

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

The meeting was called to order by the President.

President: "Before we proceed I would like to have a moment of silence for a City Worker that was tragically killed on yesterday, Matthew Hersl. So I ask that we bow our heads in a moment of silence."

* * * * *

President: "I will direct the Board members attention to the memorandum from my office dated April 8, 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."

Director of Public Works: "Second."

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

MINUTES

BOARDS AND COMMISSIONS1. Prequalification of Contractors

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

A-Connection, Inc.	\$ 1,500,000.00
Allied Control Services, Inc.	\$ 8,000,000.00
The American Asphalt Paving Co., LLC and The American Asphalt Paving Co., Inc.	\$ 8,000,000.00
Axis Company, Inc.	\$ 1,500,000.00
CCTV Master, LLC	\$ 648,000.00
Inland Waters Pollution Control, Inc.	\$300,000,000.00
Kalkreuth Roofing and Sheet Metal	\$ 8,000,000.00
M & E Sales, Inc.	\$ 693,000.00

MINUTES

BOARDS AND COMMISSIONS - cont'd2. 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:

A. Morton Thomas and Associates, Inc.	Landscape Architect Engineer Land Survey
A Squared Plus Engineering Support Group, LLC	Engineer
ATCS, P.L.C.	Engineer
Design Collective, Inc.	Architect Landscape Architect
Engineering & Software Consultants, Inc.	Engineer
Grace E. Fielder & Associates, Chartered	Landscape Architect
Hillis-Carnes Engineering Associates, Inc.	Engineer
i Civil, Inc.	Engineer
P.E.L.A. Design, Inc.	Landscape Architect
Site Rources, Inc.	Landscape Architect 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.

MINUTES

Department Communication Services - Amendment to MiCTA
Participation Contract

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to the MiCTA participation contract with Verizon Business Network Services Inc. on behalf of MCI Communications Services, Inc. d/b/a Verizon Business Services (Verizon). The amendment is effective upon Board approval through April 30, 2016.

AMOUNT OF MONEY AND SOURCE:

The costs for services were projected in the Centrex contract with Verizon. The costs will be charged to agency accounts, subject to budget approval.

BACKGROUND/EXPLANATION:

As a result of the merger between MCI Communication Services, Inc. (MCI) and Verizon, some services and or upgrades to services which were in the past provided under the City's contract with Verizon for Centrex, now must be procured through Verizon on behalf of MCI.

This amendment allows the Police Department to continue dedicated Internet services with increased bandwidth capacity for patrol cars and other applications. In addition, it also allows Internet services for the Mayor's Office of Employment Development with increased bandwidth. The amendment adds services for the Housing Authority of Baltimore City (HABC) at 46 locations. The new service will enable the HABC to migrate from Frame Relay to PIP Ethernet services, and increases bandwidth for Internet at the various housing facilities. Verizon plans to retire Frame Relay technology and will no longer offer Frame Relay services to its customers.

MINUTESDepartment Communication Services - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the amendment to the MiCTA participation contract with Verizon Business Network Services Inc. on behalf of MCI Communications Services, Inc. d/b/a Verizon Business Services.

MINUTES

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following page:

1215

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

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation</u>		
1. \$ 10,504.00	9950-905645-9528	9950-906645-9527
Federal	Constr. Reserve -	Dev. Agencies St.
	Intercity/Inter-	Improvement
	modal Terminal	Intercity/Inter-
		modal Terminal
		Greyhound Bus
		Terminal

This transfer will fund the cost associated with Project No. 1113, Task 10, "On-Call Services for Federal Aid Projects" for work assigned to STV, Inc. related with the Project "Greyhound Bus Terminal" at 2110 Haines Street.

2. \$ 38,000.00	9962-941002-9563	9962-909052-9562-2
Other	Const. Reserve -	Contingencies -
	Conduit Replace-	Washington Blvd -
	ment Program	I-95 to Monroe

This transfer will cover the deficit and fund the cost related to TR 03313, Change Order 24, "Reconstruction of Washington Blvd: Monroe St. to I-95", by Civil Construction, LLC.

