

**NOTICE:**

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

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

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

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

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

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

**BOARD OF ESTIMATES' AGENDA - JANUARY 11, 2017**

**BOARDS AND COMMISSIONS**

1. Prequalification of Contractors

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

A2Z Environmental Group, LLC	\$ 864,000.00
CJ Miller, LLC	\$120,348,000.00
Commonwealth Construction Co., Inc.	\$ 1,197,000.00
Donald Excavating, Inc.	\$ 1,500,000.00
Finishes, Inc.	\$ 8,000,000.00
National Service Contractors, Inc.	\$ 8,000,000.00
PipeWay Energy Construction, Inc.	\$ 8,000,000.00
Restoration East, LLC	\$ 8,000,000.00
Road Safety, LLC	\$ 1,500,000.00

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:

EA Engineering, Science, and Technology, Inc., PBC	Engineer
Jackson and Tull Chartered Engineers	Engineer
Land Studies, Inc.	Engineer Landscape Architect
Symbiosis, Inc.	Landscape Architect

**AGENDA**

**BOARD OF ESTIMATES**

**01/11/2017**

Law Department - Settlement Agreement and Release

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Settlement Agreement and Release for the action brought by the Plaintiff, Richard Hitchens.

**AMOUNT OF MONEY AND SOURCE:**

\$30,000.00 - 1001-000000-4791-576400-603026

**BACKGROUND/EXPLANATION:**

The Plaintiff alleges that he was assaulted during an event organized by Baltimore City Recreation and Parks, and that the defendants, Baltimore City and St. Frances Academy, negligently failed to provide adequate security for the event.

The Plaintiff was refereeing a Baltimore City Department of Recreation and Parks youth basketball league at St. Frances Academy, at approximately 8:45 p.m. on Friday, March 27, 2015, when he was assaulted by one of the team's coaches and other unnamed spectators. The Plaintiff suffered physical injuries, which required surgery and other medical/dental care to correct.

In order to resolve this litigation amicably and to avoid the expense, time, and uncertainties of further protracted litigation, the parties have agreed to offer the Plaintiff payment of \$30,000.00 for complete settlement of the case, including attorney's fees. In return, the Plaintiff has agreed to release the City, and its employees, agents, and representatives from all claims related to the incident of March 27, 2015.

The Settlement Committee of the Law Department has reviewed this matter and recommends that the Board of Estimates approve the settlement of this case as outlined herein.

**APPROVED FOR FUNDS BY FINANCE**

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

**AGENDA**

**BOARD OF ESTIMATES**

**01/11/2017**

Department of Planning - Report on Previously  
Approved Transfers of Funds

At previous meetings, the Board of Estimates approved Transfers of Funds subject to receipt of favorable reports from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter. Today, the Board is requested to **NOTE 35** favorable reports by the Planning Commission on December 22, 2016 on Transfers of Funds approved by the Board of Estimates at its meetings on November 23, 30, December 7, 14, and 21, 2016.

**AGENDA**

**BOARD OF ESTIMATES**

**01/11/2017**

Department of Planning - Memorandum of Understanding

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Memorandum of Understanding with 301 East Cromwell Street, LLC. The Memorandum of Understanding is effective upon Board approval and will not survive past January 15, 2019.

**AMOUNT OF MONEY AND SOURCE:**

\$132,620.00

**BACKGROUND/EXPLANATION:**

301 East Cromwell Street, LLC desires to construct the Sagamore Rye Distillery site. Prior to receiving an occupancy permit the organization must fulfill Critical Area requirements including completing the Park Planting Plan and Distillery Landscape Plan. If the requirements are not fulfilled prior to completion of the project, the organization must provide an escrow account or non-revocable letter of credit. This agreement will allow the organization to provide a letter of credit in order to receive an occupancy permit and complete the Park Planting Plan and Distillery Landscape Plan at a future date.

A Letter of Credit for \$132,620.00 has been issued to 301 East Cromwell Street, LLC, which assumes 100% of the financial responsibility.

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

AGENDA

BOARD OF ESTIMATES

01/11/2017

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. Gary W. Waicker	415 E. Biddle Street	G/R \$60.00	\$ 550.00
Funds are available in account 9910-910715-9588-900000-704040, Johnston Square Project.			
2. Shivihah Smith	419 E. Biddle Street	F/S	\$22,000.00
Funds are available in account 9910-910715-9588-900000-704040, Johnston Square Ball Fields Project.			
3. Braverman Trustees	19 N. Carrollton Avenue	G/R \$15.00	\$ 165.00
Funds are available in account 9910-914135-9588-900000-704040, Poppleton Project.			
4. Isaih Briggs	2704 Kennedy Avenue	L/H	\$31,250.00
Funds are available in account 9910-908636-9588-900000-704040.			
5. Lee & Joyce, Inc.	905 E. Chase Street	G/R \$48.00	\$ 440.00
Funds are available in account 9910-910715-9588-900000-704040, Johnston Square Project.			

