

NOTICES

PROTESTS

BALTIMORE CITY OFFICES WILL BE CLOSED ON TUESDAY, NOVEMBER 6, 2012.

ALL PROTESTS MUST BE RECEIVED NO LATER THAN 8:45 AM ON WEDNESDAY NOVEMBER 7, 2012 PRECEDING THE BOARD OF ESTIMATES' MEETING.

ALL PROTESTS MUST BE IN WRITING AND STATE:

1. whom you represent,
2. what the issues are, and
3. how the protestant will be harmed by the proposed Board of Estimates' action.

Please submit all protests to Board of Estimates, Attn: Clerk, Room 204 City Hall, 100 N. Holliday Street, Baltimore, Maryland 21202.

BOARD OF ESTIMATES' AGENDA - NOVEMBER 7, 2012

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:

Archer Western Contractors, LLC	\$ 2,868,471,000.00
Colt Insulation, Inc.	\$ 504,000.00
Controlled Demolition, Inc.	\$ 8,000,000.00
Daisy Concrete, Inc. of Maryland	\$ 20,000,000.00
Work Capacity Rating Underwritten by Blanket Guarantee of \$20,000,000.00 from the Parent Corporation Daisy Construction Company	
ESCO Technologies, Inc. d/b/a Aclara Technologies, Inc.	\$ 145,700,000.00
Mark-Lang, Inc.	\$ 1,500,000.00
Moisture Proof & Masonry, Inc.	\$ 2,565,000.00
Retro Environmental, Inc.	\$ 8,000,000.00

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:

Burdette, Koehler, Murphy & Associates, Inc.	Engineer
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AGENDA

BOARD OF ESTIMATES

11/07/2012

BOARDS AND COMMISSIONS - cont'd

So-Deep, Inc.

Engineer
Property Line
Survey

Snider, Blanchard & Associates, Inc.
d/b/a/ Snider & Associates

Land Survey

AGENDA

BOARD OF ESTIMATES

11/07/2012

CITY COUNCIL BILL:

12-0090 - An ordinance concerning City Property - Grant of Easements for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for the benefit of Mt. Vernon Mill, LLC, its successors and assigns, across the Jones Falls in the area between the properties known as 3000 and 3030 Falls Road (Block 3500, Lots 1 and 3) for the purpose of (1) installing and maintaining a pedestrian footbridge over the property (Jones Falls) that is required by the City of Baltimore as a second means of egress from the building at 3030 Falls Road, (2) permitting the continuation of an existing footbridge and the maintenance of it over the property (Jones Falls) that was originally constructed in 1918, and (3) allowing certain existing piers located in the property (Jones Falls) that support the structure at 3000 Falls Road and allowing the portion of the structure that extends into the property (Jones Falls); and providing for a special effective date.

ALL REPORTS RECEIVED WERE FAVORABLE.

TRANSFERS OF FUNDS

* * * * *

The Board is requested to approve
the Transfer of Funds
listed on the following page:

5

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation</u>		
1. \$ 50,000.00 23 rd EDL	9952-905034-9511 Constr. Reserve - Pedestrian Lighting	9952-906044-9510-2 Contingency Street Lighting Historic District - TR10310

This transfer will cover the costs associated with BD# 34062, Task No. 7, Project No. 1161, for "Baltimore City Pedestrian Lighting," On-Call Construction Project Management Services with Whitman, Requardt & Associates.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Office of the Labor Commissioner - Health and Prescription
Drug Plan Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Health and Prescription Drug Plan Agreement with the Fraternal Order of Police, IAFF, Local 734 Fire Fighters, IAFF, Local 964 Fire Officers, City Union of Baltimore (CUB), and AFSCME, Council 67 Locals 44, 558, and 2202. The City's obligation to the Managerial and Professional Society is to meet and confer, but MAPS was invited to participate in the discussion regarding the new health plan structure.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Labor Commissioner negotiated a new Health and Prescription Drug Plan agreement on behalf of the Mayor and City Council of Baltimore. The submitted agreement, which was drafted by attorneys representing the City of Baltimore and the Unions, reflects those terms and conditions agreed to. Effective January 1, 2013, employees will participate in a new health and prescription drug plan structure that offers various plan tiers.

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Office of the Labor Commissioner - Increase in Grievance
Settlement Authority

ACTION REQUESTED OF B/E:

The Board is requested to increase the grievance settlement authority of the Office of the Labor Commissioner from \$5,000.00 to \$10,000.00.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Office of the Labor Commissioner has the authority to settle grievances and compensate employees for back wages to a maximum of \$5,000.00. The \$5,000.00 threshold has been effective since Board of Estimates approval in May 1992. The wages of City employees have increased since 1992 and most settlements far exceed the \$5,000.00 limit. With the increase in authorization to \$10,000.00, the Office of the Labor Commissioner can expedite the payment of back wages to employees.

MBE/WBE PARTICIPATION:

N/A

AGENDA

BOARD OF ESTIMATES

11/07/2012

Police Department - Payment of Back Salary

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize payments of back salary to Mr. Daniel J. Harper, Sr. The back pay represents the amount of salary that the Mr. Harper would have earned for the period January 5, 2012 through August 14, 2012 less other salary he earned during that time period.

AMOUNT OF MONEY AND SOURCE:

\$9,471.34 - 1001-000000-2041-195500-601062

BACKGROUND/EXPLANATION:

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

APPROVED FOR FUNDS BY FINANCE

AGENDA

BOARD OF ESTIMATES

11/07/2012

Police Department - Expenditure of Funds

The Board is requested to approve and authorize an expenditure of funds to pay the various vendors for costs associated with the memorial service of Mr. Forrest E. Taylor, an honored member of the Police Department who perished in the line of duty.

1. **SINGLETON FUNERAL & CREMATION SERVICES** \$11,122.54

Singleton Funeral & Cremation Services will be paid for costs associated with the memorial services that were held on August 30, 2012.

Account: 1001-000000-2041-196400-603050

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Police Department - Grant Award, Acceptance of Reimbursement, and Grant Adjustment Notification

The Board is requested to approve and authorize acceptance of a grant award, reimbursement, and grant adjustment notification. The period of the agreement is July 1, 2012 to June 30, 2013.

GRANT AWARD

1. **GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION (GOCCP)/NEIGHBORHOOD COMMUNITY POLICING PROGRAM** **\$1,974,000.00**

Account: 5000-511413-2042-662900-600005

The Neighborhood Community Policing Program is a partnership between the Police Department and Community stakeholders aimed at increasing the trust and communication between the Police Department and the community. Officers within the Department's nine police districts will collaborate with the community advocates to resolve neighborhood problems, and strengthen the following programs: Block Watch, Citizens on Patrol, and Operation Crime Watch. The grant funds provide salary, overtime, and fringe benefits for the full-time Neighborhood Service Officers.

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

REIMBURSEMENT

2. **STATE OF MARYLAND, DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (DPSCS)/SEX OFFENDER REGISTRY AND COMPLIANCE AGREEMENT REIMBURSEMENT** **\$ 328,600.00**

Account: 5000-599613-2021-212700-600000

The DPSCS is mandated under Criminal Procedure Article subsection 11-713(3) and (4), and under COMAR 12.06.01.17 to reimburse each local law enforcement unit annually for processing registration statements, fingerprints, photographs, and for performing community notification

AGENDA

BOARD OF ESTIMATES

11/07/2012

Mayor's Office of Human Services (MOHS) - Grant Agreements

The Board is requested to approve and authorize execution of the various grant agreements. The period of the agreement is July 1, 2012 through June 30, 2013, unless otherwise indicated.

AGREEMENTS

1. **FAMILY AND CHILDREN'S SERVICES OF CENTRAL MARYLAND, INC.** **\$71,390.00**

Account: 4000-490913-3573-333668-603051

The organization will operate a home-based services program and provide comprehensive case management services for 20 families dealing with HIV/AIDS. The services will include but are not limited to counseling, advocacy, skill development, financial assistance for emergency housing and utilities, transportation, food, and clothing.

