

MINUTES

REGULAR MEETING

Honorable Bernard C. "Jack" Young, President
Honorable Stephanie Rawlings-Blake, Mayor
Honorable Joan M. Pratt, Comptroller and Secretary
George A. Nilson, City Solicitor
Rudy Chow, Director of Public Works
David E. Ralph, Deputy City Solicitor
S. Dale Thompson, Deputy Director of Public Works
Bernice H. Taylor, Deputy Comptroller and Clerk

The meeting was called to order by the President.

President: "Good morning. In the interest of promoting the order and efficiency of these hearings, any persons who are disruptive to the hearings will be asked to leave the hearing room immediately. I would direct the Board members' attention to the Memorandum from my office dated December 15, 2014 identifying matters to be considered as routine agenda items, together with any corrections and additions that have been noted by the Deputy Comptroller. I will entertain a Motion to approve all of the items contained on the routine agenda."

City Solicitor: "MOVE approval of all items on the routine agenda."

Comptroller: "Second."

President: "All those in favor say AYE; all opposed NAY. The Motion carries. The routine agenda has been adopted."

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MINUTES**BOARDS AND COMMISSIONS**1. Prequalification of Contractors

In accordance with the Rules for Prequalification of Contractors, as amended by the Board on October 31, 1991, the following contractors are recommended:

Advanced Underground Inspection, LLC	\$	4,086,000.00
Anchor Construction Corporation	\$	83,511,000.00
Archer Western Construction, LLC	\$	1,113,192,000.00
Balfour Beatty Infrastructure, Inc.	\$	673,056,000.00
Caribbean Piping & Welding, Inc.	\$	1,500,000.00
Charles J. Merlo, Inc.	\$	60,363,000.00
Chesapeake Electrical Systems, Inc.	\$	8,000,000.00
CJ Miller, LLC	\$	98,352,000.00
Concrete Services, Inc.	\$	8,000,000.00
Controlled Demolition, Inc.	\$	8,000,000.00
Cynergy Electric Company, Inc.	\$	8,000,000.00
Durex Coverings, Inc.	\$	8,000,000.00
General Paving and Contracting, Inc.	\$	8,000,000.00
Lems Contracting Company, Inc.	\$	1,500,000.00
MBR Construction Services, Inc.	\$	38,457,000.00
Priority Construction Corporation	\$	31,842,000.00

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:

Arora Engineering, Inc.	Engineer
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BOARDS AND COMMISSIONS - cont'd

Dewberry Consultants, LLC	Architect Landscape Architect Land Survey
Hason, LLC	Engineer
Lardner/Klein Landscape Architects, P.C.	Architect Landscape Architect
McLaren Technical Services, Inc.	Engineer Land Survey

There being no objections the Board, UPON MOTION duly made and seconded, approved the prequalification of contractors and architects and engineers for the foregoing listed firms.

MINUTESBaltimore Development Corporation - Lease Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Lease Agreement with AM-Liner East, Inc. tenant, for the rental of 1,417 sq. ft., Suites A104 & B104, for the property known as Business Center @ Park Circle, located at 2901 Druid Park Drive. The period of the lease agreement is December 1, 2014 through November 30, 2016, with one 2-year renewal option.

AMOUNT OF MONEY AND SOURCE:

<u>Year</u>	<u>Annual Rent</u>	<u>Monthly Rent</u>
1	\$21,255.00	\$1,771.25
2	\$22,105.20	\$1,842.10

BACKGROUND/EXPLANATION:

AM-Liner East, Inc. has been in operation since incorporation on June 24, 1994 in the Commonwealth of Virginia. AM-Liner East, Inc. has been performing various types of Trenchless Pipe Relining and Manhole Rehabilitation since its inception. AM-Liner East, Inc.'s primary business is pipeline rehabilitation. They have a contract for performing such services with Baltimore City and several other contracts with various municipal governments that have been renewed for multiple years. This space will be used as a project office.

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

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

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BDC - cont'd

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Lease Agreement with AM-Liner East, Inc. tenant, for the rental of 1,417 sq. ft., Suites A104 & B104, for the property known as Business Center @ Park Circle, located at 2901 Druid Park Drive.

MINUTESBaltimore Development Corporation - Lease Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Lease Agreement with Machado Construction Company, Inc. tenant, for the rental of 754 sq. ft., Suite 302, for the property known as Business Center @ Park Circle, located at 2901 Druid Park Drive. The period of the lease agreement is December 1, 2014 through November 30, 2015, with one 1-year renewal option.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Monthly Rent</u>
\$11,687.00	\$973.92

BACKGROUND/EXPLANATION:

Machado Construction Company, Inc. is a Commercial Highway Contractor headquartered in Baltimore, Maryland. They are currently engaged in multiple contracts with Baltimore City. As part of their contract, TR 13305 with Baltimore City they are responsible to rent space for Baltimore City employees and representatives that will serve as a project office from which Baltimore City will manage the project.

The space is leased on an "As Is" basis and does not require the landlord to make any modifications. All other landlord services such as utilities, limited janitorial services, maintenance, and repairs to the premises are included in the initial base rent.

The tenant will be responsible for any improvements or build-out of the premises. In addition, the tenant is obligated to maintain and keep in force general public liability, contractual liability and property damage insurance protection for the premises and name the City as additionally insured under said insurance policies.

MINUTES

BDC - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Lease Agreement with Machado Construction Company, Inc. tenant, for the rental of 754 sq. ft., Suite 302, for the property known as Business Center @ Park Circle, located at 2901 Druid Park Drive.

MINUTESBaltimore Development Corporation - Lease Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Lease Agreement with T.I.M.E. Organization, Inc. d/b/a T.I.M.E. OMHC, (T.I.M.E.) tenant, for the rental of 2,672 sq. ft., Suite A210, for the property known as Business Center @ Park Circle, located at 2901 Druid Park Drive. The period of the lease agreement is December 1, 2014 through November 30, 2016, with one 2-year renewal option.

AMOUNT OF MONEY AND SOURCE:

<u>Year</u>	<u>Annual Rent</u>	<u>Monthly Rent</u>
1	\$37,408.08	\$3,117.34
2	\$38,904.40	\$3,242.03

BACKGROUND/EXPLANATION:

The T.I.M.E. organization provides various services to youth to empower youth to become productive members of the community. It is a long-term tenant, since 2002 and is once again expanding its outpatient mental health program. The organization is staffed with certified teachers, mental health professionals, trained mentors, and volunteers who assist in providing program services.

The space is leased on an "As Is" basis and does not require the landlord to make any modifications. Landlord services such as utilities, limited janitorial services, maintenance, and repairs to the premises are included in the initial base rent.

The tenant will be responsible for any improvements or build-out of the premises. In addition, the tenant is obligated to maintain and keep in force general public liability, contractual liability and property damage insurance protection for the premises and name the City as additionally insured under said insurance policies.

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Baltimore Development Corporation - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Lease Agreement with T.I.M.E. Organization, Inc. d/b/a T.I.M.E. OMHC, tenant, for the rental of 2,672 sq. ft., Suite A210, for the property known as Business Center @ Park Circle, located at 2901 Druid Park Drive.

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CITY COUNCIL BILLS:

14-0405 - An Ordinance concerning Sale of Property - 700 North Eutaw Street for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain property known as 700 North Eutaw Street (Ward 11, Section 08, Block 500, Lot 009) and no longer needed for public use; and providing for a special effective date.

THE DEPARTMENT OF REAL ESTATE RECOMMENDS THAT ANY SALE WILL BE SUBJECT TO AN EASEMENT AND THE FOLLOWING LANGUAGE BE INCLUDED IN ANY LAND DISPOSITION AGREEMENT:

"THE DEED CONVEYING THE PROPERTY FROM THE CITY TO THE DEVELOPER SHALL PROVIDE FOR A RESERVATION OF AN EASEMENT IN FAVOR OF THE CITY AS FOLLOWS; "GRANTOR RESERVES FOR ITSELF AN EASEMENT TO INSTALL, INSPECT, MAINTAIN, AND REPLACE A WIRELESS COMMUNICATION DEVICE ON THE ROOF/EXTERIOR [SPECIFY LOCATION} THAT IS PART OF BALTIMORE CITY'S SYSTEM FOR REMOTE READING AND DATA TRANSMISSION OF WATER METERS (THE "WIRELESS DEVICE"). AT NO COST TO THE GRANTOR, THE GRANTEE SHALL PERMIT THE GRANTOR TO CONNECT THE WIRELESS DEVICE TO, AND TO DRAW POWER FROM, THE GRANTEE'S ELECTRICAL POWER DISTRIBUTION SYSTEM AND FROM TIME TO TIME AS NEEDED TO INSPECT, REPAIR AND/OR UPGRADE SUCH WIRED CONNECTIONS. THE GRANTEE SHALL NOT INTERFERE WITH THE PROPER FUNCTIONING OF THE WIRELESS DEVICE BY OBSTRUCTION, ELECTRICAL SYSTEM OVERLOAD, DISCONNECTION OR ANY MANNER WHATSOEVER. IF AT ANY TIME THE GRANTEE DESIRES TO HAVE THE WIRELESS DEVICE MOVED IN ORDER TO EFFECT ANY REPAIR, RENOVATION, OR OTHER IMPROVEMENT TO THE PROPERTY, GRANTEE SHALL GIVE AT LEAST SIXTY (60)

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CITY COUNCIL BILLS:

14-0405 - cont'd

DAYS PRIOR NOTICE TO GRANTOR, DURING WHICH TIME THE PARTIES SHALL COOPERATE IN GOOD FAITH TO ACCOMMODATE A RELOCATION OF THE WIRELESS DEVICE IN RESPECT OF GRANTEE'S NEEDS TO THE EXTENT REASONABLE AND PRACTICAL."

ALL REPORTS RECEIVED WERE FAVORABLE.

14-0422 - An Ordinance concerning Sale of Property - 5000 Gwynn Oak Avenue for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain property known as 5000 Gwynn Oak Avenue (Block 8308, Lot 001) and no longer needed for public use; and providing for a special effective date.

ALL REPORTS RECEIVED WERE FAVORABLE.

14-0423 - An Ordinance concerning Sale of Property - 720 Pennsylvania Avenue for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain property known as 720 Pennsylvania Avenue (Block 0544, Lot 022) and no longer needed for public use; and providing for a special effective date.

THE DEPARTMENT OF PLANNING RECOMMENDS APPROVAL, SUBJECT TO THE RECOMMENDATIONS OF THE DEPARTMENT OF GENERAL SERVICES AND WITH THE FOLLOWING AMENDMENT: PAGE 1, LINE 5, STRIKE "LOT 022" AND SUBSTITUTE "LOT 002".

THE DEPARTMENT OF PUBLIC WORKS SUPPORTS THE PASSAGE OF CITY COUNCIL BILL 14-0423, WITH THE UNDERSTANDING THAT

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CITY COUNCIL BILLS:

14-0423 - cont'd

EASEMENTS FOR UTILITIES WILL NEED TO BE RECORDED IN THE DEED OF SALE SO THE CITY MAY CONTINUE TO ACCESS AND MAINTAIN THEM.

THE DEPARTMENT OF REAL ESTATE SUPPORTS THE PASSAGE OF THIS LEGISLATION SUBJECT TO THE CORRECTION OF THE LOT NUMBER AND RECORDATION OF THE EASEMENTS FOR UTILITIES AS REPORTED BY THE DEPARTMENT OF PUBLIC WORKS.

ALL REPORTS RECEIVED WERE FAVORABLE.

14-0429 - An Ordinance concerning Sale of Property - Former Bed of Wills Street for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in a certain parcel of land known as the former bed of Wills Street, extending from Philpot Street southerly 477.0 feet, more or less, to the end thereof (Ward 03, Section 07 Block 1815) and no longer needed for public use; and providing for a special effective date.

THE DEPARTMENT OF PUBLIC WORKS SUPPORTS THE PASSAGE OF CITY COUNCIL BILL 14-0429, WITH THE UNDERSTANDING THAT EASEMENTS FOR UTILITIES WILL NEED TO BE RECORDED IN THE DEED OF SALE SO THE CITY MAY CONTINUE TO ACCESS AND MAINTAIN THEM.

ALL REPORTS RECEIVED WERE FAVORABLE.

UPON MOTION duly made and seconded, the Board approved bills nos. 14-0405, 14-0422, 14-0423, and 14-0422 and directed that the bills be returned to the City Council with the recommendation that they also be approved and passed by that Honorable Body. The President **ABSTAINED**.

MINUTES

Department of Planning - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Agreement with the B&O Railroad Museum, Inc. The period of the agreement is effective upon Board approval for six months.

AMOUNT OF MONEY AND SOURCE:

\$30,220.00 - 6000-609315-1873-187500-603018

BACKGROUND/EXPLANATION:

The City is the owner of the H.L. Mencken House (House) located at 1524 Hollins Street and is holding a legacy gift of just under \$3 million for the restoration, refurbishing, exhibition, interpretation and re-opening of the House. Multiple organizations, with varying levels of expertise in running a museum facility and associated programs have expressed interest in operating the facility and directing the programming.

Therefore, the Department of Planning desires to engage the assistance of the B&O Railroad Museum as a consultant to conduct an organizational capacity study and make recommendations for the City of options to preserve the House as an historical and cultural amenity.

The B&O Railroad Museum, Inc. was selected because it is a mature, private non-profit history museum with a solid track record and expert staff versed in non-profit historic property, collections, fund raising, preservation, and financial and governance management.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Agreement with the B&O Railroad Museum, Inc.

MINUTESDepartment of Planning - Report on Previously
Approved Transfers of Funds

At previous meetings, the Board of Estimates approved Transfers of Funds subject to receipt of favorable reports from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter. Today, the Board is requested to **NOTE 7** favorable reports on Transfers of Funds approved by the Board of Estimates at its meeting on November 26, 2014.

UPON MOTION duly made and seconded, the Board NOTED receipt of the 7 favorable reports on Transfers of Funds approved by the Board of Estimates at its meeting on November 26, 2014.

MINUTESMayor's Office of Human Services - Agreements

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

1. **THE WOMEN'S HOUSING COALITION, INC.** **\$ 66,589.50**

Account: 4000-496214-3573-591435-603051

The organization will provide housing assistance and support services to 29 individuals. The period of the Agreement is October 1, 2014 through September 30, 2015.

The Agreement is late because of delays at the administrative level.

MWBOO GRANTED A WAIVER.

2. **UNITED MINISTRIES, INC.** **\$ 40,000.00**

Account: 5000-529114-3572-333760-603051

United Ministries, Inc. will provide transitional housing and support services to homeless men who are in recovery from alcohol or substance abuse. The period of the Agreement is July 1, 2014 through June 30, 2015.