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 amount/s.

**AGENDA**

**BOARD OF ESTIMATES**

**01/11/2017**

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

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>DHCD - Condemnation</u>			
6. Overview Properties, LLC	4315 Park Heights Avenue	F/S	\$ 8,000.00

Funds are available in account 9910-903183-9588-900000-704040.

DHCD - Condemnation or Redemption

7. Unknown	1017 Valley Street	G/R \$34.00	\$ 227.00
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Funds are available in account 9910-910715-9588-900000-704040, Johnston Square Project.

The Board is requested to approve acquisition of the ground rent interest by condemnation, or in the alternative may, SUBJECT to the prior approval of the Board, make application to the Maryland Department of Assessments and Taxation to redeem or extinguish the ground rent interest for this property.





**AGENDA**

**BOARD OF ESTIMATES**

**01/11/2017**

MOED - cont'd

The agreement is late because additional time was necessary to reach a comprehensive understanding between the parties.

**AUDITS REVIEWED AND HAD NO OBJECTION.**

AMENDMENTS TO AGREEMENTS

**3. JOB OPPORTUNITIES TASK FORCE, INC. \$0.00**

Account: 2026-000000-6311-734100-603051

On April 1, 2015, the Board approved the original agreement with the organization to provide highway or capital transit construction trades-related training services and workplace-life skills training for low-skilled, unemployed, or underemployed Baltimore City residents.

The original agreement was for the period April 1, 2015 through November 30, 2015. On October 28, 2015, the Board approved an amendment to the agreement to extend the term of the agreement to March 31, 2016.

On April 6, 2016, the Board approved the second amendment to the agreement to extend the agreement through December 31, 2016 and to increase the agreement by \$87,295.00, making the total award amount \$177,066.00.

This third amendment will extend the term of the agreement through June 30, 2017. The funds will be drawn from Casino Support Funds generated by the Horseshoe Casino. All other terms and conditions of the agreement will remain unchanged.

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

**AGENDA**

**BOARD OF ESTIMATES**

**01/11/2017**

MOED - cont'd

GRANT AGREEMENT

**4. SOUTHWEST PARTNERSHIP, INC. (PARTNERSHIP) \$20,000.00**

Account: 6000-609017-6311-483200-406001

This Agreement authorizes a cooperative effort whereby the Partnership will provide funding and in-kind resources for MOED to recruit and employ a Career Navigator to provide workforce services for residents in the Southwest Partnership neighborhood. The period of the agreement is October 1, 2016 through September 30, 2017.

The Agreement is late because additional time was necessary to reach a comprehensive understanding between the parties.

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

**APPROVED FOR FUNDS BY FINANCE**

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

TRANSFERS OF FUNDS

\* \* \* \* \*

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

11 - 12

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

AGENDA

BOARD OF ESTIMATES

01/11/2017

TRANSFERS OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Recreation and Parks</u>		
1. \$ 74,000.00	9938-925004-9475	9938-928004-9474
State	Stony Run Trail - Reserve	Stony Run Trail - Active

This transfer will provide funds to cover costs associated with authorized change orders for Stony Run Pedestrian Bridges RP 14832.

2. \$ 82,000.00	9938-912055-9475	9938-913055-9474
FY15 Northwest Park Improve-ment	Video Lottery Terminal Revenue - Reserve	FY15 Northwest Park Improvement - Active

This transfer will provide funds to cover the costs associated with the construction of Enslow Field in Northwest Park.

Department of Housing and Community Development

3. \$29,229.64	9910-907250-9588	
1 <sup>st</sup> Community & Economic Development	Urgent Demolition 1 <sup>st</sup> Community & Economic Development	
\$27,081.21	-----	9910-909651-9588
		Urgent Demolition 1 <sup>st</sup> Comm. & Econ. Dev.
<u>2,148.43</u>	-----	9910-905062-9588
<b>\$29,229.64</b>		Emergency Demo. - 1 <sup>st</sup> Comm. & Econ. Dev.

This transfer will move appropriations to cover the expenditure deficit in this urgent demolition account. Once the transfer is recorded, the account will be closed.

AGENDA

BOARD OF ESTIMATES

01/11/2017

TRANSFERS OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Housing and Community Development</u>		
4. <b>\$189,259.62</b>	9910-903252-9588	9910-902075-9588
1 <sup>st</sup> Community & Economic Development	Demolition Blighted Structures - 1 <sup>st</sup> Comm. & Economic Development	Planned Demolition 1 <sup>st</sup> Community & Economic Develop- ment

This transfer will move appropriations to cover the expenditure deficit currently in this planned demolition account. Once the transfer is recorded, the account will be closed.