MWBOO GRANTED A WAIVER.

2. **GOVANS ECUMENICAL DEVELOPMENT CORPORATION** **\$40,037.00**

Account: 4000-490913-3573-333650-603051

The organization will provide services to 25 people living with HIV/AIDS and/or other disabilities in order to move them from homelessness to permanent housing and to maintain housing status through coordination of housing assistance to short-term rent, utility and other emergency financial assistance, and case management.

3. **PATRICK ALLISON HOUSE, INC.** **\$29,250.00**

Account: 5000-529113-3572-333727-603051

The organization will provide housing and services to eight homeless men of Baltimore City. The funds will be used to offset the costs of providing services, which include but are not limited to life skills education, counseling, employability training, linking residents to required services, and on-site staff.

AGENDA

BOARD OF ESTIMATES

11/07/2012

MOHS - cont'd

4. **UNITED MINISTRIES, INC.** **\$16,014.00**

Account: 5000-529113-3572-333760-603051

The organization will provide 17 transitional shelter beds to formerly homeless men of Baltimore City. The funds will be used to offset the cost of providing services, which include but are not limited to case management, operational costs, and safe and affordable housing.

5. **WOMEN ACCEPTING RESPONSIBILITY, INC.** **\$56,137.00**

Account: 4000-496312-3573-591247-603051

The organization will provide tenant-based housing and supportive services to four clients. The clients will receive monthly rental subsidies, security deposits and/or payment for damage to property (if applicable). The period of the agreement is August 1, 2012 through July 31, 2013.

MWBOO GRANTED A WAIVER.

The grant agreements are late because of the delays at the administrative level.

AUDITS REVIEWED AND HAD NO OBJECTION.

AMENDMENT No. 1 TO AGREEMENT

6. **PROJECT PLASE, INC.** **\$0.00**

On May 16, 2012, the Board approved the original agreement that awarded \$800,000.00 in Housing Opportunities for People with Aids Federal funding from the U.S. Department of Housing and Urban Development to Project PLASE, Inc. located at 1814 Maryland Avenue, Baltimore, MD 21202. The funds are to be used by the organization to acquire 60,000 square feet of space located at 3601 Old Frederick Road, Baltimore, MD 21229 that will be used to provide 60 transitional housing units and 30 permanent housing units.

This amendment edits the language of the approved agreement

AGENDA

BOARD OF ESTIMATES

11/07/2012

MOHS - cont'd

in Section III.B. of Article III of the original agreement "Disbursement" to read as; Subject to the requirements of Section I.D. supra, MOHS will make payments to sponsor in order for the sponsor to acquire and develop the property. The MOHS will electronically disburse the grant to the title company designated by the sponsor in order for the title company to hold the grant in escrow for settlement of the purchase of the property and other approved expenses of the sponsor listed in the budget.

AUDITS NOTED THE AMENDMENT.

APPROVED FOR FUNDS BY FINANCE

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of General Services - Minor Privilege Permit Applications

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

	<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
1.	1133 S. Charles St.	Green Door Properties, LLC	Retain cornice sign 8' x 1½'
	Annual charge: \$35.20		
2.	20 E. Preston Street	Phillip J. Quick	One set of steps
	Flat charge: \$35.20		
3.	301 N. Howard Street	Homa Ravanbakhsh	Two single face electric signs 13.45' x 2' each, one double face electric sign 2' x 2'
	Annual charge: \$386.40		
4.	3802 Eastern Avenue	Georgette Stavrakas	Retain awning w/signage 15' x 2'
	Annual charge: \$105.50		
5.	3804 Eastern Avenue	Yonas Negash	Retain awning w/signage 15'x 2'
	Annual charge: \$105.50		

AGENDA

BOARD OF ESTIMATES

11/07/2012

DGS - cont'd

	<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
6.	236 S. High Street	236 S. High Street, LLC	Retain four awnings three @ 10½' x 2.5', one @ 10' x 4.25', one single face electric sign 11' x 2', one double face electric sign 3' x 3' four lights
	Annual charge: \$511.15		
7.	1815 Pennsylvania Ave.	JJ Powernet, Inc.	Retain single face electric sign 9' x 2'
	Annual charge: \$70.30		
8.	710 S. Central Avenue k/a 1000 Lancaster Street	Harbor East Development, LLC	One single face electric sign 21.46' x 17", one double face electric sign 3' x 18"
	Annual charge: \$210.90		

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of General Services - Amendment No. 1 to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize an amendment no. 1 to agreement with A Step Forward, Inc. This amendment no. 1 to agreement extends the period of the agreement through November 30, 2012.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On June 8, 2011 the Board approved an agreement with A Step Forward, Inc. to perform energy upgrades and retrofits to their facilities. Communications between the non-profit and the Department lapsed, and the non-profit continued work past the contract expiration date. In order to reimburse, the contractor for the awarded energy retrofits to A Step Forward, Inc.'s facilities, the Department requests a time extension through November 30, 2012.

AUDITS NOTED THE TIME EXTENSION

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

EXTRA WORK ORDER

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

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

EXTRA WORK ORDER

<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>

Department of Transportation

- | | | | | |
|--|-------------|-------------------|----|---|
| 1. EWO #003, \$0.00 - TR 09303, Rehabilitation of W. Baltimore Trail & Implementation of Pedestrian Improvements: Edmondson Avenue and North Pulaski Highway | | | | |
| \$481,497.00 | \$46,314.09 | Machado Construc- | 75 | - |
| | | tion Co., Inc. | | |

This authorization is to provide for a 75-day non-compensable time extension required to address vault complications at Saratoga and Pulaski Streets and Edmondson Avenue and Pulaski Street.

AGENDA

BOARD OF ESTIMATES

11/07/2012

TRAVEL REQUESTS

Health Department

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1. Gloria Valentine	Zero to Three - 27 th National Training Institute Los Angeles, CA Nov. 27 - Dec. 2, 2012 (Reg. Fee \$839.00)	Federal Funds	\$2,775.45

The subsistence rate for this location is \$196.00 per day. The hotel rate is \$209.00 per night not including occupancy taxes in the amount of \$32.65 per night. The Department is requesting an additional \$13.00 per day to cover the cost of the hotel as well as \$40.00 per day for meals and incidental expenses. Ms. Valentine is requesting to stay an additional night because the conference is finishing late and the most convenient flight is the following day. In addition, the Department is requesting an additional \$25.00 per flight for an airline baggage fee. The Department has prepaid the registration in the amount of \$839.00 on EA000105214. The disbursement to Ms. Valentine is in the amount of \$1,936.45.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Dept. - cont'd

3. **THE JOHNS HOPKINS UNIVERSITY** **\$71,670.00**
(JHU)

Account: 4000-425613-3023-599604-603051

The JHU will provide comprehensive health services to HIV infected women during pregnancy to minimize the risk of mother to child transmission of HIV to the infant with antiretroviral therapy while maintaining optimal health outcomes for the mother during and after pregnancy.

The agreement is late because the Infectious Disease and Environmental Health Administration (IDEHA) program-matically manages Ryan White Part D services. The providers are asked to submit a budget, budget narrative and scope of services. The BCHD thoroughly reviews the entire package before preparing a contract and submitting it to the Board of Estimates. These budgets are often times revised because of inadequate information from the providers. The review process is required to comply with the grant requirements.

MWBOO GRANTED A WAIVER.

4. **SHANI AGAR** **\$ 0.00**

This Educational Benefits Agreement with Ms. Agar, a School Health Aide, is in accordance with the Memorandum of Understanding between the City and the American Federation

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Dept. - cont'd

of State, County and Municipal Employees (AFSCME), Council 67 and Local 44, Article 25. The MOU makes available to full-time staff, with a minimum of two years continuous service within the Health Department, certain education benefits, including work study and/or tuition reimbursement.

