

**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 - NOVEMBER 23, 2016**

**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:

C & T Painting Co., Inc.	\$ 414,000.00
Ecological Restoration & Management, Inc.	\$ 8,000,000.00
Humanim, Inc.	\$ 67,383,000.00
L & L Enterprises, Inc.	\$ 1,500,000.00
Leading Technology Solutions, Inc.	\$ 8,000,000.00
M&E Sales, Inc.	\$ 990,000.00
Mark-Lang, Inc.	\$ 1,500,000.00
Mobile Dredging and Pumping Co.	\$ 37,746,000.00
Moretrench American Corporation	\$341,847,000.00
Northeast Remsco Construction, Inc.	\$ 42,813,000.00
Power Component Systems, Inc.	\$ 8,000,000.00
T.E. Jeff, Inc.	\$ 1,500,000.00
TRIJAY Systems, Inc.	\$ 8,000,000.00

2. Prequalification of Architects and Engineers

In accordance with the Resolution Relating to Architectural and Engineering Services, as amended by the Board on June 29, 1994, the Office of Boards and Commissions recommends the approval of the prequalification for the following firms:

Brown & Caldwell	Engineer
ECS Mid-Atlantic, LLC	Engineer

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**BOARD OF ESTIMATES**

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**BOARDS AND COMMISSIONS** - cont'd

KES Engineering, Inc.

Engineer

Stormwater Consulting, Inc.

Engineer

The Adams Design Group, LLC

Architect

**AGENDA**

**BOARD OF ESTIMATES**

**11/23/2016**

Parking Authority of Baltimore City (PABC) - Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Agreement with Profiles, Inc. The Agreement is effective upon Board approval for one year, with a one-year renewal option.

**AMOUNT OF MONEY AND SOURCE:**

\$44,218.00 - 2075-000000-5800-408700-603026

**BACKGROUND/EXPLANATION:**

The PABC worked for a number of years with the Mayor's Commission on Disabilities to improve the parking situation in Baltimore for people with disabilities. A program has been developed called Project SPACE to address this problem.

The goal of Project SPACE is to make all of the City's parking meters Americans with Disabilities Act (ADA) compliant and provide hundreds of reserved on-street parking spaces for people with disabilities while requiring all parkers to pay for metered parking, including those displaying a disability placard or license plate.

Phase 1 of Project SPACE was launched in the Central Business District (Franklin Street to the North, President Street to the East, Pratt Street/Key Highway to the South and Martin Luther King, Jr. Boulevard to the West) on July 13, 2014. Persons that had been abusing disability placards for the free parking that the placards previously provided, no longer had the incentive to park all day at meters, resulting in more turnover and availability of metered parking spaces. Phase 1 of Project SPACE also resulted in a steep decline in thefts of disability placards in the City from 23 per month prior to Phase 1, to fewer than three per month after commencement of Phase 1. Phase 1 of Project SPACE exceeded expectations, leading to Phase 2 in Harbor East and Fells Point.

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#### PABC - cont'd

Phase 2 of Project SPACE launched on September 27, 2016 and has already demonstrated success. The PABC has observed a 100% increase in available metered parking spaces in the area and a two-thirds reduction in the abuse of handicapped parking placards.

The successes of Phase 1 and Phase 2 of Project SPACE were due in large part to extensive public outreach that educated the regions on the changes to the City's metered parking program. Other jurisdictions that had attempted to implement similar programs for people with disabilities relied primarily on face-to-face meetings with stakeholders, but failed to inform the public-at-large about the program. Their efforts were stalled as a result. A professional public relations and marketing campaign helped the public understand the purpose and method of Project SPACE.

Profiles Inc., a Baltimore City WBE firm, provided the public relations and marketing campaign for Phase 1 and Phase 2 of Project SPACE. Profiles Inc. provided professional public relations services to inform residents, visitors and commuters about the changes to the parking meter program. Beginning in January, 2013, Profiles, Inc. evaluated the program, performed primary research consisting of one-on-one interviews with people with disabilities and conducted market research that was used to develop a brand identity including a strong program name and powerful branding platform. They created a visual identity and developed communications materials including a brochure, postcards and posters. Profiles Inc. developed a clean, professional website, publicized the program to the target audience through a series of public relations tactics including media relations, marketing, educational programs, on-street outreach, business, community and stakeholder outreach, developing and purchasing paid media, implementing a social media campaign and staffing community events such as Artscape, Fells Point Festival and the Baltimore Book Festival. Profiles Inc. will provide similar services for Phase 3. The research

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PABC - cont'd

phase and development of a brand identity are not needed for Phase 3 because they were completed in Phase 1. Profiles Inc. will oversee the design of new brochures and posters reflecting the additional phase, will assist the PABC with website content, provide media relations, marketing, educational programs, on-street outreach, business, community and stakeholder outreach, developing and purchasing paid media, implementing a social media campaign and staffing community events.

