

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 - **ABSENT**
Alfred H. Foxx, Director of Public Works
David E. Ralph, Deputy City Solicitor
Ben Meli, Deputy Director of Public Works
Bernice H. Taylor, Deputy Comptroller and Clerk

The meeting was called to order by the President.

President: "I will direct the Board members attention to the memorandum from my office dated February 11, 2013, identifying matters to be considered as routine agenda items, together with any corrections and additions that have been noted by the Deputy Comptroller. I will entertain a motion to approve all of the items contained on the routine agenda."

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

Comptroller: "Second."

President: "All those in favor say 'AYE'. Those opposed 'NAY'.

The Motion carries. The routine agenda has been adopted."

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

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

Alvarez Contractors, Inc.	\$ 8,000,000.00
C.W. Wright Construction Company, Incorporated	\$200,196,000.00
Corinthian Contractors, Inc.	\$ 8,000,000.00
DSM Properties, LLC	\$ 1,368,000.00
E2CR, Inc.	\$ 1,500,000.00
L.R. Willson & Sons, Inc.	\$ 8,000,000.00
Lanier Electronics Group, 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:

Dhillon Engineering, Inc.	Architect Engineer
EMA, Inc.	Engineer
EA Engineering, Science and Technology, Inc.	Engineer

MINUTES

BOARDS AND COMMISSIONS - cont'd

Prime Engineering, Inc.	Landscape Architect Engineer
Sidhu Associates, Inc.	Engineer
Soil and Land Use Technology, Inc.	Engineer

There being no objections the Board, UPON MOTION duly made and seconded, approved the prequalification of contractors and architects and engineers for the listed firms. The Comptroller **ABSTAINED** on item no. 2.

MINUTES

EXTRA WORK ORDERS

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UPON MOTION duly made and seconded,
the Board approved the
Extra Work Orders and Transfers of Funds
listed on the following page:

438

All of the EWOs had been reviewed and approved
by the
Department of Audits, CORC,
and MWBOO, unless otherwise indicated.
The President **ABSTAINED** on item nos. 1-3.

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>

Bureau of Water and Wastewater

- EWO #014, \$ 102,223.15 - WC 1160R, Montebello Plant 2
Finished Water Reservoir Cover
 \$36,922,950.00 \$ 5,271,680.38 Alan A. Myers, - -
 LP
- EWO #003, \$3,227,315.16 - SWC 7765, Monument Street
Sinkhole Emergency Repair Services
 \$ 3,450,288.51 \$ 0.00 American Infra- - 55
 structure-MD, Inc.

On October 03, 2012 and October 10, 2012, a second and third collapse occurred, respectively. In order to complete all work associated with these collapses, the change order is necessary.

- EWO #013, (\$ 104,008.76) - SC 8526, Sludge Digester
Facilities at the Back River Wastewater Treatment Plant
 \$38,667,000.00 \$ 353,771.50 Ulliman Schutte 0 19.73
 Construction, LLC

MINUTES

Police Department - Grant Award and Appropriation
Adjustment Order

The Board is requested to approve acceptance of a grant award and an appropriation adjustment order, as follows:

- 1. a. **GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION** **\$80,000.00**

The acceptance of the grant award entitled "Victim/Witness Liaison Program" will provide services to victims of domestic violence. The goal of the program is to provide a coordinated and structured response to reduce occurrences of domestic violence and ultimately heighten the provision of law enforcement and provide services to victims as their cases progress through the criminal justice system. The grant funds will be used to provide for personnel support. The period of the grant award is October 1, 2012 through September 30, 2013.

- b. Appropriation Adjustment Order (AAO):

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$ 80,000.00	4000-400013-2023- 667600-607004 Homeland Security Unallocated	4000-472213-2021- 212600-60000 Victims/Witness Liaison

An AAO is needed to fund salaries for the Department's Family Crimes Unit.

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 the acceptance of a grant award and the appropriation adjustment order.

MINUTES

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following pages:

441 - 443

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>Baltimore Development Corporation</u>		
1. \$600,000.00 22 nd EDF	9910-904115-9600 Constr. Reserve West Side Init.	9910-912500-9601 Baltimore Street Skywalk

This transfer will provide funds to Baltimore City's Transportation Department as it relates to the removal of the dilapidated skywalk at Hopkins Plaza which includes the demolition of the skywalk that stretches across Baltimore Street into the north side of the plaza. The overall objective of this project is to improve Hopkins Plaza by adding lawn/plant panels, upgrading the fountain, and other enhancements, as well as sidewalks. The improvements will lead to further use of the park by residents, employees, and tourists alike creating a more livable neighborhood while also generating economic development opportunities in commercial and residential buildings adjoining the park area.

2. \$ 99,992.81 23 rd EDF	9910-908991-9600 Constr. Reserve West Baltimore Development	9910-903490-9601 North Avenue Streetscape
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This transfer will provide funds for the design of streetscape elements on North Avenue between Greenmount Avenue and Howard Street. The scope of work will include public outreach, concept development, technical analysis and preliminary design.

MINUTES

TRANSFERS OF FUNDS

	<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>BDC</u> - cont'd			
3.	\$ 45.20 20 th EDF	9910-994001-9600 Constr. Reserve Unallocated Reserve	9910-902879-9601 Commercial Revitalization
	7,677.20 21 st EDF	9910-902483-9600 Constr. Reserve S. Baltimore Ind. Coml. Dev.	9910-903483-9601 S. Baltimore Industrial & Coml. Dev.
	125.00 22 nd EDF	9910-903354-9600 Constr. Reserve W. Baltimore Industrial & Coml. Dev.	9910-904354-9601 W. Baltimore Industrial & Coml. Dev.
	1,001.76 22 nd EDF	9910-904115-9600 Constr. Reserve West Side Initiative	9910-906835-9603 Westside Project Initiative
	5,587.70 23 rd EDF	9910-906993-9600 Constr. Reserve Inner Harbor Area	9910-911100-9603 Inner Harbor East Area
	\$ 14,436.86		

This transfer will provide funds to reimburse Baltimore Development Corporation for eligible capital expenses for the month ending November 30, 2012.

Department of Transportation

4.	\$ 84,700.00 23 rd EDL	9950-905175-9528 Constr. Reserve Bicycle Network Strategy	9950-904175-9527- 3, Design & Study Bicycle Network Strategy
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This transfer will provide funds for costs associated with Project 1123, Task No. 12, Planning/Policy/Feasibility Studies in connection with the Bicycle Master Plan, by McCormick Taylor, Inc.

MINUTES

TRANSFERS OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Dept. of Transportation</u> - cont'd		
5. \$132,324.74 Federal	9950-944002-9507 Constr. Reserve for Closeouts	9950-902365-9508 Constr. Program - Highways - Key Hwy. Gateway Beautification

This transfer will cover the costs associated with Key Highway Shared Use Trail and Landscaping Project from Interstate I-95 to West of Lawrence Street by Monumental Paving & Excavating, Inc.

MINUTES

Mayor's Office of Employment Development (MOED) - Grant Award

ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of a grant award from the Governor's Office of Crime Control and Prevention. The period of grant award is July 1, 2012 through June 30, 2013.

AMOUNT OF MONEY AND SOURCE:

\$130,713.00 - 4000-809113-6331-456000-404001

BACKGROUND/EXPLANATION:

The Pre-Adjudication and Coordination & Transition Center integrates evening reporting/supervision with assessments, service planning, and transition to community-based placements for youth as an alternative to secure detention. The funds will be utilized to provide personnel, contractual services, and assessment tools.

The grant award is late because MOED's receipt of the approved copy of the grant and related documentation was delayed.

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 acceptance of the grant award from the Governor's Office of Crime Control and Prevention.

MINUTES

Department of General Services (DGS) - Perpetual Easement Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a perpetual easement agreement with Reisterstown/Northern Development Associates, LLC.

AMOUNT OF MONEY AND SOURCE:

\$1,078.00 - 9950-902454-9508-900020

BACKGROUND/EXPLANATION:

The City is proposing to install signal equipment on a portion of the property owned by the Reisterstown/Northern Development Associates, LLC, located at 4025 West Northern Parkway. This perpetual easement agreement will allow the City's contractor to install and maintain signal equipment in conjunction with the DOT Project No. TR 05309, Reisterstown Road Streetscape.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the perpetual easement agreement with Reisterstown/Northern Development Associates, LLC.

MINUTES

Department of General Services (DGS) - On-Call Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an on-call agreement with Wallace, Montgomery & Associates, LLP (WM) for Project No. 1126WM. The period of the agreement is effective upon Board approval for two years, or until the upset limit is reached, whichever comes first.

AMOUNT OF MONEY AND SOURCE:

\$1,987,323.77 - Upset limit

BACKGROUND/EXPLANATION:

Various City agencies, on a continuing basis, require civil and structural engineering services to modify, upgrade, or repair their facilities. Typically, the work involved is limited in scope or of an urgent nature, which in either case, should not be postponed until the customary civil/structural engineering selection process can be executed. To accommodate this type of work, the DGS wishes to establish an on-call civil structural engineering agreement with the WM. The services will be provided on an as-needed basis.

