

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
Rudolph S. Chow, Director of Public Works - **ABSENT**
David E. Ralph, Deputy City Solicitor
S. Dale Thompson, Deputy Director of Public Works
Bernice H. Taylor, Deputy Comptroller and Clerk - **ABSENT**

Pursuant to Article VI, Section 1(c) of the revised City Charter effective July 1, 1996, the Director of Public Works, Mr. Rudolph Chow, in his absence during the meeting, designated Ms. S. Dale Thompson, Deputy Director of Public Works, to represent the Director of Public Works and exercise his power at this Board meeting.

President: "Good morning. The July 01, 2015 meeting of the Board of Estimates is now called to order. In the interest of promoting the order and efficiency of these hearings, persons who are disruptive to the hearing will be asked to leave the hearing room immediately."

MINUTES

Comptroller: "The Board is scheduled to be in recess at 9:00 a.m. and 12:00 noon on July 8, 2015. The Board of Estimates will not receive or open bids on July 8, 2015. The Board of Estimates will reconvene on July 15, 2015. That's all I have Mr. President."

President: "Thank you. I will direct the Board members attention to the memorandum from my office dated June 29, 2015 identifying matters to be considered as routine agenda items together with any corrections and additions that have been noted by the Comptroller. I will entertain a Motion to approve all the items contained on the routine agenda."

City Solicitor: "Move approval of all of the 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."

MINUTES

BOARDS AND COMMISSIONS1. 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:

A2Z Environmental Group, LLC	\$ 1,500,000.00
E.E. Cruz & Company, Inc.	\$722,565,000.00
East Coast Concrete Specialties, Inc.	\$ 8,000,000.00
Highland Turf, Inc. d/b/a HTI Contractors	\$ 8,000,000.00
Kor-Ko, Ltd.	\$ 999,000.00
MEB General Contractors, Inc.	\$122,670,000.00
Norair Engineering Corp.	\$ 8,000,000.00
Shaney Construction Co., Inc.	\$ 23,850,000.00
Soil & Land Use Technology, Inc.	\$ 1,500,000.00
Sunrise Safety Services, Inc.	\$ 1,500,000.00
Super Excavators, Inc.	\$ 86,823,000.00

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:

Michael Baker Jr., Inc.	Engineer
	Architect
	Landscape Architect
	Land Survey

MINUTES

BOARDS AND COMMISSIONS - cont'd

Mimar Architects and Engineers, Inc. d/b/a Momar Ponte Mello	Engineer Architect
OLBN, Inc.	Architect
The Traffic Group, Inc.	Engineer

There being no objection, the Board, UPON MOTION duly made and seconded, approved the Prequalification of Contractors and Architects and Engineers for the listed firms.

MINUTES

EXTRA WORK ORDERS AND TRANSFER OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved the

Extra Work Orders and Transfer of Funds

listed on the following pages:

2264 - 2266

All of the EWOs had been reviewed and approved

by the

Department of Audits, CORC,

and MWBOO, unless otherwise indicated.

The Transfer 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.

MINUTES**EXTRA WORK ORDERS**

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

Department of Transportation

1. EWO #001, \$131,829.62 - TR 12314, Roland Avenue & Northern Parkway Improvements & Traffic Calming

\$3,899,000.00 - M. Luis Construc- 90 -
tion Co., Inc. days

This authorization is to pay for item overruns necessary to complete the work for the Roland Ave. & Northern Parkway Improvement Project. The 90-day time extension has been agreed upon for utility, permit, and signal construction delays. This approval will change the expiration date from June 11, 2015 to September 8, 2015. The changes are adjustments to unforeseen conditions which required the additional items to complete the work. The change order is written in compliance with GP-4.04 Variation in Estimated Quantities.

2. **TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 190,499.14 Federal	9950-944002-9507 Constr. Reserve - Reserve for Closeouts	
47,624.78 <u>GF (HUR)</u>	9950-903550-9509 Neighborhood Street Reconstruction	
\$ 238,123.92	-----	9950-904782-9508-2 Contingencies - Roland Park Complete Streets

MINUTES

EXTRA WORK ORDERS

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

Department of Transportation - cont'd

This transfer will cover the deficit and fund the costs associated with Change Order No. 1, Project TR 12314, Roland Avenue & Northern Parkway Improvements & Traffic Calming with M. Luis Construction Co., Inc.

3. EWO #004, (\$1,015,771.63) - TR 08318R, Installation of Fiber Optic JOC
-
- | | | | | |
|----------------|-------------|---------------------------------|---|---|
| \$2,084,358.85 | \$19,528.32 | LAI Construction Services, Inc. | - | - |
|----------------|-------------|---------------------------------|---|---|

The Expenditure Authorization is necessary for payment of overrun items, deduction of amounts not paid due to underruns or not used items, and to balance out the subject contract.

4. EWO #005, (\$2,375,485.16) - TR 08316, Construction of CCTV Cameras & Signals Rewiring Citywide JOC
-
- | | | | | |
|----------------|--------|---------------------------------|---|---|
| \$2,836,003.00 | \$0.00 | LAI Construction Services, Inc. | - | - |
|----------------|--------|---------------------------------|---|---|

The Expenditure Authorization is necessary for payment of overrun items, deduction of amounts not paid due to underruns or not used items, and to balance out the subject contract.

5. EWO #006, (\$329,239.73) - TR 12301, Resurfacing Highways @ Various Locations - NE Sector I
-
- | | | | | |
|----------------|--------------|--------------------------|---|---|
| \$3,352,325.13 | \$676,843.79 | P. Flanigan & Sons, Inc. | - | - |
|----------------|--------------|--------------------------|---|---|

This Authorization provides payment of overrun items, deduction of amounts not used, due to underrun or not used items, and to balance out the contract.

MINUTES

EXTRA WORK ORDERS

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

Department of Transportation

6. EWO #025 (\$19,819.23) - TR 03324, Rehabilitation of Eutaw Street from Lombard Street to Fayette Street
-
- | | | | | |
|----------------|----------------|--------------------|---|---|
| \$2,307,670.25 | \$1,709,229.51 | R & F Construction | - | - |
|----------------|----------------|--------------------|---|---|
- Ltd.

The Extra Work Authorization is necessary for payment of overrun items, deduction of amounts not needed due to underrun or not used items, and to balance out the contract.

MINUTES

Department of Law - Settlement Agreement and Release

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Settlement Agreement and Release for a negligence lawsuit filed by Toya Williamson-Hayes, Plaintiff, against the City and Officer James Andrew Wynne arising out of an accident occurring in the 1900 block of Woodbourne Avenue on September 28, 2011.

AMOUNT OF MONEY AND SOURCE:

\$34,000.00 - 1001-000000-2041-195500-603070

BACKGROUND/EXPLANATION:

On September 28, 2011, at approximately 7:00 p.m., Officer Wynne was on routine patrol in his sector. He observed an individual on a dirt bike who was endangering pedestrians and called for the aviation unit to respond to the area. In coordination with other police vehicles and the aviation unit, Officer Wynne assisted in establishing a perimeter that would contain the area in which the suspect was engaging in dangerous conduct and allow the police to apprehend the suspect without engaging in a dangerous pursuit. Approximately 15-20 minutes after officers began establishing the perimeter, the individual ditched his dirt bike and fled on foot. Officer Wynne assisted other officers in taking the individual into custody. At that time, his vehicle was parked approximately one block away. After the individual was taken into custody, he went back to his vehicle, which had been parked for at least five minutes. He got into his vehicle and attempted to make a three point turn to head back toward the suspect and convene with other units. As he pulled into the travel lane to execute the turn, he applied the brake and the pedal went straight to the floor. He repeatedly tapped the brake, but it kept going to the floor without engaging. At that time, Officer Wynne observed several pedestrians in the path of his vehicle and began yelling and motioning at them to get out of the way.

MINUTES

Dept. of Law - cont'd

He attempted to steer his vehicle to avoid a collision, but it mounted the curb and the left front of the vehicle struck one of the pedestrians, Ms. Williamson-Hayes. The vehicle stopped a few feet away, still mounted on the curb. At that time, Officer Wynne notified the dispatcher that his vehicle had struck a pedestrian and requested that a medic unit respond. He also notified his supervisor of the accident and requested that the Accident Investigation Unit respond.

The plaintiff injured her back and knee in the accident and claims that she suffers chronic pain as a result of the incident. The plaintiff's medical bills to date total approximately \$20,000.00.

As a result of the incident, the Plaintiff sought up to \$500,000.00 in damages against the City. In light of the legal issues and injuries suffered by the Plaintiff, and to avoid the risks accompanying trial, the City proposes to settle this matter for a total sum of \$34,000.00 in return for a complete dismissal of the litigation by the Plaintiff.

Based on a review of the facts and legal issues specific to this case, the Settlement Committee of the Law Department recommends that the Board of Estimates approve the settlement of this case as set forth herein.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Settlement Agreement and Release for a negligence lawsuit filed by Toya Williamson-Hayes, Plaintiff, against the City and Officer James Andrew Wynne arising out of an accident occurring in the 1900 block of Woodbourne Avenue on September 28, 2011. The Comptroller **ABSTAINED**.

MINUTES

Department of Recreation and Parks - Grant Award

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize acceptance of a Grant Award from the National Recreation and Parks Association (NRPA) - NRPA/Walmart Out-of-School Time Program. The period of the Grant Award is March 31, 2015 through March 1, 2016.

AMOUNT OF MONEY AND SOURCE:

\$31,200.00 - 6000-604915-4803-371500-406001

BACKGROUND/EXPLANATION:

This grant was awarded to the Baltimore City Recreation and Parks to assist with providing youth and family education surrounding healthy eating and physical activity for all 38 Baltimore City Recreation Centers. Funds will be used to purchase MyPlate placemats, portion plates, jump ropes, pedometers, activity trackers, journals, and reusable grocery totes for every child enrolled in the 2015 Camp Baltimore program. Fifteen centers will fully benefit from the in-kind evidence-based nutrition literacy program. The 15 recreation centers include: Cahill, Carroll F. Cook, Cecil-Kirk, Coldstream, Curtis Bay, Farring-Baybrook, Fred B. Leidig, Lillian Jones, Medfield, Mora Crossman, Patapsco, Rita Church, Roosevelt, Solo Gibbs, and Woodhome will participate in the in-kind evidence-based nutrition literacy curriculum. The purpose is to provide resources and encourage healthy eating and physical habits beyond the recreation center.

APPROVED FOR FUNDS BY FINANCE

MINUTES

Department of Recreation and Parks - cont'd

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

UPON MOTION duly made and seconded, the Board approved acceptance of the Grant Award from the National Recreation and Parks Association - NRPA/Walmart Out-of-School Time Program.

MINUTES

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

The Board is requested to approve and authorize execution of the various Grant Agreements. The period of the agreement is July 1, 2015 through June 30, 2016.

1. **AT JACOB'S WELL, INC.** **\$30,175.00**

Account: 5000-529116-3572-333707-603051

At Jacob's Well, Inc. will use the funds to provide shelter and support services to homeless individuals in the City in their Transitional Housing program. The organization will serve 47 homeless, mentally ill men and women who have low or no income.

2. **ST. VINCENT DE PAUL OF BALTIMORE, INC.** **\$25,795.00**

Account: 5000-525115-3573-333729-603051

St. Vincent de Paul of Baltimore, Inc. will use the funds to offset the cost of resident advocates who link low-income residents of permanent housing in the City to services and help them remain in their housing. The organization serves up to 60 clients at a time.

3. **ST. VINCENT DE PAUL OF BALTIMORE, INC.** **\$35,700.00**

Account: 5000-529116-3572-333729-603051

St. Vincent de Paul of Baltimore, Inc. will use the funds to provide shelter and support services to homeless individuals in their Frederick Ozanam House program. The organization will serve 20 chronically homeless, disabled individuals.

MINUTES

MOHS - cont'd

4. **ST. VINCENT DE PAUL OF BALTIMORE, INC.** **\$350,995.00**

Account: 5000-525616-3572-333729-603051 \$180,711.00
5000-529116-3572-353729-603051 \$170,284.00

St. Vincent de Paul of Baltimore, Inc. will use the funds to provide shelter and support services to homeless individuals at their Sarah's Hope Shelter program. The organization will serve 75 homeless families.

MWBOO GRANTED A WAIVER.

5. **HOUSE OF RUTH MARYLAND, INC.** **\$ 62,216.00**

Account: 4000-480015-3571-333618-603051

House of Ruth Maryland, Inc. will use the funds to operate an emergency shelter and provide rapid re-housing assistance. The organization will serve 200 clients and their children.

MWBOO GRANTED A WAIVER.

6. **HOUSE OF RUTH MARYLAND, INC.** **\$234,756.00**

Account: 5000-525615-3572-333718-603051

House of Ruth Maryland, Inc. will use the funds to provide temporary shelter, meals, counseling and/or information and referrals to services. The organization will serve 200 women and their children who are homeless.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

MINUTES

MOHS - cont'd

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART FOR ITEM NOS. 5 AND 6.

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.

A PROTEST WAS RECEIVED FROM MS. CHRISTINA FLOWERS FOR ITEM NOS. 5 AND 6.

The Board of Estimates received and reviewed Ms. Flowers' protest. As Ms. Flowers 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. Flowers.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the foregoing Grant Agreements. Item nos. 5 and 6 were **DEFERRED** for 2 weeks.

Kim A. Trueheart

June 30, 2015

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. Page 10, items #5 and #6 Mayor's Office Human Services (MOHS) – Grant Agreements, House of Ruth (\$62,216 and \$234,756), if approved:
 - 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 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;
 - iii. 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;
 - iv. The outcomes for clients receiving services from the House of Ruth (HOR) are suspect, as I have had to assist over a half-dozen domestic violence victims since January 2015, who have been **DISCHARGED** from HOR programs with no discharge plan or options for continued shelter, thus leaving these victims no better off than when they entered the HOR program, homeless.
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 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. Title 42 - The Public Health and Welfare, Chapter 119 - HOMELESS ASSISTANCE (§§ 11301 - 11489) Subchapter IV - HOUSING ASSISTANCE (§§ 11360 - 11408a), Part A - General Provisions (§§ 11360 - 11364), Section 11362 - Discharge coordination policy states:

Email: kimtrueheart@gmail.com

5519 Belleville Ave
Baltimore, MD 21207

“The Secretary may not provide a grant under this subchapter for any governmental entity serving as an applicant unless the applicant agrees to develop and implement, to the maximum extent practicable and where appropriate, policies and protocols for the discharge of persons from publicly funded institutions or systems of care (such as health care facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent such discharge from immediately resulting in homelessness for such persons.”

The Discharge coordination policy continues to be violated by HOR and significant harm to me and the homeless of Baltimore City.