3. \$ 82,927.08	9950-926004-9509	9950-929004-9508
General Fund	Const. Reserve -	Belair Road
(HUR Eligible)	Belair Road	Complete Streets
	Complete Streets	

This transfer will cover the costs associated with Project 1123, Task #13, "On-Call Transportation Planning/Policy/Feasibility Studies" for Belair Road Complete Streets Improvements by McCormick Taylor, Inc.

MINUTES

Department of Audits - Expenditures of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve an expenditure of funds to pay the Maryland Association of Certified Public Accountants (MACPA). The expenditure is for training on April 26, 2013.

AMOUNT OF MONEY AND SOURCE:

\$ 7,360.00 - MACPA - Gov't and Not-for-Profit Conf. (31 auditors and one employee from the Dept. of Finance)

Account: 1001-000000-1310-157800-603020

BACKGROUND/EXPLANATION:

These expenditures of funds will pay for the registration of staff to attend a one-day seminar sponsored by the MACPA on April 26, 2013.

Government Audit Standards require that each auditor obtain 80 hours of CPE every two years. The foregoing program is part of the Department's scheduled training for this year. The average cost per staff training hour will be approximately \$28.00, which is below the industry average in relation to other training of this nature.

In order to take advantage of a special group registration for the MACPA training, one member of the Department of Finance is included with this request. The Department of Finance will reimburse the Department of Audits for its attendee.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved expenditure of funds to pay the Maryland Association of Certified Public Accountants.

MINUTES

Mayor's Office of - Expenditure of Funds
Information Technology

ACTION REQUESTED OF B/E:

The Board is requested to approve an expenditure of funds to pay ROLTA International, Inc. The period is July 1, 2012 through June 30, 2013.

AMOUNT OF MONEY AND SOURCE:

\$15,000.00 - 1001-000000-1472-165800-603098

BACKGROUND/EXPLANATION:

The ROLTA OnPoint software was purchased several years ago under the purchase order (PO) for Location Age. The FY13 Location Age contract is still in review in the Bureau of Purchases and does not have a PO for ROLTA. The FY13 maintenance payment is past due.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the expenditure of funds to pay ROLTA International, Inc.

MINUTES

UPON MOTION duly made and seconded,

the Board approved the

Extra Work Orders and Transfers of Funds

listed on the following pages:

1219 - 1220

All of the EWOs had been reviewed and approved

by the

Department of Audits, CORC,

and MWBOO, unless otherwise indicated.

The Transfer of Funds was approved

SUBJECT to receipt of a favorable report

from the Planning Commission,

the Director of Finance having reported favorably

thereon, as required by the provisions

of the City Charter.

MINUTES

EXTRA WORK ORDERS

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

Department of Transportation

1. EWO #001, \$186,250.00 - TR 12005, Reconstruction of Alleys Various Locations

\$776,895.00	-	Santos Construction Co., Inc.	-	-
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2. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$340,000.00	9950-904100-9504	9950-905441-9504-2
HUR Funds	Constr. - Reserve Footway Paving	Reconstruction of Alleys Various Locations

This transfer will cover the deficit in the account and fund the costs associated with TR 12005, Reconstruction of Alleys, Various Locations Change Order No. 1 for work assigned to Santos Construction Co., Inc.

3. EWO #012, \$56,160.70 - Project No. 1003, Rehabilitation of Sinclair Lane Bridge over CSXT RR

\$505,057.62	\$619,969.19	AECOM Technical Services, Inc.	-	-
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Bureau of Water and Wastewater

4. EWO #003, \$50,356.67 - WC 1214R, Repaving Utility Cuts at Various Location

\$3,984,398.50	\$312,727.56	Monumental Paving & Excavating, Inc.	0	58
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MINUTES

EXTRA WORK ORDERS

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

Bureau of Water and Wastewater

5.	EWO #001, \$ 0.00 - WC 1237, Meter Setting Installa- - tions and Replacements, North-East Baltimore			
	\$5,733,000.00 -	Spiniello	180	-
		Companies	CCD	

The current contract expiration is May 27, 2013. This time extension will make the contract expiration date November 22, 2013.