The cost of services rendered will be negotiated on a not-to-exceed price for each task assigned. The fees will be based on actual payroll rates, not including overhead and burden, times a set multiplier. The payroll rates and multiplier have been reviewed by the Department of Audits.

The period of the contract is for two years. However, projects started within the two-year period may continue beyond the two-year time frame until completion. The total fee for this consultant's contract will not exceed \$1,987,323.77 for the two-year period.

MINUTES

DGS - cont'd

The consultant has been approved by the Architect and Engineering Awards Commission (AEAC) procedures, under AEAC Project No. 1126.

MBE/WBE PARTICIPATION:

MWBOO SET GOALS OF 23% FOR MBE AND 10% FOR WBE.

MBE: Sabra Wang & Associates, Inc.	0-11.57%
Sidhu Associates, Inc.	0-11.00%
Total	22.57%
 WBE: K. Lechleiter Architects, LLC	0- 3.00%
PELA Design Group, Inc.	0- 3.03%
Robert B. Balter Company	0- 3.97%
Total	9.99%

MWBOO FOUND VENDOR IN COMPLIANCE.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the on-call agreement with Wallace, Montgomery & Associates, LLP for Project No. 1126WM.

MINUTESDepartment of General Services - Minor Privilege Permit Applications

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

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
1. 1100 Light Street	1100 Light Street, LLC	Retain awning w/ signage 4' x 2' 6", two single face electric signs 8' x 2' 6", 12' x 2', One double face electric sign 3' x 1½', five gooseneck spots, four fluorescent tubes
Annual charge: \$527.64		
2. 1444 Light Street	Debra Mazzoleni	Retain single face electric sign 2½' x 2', five gooseneck lights
Annual charge: \$140.70		
3. 1201 N. Charles Street	1201 N. Charles Street Associates, LLC	One double face electric sign 40" x 27', one single face electric sign 114" x 20"
Annual charge: \$281.20		

MINUTES

DGS - cont'd

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
4. 3720 Eastern Avenue	US Construction, LLC	Retain single face electric sign 10'9" x 3½', three spot reflectors

Annual charge: \$193.40

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

UPON MOTION duly made and seconded, the Board approved the foregoing minor privilege permits.

MINUTES

Health Department - Agreements

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

1. **PLANNED PARENTHOOD OF MARYLAND, INC.** **\$ 50,000.00**
(PPM)

Account: 4000-423813-3030-279200-603051

The PPM will continue the integration of HIV services into their existing Title X Family Planning services by providing Rapid HIV testing and counseling to at least 600 individuals during the agreement. The period of the agreement is October 1, 2012 through March 31, 2013.

The agreement is late because the agreement was returned on December 21, 2012.

MWBOO GRANTED A WAIVER.

2. **ARBOR E & T LLC d/b/a CARE RESOURCES** **\$596,113.00**

Accounts: 4000-428213-3080-294300-603051	\$478,026.00
4000-498913-3080-294300-603051	\$109,588.00
4000-427113-3080-294300-603051	\$ 8,499.00

Arbor E & T, LLC d/b/a Care Resources will provide services of a Speech Language Therapist, a Physical Therapist, an Occupational Therapist, and a Special Instructor to staff the Baltimore Infants & Toddlers Eligibility Center. The period of the agreement is July 1, 2012 through June 30, 2013.

The agreement is late because of budget revisions.

MWBOO GRANTED A WAIVER.

MINUTES

Health Dept. - cont'd

3. **JOHNS HOPKINS UNIVERSITY, BLOOMBERG** **\$101,354.00**
SCHOOL OF PUBLIC HEALTH

Account: 1001-000000-3001-262800-603051

The organization will provide the services of a Chief Assistant Scientist/Epidemiologist for the Health Department. Duties and responsibilities include but are not limited to analyzing data from Baltimore City public health programs (including programs related to physical, environmental, and mental health) to assess public health problems, and monitor trends. Other services will include evaluating interventions and identifying opportunities for new or improved intervention strategies; assessing health disparities, and tracking Baltimore's progress toward achieving public health goals. The period of the agreement is January 7, 2013 through December 31, 2013.

MWBOO GRANTED A WAIVER.

4. **BALTIMORE MEDICAL SYSTEM, INC.** **\$365,000.00**
(BMS)

Account: 1001-000000-3100-295900-603051

The BMS will work with the Health Department to provide School Health Services which consist of School Health Suite Coverage and School Based Health Centers (SBHC). The BMS will provide services at Tench Tilghman Elementary/Middle School, Dr. Rayner Browne Elementary/Middle School, Collington Square Elementary/Middle School, Friendship Academy of Science and Technology Middle/High School, East Baltimore Community School, Maritime Industries Academy High School. Services will also be provided to students at Vanguard Collegiate Middle School, Harford Heights Elementary, William C. March Middle School and Northwestern High School.

MINUTESHealth Dept. - cont'd

The BMS will maintain approval from the Maryland Medical Assistance Program for designation of the school-based clinics at Collington Square Elementary/Middle School, Maritime Industries Academy High and Friendship Academy of Science and Technology Middle/High as SBHCs. The BMS will provide the Health Department with documentation of such approval. The period of the agreement is August 27, 2012 through June 30, 2013.

The agreements are late because of a delay in the completion of the required documentation.

MWBOO GRANTED A WAIVER.**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.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the foregoing various agreements. The President **ABSTAINED** on item no. 3.

Kim A. Trueheart

February 12, 2013

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 poor fiscal administration and management by the Mayor of Baltimore City and the various Departments and Agencies under our mayor's leadership and direction.

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 17 - Item #4 - Health Department – BALTIMORE MEDICAL SYSTEM, INC. \$365,000.00 (BMS) Agreement, if approved:
 - i. This agreement appears to be duplicative of other health care services currently being funded by the Baltimore City Public School Board of Commissioners;
 - ii. Please provide access to the documentation that describes the details of this program for inspection.
3. How the protestant will be harmed by the proposed Board of Estimates' action: As a citizen I am significantly impacted by poor fiscal administration and management within my home town government. It is important for the public to feel comfortable that our scarce tax dollars are NOT being haphazardly expended and thus potentially producing little or NO public benefit. Duplication of services is a primary wasteful example that must be eliminated.
4. The remedy I seek and respectfully request is that this agreement NOT be approved until the potential duplication is eliminated.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on February 13, 2013.

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

MINUTESHealth Department - Notification of Grant Award**ACTION REQUESTED OF B/E:**

The Board is requested to approve acceptance of the notification of grant award (NGA) from the Maryland Department of Aging (MDoA). The period of the grant award is September 30, 2012 through September 29, 2013.

AMOUNT OF MONEY AND SOURCE:

\$7,101.00 - 4000-436413-3255-316200-404001

BACKGROUND/EXPLANATION:

This NGA is for the Senior Medicare Patrol - Health Care Fraud Program Expansion (SMP-HCFPE). This NGA for Fiscal Year '13 will allow the Baltimore City Health Department to provide funding for seniors under the SMP-HCFPE program.

The notification of grant award is late because it was just received.

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 acceptance of the notification of grant award from the Maryland Department of Aging.

MINUTESHealth Department - Notification of FY 2013 Grant Award**ACTION REQUESTED OF B/E:**

The Board is requested to approve acceptance of a Notification of Grant Award (NGA) from the Maryland Department of Aging (MDoA). The period of the grant award is July 1, 2012 through June 30, 2013.

AMOUNT OF MONEY AND SOURCE:**Senior Center**

\$ 14,013.00	-	5000-535713-3024-295905-603051	Action in Maturity
3,030.00	-	5000-535713-3024-295901-603051	Allen Senior Ctr.
2,100.00	-	5000-533713-3024-295917-603051	Cherry Hill Ctr.
13,185.00	-	5000-535713-3024-295914-603051	Edward A. Myerberg
14,458.00	-	5000-535713-3024-295903-603051	Forest Park Center
20,000.00	-	5000-535713-3024-295918-603051	Grace Outreach Ctr.
7,062.00	-	5000-535713-3024-295909-603051	Greenmount Center
4,562.00	-	5000-535713-3024-295910-603051	Hatton Center
20,144.00	-	5000-535713-3024-295906-603051	Harford Center
3,100.00	-	5000-535713-3024-295907-603051	John Booth Center
10,000.00	-	5000-535713-3024-295908-603051	Oliver Senior Ctr.
10,154.00	-	5000-535713-3024-295911-603051	Sandtown-Winchester Center
9,500.00	-	5000-535713-3024-295904-603051	Senior Network
9,248.00	-	5000-535713-3024-295902-603051	Waxter Senior Ctr.
20,000.00	-	5000-533713-3024-295919-603051	Wayland Village Center
7,444.00	-	5000-535713-3024-295913-603051	Zeta Senior Center
<u>\$168,000.00</u>			

BACKGROUND/EXPLANATION:

This NGA will allow the Health Department to provide funding for the indicated senior centers for program activities and services for senior center participants.