Ms. Agar has applied for the Department's Work Study Program and is attending the Baltimore City Community College RN/Nursing Program. The period of the agreement is August 27, 2012 through December 16, 2012.

The request is late because the Department received the request on August 1, 2012.

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

11/07/2012

Health Department - Grant Adjustment Notice No. 13

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of grant adjustment notice (GAN) no. 13 to the grant agreement with the Governor's Office of Crime Control and Prevention. The GAN extends the period of the award through December 31, 2012.

AMOUNT OF MONEY AND SOURCE:

No additional funds are associated with this modification.

BACKGROUND/EXPLANATION:

On June 20, 2012, the Board retroactively approved the initial grant award from the GOCCP, Safe Streets for Baltimore, in the amount of \$1,000,000.00 for the period of October 1, 2009 through September 30, 2010 and the succeeding GAN nos. 1 - 12. GAN no. 12 extended the project end date through June 30, 2012.

The GAN no. 13 extends the project end date through December 31, 2012 and reduces the budget for advertising by \$1,222.08 and increases the amount for education and outreach materials by \$1,222.08.

The GAN is late because it was recently received.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS NOTED THE TIME EXTENSION.

(The Grant Adjustment Notice No. 13 has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Department - Ratification of Agreement

ACTION REQUESTED OF B/E:

The Board is requested to ratify the Bridges Community Health Worker (CHW) Collaborative agreement with the American Cancer Society (ACS). The Board is also requested to accept payment for the Department's participation in a project with the ACS. The period of the agreement was August 1, 2011 through August 31, 2012.

AMOUNT OF MONEY AND SOURCE:

\$1,200.00 - 6000-651912-3041-688200-406001

BACKGROUND/EXPLANATION:

On August 22, 2011, the Department entered into a collaborative agreement with the ACS for the Maryland African American Men's Health Project FY 2011-2012 to increase colorectal cancer screening among African American men through education awareness.

The ACS provided an incentive/payment to the Department for participating. The first incentive payment was \$800.00 and the second payment was \$400.00, for a total incentive amount of \$1,200.00.

The CHW collaborative agreement was not processed for the Board's approval because a former employee signed and returned the agreement to the ACS and it was recently received from the ACS. The Department apologizes for the lateness.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Department - cont'd

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

(The Bridges Community Health Worker Collaborative Agreement has been approved by the Law Department as to form and legal sufficiency.)

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Department - Ratification of Agreement

ACTION REQUESTED OF B/E:

The Board is requested to ratify an agreement with The Family League of Baltimore City, Inc. (FLBC). The period of the agreement is September 6, 2011 through August 31, 2012.

AMOUNT OF MONEY AND SOURCE:

\$33,135.00 - 6000-626313-3080-513201-406001

BACKGROUND/EXPLANATION:

On October 25, 2011, the FLBC received a grant in the amount of \$299,772.00 entitled Baltimore Coalition for Healthy Communities, from the Department of Health and Human Services (DHHS), for the budget period of September 1, 2011 through August 31, 2012.

On November 15, 2011, the FLBC received a grant in the amount of \$89,390.00 from the Leonard and Helen R. Stulman Charitable Foundation for the period of November 15, 2011 through November 14, 2012.

On June 26, 2012, the Department received notification of an award from the FLBC in the amount of \$33,135.00 for the B'more Fit for Healthy Babies Program. The agreement was received on August 3, 2012.

On September 7, 2012, the Department received the grant agreement, but upon review by the Law Department, it was revised for legal sufficiency. It was then sent to the FLBC for signatures, but expired before it was returned to the Department.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Department - cont'd

Therefore, the Board is requested to ratify the agreement so that the Department can be reimbursed for services.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Health Department - Unified Funding Document for FY 2013

ACTION REQUESTED OF B/E:

The Board is requested to accept the modification to the FY 2013 unified funding document for grants for the period ending August 31, 2012.

AMOUNT OF MONEY AND SOURCE:

<u>GRANT DESCRIPTION</u>	<u>TYPE OF ACTION</u>	<u>AMOUNT</u>	<u>TOTAL AWARD</u>
Sexually Transmitted Disease CH 051 STD	Reduction	(\$405.00)	\$148,943.00

Account: 5000-522313-3030-271500-605001

BACKGROUND/EXPLANATION:

On September 12, 2012, the Board approved the Unified Funding Document for the period ending July 31, 2012. The STD grant was \$149,348.00. As of August 31, 2012, the STD grant was reduced by \$405.00 to \$148,943.00.

As the fiscal year progresses, supplements, modifications, and/or reductions will be processed through the granting administrations with revised unified grant awards being issued. The most current unified funding document will be the official award of record.

Health Department - cont'd

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS NOTED THE MODIFICATION.

AGENDA

BOARD OF ESTIMATES

11/07/2012

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

- | | | |
|--|-------------|----------|
| 1. THE MILL OF BEL AIR | \$27,767.52 | Only Bid |
| Solicitation No. B50002653 - Horse Feed and Bedding - Police Department - Req. No. R610567 | | |

The period of the award is November 7, 2012 through November 6, 2013, with two 1-year renewal options remaining.

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|---|-------------|---------|
| 2. SYNAGRO-HYPEX, LLC | \$34,907.00 | Low Bid |
| Solicitation No. 07000 - Flottweg Rotating Assembly Service - Department of Public Works - Req. No. R609041 | | |

- | | | |
|--|-------------|----------|
| 3. ADVANCED TANK SYSTEMS, INC. | \$25,000.00 | Only Bid |
| Solicitation No. B50002661 - Inspections and Certifications for Fuel Tanker Trucks - Department of General Services - Req. No. Various | | |

The period of the award is November 7, 2012 through November 6, 2015, with two 1-year renewal options remaining.

- | | | |
|---|-------------|---------|
| 4. MOORE MEDICAL, INC. | \$19,000.00 | Renewal |
| Solicitation No. B50001621 - Assorted Syringes - Health Department - Req. No. R515328 | | |

On November 10, 2010, the Board approved the initial award in the amount of \$17,208.24. The award contained two 1-year renewal options. On November 9, 2011, the Board approved the first renewal in the amount of \$20,020.00. This final renewal in the amount of \$19,000.00 is for the period November 10, 2012 through November 9, 2013.

- | | | |
|--|-------------|---------|
| 5. OSBURN ASSOCIATES, INC. | \$40,000.00 | Low Bid |
| Solicitation No. B50002672 - U Channel Posts - Department of Transportation - Req. No. R611104 | | |

The period of the award is November 7, 2012 through November 6, 2013, with two 1-year renewal options remaining.

AGENDA

BOARD OF ESTIMATES

11/07/2012

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

6. GENERAL TRAFFIC EQUIPMENT CORPORATION	\$150,000.00	Renewal
Solicitation No. B50002148 - Aluminum Vehicle Traffic and Pedestrian Signal Assemblies - Department of Transportation - P.O. No. P518770		

On November 16, 2011, the Board approved the initial award in the amount of \$163,000.00. The award contained three 1-year renewal options. This renewal in the amount of \$150,000.00 is for the period December 1, 2012 through November 30, 2013, with two 1-year renewal options remaining.

MWBOO GRANTED A WAIVER.

7. THE GUN SHOP	\$ 57,980.00	Cooperative Contract
State of Maryland Contract Number 001B3400026 - Ammunition Federal - Police Department - Req. No. R616366		

The ammunition requested by the Police Department was out for competitive bid through the State of Maryland using a higher volume for a greater discount than the City would be able to solicit on its own.