The Agreement is late because of delays at the administrative level.

3. **PAUL'S PLACE, INC.** **\$ 96,338.00**

Account: 4000-480015-3572-333646-603051

Paul's Place, Inc. will provide housing assistance and support services to 25 chronically homeless families or individuals. The period of the Agreement is July 1, 2014 through June 30, 2015.

MINUTES

MOHS - cont'd

The Agreement is late because of delays at the administrative level.

MWBOO GRANTED A WAIVER.

4. **PROJECT PLASE, INC.** **\$ 70,478.00**

Account: 4000-496214-3573-267826-603051

The organization will provide housing assistance and support services to ten individuals. The period of the Agreement is October 1, 2014 through September 30, 2015.

The Agreement is late because of delays at the administrative level.

MWBOO GRANTED A WAIVER.

5. **ST. AMBROSE HOUSING AID CENTER** **\$ 62,164.00**

Account: 4000-496314-3573-591247-603051

The organization will provide housing assistance and support services to four households. The period of the Agreement is August 1, 2014 through July 31, 2015.

The Agreement is late because of delays at the administrative level.

MWBOO GRANTED A WAIVER.

6. **MANNA HOUSE, INC.** **\$ 89,736.00**

Account: 1001-000000-3572-333220-603051

Manna House, Inc. will provide breakfast and case management to 50 homeless men per day in the city of Baltimore. The period of the Agreement is July 1, 2014 through June 30, 2015.

MINUTES

MOHS - cont'd

The Agreement is late because of delays at the administrative level.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the various foregoing Agreements.

MINUTES

Office of the President - Governmental/Charitable
Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application for the President to solicit donations for recreational and instructional programs offered to the Baltimore City youth and seniors through his Productive Lives Active Youth (P.L.A.Y.) Campaign. The period of solicitation is effective upon Board approval through June 30, 2015.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

Donations will be solicited from Baltimore-area business and civic leaders. A potential donor list will be comprised of individuals and corporate entities that contribute to the cultural vitality of Baltimore City such as restaurants, arts and music venues, universities, etc. Most of the individuals and corporate entities fitting that description are not controlled donors. However, those potential donors who are controlled donors with respect to, the City Council or the Board of Estimates will not be targeted or singled-out in any way and will be solicited, if at all, in the same manner as all other potential donors.

BACKGROUND/EXPLANATION:

In order to adequately prepare City youth to thrive academically, socially, and emotionally in the future, the City must provide them with a wide range of opportunities to strengthen their self-confidence, develop latent leadership skills, and to learn from positive role models.

Due to current budget restraints, the Department of Recreation and Parks and the Health Department are limited in the diversity and scope of services they can provide to City youths and seniors. These constituency groups require social, recreational, and rehabilitative programs that should not be reduced or eliminated because of a limited City budget. So, the City Council President's goal is to solicit private donations to increase and enhance the selection of recreational and instructional programs offered to these individuals.

MINUTES

Office of the President - cont'd

The P.L.A.Y. Campaign seeks to enhance the recreational experience through beautification of centers and the development of program offerings including but not limited to team and individual sports, swimming, movie screenings, cooking classes, talent/variety shows, theatre productions, academic monitoring, issue forums/senior symposiums, and arts and crafts activities.

In most instances, the recreational programming supported by the P.L.A.Y Campaign is offered by local non-profit organizations. However, all solicitation campaigns for specific purposes/programs intended to be carried out by either the Department of Recreation & Parks or the Baltimore City Health Department must be first approved in writing by the Director or Acting Directors of the affected Department and coordinated with any other ongoing campaigns in support of the Department's programs. No donation may be accepted with the conditions as to its use unless that donation and any conditions have been approved in writing by the Director or Acting Director of the Department of Recreation & Parks or Baltimore City Health Department. The periodic reports required to be filed with the Ethics Commission will be simultaneously provided to the Director of Recreation & Parks and the Baltimore Health Department, when specific fundraising efforts have been approved by the respective Directors.

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

MINUTES

Office of the President - cont'd

MBE/WBE PARTICIPATION:

MBE/WBE is not applicable to the acceptance of grant awards.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application for the President to solicit donations for recreational and instructional programs offered to the Baltimore City youth and seniors through his Productive Lives Active Youth (P.L.A.Y.) Campaign. The President **ABSTAINED**.

MINUTES

Office of the President - Governmental/Charitable Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application for Mr. Damion Cooper, Office of the President, to solicit donations for Beat the Streets, a 501 (c)(3) non-profit organization. The period of the solicitation is effective upon Board approval through June 30, 2015.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

The donations will be solicited from friends, family members and colleagues.

BACKGROUND/EXPLANATION:

The Beat the Streets wrestling program of Baltimore is committed to providing a positive environment that nurtures physical and mental development through wrestling, mentoring, and tutoring programs. Its goal is to develop a network of Beat the Streets programs throughout the Greater Baltimore area's schools and communities.

Beat the Streets endeavors to teach its participants the values of Honor, Pride, Dignity, Discipline, Selfless-service, and Perseverance in their daily practice. With the support of family, community, and sponsorship, Beat the Streets hopes to create a system that teaches positive life values through positive life lessons.

The Baltimore City Code Article 8, Section 6-26, prohibits solicitation or facilitating the solicitation of a gift. An exception was enacted in 2005 to permit certain solicitations that are for the benefit of an official governmental program or activity, or a City-endorsed charitable function or activity that has been pre-approved by the Ethics Board.

MINUTESOffice of the President - cont'd

Ethics Regulation 96.26B sets out the standards for approval, which includes the requirement that the program, function, or activity to be benefited and proposed solicitation campaign must be endorsed by the Board of Estimates or its designee.

MBE/WBE PARTICIPATION:

MBE/WBE is not applicable to the acceptance of grant awards.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application for Mr. Damion Cooper, Office of the President, to solicit donations for Beat the Streets, a 501 (c)(3) non-profit organization. The President **ABSTAINED.**

MINUTES

Office of the President - Governmental/Charitable
Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application for Ms. Cailin Benson, Office of the President, to solicit donations for Friends of Wyman Park Dell, a 501 (c)(3) non-profit organization. The period of the solicitation is effective upon Board approval through June 30, 2015.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

The donations will be solicited from friends, family members, and associations.

BACKGROUND/EXPLANATION:

The Friends of Wyman Park Dell organizes community-based park enhancement and improvement activities. These efforts include periodic clearing of invasive vegetation and replacing them with more suitable plantings to improve the Dell's appearance and long-term viability. Throughout its history, the Friends of Wyman Park Dell has advocated for major improvements to the Dell's storm water drainage, repair, and restoration of its lower lawn and slopes, improved lighting and electrical systems, and improvements to its stone walls, stairs and paths, benches, and playground.

The specific purposes contributions and other receipts will be applied to the long-term revitalization and management of the Dell and its adjacent green spaces, including but not limited to the following purposes: rehabilitate and preserve the Dell's historic features and design; provide an attractive and safe destination for visitors; enhance the existing landscape; encourage the hosting of programs and events; attract new park users; and address issues of safety.

MINUTESOffice of the President - cont'd

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

MBE/WBE PARTICIPATION:

MBE/WBE is not applicable to the acceptance of grant awards.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application for Ms. Cailin Benson, Office of the President, to solicit donations for Friends of Wyman Park Dell, a 501 (c)(3) non-profit organization. The President **ABSTAINED**.

MINUTES

Law Department - TRANSFER OF LIFE-TO-DATE
SICK LEAVE

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

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:

Robert D. Anbinder	1
Nancy A. Bavato	5
Asenath Brown	2
Thomas B. Corey	1
Wendy Dabney	3
Carolyn DuBose	2
Sara Gross	2
Kurt Heinrich	2
Janet Henderson	2
Charles L. Jenkins	1
Adam Levine	2
Cynthia Moll	2
Beulah E. Pittman	1
Michael Schrock	1
Lara Simon	1
Elva E. Tillman	<u>2</u>
Total	30

THE LABOR COMMISSIONER RECOMMENDED APPROVAL

UPON MOTION duly made and seconded, the Board approved the transfer of LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Gloria Evans Miles.

MINUTESEnoch Pratt Free Library - TRANSFER OF LIFE-TO-DATE SICK
LEAVE - WAIVER OF MAXIMUM DAYS

The Board is requested to approve a waiver/exception from the AM 203-3 policy, which allows a maximum of 30 days of sick leave transfer, and grant an additional 27 days for a total of 57 LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Jacqueline Watts.

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:

Jeanne Lauber	2
Teresa Duggan	2
Roswell Encina	3
Carla Hayden	5
Selma Levi	1
Faith T. Blair Edmonds	5
Alprescia M. Rivers	5
Raymond Cruitt	1
John Jewitt	2
Xiaoyu Zhou	2
Kennard Hopkins	3
Deborah D. Taylor	5
Eunice Anderson	2
Jamillan Abdul Sabor	2
Judy Cooper	5
Eva Slezak	2
Pamela Potter-Hennessey	5
John A. Damond Jr.	3
John Kinsella	2
Total	57

The Library is requesting a total of 57 days due to Ms. Watts extensive medical circumstances. The employees listed above have generously donated an additional 27 days to keep Ms. Watts in pay status during recovery. The additional donated days will assist the Library's retention efforts for this valued employee. Ms. Watts is expected to return to work by January 12, 2015.

THE LABOR COMMISSIONER RECOMMENDED APPROVAL

MINUTES

Enoch Pratt Free Library - cont'd

UPON MOTION duly made and seconded, the Board approved the waiver/exception from the AM 203-3 policy, which allows a maximum of 30 days of sick leave transfer, and grant an additional 27 days for a total of 57 LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Jacqueline Watts.

MINUTES

Office of the President - Governmental/Charitable
Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application for Ms. Carolyn Blakeney, Office of the President, to solicit donations for Suited to Succeed, a 501 (c)(3)non-profit organization. The period of the solicitation is effective upon Board approval through June 30, 2015.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

The donations will be solicited from friends, family members, and associations.

BACKGROUND/EXPLANATION:

The mission of Suited to Succeed is to empower Baltimore area women in their efforts to transition from training programs and unemployment to self-efficiency by providing free professional clothing and workshops. Suited to Succeed collects business clothing through company-sponsored clothing drives, individual donations and community events and offers them to women transitioning from welfare, crises and/or training programs to employment. Since its inception in 1997, Suited to Succeed has helped more than 6,000 women make the transition from unemployment to self-efficiency.

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

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Office of the President- cont'd

MBE/WBE PARTICIPATION:

MBE/WBE is not applicable to the acceptance of grant awards.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application for Ms. Carolyn Blakeney, Office of the President, to solicit donations for Suited to Succeed, a 501 (c)(3) non-profit organization. The President **ABSTAINED**.

MINUTES

Office of the President - Governmental/Charitable Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application for Ms. Cailin Benson, Office of the President, to solicit donations for Waverly Main Street, a 501 (c)(3) non-profit organization. The period of the solicitation is effective upon Board approval through June 30, 2015.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

BACKGROUND/EXPLANATION:

As a volunteer on the Organization Promotion Committee, Ms. Benson will work as the Executive Director of Waverly Main Streets throughout 2014-2015 to identify potential donors to support events and activities in the district. An annual fundraising plan is being developed. The organization expects the plan will include soliciting sponsors, auction items, and vendors for events. Tickets may be sold for events. In that instance, Ms. Benson will directly solicit friends, family, and colleagues. All other solicitation will be made in person, by telephone, in writing and e-mail.

Waverly Main Street plays an important role in strengthening neighborhoods, by applying the Main Street approach to promote economic development and community revitalization. The volunteer-driven program is facilitated with assistance from Baltimore Development Corporation in efforts to improve safety, sanitation and code enforcement, as well as funding and design services for building renovations in Waverly's commercial district.

Baltimore City Code Article 8, Section 6-26, prohibits solicitation or facilitating the solicitation of a gift. An exception was enacted in 2005 to permit certain solicitations that are for the benefit of an official governmental program or activity, or a City-endorsed charitable function or activity that has been pre-approved by the Ethics Board. Ethics

MINUTESOffice of the President- cont'd

Regulation 96.26B sets out the standards for approval, which includes the requirement that the program, function, or activity to be benefited and proposed solicitation campaign must be endorsed by the Board of Estimates or its designee.

MBE/WBE PARTICIPATION:

MBE/WBE is not applicable to the acceptance of grant awards.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application for Ms. Cailin Benson, Office of the President, to solicit donations for Waverly Main Street, a 501 (c)(3) non-profit organization. The President **ABSTAINED**.

MINUTES

Department of Housing and - Land Disposition and Acquisition
Community Development Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Land Disposition and Acquisition Agreement with Live It Up, LLC, Developer, for the exchange of one property owned by Live It Up, LLC with one comparable City-owned property, as follows:

Live It Up, LLC 1933 Ridgehill Ave. Block 3210, Lot 045

In exchange for:

City-owned 1816 N. Collington Block 1450, Lot 052
Ave.

AMOUNT OF MONEY AND SOURCE:

\$600.00 - 9910-908044-9588-900000-704044
(Not to exceed) - for settlement costs related to property
acquired by the City

BACKGROUND/EXPLANATION:

The DHCD's Land Resources Division, on behalf of the City, strategically acquires, and manages vacant or abandoned properties, ultimately enabling these properties to be returned to productive use and improving Baltimore's neighborhoods.

Live It Up, LLC received notice of the City's intent to demolish the property known as 1933 Ridgehill Avenue. Because the entity intended to rehabilitate this property, a "swap" was proposed of 1933 Ridgehill Avenue with a comparable City-owned property that is located in an area better suited for redevelopment. The Developer will deliver good and marketable title and as a condition of the exchange has agreed to rehabilitate the property it is receiving within 12 months from the date of settlement.

MINUTES

DHCD - cont'd

With the Board's approval of the Land Disposition and Acquisition Agreement, the City will receive clear and marketable title to the Developer property, subject to any municipal liens, in exchange for a comparable City-owned property.

The liens for 1933 Ridgehill Avenue total approximately \$0.00.

The determination of comparability is based on a valuation for both properties, 1816 N. Collington Avenue and 1933 Ridgehill Avenue, which determined that the properties are valued at \$4,000.00 each.

This exchange will allow the City to more expeditiously demolish the hazardous structure and take title to the property for a redevelopment project. The property exchange is less costly than acquiring the property through tax sale foreclosure or eminent domain. This action will further the City's effort to eliminate blight and protect the health and safety of its citizens. As such, the City has agreed to pay for all title work and associated settlement costs, on the property the City is receiving, not to exceed \$600.00.