MINUTES

Health Dept. - cont'd

The grant award is late because the Health Department just received the NGA from the MDoA.

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 acceptance of the Notification of Grant Award from the Maryland Department of Aging.

MINUTES

Health Department - Revised Notice of Award and Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of a revised notice of award (NoA) and approve and authorize execution of an agreement with the Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment. The period of the revised notice of award and agreement is September 30, 2011 through September 29, 2012.

AMOUNT OF MONEY AND SOURCE:

No additional funding is associated with this revised NoA.

BACKGROUND/EXPLANATION:

On December 7, 2011, the Board approved the original NoA in the amount of \$325,000.00 for the budget period of September 30, 2011 through September 29, 2012 for the Project titled, Baltimore City Adult District Court Drug Court Expansion.

On March 12, 2012, the Department received this revised NoA to approve the carryover of an unobligated balance of \$224,846.00 from 01 year funds to 02 year funds for the Health Department to contract with the Baltimore Substance Abuse Systems, Inc. for treatment services. The agreement is late because it was overlooked due to a transition in accounting staff.

The Department apologizes for the lateness of this request.

MINUTES

Health Department - cont'd

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 acceptance of the revised notice of award and approve and authorized execution of the agreement with the Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment. The Mayor **ABSTAINED**. The President **ABSTAINED**.

MINUTESMayor's Office of Human Services - Agreements and Amendatory Agreement No. 1

The Board is requested to approve and authorize execution of the various agreements and an amendatory agreement.

AGREEMENTS

1. **ASSOCIATED CATHOLIC CHARITIES, INC.** **\$688,356.00**

Account: 4000-496212-3573-591404-603051

The organization will utilize the funds to cover rent, maintenance of housing units, transportation, and staffing to provide permanent housing to 45 individuals and 10 families in Baltimore City. The period of the agreement is January 1, 2013 through December 31, 2013.

MWBOO GRANTED A WAIVER.

2. **JOBS, HOUSING AND RECOVERY, INC.** **\$115,624.00**
(JHR)

Account: 1001-000000-3572-327258-603051

The JHR will provide 60 emergency shelter beds in its first floor dayroom during periods of time that are declared to be "Code Blue" in Baltimore City. The funds will be utilized to cover the cost of additional staff for those periods, meals, blankets, and sheets. The period of the agreement is November 27, 2012 through March 31, 2013.

MWBOO GRANTED A WAIVER.

3. **THE SALVATION ARMY, A GEORGIA CORPORATION** **\$ 78,636.00**

Account: 4000-480013-3572-333630-603051

The organization will provide housing and services to 325 homeless men, women, and children in Baltimore City. The funds will be utilized to offset program costs, such as:

MINUTESMOHS - cont'd

food, office equipment, property upkeep services, and utilities. In addition, transportation support and life skills training will be provided. The period of the agreement is July 1, 2012 through June 30, 2013.

MWBOO GRANTED A WAIVER.

The agreements are late because of a delay at the administrative level.

PROTESTS WERE RECEIVED FROM MS. KIM TRUEHEART.

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

AMENDATORY AGREEMENT NO. 1

4. AIDS INTERFAITH RESIDENTIAL SERVICES, INC. (AIRS) \$0.00

On February 29, 2012, the Board approved the original agreement (Contract No. 35099) in the amount of \$1,393,741.00, for the period February 1, 2012 through January 31, 2013. The MOHS would like to amend Contract No. 35099 for a no-cost time extension through March 31, 2013. On January 22, 2013, the Federal Agency Housing and Urban Development (HUD) approved an extension to all HUD grants ending in January.

MINUTES

MOHS - cont'd

AIRS has remaining funds available under this agreement and subsequent renewal funding is subject to delays at HUD. The agreement provides for housing to 111 homeless persons suffering from mental illness or drug addiction. All terms and conditions of the agreement will remain unchanged.

AUDITS NOTED THIS TIME EXTENSION.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the various agreements and the amendatory agreement.

Kim A. Trueheart

February 12, 2013

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 poor fiscal administration and management by the Mayor of Baltimore City and the various Departments and Agencies under our mayor's leadership and direction.

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 25 , Item 1, 2, 3; Mayor's Office of Human Services – Various Agreements, if approved:
 - i. These agreements meet the dollar threshold to conform with the goals of the minority/women's business participation program however the MWBOO has waived the requirements inexplicably in each instance;
 - ii. Please provide access to the documentation that justifies waiving compliance with participation goals for inspection.
3. How the protestant will be harmed by the proposed Board of Estimates' action: Each of these actions commits over \$50,000.00 for services without specific measureable desired MBE/WBE participation goals. As a citizen I am significantly impacted by poor fiscal administration and management within my home town government. It is important for the public to feel comfortable that our scarce tax dollars are NOT being haphazardly expended and thus potentially producing little or NO public benefit. Waiving participation goals is in direct violation of the LAW!!!!!!
4. The remedy I seek and respectfully request is that these grant agreements NOT be approved until this blatant disregard for complying with the law is addressed.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on February 13, 2013.

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

Mayor's Office of Human Services - Employee Expense Statement

ACTION REQUESTED OF B/E:

The Board is requested to approve the expense report from Ms. Kate Briddell for expenses incurred during the month of October 2012.

AMOUNT OF MONEY AND SOURCE:

\$229.70 - 1001-000000-3571-327200-603003 - hotel
52.62 - 1001-000000-3571-327200-603002 - mileage
\$282.32

BACKGROUND/EXPLANATION:

During October 2012, Ms. Briddell traveled to Arlington, Virginia for a conference and used her personal vehicle on behalf of Homeless Services. This request did not require Board of Estimates approval. However, Ms. Briddell neglected to submit an expense statement before the deadline set forth by AM 240-11. As a result, the expenses incurred cannot be reimbursed without Board approval. The Mayor's Office of Human Services apologizes for the lateness of this request.

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.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the expense report from Ms. Kate Briddell for expenses incurred during the month of October 2012.

MINUTES

Department of Transportation - On-Call Consultant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an On-Call Consultant Services Agreement with Prime Engineering, Inc./Hardestry & Hanover, LLC (Joint Venture) for project no. 1175. The period of the agreement is effective upon Board approval for three years.

AMOUNT OF MONEY AND SOURCE:

\$2,000,000.00 - Upset limit

The amount will be determined with each individual project.

BACKGROUND/EXPLANATION:

The consultant, Prime Engineering, Inc./Hardestry & Hanover, LLC (Joint Venture) will assist the Department of Transportation Engineering & Construction Division in bridge design services to include, but not limited to bridge inspections, attending meetings, plans, specifications and cost estimates.

The cost of services rendered will be on actual payroll rates not including overhead and burden times a set multiplier. The consulting agreement was approved by the Office of Boards and Commission and the Architectural and Engineering Awards Commission.

APPROVED FOR FUNDS BY FINANCE

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

MINUTES

Department of Transportation - cont'd

MBE/WBE PARTICIPATION:

MBE: AB Consultants, Inc.	\$440,000.00	22.00%
Findling, Inc.	100,000.00	5.00%
	<u>\$540,000.00</u>	<u>27.00%</u>
WBE: Chesapeake Environmental	\$160,000.00	8.00%
Management, Inc.		
Diversified Property, Services, Inc.	40,000.00	2.00%
	<u>\$200,000.00</u>	<u>10.00%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the On-Call Consultant Services Agreement with Prime Engineering, Inc./Hardestry & Hanover, LLC for project no. 1175.

MINUTES

Mayor's Office of Communications - Governmental Charitable Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application to be submitted to the Board of Ethics of Baltimore City for donations for the Mayor's Top Neighborhood Moms Luncheon and Top Neighborhood Dads Luncheon to be held May 12, 2013 and June 7, 2013, respectively. The period of the solicitation will be effective upon Board approval through June 7, 2013.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

BACKGROUND/EXPLANATION:

The Mayor's Office will be soliciting businesses for donations to help pay for the event costs. The solicitations are for donations for goods and services and financial support.

The event will honor women and men, nominated by their community associations from across the city, for the work they do to improve their neighborhoods. The honorees are not necessarily parents themselves. Rather, they are those figures in our communities who treat their neighborhoods with the same care and reverence as they would toward their own families. While they represent various backgrounds, races and walks of life, their commonality is that they all care about the neighborhood and city in which they live.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application to be submitted to the Board of Ethics of Baltimore City for donations for the Mayor's Top Neighborhood Moms Luncheon and Top Neighborhood Dads Luncheon to be held May 12, 2013 and June 7, 2013, respectively. The Mayor **ABSTAINED**.

MINUTES

Mayor's Office of Communications - Governmental Charitable
Solicitation Application

ACTION REQUESTED OF B/E:

The Board is requested to endorse a governmental/charitable solicitation application to be submitted to the Board of Ethics of Baltimore City for donations for the 2013 Mayor's Annual Back to School Rally. The period of the solicitation will be effective upon Board approval through August 31, 2013.

AMOUNT OF MONEY AND SOURCE:

No general funds are involved in this transaction.