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

10.	VALLEY CHEVROLET	\$ 500,000.00	
	APPLE FORD	0.00	
	HERITAGE DODGE, INC.	1,500,000.00	
	PACKER NORRIS PARTS	0.00	
	AL PACKER'S WHITE MARSH FORD, LLC	0.00	
		\$2,000,000.00	Increase

Solicitation No. B50000665 - Automotive OEM Parts & Service -
Department of General Services - P.O. No. P505763

On December 10, 2008, the Board approved the initial award in the amount of \$10,000,000.00. The award contained two 1-year renewal options. Subsequent actions have been approved. This increase is necessary due to increased usage of this contract. This increase in the amount of \$2,000,000.00 will make the award amount \$14,920,000.00.

MWBOO GRANTED A WAIVER.

11.	LABVANTAGE	\$ 75,079.05	
	SOLUTIONS,	7,097.95	Ratification
	INC.	28,391.80	Term Order
		\$110,568.80	Extension

Solicitation No. 08000 - Software Maintenance Agreement -
Department of Public Works, Environmental Service Division -
P.O. No. P515926

On October 20, 2010, the Board approved the initial award in the amount of \$82,175.00. The Department of Public Works continued to use software maintenance services from the vendor beyond the term of the original contract. The requested action will allow ratification of the contract, and the agency to continue to utilize the requirement covered by the contract until the time a new contract is awarded. The period of the ratification is January 1, 2012 through November 6, 2012. The term order is for the period of November 7, 2012 through December 31, 2012. The extension is for the period January 1, 2013 through April 30, 2013.

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

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

- 12. KATON PRINTING CORPORATION
- OMNIFORM, INC.
- THE MOUNT ROYAL PRINTING CO., INC.
- MOUNT VERNON PRINTING CO.
- PRINTING MATTERS, LLC
- H&N PRINTING & GRAPHICS
- THE STANDARD REGISTER, CO.
- RIDGE PRINTING CORP.

UPTOWN PRESS, INC.	\$ 250,000.00	Renewal
Solicitation No. B50001249 - Qualification for Printing Services - Department of Finance - P.O. No. P511429		

On December 9, 2009, the Board approved the initial award in the amount of \$2,500,000.00. The award contained three 1-year renewal options. On November 16, 2011, the Board approved the first renewal in the amount of \$1,250,000.00. This renewal in the amount of \$250,000.00 is for the period December 9, 2012 through December 8, 2013, with one 1-year renewal option remaining.

MWBOO GRANTED A WAIVER.

AGENDA

BOARD OF ESTIMATES

11/07/2012

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | | |
|-----|---|----------------|------------|
| 13. | JOBS, HOUSING & RECOVERY, INC. | \$2,070,087.00 | Correction |
| | Solicitation No. B50001664 - Management of the Harry & Jeanette Weinberg Housing & Resource Center - Department of Housing and Community Development - P.O. No. P516814 | | |

On March 30, 2011, the Board approved the initial award in the amount of \$4,713,853.00. The award contained four 1-year renewal options. On June 13, 2012, the Board approved the first renewal in the amount of \$1,000,000.00, which was based on an estimate for only four months rather than the fiscal year anticipated. An increase in the amount of \$2,070,087.00 is necessary to provide funds for the rest of the fiscal year.

This is a requirements contract, therefore dollar amounts will vary.

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

MBE: World Wide Investigation, LLC	0.09%
Down to the Dust Cleaning, LLC	4.50%
Sandtown Laundry, LLC	8.80%

MWBOO FOUND VENDOR IN COMPLIANCE BASED ON GOOD FAITH EFFORTS.

- | | | | |
|-----|---|--------------|---------|
| 14. | J.J. ADAMS FUEL OIL CO. | \$200,000.00 | Renewal |
| | Solicitation No. B50001178 - Diesel Fuel for Generators - Agencies: Various, Req. No. P514636 | | |

On November 10, 2009, the Board approved the initial award. On January 31, 2012, the City Purchasing agent approved an increase in the amount of \$50,000.00. On August 8, 2012, the Board approved an increase in the amount of \$125,000.00. The award contained two 1-year renewal options. This renewal in the amount of \$200,000.00 is for the period December 1, 2012 through November 20, 2013.

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

15. COALITION TO END CHILDHOOD
LEAD POISONING, INC.
HAWKEYE CONSTRUCTION, LLC
GOEL SERVICES \$0.00 Renewal
- SOLICITATION NO. B50002105 - Combined Services for Weatheriza-
tion Assistance and Lead Abatement at Low Income Residences -
Department of Housing and Community Development - Req. Nos.
P519266, P519267, and P519268

On December 7, 2011, the Board approved the initial award. The award contained two 1-year renewal options. This renewal is for the period December 15, 2012 through December 14, 2013.

MWBOO FOUND VENDORS IN COMPLIANCE.

Coalition to End Childhood Lead Poisoning, Inc.

MBE: First Potomac Environmental Corp.

WBE: Baltimore Window Factory, Inc.

Hawkeye Construction, Inc.

MBE: First Potomac Environmental Corp.

WBE: Baltimore Window Factory, Inc.

Goel Services, Inc.

MBE: Danison, Inc.

WBE: USA Energy Co., Inc.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Mayor's Office of Information Technology - Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to ratify the procurement of services provided by the Highlander Contracting Company (Highlander) and to approve an expenditure of funds to pay the company to repair damages to the 800MHz Fiber Cable Lines at Lake Clifton.

AMOUNT OF MONEY AND SOURCE:

\$19,934.00 - 2042-000000-1474-165700-603035

BACKGROUND/EXPLANATION:

On May 23, 2012, a private company performing entrenching work in the area of the Lake Clifton power station inadvertently cut two major Baltimore City fiber lines. These fiber lines connect the 800 MHz for Baltimore City's Public Safety Agencies (Fire and Police). Once notified of the cut to the fiber line, the Mayor's Office of Information Technology contacted the Highlander Contracting Company for immediate repair. This was an unexpected repair and was considered detrimental to the City's public safety agencies. The Mayor's Office of Information Technology decided to hire Highlander to complete the repairs without further approval.

A request to pay an emergency invoice was submitted to the Board of Estimates for approval in July 2012. However, it was returned because it was not approved by the Director of Finance for procurement on an emergency basis. Subsequently, the invoice and documentation were submitted to the Department of Finance for review. The request was delayed until it was reviewed and approved by the Bureau of Purchases and the Law Department. This request was determined not to be an emergency; however all costs were approved.

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 contracts
listed on the following pages:
41 - 45
to the low bidder meeting specifications,
or reject bids on those as indicated
for the reasons stated.
In connection with the Transfers of Funds,
reports have been requested
from the Planning Commission,
the Director of Finance having reported favorably
thereon, as required by the provisions
of the City Charter.

AGENDA

BOARD OF ESTIMATES

11/07/2012

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Purchases

4. B50002620, Street Lorenz, Inc. \$ 182,440.00
Tree Supply,
Delivery, Planting
for Fall 2012 &
Spring 2013 with
Two Year Maintenance

(Department of Recreation & Parks)

MWBOO SET GOALS OF 10% MBE AND 0% WBE.

MBE: 4 Evergreen Lawn Care \$18,250.00 10%

MWBOO FOUND VENDOR IN COMPLIANCE.

5. B50002525, Jones Shannon-Baum Signs, \$ 20,500.00
Falls Trail Inc.
Interpretive Signage

(Department of Recreation & Parks)

Department of Transportation

6. TR 12017R, Material Froehling & \$ 141,885.00
Testing 2012 Various Robertson, Inc.
Projects Citywide

MWBOO SET MBE GOALS AT 15% AND WBE GOALS AT 5%

MBE: Findling, Inc. \$21,282.00 15.00%

WBE: VE Engineering, Inc.*

* VE Engineering, Inc. is not certified as a WBE with
Baltimore City.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

**A PROTEST WAS RECEIVED FROM THE MARYLAND MINORITY CONTRACTORS
ASSOCIATION.**

AGENDA

BOARD OF ESTIMATES

11/07/2012

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation - cont'd

The Department requests that the Board exercise its discretion to award the contract to Froehling & Robertson, Inc. subject to the firm coming into compliance within ten days of the award.