4. Remedy I desire: The Board of Estimates should vote NO on these actions and direct the Inspector General to immediately conduct an inquiry into the practices of the House of Ruth.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on July 1, 2015.

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



2526 N. Charles Street
Baltimore, Maryland 21218
Phone: 443-570-9064/410-235-0853
Fax: 410-585-6172
Email: therealcareproviders@gmail.com
Website: www.realcareproviders.org



Ms. Christina Flowers

June 30, 2015
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:

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2. What the issues are:

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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 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;

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already been expended for city services;

iv. The outcomes for clients receiving services from the House of Ruth (HOR) are suspect, as I have had to assist over a half-dozen domestic violence victims since January 2015,

who have been DISCHARGED from HOR programs with no discharge plan or options for

Going home shouldn't be a journey.....It should be a right!
www.belvederefundraising.org



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Website: www.realcareproviders.org



Ms. Christina Flowers

continued shelter, thus leaving these victims no better off than when they entered the HOR program, homeless.

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 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. Title 42 -

The Public Health and Welfare, Chapter 119 - HOMELESS ASSISTANCE (§§ 11301 - 11489)

Subchapter IV - HOUSING ASSISTANCE (§§ 11360 - 11408a), Part A - General Provisions

(§§ 11360 - 11364), Section 11362 - Discharge coordination policy states:

BOE-Protest- Page 10 Item #5 -Mayor's Office of Human Service - Grant Agreement, House of Ruth, BOE Agenda dated 7/1/2015

5519 Belleville Ave

Baltimore, MD 21207

"The Secretary may not provide a grant under this subchapter for any governmental entity

serving as an applicant unless the applicant agrees to develop and implement, to the maximum

extent practicable and where appropriate, policies and protocols for the discharge of persons

from publicly funded institutions or systems of care (such as health care facilities, foster care or

other youth facilities, or correction programs and institutions) in order to prevent such discharge

from immediately resulting in homelessness for such persons."

The Discharge coordination policy continues to be violated by HOR and significant harm to me

and the homeless of Baltimore City.

4. Remedy I desire: The Board of Estimates should vote NO on these actions and direct the

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Ms. Christina Flowers

Inspector General to immediately conduct an inquiry into the practices of the House of Ruth.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on July 1, 2015.

If you have any questions regarding this request, please telephone me at 410-365-5567.

Sincerely,
Ms. Flowers
Director of Belvedere Assisted Living

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development (DHCD) - Options</u>			
1. HMN, Inc.	408 Park Ave.	G/R \$240.00	\$ 1,600.00
Funds are available in account 9910-906835-9603-900000-704059, Westside Project Initiative.			
2. Corinthia Billy	2110 Herbert St.	L/H	\$ 9,625.00
Funds are available in account 9910-905507-9588-900000-704040, AG Demolition Project.			
3. Doris Burroughs, Gloria Hall, and Thelma Hall (deceased)	4657 Park Heights Ave.	F/S	\$32,000.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			
4. King Charles Investment Agency, LLC	4659 Park Heights Ave.	L/H	\$12,870.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			
5. Thomas Prioleau and Sadie Prioleau	4671 Park Heights Ave.	L/H	\$13,046.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>DHCD - Options - cont'd</u>			
In the event that the option agreement/s fail/s and settlement cannot be achieved, the Department requests the Board's approval to purchase the interest in the above property/ies by condemnation proceedings for an amount equal to or lesser than the option amounts.			
<u>DHCD - Condemnations</u>			
6. Fryer Development, LLC	4655 Park Heights Ave.	F/S	\$17,000.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			
7. Red Run Properties, LLC	4663 Park Heights Ave.	L/H	\$15,000.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			
8. Anthony Wagstaff	4673 Park Heights Ave.	L/H	\$24,000.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			
9. Nawab Mohammed Abul Khair Khan	4753 Park Heights Ave.	L/H	\$10,200.00
Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.			

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

	<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
	<u>DHCD - Condemnations</u> - cont'd			
10.	Joseph F. Benik and Mary M. Benik (his wife)	4845 Park Heights Ave.	G/R \$90.00	\$ 600.00

Funds are available in account 9910-903183-9588-900000-704040, Park Heights Project.

11.	Damaion Rich	1915 N. Castle St.	L/H	\$ 9,350.00
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Funds are available in account 9910-905507-9588-900000-704040, AG Demolition Project.

UPON MOTION duly made and seconded, the Board approved the Options, Condemnations, and Quick-takes.

MINUTES

Department of Housing and - Land Disposition Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Land Disposition Agreement with KDRB Construction, LLC, Developer, for the sale of the City-owned property located at 1628 N. Broadway.

AMOUNT OF MONEY AND SOURCE:

\$10,150.00 - Purchase Price

BACKGROUND/EXPLANATION:

The City will convey all of its rights, title, and interest of the property listed above for the price of \$10,150.00, which will be paid at the time of settlement. The purchaser has paid a good faith deposit of \$1,015.00.

The Developer wishes to purchase the vacant building located at 1628 N. Broadway for the purpose of rehabilitating the property back to a functional single-family home. The purchase price and improvements to the site will be financed through private funds.

The property was Journalized and approved for sale on December 6, 2012.

STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE VALUE DETERMINED BY THE WAIVER VALUATION PROCESS:

Not applicable. The vacant building is being sold for \$10,150.00 which is above the waiver valuation of \$9,333.00.

MINUTES

DHCD - cont'd

MBE/WBE PARTICIPATION:

The Developer will not receive City funds or incentives for the purchase or rehabilitation, therefore MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition Agreement with KDRB Construction, LLC, Developer, for the sale of the City-owned property located at 1628 N. Broadway.

MINUTES

Department of Housing and - Land Disposition Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Land Disposition Agreement with Mr. Matthew W. Hilldoerfer, Developer, for the sale of the City-owned property located at 1222 W. Lombard Street.

AMOUNT OF MONEY AND SOURCE:

\$1,270.00 - Purchase Price

BACKGROUND/EXPLANATION:

The City will convey all of its rights, title, and interest of the property listed above for the price of \$1,270.00, which will be paid at the time of settlement.

The Developer will maintain the property as green, open space, and in the process eliminate a vacant lot.

The property was journalized and approved for sale on December 22, 2010.

STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE PRICE DETERMINED BY THE WAIVER VALUATION PROCESS:

The property was valued pursuant to the Appraisal Policy of Baltimore City using the Waiver Valuation Process in the amount of \$2,017.00 and will be sold for \$1,270.00

The property is being sold for below the waiver value because of the following reason:

- specific benefit to the immediate community,

MINUTES

DHCD - cont'd

- elimination of blight, and
- established decline in the market as determined by reported trends, which necessitate a sale below the appraised value.

MBE/WBE PARTICIPATION:

The Developer will not receive City funds or incentives for the purchase or redevelopment therefore MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition Agreement with Mr. Matthew W. Hilldoerfer, Developer, for the sale of the City-owned property located at 1222 W. Lombard Street.

MINUTES

Department of Housing and - Land Disposition Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Land Disposition Agreement with Mr. Russell L. Hawkins, Jr. Developer, for the sale of the City-owned property located at 2306 E. Chase Street.

AMOUNT OF MONEY AND SOURCE:

\$2,500.00 - Purchase Price

BACKGROUND/EXPLANATION:

The Developer will rehabilitate the property for residential use as a single-family home, to be rented at market rate.

The property was journalized and approved for sale on October 24, 2014.

STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE PRICE DETERMINED BY THE WAIVER VALUATION PROCESS:

The property was priced at \$4,750.00, pursuant to the Appraisal Policy of Baltimore City through the Waiver Valuation Process and will be sold for \$2,500.00. The subject property is being sold below the price determined by the Waiver Valuation for the following reason:

- specific benefit to the community of revitalization through rehabilitation of a residential single-family rental home,
- elimination of blight and neighborhood stabilization, and
- economic development, returning the property to productive use and to the active tax rolls of the City of Baltimore.

MINUTES

DHCD - cont'd

MBE/WBE PARTICIPATION:

The Developer will purchase the property for a price that is less than \$50,000.00 and will receive no City funds or incentives for the purchase or rehabilitation, therefore MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition Agreement with Mr. Russell L. Hawkins, Jr. Developer, for the sale of the City-owned property located at 2306 E. Chase Street.

MINUTES

Department of Housing and - Land Disposition Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Land Disposition Agreement with Mr. Mark A. Rankine, Developer, for the sale of the City-owned property located at 630 N. Gilmore Street.

AMOUNT OF MONEY AND SOURCE:

\$6,500.00 - Purchase Price

BACKGROUND/EXPLANATION:

The Developer will totally rehabilitate the property for residential use as a single-family home to be rented at market-rate.

The property was journalized and approved for sale on June 23, 2009.

STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE PRICE DETERMINED BY THE WAIVER VALUATION PROCESS:

The property was priced at \$9,500.00, pursuant to the Appraisal Policy of Baltimore City by the Waiver Valuation Process and will be sold for \$6,500.00. The subject property is being sold below the price determined by the Waiver Valuation for the following reason:

- specific benefit to the immediate community of revitalization through residential home occupancy,
- elimination of blight and neighborhood stabilization, and

MINUTES

DHCD - cont'd

- economic development, returning the property to productive use and to the active tax rolls of the City of Baltimore.

MBE/WBE PARTICIPATION:

The Developer will purchase the property for a price that is less than \$50,000.00 and will receive no City funds or incentives for the purchase or rehabilitation, therefore MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition Agreement with Mr. Mark A. Rankine, Developer, for the sale of the City-owned property located at 630 N. Gilmore Street.

MINUTES

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

ACTION REQUESTED OF B/E:

The Board is requested to approve the acquisition by gift of the fee simple interest of the property located at 1002 E. Federal Street (Block 1112, Lot 047) from Ms. Brenda Harris, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

AMOUNT OF MONEY AND SOURCE:

Ms. Harris agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00.

BACKGROUND/EXPLANATION:

The DHCD Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Harris has offered to donate title to the property located at 1002 E. Federal Street. The City will receive clear and marketable title to the property, subject only to certain City liens. The listed municipal liens, other than current water bills, will be administratively abated after settlement. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1002 E. Federal Street are itemized as follows:

Metered Water Bill	\$438.35
Total Taxes Owed	\$438.35

MINUTES

DHCD - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the acquisition by gift of the fee simple interest of the property located at 1002 E. Federal Street (Block 1112, Lot 047) from Ms. Brenda Harris, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

MINUTES**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.

Department of General Services

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
1. 520 Park Avenue	520 Park Avenue Business Trust	Outdoor seating 62'2"x7' on Centre Street, 7'x7' on Park Avenue, one table

Annual Charge: \$5,646.68

Department of Transportation

2. 817 S. Broadway	817-819 Broadway, LLC	Bracket sign 24"x24"
3. 904 Light Street	Peter T. Chresso	Retain four awnings 3'x2' each one flat sign 15'x1½', four gooseneck lights

Annual Charge: \$ 316.00

4. 917 S. Eaton Street	Merchant Hill, LLC	One set of steps 8'8"x3'8", one canopy 11'2"x3'11"
919 S. Eaton Street	Merchant Hill, LLC	One set of steps 7'10"x3'8", one canopy 13'x3'11"

MINUTES**MINOR PRIVILEGE PERMIT APPLICATIONS**Department of Transportation - cont'd

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
921 S. Eaton Street	Merchant Hill, LLC	One set of steps 7'x3'8", one canopy 13'x3'11"
923 S. Eaton Street	Merchant Hill, LLC	One set of steps 5'4"x3'8", one canopy 13'x3'11"
925 S. Eaton Street	Merchant Hill, LLC	One set of steps 4'6"x3'8", one canopy 14'10"x3'11"

Annual Charge: \$541.65

5. 1329 W. Baltimore Street	1329 - 1327 West Baltimore Street, LLC	Four flat signs 7'x2' each, one handicap ramp 70'x6'
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Annual Charge: \$140.80

6. 1420 Key Highway	Key Highway Associates, LLC	One single face electric sign 17'x2'
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Annual Charge: \$151.20

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

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

MINUTES

Department of General Services - On-Call Consultant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an On-Call Civil/Structural Engineering Services Contract with A. Morton Thomas and Associates, Inc. for Project No. 1219. The period of the On-Call Agreement is effective upon Board approval for two years with an option to renew for two additional 1-year terms.

AMOUNT OF MONEY AND SOURCE:

\$1,000,000.00 - upset limit

Funds will be identified as tasks are processed.

BACKGROUND/EXPLANATION:

Various City agencies on a continuing basis, require architectural design services to modify, upgrade, or repair their facilities. Typically, the work involved is limited in scope and/or an urgent nature, which in either case should not be postponed until the customary Civil/Structural Engineering selection process can be executed. Under these contracts, the calls for these services will be made as needs are identified. Fees will be based on actual payroll rates, not including overhead and burden, times a set multiplier. The payroll rate and the multiplier have been reviewed by the Department of Audits. The initial contract duration will be two years; however, projects that are started within the initial two-year period may continue beyond the two-year time frame until completion.

The Consultant was selected pursuant to the Architect and Engineering Awards Commission (AEAC) procedures under AEAC Project No. 1219.

MINUTES

Department of General Services - cont'd

MBE/WBE PARTICIPATION:

MBE:	IDesign Engineering, Inc.	20%
	Sidhu Associates, Inc.	3%
	Soil and Land Use Technology, Inc.	4%
		<u>27%</u>

WBE:	J.A. Rice, Inc.	5%
	Constellation Design Group, Inc.	5%
		<u>10%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the On-Call Civil/Structural Engineering Services Contract with A. Morton Thomas and Associates, Inc. for Project No. 1219. The President Voted **NO**.

MINUTES

CITY COUNCIL BILL:

15-0528 - An Ordinance concerning Franchise - Extenet Systems, Inc., for the purpose of granting a franchise to Extenet Systems, Inc., to construct, install, maintain, repair, operate, relocate, replace and remove certain facilities relating to the provision of a distributed Antenna Systems services in and across certain streets and public ways, subject to certain terms and conditions; and providing for a special effective date.

The Department of Law recommends approval of this bill with the following comments: This Franchise Ordinance and the submitted Franchise Agreement, which is made part of the Ordinance, allows Extenet Systems, Inc. to use the City rights-of-way to conduct a business in which wireless antenna will be attached to poles to provide certain cellular communication services. Extenet Systems, Inc. is not itself a provider of cellular communications, but rather it provides the infrastructure used by cellular service providers. Specifically, the Extenet franchise will allow Sprint and future Extenet customers to provide robust cellular service in Baltimore.