STATEMENT OF PURPOSE AND RATIONALE FOR TRANSFER OF PROPERTY BY MEANS OF COMPARABLE EXCHANGE:

The rationale behind the exchange of properties was to ensure the severity of blight at 1933 Ridgehill Avenue could be successfully eliminated while simultaneously ensuring that a willing and able developer could contribute to the revitalization of Baltimore City in an area better suited and poised for rehabilitation.

Pursuant to Article 13, Section 2-7, of the Baltimore City Code (2009 Edition), all terms and conditions of this Land Disposition and Acquisition Agreement are approved.

MINUTES

DHCD - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition and Acquisition Agreement with Live It Up, LLC, Developer, for the exchange of one property owned by Live It Up, LLC with one comparable City-owned property, as follows: Live It Up, LLC, property located at 1933 Ridgehill Ave., Block 3210, Lot 045 in exchange for the City-owned property located at 1816 N. Collington, Block 1450, Lot 052.

MINUTES

Department of Housing and - Amendment #1 to the Grant Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Amendment #1 to the Grant Agreement with East Baltimore Development, Inc. (EBDI).

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

In May 2013, the Board approved the original Grant Agreement, which made available \$5,000,000.00 in Fiscal Year 2014 State Capital funds (Legislative Year 2013).

The approved Agreement included a Project Budget detailing how funds would be spent. Under the terms of the Agreement, the EBDI can reallocate funds but is required to seek Board approval if the amount of funds being reallocated is greater than thirty percent of the original budgeted amount. The reallocation includes increasing funds for the acquisition of approximately fourteen properties, and twenty-eight ground rents and site work for the area generally bounded by Ashland Avenue, East Eager Street, North Wolfe Street, North Washington Street, Rutland Avenue and McDonough Avenue and infrastructure to support 1812 Ashland Avenue, a laboratory and commercial project.

The Amendment #1 to the Grant Agreement includes a revised budget and scope of work. All other terms of the Agreement remain in effect.

APPROVED FOR FUNDS BY FINANCE**AUDITS NOTED AMENDMENT #1 TO AGREEMENT.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of Amendment #1 to the Grant Agreement with East Baltimore Development, Inc.

MINUTES

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

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Grant Agreement with East Baltimore Development, Inc. (EBDI). The period of the Grant Agreement is effective upon Board approval through June 04, 2021.

AMOUNT OF MONEY AND SOURCE:

\$5,000,000.00 - 9914-919410-9588
(2014 State of Maryland Revitalization Funds)

BACKGROUND/EXPLANATION:

East Baltimore Development Inc. is managing the redevelopment of an 88-acre site in East Baltimore that includes new biotech space, commercial and retail space, and over 2,100 units of mixed-income housing. The State of Maryland has approved State Revitalization Funds, which support the acquisition of properties and ground rents by the DHCD, demolitions and site and infrastructure improvements that are necessary for redevelopment to occur. The State Revitalization Funds are granted to the City which, in turn, makes monies available to the EBDI.

The 2014 General Assembly approved \$5,000,000.00 to support acquisition, demolition, and site improvements in the project area. The Board of Public Works approved the State Capital Grant Agreement between the State and the City at its December 3, 2014 meeting. This Agreement will allow State Capital Funds to be used for demolition and site improvements for the 7-acre Eager

MINUTES

DHCD - cont'd

Park, and to provide public infrastructure and open spaces for the laboratory and commercial building located at 1812 Ashland Avenue.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of a Grant Agreement with East Baltimore Development, Inc.

MINUTES

Department of Housing and - Amendment #1 to Agreement and
Community Development (DHCD) Assignment & Assumption Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Amendment #1 to Agreement and an Assignment & Assumption Agreement among the City, LSH Gateway LLC, and East Baltimore Development, Inc. (EBDI)

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On December 18, 2013, the Board approved a Grant Agreement among the City, LSH Gateway LLC and the EBDI to provide \$1,350,000.00 in State Capital Funds for predevelopment costs associated with the development of a hotel in the EBDI project area.

Since the Agreement was approved, a new laboratory located at 1812 Ashland Avenue is under development. Funds are needed to complete the infrastructure and public open space necessary for the building to open. The EBDI has requested that funds be reallocated to provide the necessary improvements, and the LSH Gateway, LLC has agreed to this reallocation.

The Amendatory Agreement removes LSH Gateway LLC as the grantee and assigns the EBDI as the new grantee. The Amendatory Agreement also includes a revised budget and scope of work.

The Board is also being requested to approve the execution of an Assignment and Assumption Agreement in which LSH Gateway, LLC legally assigns its rights to the grant funds to the EBDI and in which the EBDI accepts the grant funds.

APPROVED FOR FUNDS BY FINANCE

AUDITS NOTED AMENDMENT #1 TO AGREEMENT.

MINUTES

DHCD - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of Amendment #1 to Agreement and an Assignment & Assumption Agreement among the City, LSH Gateway LLC, and East Baltimore Development, Inc.

MINUTES

Department of Housing and Community Development - Community Development Block Grant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Community Development Block Grant Agreement with Baltimore Green Space: A Land Trust for Community-Managed Open Space, Inc. (BGS). The period of the agreement is October 01, 2014 through September 30, 2015.

AMOUNT OF MONEY AND SOURCE:

\$25,000.00 - 2089-208915-5930-705980-603051

BACKGROUND/EXPLANATION:

The purpose of this Agreement is to provide Community Development Block Grant funds to subsidize BGS's operating expenses for one year beginning October 1, 2014 and ending September 30, 2015.

BGS will maintain a database of vacant lots and community-managed open spaces (CMOS) in the City to assist in planning and policy efforts to increase the number of sustainable CMOS in the City such as coordinating with the Mayor's Power in Dirt Initiative. BGS will also provide technical assistance and educational workshops for community greeners and organizations that wish to develop and maintain a CMOS.

This agreement was delayed due to final negotiations and processing.

APPROVED FOR FUNDS BY FINANCE**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Community Development Block Grant Agreement with Baltimore Green Space: A Land Trust for Community-Managed Open Space, Inc.

MINUTES

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following pages:

4729 - 4731

SUBJECT to receipt of favorable reports

from the Planning Commission,

the Director of Finance having

reported favorably thereon,

as required by the provisions of the

City Charter.

The Mayor **ABSTAINED** on item no. 7.

MINUTES**TRANSFERS OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of General Services</u>		
1. \$1,700,000.00 6 th Public Bldg. Loan	9916-939003-9194 Abel Wolman Elevator Upgrade - Reserve	9916-913730-9197 Abel Wolman Bldg. Elevator Upgrade Active
2. \$ 150,000.00 General Funds	9916-901840-9194 Race Street Environ- mental Remediation - Reserve	9916-913730-9197 Abel Wolman Bldg. Elevator Upgrade Active
3. \$ 110,000.00 General Funds	9916-901830-9194 68th Street Dump Site Environmental mental - Reserve	9916-913730-9197 Abel Wolman Bldg. Elevator Upgrade Active
4. \$ 189,000.00 General Funds	9916-905828-9194 Employee Develop- ment Facilities - Reserve	9916-913730-9197 Abel Wolman Bldg. Elevator Upgrade Active
5. \$ 288,000.00 General Funds	9916-901513-9194 City Hall Exterior Surface Replacement - Reserve	9916-913730-9197 Abel Wolman Bldg. Elevator Upgrade Active
6. \$ 120,000.00 General Funds	9916-901144-9194 Abel Wolman Basement Structural - Reserve	9916-913730-9197 Abel Wolman Bldg. Elevator Upgrade Active

MINUTES

TRANSFERS OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
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Department of General Services - cont'd

The transfers will provide funds to DGS for the replacement and upgrade of elevators in the Abel Wolman Municipal Building, to bring them into current code compliance. The replacements and upgrades will include renovation of the elevator machine room, new cab interiors, hoist way, doors, ADA compliance, controls and all associated in-house costs.

The elevators in the Abel Wolman Municipal Building have a high priority status for the importance of service provided to both the public and other City agencies. The elevators break down on a weekly basis and have reached the stage where parts for maintenance and repair are no longer being manufactured.

Mayorality-Related/Department of Planning

7.	\$ 600,000.00	9942-914001-9488	
	State Fund	Baltimore Museum of Art Reserve	
	600,000.00	9942-914011-9488	
	8 th Baltimore Museum of Art Loan	Baltimore Museum of Art Reserve	
	<u>\$1,200,000.00</u>	-----	9942-919012-9488 Baltimore Museum of Art - Active

This transfer is for the comprehensive renovations (new roofs, new displays of African American and Contemporary art, expanded shop, new HVAC, etc.) of the Baltimore Museum of Art located at 10 Art Museum Drive. This is a City-owned structure.

MINUTES**TRANSFERS OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Recreation and Parks</u>		
8. \$ 100,000.00	9938-914052-9475 General Fund Druid Hill Park Community Service Center - Reserve	9938-915052-9474 Druid Hill Park Community Service Center - Active

This transfer will provide funds to cover the costs associated with design services under On-Call Contract No. 1164, Task #26 to GWWO, Inc.

9. \$ 25,000.00	9938-906784-9475 Rec. & Parks 25 th Series Cherry Hill Recreation Center Reserve	9938-908784-9474 Cherry Hill Recreation Center Active
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This transfer will provide funds to cover the costs associated with design services under On-Call Contract No. 1164, Task #27 to GWWO, Inc.

10. \$ 80,000.00	9938-913038-9475 General Fund Latrobe Park Field House - Reserve	9938-915038-9474 Latrobe Park Field House - Active
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This transfer will provide funds to cover the costs associated with design services under On-Call Contract No. 1164, Task #28 to GWWO, Inc.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

- | | | |
|--|-------------|---------|
| 1. FINCH SERVICES,
INCORPORATED | \$49,190.00 | Low Bid |
| Solicitation No. B50003865 - Utility Tractors - Department of
General Services - Req. No. R677002 | | |

Vendors were solicited for bid via CitiBuy. The sole bid received was opened on November 17, 2014, and is considered fair and reasonable. Award is recommended to the low bidder. The amount requested is for two units which will replace older equipment in the City's fleet, as part of Fleet management's planned replacement program.

The total amount of \$49,190.00 will be financed through the City's master lease program administered by the Bureau of Treasury Management.

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|--|-------------|---------|
| 2. CORELLI INCORPORATED | \$45,000.00 | Low Bid |
| Solicitation No. B50003872 - Amida Light Towers-O.E.M. Parts
and Service - Department of General Services - Req. No.
R685023 | | |

Vendors were solicited via CitiBuy. The sole bid received was opened on November 20, 2014, and is considered fair and reasonable. Award is recommended to low bidder. The period of the award is three years with two 1-year renewal options.

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|---|-------------|----------|
| 3. SWARCO INDUSTRIES, INC. | \$28,000.00 | Increase |
| Solicitation No. B50003140 - Preformed Thermoplastic Pavement
Markings - Department of Transportation - Req. No. P524802 | | |

On September 9, 2013, the City Purchasing Agent approved the initial award in the amount of \$19,405.00. The award contained two 1-year renewal options.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

On August 1, 2014, the City Purchasing Agent approved the first renewal in the amount of \$0.00. This increase in the amount of \$28,000.00 will make the award amount \$47,405.00. The contract expires on September 9, 2015 with one 1-year renewal option remaining.

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|--|--------------------|----------------|
| 4. <u>SEQGEN, INC.</u> | <u>\$27,200.00</u> | <u>Low Bid</u> |
| Solicitation No. B50003861 - Platinum Services contract for ABI 3130Xl Maintenance service for the DNA Genetic Analyzers - Police Department - Req. No. R681471. | | |

The period of the award is January 1, 2015 through December 31, 2015 with no renewal options.

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|---|--------------------|----------------|
| 5. <u>QUANTICO TACTICAL
INCORPORATED</u> | <u>\$32,433.00</u> | <u>Low Bid</u> |
| Solicitation No. B50003853 - Handheld Flashlight (Stinger LED HL Tri-Mode) - Police Department - Req. No. R680361 | | |

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|---|--------------------|------------------|
| 6. <u>BOARD USA,
INC.</u> | <u>\$28,336.00</u> | <u>Agreement</u> |
| Solicitation No. 08000 - Software Maintenance and Support Integrated Budget System - Department of Finance - Req. No. R685324 | | |

The Board is requested to approve and authorize execution of an Agreement with Board USA, Inc. The period of the Agreement is January 1, 2015 through December 31, 2015.

On February 1, 2012, the City awarded Neubrain, LLC Contract No. B50002146 - Integrated Financial Budget System for licensing, implementation, customization, and hosting of Board Management Intelligence Toolkit Software.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

By a separate "Settlement Agreement" before the Board of Estimates for approval for the termination for convenience with Neubrain, LLC, this Agreement grants to the City perpetual use of Board Management Intelligence Toolkit Software Licenses for 250 users and provides for maintenance and support for one year by Board USA, Inc., the owner of the software previously provided by Neubrain, LLC.

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|---|-------------|---------|
| 7. READYCLEAN INDUSTRIAL SERVICES, INC. | \$38,984.40 | Low Bid |
| Solicitation No. B50003842 - Repair & Janitorial Service for BARCS - Department of General Services-BARCS - Req. No. TBD. | | |

The period of the award is December 17, 2014 through December 18, 2015, with two 1-year renewal options remaining.

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|--|-------------|---------|
| 8. EAGLE BUILDING SERVICES, LLC | \$16,488.00 | Renewal |
| Solicitation No. B50003245 - Exterior Window Washing Service for Enoch Pratt Free Libraries - Req. No. R647640 | | |

On December 19, 2013, the City Purchasing Agent approved the initial award in the amount of \$16,488.00. The award contained three 1-year renewal options. This renewal in the amount of \$16,488.00 is for the period January 1, 2015 through December 31, 2015, with two 1-year renewal options remaining.

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|---|---------|---------|
| 9. FISCHER SCIENTIFIC COMPANY L.L.C. | \$00.00 | Renewal |
| Solicitation No. B50002677 - Mobile Unit Lab Supplies - Police Department - Req. No. R60304/P522066 | | |

On December 5, 2012, the Board approved the initial award in the amount of \$40,000.00. The award contained two 1-year renewal options. On November 20, 2013, the Board approved the first renewal in the amount of \$0.00.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

This final renewal in the amount of \$0.00 is for the period December 5, 2014 through December 4, 2015.

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|---|--------------------|----------------|
| 10. <u>FITZ FLOORING, LLC</u> | <u>\$28,093.90</u> | <u>Low Bid</u> |
| Solicitation No. B50003637 - Brokerage Annex-3 rd Floor-New VCT& Carpet Tiles - Department of General Services - Req. No. R665206. | | |

This is a one-time procurement.

