE** receipt of the quarterly report on loan subordinations from the Department of Housing and Community Development (DHCD). The quarterly report is for the period July 2009 through September 2009.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

This quarterly report outlines loan subordination requests received from homeowners and approved by the DHCD.

On February 23, 2005, the Board approved a Loan Subordination Policy. Under the policy, the DHCD is given the authority to execute subordination agreements from homeowners seeking to refinance first mortgages, provided the homeowner did not receive any cash-out from the refinance.

The DHCD's Finance Review Committee has reviewed and approved seven subordination agreements during this past quarter, which allow the City's second lien position to remain unchanged.

All other requests from homeowners for equity withdrawal, when refinancing, are presented to the Board and the Director of Finance for approval, pursuant to the policy previously approved by the Board.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and - Lien Release  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the release of liens, plus all accrued interest and/or penalties on the vacant property located at 3316 Edmondson Avenue, for the transferee, Ms. Effria Turner.

**AMOUNT OF MONEY AND SOURCE:**

\$3,627.58, plus all accrued interest and/or penalties.

**BACKGROUND/EXPLANATION:**

Pursuant to the Annotated Code of Maryland, Tax Property 14-806, the Board has the authority to release liens against real property under certain circumstances. In this case, the property in question complies with all requirements under the lien release law:

- the property is a vacant house;
- the liens exceed the assessed value of the property, and
- the transferee will redevelop the property and return it to productive use within a reasonable time and eliminate blighting conditions.

Ms. Turner will rehabilitate the vacant property for use as a rental property. The release of liens on the property will make it financially feasible for redevelopment and prevent tax abandonment.

Prior to settlement, Ms. Turner will pay the flat taxes and water charges for the property which currently total \$11,154.61. This exceeds the assessed value of the property, which currently totals \$3,000.00. The amount paid will be applied to satisfy the water bill, real estate taxes flat tax first, and other liens that have accrued prior to the date of this lien release.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

DHCD - cont'd

Any additional property tax assessments, water charges, and liens that accrue from the date of this lien release will be the responsibility of the transferee to pay prior to settlement. Failure to record the deed and pay the flat taxes and water charges of \$11,154.61 within 120 days from the date of approval by the Board, will void this release.

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and Community Development (DHCD) - Acquisition by Gift

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition of the leasehold interest in the vacant building located at 1004 E. Federal Street as a gift from ELB Enterprises, LLC, subject to all municipal liens and all accrued interest and/or penalties accrued through the date of settlement.

**AMOUNT OF MONEY AND SOURCE:**

No City funds will be expended.

**BACKGROUND/EXPLANATION:**

ELB Enterprises, LLC is donating the vacant building located at 1004 E. Federal Street as a gift to the City of Baltimore for a contribution to the Oliver Project. The property is in an area scheduled for redevelopment, and accepting the donation will save acquisition expense and time.

Pursuant to the provisions of Article 13, § 2-7 of the Baltimore City Code (2000 Edition) and subject to the prior approval of the Board, the DHCD may acquire, for and on behalf of the City by gift, any single-family or multiple-family dwelling unit or other structure or lot within the City, for development and redevelopment. The Commissioner of the DHCD has made the required determination with regard to this property. This property will be redeveloped.

The municipal liens accrued through December 31, 2009 are as follows:

Real Property Taxes	Tax year 2009/2010	\$ 75.57
Tax Sale	Tax sale dated 5/18/2009	544.46
Miscellaneous Bill	Bill No. 5853213 dated 11/2/2009	116.82
Miscellaneous Bill	Bill No. 5922091 dated 11/24/2009	<u>194.41</u>
	<b>Total</b>	<b>\$931.26</b>

DHCD - cont'd

**MBE/WBE PARTICIPATION:**

N/A

**AGENDA**

**BOARD OF ESTIMATES**

2/3/10

Department of Housing and - Agreements  
Community Development

The Board is requested to approve and authorize execution of the following agreements. The period of the agreement is September 1, 2009 through October 31, 2010, unless otherwise indicated.

1. **REBUILDING TOGETHER BALTIMORE, INC.** **\$ 66,323.00**

Account: 2089-208910-5930-431155-603051

The purpose of the agreement is to provide CDBG-35 funding for Rebuilding Day (April 24, 2010) and a "Fix-it" home maintenance program for low to moderate income owner-occupied households that reside in the Southern Park Heights and other low-income areas of Baltimore City. Priority will be given to low-income, elderly and disabled homeowners. In addition, referrals to appropriate institutions or agencies for extensive maintenance will be made.

On May 14, 2009, the Board approved the Resolution authorizing the Commissioner of the Department of Housing and Community Development (DHCD), on behalf of the Mayor and City Council, to file a Federal FY 2009 Annual Action Plan for the following formula programs:

1. Community Development Block Grant (CDBG)
2. HOME Investment Partnership Act (HOME)
3. American Dream Downpayment Initiative (HOME)
4. Housing Opportunity for People with AIDS (HOPWA)
5. Emergency Shelter Grant Program (ESG)

The DHCD began negotiating and processing the CDBG agreements effective July 1, 2009 and beyond, as outlined in the Plan, pending approval of the Resolution. Consequently, the agreements were delayed due to final negotiations and processing.



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

DHCD - cont'd

2. **REBUILDING TOGETHER BALTIMORE, INC.** **\$100,000.00**

Account: 4000-485710-5750-644800-603051

The organization will carry out on an expedited basis, eligible activities under the CDBG program in order to stimulate the local economy. The purpose of the agreement is to create one full-time position and support operating costs associated with implementing the Low-Income Homeownership Safety and Energy Efficiency Program in the Park Heights area in the City. Low-income owner occupants will be assisted with home repairs to increase safety and improve energy efficiency in their homes. The period of the agreement is October 1, 2009 through September 30, 2010.

On May 27, 2009, the Board approved a Resolution authorizing the Department of Housing and Community Development (DHCD), on behalf of the Mayor and City Council, to accept American Recovery and Reinvestment Act of 2009 (ARRA) funds for the Community Development Block Grant (CDBG-R) Program.

Upon receipt of the Housing and Urban Development grant agreement for the CDBG-R funds on July 24, 2009, the DHCD's Contract Section began negotiating and processing CDBG-R agreements as awarded in the Substantial Amendment to the 2008 Annual Action Plan to be effective beginning October 1, 2009 and beyond. Consequently, the agreements were delayed due to final negotiations and processing.

**MWBOO SET GOALS OF 15% MBE and 5% WBE.**

**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**

**2/3/10**

Department of Housing and - Land Disposition Agreement  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the land disposition agreement with Eager Street Development 28, LLC, developer, for the sale of the properties located at 2325, 2327, 2329, 2332, 2336, 2401, 2402, 2408, 2412, 2415, 2417, 2423, 2424, 2426, 2434, 2438, 2500, 2502 E. Eager Street, 900, 906 N. Milton Avenue, 906, 926 N. Montford Avenue, 901, 903, 904, 907 N. Port Street, and 2316, 2422 Ashland Avenue.

**AMOUNT OF MONEY AND SOURCE:**

\$ 1,000.00	-	2325 E. Eager Street
1,000.00	-	2327 E. Eager Street
1,000.00	-	2329 E. Eager Street
1,000.00	-	2332 E. Eager Street
1,000.00	-	2336 E. Eager Street
1,000.00	-	2401 E. Eager Street
1,000.00	-	2402 E. Eager Street
1,000.00	-	2408 E. Eager Street
1,000.00	-	2412 E. Eager Street
1,000.00	-	2415 E. Eager Street
1,000.00	-	2417 E. Eager Street
1,000.00	-	2423 E. Eager Street
1,000.00	-	2424 E. Eager Street
1,000.00	-	2426 E. Eager Street
1,000.00	-	2434 E. Eager Street
1,000.00	-	2438 E. Eager Street
1,000.00	-	2500 E. Eager Street
1,000.00	-	2502 E. Eager Street
1,000.00	-	900 N. Milton Avenue
1,000.00	-	906 N. Milton Avenue
1,000.00	-	906 N. Montford Avenue
1,000.00	-	926 N. Montford Avenue
1,000.00	-	901 N. Port Street
1,000.00	-	903 N. Port Street
1,000.00	-	904 N. Port Street
1,000.00	-	907 N. Port Street
1,000.00	-	2316 Ashland Avenue
1,000.00	-	2422 Ashland Avenue
<u>\$28,000.00</u>	-	Purchase Price

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

DHCD - cont'd

**BACKGROUND/EXPLANATION:**

Eager Street Development 28, LLC proposes to rehabilitate 28 single family homes, with the size of the properties ranging from 799 sq. ft. to 1,350 sq. ft., at a total cost of \$145,000.00 per unit. Some parking will be in the rear with parking pads included and the rest will be off-street parking.

The developer has applied for subsidy from several lenders including the Federal Home Loan Bank, the Community Legacy Program, and a Maryland State Capital Grant. The developer has received approval for one of the requests for subsidy funds. The John's Hopkins's "Live Near Where You Work" Program also agreed to assist with low interest loans to the buyers.

**STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE APPRAISED VALUE:**

The properties were appraised at an average value of \$11,150.00 on April 2, 2009 and will be sold below the appraisal value to help stabilize the neighborhood. The properties are in dire need of repair and have stood vacant for decades. The rehabilitation of the properties will also remove blight from the neighborhood. In addition, the sale of the properties below the appraised value will give the developer the ability to sell the properties as affordable housing.

**MBE/WBE PARTICIPATION:**

The developer has signed the Commitment to Comply with Article 5, Subtitle 28 of the Baltimore City Code, Minority and Women's Business Enterprise Program.

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and - Land Disposition Agreement  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the land disposition agreement with Mr. Steven Gross, developer, for the sale of the property located at 1316 North Spring Street.

**AMOUNT OF MONEY AND SOURCE:**

\$7,000.00 - Purchase Price

**BACKGROUND/EXPLANATION:**

A good faith deposit of \$1,000.00 has been received from the developer.

The property has been appraised for the amount of \$7,000.00.

This property located at 1316 North Spring Street is a small one-bedroom, two-story row house that includes a basement. The dimensions of the property are 11'6" x 55'6", or 616 sq. ft. It is deteriorated and will require substantial investment in renovation costs.

Mr. Gross rents several properties on this street and is a well-respected landlord who fixes, repairs, and conducts maintenance promptly. He will rent the rehabilitated property to a community resident.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

DHCD - cont'd

The project's total construction budget is \$22,150.00, with hard costs representing \$20,200.00. The project's total estimated permit and transfer, recording, and construction payroll taxes are \$200.00. The project's total estimated annual property taxes are \$461.00.

**MBE/WBE PARTICIPATION:**

The property is not subject to Article 5, Subtitle 28 of the Baltimore City Code because it will be sold at market value.

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and - Amendment No. 1 to Grant Agreement  
Community Development/ and Extension of Loan and Promissory  
Homeless Services Note

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**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of amendment no. 1 to a grant agreement with Saint Vincent DePaul of Baltimore, Inc. (SVDP). The amendment extends the period of the agreement through December 31, 2011. The Board is also requested to extend the period of the loan and promissory note to December 31, 2011.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

On October 24, 2007, the Board approved a grant agreement with the SVDP. The purpose of the original grant agreement and loan agreement was to provide funds to purchase and rehabilitate a property located at 1523 Bank Street to operate as a drop-in center for homeless persons in Baltimore City. The loan amount was \$350,000.00 and the grant amount was \$450,000.00.

Per the original grant agreement, the time permitted for the draw down of funds expired December 31, 2009. The Board is requested to extend the time permitted to draw down funds to December 31, 2011.

The performance deadlines in the original agreement were not met due to the following factors:

- extensive community involvement was determined to be appropriate and the interests of the following community groups were addressed: Douglas Place Community Association, Perkins Tenant Council, Fells Prospect Community Association, and Upper Fells Point Improvement Association.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

DHCD/Homeless Services - cont'd

- The zoning application was not approved until September 15, 2009. After approval of zoning, the process of obtaining approval from the Commission for Historical and Architectural Preservation (CHAP) was commenced. The design was presented to CHAP on January 12, 2010. CHAP approval is expected at its meeting scheduled for March 9, 2010.

It is the opinion of the SVDP that despite these delays, the project can be completed with an extension to December 31, 2011. The necessity of an extension was considered in the original agreement - pursuant to Article III.A. of the original grant agreement, the time of performance for completion of this project may be extended in writing on the same terms and conditions upon written request and that "such approval shall not be unreasonably withheld." Similar language is included in the Promissory Note, Section A.4 and A.5.

By granting an extension to December 31, 2011, the amendment no. 1 will require the SVDP to complete rehabilitation of the project by December 31, 2011. If the rehabilitation is not done by December 31, 2011, the SVDP pursuant to the agreement, (Article V - Termination Repayment) can be liable for repayment. To date funds expended include the warehouse purchase in the amount of \$519,000.00; demolition, architectural services, engineering, fees, permits, and legal fees in the amount \$370,000.00. Of these funds, \$350,000.00 is sourced from City funds. The amendment only grants an extension all other terms and conditions of the original agreement will remain in full effect.

The delay in submitting this amendment to the Board is attributable to the amount of time required to secure documentation from SVDP, and for legal counsel to prepare a comprehensive amendment. The SVDP commenced the amendment process on September 22, 2009 by e-mail request to Baltimore Homeless Services. It is respectfully requested that the amendment be approved because the SVDP serves one of the City's neediest populations.

**MWBOO GRANTED A WAIVER.**

**AUDITS NOTED THIS NO-COST TIME EXTENSION.**

(The amendment no. 1 to the grant agreement has been approved by the Law Department as to form and legal sufficiency.)

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Housing and Community - Agreements  
Development/Homeless Services

The Board is requested to approve and authorize execution of the various agreements. The period of the agreement is October 1, 2009 through September 30, 2010.

1. **CENTER FOR URBAN FAMILIES** **\$120,000.00**

Account: 5000-585210-5750-649856-603051

The organization will provide clients with case management services and assistance in developing a family focused career advancement plan.

**AUDITS REVIEWED AND HAD NO OBJECTION.**

2. **THE STRATEGY TO IMPROVE BIRTH** **\$950,000.00**  
**OUTCOMES IN BALTIMORE CITY**

Account: 5000-585210-5750-649896-603051

The Strategy to Improve Birth Outcomes in Baltimore City is designed to address many factors that contribute to the three leading causes of excess infant death in Baltimore City: pre-term birth, low birth weight and unsafe sleep.

The agreements are late because of delay at the administrative level.

**MWBOO GRANTED A WAIVER.**

**APPROVED FOR FUNDS BY FINANCE**

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



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**PERSONNEL MATTERS**

\* \* \* \* \*

The Board is requested to approve  
all of the Personnel matters  
listed on the following pages:

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All of the Personnel matters have been approved  
by the EXPENDITURE CONTROL COMMITTEE.

All of the contracts have been approved  
by the Law Department as to form and legal sufficiency.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**PERSONNEL**

Department of Human Resources (DHR)

Hourly Rate

Amount

Department of Transportation

1. **LISA SMITH** **\$22.91** **\$42,000.00**

Account: 6000-617209-2300-251600-601009

Ms. Smith, will work as a Special Administrative Analyst. Her duties will include, but will not be limited to studying and recommending improvements in the organization, operations and administrative procedures for the Department and its divisions. Ms. Smith will develop policies and procedures for CitiStat and TranStat statistical data and develop procedures for organizational and administrative studies. The period of the agreement is effective upon Board approval.

Baltimore City Police Department

2. **JAIME O. THOMAS** **\$12.00** **\$ 9,120.00**

Account: 4000-452208-2240-243502-601009

Ms. Thomas will work as a Grant Management Assistant. Her duties will include, but will not be limited to creating and modifying grant award documents, and setting-up and coordinating monthly staff meetings and conferences. She will also submit grant reimbursement requests, create financial reports in CityDynamics and draft Board of Estimates letters. The period of the agreement is effective upon Board approval through September 30, 2010.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**PERSONNEL**

Fire Department

3.     **PATRICK NOWLAN**                             \$44.44                             **\$ 87,000.00**

Account: 4000-454208-2010-210700-601009

Mr. Nowlan will serve as Director of Information Technology for the City's Office of Emergency Management (OEM). He will be responsible for managing all information technology systems and equipment used by the OEM for preparedness and operations. His duties will include emergency management applications, GIS programs, network configuration, services and other hardware and software. The period of the agreement is effective upon Board approval for one year.

4.     **WAYNE D. BROWN**                             \$31.36                             **\$ 63,000.00**

Account: 4000-453908-2010-210702-601009

Mr. Brown will serve as an Office of Emergency Management (OEM) Exercises and Training Manager. He will develop and coordinate the City's multi-agency program of annual emergency preparedness training and exercises. He will also provide implementation of the National Incident Management System and city workforce preparedness and other related training and exercises. The period of the agreement is effective upon Board approval for one year.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Mayors Office of Employment - Agreement  
Development (MOED)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with University of Maryland Medical Center/University of Maryland Medical Systems Corporation. The period of the agreement is January 9, 2010 through May 22, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$4,438.50 - 4000-805310-6310-465005-603051

**BACKGROUND/EXPLANATION:**

The agreement authorizes the University of Maryland Medical Center to provide 76 hours of training for 15 incumbent employees of the University of Maryland Medical Center through an initiative known as Maryland Business Works.

The incumbent employees will receive Central Sterile Processing Certification Preparation/Review Course Training. The amount of this agreement will not exceed \$4,438.50 of federal funds. This cost represents 50% of the total cost of the training. The agreement was delayed because of an extended negotiation process.