Two bids were received ranging in a low of \$141,885.00 to a high of \$330,998.00. The Department has now bid this work twice. On both occasions, the second low bidder (and only bidder) has been significantly above the expected pricing, and more than double the low bidder's pricing. The Department of Transportation urgently requires materials testing services in order to comply with State and Federal construction specifications and believes that it is in the best interest of the City for the Board to exercise its discretionary authority to award this contract to Froehling & Robertson, Inc.

The Department of Transportation finds the low bidder acceptable and recommends award of this contract to the lowest responsible bidder, Froehling & Robertson, Inc.

7. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$163,167.75	9950-904508-9509	
MVR	Material Testing	
\$141,885.00	-----	9950-907536-9508-6
		Structure & Improvements
14,188.50	-----	9950-907536-9508-5
		Inspections
7,094.25	-----	9950-907536-9508-2
<u>\$163,167.75</u>		Contingencies

This transfer will cover the costs associated with the award of contract no. TR 12017R, Material Testing for Various Projects Citywide to Froehling & Robertson, Inc.

AGENDA

BOARD OF ESTIMATES

11/07/2012

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation - cont'd

8. TR 20350, Replacement of Frederick Avenue Bridge Over Gwynns Falls and CXX Railroad	Joseph B. Fay Company	\$13,997,381.20
---	--------------------------	-----------------

DBE: Ackerman & Baynes, LLC	\$ 150,000.00	1.07%
Traffic Systems, Inc.	300,000.00	2.15%
Hammerhead Trucking, LLC	140,000.00	1.00%
Alliance Concrete Corp.	80,000.00	0.57%
Interlock Steelworkers, Inc.	510,000.00	3.64%
Mohawk Bridge & Iron, Inc.	510,000.00	3.64%
	<u>\$1,690,000.00</u>	<u>12.07%</u>

9. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$12,195,626.07 FED	9950-903412-9507 Constr. Res.- Frederick Ave. O/Gwynns	
681,964.63 FED	9950-944002-9507 Constr. Res.- for Closeouts	
3,219,397.68 MVR	9950-903412-9507 Constr. Res.- Frederick Ave. O/Gwynns	
<u>\$16,096,988.38</u>		
\$13,997,381.20	-----	9950-902412-9506-6 Structure & Improvements
1,399,738.12	-----	9950-902412-9506-5 Inspections
699,869.06	-----	9950-902412-9506-2 Contingencies
<u>\$16,096,988.38</u>		

AGENDA

BOARD OF ESTIMATES

11/07/2012

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation - cont'd

This transfer will fund the cost associated with the award of TR 20350, Frederick Avenue Bridge Over Gwynns Falls and CSX Railroad to Joseph B. Fay Company.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of Real Estate - Renewal of Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve the renewal of the lease agreement with the Bar Association of Baltimore City for the rental of a portion of the property known as 111 N. Calvert Street, consisting of 1,325 sq. ft., being on the sixth floor. The period of the renewal of the lease is January 1, 2013 through December 31, 2013.

AMOUNT OF MONEY AND SOURCE:

	<u>Annual Rent</u>	<u>Monthly Rent</u>
Year 1	\$ 9,460.50	\$788.37
Year 2	\$ 9,744.06	\$812.00
Year 3	\$10,036.38	\$836.36
Year 4	\$10,337.47	\$861.45
Year 5	\$10,647.59	\$887.30

BACKGROUND/EXPLANATION:

On March 5, 2008, the Board approved the original lease agreement with the Bar Association of Baltimore City for the period January 1, 2008 through December 31, 2012, with the option to renew for one 5-year term. The Bar Association of Baltimore City desires to exercise its renewal option for the period January 1, 2013 through December 31, 2017 at the above rate.

All other conditions and provisions of the original lease agreement remain unchanged.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Space Utilization Committee - Interdepartmental Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an interdepartmental lease agreement between the Department of General Services, landlord, and the Department of Finance, Bureau of Accounting and Payroll Services (BAPS), tenant, for the rental of a portion of the property known as 401 E. Fayette Street, being on the 5th and 8th floors, containing 16,854 sq. ft. The period of the agreement is July 1, 2012 through June 30, 2013, with an option to renew for five additional 1-year terms.

AMOUNT OF MONEY AND SOURCE:

	<u>Annual Rent</u>	<u>Monthly Rent</u>
Year 1	\$135,674.47	\$11,306.21
Account:	1001-000000-1422-160800-603096 - 53%	
	1001-000000-1423-160800-603096 - 47%	

Ninety days prior to the lease termination date, the landlord will determine a rental rate based on the projected operation costs and expenses for the upcoming renewal term.

BACKGROUND/EXPLANATION:

The tenant will use the leased premises for administrative offices for BAPS.

The landlord will be responsible for the interior and exterior of the building, including foundations, roof, walls, gutters downspouts, maintenance and repairs of HVAC systems, providing heat and air conditioning (not individual window ventilation systems), trash removal, janitorial and pest control services, snow and ice removal, interior and exterior lighting, sewer/plumbing and electric repairs, and utilities.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Space Utilization Committee - cont'd

In addition, the landlord will provide a security guard in the entrance lobby from 6:00 A.M. to 6:00 P.M. If the tenant needs a security guard after 6:00 P.M., the tenant will be responsible for the cost and expense.

The tenant accepts the premises in its existing condition. The tenant will be responsible for providing all equipment including refrigerators or any other kitchen appliances, telephone and computer services, placing debris into trash receptacles, keeping the common break room free of debris that can cause infestation of insects and/or rodents, keeping the entrance and passageway areas clean and in an orderly condition free of the tenant's equipment and furniture, which will not impede ingress and egress.

The lease agreement is late because of delays in administrative review process.

The Space Utilization Committee approved this lease agreement on October 23, 2012.

APPROVED FOR FUNDS BY FINANCE

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of Transportation - First Amendment to the
Memorandum of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the first amendment to the memorandum of understanding with the Maryland Department of Transportation (MDOT), State Highway Administration for the Pedestrian Lighting Project.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On Wednesday, July 14, 2010, the Board approved a memorandum of understanding (MOU) with the Maryland Department of Transportation, State Highway Administration for the Pedestrian Lighting Project in Baltimore City. The project consists of installing conduit, light poles, and historically appropriate pedestrian oriented street lights in the Dickeyville, Franklinton, Hunting Ridge, and Ten Hills neighborhoods in Baltimore City.

In the original MOU, Section VII stipulated that the project be advertised by July 14, 2010 in order for the Department of Transportation to receive reimbursement from the Federal Highway Administration. However, due to various project delays and multiple agency reviews, the project was advertised on April 29, 2011. Therefore, the City and MDOT wish to amend the original MOU to reflect the actual project schedule and to provide for the reimbursement of construction costs by the Federal Highway Administration.

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

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 Landex Development, LLC. The period of the agreement is effective for 60 business days after the initial payment is made, unless the parties agree in writing that additional time is needed.

AMOUNT OF MONEY AND SOURCE:

\$24,016.23

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 will be performed for the Cold Spring Mixed-Use Development at 2001-2013 West Cold Spring Lane, where the applicant has applied or intends to apply for a building permit in Baltimore City to perform the scope of work for 250 residential dwelling units, 30,000 sq. ft. of retail development, and 200 Maryland Department of Transportation parking spaces for the Cold Spring Lane Light Rail Station. The traffic impact study assesses the development and its relative traffic impacts.

The anticipated cost of \$24,016.23 for the TIS will be covered under Project No. 1134, On-Call Agreement, Task No. 1 assigned to McCormick Taylor, Inc.