The exercise of this Franchise Ordinance is conditioned on Extenet executing a separate attachment agreement with the City. The attachment agreement governs the actual attachments that will be used on City poles. In contrast, and pursuant to Article VIII of the City Charter, Council Bill 15-0528 concerns matters pertaining to Extenet's use of City rights-of-way. Article VIII of the Baltimore City Charter requires that a bill granting a Franchise be referred to the Board of Estimates after the first reading, City Charter, Article VIII, § 2. The Board of Estimates is empowered to change both the proposed compensation to be paid the City and the conditions under which the Franchise is granted. Id. Furthermore, the Board of Estimates must approve by vote or resolution the compensation and terms of the Franchise and these are to be attached to the bill before the bill can be enacted. Id.

MINUTES**CITY COUNCIL BILL:**

15-0528 - cont'd

If the above procedural requirements are met, the bill shall be in accordance with Article VIII of the Baltimore City Charter and the Law Department will approve the bill for form and legal sufficiency.

The Department of Planning recommends approval of this bill with the following: In its consideration of this Bill, the Planning Commission reviewed the submitted staff report, which recommended amendment and approval of City Council Bill No. 15-0528 and adopted the following resolution; six members being present (six in favor).

RESOLVED, That the Planning Commission recommends that City Council Bill No. 15-0528 be amended and passed by the City Council, with the following amendment: That on page 11, in line 34, insert before the period: ", to include design and location approval by the Department of Planning".

ALL OTHER REPORTS RECEIVED WERE FAVORABLE.

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 Bill No. 15-0528 and directed that the bill be returned to the City Council with the recommendation that it also be approved by that Honorable Body. The President **ABSTAINED.**

Kim A. Trueheart

June 30, 2015

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 of resources by the government of Baltimore City.

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 26, City Council Bill 15-0528, An Ordinance concerning Franchise – Extenet Systems, Inc., if approved:
 - i. City Council Bill 12-0528 should be immediately adopted;
 - ii. The amended terms and conditions resolving approval of this action must be extended to cover past Franchises and previously approved agreements authorized by the Baltimore City Public Schools for similar antenna.
 - iii. While City Council Bill 12-0528 authorizes the installation of a potential human health hazard of unknown consequence within a publically owned and operated facility, as amended, this Bill attempts to satisfactorily mitigate the risks;
3. How the protestant will be harmed by the proposed Board of Estimates' action: Without benefit of the amended Bill, the Municipality would have continued to demonstrate practices which routinely produce BAD outcomes for the underserved citizens of Baltimore City. The citizens who frequent the publically owned and operated structures would potentially be harmed by this agreement and the City thankfully, through the amended agreement, mitigated the potential harm and acted in the best interest of the citizens.
4. Remedy I desire: This agreement should unanimously be Approved by this Board and existing agreements, including those executed by the school board, should be modified to include the amended language contain in this agreement.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on July 1, 2015.

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

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following page:

2294

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.

MINUTES

TRANSFERS OF FUNDS

	<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Recreation and Parks</u>			
1.	\$10,000.00	9938-910045-9475	9938-911045-9474
	State POS	Cylburn Arboretum	Cylburn Arboretum
		Formal Gardens -	Formal Gardens -
		Reserve	Active

This transfer will provide funds to cover the advertising costs associated with the advertisement of the Cylburn Arboretum Formal Garden Improvements project.

Department of Planning

2.	\$40,000.00	9905-901010-9186	9905-915010-9188
	21st Economic	CHAP Historic Public	CHAP Monument
	Dev. Loan	Monument - Reserves	Restoration -
			Active

This transfer will provide funds to CHAP for the annual public monument restoration work.

MINUTESCircuit Court for Baltimore City - Consultant Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Consultant Agreement with Mr. Andre Cherry. The period of the Consultant Agreement is July 1, 2015 through June 30, 2016.

AMOUNT OF MONEY AND SOURCE:

\$ 30,000.00	-	1001-000000-1100-109501-603026
63,600.00	-	4000-401516-1100-116800-603026
13,500.00	-	5000-500716-1100-117400-603026
<u>\$107,100.00</u>		

BACKGROUND/EXPLANATION:

Mr. Cherry will work as the Fiscal Administrator/Grant Accountant for the Circuit Court for Baltimore City (Circuit Court). He will manage the Circuit Court's general fund appropriations and grants on a daily basis to ensure fiscal accuracy and proper reporting. Under the direction of the Administrative Judge, Mr. Cherry will be the first point of contact on all fiscal matters related to the Circuit Court's general fund appropriations and grants received from external organizations.

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 Consultant Agreement with Mr. Andre Cherry.

MINUTES

Mayor's Office on Criminal Justice - Ratification of Grant Award

ACTION REQUESTED OF B/E:

The Board is requested to ratify the Grant Award from the Governor's Office of Crime Control and Prevention. The period of the Grant Award was March 1, 2015 through May 31, 2015.

AMOUNT OF MONEY AND SOURCE:

\$16,900.00 - 4000-479015-2252-690500-600000

BACKGROUND/EXPLANATION:

This Grant Award, #BJNT-2011-0009, is for the "Baltimore City Supervised Visitation Center."

The Baltimore Visitation Center creates a safe haven for families with a history of domestic violence and facilitates supervised and/or monitored exchanges of children for weekend visits with their non-custodial parents.

This Grant Award paid for a portion of the salary of the Visitation Center's Director.

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

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board ratified the Grant Award from the Governor's Office of Crime Control and Prevention.

MINUTES

Office of the State's Attorney - Grant Award Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Grant Award Agreement with the Governor's Office of Crime Control and Prevention (GOCCP) entitled Pre-Trial Diversion. The period of the award is June 1, 2015 through September 30, 2015.

AMOUNT OF MONEY AND SOURCE:

\$19,384.00 - 6000-602715-1150-118100-601003

BACKGROUND/EXPLANATION:

This project funded through the GOCCP helps reduce existing gaps in services and foster collaboration and cooperation between the Office of the State's Attorney, the Office of the Public Defender and the Pretrial Services Division within the Department of Public Safety and Correctional Services. The project aims to drive down the recidivism rate of people charged with prostitution in Baltimore. Grant funds provide personnel support.

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

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Grant Award Agreement with the Governor's Office of Crime Control and Prevention entitled Pre-Trial Diversion.

MINUTES

Office of the State's Attorney - Grant Award Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Grant Award Agreement with the Maryland State Police – Vehicle Theft Prevention Council. The period of the award is July 1, 2015 through June 30, 2016.

AMOUNT OF MONEY AND SOURCE:

\$50,000.00 - 5000-501616-1150-118300-600000

BACKGROUND/EXPLANATION:

The Maryland State Police has awarded these funds to assist the State's Attorney's Office with the screening, case preparation and enhanced prosecution of juvenile vehicle theft cases. Funding pays for one full-time law clerk that will maintain a vehicle theft database and assist prosecutors with the case preparation.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Grant Award Agreement with the Maryland State Police – Vehicle Theft Prevention Council.

MINUTES**TRAVEL REQUESTS**

<u>Name</u>	<u>To Attend</u>	<u>Funds</u>	<u>Amount</u>
<u>Baltimore City Council</u>			
1. Helen Holton	National Association of Counties Annual Conference and Exposition Charlotte, NC Jul. 9 - 14, 2015 (Reg. Fee \$490.00)	Elected Official Expense Account	\$2,068.25

The subsistence rate for this location is \$161.00 per night. The cost of the hotel is \$182.00 per night plus hotel taxes of \$27.75 per night.

The Department is requesting additional subsistence of \$21.00 per day for the hotel balance and \$40.00 per day for meals and incidentals. Ms. Holton will be arriving a day earlier than the conference begins and leaving a day later because of the start and end times of the conference. Ms. Holton will be disbursed \$2,068.25.

Department of Transportation

2. Fleming El-Amin Colby McFarland	Conference of Minority Trans- portation Officials Boston, MA June 11 - 14, 2015 (Reg. Fee \$760.00 ea.)	General Funds	\$3,096.28
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The subsistence rate for this location is \$281.00 per day. The hotel cost is \$259.00 per night plus taxes of \$37.43 per night. The Department is requesting additional subsistence of \$18.00 per day for food and incidentals for

MINUTES

TRAVEL REQUESTSDepartment of Transportation - cont'd

Mr. El-Amin. As the attendees will sharing a double occupancy room Mr. McFarland is only requesting subsistence in the amount of \$40.00 per day for food and incidentals. The registration fees were prepaid using a City issued procurement card assigned to Dhirendra Sinha. The disbursement to Mr. El-Amin is \$1,244.28. The disbursement to Mr. McFarland is \$332.00.

UPON MOTION duly made and seconded, the Board approved the foregoing travel requests. The President **ABSTAINED** on item no.

1.

MINUTES

Office of the State's Attorney - Grant Adjustment Notice

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Grant Adjustment Notice with the State of Maryland - Governor's Office of Crime Control and Prevention (GOCCP) entitled Project EXILE. The period of the award is July 1, 2014 through June 30, 2015.

AMOUNT OF MONEY AND SOURCE:

\$6,282.00 - 4000-405815-1150-118000-601001

BACKGROUND/EXPLANATION:

The GOCCP has awarded additional funds in the amount of \$6,282.00 to the State's Attorney's Office to support the Project EXILE program which makes the total award for Fiscal Year 15, \$96,282.00. The funding will support the salary of one cross-designated Assistant State's Attorney to the U.S. Attorney's Office assigned to handle the prosecution of gun cases as a part of the citywide effort to reduce gun violence.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Grant Adjustment Notice with the State of Maryland - Governor's Office of Crime Control and Prevention entitled Project EXILE.

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:

2303 - 2342

to the low bidders meeting the specifications,

or rejected bids on those as indicated

for the reasons stated.

All bids were **REJECTED** for item

nos. 1, 2, 3, and 7. These items will be rebid.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

1. B50004003, Management Republic Parking (\$27,108.00)
of Parking Garages - System
Group I

(Parking Authority of Baltimore City)

MBE:	Xecutive Security Investigations, Inc.	\$14,000.00	1.9%
	Clean and Clean Services, Inc.	46,400.00	6.1%
		<u>\$60,400.00</u>	<u>8.0%</u>
WBE:	AJ Stationers, Inc.	\$ 5,699.85	0.8%
	Gibbsx, LLC	16,000.00	2.1%
	Glorious Works, Inc.	6,300.00	0.8%
		<u>\$27,999.85</u>	<u>3.7%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

A PROTEST WAS RECEIVED FROM PMS PARKING, INC. A SUPPLEMENTAL PROTEST WAS RECEIVED FROM ALEXANDER AND CLEAVER REPRESENTING PMS PARKING, INC.

2. B50003992, Management Republic Parking (\$27,108.00)
of Parking Garages - System
Group II

(Parking Authority of Baltimore City)

MBE:	Xecutive Security Investigations, Inc.	\$104,000.00	12.1%
WBE:	Clean and Clean Services, Inc.	\$ 35,000.00	4.1%
	AJ Stationers, Inc.	10,751.96	1.3%
		<u>\$ 45,751.96</u>	<u>5.4%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

A PROTEST WAS RECEIVED FROM PMS PARKING, INC. A SUPPLEMENTAL PROTEST WAS RECEIVED FROM ALEXANDER AND CLEAVER REPRESENTING PMS PARKING, INC.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

3. B50004026, Management of Parking Garages - Group III Republic Parking System (\$ 5,400.00)

(Parking Authority of Baltimore City)

MBE: Xecutive Security Investigations, Inc. \$ 96,000.00 14.3%

WBE: Clean and Clean Services, Inc.	\$ 17,500.00	2.6%
AJ Stationers, Inc.	4,756.92	0.7%
	<u>\$ 22,256.92</u>	<u>3.3%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

A PROTEST WAS RECEIVED FROM PMS PARKING, INC. A SUPPLEMENTAL PROTEST WAS RECEIVED FROM ALEXANDER AND CLEAVER REPRESENTING PMS PARKING, INC.

4. B50003636, Organizational Training Needs Assessment **REJECTION** - Vendors were solicited by posting on CitiBuy, e-Maryland Marketplace and in local newspapers. Three proposals were received on the October 8, 2014. After review of the proposals, the agency determined that the solicitation included inadequate specifications. The specifications will be revised and a new solicitation issued.
- (Department of Human Resources)

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

5. B50003957, Roll-Off Containers Rehab & Repair
(Dept. of Public Works, Bureau of Solid Waste)
- REJECTION** - Vendors were solicited by posting on CitiBuy, e-Maryland Marketplace, and in local newspapers. Two bids were received on April 15, 2015. The bid submitted by Mobil Welding was deemed to be non-responsive due to failure to meet specifications. The bid submitted by Waste Equipment Sales and Service, LLC exceeded the agency's anticipated budget. Therefore, it is recommended that the Board reject all bids, being in the best interest of the City.
6. B50004087, Remote Video Surveillance Trailer
(Dept. of General Service, Fleet Management)
- Digital Management Solutions, Inc. d/b/a Netvision 360 Group \$99,990.00
7. B50004027, Management of Parking Garages - Group IV
(Parking Authority of Baltimore City)
- Imperial Parking (U.S.) LLC d/b/a Impark (\$ 57,600.00)

MWBOO GRANTED A WAIVER.**MWBOO SET GOALS OF 10% MBE AND 4% WBE.**

	<u>Dollar Amount</u>	<u>Percentage</u>
MBE: Xecutive Security Investigations, Inc.	\$248,000.00	12.51%

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

	<u>Dollar Amount</u>	<u>Percentage</u>
WBE: AJ Stationers, Inc.	\$ 14,500.00	0.73%
Jan Ferguson, Inc.	53,000.00	2.67%
Arundel Signs, Inc.	9,600.00	0.48%
Morgan Construction	9,100.00	0.46%
Services, Inc.		
Techmark Corporation	14,000.00	0.71%
	<u>\$100,200.00</u>	<u>5.05%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

A PROTEST WAS RECEIVED FROM PMS PARKING, INC. A SUPPLEMENTAL PROTEST WAS RECEIVED FROM ALEXANDER AND CLEAVER REPRESENTING PMS PARKING, INC.

B50004003, B50003992, B50004026, and B50004027

President: "The first item on the non-routine agenda can be found on page 37 - 39, items 1 - 3 and item 7, Recommendation for Contract Awards/Rejection, Bureau of Purchasing. Members of the Parking Garages Group I, II, III, and IV, will the parties please come forward?"

Mr. Krus: "Tim Krus, City Purchasing Agent. This is Recommendation of Award of four groups of parking garages for their management. Group I is awarded to Republic Parking Systems. Management of Parking Garages for Group II also awarded to Republic Parking Systems. Management of Parking Garages Group

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of PurchasesB50004003, B50003992, B50004026, and B50004027 - cont'd

III awarded to Republic Parking Systems and Management of Parking Garages Group IV awarded to Imperial Parking d/b/a Impark."