**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**

**2/3/10**

Mayors Office of Employment - Expenditure of Funds  
Development (MOED)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize payment to Sum & Harrington, Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$5,830.46 - 4000-807010-6310-455705-603018

**BACKGROUND/EXPLANATION:**

The Baltimore Workforce Investment Board (BWIB) held a Strategic Action Planning Session, on September 8, 2009. Sum & Harrington, Inc. provided advisory services during the session that entailed developing the framework for helping the BWIB to identify and establish its priorities and focus over the next two years. Mr. Paul Harrington, a principal of this firm, has unique knowledge and expertise in labor market analysis. His extensive experience has assisted local and national workforce organizations in understanding labor market analysis and planning effective strategies. Mr. Harrington is an economist with the Center for Labor Market Studies at the Northeastern University. This was a sole source procurement and the paperwork from the vendor was misplaced. Unfortunately the MOED was unable to seek the Board's approval prior to the session.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Finance - Grant

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize a grant to the Downtown Partnership. The period of the grant is March 1, 2010 through June 30, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$50,000.00 - 1001-000000-1220-146500-607001

**BACKGROUND/EXPLANATION:**

The Downtown Partnership will provide numerous services in the Downtown Management Authority District. These services will include emptying of all of the trashcans and smart baskets two times per day and repair and replacement of cans. The funds will be also be used to provide hokey carts; and graffiti removal and maintenance of street trees on eight routes.

In downtown area parks, the Downtown Partnership will provide five employees for trash pickup, weeding, graffiti removal, removal of stickers, and power washing in Center Plaza, Hopkins Plaza, Preston Gardens, and Lexington Mall.

**APPROVED FOR FUNDS BY FINANCE**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Finance - Grant

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize a grant to the Living Classrooms Foundation. The period of the grant is March 1, 2010 through June 30, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$50,000.00 - 1001-000000-1220-146500-607001

**BACKGROUND/EXPLANATION:**

Project SERVE (Service Empowerment Revitalization Volunteerism Employment) is a community-based program that works in the City's underserved neighborhoods and trains disadvantaged residents with marketable skills while they revitalize their communities. Project SERVE participants are using this opportunity to create a future for themselves and their families while giving back to the community. Over the past three years, 75% of Project SERVE graduates have remained employed.

**APPROVED FOR FUNDS BY FINANCE**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Finance - Post-Adoption Budget  
Reductions Round II

**ACTION REQUESTED OF B/E:**

The Board is requested to authorize the abolishment of certain positions as identified in Exhibit A.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

In September 2009, the City implemented a spending reduction plan to address projected General Fund and Motor Vehicle Revenue Fund deficits caused by State aid reductions and declining local revenues. That \$60.2 million plan included employee furloughs, continuation of the hiring freeze, and targeted agency spending reductions.

Since September, local revenues have continued to drop and the City still needs to close a projected \$52.5 million deficit. As one step toward closing that deficit, the Mayor has approved a second round of agency spending reductions totaling \$12.9 million. These reductions include closing the Public Works Museum and abolishing five positions.



**AGENDA**

**BOARD OF ESTIMATES**

2/3/10

Department of Finance - cont'd

**EXHIBIT A**

**FISCAL 2010  
POSITION ABOLISHMENT**

<b>Agency</b>	<b>Fund</b>	<b>Class</b>	<b>Job No</b>	<b>Union</b>
DPW	General	Director Baltimore Public Works Museum	1900-34672	MAPS
DPW	General	Curator Public Works Museum	1900-23817	CUB
DPW	General	Assistant Curator Public Works Museum	1900-23818	CUB
DPW	General	Laborer	1900-22278	AFSCME 44
DPW	MVR	Laborer	1900-22689	AFSCME44

AGENDA

BOARD OF ESTIMATES

2/3/10

EXTRA WORK ORDERS AND TRANSFER OF FUNDS

\* \* \* \* \*

The Board is requested to approve

all of the

Extra Work Orders

as listed on the following pages:

35 - 36

The EWOs have been reviewed and approved

by the Department of

Audits, CORC, and MWBOO

unless otherwise indicated.

In connection with the Transfer of Funds,  
pursuant to Charter provisions, a report has

been requested from the Planning

Commission, the Director of Finance

having reported favorably thereon.



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**EXTRA WORK ORDERS**

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

Bureau of Water and Wastewater

4. EWO #020, \$ 66,370.01 - WC 1175, Water Appurtenance Installation				
\$ 3,786,300.00	\$ 2,516,872.84	Spiniello Companies - Excavating, Inc.	-	-

**THE TRANSFER OF FUNDS TO COVER THE COST OF EXTRA WORK FOR WC 1175 WAS APPROVED BY THE BOARD ON 12/23/09.**

5. EWO #023, \$ 38,775.68 - SC 812, Improvements to the Lower Gwynns Run Interceptor				
\$21,206,342.00	\$ 2,653,025.76	Carp Seca Corporation	-	-

6. EWO #024, \$309,096.20 - SC 812, Improvements to the Lower Gwynns Run Interceptor				
\$21,206,342.00	\$ 2,691,801.44	Carp Seca Corporation	0	99

7. EWO #027, \$ 88,860.00 - SC 847, Lower Stony Run Wastewater Pumping Station and Force Main				
\$15,876,763.00	\$ 59,355.02	Whiting-Turner Contracting Co., Inc.	26	99

8. EWO #012, \$ 26,000.00 - WC 1193, Repaving Utility Cuts at Various Locations				
\$ 2,793,512.50	\$ 1,389,194.90	Monumental Paving & Excavating, Inc.	0	72.04

9. EWO #013, \$ 26,011.20 - WC 1193, Repaving Utility Cuts at Various Locations				
\$ 2,793,512.50	\$ 1,415,194.90	Monumental Paving & Excavating, Inc.	0	72.04

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - Task Assignment No. 13

**ACTION REQUESTED OF B/E:**

The Board is requested to approve task assignment no. 13, Project No. 1074, under the On-Call Consultant Services Agreement, Reconstruction, Rehabilitation and/or Resurfacing with KCI Technologies, Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$122,715.98 - 9950-903726-9514-900020-703032

**BACKGROUND/EXPLANATION:**

This task assignment no. 13 provides for the continuation of data collection in connection with the Pavement Management System.

**MWBOO SET MBE GOALS AT 21% AND WBE GOALS AT 7%.**

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 90,524.88	9950-901763-9514	9950-903726-9514-3
MVR	Resurfacing Highways - Sector 2	Design & Studies Pavement Management Systems

This transfer will fund the costs associated with the award of Task No. 13, under Project 1074 to KCI Technologies, Inc. for the continuation of data collection in connection with the Pavement Management Systems.

(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**

**2/3/10**

Bureau of General Services - Indefinite Quality  
Contract Assignment

**ACTION REQUESTED OF B/E:**

The Board is requested to approve an assignment under the Indefinite Quality Contract (IQC) with Denver-Elect, Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$157,820.00

**BACKGROUND/EXPLANATION:**

The Department of General Services sought prices from multiple IQC contractors to perform HVAC upgrades to the gymnasium at the Chick Webb Recreation Center. Denver-Elek, Inc. was selected at its low price of \$157,820.00 to perform work that includes: removal and replacement of gymnasium windows, removal of existing window HVAC units, furnish and install new roof mounted condenser unit, new ceiling mounted diffusers, refrigerant piping, related equipment and controls, and the painting of walls of the inside gym.

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<b>\$180,000.00</b>	9938-903789-9475	9938-902789-9474
Rec. & Parks	Reserve - Rec.	Active - Rec.
25 <sup>th</sup> Series	Facility Renov.	Facility Renov.

This transfer will provide funds to cover cost associated with the award of the HVAC upgrades to the gymnasium at Chick Webb Recreation Center to Denver-Elek, Inc.

(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**

**2/3/10**

Space Utilization Committee - License Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a license agreement with Family Learning, Inc., a/k/a Greenmount School, licensee, for the rental of the property known as 501 W. 30<sup>th</sup> Street. The period of the agreement is August 1, 2009 through June 30, 2013, with the option to renew for an additional five years.

**AMOUNT OF MONEY AND SOURCE:**

Annual Rent

\$7,800.00 - payable in full on the first day the License agreement begins.

**BACKGROUND/EXPLANATION:**

The demised premises will be utilized for instruction of students enrolled in the Greenmount School. Rent for the renewal period will be negotiated at the time of renewal. The licensee will be responsible for all routine maintenance and operating cost of the premises.

The licensor will be responsible for capital improvements only.

The Space Utilization Committee approved this lease at its meeting on December 15, 2009.

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

**LETTERS OF PROTEST HAVE BEEN RECEIVED FROM THE REMINGTON NEIGHBORHOOD ALLIANCE.**

**CORRESPONDENCE HAS BEEN RECEIVED FROM THE GREENMOUNT SCHOOL.**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Space Utilization Committee - Lease Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the following lease agreement with the Baltimore Rowing Club, tenant for the rental of the property known as 3301 Waterview Ave (block 7610, Lot 15) being on the lower level, consisting of 50% of the total leased space. The period of the lease agreement is January 1, 2010 through December 31, 2010, with no renewal options.