BACKGROUND/EXPLANATION:

The Mayor's Office will be soliciting businesses for donations to help pay for the event costs. The solicitations are for donations for goods and services and financial support.

The Mayor's Back to School Rally will be held in August 2013 at War Memorial Plaza. A specific date will be made after the Baltimore City Public School's Board confirms the school opening date. This event has been held for over a decade and will feature informational booths and resources, music, live entertainment, motivational speeches and more to invigorate students and to provide parents with the tools needed to prepare for a successful school year.

UPON MOTION duly made and seconded, the Board endorsed the governmental/charitable solicitation application to be submitted to the Board of Ethics of Baltimore City for donations for the 2013 Mayor's Annual Back to School Rally. The Mayor **ABSTAINED**.

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. Gary Stahl, developer, for the sale of the property located at 5530 Newbury Street.

AMOUNT OF MONEY AND SOURCE:

\$3,000.00 - Purchase Price

BACKGROUND/EXPLANATION:

Mr. Stahl has paid a good faith deposit of \$300.00.

Mr. Stahl will purchase the vacant lot known as 5530 Newbury Street to build a single family home and an aquaculture greenhouse. The property is in the Mount Washington neighborhood. The purchase price and improvements to the site will be financed through private sources.

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

In accordance with the City's appraisal policy, the waiver valuation process was used in lieu of an appraisal. The DHCD determined the fair market value of the property using available real estate data. The property is valued at \$8,900.00. The sale of this vacant property at a price below the price determined by the waiver valuation process will create jobs during construction and the property will be occupied and returned to the tax rolls.

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 **DEFERRED** this item for two weeks.

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 Ibrahim Abou-Taleb, developer, for the sale of the City-owned property located at 2034 Wilkens Avenue.

AMOUNT OF MONEY AND SOURCE:

\$5,351.00 - Purchase Price

BACKGROUND/EXPLANATION:

The developer will be using private funds. The project will consist of the conversion of the vacant property into a single family home which the developer plans to use for lower income and/or Section 8 tenants. The purchaser plans to invest approximately \$80,000.00 into this project.

The sale of this property once developed could generate an estimated \$1,000.00 in real estate property taxes to the City of Baltimore. Once transferred and redeveloped the property will be active on the tax rolls of Baltimore City thereby preventing tax abandonment.

The property was journalized and approved for sale on December 22, 2010. The property will be sold at the price determined by using waiver valuation process.

MBE/WBE PARTICIPATION:

The property is valued at less than \$49,999.99, therefore MBE/WBE is not applicable.

MINUTES

DHCD - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with Ibrahim Abou-Taleb, developer, for the sale of the City-owned property located at 2034 Wilkens Avenue.

MINUTES

Department of Housing and - Intergovernmental Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an intergovernmental agreement with the Housing Authority of Baltimore City (HABC) for the purchase of 13 vacant lots located at 3901 and 3903 Belle Avenue; 512 Beaumont Avenue; 2410 Elsinore Avenue; 3535 Hayward Avenue; 5316, 5318, & 5320 Ready Avenue; 4414, 4416, & 4421 Saint Georges Avenue; 5602 Woodcrest Avenue; and descriptive address located at block 4798, lot 069.

AMOUNT OF MONEY AND SOURCE:

\$ 1.00 - 3901 Belle Avenue
 1.00 - 3903 Belle Avenue
 1.00 - 512 Beaumont Avenue
 1.00 - 2410 Elsinore Avenue
 1.00 - 3535 Hayward Avenue
 1.00 - 5316 Ready Avenue
 1.00 - 5318 Ready Avenue
 1.00 - 5320 Ready Avenue
 1.00 - 4414 Saint Georges Avenue
 1.00 - 4416 Saint Georges Avenue
 1.00 - 4421 Saint Georges Avenue
 1.00 - 5602 Woodcrest Avenue
 1.00 - Descriptive Address located at block 4798, lot 069.
\$13.00

BACKGROUND/EXPLANATION:

The purchase price for the properties is a negotiated value of \$1.00 per property, for a total of \$13.00 to be paid at time of settlement. The total fair market value of the properties was determined, pursuant to the appraisal policy of Baltimore City to be \$97,103.07 based on comparable sales in the City using the Waiver Valuation process. The fair market value was determined to be \$1.34 per square foot.

MINUTES

DHCD - cont'd

On December 20, 2004, the HABC entered into the Bailey Consent Decree with the United States District Court for the District of Maryland (the Court) to redress alleged violations of Section 504, Title II of the American Disabilities Act (ADA), and the Fair Housing Act and their implementing regulations, 24CFR Part 8 and 40, 28 CFR Part 35 and 24 CFR Part 100.

The Bailey Consent Decree stipulates that the HABC will make available for occupancy 755 public housing units accessible for persons with mobility impairments in accordance with the Uniform Federal Accessibility Standards (UFAS). The units are to be designed as long-term affordable and will remain affordable for a minimum of 40 years. The unit mix will consist of 289 one-bedroom-units, 194 two-bedroom units, 153 three-bedroom units, 40 four-bedroom units, 6 five-bedroom units, 6 six-bedroom units, and 67 one-bedroom convertible units that are UFAS compliant. A one-bedroom convertible unit can be converted to provide separate, private sleeping accommodations for the person with the disability who resides there and a personal care attendant.

To date, the HABC has completed 609 of the 755 units with 146 units remaining to be completed. Of the 146 units remaining approximately 30 are under construction, 20 are under contract with a developer to be constructed and another 26 are planned to be produced through future public housing rehabilitation and development. It is the HABC's intent to hire contractors to construct the remaining 70 units on land currently in its possession or acquired from the City of Baltimore. The HABC will ultimately own and operate the residential public housing units. Once the units are constructed, they will be offered to current public housing residents needing the features of the unit or eligible families who need the features of the unit and who are on the HABC's public housing waiting list.

All the units will comply with all applicable Federal regulations including, but are not limited to UFAS/Section 504 Federal procurement requirements. In addition to the Federal laws and regulations, all the units will satisfy the compliance requirements of the State of Maryland laws and regulations and the City of Baltimore Building Codes.

MINUTES

DHCD - cont'd

The HABC proposes to develop the Bailey UFAS Scattered Site Public Housing Project (the Project) using the conventional method of public housing development. The HABC proposes to utilize its Moving to Work Reserves (MTW) up to the Total Development Cost (TDC) limit for 70 units. The HABC will develop the Project as the owner entity, and procure the services of a residential construction contractor in accordance with 24 CFR Part 85. In addition, the HABC's Office of Engineering and Capital Improvements will manage the construction of at least five units.

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

The properties are to be conveyed from the Mayor and City Council of Baltimore to the Housing Authority of Baltimore City below the price determined by the valuation waiver process to allow for the construction of UFAS units. This sale will provide the following benefits:

- this development will eliminate neighborhood blight caused by city-owned vacant lots,
- the new construction will be to the specific benefit of the immediate communities, and
- allow HABC to fulfill part of their UFAS requirement.

MBE/WBE PARTICIPATION:

The purchaser has agreed to comply with the Minority and Women's Business Enterprise Program of Baltimore City.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the intergovernmental agreement with the Housing Authority of Baltimore City for the purchase of 13

MINUTES

DHCD - cont'd

vacant lots located at 3901 and 3903 Belle Avenue; 512 Beaumont Avenue; 2410 Elsinore Avenue; 3535 Hayward Avenue; 5316, 5318, & 5320 Ready Avenue; 4414, 4416, & 4421 Saint Georges Avenue; 5602 Woodcrest Avenue; and descriptive address located at block 4798, lot 069. The President **ABSTAINED**.

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 Begonia Enterprises, LLC, developer, for the sale of the properties located at 1626, 1628, 1630, and 1632 Ashland Avenue.

AMOUNT OF MONEY AND SOURCE:

\$ 5,000.00 - 1626 Ashland Avenue
 5,000.00 - 1628 Ashland Avenue
 5,000.00 - 1630 Ashland Avenue
5,000.00 - 1632 Ashland Avenue
\$20,000.00 - Purchase Price

BACKGROUND/EXPLANATION:

Begonia Enterprises, LLC will renovate the properties for market-rate sale.

1626 Ashland Avenue was approved for sale on October 19, 2011, while 1628, 1630, and 1632 Ashland Avenue were approved for sale on September 29, 2010.

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

The properties are being sold for a total of \$20,000.00. The waiver valuation process was used to determine the price of \$5,708.33 each for the three-story buildings at 1626, 1628, and 1630 Ashland Avenue. The waiver valuation process was used to determine the price of \$4,700.00 for the two-story building at 1632 Ashland Avenue. The three-story buildings are being sold to Begonia Enterprises, LLC for less because of the following reasons:

- the renovations will be of specific benefit to the immediate community,

MINUTES

DHCD - cont'd

- this transaction will eliminate blight from the block, and thus eliminate blight from the community,
- this sale and rehabilitation will return the vacant buildings to the tax rolls, and
- the condition of the three-story properties is such that they require extensive and immediate remediation.