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|---|----------------|----------------|
| 11. <u>INNOVYZE, INC.</u> | <u>\$ 0.00</u> | <u>Renewal</u> |
| Contract No. 08000 - Software Maintenance and Support - Department of Public Works, Bureau of Water and Wastewater - Req. No. R592101 | | |

On August 15, 2012, the Board approved the initial award in the amount of \$142,938.00. The award contained four 1-year renewal options. Subsequent actions have been approved. This renewal in the amount of \$0.00 is for the period January 16, 2015 through January 15, 2016, with one 1-year renewal option remaining.

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|--|----------------|----------------|
| 12. <u>AUCTION SERVICES, INC.</u> | <u>Revenue</u> | <u>Renewal</u> |
| Contract No. B50002157 - Auction Services - Department of Finance - P.O. No. P518986 | | |

On December 14, 2011, the Board approved the initial award in the amount of \$0.00. The award contained two 1-year renewal options. The vendor deducts its commission from revenue generated and deposits the balance of the auction proceeds in a City account. Anticipated vendor commission for one year is \$107,000.00. This renewal in the amount of \$0.00 is for the period January 1, 2015 through December 31, 2015, with one 1-year renewal option remaining.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

13. GEIGER PUMP AND EQUIPMENT

COMPANY	\$60,000.00	Renewal
Contract No. 08000 - OEM Pulsafeeder and Eclipse Metering Pumps and Parts - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P525910		

On December 18, 2013, the Board approved the initial award in the amount of \$50,000.00. The award contained two 1-year renewal options. This renewal in the amount of \$60,000.00 is for the period December 18, 2014 through December 17, 2015, with one 1-year renewal option remaining. The above amount is the City's estimated requirement.

14. ATLANTIC MACHINERY, INC. \$65,000.00 Renewal

ATLANTIC MACHINERY, INC.	\$65,000.00	Renewal
Contract No. 08000 - Video Pipeline Inspection System - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P526053		

On January 8, 2014, the Board approved the initial award in the amount of \$30,000.00. The award contained three 1-year renewal options. On July 2, 2014, the City Purchasing Agent approved an increase in the amount of \$15,000.00. On November 12, 2014, the Board approved an increase in the amount of \$20,000.00. This renewal in the amount of \$65,000.00 is for the period January 8, 2015 through January 7, 2016, with two 1-year renewal options remaining. The above amount is the City's estimated requirement.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

15. <u>DRAEGER SAFETY, INC.</u> Contract No. B50002662 - Thermal Imaging Camera- Fire Department - Req. No. R614779	\$ 0.00	Renewal
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On December 19, 2012, the Board approved the initial award in the amount of \$225,000.00. The award contained four 1-year renewal options. On November 13, 2013, the Board approved the first renewal in the amount of \$225,000.00. This second renewal in the amount of \$0.00 is for the period December 19, 2014 through December 18, 2015, with two 1-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

16. <u>APPLIED GEOGRAPHICS, INC.</u> Contract No. B50001120 - Interactive Web-Based Map - Mayor's Office of Information Technology - P.O. No. P511640	\$ 0.00	Renewal
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On December 16, 2009, the Board approved the initial award in the amount of \$88,500.00. The award contained three 2-year renewal options. Subsequent actions have been approved. This final renewal in the amount of \$0.00 is for the period February 1, 2015 through January 31, 2017. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

17. LIFE TECHNOLOGIES

CORPORATION	\$98,030.00	Renewal
Contract No. 08000 - DNA Investigator Kits - Police Department - P.O. No. P522067		

On December 5, 2012, the Board approved the initial award in the amount of \$181,000.00. The award contained three 1-year renewal options. On December 11, 2013, the Board approved the first renewal in the amount of \$181,000.00. This second renewal in the amount of \$98,030.00 is for the period January 1, 2015 through December 31, 2015, with one 1-year renewal option remaining. The above amount is the City's estimated requirement.

18. SOBO PRODUCTIONS, INC. \$50,000.00 Renewal

Contract No. B50003196 - Computer Aided Design Programmers for Ryan White Part A - Health Department - Req. No. R683039		
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On December 18, 2013, the Board approved the initial award in the amount of \$63,690.00. The award contained two 1-year renewal options. On March 18, 2014, the City Purchasing Agent approved an increase in the amount of \$4,707.00. This renewal in the amount of \$50,000.00 is for the period December 18, 2014 through December 17, 2015, with one 1-year renewal option remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

19. MERCY MEDICAL CENTER, INC.	\$8,000,000.00	Renewal
Contract No. B50001347 - Occupational Health Clinic Services - Department of Finance, Office of Risk Management - P.O. No. P529491		

On November 24, 2010, the Board approved the initial award in the amount of \$16,189,827.08. The award contained three 2-year renewal options. This first renewal in the amount of \$8,000,000.00 is for the period January 3, 2015 through January 2, 2017 with two, 2-year renewal options remaining. The above amount is the City's estimated requirement.

MWBOO SET GOALS OF 10% MBE AND 5% WBE.

MBE: Neo Technologies, Inc.	\$ 14,935.00	(0.08%)
Walters Relocation	344,205.00	(1.89%)
Burs & Garrett *	82,385.00	(0.45%)
RGH Enterprise	<u>2,261,249.00</u>	(12.40%)
Total MBE: 10%	<u>\$2,702,774.00</u>	(14.82%)
WBE: Professional Employment, Inc.	\$ 851,150.00	(4.67%)
Flowers by Chris	22,102.00	(0.12%)
Baltimore Fire Protection & Equipment*	<u>71,972.00</u>	(0.40%)
Total WBE: 5%	<u>\$ 945,224.00</u>	(5.18%)

*These companies were certified at the time of award but their certification has since expired. Vendor must replace with Baltimore City-certified companies, upon renewal of contract.

MWBOO FOUND VENDOR IN COMPLIANCE.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

20. <u>ENERNOC, INC.</u>	\$ 57,204.00	Renewal
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Contract No. P-063-Baltimore Regional Cooperative Purchasing Committee - Consulting Services for the Electricity, Natural Gas and Energy - Department of General Services - P.O. No. P521423

On December 15, 2011, the Board approved the initial award in the amount of \$57,204.00. The award contained nine 1-year renewal options. On March 5, 2014, the Board approved the first renewal in the amount of \$114,408.00. This second renewal in the amount of \$57,204.00 is for the period December 21, 2014 through December 20, 2015, with seven 1-year renewal options remaining. The above amount is the City's estimated requirement.

21. <u>SIEMENS INDUSTRY, INC.</u>	\$73,860.00	Agreement
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Contract No. 08000 - i2 Central System Maintenance and Support - Transportation - Req. No. R667348

The Board is requested to approve and authorize execution of an Agreement with Siemens Industry, Inc. The period of the agreement is December 17, 2014 through December 16, 2015, with two 1-year renewal options.

The vendor installed the original equipment and is the sole provider of the proprietary software that is used for traffic management at the Baltimore Traffic Management Center. The above amount is the City's estimated requirement.

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

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

22. INTERGRAPH CORPORATION	\$948,940.00	Agreement
Contract No. 08000 - Maintenance Services and Proprietary Software - Police Department - Req. No. R684177		

The Board is requested to approve and authorize execution of an Agreement with Intergraph Corporation. The period of the agreement is December 17, 2014 through December 31, 2017 with two additional 1-year renewal options.

The Police Department utilizes licenses for Field Based Reporting System and Record Management System which are software products owned, developed, and maintained by Intergraph Corporation. These products were previously known as In Pursuit and have been in use since 1999. Intergraph Corporation is the sole source of licenses, maintenance and support services for these products.

This Agreement will allow the Police Department to continue access to the products. The above amount is the City's estimated requirement.

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

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

23. IT-CNP	\$149,859.00	Agreement
Contract No. 06000 - Network Assessment Agreement - Mayor's Office of Information Technology - Req. No. R683458		

The Board is requested to approve and authorize execution of an Agreement with IT-CNP. The period of the agreement is effective upon Board approval for one year.

The contractor has completed the work associated with "Strategic Goals and Tasks for Network Optimization" project, which documented the network, reviewed the firewall configuration, developed the plan for mitigation to Dynamic routing, and developed the matrix for software upgrades required to meet government standards. As a result, the Contractor has the unique position of familiarity with the information technology components of the City and strategy associated with both wireless and wired (fiber) communications. The agreement will provide a network optimization assessment of City networks (the "Services") to ensure compliance with State Senate Bill 676 ("SB 676"). Effective July 2014, SB676 established for units of local and State government (not including legislative or judicial agencies), specified requirements with regard to the protection of an individual's private information from unauthorized access. The above amount is the City's estimated requirement.

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

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

24. THE IRVIN H. HAHN COMPANY, INC.	\$ 0.00	Extension
Contract No. B500000784 - Police Badges and Insignias - Police Department - P.O. No. P505784		

On December 10, 2008, the Board approved the initial award in the amount of \$125,000.00. The award contained two 1-year renewal options. The final renewal was approved on November 21, 2012. This extension is necessary so that the Police Department can draft specifications for a new contract. The period of the extension is December 16, 2014 through March 15, 2015.

MWBOO GRANTED A WAIVER.

25. CAPLAN BROTHERS, INC.	\$ 45,000.00	Extension
Contract No. 06000 - Miscellaneous Glass Repairs and Related Installation Services - Department of General Services and others - P.O. No. P524670		

On September 3, 2013, the City Purchasing Agent approved the initial award in the amount of \$24,999.00. Subsequent increases have been approved. This contract was formally advertised twice in the last four months (B50003389 and B50003686), but no responsive bids were received. This extension will allow the agencies to obtain these services while a new solicitation is being developed and additional vendors are recruited. The above amount is the City's estimated requirement. The period of the extension is January 1, 2015 through June 30, 2015.

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.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

26. ATLANTIC EMERGENCY SOLUTIONS, INC.	\$243,000.00	Increase
Contract No. 06000 - Pierce Fire Apparatus - Department of General Services - Req. No. R677654		

On November 26, 2014, the Board approved the initial award in the amount of \$6,551,322.00 for ten pieces of fire apparatus. Three pumper trucks included as part of the initial award were inadvertently calculated at a cost of \$409,966.00 each. However, the correct price for these trucks is \$490,966.00 each. Therefore, the Board is requested to approve an increase for the amount of \$243,000.00, the difference in the actual cost for the three pumper trucks.

MWBOO GRANTED A WAIVER.

27. ARROW INTERNATIONAL, INC.	N/A	Consent to Assignment Agreement
Contract No. 08000 - IO Needles - Fire Department - P.O. P528348		

The Board is requested to approve and authorize execution of the Consent to Assignment between Vidacare Corporation and Arrow International, Inc.

On August 13, 2014, the Board approved an award in the amount of \$120,000.00 for IO Needles for one year with five one-year renewals available at the discretion of the City. Arrow International Inc. has purchased the rights, title, obligations, conditions, assets, and interests of Vidacare Corporation and is requesting assignment of Contract #08000 - Purchase Order P528348.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
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<u>Bureau of Purchases</u>		
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UPON MOTION duly made and seconded, the Board approved the Informal Awards, Renewals, Increases to Contracts and Extensions. The Board also approved and authorized execution of the Agreement with Board USA, Inc. (item no. 6), Siemens Industry, Inc. (item no. 21), Intergraph Corporation (item no. 22), and It-CNP, and Arrow International, Inc. (item no. 27.). The Board **DEFERRED** item no. 19 for one week. The Comptroller voted **NO** on item no. 6. The President voted **NO** on item no. 6.

MINUTESDepartment of Finance - Authorization of Recompense Payments**ACTION REQUESTED OF B/E:**

The Board is requested to approve the disbursement of \$95,217.00 among forty-four property owners offered recompense by the CHAP Tax Credit Recompense Committee.

AMOUNT OF MONEY AND SOURCE:

\$95,217.00 - 1001-000000-1220-728700-607004

BACKGROUND/EXPLANATION:

In May of 2014, the City approved CCB 14-3012, for the purpose of "providing a Supplementary General Fund Operating Appropriation in the amount of \$3,000,000" to fund a Recompense program which would remedy any inconsistencies in the prior processing of the Historic Tax Credit by SDAT and ensure that taxpayers are treated in a fair and equitable manner.

A mailing provided 1,245 taxpayers with an application and instructions to apply for the program along with a letter from the Mayor. The letter was sent to taxpayers who received a Historic Tax Credit for their property in either FY2013 or FY2014. Applicants were provided with 60 days to apply. Only 123 applications were received and those were bundled into a total of eleven batches for review.

A CHAP Tax Credit Recompense Committee (Committee) was created to formalize the process of making recompense decisions. Membership of the Committee was designed to stress its impartiality and independence from the Administration. The formal process ensured that 1) all applicants were treated alike using the same criteria, 2) there was broad consensus on those entitled to recompense and 3) the process was transparent to taxpayers. The CHAP Tax Credit Recompense Committee was comprised of a retired Circuit Court Judge, the City Auditor, and the City Solicitor.

MINUTESDepartment of Finance - cont'd

Following a review and discussion of the relevant merits of each application, the Committee rendered a decision on the eligibility for and the amount of any recompense. Forty-four applications were approved for recompense totaling \$95,217.00 correcting the errors of the State Department of Assessment and Taxation.

The requested action is to permit the disbursement of those funds.

APPROVED FOR FUNDS BY FINANCE**A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.**

The Board of Estimates received and reviewed Ms. Trueheart's protest. As Ms. Trueheart does not have a specific interest that is different from that of the general public, the Board will not hear her protest. Her correspondence has been sent to the appropriate agency and/or committee which will respond directly to Ms. Trueheart.

UPON MOTION duly made and seconded, the Board approved the disbursement of \$95,217.00 among forty-four property owners offered recompense by the CHAP Tax Credit Recompense Committee.

Kim A. Trueheart

December 16, 2014

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and failure to engage with the average citizen in meaningful and beneficial ways by the Mayor of Baltimore City and the various Departments and Agencies.

The following details are provided to initiate this action as required by the Board of Estimates:

1. Whom you represent: Self
2. What the issues are:
 - a. Pages 46 - Department of Finance – Authorization of Recompense Payments, if approved:
 - i. Fails to demonstrate that citizens were sufficiently engaged to make them aware of this recompense initiative;
 - ii. Fails to disclose whether acknowledge that the outreach attempt only resulted in 10% of the potentially eligible homeowners responding to this anemic effort by this administration to inform them;
 - iii. Fails to disclose whether homeowners will be afforded future opportunities to apply for this recompense opportunity;
3. How the protestant will be harmed by the proposed Board of Estimates' action: While this initiative was intended to correct an error it appears to be a half-hearted attempt to engage homeowners to make them aware of the opportunity. This feeble attempt directly contributes to the pervasive distrust citizens have of this administration in managing the scarce resources entrusted in it. As a citizen I am significantly impacted by less than open and transparent actions undertaken by this administration and this is another example that breeds more mistrust.
4. The remedy I seek and respectfully request is that this action be delayed and another outreach initiative be initiated to engage again with potentially eligible homeowners to ensure they are aware of this opportunity using multiple methods of outreach.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on December 17, 2014.