**AMOUNT OF MONEY AND SOURCE:**

Annual Rent

\$3,169.00

**BACKGROUND/EXPLANATION:**

The space will be used as storage space for the tenant's boats. The landlord will be responsible for fire insurance. The tenant must obtain approval from the Facility Administrator prior to making any improvements to the storage space. The tenant must keep the storage area in a good and orderly manner, and is responsible for obtaining liability insurance. The tenant may use the weight room at the Facility Administrator's discretion.

The Space Utilization Committee approved the lease at its meeting on January 26, 2010.

The lease is late because of delays in obtaining signed copies of the documents from the tenant.

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



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Mayor's Office of Community and Human Development - Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with The Family League of Baltimore City, Inc. (FLBC). The period of the agreement is July 1, 2009 through June 30, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$871,000.00 - 1001-122-095-00-701

**BACKGROUND/EXPLANATION:**

According to the Annie E. Casey Foundation, "The Right Start for America's Newborns: City and State Trends 2005", of the nation's 50 largest cities, Baltimore City ranks 49<sup>th</sup> in low birth weight births and 46<sup>th</sup> in preterm births. For 2007, Baltimore City had an infant mortality rate of 11.3 per thousand births (Maryland 8.0), a preterm birth rate of 13.7% (Maryland 10.9%) and a low birth weight rate of 12.8% (Maryland 9.1%).

The FLBC will support the prenatal home visiting programming in the City. Prenatal home visiting is a nationally recognized strategy for supporting pregnant women and their families in achieving healthy birth outcome. Baltimore City does not have sufficient community-based home visiting programs to provide support to the estimated 3,000 to 4,500 women who are at risk of a poor birth outcome each year.

The FLBC's Local Management Board, will continue funding four, competitively selected programs, that in FY 2010 will provide community-based home visiting services to 216 pregnant women and their families living in previously underserved City communities with higher incidents of infant mortality, low birth weight weights, and pre-term births.

**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

2/3/10

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR AMOUNT OF AWARD AWARD BASIS

Bureau of Purchases

- 6. HACH \$11,642.54 Sole Source  
Solicitation No. 08000 - Hach MOD I/O Interface Modules -  
Department of Public Works - Req. No. R540353

These proprietary modules are needed as a redundant system to the Supervisory Control and Data Acquisition, and the Programmable Logic Controller network.

- 7. YELLOW TRANSPORTATION \$15,000.00 Renewal  
Solicitation No. 06000 - Transportation Services - Health  
Department - Req. No. R539654

On February 11, 2009, the Board approved the initial award in the amount of \$15,000.00. The award contained two 1-year renewal options at the sole discretion of the City. This renewal in the amount of \$15,000.00 is for the period February 11, 2010 through February 10, 2011.

- 8. EDRICH LUMBER \$12,000.00 Low Bid  
Solicitation No. 07000- Wood Fiber/Mulch - Department of  
Recreation and Parks - Req. No. R533264

- 9. LAWMEN SUPPLY  
COMPANY \$ 43,075.00 Sole Source  
Solicitation No. 08000 - Tasers - Police Department - Req.  
No. R540641

The requested model is used throughout the Police Department, which desires to maintain uniformity for inventory and training purposes. The vendor is the sole distributor of Taser International products in 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 (d) (i) of the City Charter the procurement of the equipment and/or service is recommended.

AGENDA

BOARD OF ESTIMATES

2/3/10

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- |               |              |         |
|---------------|--------------|---------|
| 10. HCE, INC. | \$200,000.00 | Renewal |
|---------------|--------------|---------|
- Solicitation No. B50000929 - Portable Chemical Toilets - Agencies Various - Req. Nos. Various

On February 18, 2009 the Board approved the initial award in the amount of \$200,000.00. The award contained four 1-year renewal options at the sole discretion of the City. This renewal in the amount of \$200,000.00 is for the period February 17, 2010 through February 16, 2011.

**MWBOO GRANTED A WAIVER.**

- |                |         |         |
|----------------|---------|---------|
| 11. RGA, INC., | \$ 0.00 | Renewal |
|----------------|---------|---------|
- Solicitation No. 08000 - Traffic Signal Vehicle Detection Equipment - Department of Transportation - Req. No. R504032

On April 16, 2008, the Board approved the initial award in the amount of \$234,866.00. The award contained three 1-year renewal options at the sole discretion of the City. Subsequent actions have been approved. This is the second 1-year renewal for the period April 1, 2010 through March 31, 2011.

**MWBOO GRANTED A WAIVER.**

- |                                      |              |                      |
|--------------------------------------|--------------|----------------------|
| 12. SKYLINE NETWORK ENGINEERING, LLC | \$ 27,400.00 | Cooperative Contract |
|--------------------------------------|--------------|----------------------|
- Carroll County Public Network Request for Proposal No. 49-F-1-06/07 - Project Management and Network Operations Management Services - Circuit Court - Req. Nos. R539967

The Carroll County Public Network competitively bid and awarded this contract to Skyline Network Engineering. Under this contract, the vendor manages the conduit and fiber optic cable infrastructure for the Maryland Transportation Administration (MTA). The MTA has agreed to share with the Circuit Court the existing conduit from the Wabash Courthouse located at 5800 Wabash Avenue to the MTA maintenance facility across the street at 5801 Wabash Avenue. The conduit itself is available to the City at no cost if the City uses Skyline Network Engineering, the MTA's contracted vendor to supply and install the cable.

AGENDA

BOARD OF ESTIMATES

2/3/10

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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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 (d)(i) of the City Charter the procurement of the equipment and/or service is recommended.

- |  |         |           |
|--|---------|-----------|
| 13. ENTERPRISE LEASING COMPANY   |         |           |
| OF BALTIMORE   | \$ 0.00 | Extension |
| Solicitation No. BP-06111 - Provide Lease of Compact and Mid-Sized Passenger Vehicles - City Council - Req. Nos. N/A |         |           |

On February 22, 2006, the Board approved the initial award in the amount of \$97,951.20. Subsequent actions have been approved. The master contract expires on February 28, 2010 with no renewals remaining. Currently, the City has six individual leases under the master contract, the last of which expires on May 18, 2012. To assure that the individual lease agreements are in effect for the entire period, it is necessary to extend the master contract through May 18, 2012. No additional leases will be made under the master contract. A new contract will be competitively solicited prior to May 18, 2012.

**MWBOO GRANTED A WAIVER.**

**AGENDA**

**BOARD OF ESTIMATES**

2/3/10

**INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS**

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

Bureau of Purchases

14.	SHERWIN WILLIAMS CO. DBA DURON	\$200,000.00	
	McCORMICK PAINT WORKS CO.	<u>200,000.00</u>	
		<b><u>\$400,000.00</u></b>	Renewal

Maryland State Contract Number 001B8900508 - Paint and Chemical Coating - Agencies Various - Req. Nos. Various

On April 18, 2008, the Board approved the initial award to Sherwin Williams in the amount of \$50,000.00. On June 18, 2008 the Board approved an increase in the amount of \$150,000.00. On July 23, 2008, the Board approved an award with McCormick Paint Works Co., in the amount of \$200,000.00. The award contained renewal options at the sole discretion of the City. This is the final 1-year renewal in the amount of \$400,000.00 for the period February 28, 2010 through February 27, 2011.

15.	LORENZ, INC.	\$ 16,941.00	
	SHEMIN NURSERIES, INC.	22,442.00	
	WESTMINSTER WHOLESALE NURSERIES	<u>23,880.00</u>	
		<b><u>\$ 63,263.00</u></b>	Increase

Solicitation No. B50001181 - Trees for Fall 2009 and Spring 2010 - Department of Recreation and Parks - Req. No. to be determined later

On September 30, 2009, the Board approved the original award for fall trees in the amount of \$63,263.00. The contract expires April 1, 2010. This increase in the amount of \$63,263.00 is necessary to purchase additional trees. This is a one-time purchase. However, the City reserves the right to order additional quantities at the bid price within a year of the date of the original award. This increase in the amount of \$63,263.00 makes the total award amount \$126,526.00. The vendors will provide the following line items as requested by the City:

AGENDA

BOARD OF ESTIMATES

2/3/10

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

<u>Vendors</u>	<u>Line Items</u>
Lorenz, Inc.	4, 6, 7, 10, 13, 17, & 20
Shemin Nurseries, Inc.	1, 2, 3, 11, 12 & 15
Westminster Wholesale Nurseries	5, 8, 9, 14, 16, 18, 19, 21, 19, 21, 22 & 23

**MWBOO GRANTED A WAIVER.**

16. RADIO ONE INC.                      \$ 72,000.00                      Selected Source  
Solicitation No. 06000 - Radio Advertising - Department of  
Transportation - Req. No. R541419

In order to promote the Charm City Circulator bus system to a targeted local audience, the Department of Transportation desires to use Radio One's network of stations that reaches a prime ridership market for the Circulator. No other network or station is positioned to focus on this targeted audience.