Mr. Schaefer: "Good morning Mr. President, Board. My name is Eliot Schaefer with the law offices of Alexander and Cleaver representing PMS Parking. With me today is Ms. Geletu, uh -- who is the President and CEO of PMS Parking, Incorporated and we are here to protest the award -- the recommendation of the award uh -- for -- uh -- aforementioned Groups I, II, III, and IV to the respective vendors. Now the uh -- the, the basis for our protest is the uh -- entire solicitation process is flawed. Um -- there is ambiguity contained in the solicitation uh -- which caused a fundamental flaw uh -- which requires a solicitation to be thrown out and rebid. Now first and foremost, there is an ambiguity in the terms of the solicitation. Now, part of the solicitation indicates that only uh -- a vendor is only entitled to a base management fee, yet on page 17 there is also a

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reference to an incentive fee, in a situation where a vendor is entitled to uh -- the contractor is entitled to an incentive fee. Now, this creates an ambiguity because there is uh -- uh -- a reference to two types of fees which a contractor is entitled to. Um -- yet there is no place for a vendor to propose an incentive fee uh -- or uh -- indicate any type of incentives that, that they can propose to the City. Um -- combined with the past history of parking management uh -- solicitations uh -- it creates even more ambiguity. In 2008 and 2010, uh -- two previous solicitations for parking management services, it expressly included incentive fees. Now, there is a 2013 solicitation which expressly excluded incentive fees. Now, based on the strict terms of the solicitation uh -- there was -- it was uncertainty as to how a vendor could or should propose their finances for the management services. Um -- so it creates an -- an inherent conflict on what was proposed, what was evaluated, and uh -- the solicitation is required to be thrown out.

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Um --any evaluation would be arbitrary and capricious by uh -- the, the, the -- Purchasing Office um -- because of this flaw. Secondary, uh -- every -- in each of the four categories, there were negative bids. In other words, the vendor is paying the City to manage the parking facilities. Now, in the private sector, this -- there is no way that a company would accept a proposal like this. It opens the possibility of many unintended, unintended consequences -- potential for Change Orders increasing the costs to the City. Uh -- in, in 2011 uh -- the Executive Director for the Parking Authority, when a contract was awarded, which wasn't to the lowest bidder for the parking management services, mentioned that customer service and planning were important factors when awarding the contract. Those weren't taken into consideration in this situation. It was looked strictly at the negative bid, the lowest bid. Uh -- the low bids, the negative bids create, create potential uh -- customer service issues, planning issues and the things that the

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Parking Authority highlighted in 2011 will all be at issue -- will all be in jeopardy. Furthermore, it creates the incentive or the opportunity to misrepresent operating expenses, reimbursable operating expenses. Now, one of the vendors, Republic Parking, uh -- there is situation where they were audited in Oklahoma City uh -- where they misrepresented, during a Fiscal Year, \$12,000.00 in misrepresented operating expenses that were reimbursed to them. In addition, an employee of Republic Parking stole 422 -- \$420,000.00 of parking revenue from Oklahoma City. Now that was over three years, so it wasn't 420 in one year but \$420,000.00 over the course of the contract. So, clearly there wasn't an inve -- investigation into the qualifications or the uh -- the ability, the competency of the vendors to provide the services. Uh -- the Oklahoma City situation is, is clearly a concern um -- of revenues being withheld from the City.

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Uh -- furthermore, if the City is concerned with, with making money, generating additional revenue, uh cause that's the only reason I can see where an -- a, a negative bid would be accepted. Uh -- the current vendor, PMS Parking, Incorporated, promote -- proposed on numerous occasions additional ways to generate, generate revenue from the City. Uh -- from potentially advertising to renting out the, the space for uh -- private events, uh -- increasing uh -- they did proprietary studies on the rates for the various parking garages, increasing the rates to generate revenue for the City, yet still be below market rate. Um -- the -- so there are other opportunities for the City to generate revenue as opposed to just allowing -- accepting a negative bid. Based on that, we feel that the uh -- solicitation is fundamentally flawed due to the ambiguity uh -- due to the negative bid -- the concerns with the negative bids uh -- we would ask that the solicitation be thrown out and uh -- rebid and we ask that the current vendors be -- stay in place for uh -- for one year. Uh -- I'm going to turn it over for more to Ms. Geletu just to talk about parking management, in general."

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President: "Well, I have um -- one thing to say. Um -- I'm just concerned about what this is doing to minority uh -- contractors in the City of Baltimore. That's my only concern and before she uh -- speaks uh -- just for the record, I want the Parking Authority to address a few of the questions that I have. Uh -- has the Parking Authority received negative bids before, and if not how did this idea originate?"

Mr. Pete Little: "Council President um --"

Comptroller: "State your name."

Mr. Little: "Pete Little, Executive Director with the Parking Authority of Baltimore City. Um -- about a year and a half ago, two years ago, we did put uh -- put the garage management contracts -- uh -- uh -- a number of them uh -- out to a request for bids um -- using the process uh -- that we've done through the City's uh -- Bureau of Purchases here ourselves at the Parking Authority."

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And uh -- in fact, we received very low bids on these garages and there are a number reasons why operators would provide uh -- provide either a very low or even a negative bid on these contracts. Um -- the operators would have to speak for themselves. But, some of the reasons that I know of are number 1, so that they could develop a presence here within the City and that's whether it's a local business or a national business that wants to establish themselves here in the City. This is a way to do that and also to get their names on some of the best parking facilities here in the City. Through the efforts of the Parking Authority, the 17 City-owned garages are now some of the best in the City. These operators uh -- just like M&T Bank wants to get their name on the Raven Stadium, these operators want to be associated with our facilities, as well too. Uh -- another reason is that uh -- through these contracts uh -- its mandated that the operators pay personnel -- uh -- the City's Living Wage, which I think as of today is \$11.46 an hour.

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Significantly, above the federal uh -- minimum wage, as well too. And so they can hire highly qualified employees to work at these facilities and therefore build a base of very strong employees in the City through our contracts. Uh -- and the other part of it is uh -- the expectations of the operators are very limited in terms of, of what our expectations are. Uh -- the Parking Authority does all of the monthly contract administration at the garages. We renegotiate and negotiate all the monthly contracts at these facilities. We market the facilities. We establish the parking rates at the facilities. We oversee the structural and systems repairs of the City. So, you know, at the end of the day it is a relatively simple job for the operators. And so um - it, it didn't surprise us then that we would get some negative bids uh -- at these facilities."

President: "Ok, but uh -- so this structure that you have in place uh -- you know where you take away the fees that you would have paid the smaller companies.

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Uh -- it looks like it just unduly uh -- you know -- damages the small business. And what we're trying to do is grow small business. But, this seems to unfairly target our small businesses in the City of Baltimore. Uh -- just for a few thousand dollars that we're going to gain, we're uh -- displacing some of our small businesses and in the City of Baltimore, that's why we have our uh -- MBE and WBE. And we're letting these big conglomerates come in that could offer all this free stuff and you know -- because what they really want to do is -- they want to say uh -- we won't take no management fees and on the back end, you know, give you these costs overruns for whatever they send in, like you said -- snow removal, they'll frontload that -- and they, they just want to come in and take over all of the garages, which would push all of our small businesses out. I just wanted to just put that out there because I think this is doing a great harm to our small businesses. Now you can go ahead and speak, unless you wanted to say something."

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Mr. Little: "Yes, if I could respond to -- in particular that uh -- that uh -- assertion that operators can come in and over charge us for items that are provided or services provided at the garages. That can't happen at our garages."

President: "They do it all the time."

Mr. Little: "The Parking Authority establishes the budgets for these facilities --"

President: "They do it all the time. We see it all the time."

Mayor: "Is that -- can I just --"

President: "You can go ahead. We see it all the time."

Mayor: "You said -- I misunderstood what you said. It was my understanding that you said that basically the large -- larger companies because of their scale uh -- can propose to undercharge uh -- for things that uh -- smaller local businesses cannot --"

President: "Absolutely."

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Mayor: "-- and uh -- basically there -- the -- while we don't have um -- what do you call it -- we can't -- they can't -- we cannot -- we have yet to uh -- you know, monetize the, the parking garages as you know, places where you can put billboards and things like that. But, basically the -- the fee that they, they are offering us is to get their name on the property, to get their name on a good property. So, you know, they are willing to pay to, you know -- I don't want to say 'Pay to Play' in Baltimore, but pay to get their uh -- their foot in the door, which if you are a larger conglomerate, you have that advantage to be able to pay more than a smaller or local business uh -- for that entre. That's what I thought you were-- you were saying. Not that they would overcharge, but that uh -- because they, they have a -- they place a higher value on getting into the market and they have more wherewithal to pay it. That's you know, that -- that provides a disincentive or disadvantage for local businesses."

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Mr. Krus: "I would also point out that uh -- we did make changes to the solicita -- put things in this solicitation to encourage small business to be able to bid. Uh -- we had very low minimum qualifications for bidding, five years of experience in parking management, must operate just a few garages of the same size and revenue, and must have and maintain a local office. PMS, during the question and answer period for this, asked if we would change some of the insurance requirements and we did that. And as far as the actual bid amount is concerned, I would point out that PMS in a couple of these situations bid a hundred dollars a month as uh -- their response and in another, \$200.00 a month. So, at a hundred dollars a month, they were only twelve hundred dollars a year away from zero -- twelve hundred and one dollars a year away from a negative bid. So, they were also bidding a relatively small amount of money. The Parking Authority already has experience with uh -- the awardee, the recommended awardee of Group IV um -- operating group garages very successfully at a rate of, I believe, of \$300.00 a month."

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President: "Let me ask you this question. Were there any issues uh -- with customer service or cleanliness or anything with these vendors?"

Mr. Little: "Uh -- Frankly, we've been happy with all of our vendors, PMS Parking, Republic, uh -- IMPARK, uh -- Central, and Standard Parking, they've all done a competent job for us at our garages. Of course, we closely supervise and monitor expenses, as well too, at the Parking Authority. Uh -- but there hasn't been an issue with uh -- the service that's provided by PMS or any other operator."

President: "So, so why didn't we go out with regular bids? That's my question."

Mr. Little: "That was to uh -- to allow uh -- if an operator wanted to, to pay the City to operate the garages and at the end

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day, through the combined savings of these four alone, when compared to our process before the request for bids, the City is saving uh -- over \$450,000.00 a year in management fees."

President: "Four hundred fifty thousand uh -- compared to putting out local Baltimore-based businesses. Madam Mayor."

Mayor: "So Mr. Krus, you mentioned that uh -- in -- just so we're clear -- I mean this is something that I've been focused on because I'm -- I have increasingly become frustrated with what we say our intended goals are around minority business and local business and uh -- some of the awards that we make uh -- because of adherence to uh -- technical adherence to the rules that uh -- I believe uh -- have unintended consequences in the minority uh -- business world, as well as uh -- what we intend or what we say we intend to do around local business. So, I'll just get that frustration out and that's why it was -- the, the solicitation, I believe, was moved from Parking Authority to

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Purchasing uh -- to try to add some of uh -- the language that would make it more -- level the playing field, I would say, for local and minority-owned business. But, the question that I, I'd still keep going back to is, if, if uh -- and you said, you uh - - put some things in place after talking to PMS uh -- that would make it easier for a small or local business to uh -- apply for this work. Yet, as long as there is an entity out there that is willing to pay a large amount of money uh -- to get this contract all of that leveling the playing field seems to go away because you can have -- you can lower the requirements. But, if at the end of the day someone uh -- can come in and, you know, put a million dollars or two million dollars or whatever on the table, that will always outweigh what a uh -- a small, local or minority-owned business is able to put on the table to win the contract."

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Mr. Krus: "Madam Mayor, we did some calculations as to what the difference would have been. Uh -- I think on the Group I garages, uh -- the difference between PMS and the recommended awardee, Republic, was approximately \$10,000.00 a, a year."

Mayor: "So this is -- for me this is not a -- I mean I know PMS is the -- is the protester, protestant, uh -- this for me is more about uh -- what they represent and not their actual bid. The question that I have is as long as -- we're trying to level the playing field on one hand with the requirements to -- whether it's to reduce the amount that's needed for bonding or insurance or those types of things. Yes, that gives people a chance to uh -- to apply. But, as long as we allow the, the value of the negative bid to outweigh all of that, then have we really leveled the, the playing field? That's my question. Not for PMS, because whatever we do we -- if I accept the award -- if we, excuse me, accept the award or reject it and put it out again uh -- there's no guarantee -- the difference between PMS and Republic is big. I don't know if they're going to get it. That's not -- For me that's not what this is about."

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This is about trying to align what we say our purposes are with our policies and practices."

Mr. Krus: "Well, another thing I would point out is that -- as I mentioned -- you know -- PMS had some at \$100.00 a month, others had negative bids. Uh -- if you don't allow negative bids, then the question becomes, 'Do you allow zero bids?' If you don't allow zero bids, then the question becomes, 'Do you allow a penny? Do you allow a dollar a month?' Where do we cut it off? Uh -- so the decision --"

Mayor: "But, my specific question is if we allow -- if we -- if we allow the decision to be made based on the uh -- what a company can afford to offer, you know as a bonus or gravy, whatever you want to call it, then there is no -- then there is no way to level the playing field for uh -- for local and minority-owned business."

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Mr. Krus: "Generally -- and generally speaking in the world of purchasing that's where we begin to get into uh -- various kinds of small business -- preferences or set-asides to begin to level the playing field uh -- across solicitations. Uh -- because it is difficult when you -- when you just go out with a new solicitation when you don't have that to rely upon to uh -- to build-in much more than you did build-in here."

President: "Then let me uh -- ask this question before the Comptroller uh -- asks hers. Are you aware of any market affects in other jurisdictions resulting from introducing negative bids?"

Mr. Krus: "No, I'm not."

President: "Have you all check?"

Mr. Krus: "We were convinced in checking with the Parking Authority that knows a lot about parking here and in other jurisdictions that uh -- that whether we allowed negative bids or very low positive bids uh -- that they had sufficient control over the budgets and expenditures in these garages where those proposals -- those bids would stick --"

President: "But have you checked --"

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Mr. Krus: "-- and they would not be changed --"

President: "did the Parking Authority check and see if other jurisdictions have done similar?"

Mr. Little: "Uh -- we haven't and really we've relied on our own experience uh -- and as I mentioned we have two groups of facilities uh -- Arena, Redwood, Marriott and uh -- Penn Station Garage, and the West Street and uh -- Marina Garage uh -- that went through uh -- this process where there was very low management fees and the service has been very good from the operator at those locations and, in fact, the revenues have gone up significantly, over a half million dollars per year."

President: "And they were negative bids?"

Mr. Little: "Uh -- they weren't negative, but they were very low at \$300.00 per month."