If you have any questions regarding this request, please telephone me at (410) 205-5114.

Sincerely, Kim Trueheart, Citizen & Resident

Email: ktrueheart@whatfits.net
5519 Belleville Ave
Baltimore, MD 21207

MINUTESHealth Department - Agreements

The Board is requested to approve and authorize execution of the various Agreements. The period of the agreement is November 1, 2014 through June 30, 2015, unless otherwise indicated.

CASE MONITORING SERVICES AGREEMENTS

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

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

The Case Monitor will be responsible for establishing a plan of personal care for each eligible recipient assigned to him/her, unless otherwise indicated. They will make home visits at least once every 90 days, maintain clinical records, and consult with each client's personal physician and other providers in order to develop a care plan.

In addition, the Case Monitor will conduct an InterRAI comprehensive evaluation on each MAPC recipient and inform them about participation in the Community First Choice (CFC) Program, which allows states to offer the option of certain community-based services as a state plan benefit to individuals who meet an institutional level of care. The Case Monitor must offer the CFC option of community services to older adults and people with disabilities to enable them to live in their own homes.

MINUTES

Health Department - cont'd

<u>Case Monitor Name</u>	<u>Rate of Pay</u>	<u>Amount</u>
1. JEROME RALLIFORD, R.N.	\$45.00 per case/ 75 cases/month \$37.00 per hr. for CFC Program \$50.00 per com- pleted Inter- RAI Comprehensive Evaluation	\$ 47,000.00
Account:	4000-425515-3110-306700-603018	\$ 10,000.00
	4000-426215-3110-306800-603018	\$ 37,000.00
2. CYNTHIA WASHINGTON, R.N.	\$45.00 per case/ 75 cases/month \$37.00 per hr. for CFC Program \$50.00 per com- pleted Inter- RAI Comprehensive Evaluation	\$ 47,000.00
Account:	4000-425515-3110-306700-603018	\$ 10,000.00
	4000-426215-3110-306800-603018	\$ 37,000.00
3. IHUOMA LYNDIA EZEBUIHE, R.N.	\$45.00 per case/ 75 cases/month \$37.00 per hr. for CFC Program \$50.00 per com- pleted Inter- RAI Comprehensive Evaluation	\$ 47,000.00
Account:	4000-425515-3110-306700-603018	\$ 10,000.00
	4000-426215-3110-306800-603018	\$ 37,000.00

MINUTES

Health Department - cont'd

<u>Case Monitor Name</u>	<u>Rate of Pay</u>	<u>Amount</u>
4. VICTORIA AKPAN, R.N.	\$45.00 per case/ 75 cases/month \$37.00 per hr. for CFC Program \$50.00 per com- pleted Inter- RAI Comprehensive Evaluation	\$ 47,000.00
Account:	4000-426215-3110-306800-603018	\$ 10,000.00
	4000-425515-3110-306700-603018	\$ 37,000.00

The Case Monitoring Services Agreements (item nos. 1-4) are late because revisions delayed processing.

AGREEMENTS

5. U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS/OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (DOJ/OJJDP)	\$ 20,000.00
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Account: 4000-485915-3160-308600-404001

Under the terms of this Grant Award Agreement from the DOJ/OJJDP, the funds will allow the Department to join the National Forum on Youth Violence Prevention Expansion Project (Forum). Through membership in the Forum, the Department will participate in a cross-collaborative process with other Forum cities and federal agencies. This effort builds on the ongoing City-wide efforts to reduce violence. The period of the agreement is October 1, 2014 through September 30, 2015.

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

The Grant Award Agreement is late because of delays in the administrative review process.

MINUTES

Health Department - cont'd

MBE/WBE PARTICIPATION:

N/A

**6. MEALS ON WHEELS OF CENTRAL MARYLAND,
INC. \$1,100,976.50**

Account: 4000-434315-3254-316200-604014	\$ 692,034.00
4000-434315-3254-316200-604014	\$ 27,507.00
6000-633515-3254-316200-604014	\$ 290,557.00
5000-533615-3024-268400-604014	\$ 35,878.50
4000-434315-3254-316200-604014	\$ 55,000.00

Meals on Wheels of Central Maryland, Inc. organization will provide nutritionally balanced meals to the projected number of homebound and/or frail elderly residents of Baltimore City. The organization will provide unique professional services in the Maryland area which are not available from another vendor. The period of the Agreement is October 1, 2014 through September 30, 2015.

The Agreement is late because the Department was waiting for final approval of the budget and signatures from the provider.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the foregoing Agreements.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

* * * * *

On the recommendations of the City agencies
hereinafter named, the Board,
UPON MOTION duly made and seconded,
awarded the formally advertised contracts
listed on the following pages:

4753 - 4758

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

The Transfers of Funds was approved
SUBJECT to receipt of a favorable report
from the Planning Commission,
the Director of Finance having reported favorably
thereon, as required by the provisions
of the City Charter.

The President voted **No** on item no. 7.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Dept. of Public Works, Office of Engineering & Construction

1. WC 1246, Repair & Replacement of Small Diameter Water Mains - Various Locations	J. Fletcher Creamer & Son, Inc.	\$7,920,990.00	
MBE:	Machado Construction Co., Inc.	\$275,000.00	3.47%
	Fallsway Construction Co., Inc.	460,000.00	5.80%
		<u>\$735,000.00</u>	<u>9.27%</u>
WBE:	R&R Contracting Utilities, Inc.	\$140,000.00	1.77%
	Priceless Industries, Inc.	31,100.00	.39%
		<u>\$171,100.00</u>	<u>2.16%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

2. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$10,553,975.00	9960-909100-9558	
Water Revenue	Constr. Reserve	
Bonds	Water Infrastruc-	
	ture Rehab.	
\$ 792,099.00	-----	9960-905136-9557-2
		Extra Work
792,099.00	-----	9960-905136-9557-3
		Engineering
553,527.00	-----	9960-905136-9557-5
		Inspection
7,920,990.00	-----	9960-905136-9557-6
		Construction
495,260.00	-----	9960-905136-9557-9
<u>\$10,553,975.00</u>		Administration

The funds are required to cover the costs associated with the Award of WC 1246, Repair and Replace Small Diameter Water Mains at Various Locations.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSDept. of Public Works, Office of Engineering & Construction

3. WC 1311, AMI/R
Urgent Need
Pavement & Side-
Walk Restoration
Various Locations
- REJECTION** - On Wednesday, July 23, 2014, the Board received and opened four bids. Per the Law Department of the City, the lowest bidder is non-responsive and failed to submit work capacity within the five days per the absolute requirement. The second lowest bidder is 40.57% above the Engineer's Estimate, therefore, the DPW/Office of Engineering and Construction recommends that all bids be rejected. The contract will be rebid and re-advertised at a later date.

Bureau of Purchases

4. B50003698, Interior/
Exterior Painting of
Facilities
- \$500,000.00
Blanket Award

JB Contracting, Inc.

First Potomac Environ-
mental Corporation, Inc.

Tito Contractors, Inc.

MWBOO SET GOALS OF 15% MBE AND 5% WBE:

JB Contracting, Inc.

MBE: First Potomac Environmental Corp. Inc. 15%
WBE: Letke Security Contractors, Inc. 5%

MWBOO FOUND VENDOR IN COMPLIANCE.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases - cont'dFirst Potomac Environmental Corporation, Inc.

MBE:	U K Construction and Management, LLC	15%
WBE:	Superior Painting & Contracting, Co., Inc.*	0%*

*Superior Painting & Contracting Co., Inc. is not certified for framing and drywall installation.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

The award is being recommended subject to the vendor coming into compliance within ten days of award.

Tito Contractors, Inc.

MBE:	Housing Evaluation Plus, Inc.	0%
WBE:	Z-Maxim, Inc.	0%

The bidder did not achieve the MBE and WBE goals. The bidder failed to list the services to be performed by the MBE in the Statement of Intent form. Z-Maxim, Inc. named as WBE is not certified with Baltimore City.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

The award is being recommended subject to the vendor coming into compliance within ten days of award.

This is a multiple award contract requiring site visits with each vendor bidding upon individual requests by the agency on each project for a total not-to-exceed amount at the unit prices submitted on their bid with the low bidder receiving award of the project.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

- | | | | |
|----|--|--|--------------|
| 5. | B50003756, Snow
Removal Services IV | Sarah E. Coleman d/b/a
Four Seasons Nursery &
Landscape Services | \$300,000.00 |
|----|--|--|--------------|

(Dept. of Transportation)

MWBOO GRANTED A WAIVER.

- | | | | |
|----|---|-------------|---------------------------------|
| 6. | B50003788, Heavy Equip-
ment and Operator
Rental Services | JESCO, Inc. | \$1,500,000.00
Blanket Award |
|----|---|-------------|---------------------------------|

Alban Tractor Co., Inc.

Potts & Callahan, Inc.

(Dept. of Public Works,
Bureau of Solid Waste)

MWBOO GRANTED A WAIVER.

- | | | | |
|----|--|---------------------------------|---------------|
| 7. | B50003859, Sprinter
Cargo Van, Up-
fitted Police
SWAT Vehicle | Contemporary Motor Cars
Inc. | \$ 159,518.00 |
|----|--|---------------------------------|---------------|

(Dept. of General Services)

MWBOO GRANTED A WAIVER.

**PROTESTS WERE RECEIVED FROM INCIDENT COMMUNICATION SOLUTIONS
AND HARBOR TRUCK SALES AND SERVICES T/A BALTIMORE
FREIGHTLINER. THE PROTESTANTS DID NOT APPEAR.**

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

President: "The first item on the non-routine agenda can be found on Page 56, Recommendation for Contract Awards/Rejections, item 7, B50003859, Sprinter Cargo Van, Up-fitted Police SWAT Vehicle, Department of General Service. Will the parties please come forward? I'll entertain a Motion."

City Solicitor: "MOVE denial of the protest and approval of the item submitted by the Bureau of Purchases."

President: "All those in favor say AYE. All opposed, NAY. Please note the Council President votes **NO.**"

* * * * *

Formal Protest

Bid for Sprinter Cargo Van – Upfitted Police SWAT Vehicle Solicitation #B50003859

To whom it may concern,

Incident Communications would like to protest the recommendation to award this bid to Contemporary Motor Cars in Little Silver NJ.

Section DS6: States that a full parts and service facility located within a 25 mile distance from the City of Baltimore Garage shall be available to perform service and warranty work. The bidding dealer in New Jersey is far outside of this distance requirement and does not meet the criteria of the specification. Incident Communication is within the 25 mile range and meets the requirement.

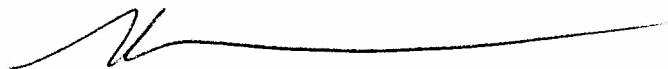
Incident communications has completed many projects for law enforcement agencies nationally and in the area including Baltimore and Baltimore County Police and we feel that we are the lowest qualified bidder in the best interest of the Baltimore Police Department and the City of Baltimore.

P., Interior Upfit, #13: The published specifications were missing detail on specific parts of the conversion and were brought to the attention of the purchasing department. Some of the questions were addressed in the addendum but the construction features of the weapons storage cabinet construction specifications that were not addressed. As a result ICS submitted a detailed response addressing every item in the specification which could affect the price outcome. We question if the low bidder did the same and if it compares to the detail that ICS submitted. In the best interest of the city and the department we feel that we are the best candidate for the award.

The form of relief being requested is a rebid or re-evaluate the responses based on distance and full response to the requirements making sure that the bidders met all of the requirements.

We look forward to hearing from you soon.

Thank you



Larry Kahan
Director of Specialty Vehicle Sales.
973-219-5006 LKahan@incidentcommunications.com

If you can't
COMMUNICATE
you can't OPERATE.®

To: Board of Estimates
Office of the Comptroller
Room 204 City Hall
100 North Holiday St.
Baltimore, MD 21202

Copy to: City Purchasing Agent

231 E. Baltimore St.
Suite 300
Baltimore, MD 21202

Sent via FedEx First Overnight on December 15, 2014

If you can't
COMMUNICATE
you can't OPERATE.®



HARBOR TRUCK SALES and SERVICE, INC



t/a

BALTIMORE FREIGHTLINER & WESTERN STAR TRUCKS

December 15, 2014

Office of the Comptroller
Room 204, City Hall
100 North Holiday Street
Baltimore, MD 21202

Re: Protest of Award of Bid Solicitation Number: B50003859, Buyer: Kristi Hammerbacher

Office of the Comptroller,

Harbor Truck Sales and Service, Inc, t/a Baltimore Freightliner, would like to protest the award of **Bid Solicitation Number B50003859, Sprinter Cargo Van, Upfitted Police SWAT Vehicle**, to "Contemporary Motor Cars, Inc." They are a Mercedes-Benz Car Dealer, located at 100 Oceanport Ave, Little Silver, NJ, 07739, which is **165 miles from the Baltimore City Garage**. Page B-5 of the Bid specifically states "Parts and Service: Shall be available within a twenty-five (25) radius of Central Garage." **They also do not have a Maryland Dealer's Sales License**. According to Maryland Vehicle Law, an out of state dealer may not solicit for business in the State of Maryland unless they also have a Maryland dealer's license.

The SWAT Team Members worked very closely with Quality Vans & Specialty Vehicles on the SWAT Van upfit equipment that was included in our bid. I know that Contemporary Motor Cars, Inc. did not use Quality Vans & Specialty Vehicles for their upfit equipment.

Harbor Truck Sales and Service, Inc. is a business located in Baltimore City and employs citizens of Baltimore City. We also worked very closely with the SWAT Team members Officer Stephen Coughlan and Officer Justin Merson on this project.

For the reasons stated above I am asking that **Bid Solicitation Number B50003859, Sprinter Cargo Van, Upfitted Police SWAT Vehicle** be awarded to Harbor Truck Sales and Service, Inc.