MBE/WBE PARTICIPATION:

The properties are valued at less than \$49,999.99. Therefore, MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with Begonia Enterprises, LLC, developer, for the sale of the properties located at 1626, 1628, 1630, and 1632 Ashland Avenue.

MINUTES

Department of Housing and - Local Government Resolutions
Community Development

The Board is requested to approve and authorize execution of the local government resolutions.

The following organizations are applying to the State of Maryland's Department of Housing and Community Development Low Income Housing Tax Credit Program (LIHTC). A local government resolution of support is required by the State for all applications to this program.

- 1. **FULTON-GETHSEMANE VILLAGE** **\$1,232,582.00**
LIHTC

The Fulton-Gethsemane Village Apartments (AKA) Penn Square II will involve the new construction of 60 units of affordable rental housing for persons with incomes at or below 60 percent of the area median income. The project will provide 12 long-term affordable non-elderly disabled units and three long-term affordable UFAS units for a period of 40 years.

- 2. **MANOR SOUTH** **\$1,318,017.00**
LIHTC

The Manor South project will involve the new construction of a four-story structure containing approximately 98,000 gross square feet which will provide 90 units of affordable senior rental housing for persons with incomes at or below 60 percent of the area median income. The project will provide 14 non-elderly disabled units which will be long-term affordable units for a period of 40 years. This project is located at 3617 Fords Lane in the Glen neighborhood and CHAI is the developer.

MBE/WBE PARTICIPATION:

No City funds are requested for the resolutions, therefore

MINUTES

DHCD - cont'd

Article 5, Subtitle 28 of the Baltimore City Code Minority and Women's Business Program is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the local government resolutions.

MINUTES

Department of Housing and - Lien Release
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve the release of liens, plus all accrued interest and/or penalties on the vacant property located at 1702 North Warwick Avenue, for the transferee, Coppin State University.

AMOUNT OF MONEY AND SOURCE:

\$86,675.71, plus all accrued interest and/or penalties

BACKGROUND/EXPLANATION:

Pursuant to the Annotated Code of Maryland, Tax Property 14-806, the Board has the authority to release liens against real property under certain circumstances. In this case, the property in question complies with all requirements under the lien release law:

- the property is a vacant lot,
- the liens exceed the assessed value of the property, and
- the transferee will redevelop the property and return it to productive use within a reasonable amount of time and eliminate blighting conditions.

Coppin State University will assemble this property as part of a ten-acre site for the construction of a Science and Technology Center. The release of liens on the property will make it financially feasible for redevelopment and prevent tax abandonment.

Prior to settlement, Coppin State University will pay the purchase price of \$4,560.00. This amount exceeds the flat

MINUTES

DHCD - cont'd

tax, water charges, and assessed value for the property, which currently totals \$2,514.67. The amount paid will be applied to satisfy the water bill, real estate taxes, and flat tax first, and any other liens that have accrued prior to the date of this lien release.

Any additional property tax assessments, water charges, and liens that accrue from the date of this lien release will be the responsibility of the Coppin State University to pay prior to settlement. Failure to record the deed and pay the purchase price of \$4,560.00, within 120 days from the date of approval by the Board, will void this release.

MBE/WBE PARTICIPATION:

N/A

UPON MOTION duly made and seconded, the Board approved the release of liens, plus all accrued interest and/or penalties on the vacant property located at 1702 North Warwick Avenue, for the transferee, Coppin State University.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

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|---|---------------------|-----------------|
| 1. GEIGER
EQUIPMENT CO., INC. | PUMP
\$18,000.00 | AND
Increase |
| Solicitation No. 08000 - Replacement of Pulsafeeder and Eclipse Pumps - Department of Public Works - Req. No. P518582 | | |

On October 26, 2011, the Board approved the initial award in the amount of \$25,000.00. This increase in the amount of \$18,000.00 will make the award amount \$43,000.00.

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|---|---------------------------------|-----------|
| 2. PRIORITY DISPATCH
CORP. | Selected Source/
\$45,825.00 | Agreement |
| Solicitation No. 06000 - Quality Assurance Service Software for 911 - Mayor's Office of Information Technology - Req. No. R619423 | | |

The Board is requested to approve and authorize execution of an agreement with Priority Dispatch Corp. The period of the agreement is effective upon Board approval for one year.

This is for the procurement of critical Quality Assurance monitoring software for Emergency Communications Centers (911) compliance with national protocol standards required by the State of Maryland. A selected source award is recommended. The period of the award is February 13, 2013 through February 12, 2014.

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| 3. LBS ENTERPRISES, INC. | \$34,350.00 | Low Bid |
| Solicitation No. 07000 - Air Compressor - Fire Department - Fire Department - Req. No. R620432 | | |

The period of the award is February 6, 2013 through May 30, 2013.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

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| 4. NATIONAL ENVIRONMENT, INC. | \$28,077.00 | Increase |
| Solicitation No. B50002551 - RPR Supplies - Health Department
- Req. No. P521161 | | |

On August 20, 2012, the Board approved the initial award in the amount of \$16,841.10. The award contained three 1-year renewal options. This increase in the amount of \$28,077.00 will make the award amount \$44,918.10. The award expires on August 22, 2013, with three 1-year renewal options remaining.

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| 5. JW ENVIRONMENTAL, LLC | \$43,935.00 | Low Bid |
| Solicitation No. 07000 - Water Treatment System for Prettyboy Facility - Department of Public Works - Req. No. R609046 | | |

The period of the award is February 13, 2013 through February 12, 2015.

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|--|-------------|-------------|
| 6. THE BALTIMORE SUN | \$36,565.75 | Sole Source |
| Solicitation No. 08000 - Tax Sale Ad 2013 - Department of Finance - Req. No. R622532 | | |

This purchase is for the annual tax sale advertisement for the Bureau of Revenue Collections. The Baltimore Sun is currently the only local newspaper with the circulation necessary to reach the largest possible audience in Baltimore City and Baltimore County.

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

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

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.

- | | | |
|---|--------------------|----------------|
| 7. <u>ARROWHEAD FORENSICS</u> | <u>\$35,000.00</u> | <u>Renewal</u> |
| Solicitation No. 06000 - Evidence Pouches - Police Department
- P.O. P512403 | | |

On March 10, 2010, the Board approved the initial award in the amount of \$35,000.00. The award contained three 1-year renewal options. Subsequent actions have been approved. This final renewal in the amount of \$35,000.00 is for the period March 10, 2013 through March 9, 2014.

MWBOO GRANTED A WAIVER.

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|---|--------------------|----------------|
| 8. <u>MARYLAND FIRE</u> | | |
| <u>EQUIPMENT CORP.</u> | <u>\$50,000.00</u> | <u>Renewal</u> |
| Solicitation No. B50001729 - Turnout Gloves - Fire Department
- P.O. No. P516629 | | |

On March 23, 2011, the Board approved the initial award in the amount of \$45,990.00. The award contained three 1-year renewal options. On January 10, 2013, the City Purchasing Agent approved an increase in the amount of \$10,000.00. This renewal in the amount of \$50,000.00 is for the period March 23, 2013 through March 22, 2014, with two 1-year renewal options remaining.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

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|---|---------|---------|
| 9. C.N. ROBINSON LIGHTING | \$ 0.00 | Renewal |
| SUPPLY COMPANY | | |
| Baltimore Regional Cooperative Purchasing Committee Solicitation No. 09-005 - Lamps and Ballasts, Large and Specialty - Agencies - Various - P.O. No. P507739 | | |

On April 15, 2009, the Board approved the initial award in the amount of \$300,000.00. The award contained three 1-year renewal options. Subsequent actions have been approved. This final renewal is for the period April 22, 2013 through April 21, 2014.

MWBOO GRANTED A WAIVER.

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|---|---------|---------|
| 10. MARTIN SUPPLY COMPANY, INC. | \$ 0.00 | Renewal |
| Solicitation No. B50000973 - Sign, Screen and Digital Printing Supplies - Department of Public Works, Office of the Director - P.O. No. P507786 | | |

On March 25, 2009, the Board approved the initial award in the amount of \$135,000.00. The award contained two 1-year renewal options. On April 4, 2012, the Board approved the first renewal. This final renewal is for the period April 1, 2013 through March 31, 2014.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

11. STATIC POWER CONVERSION

SERVICES, INC.	\$ 0.00	Renewal
Solicitation No. B50000752 - APC-Uninterrupted Power Supply (UPS) Setup & Preventive Maintenance Services - Agencies - Various - Req. No. R508017		

On February 25, 2009, the Board approved the initial award in the amount of \$131,810.00. The award contained two 1-year renewal options. Subsequent actions have been approved. This renewal is for the period February 26, 2013 through February 25, 2014.

MWBOO GRANTED A WAIVER.

12. PHYSIO-CONTROL INC.	\$250,000.00	Renewal
Solicitation No. 08000 - Lifepak Defibrillators and Equipment - Fire Department - P.O. No. P516657		

On March 30, 2011, the Board approved the initial award in the amount of \$125,000.00. The award contained three 1-year renewal options. This renewal in the amount of \$250,000.00 is for the period March 30, 2013 through March 29, 2014, with one 1-year renewal option remaining.