6.	EWO #007, \$332.91 - WC 1217, Urgent Need Work - Infrastructure Rehabilitation - Various Locations			
	\$5,373,325.00 \$937,595.05	Spiniello	-	50
		Companies		

7.	EWO #009, \$ 5.41 - WC 1217, Urgent Need Work - Infrastructure Rehabilitation - Various Locations			
	\$5,373,325.00 \$1,544,942.12	Spiniello	-	50
		Companies		

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development - Options</u>			
1. Turf, LLC	944 N. Chester St.	G/R \$36.00	\$ 330.00
Funds are available in account no. 9990-906416-9588-900000-704040, EBDI Phase II Project.			
2. Dolores Medin	951 N. Chester St.	G/R \$34.50	\$ 287.00
Funds are available in account no. 9910-906416-9588-900000-704040, EBDI Phase II Project.			
3. Holy Trinity Church of God in Christ, Inc.	2028-2030 Ashland Avenue	L/H	\$171,000.00
Funds are available in account no. 9910-906416-9588-900000-704040, EBDI Project, Phase II.			
4. Arnold Ages and Shoshanna Ages	2124 Ashland Avenue	G/R \$60.00	\$ 550.00
Funds are available in account no. 9910-906416-9588-900000-704040, EBDI Phase II Project.			
5. Montego Bay Properties, Inc.	1009 N. Washington St.	L/H	\$21,000.00
Funds are available in account no. 9910-906416-9588-900000-704040, EBDI Project, Phase II.			

In the event that the option agreement/s fail/s and settlement cannot be achieved, the Department requests the Board's approval to purchase the interest in the above property/ies by condemnation proceedings for an amount equal to or lesser than the option amounts.

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

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development (DHCD) - Condemnation</u>			
6. Miriam Naiditch, Personal Representa- tive of the Estate of Bernard Naiditch (deceased)	1115 N. Bradford St.	G/R \$48.00	\$ 320.00

Funds are available in account no. 9910-904488-9588-900000-704040, Milton-Montford Project.

Dept. of Law - Payment of Settlement

7. Simon Grant (previous owner)	2730 Tivoly Avenue	L/H	\$ 5,700.00
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On April 04, 2012, the Board approved the acquisition of the leasehold interest in 2730 Tivoly Avenue, by condemnation, for the amount of \$24,300.00. The former owner of the property valued the property at \$40,000.00, but produced a creditable valuation report which valued the property at \$32,000.00. The parties have agreed to settle the condemnation suit for a total amount of \$30,000.00. Therefore, the Board is requested to approve an additional \$5,700.00 in settlement of this case.

Funds are available in State funds, account no. 9910-904326-9588-900000-704040.

UPON MOTION duly made and seconded, the Board approved and authorized the foregoing options, condemnation, and payment of settlement.

MINUTES

Health Department - Expenditure of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve the purchase of client incentive gift cards for the HIV/STD Prevention Program and authorize an expenditure of funds to pay CVS Pharmacy, Inc.

AMOUNT OF MONEY AND SOURCE:

\$ 3,562.00 - 4000-422313-3023-294200-604051
6,438.00 - 4000-419113-3023-294200-604051
\$10,000.00 - 2,000 cards @ \$5.00 ea.

BACKGROUND/EXPLANATION:

The client incentives/gift cards purchased from CVS Pharmacy, Inc. will be distributed to help reduce the number of new HIV infections and improve the health of persons living with HIV/AIDS. The staff's ability to attract those encountered to receive counseling and testing on the STD/HIV testing van will be enhanced through the use of incentive cards. T-shirts are purchased and provided to the outreach team.

The STD/HIV Prevention Program adheres to all policies associated with the usage of incentives and has sufficient procedures in place to address the safeguarding and accountability of incentives purchased.