Sincerely,

Chuck Kilduff
Sales Representative,
Harbor Truck Sales and Service, Inc.
t/a **Baltimore Freightliner**
2723 Annapolis Road
Baltimore, MD 21230

2723 Annapolis Road, Baltimore, Maryland 21230-3513
(410) 685-4474 Fax: (410) 783-1248, Regional Toll Free (800) 832-7278
www.baltimorefreightliner.com

Notes



Trip to:

100 Oceanport Ave

Little Silver, NJ 07739-1207

165.06 miles / 2 hours 53 minutes

- | | | Download
Free App |
|--|--|----------------------------------|
| | 3800 E Biddle St, Baltimore, MD 21213-4016 | |
| | 1. Start out going west on E Biddle St toward Edison Hwy . Map | 0.4 Mi
0.4 Mi Total |
| | 2. Take the 1st right onto Edison Hwy . Map
<i>If you reach N Ellwood Ave you've gone a little too far</i> | 0.3 Mi
0.6 Mi Total |
| | 3. Take the 2nd right onto E Federal St . Map
<i>E Federal St is just past Duncanwood Ln
Furniture Plus is on the corner
If you reach E Lanvale St you've gone a little too far</i> | 0.6 Mi
1.2 Mi Total |
| | 4. Turn slight right onto Erdman Ave / MD-151 . Map
<i>Erdman Ave is 0.4 miles past N Highland Ave
If you reach Orchard Ridge Blvd you've gone a little too far</i> | 0.9 Mi
2.1 Mi Total |
| | 5. Merge onto Pulaski Hwy / US-40 E . Map | 1.2 Mi
3.3 Mi Total |
| | 6. Merge onto Moravia Rd . Map | 0.5 Mi
3.8 Mi Total |
| | 7. Take the I-895 N ramp toward I-95 N / New York . Map | 1.3 Mi
5.2 Mi Total |
| | 8. Merge onto I-95 N (Portions toll) (Crossing into Delaware). Map | 58.6 Mi
63.7 Mi Total |
| | 9. Merge onto I-295 N toward New Jersey Tpke / Del Mem Br / NJ-NY (Crossing into New Jersey). Map | 6.4 Mi
70.2 Mi Total |
| | 10. Keep left to take New Jersey Tpke N toward New York / Atlantic City (Portions toll). Map | 67.4 Mi
137.6 Mi Total |
| | 11. Merge onto NJ-133 / Hightstown Byp via EXIT 8 toward Hightstown / Freehold (Portions toll). Map | 0.8 Mi
138.4 Mi Total |
| | 12. Merge onto NJ-33 E toward Freehold . Map | 9.0 Mi
147.4 Mi Total |
| | 13. Turn slight right onto State Route 33 / NJ-33 Bus . Continue to follow NJ-33 Bus . Map | 3.0 Mi
150.4 Mi Total |
| | 14. Turn left onto W Main St / County Hwy-537 . Continue to follow County Hwy-537 . Map
<i>County Hwy-537 is just past Broad St
If you reach Berkeley Pl you've gone about 0.1 miles too far</i> | 10.6 Mi
161.0 Mi Total |



15. Turn **left** onto **Sycamore Ave.** [Map](#)

Sycamore Ave is 0.2 miles past Deputy Minister Dr

If you are on County Hwy-537 and reach Firehouse Rd you've gone a little too far

3.8 Mi

164.8 Mi Total



16. Turn **right** onto **County Hwy-11 / Branch Ave.** Continue to follow **County Hwy-11.** [Map](#)

County Hwy-11 is just past Eastborne Dr

SHELL is on the corner

If you are on Sycamore Ave and reach Oceanport Ave you've gone a little too far

0.3 Mi

165.1 Mi Total



17. **100 OCEANPORT AVE** is on the **left.** [Map](#)

Your destination is just past Silverside Ave





If you reach Tinton Ave you've gone a little too far



100 Oceanport Ave, Little Silver, NJ 07739-1207

Entity Name: CONTEMPORARY MOTOR CARS, INC.

Department ID: D02636645

General Information	Amendments	Personal Property	Certificate of Status				
Description	Date Filed	Film	Folio	Pages	View Document	Order Copies	
FORFEITED - PROCLAMATION OF THE DEPARTMENT	10/03/1991 8:30 AM						
FAILURE TO FILE A PERSONAL PROPERTY RETURN (FORM # 1) DUE APRIL 15, 1990.							
RESIGNATION OF RESIDENT AGENT	03/30/1990 9:21 AM	F3229	295	2			
ARTICLES OF INCORPORATION	09/16/1988 10:22 AM	F3060	1596	6			

Charter Search Results for : CONTEMPORARY MOTOR CARS

<u>Dept.ID</u>	<u>Entity Name</u>	<u>Entity Details</u>	<u>Status</u>
D02636645	CONTEMPORARY MOTOR CARS, INC.	General Info. Amendments Personal Property	FORFEITED

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Purchases

8. B50003863, Tractor Finch Services, Inc. \$ 197,500.00
with a Front End
Loader

(Dept. of General Services)

MWBOO GRANTED A WAIVER.

MINUTES

Department of Transportation - Second Amendment to
License Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize the Second Amendment to License Agreement with Merritt Canton BP, LLC. The period of the Second Amendment to License Agreement extends the period of the agreement from December 01, 2014 through November 30, 2016.

AMOUNT OF MONEY AND SOURCE:

\$38,840.00 - 2075-000000-2320-502400-402530

BACKGROUND/EXPLANATION:

On May 18, 2011, the Board approved a License Agreement with Merritt Canton BP, LLC. On June 19, 2013, the Board approved the First Amendment to the License Agreement to extend the term for an additional 18 months, which the agreement expired November 30, 2014. The Department of Transportation now requests to amend the agreement to extend the term for an additional two years.

Under the terms of the extended License Agreement, the City will license portions of the public right-of-way along the 1400 and 1500 blocks of Bayliss Street and the east side of the 1400 and 1500 blocks of South Highland Avenue to Merritt Canton BP, LLC.

The licensed right-of-way will consist of approximately 24,560 square feet in area, and will be utilized for surface automobile parking for patrons of the Merritt Athletic Club located at 3401 Boston Street. Merritt Canton BP, LLC will pay the City an annual License Fee of \$19,420.00.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized the Second Amendment to License Agreement with Merritt Canton BP, LLC.

MINUTESDepartment of Transportation - Expenditure of Funds**ACTION REQUESTED OF B/E:**

The Board is requested to approve the Expenditure of Funds to pay M. Luis Construction Co., Inc., under Contract TR 11300, Resurfacing Highways at Various Locations, Northeast - Sector I.

AMOUNT OF MONEY AND SOURCE:

\$135,971.85 - 9950-905841-9514-900020-702064

BACKGROUND/EXPLANATION:

On Wednesday, August 10, 2010, the Board approved the award of TR 11300, Resurfacing Highways at Various Locations, Northeast - Sector I with an expiration date of June 5, 2012. During the course of construction, this project experienced several unforeseen project management issues which adversely impacted handling of outstanding extra work orders.

Final review of the construction documents revealed the need for additional funding to close out the contract and reimburse the contractor of unpaid quantities. The Department is requesting additional funding of outstanding contractual issues.

DBE PARTICIPATION:

The contractor exceeded the established 30% DBE goal, which was verified by the Department of Transportation.

AUDITS REVIEWED AND HAD NO OBJECTION.

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 135,971.85	9950-903550-9509	9950-905841-9514-2
GF (HUR)	Construction Res.	Resurfacing Hwys.
	Neighborhood Street NE, Sector I	
	Reconstruction	

MINUTES

DOT - cont'd

This transfer will provide funds to cover the costs associated with the Project TR 11300, Resurfacing Highways at Various Locations NE, Sector I.

UPON MOTION duly made and seconded, the Board approved the Expenditure of Funds to pay M. Luis Construction Co., Inc., under Contract TR 11300, Resurfacing Highways at Various Locations, Northeast - Sector I. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTESDepartment of Transportation - Expenditure of Funds**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize payment to Machado Construction Co., Inc. in connection with TR 10317, Safe Routes to School.

AMOUNT OF MONEY AND SOURCE:

\$265,477.93 - 9950-913702-9506-900010-706063

BACKGROUND/EXPLANATION:

On November 09, 2011, the Board awarded contract TR 10317, Safe Routes to School Grant Year A, B, C, & D, with a duration of 240 consecutive calendar days, resulting in an expiration date of September 04, 2012. During construction, it was revealed that several needed bid items were not included in the original contract specification, and the inspection of the proposed and added locations took longer than anticipated, causing a delay in the project.

Final review of construction documents revealed the need for additional funding to close out the contract and pay the contractor for verified completed work. Due to an administrative error, formal approval was not requested. The Department apologizes for this oversight.

DBE PARTICIPATION:

The contractor exceeded the established 30% DBE goals, which was verified by the Department of Transportation.

AUDITS REVIEWED AND HAD NO OBJECTION.

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 392,695.00	9950-903550-9509	9950-913702-9506-2
General HUR	Construction Reserve Neighborhood Street Recon.	Contingency-Safe Routes to School

MINUTES

Department of Transportation-cont'd.

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.

The Board of Estimates received and reviewed Ms. Trueheart's protest. As Ms. Trueheart does not have a specific interest that is different from that of the general public, the Board will not hear her protest. Her correspondence has been sent to the appropriate agency and/or committee which will respond directly to Ms. Trueheart.

UPON MOTION duly made and seconded, the Board approved and authorized payment to Machado Construction Co., Inc. in connection with TR 10317, Safe Routes to School. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

Kim A. Trueheart

December 16, 2014

Board of Estimates

Attn: Clerk

City Hall, Room 204

100 N. Holliday Street,

Baltimore, Maryland 21202

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and failure to capitalize on strategic investment opportunities that support our youth by the Mayor of Baltimore City and the various Departments and Agencies under her leadership and direction.

The following details are provided to initiate this action as required by the Board of Estimates:

1. Whom you represent: Self
2. What the issues are:
 - a. Page 59, Department of Transportation – Expenditure of Funds, if approved:
 - i. Fails to disclose the outcomes from the approximate \$3 million dollars paid to this contractor;
 - ii. Fails to disclose the deliverables that were intended to help communities make it safer for students to walk and bike to school and to promote the safety, health, and general welfare of the citizens of Baltimore through the installation of crosswalks, school zone signs, flashing school beacons, bike racks, ADA compliant ramps and pedestrian countdowns in the vicinity of targeted schools.
 - iii. Fails to disclose the locations of the improvements intended to provide safe routes to school for our students throughout Baltimore City; Allocates millions of our scarce municipal funds for seemingly frivolous wants;
 - b. Please provide access to the list of locations improvements were completed as a result of this contract for inspection.
3. How the protestant will be harmed by the proposed Board of Estimates' action: The funds proposed to close out this contract will exacerbate an already untenable DISS-Investment in Baltimore's most precious resource, our youth. As a citizen I am deeply concerned about the lack of smart investments in the positive development and welfare of our youth and these funds do NOT appear to have been a fruitful investment towards that end which adversely impacts the quality of life for me and my community.
4. The remedy I seek and respectfully request is that this action be delayed until the outcomes are presented for the public's awareness and benefit of our youth.

5519 Belleville Ave
Baltimore, MD 21207

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on December 17, 2014.

If you have any questions regarding this request, please telephone me at (410) 205-5114.

Sincerely,
Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTESDepartment 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.	17 Light St.	Baltimore Hotel Associates, I, LLC	One double face electric sign 18' x 3'
	Annual charge: \$ 378.00		
2.	1524 Cypress St.	David Realty, LLC	Handicap ramp 3'6" x 19'6"
	Annual charge: \$ 70.30		
3.	717 S. Bethel St. k/a 716 S. Broadway	JSP Partners, LLC	One cornice sign 23.25 sq. ft.
	Annual charge: \$ 35.20		
4.	1 W. Biddle St.	JRA Investment Group I, LLC	One bracket sign 38" x 46"
	Annual charge: \$ 70.40		

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

There being no objections the Board, UPON MOTION duly made and seconded, approved the Minor Privilege Applications.

MINUTES

Department of General Services- Right-of-Entry Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Right-of-Entry Agreement with 510 Pennsylvania Avenue, LLC (Grantor). The period of the Right-of-Entry Agreement is effective upon notice by the Grantee to the Grantor of the desire to enter the property, and the actual physical entry and will expire after a period of one year.

AMOUNT OF MONEY AND SOURCE:

This right-of-entry is being granted at no cost to the City.

BACKGROUND/EXPLANATION:

The City, acting by and through the Department of Public Works wishes to enter on to the property known as 510 W. Pennsylvania Avenue and owned by 510 Pennsylvania Avenue, LLC. This project consists of installing new water service and water meter as part of the City of Baltimore's On-Call Contract for water service upgrades.

MBE/WBE PARTICIPATION:

N/A

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Right-of-Entry Agreement with 510 Pennsylvania Avenue, LLC.

MINUTES

Department of General Services- Right-of-Entry Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Right-of-Entry Agreement with Gerald and Delores Plotkin. The period of the Right-of-Entry Agreement is effective upon notice by the Grantee to the Grantor of the desire to enter the property, and the actual physical entry and will expire after a period for one year.

AMOUNT OF MONEY AND SOURCE:

This right-of-entry is being granted at no cost to the City.

BACKGROUND/EXPLANATION:

The City, acting by and through the Department of Public Works wishes to enter on to the property known as 600 West Franklin Street and owned by Gerald and Delores Plotkin. This project consists of installing new water service and water meter as part of the City of Baltimore's On-Call Contract for water service upgrade.

MBE/WBE PARTICIPATION:

N/A

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Right-of-Entry Agreement with Gerald and Delores Plotkin.

MINUTES

Department of General Services - Developer's Agreement No. 1361

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Developer's Agreement No. 1361 with 900 East Fort Avenue, LLC, Developer.

AMOUNT OF MONEY AND SOURCE:

\$654,569.00

BACKGROUND/EXPLANATION:

The Developer would like to install various utilities and streetscape improvements to its proposed construction located at 900 East Fort Avenue. This Developer's Agreement will allow the organization to do their own installation in accordance with Baltimore City Standards.

A performance bond in the amount of \$654,569.00 has been issued to 900 East Fort Avenue, LLC which assumes 100% of the financial responsibility.

MBE/WBE PARTICIPATION:

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of Developer's Agreement No. 1361 with 900 East Fort Avenue, LLC.

MINUTES

PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

all of the Personnel matters

listed on the following pages:

4769 - 4771

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.

MINUTES**PERSONNEL**Department of General Services

	<u>Hourly Rate</u>	<u>Amount</u>
1. FRANKLIN JENKINS	\$30.77	\$36,929.00

Account: 2030-000000-1890-189300-601009

Mr. Jenkins, retiree will work as a Contract Services Specialist I (Safety Enforcement Officer III). His duties will include, but are not limited to assisting the Fleet Management Division with investigating and reporting on serious occupational injuries, conducting major investigations as a result of employee incident reports, reported safety hazards, vehicle related safety problems or requests from City agencies. Mr. Jenkins will also be responsible for maintaining all Safety Data Sheets (SDS) for all Fleet Management locations, updating and maintaining Chemical Information List (CIL) and submitting to the Division of Occupational Safety for submission to the State. He will also be responsible for enforcing safety rules and regulations within Fleet Management and keeping personnel informed, inspecting locations regularly for fire extinguishers, eye-wash bottles (in supply and not expired) and oil drums debris and tripping hazards. In addition, Mr. Jenkins will be overseeing storm water pollution prevention initiatives, performing inspections of agency vehicle yards, and creating reports and spreadsheets documenting inspections. He will also coordinate seasonal focus on snow vehicles, mowing equipment, and milling/pavement equipment. The period of the agreement is effective upon Board approval for one year.