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

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

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| 13. LION TOTAL CARE, INC. | \$500,000.00 | Cooperative Contract |
| Baltimore County Solicitation No. B545-Firefighter Turnout Gear Repair and Cleaning - Fire Department - Req. R618584 | | |

The service required was competitively bid and is widely used by Fire Departments in Maryland. The contract was recently awarded by Baltimore County and this request is to continue the City's participation through the contract's expiration.

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 (e)(i) of the City Charter, the procurement of the equipment and/or service is recommended.

MWBOO GRANTED A WAIVER.

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|---|--------------|---------------------------|
| 14. LABVANTAGE SOLUTIONS, INC. | \$ 86,283.75 | Sole Source/
Agreement |
| Solicitation No. 08000 - Software Maintenance Agreement - Department of Public Works, Bureau of Water and Wastewater - Req. No. R616815 | | |

The Board is requested to approve and authorize execution of an agreement with LabVantage Solutions, Inc. The period of the agreement is February 13, 2013 through February 12, 2014, with three 1-year renewal options.

The agency has a requirement of the proprietary software system for the maintenance for systems in use at the Bureau of Water and Wastewater laboratories for the Customer Care Help Desk. The vendor is the sole provider of the software.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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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.

15. LIVING CLASSROOMS

FOUNDATION	\$ 0.00	Renewal
Solicitation No. B50002284 - Combined Services for Weatherization Assistance and Lead Abatement at Low Income Residences II - Department of Housing and Community Development - P.O. No. P520287		

On March 21, 2012, the Board approved the initial award in the amount of \$500,000.00. The award contained two 1-year renewal options. This renewal is for the period April 1, 2013 through March 31, 2014, with one 1-year renewal option.

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

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

MBE: BMW Construction Specialist, 15%
Inc.

WBE: S & S Levy Construction & 5%
Investment, LLC

MWBOO FOUND VENDOR IN COMPLIANCE.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

16. FERGUSON ENTERPRISES, INC.
 MILL SUPPLY COMPANY, INCORPORATED
 SNAP-ON INDUSTRIAL DIVISION OF
 IDSC HOLDINGS
 FASTENAL COMPANY
 HILTI, INC.
 SUBURBAN SALES & RENTAL CENTER,
 INC.
 APPLIED INDUSTRIAL TECHNOLOGIES,
 INC. \$ 0.00 Renewal
 Solicitation No. B50001746 - Hand and Power Tools and Related
 Hardware - Agencies - Various P.O. Nos. P516312 through P51318

On February 2, 2011, the Board approved the initial award in the amount of \$450,000.00. The award contained three 1-year renewal options. This renewal is for the period April 1, 2013 through March 31, 2014, with two 1-year renewal options remaining.

MWBOO GRANTED A WAIVER.

17. MID-ATLANTIC WASTE SYSTEMS
 TIPCO TECHNOLOGIES, INC.
 LEWIS-GOETZ AND COMPANY,
 INC. \$ 0.00 Renewal
 Solicitation No. B50001873 - Sewer Cleaning Equipments -
 Department of Public Works, Bureau of Water and Wastewater -
 P.O. Nos. P516768, P516769 and P516767

On April 13, 2011, the Board approved the initial award in the amount of \$40,000.00. The award contained two 1-year renewal options. On February 8, 2012, the Board approved the first renewal in the amount of \$40,000.00. This final renewal is for the period March 31, 2013 through March 30, 2014.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | |
|--|--------------|----------------------|
| 18. AT&T CORPORATION | \$120,000.00 | Cooperative Contract |
| State of Maryland Contract No. 060B14000058 - Long Distance Calling Services - Department of Communication Services - Req. No. R623667 | | |

In the past years, the City solicited bids for this requirement through a competitive bidding process and received no potential offers due to the high percentage of inter-office telephone traffic in the City.

The State of Maryland issued competitive bids for Long Distance Calling Services and that contract is being utilized by several State agencies and municipalities resulting in significant cost savings in long distance and access charges. In May 2012, the Board of Estimates approved a no-charge long distance consulting agreement with ARG to survey prospective vendors capable of offering lower long distance rates for the City. ARG evaluated the marketplace and surveyed top carriers. None of the top carriers were able to offer lower rates than the State awarded rates to AT&T. The period of the award is February 13, 2013 through February 12, 2014 with two 1-year renewal options.

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.

UPON MOTION duly made and seconded, the Board approved the informal awards, renewals, increases to contracts and extensions. The Board also approved and authorized execution

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

of the agreement with Priority Dispatch Corp. (item no. 2) and Labvantage Solution, Inc. (item no. 14). The Mayor **ABSTAINED** on item no. 15. The President **ABSTAINED** on item nos. 5, 14, 15, and 17.

Kim A. Trueheart

February 12, 2013

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 Baltimore City, of which I am a member, in good standing.

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: Page 43, Bureau of Purchases - Solicitation No. 08000 – Tax Sale Ad 2013 – Department of Finance – Req. No. R622532, if approved:
 - a. The Baltimore Sun’s readership is in steady decline like most other print media nation-wide;
 - b. The assertion that the dwindling circulation of the Baltimore Sun reaches the largest possible audience in Baltimore City and Baltimore County is a misrepresentation of current day facts;
 - c. The continuing practice does the citizens of Baltimore a disservice and fails to meet the spirit and intent of advertizing this important municipal function.
3. How the protestant will be harmed by the proposed Board of Estimates’ action: As a citizen I am experiencing a significant financial burden with annual tax increases, sewer and water service increases, user fee increases, parking meter rate increases and significantly reduce services as a resident. This onerous burden can only be relieved when the cost saving business practices are consistently applied to all procurement actions. This award fails to accomplish that end and will be most costly to the citizens of Baltimore and myself.
4. The Remedy I Seek: This award should NOT be approved until an new advertizing model is developed which more appropriately reflect changes trends and demographics of local print and online media.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on February 13, 2013.

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

Sincerely,
Kim Trueheart
Citizen

5519 Belleville Ave
Baltimore, MD 21207

MINUTESLaw Department - Opinion - Request for Refund of Real
Property Taxes

The Board is requested to approve a refund of real property taxes for Mr. Kevin C. Newton.

It is the opinion of the Law Department that Mr. Newton has met the qualifications for a real property tax exemption as a disabled veteran, and that Mr. Newton is eligible to receive a refund of taxes paid because he was honorably discharged from the armed services, declared by the Veteran's Administration to have a permanent 100% service connected disability, and resided in a single family dwelling during the period in question. The dwelling house is owned by the claimant and the claimant continues to reside in the dwelling place. It has been determined that Mr. Newton is entitled to a refund of real property taxes, which was paid as follows:

<u>Claimant/s</u>	<u>Property</u>	<u>Taxable Year</u>	<u>Amount</u>
KEVIN NEWTON	4402 Flowerton Road	2011/2012	\$2,444.58

Mr. Newton filed his application on January 14, 2013.

Pursuant to the Tax Property Article, Section 208(h)(2), if the refund is not paid within 60 days, interest shall be paid at the rate the county or municipal corporation charges on overdue taxes and interest shall accrue from the date the application is filed with the county or municipal corporation. In order to avoid interest being paid, each claimant's application for a refund must be made within 60 days of the application.

UPON MOTION duly made and seconded, the Board approved the refund of real property taxes for Mr. Kevin C. Newton.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTION

* * * * *

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

492 - 494

to the low bidders meeting the specifications,
and rejected the bid as indicated
for the reasons stated.

The President **ABSTAINED** on item no. 4,

MINUTES

RECOMMENDATION FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

bidder indicated "TBD" for subcontract amount and "Minimum of 5%" for subcontract percentage. Neither statement is acceptable.

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.

3. B50002739, Emergency TEAM Service Corp. **\$240,750.00**
Generators Installation, Maintenance
and Repair Services

(Agencies Various)

MBE: Personal Electric, LLC	15.00%
WBE: Electric Masters Service, Inc.	3.75%
Oelmann Electric Supply Co., Inc.	<u>1.25%</u> 5.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

MINUTES

RECOMMENDATION FOR CONTRACT AWARDS/REJECTIONSBureau of Water & Wastewater

4. SC 887, Upgrade of the SCADA System for the Pumping and Metering Stations

REJECTION: On October 31, 2012, the Board opened one bid for SC 887. The bidder was found non-compliant by MWBOO. Permission to re-advertise will be requested at a later date.

Kim A. Trueheart

February 12, 2013

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

Dear Ms. Taylor:

Herein is my written protest of the item described below from this week's Board of Estimates agenda and my request for information under the Maryland Public Information Act, State Government Article §§10-611 to 628.