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

**MWBOO GRANTED A WAIVER.**

AGENDA

BOARD OF ESTIMATES

2/3/10

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

17. MIXING & MASS TRANSFER TECHNOLOGIES, LLC.	\$ 0.00	Extension
Solicitation No. BP-05091 - Technical Service Contract for Two Oxygen Plants - Department of Public Works, Bureau of Water and Wastewater - Req. Nos. Various		

On January 19, 2005, the Board approved the initial award in the amount of \$2,065,000.00. On March 17, 2007, the Board approved an increase in the amount of \$1,635,000.00. This extension is necessary to allow time for the contractor to complete the assigned work. The period of the extension is February 15, 2010 through June 30, 2010.

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



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Bureau of General Services (BGS) - Amendment to  
On-Call Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an amendment to the on-call agreement with Johnson Mirmiran & Thompson for Project No. 1099J. The period of the agreement is effective upon Board approval for two years, or until the upset limit is reached, whichever comes first.

**AMOUNT OF MONEY AND SOURCE:**

\$250,000.00 - Upset limit

**BACKGROUND/EXPLANATION:**

On February 25, 2009, the Board approved the original two-year agreement with the upset limit in the amount of \$750,000.00. Due to the extra work that needs to be assigned to Johnson Mirmiran & Thompson for Project No. 1099J by the BGS, an increase in the upset limit is needed. All other terms and conditions of the agreement remain unchanged.

**APPROVED FOR FUNDS BY FINANCE**

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

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of General Services - Minor Privilege Permit Applications

The Board is requested to approve the following applications for Minor Privilege Permits. 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. 3123 W. North Ave.	CJ's Electronics, LLC	Retain one flat sign 15'4" x 2', one spot reflector
Annual Charge - \$149.43		
2. 4123 Frederick Ave.	Irvington Enterprises, LLC	One handicap ramp 18' x 4'
Annual Charge - \$70.30		
3. 1029 E. Baltimore St.	House of Freedom, Inc.	Two 4" conduits @ 180 linear ft., one 1½" conduit @ 90', six 3" conduit @ 60'
Annual Charge - \$1,155.00		
4. 2100 Fleet St.	William T. Jackson, II	Retain two awnings w/signage 20' x 4', 8'4" x 5'
Annual Charge - \$393.15		

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Bureau of General Services (BGS) - On-Call Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an on-call agreement with Wallace, Montgomery & Associates, LLP (WM&A) for Project No. 1099WM. The period of the agreement is effective upon Board approval for two years, or until the upset limit is reached, whichever comes first.

**AMOUNT OF MONEY AND SOURCE:**

\$750,000.00 - Upset limit

**BACKGROUND/EXPLANATION:**

Various City agencies, on a continuing basis, require civil and structural engineering services to modify, upgrade or repair their facilities. Typically, the work involved is limited in scope or of an urgent nature, which in either case, should not be postponed until the customary civil/structural engineering selection process can be executed. To accommodate this type of work, the BGS wishes to establish an on-call civil structural engineering agreement with the WM&A. The services will be provided on an as-needed basis, as needs are identified.

The cost of services rendered will be negotiated on a not-to-exceed price for each task assigned. The fees will be based on actual payroll rates, not including overhead and burden, times a set multiplier. The payroll rates and multiplier have been reviewed by the Department of Audits.

The period of the contract is for two years. However, projects started within the two-year period may continue beyond the two-year time frame until completion. The total fee for this consultant's contract will not exceed \$750,000.00 for the two-year period.

The consultant has been approved by the Architect and Engineering Awards Commission (AEAC) procedures, under AEAC Project No. 1099.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

BGS - cont'd

**MBE/WBE PARTICIPATION:**

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

**MBE:** Sabra Wang and Assoc. Inc.  
Sidhu Associates, Inc.

<b>Total</b>	<b>\$172,500.00</b>	<b>23.00%</b>
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**WBE:** P.E.L.A. Design Group,  
Inc.  
Robert B. Balter Company  
K. Lechleiter Architects,  
LLC

<b>Total</b>	<b>\$ 75,000.00</b>	<b>10.00%</b>
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**MWBOO FOUND VENDOR IN COMPLIANCE.**

**AUDITS NOTED THIS ON-CALL AGREEMENT AND WILL REVIEW TASK ASSIGNMENTS.**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Police Department - Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with L. Hicks, Incorporated, a Florida Corporation, registered to conduct business in Maryland as The Hicks Police Training System, Inc. The agreement is effective upon Board approval for one year.

**AMOUNT OF MONEY AND SOURCE:**

\$ 43,500.00 - 5000-585310-5750-650404-603026  
191,500.00 - 6000-611210-2020-218500-603026  
**\$235,000.00**

**BACKGROUND/EXPLANATION:**

The Hicks Police Training System, Inc. is designated to provide practical instruction and reinforce the learning process with a four-part memory retention method, which consists of audio, visual, kinesthetic and mechanical anchoring techniques in each of its courses. The Department has utilized this training from 2008 to present and wishes to continue to engage the contractor for training of Baltimore City Police Officers and to expand the training for Police Academy Trainees. This is a highly specialized program only available directly from the vendor.

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

**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**

**2/3/10**

**TRAVEL REQUESTS**

Baltimore City Fire Department

	<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1.	Scott Merbach	National Fusion Center New Orleans, LA (Feb 23-25, 2010)	FY07 USAR Funds	\$1,672.80

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Commission on Aging and                    - Expenditure of Funds  
Retirement Education (CARE)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize an expenditure of funds to pay Douron, Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$19,394.73 - 4000-433509-3250-316900-604002

**BACKGROUND/EXPLANATION:**

The expenditure of funds will pay for modular furniture that was ordered but could not be accepted due to budgetary constraints. The amount of the invoice for the furniture is \$19,394.73. CARE has decided to accept the equipment and pay in full the outstanding invoice. If CARE does not accept the equipment the agency is required to pay a 25% restocking fee in the amount of \$4,848.68, plus a storage fee in the amount of \$4,200.00 for a total of \$9,048.68.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

\* \* \* \* \*

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

57 - 59

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

In connection with the Transfers of Funds,  
pursuant to Charter provisions, reports  
have been requested from the Planning  
Commission, the Director of Finance  
having reported favorable thereon.



AGENDA

BOARD OF ESTIMATES

2/3/10

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:

Bureau of Purchases

- 1. B50001296, Air Man PDS            Modern Equipment            \$    46,649.28  
    185S Portable Air                Sales & Rentals  
    Compressor

This is a one-time purchase. However, the City reserves the right to order additional quantities at the same bid price within a year from the date of the award.

**MWBOO GRANTED A WAIVER.**

Department of Transportation

- 2. TR 09012, Seton                    MACHADO                    \$495,492.30  
    Business Park Access            Construction, Co.  
    Improvements

<b>MBE:</b> Priority Construction Corp.	\$55,000.00	11.10%
<b>WBE:</b> Priceless Industries, Inc.	\$10,248.00	2.07%
McCall Trucking, Inc.	<u>19,560.00</u>	<u>3.95%</u>
	<b>\$29,808.00</b>	<b>6.02%</b>

**MWBOO SET MBE GOALS AT 10% AND WBE GOALS AT 5%**

**MWBOO FOUND THE VENDOR IN COMPLIANCE.**

3. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$569,816.15	9950-909-9528	
MVR	Constr. Res.	
	Seton Business Park	
	Improvements	
\$495,492.30	-----	9950-908701-9527-6
		Structure and
		Improvements
49,549.23	-----	9950-908701-9527-5
		Inspections

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation - cont'd</u>		
24,774.62	-----	9950-908701-9527-2
<b>\$569,816.15</b>		Contingencies

This transfer will cover the costs associated with the award of project TR 09012, Seton Business Park Access Improvements assigned to Machado Construction Co., Inc.

Department of Public Works

4. RP 09830, John Eager Howard Improvements	Mirabile Construction Company, Inc.	\$268,000.00
<b>MBE:</b> M & F Contracting Co.	\$18,760.00	7.00%
T & M Paving	<u>16,080.00</u>	<u>6.00%</u>
	<b>\$34,840.00</b>	<b>13.00%</b>
<b>WBE:</b> McCall Trucking, Inc.	\$13,400.00	5.00%

**MWBOO SET MBE GOALS AT 12% AND WBE GOALS AT 3%**

**MWBOO FOUND THE VENDOR IN COMPLIANCE.**

5. **TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$230,000.00	9938-902748-9475	9938-901748-9474
State	Reserve	Active
	Baltimore Playlot	Baltimore Playlot
	Program FY08	Program FY08

AGENDA

BOARD OF ESTIMATES

2/3/10

DPW - cont'd

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
40,000.00	9938-902791-9475	9938-903791-9474
State	Reserve - Park and Playground Program FY08	Active - Park and Playground Program FY08
<u>\$270,000.00</u>		

This transfer will provide funds to cover costs associated with the award of the John Eager Howard Improvements, Contract No. RP09830 assigned to Mirabile Construction Company, Inc.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**OPTIONS/CONDEMNATION/QUICK-TAKES:**

	<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development (DHCD) - Options</u>				
1.	Lighthouse Ground Rents, LLC	622 Pitcher St.	G/R \$84.00	\$ 700.00
2.	Mid Atlantic Funding Corporation	514 Laurens St.	Sub G/R \$140.00	\$ 933.00
3.	Mid Atlantic Funding Corporation	815 Edmondson Ave.	Sub G/R \$140.00	\$ 933.00
4.	Mid Atlantic Funding Corporation	517 Presstman St.	G/R \$120.00	\$ 800.00

Funds will be transferred prior to settlement into Account No. 9910-907079-9588-900000-704040, Scattered Site Ground Rent Acquisition Project.