President: "But, my question was negative bids."

Mr. Little: "We have --"

President: "Madam Comptroller."

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Comptroller: "I'd just like to comment that most companies are in business to make a profit, so is it possible for the bidder to make up the difference by inflating their payroll?"

Mr. Little: "No, they have to provide detail on each and every expense, including payroll and payroll remittances. So, they have to provide us with exactly what's been paid to each employee and then uh -- we reimburse what's been paid, exactly."

Mayor: "I think the challenge the -- the issue you bringing up is the one that I've been trying to get to. It's not -- I don't think it's them -- they don't have to inflate anything. If they're a national company -- if they uh -- if it's worth it for them uh -- to pay X amount of dollars to get into this market, for whatever the reasons are, legitimate business reasons, they can absorb it, whatever that is, across the country. And the challenge that I have is I, I think it is -- it is perfectly reasonable for us to look for -- and that's my expectation us -- for us to look for the best value and I don't have a problem with the fact that we're accepting negative bids but for the

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fact that I'm not convinced that we, at the same time, didn't do -- didn't make the best effort to make sure that we also made space and -- for uh -- for local and minority-owned businesses. There could -- There should be a way to have both of these things, not to sacrifice one for the other. Which I feel like is happening here."

Mr. Krus: "The Bureau of Purchases definitely understands that and uh -- there have been many discussions in the City about putting together uh -- policies and regulations that would allow us to do that consistently across solicitations."

City Solicitor: "Could either you or Mr. Little comment and respond to the ambiguity argument, which I haven't heard discussed. I heard it presented, but I'd be interested in your response to that. The ambiguity -- the argument as I understand it, being you could not tell from the paperwork that was generated for these bids, that negative bids would be accepted. That there was a prior inconsistent history and while one part of the bids seemed to invite negative bids, there was no way to do it or no place on the form for that."

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Mr. Krus: "We actually uh -- we actually made it very clear in, in addendum to the solicitation that negative bids would be allowed and we defined exactly what that meant. Um -- when we put that in the addendum, we noted that uh -- the negative bid would be looked at as a set fee paid to the City for the management of these garages. So, we defined that in that addendum and in terms of the other ambiguity argument that -- that the protestant makes, it has to do with number four in the middle of the page that I'm currently handing you. And that -- - that reference to an incentive fee was uh -- left in from a draft of a previous solicitation. It was not referenced anywhere else in the solicitation. As you can see, it is in the maintenance and repair section uh -- that section should have stopped at number three and in looking at the final solicitation after the protest, I determined that this was not material uh -- and could be excluded from the solicitation consideration. We did not receive any questions about this or any notations in the bids."

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City Solicitor: "Ok, so that was like an appendix, uh -- if you will? Like a human body analogy, I mean, it was a left over dangling thing that really had no place --"

Mr. Krus: "Correct."

City Solicitor: "-- or relevancy --"

Mr. Krus: "But, it wasn't -- we determined it was not material."

City Solicitor: "On the negative bids um -- I guess you're saying maybe there was an ambiguity on the documents that went out but that was clarified and resolved in the addendum that was issued?"

Mr. Krus: "Correct, we've -- and made it very clear that negative bids would be allowed."

Mayor: "I just want to make it very clear, I think that -- you know, I think while uh -- it certainly -- it made a difference in this case -- or I should say, it def -- the negative bids definitely made a difference."

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Uh -- if there was an understanding from PMS that negative bids would be allowed, I don't know if their bid would have changed. For me that's not what this is about. This is about making a choice that the value of a negative bid would outweigh so many of the other things that we say that we value. Whether it's small business, minority-owned business. There's no -- there is no based on what I'm hearing -- there is no way for them to compete at the scale that a national firm would -- would be able to compete, if the value of the negative bid can out -- basically outweigh everything."

Mr. Krus: "And, and we completely understand that -- that point. Where the uh -- some, some jurisdictions actually get into set-a-sides for local -- for local uh -- small business, at the very least. Uh -- so that only those certified small businesses can participate in certain solicitations all the way up to other kinds of preferences that are built in."

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Mayor: "Thank you. Mr. Raymond."

Mr. Henry Raymond: "Uh -- Good morning. Uh -- I'm Henry Raymond, Finance Director for the City. Uh -- Madam Mayor, we understand uh -- your comments and your concerns regarding this transaction."

Mayor: "Thank you."

Mr. Schaefer: "Just, just one uh -- kind of -- before Ms. Geletu speaks. Um -- there, there is uh -- focus on minority businesses and how important it is -- I just want to point out that in 2009 the MBE goal was 27%, the WBE goal was 10%, 2010 the -- uh -- 2014 another renewal of a contract MBE goal was 17%, 9% -- in this case it drops all the way to 8% MBE goal, 1% WBE goal. So, there is uh -- a fundamental change. I'll let Ms. Geletu comment about her --"

Mr. Krus: "If, if I may just quickly before Ms. Geletu makes her comments."

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Uh -- note uh -- the Minority Business Opportunity Office sets those goals. Uh -- we do not at the Bureau of Purchases and uh -- all recommended awardees were fully compliant with the goals that were set."

Comptroller: "Why were the goals decreased?"

Mr. Krus: "Looks like Pam is going to need a couple extra seconds to get --"

Ms. Pam Schevitz: "Uh -- in -- in - Pam Schevitz, Minority and Women's Business Opportunity Office. Uh -- in determining the goals, prior to the solicitation, each contracting agency sets uh -- sends us a goal determination sheet and outlines the services that are required on that particular contract. So, in this case they sent us a goal sheet and based upon the services and uh -- relative dollar amounts to the total of the anticipated contract, that's how those goals -- it's based literally on the services required for that contract and the availability of MBEs and WBEs to provide those required services on that particular contract."

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So, you'll see that in these contracts, for example uh -- the goal actually changed even within these different parking groups."

Comptroller: "Have they met the goals in the past?"

Ms. Pam Schevitz: "Yes."

President: "Amsale."

Ms. Amsale Geletu: "Good morning. My name is Amsale Geletu. Uh -
- I am the owner of PMS Parking. Forgive me because I am not a public speaker. I may stumble uh -- but I'm a good parking uh -- garage management. I manage parking. So uh -- I've been in business since 1990 -- 1988 uh - rather and I've been managing City garages uh -- Peter Little uh -- Executive Director, can attest to that. Uh -- what I see is I'm -- not what I see -- what we were paid to do while we were managing City garages, we got paid to manage garages."

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We got paid to give services to the community. We got paid to clean the garages. We got paid to serve the community. So, I have incentive to do well. I have incentive to do part of the community. I have incentive to work with the people. I have incentive to hire local uh -- employees.

I have incentive to do all the City requires -- all the Parking Authority requires. And what I don't see -- the benefit of the company which submitted negative bid. What is the incentive to do well? What we were told -- the market share. If they really want market share, what do they go to publicly -- privately owned garages, submit the same -- similar kinds of proposals, and see what they got? Uh -- they said they new to the garages. We have proposed multiple times -- you can see it on my proposal how the City can make money not accepting negative bids from a management company. You can sell -- this is advertisement. There is people who pay to advertise in the garage.

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The City can make money by putting posters on the naked wall. There is -- we have -- I have submitted on my proposal -- a proposal that the Parking Authority didn't review because they were just focused on raw numbers. I have also -- I have this flyer for anyone to see. We advertise through local businesses - - local offices. I got paid to do those things. I got paid to clean the garages. I don't charge the Parking Authority to paint the garages because I have incentive to do it. I have incentive to clean the garages. I have incentive to keep it clean. I got paid. I don't have money. I not -- actually I cannot afford to pay the City to manage the garages. When we put out the bid for people to participate, people supposed to get paid to do the job. I don't have to pay you to manage the garages. And it's simple as simple to everybody to the audience or the people who are attending the Board to everybody. I was just going to put it in a simple word or question rather. If I have -- if you guys want me to manage -- let's say I'm an accountant -- you -- I would come to you say -- okay, give me your access to your account.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of PurchasesB50004003, B50003992, B50004026, and B50004027 - cont'd

I will deposit your money and now I do -- I will clean your house. Give me the house - the key to your house. The bank account -- I'll deposit your money -- you don't have to pay me and I will pay you. Will anybody accept that? Would anybody accept that? That is my question. I'm not saying give me this contract. I'm not saying I'm ready to move. But what I'm saying its negative bidders alone will open up all kind of ambiguity too. I don't know these people, maybe they are rich, maybe they can undercut small businesses. But I can't. I cannot pay anybody to manage their garages. I did submit \$100.00 to manage the garages because the City said the lowest bid. We get the bid -- I cannot. I make money at \$100.00. I know it's not a lot of money, but I'm not losing any money, I'm not paying to the City to manage the garages. Also, the good thing at this point at this time, there is some same service that we can do -- I can do -- the things that I used to do for free for Parking Authority for the City garages.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of PurchasesB50004003, B50003992, B50004026, and B50004027 - cont'd

I used to clean any of snow -- I have a small plow -- I have a plow that can plow snow. I used to do anything under two inches. I did it for free for the City. Now, I can get paid to do it with \$100.00 I can get paid. With \$100.00 I can get paid. It's not just \$100.00. Now I have a minority company. I am a registered minority company. I can get paid 50% of the MBE goals. That is the reason why I submitted \$100.00. Thank you."

President: "Okay. I'll entertain a Motion."

Mayor: "Oh, I'm sorry. I had -- had another question."

President: "We have another question. Madam Mayor."

Mayor: "Is there a reason why in this solicitation there was no attempt to uh - carve out a portion for uh -- local business -- local minority-owned business?"

Mr. Krus: "Generally, we would only do that in the procurement world with some type of policy or regulation that we can follow across numerous solicitations."

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

B50004003, B50003992, B50004026, and B50004027 - cont'd

Solicitor: "As opposed to doing it anecdotally?"

Mr. Krus: "As opposed to doing it anecdotally."

Mayor: "I guess I just -- I'm still trying to figure out - if -- Don't get me wrong, I think -- I'm hearing the arguments against the negative bids. I don't think that's wrong for us to try to get the most that we can, but if we're doing it at the expense of what we're also saying goals are, then that should be the trigger for uh -- again - if our goal is to continue to support local business, minority-owned business. If we are accepting a bid that would kind of blow that out of the water, the, the ability for them to uh -- compete at all, then that should be the trigger for the uh -- carving out some type of participation for local and minority-owned business. While I understand us working to try monetize as much as we can these parking garages, if we are uh -- at the same time working against what we're saying our goals are that's the -- that's what uh hasn't been reconciled in any of the answers that I'm getting."

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of PurchasesB50004003, B50003992, B50004026, and B50004027 - cont'd

President: "I offer a Motion that we reject all of these bids uh
-- and rebid them."

Comptroller: "Second."

President: "All those in favor say AYE. All opposed NAY. The
Motion carries. The bid is rejected."

* * * * *

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSDepartment of Public Works/Office of Engineering & Construction

8.	WC 1302, On-Call Carbon Fiber Reinforced Polymer Large Water Main Repairs	Structural Preservation Systems, LLC	\$2,730,570.00
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There are only two companies known to be capable to perform this type of repair. There repairs are highly specialized; requiring trained and certified applicators that are experienced in performing these types of repair. The opportunity for MBE/WBE participation is extremely limited.

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

9. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$1,665,648.50	9960-909100-9558	
Water Revenue	Constr. Reserve	
Bonds	Water Infra-	
	Structure Rehab	
1,665,648.50	" "	
<u>Balto. Co.</u>		
\$3,331,297.00		

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSDPW/Office of Engineering & Construction - cont'd

\$ 273,057.00	-----	9960-907128-9557-2
		Extra Work
163,835.00	-----	9960-907128-9557-3
		Engineering
2,730,570.00	-----	9960-907128-9557-6
		Construction
<u>163,835.00</u>	-----	9960-907128-9557-9
\$3,331,297.00		Administration

The funds are required to cover the cost of the award for WC 1302, On-Call Carbon Fiber Reinforced Polymer Large Water Main Repairs.

MINUTES

Department of Transportation - Conduit Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Conduit Lease Agreement with ExteNet Systems, Inc., Lessee. The period of the agreement is July 1, 2015 through July 1, 2016.

AMOUNT OF MONEY AND SOURCE:

\$49,000.00 - 2024-000000-5480-259401-401980

BACKGROUND/EXPLANATION:

The Lessee currently has no conduit in the City's Conduit System. ExteNet Systems, Inc. is a new user and this is their first request to lease conduit space in the City's Conduit System. Their initial linear installation is anticipated to be approximately 50,000 linear ft., which will be billed at \$24,500.00 semi-annually.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Conduit Lease Agreement with ExteNet Systems, Inc., Lessee. The President **ABSTAINED**.

MINUTES

Department of Transportation - Sponsor-A-Road Maintenance
Provider Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Maintenance Provider Agreement with Adopt-A-Highway Litter Removal Service of America, Inc. to administer a program that offers opportunities to enhance the City roadways by providing road and highway maintenance services.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Adopt-A-Highway Litter Removal Service of America, Inc. will work with various businesses, corporations and other entities to perform road and highway maintenance services, such as litter removal in the name of sponsors on and about the City roadways. Each sponsor will be acknowledged by a sign with a recognition panel approved by the Department, which will be placed close to the beginning of the road or highway segment. Locations, proposed logos, and material certification for the placement of signs will be approved by the Department once the permit application is approved.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Maintenance Provider Agreement with Adopt-A-Highway Litter Removal Service of America, Inc. to administer a program that offers opportunities to enhance the City roadways by providing road and highway maintenance services.

MINUTES

Department of Transportation - Traffic Mitigation Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Traffic Mitigation Agreement with Eastside Site, LLC/BTR Capital Group.

AMOUNT OF MONEY AND SOURCE:

\$34,671.92 - 9950-917089-9512-900000-490375

BACKGROUND/EXPLANATION:

Baltimore City Ordinance 11-529, approved on May 9, 2012, determined that a Traffic Impact Study was required for the Development. The Developer proposes to perform the Scope of Work for 6571 Eastern Avenue constructing a hotel 67,100 sq. ft. with 115 rooms. The Developer agrees to make a one-time contribution in the amount of \$34,671.92 to fund the City's multimodal transportation improvements in the Development's vicinity.

MBE/WBE PARTICIPATION:

N/A

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Traffic Mitigation Agreement with Eastside Site, LLC/BTR Capital Group.

MINUTES

Department of Transportation - Memorandum of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Memorandum of Understanding (MOU) between the Parking Authority of Baltimore City and Visit Baltimore, Inc. The period of the agreement is upon Board approval for two years.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Department received grants from the Baltimore Metropolitan Council, Federal Transit Administration, and the Maryland Heritage Areas Authority to construct the leased parking facility located at 1100 James Street, owned by the B&O Railroad Museum. The parking facility is for the use of passenger motor coaches and tour buses to reduce traffic congestion and on-street parking of motor coaches and to encourage travel to Baltimore.