The Health Department adopted a consolidated policy for the purchase, distribution, and documentation of all incentive cards. The central tenets of this policy account for: 1) a single means of procuring all incentive cards through the Board of Estimates; 2) the documentation of each incentive card and its recipient; 3) a monthly reconciliation for all purchases that account for all distributed and non-distributed cards; and, 4) periodic internal reviews, which are to be shared with the Department of Audits.

MINUTESHealth Department - cont'd

This policy has been reviewed by the City Solicitor's Office and the Department of Audits. Consistent with the original Board of Estimates approval, all requests for payment for the above-incentive cards will be subject to the Department of Audits approval.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved purchase of client incentive gift cards for the HIV/STD Prevention Program and authorized the expenditure of funds to pay CVS Pharmacy, Inc.

MINUTESHealth Department - Expenditure of Funds**ACTION REQUESTED OF B/E:**

The Board is requested to approve the purchase of client incentive cards for the Teen Pregnancy Prevention Initiative and authorize an expenditure of funds to pay the National Gift Card Corporation.

AMOUNT OF MONEY AND SOURCE:

	<u># of Cards</u>	<u>Denomination/Cards</u>	<u>Company</u>
\$235.00	10	\$25.00	Foot Locker
97.00	4	\$25.00	iTunes
117.50	5	\$25.00	Regal Entertainment Group
150.00	6	\$25.00	Target
150.00	6	\$25.00	Wal-Mart
120.00	5	\$25.00	Game Stop
9.99	- Fedex Ground Shipping		
\$879.49	- 6000-616613-3080-292301-604025		

BACKGROUND/EXPLANATION:

The client incentives/gift cards will be distributed to Youth Advisory Council Members (Council) of the Teen Pregnancy Prevention Initiative (TPPI) as incentives for participation in three outreach efforts conducted by the Council members. These 12 youth Council members will represent TPPI's Know what you want: U Choose campaign at three different community outreach events including health fairs. For each community outreach activity, the Council members will disseminate campaign materials (t-shirts, backpacks, wristbands, buttons, and stickers) and educate the community on family planning information through Baltimore City.

MINUTESHealth Dept. - cont'd

The TPPI adheres to all policies associated with the usage of incentives and has sufficient procedures in place to address the safeguarding and accountability of incentives purchased.

The Health Department adopted a consolidated policy for the purchase, distribution, and documentation of all incentive cards. The central tenets of this policy account for: 1) a single means of procuring all incentive cards through the Board of Estimates; 2) the documentation of each incentive card and its recipient; 3) a monthly reconciliation for all purchases that account for all distributed and non-distributed cards; and, 4) periodic internal reviews, which are to be shared with the Department of Audits.

This policy has been reviewed by the City Solicitor's Office and the Department of Audits. Consistent with the original Board of Estimates approval, all requests for payment for the above-incentive cards will be subject to the Department of Audits approval.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the purchase of client incentive cards for the Teen Pregnancy Prevention Initiative and authorized an expenditure of funds to pay the National Gift Card Corporation.

MINUTES

Health Department - Agreements

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

1. **BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS** **\$ 9,911,872.00**

Account: 6000-624913-3100-297100-406001

The Baltimore City Public School System with the assistance of the Baltimore City Health Department will provide adequate and appropriate School Health Services to students of the Baltimore City Public School System. The Department will provide School Health Suite Coverage and School-Based Health Center services. The period of the agreement is July 1, 2012 through June 30, 2013.

The agreement is late because additional time was necessary to review the agreement.

2. **FAMILY LEAGUE OF BALTIMORE CITY, INC.** **\$ 25,604.00**

Account: 6000-626314-3080-513201-406002

The Baltimore City Health Department co-leads B'More Fit for Healthy Babies project with the Family League of Baltimore City. Joint responsibilities include administrative oversight and performance monitoring, coalition building, communications, program/evaluation oversight and resource development.