The interest in these properties will be consolidated with the current City-owned leasehold interests to form a fee simple interest for future redevelopment of the properties. In the alternative, should there be a failure to fully execute the sales agreements, the Department will cancel the acquisitions.

5.	Fairfield, LLC	2796½ Tivoly Ave.	G/R \$120.00	\$ 1,100.00
6.	Turf, LLC	2794 Tivoly Ave.	G/R \$96.00	\$ 640.00

Funds will be transferred prior to settlement into Account No. 9988-906326-9593-900000-704040, CHM Project.

7.	Gregory K. Adams, Sr.	433 E. 23 <sup>rd</sup> St.	L/H	\$46,596.00
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Funds are available in Account No. 9912-910713-9591-900000-704040, Barclay Project.

AGENDA

BOARD OF ESTIMATES

2/3/10

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development (DHCD) - Options</u>			
8. Overview Properties, LLC	1028 W. Saratoga St.	F/S	\$ 55,000.00
Funds are available in account 9910-901780-9588-900000-704040, Poppleton Project.			
9. Margaret Green	1111 Rutland Ave.	L/H	\$114,500.00
Funds are available in State Funds, Account No. 9910-906416-9588-900000-704040, EBDI Phase 2 Project.			
10. Morton L. Goss and Helene F. Goss, Trustees	1713 Barclay St.	G/R \$70.00	\$ 641.66
11. M&E Investments, LLC	553 Laurens St.	G/R \$65.00	\$ 541.66
12. M&E Investments, LLC	558 Presstman St.	G/R \$84.00	\$ 700.00
13. M&E Investments, LLC	510 Robert St.	G/R \$90.00	\$ 750.00
14. M&E Investments, LLC	523 Robert St.	G/R \$60.00	\$ 500.00
15. M&E Investments, LLC	537 Robert St.	G/R \$60.00	\$ 500.00

Funds will be transferred prior to settlement into Account No. 9910-907079-9588-900000-704040, Asset Management Ground Rent Project.

AGENDA

BOARD OF ESTIMATES

2/3/10

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>DHCD - Options - cont'd</u>			
16. Morrow V. Evan a/k/a Morrow V. Diggs	1725 Ellsworth St.	L/H	\$12,800.00
17. Jack M. Elam, Life Tenant with Power remainder unto Keisa D. Elam	2017 E. Eager St.	L/H	\$20,064.00

Funds are available in Account No. 9910-906416-9588-900000-704040, EBDI Project, Phase II.

In the event that the option agreement/s fail/s and settlement cannot be achieved, the Department requests the Board's approval to purchase the interest in the above property/ies by condemnation and quick-take proceedings for an amount equal to or lesser than the option amounts.

DHCD - Condemnations

18. Paul Wye Nochumowitz and Amy Sue Nochumowitz	2427 Barclay St.	G/R	\$ 600.00 \$90.00
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Funds will be transferred prior to condemnation into UDAG Funds, Account No. 9912-910713-9591-900000-704040, Barclay Project.

19. Baltimore Federal Savings and Loan Association	336 E. 22 <sup>nd</sup> St.	G/R	\$ 1,000.00 \$120.00
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The Board is requested to approve acquisition of the ground rent interest in 336 E. 22<sup>nd</sup> Street 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.

AGENDA

BOARD OF ESTIMATES

2/3/10

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
DHCD - <u>Condemnations</u> - cont'd			
20. Reginald Baylor	1116 Rutland Ave.	L/H	\$ 39,700.00
21. Wanda Brown and Dorothy V. Brown	2014 Ashland Ave.	L/H	\$ 15,980.00

Funds are available in State Funds, Account No. 9910-906416-9588-900000-704040, EBDI Phase II Project.

22. Margaret J. Sharfstein, Personal Rep. of the Estate of Reuben Shiling	237 N. Schroeder St.	G/R \$24.00	\$ 160.00
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Funds will be transferred prior to condemnation into General Funds, Account No. 9910-901780-9588-900000-704040, Poppleton Project.

DHCD - Condemnations/Quick-Takes

23. Eric Sapp	923 N. Washington St.	L/H	\$11,720.00
24. 4 <sup>th</sup> Baltimore Acquisition, LLC	934 N. Castle St.	L/H	\$ 7,300.00
25. Wash Wash XV, LLC	932 N. Castle St.	L/H	\$ 7,900.00

Funds are available in State Funds, Account No. 9910-906416-9588-900000-704040, EBDI Phase 11F Project.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**OPTIONS/CONDEMNATION/QUICK-TAKES:**

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>DHCD - Rescission and Approval</u>			
26. Kelvin C. York	912 N. Chester St.	F/S	\$25,000.00

On October 21, 2009, the Board approved acquisition of the leasehold interest in 912 N. Chester Street, by condemnation, for the amount of \$24,700.00. The property interest and property value were incorrectly recorded. Therefore, the Board is requested to rescind its prior approval and approve the acquisition of the fee simple interest in the property for the corrected amount of \$25,000.00.

Funds are available in State Funds, Account No. 9910-906416-9588-900000-704040, EBDI Phase II Project.

Department of Law - Payment of Settlements

27. Wadsworth M. Robinson, Jr. (previous owner)	817 N. Chester St.	L/H	\$25,300.00
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On July 16, 2008, the Board approved the acquisition of the leasehold interest in 817 N. Chester Street, by condemnation, in the amount of \$59,700.00. The City obtained an updated appraisal that valued the property at \$77,400.00. The parties agreed to settle the condemnation suit for \$85,000.00. Therefore, the Board is requested to approve payment of the settlement balance in the amount of \$25,300.00 into the Circuit Court for Baltimore City in settlement of this case.

Funds are available in Account No. 9910-906416-9588-900000-704040.



AGENDA

BOARD OF ESTIMATES

2/3/10

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Payment of Settlements - cont'd</u>			
28. Sherman Vandevender (previous owner)	824 N. Madeira St.	L/H	\$11,900.00

On September 17, 2008, the Board approved the acquisition of the leasehold interest in 824 N. Madeira Street, by condemnation, in the amount of \$43,100.00. The City obtained an updated appraisal that valued the property at \$46,600.00. On the day of the trial, the parties agreed to settle the condemnation suit for \$55,000.00. Therefore, the Board is requested to approve payment of the settlement balance in the amount of \$11,900.00 into the Circuit Court for Baltimore City in settlement of this case.

Funds are available in Account No. 9910-907410-9588-900000-704040, EBDI Project, Phase II.

29. Leader's Homes, LLC (previous owner)	809 N. Madeira St.	L/H	\$ 4,225.80
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On July 16, 2008, the Board approved the acquisition of the leasehold interest in 809 N. Madeira Street, by condemnation, in the amount of \$20,280.00. The parties agreed to settle the condemnation suit for \$24,505.80. Therefore, the Board is requested to approve payment of the settlement balance in the amount of \$4,225.80 into the Circuit Court for Baltimore City in settlement of this case.

Funds are available in Account No. 9910-906416-9588-900000-704040, EBDI Project, Phase II.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - Interim Revenue Service Hour Rates for Veolia Transportation Services, Inc.

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the Interim Revenue Service Hour Rates to pay Veolia Transportation Services, Inc. (Veolia) for operation of the Charm City Circulator Routes.

**AMOUNT OF MONEY AND SOURCE:**

\$2,001,976.00 - 6000-617410-2340-591801-603026

**BACKGROUND/EXPLANATION:**

On February 11, 2009, the Board approved and authorized execution of a five-year agreement with Veolia for the operation of the Charm City Circulator, which began service on January 11, 2010.

The Agreement provides that "in the event the City, at its option, elects to begin revenue service with less than 21 buses, then the parties shall agree upon an Interim Revenue Service Hour rate" which must be approved by the Board of Estimates. According to the agreement, the Interim Revenue Service Hour Rate "shall be calculated to take into account both reduced variable costs and the increase in fixed costs per Buses."