MINUTES**PERSONNEL**Department of General Services- cont'd

	<u>Hourly Rate</u>	<u>Amount</u>
2. JOSHUA BORNFIELD	\$26.30	\$25,000.00

Account: 1001-000000-1982-272800-601009

Mr. Bornfield will work as a Contract Services Specialist II (Event Organizer). His duties will include, but are not limited to locating and scheduling performers for at least three (3) concert events per month, publicizing, marketing, and promoting events to the general public via traditional media outlets and social online media, and staffing evening, and weekend events with prior approval. He will also be responsible for keeping records and statistical information on event attendance and revenue and reporting financial information to General Services Administration, reporting quarterly to the War Memorial Commission, and to the liaison for the City of Baltimore Department of General Services. His duties include growing events to a profitable level for the agency over time and raising revenue not less than \$25,000.00 for the first year. Mr. Bornfield will plan events in partnership with other agencies, social, or non-profit organizations/institutions. The period of the agreement is effective upon Board approval for one year.

Health Department

3. LYNA C. PUGH	\$15.00	\$14,559.00
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Account: 1001-000000-3001-262600-601009

Ms. Pugh will work as a Contract Services Specialist II (Assistant for Administrative Support - Human Resources Office). Her duties will include, but are not limited to filing, sorting mail and typing correspondence. She will also be responsible for maintaining confidentiality of employee information and other clerical duties. The period of the agreement is effective upon Board approval for six months.

MINUTES**PERSONNEL**Department of Recreation and Parks

4.	TIM ALMAGUER	\$25.00	\$47,650.00
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Account: 1001-000000-4803-371400-601009

Mr. Almaguer will continue to work as a Contract Services Specialist II (Contract Compliance Manager). He will be responsible for overseeing private operations of public recreation centers, working with private operators to promote and further develop their organizations, and establishing plans to focus on the organizations' capacities. This is a 6% increase in the hourly rate from the previous contract period. The increase is based upon an additional scope of services which includes assisting with Departmental Accreditation with CAPA and translation of promotional materials into Spanish.

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Department of Law - Payments of Settlement</u>			
1. Nicholas Lodowski (Previous Owner)	1519 McKean Ave.	L/H	\$ 1,236.00

On July 30, 2014, the Board approved the acquisition of the leasehold interest, by condemnation, in the real property located at 1519 McKean Avenue for the fair market value of \$6,180.00, based upon an independent appraisal report of the property.

The parties agreed to settle the condemnation case for a total of \$7,416.00 (i.e., an additional 20% more than the previous Board approval). Therefore, the Board is requested to approve an additional \$1,236.00 in settlement of this case.

Funds are available in account no. 9910-910634-9588-900000-704040, Whole Block Demolition Project Area.

2. 1225 N. Regester Street, LLC (Previous Owner)	1225 N. Regester Street	F/S	\$37,100.00
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On October 30, 2013, the Board approved the acquisition of the fee simple interest, by condemnation, in the real property located at 1225 N. Regester Street for the amount of \$11,900.00, based upon an independent appraisal report of the property.

The owner of the property demanded \$150,000.00. At the scheduled pre-trial conference, the parties negotiated and agreed to settle the condemnation case for \$49,000.00. Therefore, the Board is requested to approve an additional \$37,100.00 in settlement of this case.

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Department of Law - Payments of Settlement</u>			

Funds are available in State Funds, account no. 9910-906416-9588-900000-704040, EBDI Project, Phase II Project Area.

UPON MOTION duly made and seconded, the Board approved and authorized the Payments of Settlement.

MINUTES

Mayor's Office of Information Technology - Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve an Expenditure of Funds to pay Nestle for services rendered.

AMOUNT OF MONEY AND SOURCE:

\$350.92 - 1001-000000-1474-165700-603080

BACKGROUND/EXPLANATION:

Nestle (Deer Park) provides water delivery services to MOIT's CitiWatch location at 118 N. Howard Street. MOIT has a new purchase order to cover FY15; however, this invoice was inadvertently left off when closing out the previous purchase order with Deer Park.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the Expenditure of Funds to pay Nestle for services rendered.

MINUTES

Department of Public Works (DPW) - Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve an Expenditure of Funds to pay the August and September 2014 rent for the lease agreement for the DPW, Safety & Training Division, tenant, at 3000 Druid Park Drive.

AMOUNT OF MONEY AND SOURCE:

\$6,416.66 - 1001-000000-1901-191300-603013

BACKGROUND/EXPLANATION:

On May 4, 2005, the Board approved the initial lease agreement between the City and the DPW, Safety & Training Division tenant at 3000 Druid Park Drive in the amount of \$38,500.00. The agreement was for the 5th and last year of the agreement. In addition, the Board approved an amendment to the lease agreement on October 15, 2014 to extend the lease on a month-to-month basis for up to six months. At that time, the DPW did not have enough money to cover the rent for August and September 2014 in the current purchase order. The purchase order expired on September 30, 2014.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved an Expenditure of Funds to pay the August and September 2014 rent for the lease agreement for the DPW, Safety & Training Division, tenant, at 3000 Druid Park Drive.

MINUTES

Department of Public Works/ - Agreement for Sanitary
Water & Wastewater Contract No. 926

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Agreement with Sidhu Associates, Inc. for SC 926 - Design of Electrical Distribution System Reliability Improvements, Physical Security Upgrades, and On-Site Power Generation at the Patapsco Wastewater Treatment Plant. The period of the Agreement is effective upon Board approval for four years, or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$ 864,000.00 - Baltimore City
1,835,999.99 - Baltimore County
\$2,699,999.99

BACKGROUND/EXPLANATION:

A vulnerability assessment was performed to analyze the vulnerability of the power coming into the plant and the existing electrical distribution system. Based on the recommendation of the vulnerability assessment, the Consultant, Sidhu Associates, Inc., will design improvements to the electrical distribution system. The scope of the work includes coordinating with the BGE to provide separation between redundant 33KV feeders from the BGE substation to the plant and provide new underground duct bank system with separate manholes for running feeders to the plant main substation.

The Consultant will also design a system for monitoring of power at each substation, evaluate location and elevation of electrical equipment throughout the plant, and consider design modifications as necessary to protect equipment from flood waters. In addition, the Consultant will design separation of power feeders in separate duct banks and manholes, design video monitoring for plant manholes, and design emergency power distribution to supply emergency power to all facilities.

MINUTES

DPW - cont'd

The Consultant will also investigate existing standby generators and design additional generators as required, evaluate and select optimal fuel for each generator. The Consultant will also evaluate the benefits of modification and/or replacement of the existing generators to use natural gas instead of/or in addition to diesel.

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

MBE/WBE PARTICIPATION:

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

MBE: Dhillion Engineering, Inc.	\$100,040.00	3.70%
E.B.A. Engineering, Inc.	290,000.00	10.74%
Transviron	339,086.65	12.56%
TOTAL	\$729,126.65	27.00%
WBE: Constellation Design Group, Inc.	\$ 95,240.90	3.53%
P.E.L.A. Design, Inc.	15,000.01	.56%
S.P. Arch, Inc.	160,000.00	5.93%
TOTAL	\$270,240.91	10.02%

MWBOO FOUND VENDOR IN COMPLIANCE.

APPROVED FOR FUNDS BY FINANCE

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

MINUTES

DPW - cont'd

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 960,000.00	9956-908692-9549	
Wastewater	Construction Reserve	
Revenue Bonds	Electrical	
	Systems Upgrade	
2,040,000.00	" " "	
<u>County Approp.</u>		
\$3,000,000.00		
\$2,699,999.99	-----	9956-907336-9551-3
		Engineering
300,000.01	-----	9956-907336-9551-9
<u>\$3,000,000.00</u>		Administration

This transfer is required to cover the cost of the design for SC 926, Electrical Distribution System Reliability Improvements, Physical Security Upgrades, and On-Site Power Generation at the Patapsco Wastewater Treatment Plant.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Agreement with Sidhu Associates, Inc. for SC 926 - Design of Electrical Distribution System Reliability Improvements, Physical Security Upgrades, and On-Site Power Generation at the Patapsco Wastewater Treatment Plant. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTES

Department of Public Works/Office of - Agreement
Engineering and Construction (DPW)

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Agreement with Brown and Caldwell for SC 944B - Urgent Needs Wastewater Engineering. The period of the Agreement is effective upon Board approval for two years, or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$ 999,513.92 - 9956-903551-9551-900020-703032

BACKGROUND/EXPLANATION:

Brown and Caldwell will provide urgent need wastewater engineering services related to evaluation, assessment, and design of rehabilitation, repairs, maintenance, and new construction to improve the City's sanitary sewer systems.

The scope of the work includes preparation of contract documents including construction cost estimates, permit applications, right-of-ways, survey and alignment, borings, flow monitoring, shop drawing review, and consultation during construction.

Additional services shall include project management, contract administration, investigation, emergency services, geo-technical, and GIS support, developing and implementing public information and educational programs designed to maintain public awareness.

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

MINUTES

DPW - cont'd

MBE/WBE PARTICIPATION:

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

MBE: AB Consultants, Inc.	\$139,962.30	14.00%
Savin Engineers, P.C.	130,041.84	13.00%
TOTAL	\$270,004.14	27.00%
WBE: J.A. Rice, Inc.	\$ 69,774.53	6.98%
Phoenix Engineering, Inc.	30,232.95	3.02%
TOTAL	\$100,007.48	10.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

APPROVED FOR FUNDS BY FINANCE

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

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$1,100,000.00	9956-903569-9549	
Wastewater	Const. Res. O/C	
Revenue bonds	Sanitary	
\$1,000,000.00	-----	9956-903551-9551-3
		Design
100,000.00	-----	9956-903551-9551-9
<u>\$1,100,000.00</u>		Administration

This transfer will cover the funds required to award SC 944B, Urgent Need Wastewater Engineering Services.

MINUTES

DPW - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of an Agreement with Brown and Caldwell for SC 944B - Urgent Needs Wastewater Engineering. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTES

Department of Public Works (DPW) - Amendment No. 3 to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Amendment No. 3 to Agreement with SYNAGRO-WWT, Inc. The Amendment No. 3 extends the period of the agreement for 90 days.

AMOUNT OF MONEY AND SOURCE:

\$0.00

BACKGROUND/EXPLANATION:

On September 18, 1991, the City and Bio-Gro/Clay Joint Venture entered into a services agreement concerning Privatization of Heat Drying for Sludge Processing and Disposal and Other Work at Back River Wastewater Treatment Plant, for the construction, ownership and operation of a dewatering, heat drying facility (the Facility) to receive and process a part of the sewage sludge generated by operations at the Back River Wastewater Treatment Plant (the Original Agreement).

By virtue of an Assignment and Assumption Agreement, dated August 14, 2000, and approved by the Board on November 15, 2000, SYNAGRO-WWT, Inc., (Synagro) assumed all of the rights, title, interests, and obligations under the Original Agreement.

The term of the Original Agreement expires on December 31, 2014. Synagro wishes to extend the term of the Original Agreement for 90 days only to allow negotiations to continue in an effort for an agreement to be reached.

The Original Agreement is an unusual contract in that it was solicited by means of an RFP issued by the DPW and did not require the City to perform any construction activities. It is not clear to the DPW whether the Original Agreement is one for professional services, not requiring that public bids be issued to amend the agreement.

MINUTES

DPW - cont'd

Rather than amending the Original Agreement as a professional services agreement, the DPW requests the Board to extend the Original Agreement without public bidding pursuant to Article VI of the City Charter. Article VI, §11(e)(i) allows an exception to formal advertisement when, "no advantage will result in seeking, or it is not practical to obtain competitive bids."

The purpose of the present 90-day extension is to permit the DPW and Synagro to attempt to reach agreement on a lengthier extension that would be in the best interest of the City. The DPW is not now seeking approval of any lengthier extension as no agreement has been reached. It is anticipated that should agreement be reached, the DPW will seek the Board's approval of a longer term extension pursuant to Article VI, §11(e)(i).

The DPW has certified to the Director of Finance, and now certifies to Board, that no advantage will result in seeking, nor it is not practical to obtain competitive bids.

The Facility was designed and built by Synagro's predecessors. The Facility is owned by Synagro, situated on City property and the real property subject to a long-term lease with the City. Synagro has maintained and operated the Facility continuously for 20 years. In the event that the Original Agreement is not extended, Synagro will continue to own the Facility and the City will lose the ability to process sludge through the Facility.

The term of the lease between the City and Synagro does not expire when the Original Agreement expires. It continues until 2030. The City has no viable alternative means of processing and disposing of sludge generated by operations at the Back River plant. Given these facts, and in accordance with Article VI, §11(e)(i) of the Charter, the DPW has requested that the Director of Finance recommend to the Board that the Original Agreement be extended for 90 days without the need for competitive bidding. The Director of Finance agreed with the DPW's recommendation.

AUDITS NOTED THE TIME EXTENSION.

MINUTES

DPW - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of Amendment No. 3 to Agreement with SYNAGRO-WWT, Inc.

MINUTES

Department of Public Works - Proposed Amendments to the Rules and Guidelines Regarding Prequalification Process and Contractor/Consultant Performance Reviews

ACTION REQUESTED OF B/E:

The Department of Public Works respectfully requests that the Honorable President and Members of the Board of Estimates approve certain proposed amendments to the City of Baltimore Rules for Qualification of Contractors (the Rules) and the Guidelines for the Performance Evaluation of Design Consultants and Construction Contractors (the Guidelines) regarding prequalification and contractor/consultant performance reviews.

BACKGROUND/EXPLANATION:

On October 30, 1991, the Board approved Rules, which provided regulations, standards, and procedures for the prequalification, requalification, and disqualification of contractors who do business with the City. Rule 1.1 creates a Contractor Qualification Committee (the Committee) which oversees the qualification of contractors and is comprised of six persons. At present, all six positions on the Committee are vacant and the tasks assigned to the Committee have been performed by the Office of Boards and Commissions (OBC). Therefore, it is requested that the Board of Estimates affirm all actions taken to date by OBC, acting as the Committee.

In an effort to develop a more efficient prequalification process, the OBC proposes that the Committee be replaced with an Evaluation Committee comprised of the five existing members of the Design Build Committee plus one representative each from the City Council President's Office and the Office of the Comptroller.