This agreement will provide funding for the Health Program Administrator, who serves as Co-Director of B'More for Healthy Babies. Each Co-Director will assume lead responsibility and be held accountable for specific deliverables. Major programmatic and budget decisions will be made jointly. The period of the agreement is September 1, 2012 through August 31, 2013.

The agreement is late because of a change in signatory at the Family League of Baltimore City.

AUDITS REVIEWED AND HAD NO OBJECTION.

MINUTES

Health Dept. - cont'd

3. THE GREENMOUNT SENIOR CENTER, \$ 0.00
INC.

Through a grant from the Corporation for National and Community Services, the Department sponsors the Retired and Senior Volunteer Program (RSVP). The grant pays 100% of the cost for the Senior Companion to volunteer and assist special needs clients who want to remain in their homes. While the Senior Volunteer is on duty, the grant provides for their life insurance, transportation and other benefits. The period of the agreement is April 1, 2012 through June 30, 2013.

The agreement is late because the original contract was returned but was misplaced. It was found on January 17, 2013.

APPROVED FOR FUNDS BY FINANCE

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

MINUTES

Health Department - Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to agreement with Trulife Health Services, LLC.

AMOUNT OF MONEY AND SOURCE:

\$16,500.00 - 4000-426213-3110-606201-603018
25 additional cases per month @ \$55.00 per case

BACKGROUND/EXPLANATION:

On August 15, 2012, the Board approved the original agreement for Case Monitor Services for Montgomery County residents. It was approved at a rate of \$55.00 per case for 100 cases per month. This amendment increases the agreement by \$16,500.00 making the total for FY13 \$82,500.00 at \$55.00 per case for 125 cases per month.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the amendment to agreement with Trulife Health Services, LLC.

MINUTES

Health Department - Revised Notification of
Award and Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize acceptance of a revised notification of award (NoA) and agreement with the Department of Health and Human Services, Substance Abuse and Mental Health Administration, Center for Substance Abuse Treatment (SAMHSA). The period of the grant award is September 30, 2012 through September 29, 2013.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On February 27, 2013, the Board approved the original NoA in the amount of \$325,000.00 for the period September 30, 2012 through September 29, 2013.

On March 01, 2012, the Department received the revised NoA approving the carryover of an unobligated balance of \$165,524.00 from 02 year, September 30, 2011 through September 29, 2012 to 03 year, September 30, 2012 through September 29, 2013.

Approval of the revised NoA will allow the Department to amend its current agreement with Baltimore Substance Abuse Systems, Inc. for these services.

The request is being presented at this time because the revised NoA was revised on March 1, 2013.

APPROVED FOR FUNDS BY FINANCE

AUDITS NOTED THE REVISED NOTICE OF AWARD .

MINUTES

Health Dept. - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized the acceptance of a revised notification of award and authorized execution of the agreement with the Department of Health and Human Services, Substance Abuse and Mental Health Administration, Center for Substance Abuse Treatment. The Mayor **ABSTAINED**. The President **ABSTAINED**.

MINUTES

Parking Authority of - Expenditure of Funds
Baltimore City (PABC)

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an expenditure of funds to Public Properties, LLC (Public Properties).

AMOUNT OF MONEY AND SOURCE:

\$34,163.38 - 2075-000000-2321-407200-603026	Arena Garage
\$76,344.58 - 2075-000000-2321-407100-603026	Market Center Garage

BACKGROUND/EXPLANATION:

The payment to Public Properties is for a contract acquisition fee that is required for completion of a parking agreement with the United States Department of Veterans Affairs (VA) to provide parking in various City facilities (the Agreement).

The VA has been parking at the City's Market Center Garage for more than ten years and currently has more than 250 VA parkers at Market Center Garage (revenue of \$259,200.00 annually).

In June of 2012, the VA issued an RFP for the lease of 875 parking spaces located in a defined area around the VA's 10 N. Greene Street location. The VA issued this RFP through a third party procurement firm, Public Properties LLC. Pursuant to the RFP, any awarded bidder is required to pay for the service of Public Properties in the form of a "lease acquisition fee." The fee is two percent (2%) of the aggregate value of the rental payments the City will receive from the VA. The PABC submitted a bid requesting that this fee be waived by the VA. Though the VA accepted PABC's bids, it did not waive the fee as requested.