The Interim Revenue Service Hour Rates will be used to pay Veolia for operation of the first two Charm City Circulator Routes. The first route to be operational, the Orange Route will be billed at the Interim Revenue Service Hour Rate of \$93.68. When the second route, the Green Route, begins operations, the Interim Revenue Service Hour Rate will be reduced to \$84.59 for both routes. When the third route, the Purple Route, begins operations, the originally negotiated Revenue Service Hour Rate of \$62.38 will take effect for all three routes.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - cont'd

The Department of Transportation has reviewed Veolia's cost proposal and finds that the rates are fair and equitable to both the City and to Veolia.

Veolia and the Department of Transportation have further agreed, upon delivery of all of the buses from DesignLine, to pursue liquidated damages against DesignLine for late delivery of the buses, which will be used to offset the Interim Service Hour and/or deliver other long-term benefits to the City. The Department of Transportation will still be well within its adjusted appropriation for FY10 with this temporary rate increase.

**APPROVED FOR FUNDS BY FINANCE.**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - Termination of Memorandum of Understanding (MOU)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize the termination of a MOU with Baltimore Harbor Waterkeeper, Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$50,000.00 - 9950-903176-9527-000000-490375

**BACKGROUND/EXPLANATION:**

On April 30, 2008 the Board approved a MOU to establish the funding framework for design and construction efforts for improvements in the Inner Harbor. On September 17, 2008 Amendment No. 1 to the MOU was approved to incorporate the language that permits the Baltimore Harbor Waterkeeper, Inc. participation in all phases of the bio-retention project. The Department was unable to expend the funds due to permit complications. The Baltimore Harbor Waterkeeper, Inc. requested the termination of the MOU and repayment of the grant funds of \$50,000.00 that was referenced on miscellaneous Bill No. 5274451.

**APPROVED FOR FUNDS BY FINANCE**

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - Traffic Impact Study Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a traffic impact study (TIS) agreement with Hilltop Center Limited Partnership. The period of the agreement is effective upon Board approval and termination will be deemed in writing by the Department.

**AMOUNT OF MONEY AND SOURCE:**

\$25,422.38

**BACKGROUND/EXPLANATION:**

Baltimore City Ordinance 06-345, approved on November 11, 2006, requires a TIS before permits may be approved for projects, as determined by the Director of the Department of Transportation.

Under the terms of this agreement, a TIS for the development of the parcel at 5421-5455 Reisterstown Road, Hilltop Shopping Center to include 20,000 square feet of new use for a Motor Vehicle Administration Service Center, plus an additional 4,500 square feet of new retail space. The Department agrees to present the applicant with the completed TIS no later than 60 business days after the initial payment is made pursuant to Clause V, unless the parties agree in writing that additional time is needed due to Applicant's changes to the Development.

**MBE/WBE PARTICIPATION:**

N/A

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement among the Maryland Transit Administration, the Baltimore City Department of Transportation and the Baltimore Development Corporation. The period of the agreement is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The purpose of this agreement is to provide a funding framework for the design, construction and operation of certain transit, city street and development improvements related to the Howard Street Improvements Project. This project will improve the appearance of Howard Street, provide enhanced transit service, encourage transit-oriented development, promote improved air quality, reduce congestion, and provide transportation options for the citizens of Baltimore City and the State of Maryland.

**MBE/WBE PARTICIPATION:**

N/A

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Department of Transportation - Funding Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Funding Agreement with the University of Maryland, Baltimore Parking and Transportation Services, in connection with the Downtown Circulator Bus Service. The period of the agreement is January 11, 2010 through June 30, 2013.

**AMOUNT OF MONEY AND SOURCE:**

\$419,397.00 - 6000-617410-2340-591800-600000

**BACKGROUND/EXPLANATION:**

The City is implementing a new Downtown Circulator Bus service in Baltimore City, to be called the Charm City Circulator which offers continuing services to the downtown Baltimore area.

The University of Maryland Baltimore provides shuttle bus service to its students and faculty within and around its campus, and currently provides shuttle bus service on and between the University's main campus area.

The University in lieu of operating a shuttle service for the UM Shuttle Route, desires to support the City's proposed Circulator Service provided that the Circulator Service will remain at least the current schedule and quality of service offered by the University on the UM Shuttle Route and further provide that the University staff and students will be able to ride the entire Circulator Service Route at no cost to them. The City in return for additional payments from the University, is willing and able to operate the Circulator Service along the UM Shuttle Route for extended hours.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Midtown Community Benefits - Second Amended and Restated  
District Management Authority of By-Laws

The Board is requested to approve and authorize the second amended and restated by-laws for the Midtown Community Benefits District Management Authority.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The Board of Directors of the Midtown Community Benefits District Management Authority has approved a change to its by-laws proposed by the governance committee at its meeting of September 2, 2009 and unanimously approved on October 7, 2009. As per the Baltimore City Code Article 14 §7-14, the submitted change is being submitted to the Board of Estimates for approval.

The intention of this change is to require a Community Association President to either serve on its Board or to appoint a representative to serve on the Board in his or her place, but to prohibit that President from filing an at-large elected position and then appointing two representatives.

The Governance Committee is presenting the following proposed amendments to the By-Laws:

Article II, §C Proposed by law change will add the following: "the President of an Association may not designate another person to fill his/her position as a member of the Board of Directors and also serve as a member of the Board of Directors in another capacity."



**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Parking Authority of Baltimore City (PABC) - Fourth Amendment  
to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a fourth amendment to agreement with CALE Parking Systems USA, Inc. (CALE).

**AMOUNT OF MONEY AND SOURCE:**

\$55,200.00 - 2075-000000-5800-408700-607001

**BACKGROUND/EXPLANATION:**

On April 8, 2009, the Board approved the third amendment to the agreement with CALE for the purchase of 25 new solar powered, pay-and-display parking stations, EZ park meters.

This fourth amendment to agreement with CALE Parking Systems USA, Inc. will further expand payment options - EZ park meters not only accept coins for payment of parking charges, but they offer the convenience of accepting credit cards for payment as well. Currently, about 55% of revenues collected at EZ Park meters are through credit card transactions, and parking patrons appreciate the payment option. This fourth amendment is for the upgrading of the method of credit card processing (a monthly fee per meter increase of \$23.00) for 200 selected EZ park meters.

As a result of the EZ park meter program, parking meter revenues have increased by \$3,600,000.00, a 67% increase. All other terms and conditions of the agreement remain unchanged

**MBE/WBE PARTICIPATION:**

MBE/WBE participation will continue under the same terms as the original agreement.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Baltimore Development - Memorandum of Understanding Corporation (BDC)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a memorandum of understanding (MOU) with the Maryland Stadium Authority (MSA). The Board is also requested to approve and authorize the Director of Finance to execute a MOU between the City, and the MSA and the Circuit Court for Baltimore describing the obligations and responsibilities of each party. The MOU is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$100,000.00 - 9910-906483-9601

**BACKGROUND/EXPLANATION:**

The funds will be used to pay the City's share of costs for a feasibility study to determine the potential impacts of (i) building a major league stadium for the D.C. United Soccer Team in the Westport area of Baltimore, and (ii) building a minor league stadium for the Crystal Palace soccer team in the Carroll-Camden area of Baltimore.

The MSA and the City have agreed to work together. The MSA will be responsible for contracting with the firm to perform the study, supervising the preparation of the study, and paying all invoices in connection with the preparation of the study. The City will contribute \$100,000.00 to pay the costs of the study, of which, \$25,000.00 will be reimbursed by the potential developers.

**APPROVED FOR FUNDS BY FINANCE**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

BDC - cont'd

**TRANSFER OF FUNDS**

<b><u>AMOUNT</u></b>	<b><u>FROM ACCOUNT/S</u></b>	<b><u>TO ACCOUNT/S</u></b>
<b>\$100,000.00</b>	9910-902483-9600	9910-903483-9601
22 <sup>nd</sup> EDF	Constr. Res.	South Baltimore
	South Baltimore	Ind. & Coml. Dev.
	Ind. & Coml. Dev.	

This transfer of funds is for expenses related to the City's share of costs of a feasibility study to determine the potential impacts of (i) building a major league stadium for the D.C. United Soccer team in the Westport area of Baltimore and/or (ii) building a minor league stadium for the Crystal Palace soccer team in the Carroll-Camden area of Baltimore.

(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**

**2/3/10**

Baltimore Development - Business Discontinuation Payment Corporation (BDC)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the Business Discontinuation Payment to effectuate the relocation of Temporary Overload Personnel Services, Inc. from its move of 419-421 N. Howard Street.

**AMOUNT OF MONEY AND SOURCE:**

\$60,000.00 - 9910-905826-9603

**BACKGROUND/EXPLANATION:**

On November 5, 2008, a Notice of Relocation Eligibility Assistance was sent to Temporary Overload Personnel Services, Inc., in accordance with the Market Center Urban Renewal Plan.

This is a fixed payment in lieu of payment for actual moving and related expenses, as summarized in the HUD claim Form HUD-40056, invoices and other documentation, the Board is requested to approve a claim of \$60,000.00 for Business Discontinuation Payment.