This MOU outlines the roles and responsibilities in connection with operating, funding, and marketing the leased parking facility property.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Memorandum of Understanding (MOU) between the Parking Authority of Baltimore City and Visit Baltimore, Inc. The Mayor **ABSTAINED**.

MINUTES

Department of Transportation - Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 001, to KPMG Corporate Finance, LLC under Project No. 1223, On-Call Advisory Consultant Services for Alternative Project Delivery Method.

AMOUNT OF MONEY AND SOURCE:

\$314,229.93 - 9962-907066-9562-900000-703032

BACKGROUND/EXPLANATION:

This authorization provides for professional Advisory Services in support of the assessment and evaluation of the Department of Transportation's Capital program and potential application of Alternative Project Delivery approaches to the Conduit Network.

MBE/WBE PARTICIPATION:

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

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

MWBOO FOUND VENDOR IN COMPLIANCE.

APPROVED FOR FUNDS BY FINANCE

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

MINUTES**TRANSFER OF FUNDS**Department of Transportation - cont'd

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$346,565.89	9962-941002-9563	9962-907066-9562-3
Other	Constr. Reserve -	Design - Conduit
	Conduit Replacement	System Reconstruction
	Program	

This transfer will fund the costs associated with Task No. 1, Project 1223, On-Call Advisory Consultant Services for Alternative Project Delivery Method with KMPG Corporate Finance, LLC.

UPON MOTION duly made and seconded, the Board approved the assignment of Task No. 001, to KPMG Corporate Finance, LLC under Project No. 1223, On-Call Advisory Consultant Services for Alternative Project Delivery Method. 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. The President Voted **NO**.

MINUTES

Space Utilization Committee - Transfer of Jurisdiction

ACTION REQUESTED OF B/E:

The Board is requested to approve the transfer of the properties known as 1108, 1110, 1112, 1114, 1116 Proctor Street and 708 E. Chase Street (Block 1169, Lots 59, 60, 61, 62, 63, & 65) from the inventory of the Department of Real Estate to the inventory of the Department of Housing and Community Development.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

These properties are part of the Johnston Square Project and are ready to be transferred to the TRF Development Partners - Baltimore, LLC who will demolish and redevelop the properties for residential rental use.

The Space Utilization Committee approved this transfer of jurisdiction on June 23, 2015.

UPON MOTION duly made and seconded, the Board approved the transfer of the properties known as 1108, 1110, 1112, 1114, 1116 Proctor Street and 708 E. Chase Street (Block 1169, Lots 59, 60, 61, 62, 63, & 65) from the inventory of the Department of Real Estate to the inventory of the Department of Housing and Community Development.

MINUTESSpace Utilization Committee - Communications License Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Communications License Agreement with Cellco Partnership d/b/a Verizon Wireless, a Delaware general partnership, Licensee, for the rental of a portion of the premises at 510 E. Lexington Street. The period of the agreement is for five years commencing upon the completion of installation of transmission and equipment lines with the option to renew for three-five year terms.

AMOUNT OF MONEY AND SOURCE:

	<u>Annual Rent</u>	<u>Monthly Installments</u>
2015	\$14,400.00	\$1,200.00
2016	\$14,976.00	\$1,248.00
2017	\$15,575.04	\$1,297.92
2018	\$16,198.04	\$1,349.84
2019	\$16,845.96	\$1,403.83

The rent will continue to escalate annually by an amount equal to 4% over the amount of the rental payments for the preceding year.

BACKGROUND/EXPLANATION:

The demised premises will be used for cellular telephone communication. The Licensee will be solely responsible for the cost of any remedial work to make the tower suitable for their use. The Licensor will be responsible for the maintenance of the licensed premises. The Licensee will be responsible for liability insurance, utilities, maintenance, and repairs to their equipment and compliance with all FCC and FAA rules and regulations.

The Space Utilization Committee approved this Communications License Agreement on June 23, 2015.

MINUTES

Space Utilization Committee - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Communications License Agreement with Cellco Partnership d/b/a Verizon Wireless, a Delaware general partnership, Licensee, for the rental of a portion of the premises at 510 E. Lexington Street.

MINUTESSpace Utilization Committee - Lease Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Lease Agreement with Amy Jean Boebel, Lessee, for the rental of a portion of the property located at 1427 Light Street known as School 33, Studio #206, second floor. The period of the agreement is August 1, 2015 through July 31, 2016 with the option to renew for 2 one-year terms.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Monthly Installments</u>
\$4,560.00	\$380.00

BACKGROUND/EXPLANATION:

The demised premises will be used as an artist's studio for the Lessee. The lease may be terminated by the Lessor during the original term and renewal terms by giving a 60 day notice to the Lessee. The Lessor is responsible for heat, electricity, and water. The Lessee is responsible for content insurance, janitorial, trash receptacles, and security.

The Space Utilization Committee approved this Lease Agreement on June 23, 2015.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Lease Agreement with Amy Jean Boebel, Lessee, for the rental of a portion of the property located at 1427 Light Street known as School 33, Studio #206, second floor.

MINUTES

Department of Real Estate - 1st Amendment to Amended and Restated Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a 1st Amendment to Amended and Restated Lease Agreement between the Department of General Services, Landlord, and Visit Baltimore, Inc., Tenant, for the rental of the entire improvement known as the Baltimore Visitor Center, located in the Inner Harbor Park and consisting of approximately 8,000 square feet of space. The period of the agreement is April 1, 2016 through March 31, 2028.

AMOUNT OF MONEY AND SOURCE:

\$1.00 - Annual rent, if demanded.

BACKGROUND/EXPLANATION:

The original Lease Agreement was approved by the Board on February 11, 2004. On March 19, 2014, an Amended and Restated Lease Agreement was approved by the Board.

The 1st Amendment to Amended and Restated Lease Agreement accepts the Tenant's request to exercise their renewal option, upon the current Lease terms, as amended to date. The Tenant is seeking the City's consent and the City gives consent to have the Tenant engage in alteration of the interior of the Leased Premises for the purpose of modernizing and updating the interior space, improving and enhancing the appearance and functionality of the Leased Premises. All other provisions of the original Lease Agreement, and the Amended and Restated Lease Agreement will remain in full force and effect.

MINUTES

Department of Real Estate - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the 1st Amendment to Amended and Restated Lease Agreement between the Department of General Services, Landlord, and Visit Baltimore, Inc., Tenant, for the rental of the entire improvement known as the Baltimore Visitor Center, located in the Inner Harbor Park and consisting of approximately 8,000 square feet of space. The Mayor **ABSTAINED**.

MINUTES

Department of Finance/Office - Renewal of Insurance Policies
Risk Management (ORM)

The Board is requested to approve the renewal of Insurance Policies with the incumbent carriers.

<u>Carrier</u>	<u>Type of Coverage</u>	<u>Amount</u>
1. GLOBAL AEROSPACE	Aircraft Hull and Liability Insurance Policy	\$ 123,271.00

Account: 1001-000000-2010-197800-603014

This insurance policy provides both liability and hull coverage for the Police Department's fleet of helicopters. Coverage is being renewed with the incumbent carrier at no change in rate. The policy renews on July 1, 2016.

2. PHILADELPHIA INSURANCE COMPANY	Liability Coverage	\$ 119,640.00
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Account: 2043-000000-1450-162900-603014

This policy provides liability coverage for the Convention Center Complex and Royal Farms Arena. The renewal is being provided by the incumbent carrier. The policy renews on July 1, 2015.

3. LEXINGTON INSURANCE COMPANY	Master Property Insurance Policy	\$2,322,501.00
---------------------------------------	----------------------------------	-----------------------

Account: 2043-000000-1450-162900-603014

The double snow storms during the winter of 2010 resulted in the City incurring \$4,007,350.00 in losses to real property. In addition to the past and market loss activity (floods, tornadoes, and earthquake activity across multiple states etc.) and market tightening, the ORM once again anticipated a challenging renewal process for this very important insurance placement.

MINUTES

Department of Finance/ORM - cont'd

With these obstacles to face, the ORM feels it is best to work with the incumbent carrier only, to obtain the most competitive pricing and comprehensive plan. As a result the renewal price reflects a 0.0350% rate which represents a 3.5% reduction from last year, and still remains very competitive at less than .04 cents per \$100.00 of coverage. The policy renews on July 1, 2015.

UPON MOTION duly made and seconded, the Board approved the renewal of Insurance Policies with the incumbent carriers, Global Aerospace, the Philadelphia Insurance Company, and the Lexington Insurance Company.

MINUTES

Health Department - Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Amendment to Agreement with Trulife Health Services, LLC.

AMOUNT OF MONEY AND SOURCE:

\$7,020.00 - 4000-426215-3110-306801-603018

BACKGROUND/EXPLANATION:

On August 20, 2014, the Board approved the original agreement in the amount of \$161,500.00 with Trulife Health Services, LLC for the period of July 1, 2014 through June 30, 2015.

The Case Monitoring Services would be provided as follows; 225 cases per month for the amount of \$121,500.00 for 12 months at a rate of \$45.00 per case, \$20,000.00 for Community First Choice Program services at the rate of \$37.50 per hour, and \$20,000.00 for InterRai Comprehensive Evaluations at \$50.00 per completed evaluation.

Due to the demand for Case Monitoring Services, this Amendment to Agreement will allow the Department to increase the Case Monitoring caseload to 238 cases, an increase of 13 cases per month for 12 months. This makes the total amount of the Agreement \$168,520.00.

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 Amendment to Agreement with Trulife Health Services, LLC.

MINUTES

Health Department - Employee Expense Statement

ACTION REQUESTED OF B/E:

The Board is requested to approve the Employee Expense Statement for Ms. Blandy Evans for the month of October, 2014.

AMOUNT OF MONEY AND SOURCE:

\$109.76 - 1001-000000-3100-295900-603002 (Mileage)

BACKGROUND/EXPLANATION:

Ms. Evans submitted her expense statement for mileage within the required time frame. However, she was hospitalized for a period of time and was unable to sign the report.

The Administrative Manual, in Section 240-11, states that Employee Expense Reports that are submitted more than 40 work days after the last calendar day of the month in which the expenses were incurred require Board of Estimates approval.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the Employee Expense Statement for Ms. Blandy Evans for the month of October, 2014.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | | |
|----|---|---|-------------------------------|
| 1. | MEDELA, INC. | \$27,800.00 | Low Bid |
| | Solicitation No. B50004095 - Breastfeeding Tools -
Department of Health - Req. No. R694449 | | |
| 2. | T & J JEONG,
INC. | \$ 3,480.00
28,586.50
<u>\$ 32,066.50</u> | Ratification and
Extension |
| | Contract No. B50001426 - Furnish and Deliver Authentic
Korean Meals - Health Department - P.O. No. P514680 | | |

MWBOO GRANTED A WAIVER.

- | | | | |
|----|---|---|--------------------------------|
| 3. | ROCKY MOUNTAIN
HOLDINGS, LLC | \$ 82,542.00
370,000.00
<u>\$452,542.00</u> | Ratification and
Term Order |
| | Contract No. 06000 - Non-Emergent Air Transportation -
Rocky Mountain - Health Department, Field Health Services -
Req. No. R699500 | | |

Non-Emergent Air Transportation services for critical care patients are provided by the Maryland Department of Health and Mental Hygiene (DHMH) through the Transportation Grants Program. The DHMH II protocol states "All Air Ambulance transport costs for Maryland Medicaid Recipient will be paid by the Baltimore City Health Department," through the Transportation Grants Program.

The Transportation Grants Program operated without a Program Director for several months, during which the procurement procedures were not followed and the vendor was not paid.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

The City allowed the previous contract to expire without a replacement, due to information from the State of Maryland that the State would be responsible for payment for these services. After the State informed the Health Department that it would not be responsible for payment, the Health Department was unable to submit necessary information to allow for timely payment. Although the vendor had not been paid they continued to provide services to the City. Authority is requested to ratify payments to the selected vendor to pay outstanding invoices, and to allow for future payments until a new contract can be established.

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 services is recommended.

MWBOO GRANTED A WAIVER.

- | | | |
|--|--------------|---------|
| 4. KRONOS SYSTEMS,
INCORPORATED | \$ 28,160.63 | Renewal |
| Contract No. 08000 - Telestaff Maintenance and Support -
Fire Department - Req. No. R700705 | | |

On July 2, 2014, the Board approved the initial award in the amount of \$27,263.54. The award contained three 1-year renewal options. This renewal in the amount of \$28,160.63 is for the period July 1, 2015 through June 30, 2016, with two 1-year renewal options remaining.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | | |
|----|--|--------------|---------|
| 5. | HAY GROUP, INC. | \$ 29,240.00 | Renewal |
| | Contract No. B50001398 - Actuarial Valuation Services for Post-Employment Benefits - Finance Department - P.O. No. P524686 | | |

On June 30, 2010, the Board approved the initial award in the amount of \$40,780.00. The award contained two 1-year renewal options. Subsequent actions have been approved. This final renewal in the amount of \$29,240.00 is for the period July 1, 2015 through June 30, 2017. The above amount is the City's estimated requirement.

- | | | | |
|----|--|--------------|---------|
| 6. | CREATIVE SOFTWARE SOLUTIONS, LLC | \$499,270.00 | Renewal |
| | Contract No. 06000 - Manage Taxi Card Program - Health Department - P.O. No. P524894 | | |

On October 16, 2013, the Board approved an initial award in the amount of \$499,270.00. The award contained two 1-year renewal options. On July 16, 2014, the Board approved the first renewal in the amount of \$499,270.00. This final renewal in the amount of \$499,270.00 is for the period July 1, 2015 through June 30, 2016. The above amount is the City's estimated requirement.

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

	<u>Commitment</u>	<u>Performed</u>
MBE: Sue-Ann's Office Supply, Inc.	0.85%	\$ 833.58 0.4%
J & P Childs Transportation	2.15%	*See note below

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
*Taylor Made Transport-	0	3,685.00
ation Services, Inc.		1.9%
*A-S Tours, Inc.	0	1,985.00
	<u>3.00%</u>	<u>\$ 6,503.58</u>
		<u>3.3%</u>
WBE: Curry Printing & Copy	1.1%	\$ 7,175.14
Center		3.6%
Jodi M. Stappler	0.2%	1,000.00
	<u>1.3%</u>	<u>\$ 8,175.14</u>
		<u>4.1%</u>

*These companies replaced J & P Childs Transportation who is no longer certified with Baltimore City.

MWBOO FOUND VENDOR IN COMPLIANCE.