MBE/WBE PARTICIPATION:

N/A

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

OPTIONS/CONDEMNATION/QUICK-TAKES:

Department of Housing and Community Development

CLERK'S CORRECTION TO CONDEMNATION AMOUNT

1. On October 31, 2012, the Board approved the purchase by condemnation of the leasehold interest in 2734 Tivoly Avenue in the amount of \$20,000.00. The owner is Mr. Carl Schultz. The correct amount is \$20,200.00. The Clerk to the Board apologizes for this error, and requests that the amount be corrected from \$20,000.00 to \$20,200.00.

Account No. 9910-904326-9588-900000-704040

PERSONNEL MATTERS

* * * * *

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

53

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

11/07/2012

PERSONNEL

Department of Recreation and Parks

	<u>Hourly Rate</u>	<u>Amount</u>
1. WALLY STEPHENSON	\$37.98	\$79,000.00

Account: 1001-000000-4803-371500-601009

Mr. Stephenson will continue to work as a Facility Maintenance Coordinator. His duties will include, but are not limited to monitoring the overall \$1,600,000.00 building maintenance budget. He will prepare expenditure status reports for program administration and evaluation. In addition, he will perform and maintain a comprehensive analysis of the Department's facilities with suggestions on maintenance improvements, long and short-term. He will also prioritize building maintenance projects based on priorities and project cost/benefit. The period of the agreement is effective upon Board approval through October 25, 2013.

2. Mayor's Office of Information Technology

a. Change the class title of following classification:

From: 10153 - IT Short Term Project Manager
Grade 989 (\$72,800.00 - \$114,400.00)

To: IT Project Manager
Grade 989 (\$72,800.00 - \$114,400.00)

b. Create the following position:

10153 - IT Project Manager
Grade 989 (\$72,800.00 - \$114,400.00)
Job No. to be assigned by BBMR

Costs \$127,559.00 - 1001-000000-1474-167700-601001

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of Housing & Community Development (DHCD) - Land Disposition Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a land disposition agreement with Oak Pointe Associates, LLC, developer for the sale of a vacant building located at 1427 McCulloh Street in the Upton/Marble Hill Neighborhood.

AMOUNT OF MONEY AND SOURCE:

\$15,000.00 - Sale Price

BACKGROUND/EXPLANATION:

The project will consist of the total renovation of the vacant building, according to the Commission for Historic and Architectural Preservation guidelines. The property will be converted into three 1-bedroom rental units.

The property was journalized on August 4, 2011.

The property was assessed by the State Department of Assessment and Taxation at \$3,000.00. The Waiver Valuation process was used in lieu of an appraisal. The DHCD has determined the price of the property using available real estate data. The vacant building has been priced at \$10,138.00. It is being sold for \$15,000.00.

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of Housing and - Side Yard Land Disposition
Community Development Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a side yard land disposition agreement (LDA) with Mr. Keenan Lewis and Ms. Toairay Lewis, purchasers, for the sale of the properties known as 1310 and 1312 E. Eager Street (Block 1189, Lot 028 and Block 1189, Lot 027, respectively).

AMOUNT OF MONEY AND SOURCE:

\$1,000.00 (\$500.00 per property) - Purchase price

BACKGROUND/EXPLANATION:

The DHCD's Land Resources Division strategically acquires and manages vacant or abandoned properties, ultimately enabling these properties to be returned to productive use and improving Baltimore's neighborhoods. The purchaser will be using private funds to pay for the acquisition and maintenance of the property.

In accordance with the City's Side Yard Policy, the City has agreed to convey the properties known as 1310 and 1312 E. Eager Street (Block 1189, Lot 028 and Block 1189, Lot 027, respectively), to the owner of the adjacent owner-occupied property. As a condition of the conveyance, Mr. Keenan Lewis and Ms. Toairay Lewis have agreed to the terms of the LDA, which prohibits development of the parcel for a minimum of ten years.

AGENDA

BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

STATEMENT OF PURPOSE AND RATIONALE FOR SALE OF PROPERTY:

The properties are being sold for \$1,000.00. The rationale for the conveyance is the sale will serve a specific benefit to the immediate community and eliminate blight. Mr. Keenan Lewis and Ms. Toairay Lewis plan to clear the land, green a portion and install lights around the property to prevent crime that has been occurring in these lots.

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

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of Housing and - Agreements

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

1. **COMMUNITY HOUSING ASSOCIATES, INC.** **\$ 88,230.00**
- Account: 2089-208912-5930-532361-603051 \$ 20,000.00
2089-208913-5930-532361-603051 \$ 68,230.00

The organization will acquire, rehabilitate, and develop properties to create rental housing opportunities for low and moderate-income non-elderly disabled and homeless persons. The funds will be used to subsidize the staff costs associated with this project. The period of the agreement is September 1, 2012 through August 31, 2013.

MWBOO GRANTED A WAIVER.

2. **DRUID HEIGHTS COMMUNITY DEVELOPMENT CORPORATION, INC.** **\$330,190.00**
- Account: 2089-208913-5930-430626-603051 \$ 5,000.00
2089-208913-5930-430630-603051 \$ 25,000.00
2089-208913-5930-430634-603051 \$ 20,000.00
2089-208913-5930-430653-603051 \$ 50,000.00
2089-208913-5930-430662-603051 \$ 62,286.00
2089-208913-5930-430676-603051 \$ 8,814.00
2089-208913-5930-430680-603051 \$ 13,000.00
2089-208913-5930-430681-603051 \$ 28,000.00
2089-208913-5930-430683-603051 \$ 45,380.00
2089-208913-5930-430691-603051 \$ 72,710.00

The organization will provide a variety of public and youth services and carry out planning and capacity building activities. The organization will also rehabilitate and construct housing for the improvement and betterment of

AGENDA

BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

available affordable housing. The funds will be used to subsidize the agencies operating costs. The period of the agreement is September 1, 2012 through August 31, 2013.

FOR THE FY 2013, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT \$22,140.00 AS FOLLOWS:

MBE: \$ 5,978.00

WBE: \$ 2,214.00

On May 2, 2012, 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 2012 Annual Action Plan for the following formula programs:

1. Community Development Block Grant (CDBG)
2. HOME Investment Partnership Act (HOME)
3. Emergency Solutions Grant (ESG)
4. Housing Opportunity for People with AIDS (HOPWA)

The DHCD began negotiating and processing the CDBG agreements effective July 1, 2012 and beyond, as outlined in the Plan, pending approval of the Resolution. Consequently, the agreements were delayed due to final negotiations and processing.

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

11/07/2012

Department of Housing - Amendment
and Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve an amendment to previously approved Board of Estimates memos, each as further described below, for a HOME project known as "New Oliver Phase IA".

The Board is also requested to authorize the Commissioner of the Department of Housing and Community Development to execute any and all legal documents to effectuate this transaction subject to review and approval by the Department of Law for form and legal sufficiency.

AMOUNT OF MONEY AND SOURCE:

No additional funding is required.

BACKGROUND/EXPLANATION:

As currently approved, the New Oliver Phase IA project is a 20-unit homeownership project. The developer, TRF Development Partners-Baltimore, LLC, has requested approval to convert the New Oliver Phase IA project into two separate projects: (i) a homeownership project containing 9 for-sale units, to be sold to first-time buyers and (ii) an eleven-unit rental project. This request is more fully described below. The project reconfiguration will require no additional funding.

TRF Development Partners, Inc. (TRF Development), a Pennsylvania non-profit corporation established by The Reinvestment Fund (TRF), has partnered with B.U.I.L.D. in an attempt to revitalize the Oliver community of East Baltimore by seeking to create over 120 units of newly-constructed and rehabilitated affordable single-family housing in the community (the Development).

On July 23, 2008, the Board approved a HOME Investment Partnerships Program loan (the Original HOME Loan) in an amount not to exceed \$1,150,000.00 to TRF Development Partners - Oliver, LLC (TRF Oliver) to assist with the new construction of 30 for-sale homeownership units (the Original Phase IA Project) within the Development.