**AUDITS REVIEWED AND HAD NO OBJECTION.**

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$60,000.00 22 <sup>nd</sup> EDF	9910-904115-9600 Constr. Res. West Side Init.	9910-905826-9603 West Side Relocation

This transfer will provide funds for business discontinuation payment for actual costs to effectuate the relocation of Temporary Overload Personnel Services, Inc. from 419-421 N. Howard Street within the Westside redevelopment project in accordance with the Market Center Urban Renewal Plan.

(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**

**2/3/10**

Bureau of Water and Wastewater (BW&WW) - Amendment to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an amendment to an agreement with Rummel, Klepper, & Kahl, LLP (RKK), for Project 1086R, Urgent Need Storm Water Engineering Services. The amendment extends the period of the agreement through February 23, 2011.

**AMOUNT OF MONEY AND SOURCE:**

\$ 50,000.00 - MVR  
200,000.00 - MDOT State Construction  
**\$250,000.00** - 9958-902439-9520-900020-703031

**BACKGROUND/EXPLANATION:**

On February 24, 2009, the Board approved the original agreement with RKK to provide urgent need engineering service to improve the City's storm drain system for the Storm Water Engineering Office. The agreement was approved in the amount of \$250,000.00 for one year with an option of the City to renew for up to two 1-year terms.

This amendment will increase the upset limit by \$250,000.00 making the total amount of the agreement \$500,000.00. The amendment will also extend the amendment for one year. The Storm Water Engineering Office would like to exercise the operation of renewal for one year.

**MBE/WBE PARTICIPATION:**

<b>MBE:</b>	Daniel Consultants, Inc.	\$32,500.00	13%
	EBA Engineering, Inc.	<u>20,000.00</u>	<u>8%</u>
		<b>\$52,500.00</b>	<b>21%</b>

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

BW&WW - cont'd

<b>WBE:</b> Floura-Teeter Landscape Architects, Inc.	\$12,500.00	5%
Elizabeth Anderson Comer/ Archaeology	<u>5,000.00</u>	<u>2%</u>
	<b>\$17,500.00</b>	<b>7%</b>

**AUDITS NOTED THE TIME EXTENSION AND THE INCREASE IN THE UPSET LIMIT.**

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

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$200,000.00	9958-903439-9522	
MDOT - State Construction Loan	Constr. Res. On-Call Storm Drain Design & Engineering Services	
88,739.80	9958-904711-9522	
<u>MVR</u>	Constr. Res. Emergency Flood Mitigation	
<b>\$288,739.80</b>	-----	9958-902439-9520-3 Design

The funds are required for the consultant to provide services to improve the City's storm drain system.

(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**

**2/3/10**

Bureau of Water and Wastewater (BW&WW) - Amendment to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an amendment to an agreement with KCI Technologies, Inc. (KCI), for SC 870, Scum/Grease System Improvements at Back River Wastewater Treatment Plant. The amendment to agreement will extend the period of the agreement through December 31, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$ 55,077.90 - Baltimore City Water Revenue Bonds  
55,077.90 - Baltimore County  
**\$110,155.80** - 9956-902685-9551-900020-703031

**BACKGROUND/EXPLANATION:**

On June 18, 2008, the Board approved the original agreement with KCI to provide Scum/Grease System Improvements. The agreement was approved in the amount of \$672,835.77, for two years, or until the upset limit is reached, whichever occurs first.

The consultant will perform additional engineering services to evaluate an alternative site for the Septage Receiving Station (SRS). The original SRS site is now required as part of the re-design of the acid phase reactor project. The additional work includes: coordination between the two design projects supplemental field surveys, geotechnical field investigation, revisions to the conceptual design report to reflect the revised location for the SRS, and geotechnical engineering for evaluations of the new site area and access roadway modifications. The Consultant was approved by the Office of Boards and Commissions to design this project.

This amendment will increase the upset limit by \$110,155.80 making the total amount of the agreement \$782,991.57.

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

BW&WW - cont'd

**MBE/WBE PARTICIPATION:**

**MBE:** Findling, Inc.                      \$24,025.00              21.81%

KCI no longer operates a soil laboratory. Therefore, the Bureau proposes to have Findling, Inc. perform the soils testing. Findling, Inc. is a certified MBE with the City of Baltimore. Findling, Inc. has agreed to perform the soils testing work at the same cost this is identified in KCI's agreement with the City. A Cost form for Findling, Inc. is submitted.

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

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

**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$150,000.00	9956-901685-9549	
Counties	Constr. Res.	
	Scum Facility	
	Improvements	
150,000.00	"      "	
Wastewater		
<u>Revenue Bonds</u>		
<b>\$300,000.00</b>	-----	9956-902685-9551-3
		Engineering

The funds are needed to cover the cost of additional work for the design of SC 870, Scum/Grease System Improvements at the Back River Wastewater Treatment Plant.

(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**

**2/3/10**

Bureau of Water and Wastewater (BW&WW) - On-Call Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an on-call agreement with Rummel, Klepper & Kahl, LLP for Project No. 1101, Construction Claims Review Services. The period of the agreement is effective upon Board approval for three years, or until the upset limit is reached, whichever occurs first.

**AMOUNT OF MONEY AND SOURCE:**

\$1,500,000.00 - Upset Limit

**BACKGROUND/EXPLANATION:**

Rummel, Klepper & Kahl, LLP will provide Construction Claims Review Services under Project 1101. These services will include analyzing construction claims and investigating design liability; establishing design and construction histories through review of project files; interviewing personnel familiar with the project; and other available means. In addition, the consultant will evaluate design methods and drawings to determine the appropriateness of the project; review all change orders to determine cause and liability; and review construction schedules to establish viability and liability for any time extension requests. Rummel, Klepper & Kahl, LLP will also assist the BW&WW with constructability reviews of upcoming projects; offer training to the BW&WW in claims avoidance; and recommend the appropriate action to be taken by the City to resolve all matters of claims and liability issues.

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

BW&WW - cont'd

**MBE/WBE PARTICIPATION:**

<b>MBE:</b> Daniel Consultants, Inc.	\$210,000.00	14.00%
EBA Engineering, Inc.	<u>195,000.00</u>	<u>13.00%</u>
	<b>\$405,000.00</b>	<b>27.00%</b>
 <b>WBE:</b> Ross Technical Engineering,	\$135,000.00	9.00%

**MWBOO FOUND VENDOR IN COMPLIANCE.**

**AUDITS NOTED THIS ON-CALL AGREEMENT AND WILL REVIEW TASK ASSIGNMENTS.**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Bureau of Water and Wastewater - Partial Release of  
Retainage Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a partial release of retainage agreement to the Whiting Turner Construction Co. for Contract No. SC 847, Lower Stony Run Wastewater Pumping Station & Force Main.

**AMOUNT OF MONEY AND SOURCE:**

\$774,842.95 - 9956-904592-9551-900020-706063

**BACKGROUND/EXPLANATION:**

All work on Contract No. SC 847 was completed June 24, 2009. The contractor has requested a partial release of retainage in the amount of \$774,842.95. The City holds \$809,842.95 in retainage. The remaining \$35,000.00 is sufficient to protect the interests of the City.

**MWBOO APPROVED THIS RELEASE.**

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

Bureau of Water and Wastewater - Memorandum of Understanding

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a memorandum of understanding (MOU) with the Maryland Port Administration (MPA). The period of the agreement is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$1,507,355.00 - 9958-904995-9525-900020-703032

**BACKGROUND/EXPLANATION:**

The National Pollutant Discharge Elimination System Permit for storm water requires the City to study water sheds and open channels. The City will identify opportunities to reduce storm water pollution using state of the art methods such as stream restoration, wetlands, stream day-lighting, and green roofs, etc.

A Watershed Water Quality Management Plan was prepared in 2006 to fulfill the storm water permit for Baltimore City. The plan identified the Biddison Run stream to be very unstable. Approximately 1,400 feet of stream from Moravia Road to its confluence with the Herring Run was restored in 2007.

Under the terms of this memorandum of understanding, the MPA will provide \$1,507,355.00 in construction funds for this project to protect and restore Biddison Run, which is currently eroding the banks. PB Design Services will provide design services approximately 6,900 linear feet of the Biddison Run open channel upstream of Moravia Road.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

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

**AGENDA**

**BOARD OF ESTIMATES**

**2/3/10**

**PROPOSALS AND SPECIFICATIONS**

Department of Public Works/  
Department of Recreation  
and Parks

- RP 07825, Roosevelt Park Site  
Improvements  
**BIDS TO BE RECV'D: 03/17/2010**  
**BIDS TO BE OPENED: 03/17/2010**

Department of Public Works/  
Bureau of Water & Wastewater

- WC 1178, Improvements to  
Liberty Gatehouse Suspension  
Bridge  
**BIDS TO BE RECV'D: 03/24/2010**  
**BIDS TO BE OPENED: 03/24/2010**

**12:00 NOON**

**ANNOUNCEMENT OF BIDS RECEIVED**

**AND**

**OPENING OF BIDS, AS SCHEDULED**