The following details are provided to initiate this action as required by the Board of Estimates and I fully understand that the details in paragraphs 1-4 are NOT required by the Maryland Public Information Act:

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 52, Item #2, Bureau of Purchases – Marketing Partnership Program Superlative Group, Inc. - Revenue Contract, if approved:
 - i. Fails to disclose the anticipated revenue from this contract.
 - ii. It appears that both the highest bidder and the lowest bidder failed to meet the MWBOO guidelines;
 - iii. The justification for selecting the highest bidder is insufficient;
 - iv. Fails to disclose the cost benefit to the tax-payer;
 - v. Fails to disclose where current and future revenue will be applied;
3. How the protestant will be harmed by the proposed Board of Estimates' action: I am an underserved, disparately treated, over-taxed citizen of Baltimore City and a victim of poor fiscal planning, management an administration by the Finance Department of Baltimore City.
4. The remedy I seek and respectfully request is that this action be withdrawn until the Finance Department discloses to the public the current and anticipated revenue totals of the contract.

If all or any part of this request is denied, I request that I be provided with a written statement of the grounds for the denial. If you determine that some portions of the requested records are exempt from disclosure, please provide me with the portions that can be disclosed.

Email: ktrueheart@whatfits.net

5519 Belleville Ave
Baltimore, MD 21207

I also anticipate that I will want copies of some or all of the records sought. Therefore, please advise me as to the cost, if any, for obtaining a copy of the records and the total cost, if any, for all the records described above. If you have adopted a fee schedule for obtaining copies of records and other rules or regulations implementing the Act, please send me a copy. Electronic copies are acceptable.

I look forward to reviewing disclosable records promptly and, in any event, to a decision about all of the requested records within 30 days. Thank you for your cooperation.

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

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Sincerely,
Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTES

Bureau of Water & Wastewater - Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 019 to EMA, Inc., under Project No. 1082, On-Call Process Control & SCADA Engineering.

AMOUNT OF MONEY AND SOURCE:

\$537,828.59 - 9960-905647-9557-900020-703032

BACKGROUND/EXPLANATION:

This task is under Project 1082. The original agreement for project 1082 will expire on July 23, 2013.

Under task 019, EMA, Inc. will complete additional services for the Advanced Metering Infrastructure/Automatic Meter Reading (AMI/R) Project for Phase 1, Design & Bidding and Transitions to Phase 2, Post Award Services for the AMI/R Project. EMA, Inc. will also begin efforts for implementation of a new Customer Information System Billing System.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved the assignment of Task No. 019 to EMA, Inc., under Project No. 1082, On-Call Process Control & SCADA Engineering. The President **ABSTAINED.**

MINUTES

Bureau of Water and Wastewater - Amendment No. 3 to
to Project No. 1116J

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of amendment no. 3 to Project 1116J with Mirmiran and Thompson, Inc., (JMT) for Wastewater Engineering Services for the Improvement of Jones Falls Sewershed Collection System.

AMOUNT OF MONEY AND SOURCE:

\$205,575.20 - Wastewater Revenue Bond
208,974.50 - Baltimore County
\$414,549.70 - 9956-905644-9551-900020-702064

BACKGROUND/EXPLANATION:

The JMT was awarded an agreement to provide engineering services for the Upper Jones Falls and Maryland Avenue Subsewershed in compliance with Paragraph 9 of the Wet Weather Consent Decree for a period of five years. Under this amendment, the JMT will provide Post Award Services, including but not limited to monitoring, review and support, coordination and management of the expanded services for SC 900. The JMT services will also include attending site meetings, technical consultations, additional review of submittals and Request for Information, additional review of pre-construction CCTV videos, evaluation of proposal change orders, and review of post-rehabilitation CCTV inspection of Cured-In-Place-Pipe lined sewers and laterals.

The consultant was originally approved by the Office of the Boards and Commissions and the Architectural and Engineering Awards Commission. The current agreement expires on August 25, 2015.

APPROVED FOR FUNDS

AUDITS REVIEWED THE BASIS FOR COMPENSATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.

UPON MOTION duly made and seconded, the Board approved and authorized execution of amendment no. 3 to Project 1116J with

MINUTES

Bureau of Water and Wastewater - cont'd

Mirmiran and Thompson, Inc., for Wastewater Engineering Services
for the Improvement of Jones Falls Sewershed Collection System.

The President **ABSTAINED.**

MINUTES

Bureau of Water and Wastewater - Amendment No. 3 to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of amendment no. 3 to agreement with KCI Technologies, Inc. (KCI), for Project No. 1108, Water System Audit and Condition Assessment of Water Infrastructure. The amendment no. 3 will extend the agreement through September 3, 2013.

AMOUNT OF MONEY AND SOURCE:

There are no funds involved in this transaction.

BACKGROUND/EXPLANATION:

On March 3, 2010, the Board approved a two-year agreement with KCI. The agreement was amended on August 10, 2011 and April 25, 2012. The period of the agreement was extended through March 3, 2013 and the upset limit was increased because of changes in the scope of the agreement.

Under amendment no. 3, the consultant will continue to provide engineering services for tasks related to the water audit, condition assessment of water mains, dashboard applications, etc. In order to complete these tasks, the Bureau of Water and Wastewater is recommending the extension of the agreement for six months.

It is imperative that the proposed amendment agreement no. 3 is approved by the Board prior to expiration of the original agreement for continued services from the consultant to complete on-going tasks. All other terms and conditions of the original agreement and amendment numbers one and two will remain unchanged.

MINUTES

BW&WW - cont'd

MBE/WBE PARTICIPATION:

The consultant will continue to comply with all terms and conditions of the MBE/WBE program in accordance with the Baltimore City Code, Article 5, Subtitle 28.

AUDITS NOTED THE TIME EXTENSION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of amendment no. 3 to agreement with KCI Technologies, Inc., for Project No. 1108, Water System Audit and Condition Assessment of Water Infrastructure. The President

ABSTAINED.

MINUTESBureau of Water and Wastewater - Ratification of Services**ACTION REQUESTED OF B/E:**

The Board is requested to ratify the services and approve payment to United Propane.

AMOUNT OF MONEY AND SOURCE:

\$7,807.07 - 2071-000000-5521-632620-604004

BACKGROUND/EXPLANATION:

In March of 2012, the vendor failed to provide a delivery ticket and delivered fuel without prior authorization. The staff was not aware that a delivery had taken place. The approved Purchase Order ran out of funding and because staff was unaware of the delivery, an invoice was sent to the Bureau of Accounting and Payroll Services by the vendor before a Change Order could be created and approved. The Bureau of Purchases denied a request for a Change Order due to the timing of the invoice and the issue went to the legal department for review. The vendor refused to deliver fuel due to the outstanding invoices and the facility ran out of fuel before the issue could be resolved. The United Propane invoice no. 75549 is submitted in the amount of \$7,807.07 and is for the delivery of 2,620.7 gallons of propane on December 27, 2012.

APPROVED FOR FUNDS BY FINANCE**AUDITS REVIEWED AND HAD OBJECTON.**

UPON MOTION duly made and seconded, the Board approved ratification of the services and approve payment to United Propane. The President **ABSTAINED**.

MINUTES

Bureau of Water and Wastewater - Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize an expenditure of funds to pay the Baltimore Metropolitan Council, Inc. (BMC).

AMOUNT OF MONEY AND SOURCE:

\$21,225.00 - 2071-000000-5181-399800-603026

BACKGROUND/EXPLANATION:

The funds will pay the BMC, an entity governed by the City and the five surrounding counties, for continued support of the BMC's services in coordinating and staffing the Reservoir Watershed Protection Program during FY13.

The Reservoir Watershed Management Program is a cooperative program developed by the City of Baltimore, local municipal governments, and key State agencies in order to monitor water quality trends in the three metropolitan water-supply reservoirs, promote regulatory policies and actions which protect them, address emerging new technical issues involving the reservoirs, and comment on land-use trends, local government policies, utility plans, and proposed land-use decisions in the watersheds that could affect one or more of the three City-owned drinking water reservoirs.

The fundamental goal of the program is to ensure that the three reservoirs and their respective watersheds will continue to serve as sources of high-quality raw water for the Baltimore Metropolitan water-supply system. Other goals address future loadings to the reservoirs of phosphorus, sediment, bacteria, sodium, and chlorides, reducing the risk of contamination by hazardous materials, and promoting beneficial patterns of land use in the three reservoir watersheds.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.

MINUTESBureau of Water and Wastewater - cont'd

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 approve and authorized the expenditure of funds to pay the Baltimore Metropolitan Council, Inc. The President **ABSTAINED**.

Kim A. Trueheart

February 12, 2013

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 Department of Public Works.

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 59, BW & W - Expenditure of Funds - Baltimore Metropolitan Council, Inc. (BMC), if approved:
 - i. This award in the amount of \$21,225.00:
 1. Appears to fund a core function of BWW which additionally appears to be an inherently governmental function;
 2. Appears that Baltimore City is solely funding this expenditure;
 3. Fails to disclose that this expenditure is shared between the other local municipal governments and key State agencies of the BMC;
 4. Fails to disclose the oversight and supervision applicable to this expenditure of scarce municipal funds.
 - ii. Please provide access to:
 1. The document that provides an administrative and operational overview of the mission and functions of the BMC.
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 leadership, management and cogent decision making within the Department of Public Works, which potentially cost me and my fellow citizens excessive amounts of money in cost over-runs and wasteful spending, without benefit of local jobs and minority/women contracts.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on February 13, 2013.