The PABC offered a bid of 320 parking spaces at Market Center (250 current spaces plus 70 additional) and a bid of 130 parking spaces at Arena Garage. The VA has accepted both bids, meaning retention of current revenue (\$259,200.00) at Market Center with an additional \$81,000.00 annually resulting from the new agreement and new revenue to the City at Arena Garage in the amount of \$170,000.00 annually.

MINUTES

PABC - cont'd

This agreement will bring in more than \$5.5 million to the City over the ten year term.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION .

UPON MOTION duly made and seconded, the Board approved the expenditure of funds to Public Properties, LLC.

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. <u>INGERSOLL RAND COMPANY</u> | <u>\$47,796.00</u> | <u>Sole Source</u> |
|----------------------------------|--------------------|--------------------|
- Solicitation No. 08000 - Quarterly PM of Lox Plant
Compressors/Dryers - Department of Public Works - Req. No. R625732

This requirement is for parts and service for installed proprietary equipment. The vendor is the sole manufacturer of parts/equipment and the sole service provider. The period of the award is April 10, 2013 through April 9, 2014.

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|--------------------------------------|--------------------|----------------|
| 2. <u>MARYLAND CHEMICAL CO, INC.</u> | <u>\$30,000.00</u> | <u>Renewal</u> |
|--------------------------------------|--------------------|----------------|
- Solicitation No. B50002356 - Hydrochloric Acid/Quarantine Road Landfill - Department of Public Works - Req. No. P519810

On March 28, 2012, the City Purchasing Agent approved the initial award in the amount of \$19,000.00. This final renewal in the amount of \$30,000.00 will make the total award amount \$49,000.00 and is for the period May 6, 2013 through May 5, 2014.

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|---------------------------------------|--------------------|--------------------------------|
| 3. <u>EAST BANC TECHNOLOGIES, LLC</u> | <u>\$45,000.00</u> | <u>Rescission/
Low Bid</u> |
|---------------------------------------|--------------------|--------------------------------|

Solicitation No. B50002814 - CitiWatch Application - Mayor's Office of Information Technology - Req. No. R621298.

The Board is requested to rescind the award to Port Networks on March 20, 2013 that was awarded due to an administrative error that was caught prior to any notification of award. The Board is also requested to award B50002814 to the low bid, East Banc Technologies, LLC. The period of the award is April 10, 2013 through April 9, 2014.

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. LEGAL FILES SOFTWARE, INC. | \$ 0.00 | Renewal |
| Solicitation No. B5001829 - Maintenance of Case Management System - Office of Inspector General - Req. No. P520129 | | |

On June 8, 2011, the Board approved the initial award in the amount of \$34,734.00. On May 23, 2012, the Board approved a renewal. This final renewal is for the period June 8, 2013 through June 7, 2014.

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| 5. TENNANT SALES AND SERVICE COMPANY | \$ 60,000.00 | Renewal and Increase |
| Solicitation No. B500001931 - PM Maintenance for Tennant Machines - Convention Center - P.O. No. P516995 | | |

On May 11, 2011, the Board approved the initial award in the amount of \$30,000.00. The award contained three 1-year renewal options. The Board approved the first renewal on February 15, 2012 in the amount of \$25,000.00. An increase was approved in the amount of \$30,000.00 by the Board on January 9, 2013. This second renewal includes additional funding for a higher volume of maintenance activity. The period of the renewal is May 9, 2013 through May 8, 2014, with one 1-year renewal option remaining.

MWBOO GRANTED A WAIVER.