AGENDA

BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

On September 2, 2009, the Board approved two technical amendments to the 2008 memorandum. The 2009 memorandum first approved changing the borrowing entity with respect to the Original HOME Loan from TRF Oliver to TRF Development Partners - Baltimore, LLC (TRF Baltimore) in order to satisfy the certified community housing development organization (CHDO) rules under the HOME program. The 2009 memorandum then authorized TRF Development to select the final 30 units that would make up the Original Phase IA Project from a list of approximately 45 addresses rather than be limited to the 30 specific addresses set forth in the 2008 memorandum.

On November 19, 2010, the Board approved two further amendments. The 2010 memorandum first approved the reduction in the scope of the approved project from 30 to 20 units. The 2010 memorandum also approved supplemental funding in the amount of \$150,000.00 (the HOME Supplemental Loan) for 15 of the 20 units and approved a reduction in the base price of the 15 units receiving the supplemental funds.

On August 16, 2011, the Board authorized the reduction of the period of affordability from 20 to 15 years, as permitted by the HOME Program regulations, to allow for greater access to permanent market financing.

Although TRF Development and its partners have invested over \$5,200,000.00 in the community, because of market conditions, it has not been possible to sell all 20 units in the original Phase 1A Project. While the developer has attempted through various strategies to complete the project since the initial approval by the Board, it now believes that to make the project viable, it must alter the housing product it is currently producing. Additionally, its request to convert a portion of the homeownership units to rental units is a response to changes in the HOME Program regulations proposed late last year by HUD. The change in regulations as proposed will require future HOME

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BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

financed homeownership projects that remain unsold after six months to convert from a homeownership to a rental project. In light of this proposed (but not yet finalized) change, the developer has requested this action be taken.

The new project configuration will split the project as currently approved into two separate projects. The first project, which will be known as the "Oliver Phase IA Homeownership Project," will consist of 9 for-sale units to be sold to first-time buyers. These units are: 1607, 1609, 1611, 1613, and 1615 East Preston Street and 1219, 1239, 1204, and 1223 North Bond Street. Of these nine units, seven of the nine units have already been sold and the remaining 2 units (1204 and 1223 North Bond Street) have been completed and are scheduled to settle in the near future.

The second project, which will be called the "Oliver Phase IA Rental Project," will convert the remaining 11 units into a rental project to be affordable to households making 60% of area median income (adjusted for family size). These units are currently known as: 1325 North Caroline Street, 1604 East Preston Street, 1225, 1227, 1229, 1233, and 1237 North Bond Street, and 1516, 1518, 1520, and 1522 East Biddle Street.

The reconfiguration of this project allows TRF Development to focus its efforts on the production of rental projects until market demand for homeownership picks up. Given the realities of the current residential real estate market, TRF Development believes that meeting the current demand for more affordable rental homes is a better approach than letting homeownership units sit unoccupied because of lack of demand.

Following the reconfiguration, HOME funds in an approximate amount of \$487,000.00 will be allocated to the Oliver Phase IA Homeownership Project (the HOME Homeownership Loan) and HOME

AGENDA

BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

funds in the approximate amount of \$813,000.00 will be allocated to the Oliver Phase IA Rental Project (the HOME Rental Loan). The aggregate principal amount of the HOME Homeownership Loan and the HOME Rental Loan will equal the \$1,300,000.00 previously authorized.

Participating Parties - Oliver Phase IA Homeownership Project

The participating parties in the Oliver Phase IA Homeownership Project have not changed from previous authorizations.

Participating Parties - Oliver Phase IA Rental Project

A. Borrower

TRF Development Partners - Baltimore, LLC, the borrower under the Original HOME Loan and the borrower under the Supplemental HOME Loan, will be the Borrower under the HOME Rental Loan. The Oliver Phase IA Rental Project will be owned by TRF Development Partners - Baltimore, LLC.

B. General Contractor/Design Builder

Certified Construction Management, LLC, will be the design-builder for the new Oliver Phase IA Rental Project.

C. Participating Lenders

TRF Development- First Lien Position

TRF Development, or an affiliate thereof, will make a first mortgage lien loan in the approximate amount of \$1,280,000.00 (the TRF First Loan). During the construction period, the TRF First Loan will accrue interest at a rate of LIBOR plus three percent (3%). Following the completion of construction, the TRF First Loan will convert to a permanent loan with a term of 10 years (the TRF First Loan Maturity Date) and an amortization

AGENDA

BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

schedule of 30 years and such permanent loan will accrue interest at 5% per annum. The TRF First Loan will be paid from project revenues after payment of operating expenses approved by the Department, including replacement reserves. The entire outstanding balance of the TRF First Loan will be due and payable at maturity.

Baltimore City HOME Program - Second Lien Position

During the construction period, interest on the HOME Rental Loan will be charged at the rate of zero percent (0%) on sums advanced. During the permanent period, which will be the 30 years following the end of the construction period, interest will be charged at the rate of three percent (3%), principal will amortize over a 30-year term, and payments will be made out of available surplus cash flow. The outstanding principal balance and any deferred and accrued interest will be due and payable on the maturity date. The period of affordability, the term of rent and income restrictions required by the HOME program, will be 20 years. The HOME Rental Loan will be long term, subordinate, non-recourse debt.

Subordinate Financing

The Borrower expects to finance the HOME Rental Project from certain proceeds made available through the "NSP 3" program and the State's Community Legacy program. While these funds may be secured by subordinate liens on the debt, these funds are expected to be forgiven at maturity if no event of default exists under the terms of these loans.

Permanent Financing

The Borrower expects to obtain permanent financing prior to the TRF Maturity Date in order to "take-out" the TRF First Loan. Such permanent financing would require the HOME Rental Loan and

AGENDA

BOARD OF ESTIMATES

11/07/2012

DHCD - cont'd

the other subordinate financing to stay in place and may have limitations on the amount of cash flow that can be used to repay the HOME Rental Loan. Such permanent financing may consist of, for example, a superior loan from the Maryland Department of Housing and Community Development.

MBE/WBE PARTICIPATION:

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

THE DIRECTOR OF FINANCE HAS REVIEWED AND RECOMMENDED APPROVAL.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Department of Planning - Baltimore City Public School System
Capital Improvement Program for
FY 2014-2019

ACTION REQUESTED OF B/E:

The Board is requested to NOTE the report of the Planning Commission on the Baltimore City Public School System's (BCPSS) Capital Improvement Program (CIP) for FY 2014-2019 in the amount of \$544,372,000.00.

AMOUNT OF MONEY AND SOURCE:

The total request for FY 2014 is \$105,372,000.00, of which \$17,000,000.00 is City General Obligation (G.O.) bond funds, and \$88,372,000.00 is State funds.

BACKGROUND/EXPLANATION:

Annually the BCPSS must submit an updated and detailed CIP for the upcoming fiscal year and the forthcoming five fiscal years to the State of Maryland. On October 18, 2012, the Planning Commission approved the BCPSS FY 2014-2019 Capital Improvement Program with the recommendation that the Planning Commission review the final adjusted program in the Spring 2013. This CIP submission receives approval from the Board of School Commissioners, the City of Baltimore Planning Commission, Board of Finance and the Board of Estimates.

The requested funding will provide resources to create an educational environment that encourages the highest caliber of teaching, learning, and facility utilization. The Board of Estimates' support of this plan will assist the BCPSS' efforts to provide enhanced learning environments as it continues to improve educational opportunities for the children of Baltimore City.

AGENDA

BOARD OF ESTIMATES

11/07/2012

Board of Finance - Baltimore City Public School System
Capital Improvement Program FY 2014-2019

ACTION REQUESTED OF B/E:

The Board is requested to review and approve the Board of Finance's endorsement of the Baltimore City Public School System ("BCPSS") fiscal year 2014-2019 Capital Improvement Program ("CIP").