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

MINUTESDepartment of Human Resources - Personnel Matter

The Board is requested to approve the personnel matter below:

Department of FinanceCreate the following position:

10189 - Finance Project Manager
Grade 958 (\$77,200.00 - \$121,400.00)
Job No.: To be assigned by BBMR

Cost: \$100,000.00 - 1001-000000-1401-159700-601001

This position will function as the Project Manager for the Mayor's Ten Year Financial Plan, which is a large and complex financial project that is designed to eliminate structural budget shortfalls, lower property tax rates, increase infrastructure investment, and reduce long-term unfunded liabilities over the next decade.

THE PERSONNEL MATTER WAS APPROVED BY THE EXPENDITURE CONTROL COMMITTEE.

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.

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

UPON MOTION duly made and seconded, the Board approved the personnel matter.

Kim A. Trueheart

February 12, 2013

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and failure to capitalize on strategic investment opportunities in our youth by the Mayor 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 60, Department of Human Resources – Personnel Matter, if approved:
 - i. The creation of a new senior level position to manage the mythical “Mayor’s Ten Year Financial Plan” is outrageous;
 - ii. This alleged plan has been the source of untold recommendations which our Mayor has repeatedly boasted publically have informed her decision making for over 2 years and counting;
 - iii. For more than 2 years this plan has been used by this administration without a distinct project manager assigned without adverse impact;
 - iv. This plan has yet to be disclosed to the public and in the week since it’s announcement it has cost the tax-payers an estimated \$35,000,000.00+;
 - v. The justification for this new position fails to incorporate the reform of financial oversight and accountability controls throughout the municipal structure which is the single largest source of wasteful expenditures annually;
3. How the protestant will be harmed by the proposed Board of Estimates’ action: The agreement appears to fund a job for another friend of the Mayor and to date this administration has failed to employ any friends capable or committed to producing great outcomes for the citizens of Baltimore City. We can NOT afford friends like the ones hired by this administration and the lost opportunity associated with hiring the wrong people continues to be dramatically harmful.
4. The remedy I seek and respectfully request is that this action NOT be approved.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on February 13, 2013.

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

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Department of Law - Payment of Settlement</u>			
1. Rashaun L. Monroe (previous owner)	4914 Denmore Avenue	L/H	\$17,140.00

On February 22, 2012, the Board approved the acquisition of the leasehold interest, by condemnation, in 4914 Denmore Avenue for the amount of \$6,860.00. However, the previous owner valued the property at \$35,000.00. The parties agreed to settle the action for \$24,000.00. Therefore, the Board is requested to approve an additional \$17,140.00 in settlement of this case.

Funds are available in account no. 9910-903187-9588-900000-704040.

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

MINUTES**TRAVEL REQUESTS**Department of Planning

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1. Thomas Stosur	2013 American Planning Association National Conference Chicago, IL April 13 - 17, 2013 (Reg. Fee \$1,055.00)	Gen'l. Funds	\$2,620.46

The subsistence rate for this location is \$242.00/night. The hotel cost is \$219.00 per night excluding hotel taxes of \$143.66. The Department is requesting an additional \$17.00 of subsistence per day for a total of \$68.00 to cover the cost of meals and incidentals.

The airfare in the amount \$325.80 and the registration fee in the amount of \$1,055.00 were prepaid using the City issued credit card assigned to Ms. Ulanda Robinson. The disbursement to Mr. Stosur will be in the amount of \$1,239.66.

Department of Transportation

2. Kimberly Summers	2013 Specialized Transportation Symposium Orlando, FL Feb. 26 - March 02, 2013 (Reg. Fee \$169.00)	Gen'l. Funds	\$1,411.08
3. Rudolf de Leon Dinglas	Conference of Minority Public Administration Long Beach, CA Feb. 20 - Feb. 24, 2013 (Reg. Fee \$225.00)	Gen'l. Funds	\$1,489.00

UPON MOTION duly made and seconded, the Board approved the travel requests.

MINUTES

Police Department - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with University of Maryland University College (University). The period of the agreement is January 01, 2013 through December 31, 2013.

AMOUNT OF MONEY AND SOURCE:

\$125,000.00 - 6000-611212-2013-197500-603026

BACKGROUND/EXPLANATION:

The University will develop and deliver an undergraduate Criminal Justice Leadership Certificate Program (the Program) in accordance with the terms and conditions of this agreement. The Program will be delivered to 25 program participants in each cohort. The University may increase the number of program participants by mutual agreement of the parties.

It is hereby certified that the requirements 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(d)(i) of the City Charter, the equipment and/or service is recommended.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

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

MINUTESPolice Department - Agreement

that is different from that of the general public, the Board will not hear her protest. Her correspondence has been sent to the appropriate agency and/or committee which will respond directly to Ms. Trueheart.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with University of Maryland University College.

Kim A. Trueheart

February 12, 2013

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

Dear Ms. Taylor:

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

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 63, Police Department –Agreement - if approved:
 - i. The agreement fails to indicate whether the 25 participants will additionally be required to fund enrollment in this certificate course;
 - ii. The agreement fails to indicate whether the BCPD will provide tuition assistance to its workforce to enroll/attend this course;
 - iii. The agreement fails to indicate whether this certificate course will incorporate the tenets of the “fair and impartial policing strategy” our new Commissioner has pledged to implement;
 - iv. Please provide access to the agreement for inspection;
3. How the protestant will be harmed by the proposed Board of Estimates’ action: This action appears to represent a significant investment in Police Department work force development. The lack of details regarding this investment make this action suspect and appear to represent an isolated expenditure which more appropriately should be a key element of a comprehensive work force development strategy.
4. The remedy I seek and respectfully request is that this action be modified to ensure it is a key element of a comprehensive BCPD work force development strategy.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on February 13, 2013.

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

MINUTESPolice Department - Professional Services Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a professional services agreement with Mr. Timothy J. Jackman, Contractor. The period of the agreement is effective upon Board approval for 60 days.

AMOUNT OF MONEY AND SOURCE:

\$1,500.00 - 6000-611213-2013-197500-603026

BACKGROUND/EXPLANATION:

Mr. Jackman agrees to provide an assessment of the Police Department's Field Training Officer Program and recommend changes for the restructuring of the program.

Mr. Jackman will review current Departmental General Orders and related Operating Procedures. In addition, he will work with Education and Training and the Chief of Patrol Divisions. He will provide a report and recommendations to the Commissioner within 60 days of the contract award. The assessment will include an on-site visit to the Baltimore Police Department Academy and meetings with instructors and Operational/Patrol Commanders.

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 professional services agreement with Mr. Timothy J. Jackman, Contractor.

MINUTES

* * * * *

President: "There being no more business before the Board, we will recess until twelve noon for the opening and receiving of bids."

* * * * *

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

BIDS, PROPOSALS AND CONTRACT AWARDS

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

Bureau of Purchases

B50002745, Single Space
Electronic Parking Meters
BIDS TO BE RECV'D: 02/27/2013
BIDS TO BE RECV'D: 02/27/2013

Bureau of Purchases

B50002697, Tree Pruning
Contract
BIDS TO BE RECV'D: 02/27/2013
BIDS TO BE RECV'D: 02/27/2013

MINUTES

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

<u>Department of Recreation and Parks</u>	<u>RP 12821, Court Resurfacing FY 2012</u>
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Allied Contractors, Inc.
The American Asphalt Paving Co., LLC
American Tennis Courts, Inc.
P. Flanigan & Sons, Inc.

<u>Bureau of Purchases</u>	<u>B50002659, Safety Shoes and Boots</u>
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Saf-Gard Safety Shoe Co.

<u>Bureau of Purchases</u>	<u>B50002768, Underground Utility Location Services</u>
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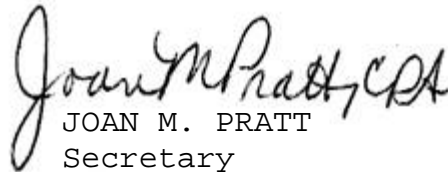
Pinpoint Underground LLC
Utiliquest
Premier Utility Services, LLC
One Call Concepts Locating Services, Inc.

MINUTES

Bureau of PurchasesB50002786, Qualified Dealers for
Cars and Light Trucks

Chapman Chevrolet
Chas. S. Winner, Inc. d/b/a Winner Ford
Al Packer's White Marsh Ford
Criswell Chevrolet Inc.
Apple Ford Inc.
King Buick GMC, LLC
Hertrich Fleet Services
Criswell Performance Cars, LLC d/b/a
Criswell Chrysler Jeep Dodge

There being no objections, the Board UPON MOTION duly made and seconded, the Board adjourned until its next regularly scheduled meeting on Wednesday, February 27, 2013.


JOAN M. PRATT
Secretary