- | | | |
|---|--------------|----------|
| 6. HARBOR TRUCK SALES & SERVICE INC, d/b/a BALTIMORE FREIGHTLINER | \$600,000.00 | Increase |
| Solicitation No. 06000 O.E.M. Parts, Service and Warranty Repairs for Freightliner Heavy Trucks - Department of General Services - P.O. No. P510047 | | |

On Sept. 30, 2009, the Board approved the initial award in the amount of \$450,000.00. The Board approved an increase of \$300,000.00 on March 23, 2011 and \$500,000.00 on October 19, 2011, respectively. The first renewal was approved by the Board on July 11, 2012 in the amount of \$600,000.00. Due to an

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

increase in usage of parts and service for Freightliner trucks in the fleet, an increase is necessary. This increase in the amount of \$600,000.00 will make the award amount \$2,350,000.00. The contract expires on September 30, 2013, 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.

MWBOO GRANTED A WAIVER.

- | | | |
|---|-------------|--------------|
| 7. LABORATORY CORPORATION
OF AMERICA HOLDINGS | \$12,500.53 | Ratification |
| Solicitation No. B50002125 - Provide Cytology Testing Services - Health Department - P.O. No. P521531 | | |

On December 7, 2011, the Board approved the initial award in the amount of \$86,000.00 to Onco Diagnostic Services, Inc. Onco Diagnostic Services, Inc. was acquired by Lab Corporation. Neither Onco Diagnostic Services, Inc. nor Lab Corporation of America Holdings notified the City of the change. Therefore, during the period July 1, 2012 through September 12, 2012, Lab Corporation was supplying services under Onco Diagnostic Services, Inc.'s contract and could not be paid. On September 12, 2012, the Board approved the re-assignment of the contract in the amount of \$150,000.00 to Laboratory Corporation of America Holdings. The period of the ratification is July 1, 2012 through September 12, 2012.

MWBOO GRANTED A WAIVER.

- | | | |
|---|---------------|---------|
| 8. LORENZ, INC. | \$ 800,000.00 | Renewal |
| Solicitation No. B50001231 - Mowing Services for Recreation and Parks - Department of Recreation and Parks - P.O. No. P512903 | | |

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

On April 14, 2010, the Board approved the initial award in the amount of \$578,960.00. The award contained four 1-year renewal options. Subsequent actions have been approved. This renewal in the amount of \$800,000.00 is for the period April 14, 2013 through April 13, 2014, with one 1-year renewal option remaining.

MBE: 4-Evergreen Lawn Care 27%

WBE: Fouts Lawn Care 10%

MWBOO FOUND VENDOR IN COMPLIANCE.

- | | | |
|---|----------------|---------------------------|
| 9. MARTIN'S
INC. | \$2,332,500.00 | Correction
and Renewal |
| Solicitation No. B50002354 - Provide Meals for the Summer Food Service Program - Department of Housing and Community Development - Req. No. R626807 | | |

On May 16, 2012, the Board approved the initial award in the amount of \$2,930,400.00. Due to a clerical error, the Board letter specified a one year period of coverage with no renewals, which was incorrect. The period should have been one year with four 1-year renewal options. The Board is requested to approve the correct period of coverage. This request is for the first renewal for May 16, 2013 through May 15, 2014 with three 1-year renewal 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.

MBE: Class Act Café & Catering, Inc. 15.30%

WBE: Shalom Catering Corp. 8.61%
MR Enterprise, Inc. 2.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

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INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
10. INGERSOLL RAND EQUIPMENT	\$ 0.00	
HERTZ EQUIPMENT RENTAL CORP.	0.00	
POTTS & CALLAHAN, INC.	100,000.00	
ALLIED CONTRACTORS, INC.	0.00	
	<u>\$100,000.00</u>	Renewal

Solicitation No. BP 07005 - Construction Equipment Rental Services - Agencies - Various - P.O. Nos. Various

On May 23, 2007, the Board approved the initial award in the amount of \$270,000.00. The award contained two renewal options. The final renewal was approved by the Board on February 23, 2011 in the amount of \$270,000.00. An extension is necessary to allow dredging work at the Quarantine Road Landfill to be completed and to re-solicit the City's requirement. The period of the extension is May 15, 2013 through November 14, 2013.