The Chair of the Evaluation Committee will be the same individual serving in that capacity on the Design Build Committee. All powers and responsibilities that the Rules delegated to the Committee will henceforth be assigned to the Evaluation Committee.

MINUTES

DPW - cont'd

The Evaluation Committee will have the authority, subject to Board review and approval, to amend and enact such further rules and procedures as may be necessary to its administration and internal operation, specifically including amending and revising the existing Guidelines. In the event a new member of the Design Build Committee replaces an outgoing member of that committee, the new member(s) of the Design Build Committee will also replace the same member(s) on the Evaluation Committee. The members of the Evaluation Committee may designate an individual within their Department to serve on the Evaluation Committee in their place with full powers and authority to act on behalf of the member.

Finally, it is noted that any Rule or Guideline not expressly changed or modified herein remains in full force and effect and the modifications requested herein will not negate, change, or alter any prior action taken by the City under the Rules or the Guidelines.

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.

The Board of Estimates received and reviewed Ms. Trueheart's protest. As Ms. Trueheart does not have a specific interest that is different from that of the general public, the Board will not hear her protest. Her correspondence has been sent to the appropriate agency and/or committee which will respond directly to Ms. Trueheart.

UPON MOTION duly made and seconded, the Board approved certain proposed amendments to the City of Baltimore Rules for Qualification of Contractors and the Guidelines for the Performance Evaluation of Design Consultants and Construction Contractors regarding prequalification and contractor/consultant performance reviews.

Kim A. Trueheart

December 16, 2014

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and a complete failure to provide transparent communications about business processes, priorities and outcomes.

The following details are provided to initiate this action as required by the Board of Estimates:

1. Whom you represent: Self
2. What the issues are:
 - a. Page 80, Department of Public Works – Proposed Amendments to the Rules and Guidelines Regarding Prequalification Process and Contractor/Consultant Performance Reviews, if approved:
 - i. This action demonstrates the clear need for cogent, value-based decision criteria in conducting reviews;
 - ii. This request demonstrates this administration's disregard for the current policy and willful intent to conduct public business in a less than transparent manner;
 - b. Please provide access to the document approved on October 30, 1991 by the Board which provided regulations, standards, and procedures for the prequalification, requalification, and disqualification of contractors who do business with the City for inspection;
3. How the protestant will be harmed by the proposed Board of Estimates' action: This action presents an opportunity for the City to provide a fair and equitable opportunity for small and minority businesses to benefit from municipal expenditures; however those responsible continue to fail to make the appropriate decisions to achieve that end. The continued mismanagement of major projects by City agencies is disgracefully wasteful and lacking innovative outcomes that generate equity for small and minority businesses.
4. The remedy I seek and respectfully request is that a public hearing be scheduled to allow for public review and comment on this proposed rule change prior to adoption by this board.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on December 17, 2014.

If you have any questions regarding this request, please telephone me at (410) 205-5114.

Sincerely, Kim Trueheart, Citizen & Resident

Email: ktrueheart@whatfits.net
5519 Belleville Ave
Baltimore, MD 21207

MINUTES

Department of Recreation and Parks - Environmental Covenant

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Environmental Covenant with the Maryland Department of the Environment (MDE). The term of the Covenant is perpetual, beginning upon approval by the Board of Estimates.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Covenant will regulate use or transfer of a portion of Middle Branch Park, located at 2913 Waterview Avenue (the Property). A portion of the property was used as a salvage yard from at least 1966 to 1975; while MDE's preliminary assessment of the property concluded that no further investigation is needed, MDE recommends that the Covenant be put in place to restrict excavation without proper contingency for dealing with waste. The Covenant will impose health and safety restrictions on the excavation and handling of all soil and groundwater at the Property and the City will be required to notify all future successors in interest of the restrictions and the language of the Covenant.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of an Environmental Covenant with the Maryland Department of the Environment.

MINUTESDepartment of Real Estate - Lease Agreement Renewals

The Board is requested to approve the renewal option of the Lease Agreement between the City, Landlord and below-listed Tenants for a portion of rental space of the City-owned property located at 3301 Waterview Avenue (Block 7610, Lot 15). The period of the renewal is January 1, 2015 through June 30, 2015.

<u>Tenant/s</u>	<u>Rental Space</u>	<u>Amount</u>
1. BALTIMORE ROWING CLUB	3,050± sq. ft.	\$1,837.00

On November 19, 2014, the Board approved the original lease.

2. NOTRE DAME PREPARATORY SCHOOL, INC.	1,525± sq. ft.	\$ 919.50
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On December 10, 2014, the Board approved the original lease.

3. UNIVERSITY OF MARYLAND BALTIMORE COUNTY (UMBC)	316± sq. ft.	\$ 184.00
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On October 15, 2014, the Board approved the original lease.

4. LOYOLA UNIVERSITY OF UNIVERSITY OF MARYLAND, INC.	1,220± sq. ft.	\$ 757.05
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On December 10, 2014, the Board approved the original lease.

MINUTES

Real Estate - cont'd

The Board approved the original Lease Agreements for six months beginning July 1, 2014 and terminating on December 31, 2014. The approved lease contained a renewal option for one additional six month term. All other terms and conditions of the Lease will remain unchanged.

UPON MOTION duly made and seconded, the Board approved the renewal option of the Lease Agreements with the aforementioned tenants for a portion of rental space of the City-owned property located at 3301 Waterview Avenue (Block 7610, Lot 15).

MINUTESLaw Department - Settlement and Release Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Settlement and Release Agreement with Neubrain, LLC (Neubrain). The agreement is effective upon Board approval.

AMOUNT OF MONEY AND SOURCE:

\$150,000.00 - 1001-000000-1411-160400-605008

BACKGROUND/EXPLANATION:

On February 1, 2012, the Board approved the initial award of this contract B50002146, Integrated Financial Budget System. Under Contract B50002146, Neubrain was retained to customize and integrate budgeting software developed by BOARD International, S.A., Inc., for use by the Bureau of the Budget and Management Research (BBMR).

Neubrain and the City now desire to mutually terminate Contract B50002146 for convenience and to resolve all outstanding disputes relating to this contract. The termination will enable the City to re-evaluate the scope of its budgeting software and obtain the customization of the BOARD software. The City will also separately obtain a perpetual license to the BOARD software directly from BOARD USA, Inc. at no additional costs to the City. Neubrain has agreed to accept \$150,000.00 to carry out this mutually-agreed termination, and to resolve any outstanding disputes relating to the matter between the parties.

APPROVED FOR FUNDS BY FINANCE.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Settlement and Release Agreement with Neubrain, LLC. The President voted **NO**. The Comptroller voted **NO**.

MINUTES

Department of Finance - Purchase of Lexington Market Arcade

ACTION REQUESTED OF B/E:

The Board is requested to **NOTE** the price to be paid by the City for the purchase of the Lexington Market Arcade Building located at 130 North Eutaw Street (the "Building") pursuant to the option as contained in a certain Ground and Building Lease dated November 1, 1984 and as amended in December 1, 1992 by and between the City and Arcade Limited Partnership (collectively the "Lease"). The purchase option includes the assignment of Arcade Limited Partnership's interest in the underlying Ground Lease.

AMOUNT OF MONEY AND SOURCE:

\$2,862,500.00 - 2073-0000000-1424-160800-603013

BACKGROUND/EXPLANATION:

On June 4, 2014, the Board authorized the Director of Finance, in consultation with the Law Department, to exercise the purchase option set forth in the Lease for the purchase of the Building and the underlying Ground Lease, with the further stipulation that once the purchase price for the acquisition of the aforementioned interests is determined, the Board is to be advised of such amount. The Director exercised that option which initiated an appraisal process, as mandated by the Lease, to determine the purchase price. That process has been completed and resulted in a purchase price of \$2,862,500.00.

UPON MOTION duly made and seconded, the Board **NOTED** the price to be paid by the City for the purchase of the Lexington Market Arcade Building located at 130 North Eutaw Street pursuant to the option as contained in a certain Ground and Building Lease dated November 1, 1984 and as amended December 1, 1992 by and between the City and Arcade Limited Partnership. The purchase option includes the assignment of Arcade Limited Partnership's interest in the underlying Ground Lease.

MINUTES

TRAVEL REQUEST

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>Retroactive Travel Approval</u>			
<u>Police Department</u>			
1. Derrick Mayfield	Executive Protection Sacramento, CA Sept. 25 - 29, 2014	General Funds	\$1,627.28

The subsistence for this location is \$163.00 per night. The hotel cost was \$159.00 per night, plus occupancy tax of \$24.00 per night.

The Board is requested to approve the expenditure for additional subsistence of \$123.37 for food and incidentals.

Mr. Mayfield traveled to Sacramento, CA to accompany the Mayor for security purposes. The Police Department paid the hotel, airfare, food, and a rental car on a credit card assigned to Mr. Derrick Mayfield.

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

The travel approval is late due to a delay in the administrative process. The Police Department was unable to meet the requirements of travel procedures outlined in the Administrative Manuel, Section 240 and regrets the late submission of this request and asks the Board's indulgence.

Hotel	\$ 636.00
Meals	123.37
Taxes	96.00
Parking	100.00
Rental Car	130.36
Fuel	32.35
Airfare	509.20
	<u>\$1,627.28</u>

MINUTES**TRAVEL REQUEST**

The Board, UPON MOTION duly made and seconded, approved the Retroactive Travel. The Mayor **ABSTAINED**.

MINUTES

PROPOSALS AND SPECIFICATIONS

1. Department of General Services- GS 13815, Abel Wolman
Municipal Elevator Upgrade
200 Holliday Street
BIDS TO BE RECV'D: 01/21/2015
BIDS TO BE OPENED: 01/21/2015

2. Department of Public Works/ - WC 1230, Prettyboy Reservoir
Office of Engineering and Dam Gatehouse Facility
Construction Improvements
BIDS TO BE RECV'D: 02/11/2015
BIDS TO BE OPENED: 02/11/2015

MINUTES

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART FOR ALL ITEMS ON THE AGENDA.

The Board of Estimates received and reviewed Ms. Trueheart's protest. As Ms. Trueheart does not have a specific interest that is different from that of the general public, the Board will not hear her protest.

Kim A. Trueheart

December 16, 2014

Board of Estimates

Attn: Clerk

City Hall, Room 204

100 N. Holliday Street,

Baltimore, Maryland 21202

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of questionable management and administration within the various boards, commissions, agencies and departments of the Baltimore City municipal government.

The following details are provided to initiate this action as required by the Board of Estimates:

1. Whom you represent: Self
2. What the issues are:
 - a. Pages 1 - 87, City Council President and members of the Board of Estimates, BOE Agenda dated December 17, 2014, if acted upon:
 - i. The proceedings of this board often renew business agreements without benefit of clear measures of effectiveness to validate the board's decision to continue funding the provider of the city service being procured;
 - ii. The Baltimore City School Board of Commissioners routinely requires submissions for board consideration to include details of the provider's success in meeting the objectives and/or desired outcomes delineated in the previously awarded agreement;
 - iii. The members of this board continue to fail to provide good stewardship of taxpayers funds as noted by the lack of concrete justification to substantiate approval of actions presented in each weekly agenda;
 - iv. This board should immediately adjust the board's policy to ensure submissions to the board include measures of effectiveness in each instance where taxpayer funds have already been expended for city services;
 - v. In the interest of promoting greater transparency with the public this board should willing begin to include in the weekly agenda more details which it discusses in closed sessions without benefit of public participation.
 - vi. Lastly this board should explain to the public how, without violating the open meeting act, a consent agenda is published outlining the protocols for each week's meeting prior to the board opening its public meeting.
3. How the protestant will be harmed by the proposed Board of Estimates' action: As a citizen I have witnessed what appears to be a significant dearth in responsible and accountable leadership, management and cogent decision making within the various

Email: ktrueheart@whatfits.net

5519 Belleville Ave

Baltimore, MD 21207

agencies and departments of the Baltimore City municipal government which potentially cost myself and my fellow citizens excessive amounts of money in cost over-runs and wasteful spending.

4. Remedy I desire: The Board of Estimates should immediately direct each agency to include measures of effectiveness in any future submissions for the board's consideration.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on December 17, 2014.

If you have any questions regarding this request, please telephone me at (410) 205-5114.

Sincerely,

Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTES

President: "The Board is in recess until twelve o'clock noon for the opening and receiving of bids."

* * * * *

MINUTES

Clerk: "The Board is now in session for the receiving and opening of bids."

BIDS, PROPOSALS, AND CONTRACT AWARDS

Prior to the reading of bids received today and the opening of bids scheduled for today, the Clerk announced that the following agencies had issued Addenda extending the dates for receipt and opening of bids on the following contracts. There were no objections.

Department of Public Works

WC 1309R, AMI/R Urgent Need
Metering Infrastructure Repair
and Replacement, Various
Locations (Up to 3" & Larger
Water Service)
BIDS TO BE RECV'D: 12/24/2014
BIDS TO BE OPENED: 12/24/2014

Department of Public Works

WC 1310R AMI/R Urgent Need
Metering Infrastructure
Repair and Replacement, Various
Locations (Up to 3" & Larger
Water Service)
BIDS TO BE RECV'D: 12/24/2014
BIDS TO BE OPENED: 12/24/2014

MINUTES

Thereafter, UPON MOTION duly made and seconded, the Board received, opened, and referred the following bids to the respective departments for tabulation and report:

Department of TransportationTR 15004, Reconstruction of
Alleys Citywide - Local

Santos Construction Company, Inc.
Civil Construction, LLC
P. Flanigan & Sons, Inc.
Manuel Luis Construction Co., Inc.
Anchor Construction Corp.
DSM Properties, LLC

Department of TransportationTR 15008, Urgent Need Contract
Citywide - Local

Civil Construction, LLC
P. Flanigan & Sons, Inc.
Manuel Luis Construction Co., Inc.

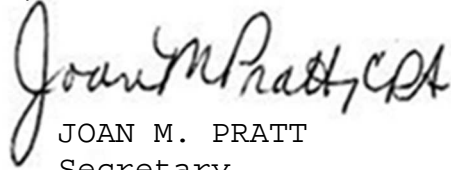
Department of TransportationTR 15015, Brine Facility and
Building Improvements

Spears Mechanical Contractors, Inc.
DSM Properties, LLC

MINUTES

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There being no objections, the Board, UPON MOTION duly made and seconded, adjourned until its next regularly scheduled meeting on Wednesday, December 24, 2014.

A handwritten signature in black ink that reads "Joan M. Pratt, CPA". The signature is written in a cursive style with a large initial "J".

JOAN M. PRATT
Secretary