**MBE/WBE PARTICIPATION:**

N/A

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

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

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**BOARD OF ESTIMATES**

**11/23/2016**

Parking Authority of Baltimore City (PABC) - Parking Facility  
Rate Adjustment

**ACTION REQUESTED OF B/E:**

The Board is requested to approve an adjustment to the monthly rate at the City-owned Redwood Garage that is managed by the PABC. The Parking Facility Rate Adjustment is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The PABC is charged with managing the City of Baltimore's parking assets. Proper stewardship of those assets requires that the PABC realize the best possible return on the City's parking investments.

Pursuant to Article 31, §13(f)(2) of the Baltimore City Code, subject to the approval of the Board of Estimates, the PABC may set the rates for any parking project. The PABC believes that rate adjustments at this parking facility are warranted at this time.

To bring the monthly rate charged at Redwood Garage in line with its surrounding facilities, the PABC staff developed the rate adjustment recommendation submitted hereto. This rate adjustment was unanimously approved by the PABC Board of Directors.

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PABC - cont'd

<b>Location</b>	<b>Proposed Transient Rate Changes</b>	<b>Proposed Monthly Rate Changes</b>			
Redwood Garage	No proposed rate adjustments	<b>Regular Monthly Rate</b>			
			Current Rate	Proposed Rate	Last Rate Change
		Regular Rate	\$160.00	\$165.00	March 2015

**MBE/WBE PARTICIPATION:**

N/A

**APPROVED FOR FUNDS BY FINANCE**



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**11/23/2016**

Department of Law - 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 an action brought by Caitlin Hardman against the Baltimore City Fire Department (the Department) for alleged violations of the federal Americans with Disabilities Act of 1990, as amended.

**AMOUNT OF MONEY AND SOURCE:**

\$51,000.00 - 2044-000000-1450-703800-603070

**BACKGROUND/EXPLANATION:**

The Claimant, a former Emergency Medical Technician applicant to the Department, filed a charge of employment discrimination with the Equal Employment Opportunity Commission alleging discriminatory failure to hire based on perceived disability and/or a record of disability. In particular, Claimant alleged that the Department discriminated against her by withdrawing a conditional offer of employment because it determined that she did not meet a section of the National Fire Protection Association's 1582 Standard.

Because there are facts that are not favorable to the Department's position and to avoid the uncertainty of potential litigation, the parties have agreed to settle this matter for a total sum of \$51,000.00. In return, Claimant has agreed to withdraw the Charge and executed a general release of all related claims and a covenant not to sue.

Based on a review by the Settlement Committee of the Law Department of the legal and factual issues specific to this particular claim, a recommendation is made to the Board of Estimates to approve the settlement of this case as set forth

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**11/23/2016**

Department of Law - cont'd

above to avoid the uncertainty and expense of further administrative agency action and potential litigation and appeals.

**APPROVED FOR FUNDS BY FINANCE**

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

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**BOARD OF ESTIMATES**

**11/23/2016**

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 of the claim against the City filed by Vicki Raichl arising out of a slip-and-fall incident on the sidewalk adjacent to Mulberry Street, at or near the intersection of Mulberry and Cathedral Streets on October 31, 2014.

**AMOUNT OF MONEY AND SOURCE:**

\$160,000.00 - 2044-000000-1450-703800-603070

**BACKGROUND/EXPLANATION:**

On October 31, 2014, Plaintiff and two of her friends, who were all visiting the area for a convention, made plans to go see the Baltimore Basilica. The three individuals took a bus from their hotel, which dropped them off at or near the intersection of Mulberry and North Charles Streets. As they began walking towards the Basilica, their path brought them onto the sidewalk bordering the Basilica and West Mulberry Street.

As they approached the intersection of Mulberry and Cathedral Streets, Plaintiff fell on an uneven portion of the sidewalk. Plaintiff's expert and an investigation report prepared by DOT indicate that the cause of said height variation was due to tree roots of a tree that had been located in close proximity of the subject location.

City records indicate that the tree in question had been removed by City employees approximately 9-12 months prior to the Plaintiffs fall. At a hearing on the City's Motion for Summary Judgment, the Court agreed with Plaintiffs expert opinion and denied the City's motion on the grounds that the City had actual and/or constructive notice of the defective sidewalk condition.

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Law Department - cont'd

As a result of Plaintiffs fall, she sustained numerous significant injuries. Of note, she has had two surgeries and continues to undergo extensive physical therapy to regain use of her right hand. Her current medical bills are in excess of \$107,000.00. The \$160,000.00 settlement with Plaintiff represents a balance between fair and reasonable compensation for her injuries and the risk of exposure at trial.

Based on a review by the Settlement Committee of the Law Department of the legal and factual issues specific to this particular claim, a recommendation to the Board of Estimates is made to approve the settlement of this claim.

**APPROVED FOR FUNDS BY FINANCE**

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