7. LAWMEN SUPPLY COMPANY,
INC. \$226,000.00 Renewal
 Contract No. B50002320 - Personal Ballistic Soft Body Armor
 for the Police Department - Police Department - P.O. No.
 P520659

On April 18, 2012, the Board approved the initial award in the amount of \$1,430,791.40. The award contained two 1-year renewal options. This renewal in the amount of \$226,000.00 is for the period August 15, 2015 through August 14, 2017, with one 2-year renewal option remaining. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

8. MUELLER SYSTEMS, LLC \$ 0.00 Renewal
 Contract No. B50002963 - Hersey Water Meter Repair Parts -
 Department of Public Works, Bureau of Water and Wastewater
 - P.O. No. P524318

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONSVENDOR AMOUNT OF AWARD AWARD BASISBureau of Purchases

On July 3, 2013, the Board approved the initial award in the amount of \$500,000.00. The award contained one 2-year renewal option. This sole renewal in the amount of \$0.00 is for the period July 3, 2015 through July 2, 2017. The above amount is the City's estimated requirement.

MWBOO GRANTED A WAIVER.

9. HIGHLANDER CONTRACTING
COMPANY, LLC \$ 0.00 Extension
Contract No. B50002414 - Fiber Optic Cable Installation,
Maintenance and Repair Services - P.O. No. P520882

On July 11, 2012, the Board approved the initial award in the amount of \$190,950.00. The award contained two 1-year renewal options. Subsequent actions and both renewals have been exercised. A new bid B50004145 - Fiber Optics Cable Services is advertised and bids are due on July 22, 2015. This extension of the current contract in the amount of \$0.00 will make contractual source available to cover this requirement during interim period before a new contract becomes effective. The period of the extension is July 15, 2015 through October 31, 2015. The above amount is the City's estimated requirement.

MWBOO SET GOALS OF 17% MBE AND 8% WBE.

	<u>Commitment</u>	<u>Performed</u>	
MBE: A-Connection, Inc.	4.25%	\$ 51,258.70	2.1%
CI Contracting Company	4.25%	3,500.00	0.1%
DM Enterprises of			
Baltimore, LLC	4.25%	147,671.59	6.1%
Machado Constr. Co. Inc.	4.25%	213,383.59	8.8%
	17%	\$415,813.88	17.1%

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
WBE: Cuddy & Associates, LLC	5% \$148,906.17	6.2%
Sunrise Safety Services, Inc.	2% 55,707.44	2.3%
Fleet Electric	1% 19,717.97	0.8%
	8% \$224,331.58	9.3%

MWBOO FOUND VENDOR IN COMPLIANCE.

10. L/B WATER SERVICE, INC.
 HD SUPPLY WATERWORKS,
 LIMITED PARTNERSHIP \$ 0.00 Extension
 Contract No. B50001403 - Various Waterworks Repair Parts -
 Department of Public Works, Water and Wastewater - P.O.
 Nos. P514167 and P514168

On May 19, 2010, the Board approved the initial award in the amount of \$25,000.00. The award contained four 1-year renewal options. Subsequent actions have been approved. The current contract expires on June 30, 2015. An extension is necessary in order to facilitate the solicitation and award process. This extension in the amount of \$0.00 will extend the period of the contract through August 31, 2015.

11. FOSTER AND FREEMAN
 USA, INC. \$ 70,982.81 Sole Source
 Contract No. 08000 - DNA13 Crime-lite ML2 - Baltimore City
 Police Department - Crime Lab - Req. No. R699074

Foster and Freeman USA, Inc. is the sole source provider of the DNA13 Crime-lite ML2 Alternative Light Source, with additional filters and LEDs for detection of blood splatter and fiber evidence. This technology is necessary for the BPD Crime Lab for forensic investigation, and is not available from any other distributor or dealer.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

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

- | | | |
|---|--------------|-------------------------------|
| 12. LOCATION AGE, LLC | \$293,204.00 | Selected Source/
Agreement |
| Contract No. 06000 - Temporary Automatic Vehicle Location Agreement - Departments of Public Works, General Services, Transportation, Health, Housing and Community Development and Recreation and Parks - Req. Nos. Various | | |

The Board is requested to approve and authorize execution of an Agreement with Location Age, LLC. The period of the agreement is May 1, 2015 through October 31, 2015.

On April 8, 2015, the Board awarded Contract B50003586 - Automatic Vehicle Location to Navman Wireless North America, LTD. This temporary agreement will provide the required continuity of existing services to maintain the operational needs of the affected end user agencies while the newly awarded contract is implemented.

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>
---------------	------------------------	--------------------

Bureau of Purchases

- | | | |
|---|---------|--------------------------------------|
| 13. WARNKEN,
LLC | \$ 0.00 | Amendment to
Consultant Agreement |
| Contract No. 06000 - Provide Consultant Services for
Baltimore City Police Department Officers - State's
Attorney's Office - P.O. No. P531233 | | |

The Board is requested to approve and authorize execution of an Amendment to Consultant Agreement with Warnken, LLC. The Amendment to Consultant Agreement will extend the period of the agreement through November 30, 2015.

On May 6, 2015, the Board approved the initial agreement with Warnken, LLC to provide professional services in the amount of \$50,000.00. Due to the City's civil unrest and Preakness staffing requirements, the vendor was asked and has agreed to adjust the training schedule. The vendor's fee is a set amount for all services required under the agreement. There will be three programs per week, each four hours in length. The training programs will be paid using grant funds that have been extended to cover the amended time period.

UPON MOTION duly made and seconded, the Board approved the Informal Awards, Renewals, Increases to Contracts and Extensions. The Board further approved and authorized execution of the Selected Source Agreement with Location Age, LLC (item no. 12) and the Amendment to Consultant Agreement with Warnken, LLC (item no. 13).

MINUTES

Office of the Labor Commissioner - Memorandum of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to **NOTE** receipt of the Memorandum of Understanding for Fiscal Years 2014-2016 with the Baltimore City Police Department and the Baltimore City Lodge No. 3, Fraternal Order of Police, Inc., Unit II.

AMOUNT OF MONEY AND SOURCE:

The wage increases for employees covered by the Memorandum of Understanding are included in the budget for the Baltimore Police Department.

BACKGROUND/EXPLANATION:

In accordance with the Municipal Employees Relations Ordinance (MERO), the Office of the Labor Commissioner has concluded negotiations with the Fraternal Order of Police, Unit II. The results of the negotiations have been reduced to writing in the form of the Memorandum of Understanding covering Fiscal Years 2014-2016.

UPON MOTION duly made and seconded, the Board **NOTED** receipt of the Memorandum of Understanding for Fiscal Years 2014-2016 with the Baltimore City Police Department and the Baltimore City Lodge No. 3, Fraternal Order of Police, Inc., Unit II.

MINUTES

Office of the Labor Commissioner - Memorandum of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to **NOTE** receipt of the Memorandum of Understanding for Fiscal Years 2016-2017 between the City of Baltimore and the Managerial and Professional Society of Baltimore, Inc. (MAPS).

AMOUNT OF MONEY AND SOURCE:

The budget provides for a 2% (two percent) across the board wage increase each fiscal year.

BACKGROUND/EXPLANATION:

In accordance with the Municipal Employees Relations Ordinance (MERO), the meet and confer process has been concluded with the Managerial and Professional Society of Baltimore, Inc. (MAPS) for Fiscal Years 2016-2017. The MAPS representatives will not sign the Memorandum of Understanding. However, representatives of the Office of the Labor Commissioner have signed. The results of this process have been reduced to writing in the form of the attached Memorandum of Understanding.

UPON MOTION duly made and seconded, the Board **NOTED** receipt of the Memorandum of Understanding for Fiscal Years 2016-2017 between the City of Baltimore and the Managerial and Professional Society of Baltimore, Inc.

MINUTES

Office of the Labor Commissioner - Side Letter Agreement

ACTION REQUESTED OF B/E:

The Board is requested to **NOTE** the Side Letter Agreement with AFSCME Local 44.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Side Letter Agreement modifies the language in Article 6, Grievance & Arbitration Procedure. Specifically, the language in paragraph A, Step 4 of the grievance process is being modified to allow for summary arbitration. The process of summary arbitration will provide a more prompt, efficient and cost-effective method of handling minor disciplinary cases.

UPON MOTION duly made and seconded, the Board **NOTED** the Side Letter Agreement with AFSCME Local 44.

MINUTES

Department of Public Works/Office - Expenditure of Funds
of Engineering & Construction

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize the expenditure of funds to pay Monumental Paving and Excavating, Inc.

AMOUNT OF MONEY AND SOURCE:

	<u>Water Utility Fund</u>
\$129,956.07 - 2071-000000-5521-608903-603026	81%
2071-000000-5521-608911-603026	9%
2070-000000-5501-604301-603026	10%

BACKGROUND/EXPLANATION:

Water Contract No. 1214, Street Cut Restoration, Various Locations was awarded to Monumental Paving and Excavating, Inc. on July 27, 2011, and was given Notice-to-Proceed from the Department of Public Works on September 1, 2011 and the contract completion date was November 27, 2013. Maintenance had a backlog of CSRs to complete work regarding street cuts and the locations were given to the contractor to resolve issues. During a routine audit of the project, it was confirmed that the construction estimate did not complete its process for payment. The agency apologizes for this oversight.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized the expenditure of funds to pay Monumental Paving and Excavating, Inc.

MINUTES

Department of Public Works/ - Agreement
Office of Eng. & Constr. (DPW)

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Agreement with Sidhu Associates, Inc. for Post Award Services, under S.C. 857, Chlorination/Dechlorination Facilities Process Conversion at the Patapsco Wastewater Treatment Plant. The period of the Agreement is 30 months or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$223,999.64 (Baltimore City)
475,999.25 (Baltimore County)
\$699,998.89 - 9956-903572-9551-900020-703032

BACKGROUND/EXPLANATION:

The Consultant will provide post award engineering services during the construction of S.C. 857, Chlorination/Dechlorination Facilities Process Conversion at the Patapsco Wastewater Treatment Plant. The engineering services will include reviewing of shop drawings, responding to requests for information, preparing operational and maintenance manuals, providing assistance to train the plant operation personnel in the operation and maintenance of equipment and systems furnished under the contract, processing control system consultation, and integration and coordination. The Consultant will also participate in system startup and develop record drawings, provide assistance on quality control and quality assurance inspections of the water tank roof, including testing of welds by non-destructive means and provide inspection reports. In addition, the Consultant will conduct conditional and final acceptance inspection and prepare punch list items.

MINUTES

DPW - cont'd

MWBOO SET GOALS OF 20% FOR MBE AND 7% WBE.

MBE: EBA Engineering, Inc.	\$ 21,202.32	3.03%
Mimar Architects, Inc.	43,807.24	6.26%
Transviron, Inc.	75,096.01	10.73%
TOTAL MBE	\$140,105.57	20.02%

WBE: Carroll Engineering, Inc.	\$ 49,000.07	7.00%
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MWBOO FOUND VENDOR IN COMPLIANCE.**APPROVED FOR FUNDS BY FINANCE**

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Agreement with Sidhu Associates, Inc. for Post Award Services, under S.C. 857, Chlorination/Dechlorination Facilities Process Conversion at the Patapsco Wastewater Treatment Plant.

MINUTES

PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

all of the Personnel matters

listed on the following pages:

2373 - 2376

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**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Health Department</u>		
1. MOLLIE W. JENCKES	\$35.00	\$43,680.00

Account: 4000-427715-3023-599610-601001

Ms. Jenckes will continue to work as a Contract Services Specialist II (Nurse Case Manager). Her duties will include, but are not limited to obtaining sexual behavioral risk history and records finding and providing patient education on STD/HIV. She will also refer patients with complex health problems, conduct psychological assessments, develop treatment plans, orders lab work according to established guidelines, and provide HIV treatment adherence counseling, etc. This is a 9% decrease in the hourly rate from the previous contract. The period of the Agreement is effective upon Board approval for one year.

2. LORENA YANEZ	\$14.56	\$21,200.00
Accounts: 4000-428216-3080-294300-601009		\$10,600.00
4000-499616-3080-294200-601009		\$10,600.00

Ms. Yanez will continue to work as a Contract Services Specialist II (Interpreter/Translator) for the Maternal and Infant Nursing Care and the Baltimore Infants & Toddlers Programs. Her duties will include, but are not limited to being a liaison between providers and clients, conducting phone calls for the service provider staff to non-English speaking clients, scheduling client appointments, and translating program forms and documents. She will also represent Maternal and Infant Care and the Baltimore Infants & Toddlers programs at community meetings, health fairs, and events related to the City's Spanish speaking population. This is the same hourly rate as in the previous contract period. The period of the Agreement is effective upon Board approval for one year.

MINUTES

PERSONNELPolice Department

	<u>Hourly Rate</u>	<u>Amount</u>
3. ELIZABETH GEISELMAN	\$14.42	\$30,000.00

Account: 5000-596715-2013-212900-601009

Ms. Geiselman, retiree, will continue to work as a Contract Service Specialist I (Gun Trace Task Force Analyst). She will be responsible for analyzing new gun submissions for weapons violations, tracking convicted gun offenders, analyzing new Protective Orders/Expertes for weapons, and analyzing ammunitions logs. In addition, Ms. Geiselman will create timelines, organizational charts and maps for the purpose of enforcement and prosecution, and create, capture, and coordinate data for investigation purposes. This is the same salary as in the previous contract period. The period of the Agreement is July 1, 2015 through June 30, 2016.

4. BARBARA DARGAN	\$14.42	\$30,000.00
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Account: 5000-597116-2013-212900-601009

Ms. Dargan, retiree, will continue to work as a Contract Services Specialist I (Data Entry Operator/Analyst) for the Gun Violence Reduction Program. She will be responsible for utilizing a computer terminal to record a variety of complex and sensitive data from source documents into a database, examining source documents for completeness, and returning the documents to the originator for corrections or clarification. This is the same salary as in the previous contract period. The period of the Agreement is July 1, 2015 through June 30, 2016.

MINUTES**PERSONNEL**Department of Recreation and Parks

	<u>Hourly Rate</u>	<u>Amount</u>
5. ALEXIA CLIFTON	\$30.00	\$31,200.00

Account: 1001-000000-4803-371400-601009

Ms. Clifton will continue to work as a Contract Services Specialist II (Health and Wellness Fitness Instructor). Her duties will include, but are not limited to providing fitness instruction and curriculum to part-time recreation fitness instructors and participants. She will also be responsible for providing new or different ideas by programming or suggestions to increase participation and decrease underutilization of the Department's Recreation Centers. Lastly, Ms. Clifton will be assisting with advertising strategies or other grassroots attempts to increase recognition or market value in City communities, providing safe and effective exercise instruction and demonstrating proper use and form on exercise equipment. The period of the Agreement is effective upon Board approval for one year.