BACKGROUND/EXPLANATION:

Procedures for administration of the school capital program require that the BCPSS submit annually an updated detailed capital program for the upcoming year and ensuing five fiscal years to the State Interagency Committee on School Construction. As a condition of receiving State school construction aid, the BCPSS is required to submit the CIP by the end of November of each year.

This action requires approval of this program by the appropriate local governing body. As a condition of gaining approval of this local government, a review process has been established that includes the School Board, Planning Commission, Board of Finance, and the Board of Estimates, to serve as the means by which the Mayor will support and endorse the program.

The Board of Finance, at a scheduled meeting on October 22, 2012, considered and endorsed the FY 2014 - 2019 CIP totaling \$544,372,000.00. The CIP includes \$106,000,000.00 in City bond funds and \$438,372,000.00 in State funds. Annual program distributions are as follows:

BCPSS Fiscal Year 2014 - 2019
Capital Improvement Plan (\$000)

Source/FY	2014	2015	2016	2017	2018	2019	Total
State	88,372	70,000	70,000	70,000	70,000	70,000	438,372
City	17,000	17,000	18,000	18,000	18,000	18,000	106,000
Total	105,372	87,000	88,000	88,000	88,000	88,000	544,372

AGENDA

BOARD OF ESTIMATES

11/07/2012

Bureau of Water and Wastewater (BW&WW) - Report on Emergency Procurement

ACTION REQUESTED OF THE B/E:

The Board is requested to NOTE the report of the Department of Public Works, Bureau of Water and Wastewater on actions taken pursuant to the Baltimore City Charter, Article VI, Section 11(e) (ii), for emergency procurement necessary to repair the sinkhole reported at 2330 E. Monument on July 25, 2012.

AMOUNT OF MONEY AND SOURCE:

No funds are requested as part of this report; however the invoiced costs to date are \$3,003,998.25

BACKGROUND/EXPLANATION:

On July 25, 2012, at 1:54 p.m. a large sinkhole was reported at 2330 E. Monument Street between Patterson Park Avenue and Montford Avenue. The sinkhole is directly related to a structural failure of the 10-foot diameter storm tunnel located about 40 to 50 feet below ground surface of Monument Street. This portion of the tunnel conveys storm water from about 700 acres of the City or roughly 5 percent of the entire City. The capacity and operations of this tunnel are required to prevent flooding of the roadways and properties to the north.

Initially, the sinkhole was located near the center of the roadway and the extent of the void was estimated to be approximately 10 feet wide by 20 feet long. Failure of the tunnel structure resulted in roadway closures and utility disruptions that adversely affected the operations of the businesses along Monument Street. The properties along Monument Street between Bradford Street and Montford Avenue were evacuated for several days because essential utility services were compromised by this sinkhole: drinking water, wastewater, natural gas, and other conduits.

AGENDA

BOARD OF ESTIMATES

11/07/2012

BW&WW - cont'd

The Department of Public Works (DPW) immediately took action with its available resources, including existing contracts, to stabilize the area and conduct an assessment of the requirements for repairs. Next, the DPW moved to restore water and sewer service while similar actions were taken to restore services by the BGE and Verizon. By Monday, July 31, 2012, the sinkhole had increased to a width of the entire roadway. Further investigations were delayed until the sinkhole could be stabilized.

Due to the nature and gravity of the incident written notices were given to the Director of Finance on July 27, 2012 and August 6, 2012 that the DPW would need to obtain goods and/or services that were not within the scope of any existing contract and requested that an emergency procurement be provided for the sinkhole emergency situation. On August 16, 2012, the Director of Finance gave written formal approval authorizing the DPW to obtain through emergency procurement the required goods and services

Since that time, the DPW solicited several contractors known to have the required capabilities to perform the work required to repair the storm water tunnel. Two declined to offer proposals. American Infrastructure-MD, Inc., a firm working on another City project when the sinkhole first opened, agreed to undertake the storm water tunnel repairs. A second contractor, Seismic Surveys, Inc. was called to provide geophysical monitoring of the area and document the conditions of exterior and interior structures in the area. The firm remains on-site monitoring the ground vibrations associated with the repair work, as well as the possibility of further subsidence. The DPW also anticipates making requests for extra work orders under existing urgent needs contracts for water and sewer repairs. The DPW is negotiating formal emergency procurement contracts with these two firms which will be presented to the Board for approval.

AGENDA

BOARD OF ESTIMATES

11/07/2012

BW&WW - cont'd

In early August the estimated cost of repairs was less than \$4,000,000.00. However, three major storm events have set back and delayed repair efforts by washing away fill material; further undermining the subsurface, requiring extensive dewatering, and increasing the size of the sinkhole.

It is expected that all repairs including those by Verizon and the BGE will be completed by December 15, 2012. However, this date and final costs are dependent on such factors as the conditions of the subsurface areas that are not accessible for direct inspection, the weather, and necessary precautions required to protect the community and the project workers. The DPW has been invoiced for just over \$3,000,000.00 and estimates that other costs including contracts still in negotiation will total no more than \$4,000,000.00.

The urgency to act for the public welfare/public safety, as well as the ongoing nature of the events described above, regrettably delayed this report to the Board. The DPW will continue to keep the Board apprised of its actions and will bring forward contracts for approval at the earliest possible dates.

MBE/WBE PARTICIPATION:

A waiver was requested and approved by MWBOO for the contracts procured subject to emergency procurement. MWBOO provisions in existing contracts will be enforced.

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BOARD OF ESTIMATES

11/07/2012

Bureau of Water and Wastewater (BW&WW) - Emergency
Procurement
Agreement

ACTION REQUESTED OF THE B/E:

The Board is requested to approve and authorize execution of an emergency procurement agreement with American Infrastructure-MD, Inc. for SWC 7765 - Monument Street Sinkhole Emergency Repair Services. The period of the agreement is effective upon the date of the Notice to Proceed until the work is completed as determined by the City Engineer, but in no case later than November 30, 2012.

AMOUNT OF MONEY AND SOURCE:

\$3,450,288.51 - 1001-000000-5181-390516-609036

BACKGROUND/EXPLANATION:

On July 25, 2012 at 1:54 p.m. a large sinkhole was reported at 2330 E. Monument Street between Patterson Park Avenue and Montford Avenue. The sinkhole is directly related to a structural failure of the 10-foot diameter storm tunnel located about 40 to 50 feet below ground surface of Monument Street. Further investigations are being performed to determine the extent of the underground voids and extent of structural damage to the tunnel. The properties along Monument Street between Bradford Street and Montford Avenue were evacuated for several days because essential utility services were compromised by this sinkhole: drinking water, wastewater, natural gas, and other conduits.

The Department of Public works (DPW) immediately took action with its available resources, including existing contracts, to stabilize the area and conduct an assessment of the requirements for repairs. Due to the nature and gravity of the incident

AGENDA

BOARD OF ESTIMATES

11/07/2012

BW&WW - cont'd

written notices were given to the Director of Finance on July 27, 2012 and August 6, 2012 that DPW would need to obtain goods and services that were not within the scope of any existing contract and requested that an emergency procurement be provided for the sinkhole emergency situation. On August 16, 2012, the Director of Finance gave written formal approval authorizing the DPW to obtain through emergency procurement the required goods and services.

APPROVED FOR FUNDS BY FINANCE

MWBOO GRANTED A WAIVER.

SUBJECT TO AUDITS REVIEW OF THE RECOMMENDATION BY THE CONSULTANT AND DPW'S CERTIFICATION OF THE INVOICES PRIOR TO PAYMENT, AUDITS HAS NO OBJECTION TO BOARD APPROVAL.

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

12:00 NOON

ANNOUNCEMENTS OF BIDS RECEIVED

AND

OPENING OF BIDS, AS SCHEDULED