Fire Department6. Overlap in Employment in Excess of 20 Working Days:

Classification: Fire Command Staff II
(Deputy Fire Chief)

Job Code: 10213

Grade: 939/84F

Position No.: 48527

Cost: \$22,837.21 - 1001-000000-2121-226400-601061

MINUTES**PERSONNEL**

The Department of Human Resources has evaluated a request from the Fire Department for overlap in employment due to the impending retirement of the Deputy Fire Chief Frank Hazzard on July 27, 2015.

accordance with the provisions of the Administrative Manual, Section 211-1, "Personnel - Overlap in Employment", the Department of Human Resources respectfully requests the Board to approve the overlap in employment to allow Chief Wingate to serve as Deputy Fire Chief in the position encumbered by Deputy Chief Hazzard through July 27, 2015.

MINUTESDepartment of Human Resources - Salary Range Adjustments**ACTION REQUESTED OF B/E:**

The Board is requested to approve an adjustment to the listed below salary ranges to comply with the minimum wage increases July 01, 2015.

AMOUNT OF MONEY AND SOURCE:

It is estimated that the salary actions listed below will have an annual cost of \$311,740.00 the estimated cost to the General Fund \$221,520.00; the annual cost to other funds is estimated at \$90,220.00.

BACKGROUND/EXPLANATION:

Grade	801	FROM:	\$ (8.00)	TO:	\$ (8.25)
Grade	851	FROM:	\$ (8.00)	TO:	\$ (8.25)
Grade	901	FROM:	(\$8.00-\$10.88)	TO:	(\$8.25-\$11.53)
Grade	905	FROM:	(\$8.00-\$36.38)	TO:	(\$8.25-\$36.38)
Grade	910	FROM:	(\$15,253.00-\$17,500.00)	TO:	(\$15,730.00-\$17,983.00)
Grade	972	FROM:	(\$7.25-\$10.50)	TO:	(\$8.25-\$10.75)
Grade	974	FROM:	(\$8.00-\$9.00)	TO:	(\$8.25-\$9.25)
Grade	975	FROM:	(\$8.00-\$9.35)	TO:	(\$8.25-\$9.35)
Grade	976	FROM:	(\$8.00-\$10.10)	TO:	(\$8.25-\$10.25)
Grade	977	FROM:	(\$8.00-\$15.00)	TO:	(\$8.25-\$18.00)
Grade	979	FROM:	(\$8.00-\$14.18)	TO:	(\$8.25-\$14.18)
Grade	980	FROM:	(\$8.00-\$14.10)	TO:	(\$8.25-\$14.10)
Grade	981	FROM:	(\$8.00-\$17.60)	TO:	(\$8.25-\$17.60)
Grade	982	FROM:	(\$8.00-\$50.00)	TO:	(\$8.25-\$50.00)
Grade	983	FROM:	(\$8.00-\$90.00)	TO:	(\$8.25-\$90.00)
Grade	984	FROM:	(\$8.00-\$10.00)	TO:	(\$8.25-\$10.25)
Grade	985	FROM:	(\$8.00-\$20.00)	TO:	(\$8.25-\$20.00)
Grade	986	FROM:	(\$8.00-\$30.00)	TO:	(\$8.25-\$30.00)

*It is estimated that the cost to adjust the salary for Grade 972 (which holds the class of Aide Blue Chip-Summer Workers) with an estimated projection of 5,000 summer youth workers, will be an approximately \$480,534.16; annual costs to other funds (General, State, etc.).

MINUTES

Department of Human Resources - cont'd

Maryland State Legislation stipulates a mandated increase to the minimum wage; which raises the minimum wage from \$8.00 per hour to \$8.25 per hour effective July 1, 2015.

At this time, the Department of Human Resources has reviewed the Class File and has identified the above salary ranges, which require adjustment in order to be fully in compliance with the Minimum Wage Legislation. Some of the ranges listed above have had salary range maximums increased as well as minimums in order to preserve the existing span of the range.

The Department of Human Resources has also identified the above three obsolete, unpopulated Job Classifications and Salary Grades for abolishment.

In recommending the above adjustment of the minimum of the salary range for the class of Work Study Student (10112) from a Grade 981 (\$8.00 - \$17.60) to (\$8.25 - \$17.60), the Department of Human Resources is not only complying with the Minimum Wage Legislation, but is also adjusting the salary structure within the range to allow the agencies greater flexibility to recruit and compensate students. The revisions to the internal salary structure are as follows:

	<u>Educational Category</u>	<u>Present Plan</u>	<u>Proposed Plan</u>
(1)	High School Student	\$ 8.00 - \$10.10	\$ 8.25 - \$10.10
(2)	First Year of College	\$ 9.00 - \$11.85	\$ 9.25 - \$11.85
(3)	Second Year of College	\$10.00 - \$12.85	\$10.15 - \$12.85
(4)	Third Year of College	\$11.00 - \$14.60	\$11.25 - \$14.60
(5)	Fourth Year of College	\$12.00 - \$15.85	\$12.15 - \$15.85
(6)	Graduate School	\$14.00 - \$17.60	\$14.75 - \$17.60

UPON MOTION duly made and seconded, the Board approved the adjustment to the above-listed salary ranges to comply with the minimum wage increases effective July 01, 2015.

MINUTESDepartment of Transportation - On-Call Consultant Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Consultant Agreement with Parson Brinckerhoff, Inc. for Project No. 1208, On-Call Transportation Planning/Policy/Feasibility Studies. The period of the Agreement is effective upon Board approval for three years.

AMOUNT OF MONEY AND SOURCE:

\$1,500,000.00 - Upset Limit

BACKGROUND/EXPLANATION:

The Department of Transportation has negotiated and procured the consulting agreement approved by the Office of Boards and Commissions and the Architectural and Engineering Awards Commission and now desires to utilize the services of Parson Brinckerhoff, Inc. The cost of services rendered will be on actual payroll rates not including overhead and burdens times a set multiplier. The payroll rates and multiplier have been reviewed by the Department of Audits.

The Consultant will assist with the scope of services, which include, but are not limited to strategies to maximize State and Federal funding of transportation projects. Identify and capture funding opportunities including grant writing, and grant administration, project specific public participation strategies. Experience and knowledge of social and electronic media strategies for transportation initiatives, landscape architecture services, and NEPA requirements. Strategies regarding multi-modal transportation options, transit planning and design, freight movement and logistics, and pedestrian and bicycle movement and safety, engineering plans for transportation infrastructure including traditional infrastructure, green infrastructure, new infrastructure design, maintenance plans, specifications, and manuals for short term and long term transportation infrastructure.

MINUTES

Dept. of Transportation - cont'd

MBE/WBE PARTICIPATION:

Transit, rail, highway, water transportation planning and design in urban environments, traffic and signal timing analysis, modeling, optimization and knowledge of computerized signal systems.

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

<u>MBE:</u> AB Consultants, Inc.	\$ 75,000.00	5%
EBA Engineering, Inc.	75,000.00	5%
RJM Engineering, Inc.	75,000.00	5%
Rosoborough Communications, Inc.	60,000.00	4%
Vision Engineering and Planning, LLC	60,000.00	4%
	<u>\$345,000.00</u>	<u>23%</u>
 <u>WBE:</u> Chesapeake Environmental Management, Inc.	 \$ 90,000.00	 6%
Coastal Resources, Inc.	60,000.00	4%
	<u>\$150,000.00</u>	<u>10%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Consultant Agreement with Parson Brinckerhoff, Inc. for Project No. 1208, On-Call Transportation Planning/Policy/Feasibility Studies. The President Voted **NO**.

MINUTES

PROPOSAL AND SPECIFICATIONS

1. Department of Recreation - RP 15816, Cylburn Arboretum
and Parks Formal Garden Improvements
BIDS TO BE RECV'D: 08/12/2015
BIDS TO BE OPENED: 08/12/2015

There being no objections, the Board, UPON MOTION duly made and seconded, approved the above-listed Proposal and Specifications to be advertised for receipt and opening of bids on the date indicated.

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

June 30, 2015

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 - 85, City Council President and members of the Board of Estimates, BOE

Agenda dated June 30, 2015, 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 agencies and

Email: kimtrueheart@gmail.com

5519 Belleville Ave
Baltimore, MD 21207

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 July 1, 2015.

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: "As there is no more business before this Board,
this meeting will recess until July 15th. Thank you"

* * * * *

MINUTES

Comptroller: "Good afternoon -- Good afternoon, the Board is now in session for receiving and opening bids."

BIDS, PROPOSALS, AND CONTRACT AWARDS

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

THERE WERE NO ADDENDA RECEIVED.

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

Bureau of Purchases - B50004117, Conversion of Microfilm
& Microfiche to Digital Format

Tech Pro Solutions LLC
Court Record & Data Management Services, Inc.
The Crowley Company
Immediate System Resources, Inc. *

MINUTES

Bureau of Purchases - B50004117, Conversion of Microfilm
& Microfiche to Digital Format

Comptroller: "Department -- Bureau of Purchases proposal for B50004117, Conversion of Microfilm and Microfiche to Digital Format. Yes. You want to come up?"

Deputy City Solicitor: "This ah --." Comptroller: "State your name."

Deputy City Solicitor: "State your name?"

Ms. B. Smith: "June B. Smith and this is my associate."

Ms. NeSmith: "Adrienne NeSmith."

Deputy City Solicitor: "From where."

Ms. Smith: "Immediate System Resources, Inc. We --."

Comptroller: "Can you talk into the mic."

Ms. Smith: "Hopefully we didn't make a terrible mistake, but um -- I think we did at least make some mistake in um -- delivering our proposal. We were working from the proposal cover sheet and it had 231 E. Baltimore Street on it and what we did was, we went down there and we got there at twelve minutes to eleven and the lady to whom the proposal was addressed came out and said, 'it doesn't go here, you've got eight minutes to go over to City Hall.'

MINUTES

Bureau of Purchases - B50004117 - cont'd

So, we raced over here only to find out that it needed to be sealed. So I left, Adrienne stayed here with the proposal and you know I did call my attorney because we had put so much effort into creating the document, Bob Dashiell to ask him you know how we should proceed. I mean we didn't want our work to just go down the tubes. So, I went and found a box, came back and when Adrienne got here, I think it was--."

Ms. NeSmith: "A couple of minutes."

Ms. Smith: "Six or seven minutes. I mean we sped over here and raced in the door and then they told us we have to have it sealed. So, I went and found a box and brought it back. We put the um proposals in it and sealed it and by then it was a couple of minutes after 11:00. So, we're asking for mercy, you know. I mean we took it to where it said on the cover sheet which you know I can show you on our document."

Deputy City Solicitor: "Give me a second."

Ms. Smith: "I also wanted to mention that on the transmittal sheet that they give us, it doesn't say sealed. Ah -- Adrienne just noticed on the outside sheet."

MINUTES

Bureau of Purchases - B50004117 - cont'd

Deputy City Solicitor: "This is not the same, this is --."

Comptroller: "Right, right."

Deputy City Solicitor: "Give us -- need to call -- hold on a second."

Comptroller: "That's the one I thought he said we were doing first."

Deputy City Solicitor: "This is not the --."

Comptroller: "Right."

Deputy City Solicitor: "So he gave us the wrong --."

Comptroller: "Right. So, he's going to get it the correct one now."

Deputy City Solicitor: "Okay."

Comptroller: "And then we can stick with number one."

Ms. Smith: "Do we have to sit down?"

Deputy City Solicitor: "You can sit down, sorry."

Comptroller: "What I would like to do is to recall B50004117, Conversion of Microfilm, and Microfiche to Digital Format."

Deputy City Solicitor: "If you guys would again state your name and -- no you don't need to."

Ms. Smith: "June Smith. Adrienne NeSmith."

MINUTES

Bureau of Purchases - B50004117 - cont'd

Ms. Smith: "The company is Immediate System Resources, Incorporated."

Deputy City Solicitor: "Again, if you could state um -- the reason why you are here?"

Ms. Smith: "We um -- intended -- intend -- would like to submit a bid um on the Microfilm and Microfiche Conversion efforts. So, we brought the um -- the box we brought ah -- folders our bound folders and we thought we followed all of the instructions and we went to 231 E. Baltimore Street. We got there at twelve minutes to eleven. We worked all night and um -- so Adrienne went in and asked for the lady to whom the proposal was to be submitted and when she came out, she said, 'you've got eight minutes to get over to City Hall I don't take them.' So, we raced over here. When we got here, the guy um -- the gentleman um -- I guess Glen told Adrienne that it had to be in a sealed box so she stayed here and I was kind of freaking out because I thought we were going to lose all of our effort."

MINUTES

Bureau of Purchases - B50004117 - cont'd

But anyway, I went and got a box and came back. Called my attorney Bob and said, 'what should we do, I mean you know, is there any recourse?' And he said, 'just go in and um -- explain to the Board what happened.' So, that's why we are here and ask for an um -- receipt with exception or something like that."

Deputy City Solicitor: "Um --."

Comptroller: "Okay."

Deputy City Solicitor: "And so okay. Thank you."

Comptroller: "So, we will note their comments and I would like to refer this to the Law Department for a final decision."

Ms. Smith: "Thank you."

Deputy Director of Public Works: "Second."

Ms. Smith: "Should we leave our documents?"

Deputy City Solicitor: "Just one moment Ma'am. The matter having been moved and seconded is referred to the Law Department for review. We will take the matter -- we will take the item from you and it will be reviewed by the Law Department. So, you can bring it up?"

Ms. Smith: "Thank you."

MINUTES

Bureau of Purchases - B50004117 - cont'd

Deputy City Solicitor: "And again this is in connection with B50004117 -- you can leave it right there."

Ms. Smith: "Thank you."

Deputy City Solicitor: "What I have here for the record is a box sealed um -- from June B. Smith, President, Immediate System Resources, Incorporated, and it is approximately 12.27 p.m. Thank you."

*UPON FURTHER MOTION duly made and seconded, the Board declared the bid of Immediate System Resources Incorporated **NON-RESPONSIVE** due to the company's failure to submit the bid in a timely manner.

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MINUTES

Bureau of Purchases - B50004135, Miscellaneous Electrical Work

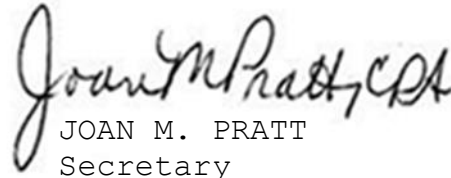
Horton Mechanical Contractors, Inc.
Hawkeye Construction
Calmi Electric Company, Inc.

Bureau of Purchases - B50004113, Provide Food Service for
Eating Together in Baltimore Program
(TECHNICAL OPENING)

Overlea Caterers

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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, July 15, 2015.


JOAN M. PRATT
Secretary