MWBOO GRANTED A WAIVER.

11. BREKFORD CORPORATION	\$2,200,000.00	Amendment No. 1 to Agreement
Solicitation No. B50002246 - Automatic Traffic Violation Enforcement System - Department of Transportation - Req. No. Various.		

The Board is requested to approve and authorize execution of an amendment to agreement with Brekford Corporation. The agreement expires December 31, 2017, with three 1-year renewal options, remaining. On November 7, 2012, the Board approved the initial award to the Brekford Corporation (Brekford). Due to a clerical error, the term listed on the initial award was January 1, 2013 through December 31, 2015 with two 1-year renewal options. The correct term should have been January 1, 2013 through December 31, 2017, with three 1-year renewal options.

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INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

This amendment includes needed clarifications and modifications to the original solicitation that were required due to changed circumstances from those at the time of award. The amendment includes additional camera replacements at the City's direction, in order to allow the City to purchase replacements for those that the City was unable to turn over to Brekford for operation and maintenance at the beginning for the Contract, due to deficiencies in the performance of the prior vendor. As the contract only contemplated new cameras at current locations when Brekford chose to update technology, at their expense, camera purchases that fell outside of the contemplated categories needed to be addressed.

This amendment both adds that needed category, and adds voluntary MBE participation when available, which was not originally contemplated due to the expected lack of extension camera installations. The amendment also adds a clarification for work required by the City to address safety concerns due to cameras that were poorly installed by the previous vendor, in order to decommission them temporarily. Voluntary MBE participation would also apply to this added work. Additional operation clarifications were included in the Amendment, which have no associated cost to the City. Language was also added in order to address the possibility of legislative action on the enabling state law for the program, and to include a process by which liquidated damages could be assessed if required by legislative action or if desired by the City. Finally, this amendment strengthens the City's rights in post contract transition activities.

MBE/WBE PARTICIPATION:

On December 21, 2011, it was determined that no goals would be set because of no opportunity to segment the contract. Nonetheless, the vendor has identified Calmi Electrical, Inc., a City-certified MBE to perform electrical services as required and has agreed to consult with MWBOO to determine if additional certified MBE's and WBE's are available, if additional subcontracting services are required.

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President: "The first item on the non-routine agenda can be found on Page 27, item no. 11, Automatic Traffic Violation Enforcement System. Will the parties please come forward."

Tim Krus: "Tim Krus, City Purchasing Agent. This is an amendment to the contract that the City has with Brekford Corporation for Automatic Traffic Violation Enforcement System which includes various provisions including the addition of \$2 million dollars in speed cameras and additional work, so that the City can move forward with restoring public trust in the Speed Camera System many of which are in school zones. These cameras have ah-- specified price in this agreement. The City will take title to these cameras and the agreement provides for other protections for the City in this program."

Arnold M. Jolivet: "Good morning, Arnold M. Jolivet ah-- when this specific item appeared before the Board on 11/07/2012 the Bureau of Purchases presented this item to the Board as a revenue contract and as a revenue contract according to the Bureau of Purchases it is not subject to competitive bidding and nor is it subject to the City's minority women's business enterprise program. My protest today is predicated on the fact that the Bureau of Purchases is now coming before this Honorable Board to change the method which it is awarding the contract. When the contract came before the Board, initially there was no

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requirement for minority participation and there were no upfront City expenditures. Now, it appears that the City is being requested to expend over \$2 million dollars in expenditures that arguably were not contemplated at the time the original procurement was put out. My - - my protest actually asks this Board if the City is going to spend or be required to spend an expenditure in the excess of \$50,000.00 according to Article 6, Section 11 ah -- of the Charter then I submit to you that the City is duly obligated to put this contract back out for competitive bidding. I - - this is a major herculean change in the original contract, even the concept and it was never contemplated ah -- initially that the City would be asked to put out \$2,000,000.00. When I appeared, I actually did not appear before the Board on this item. But, the point is made that the whole purpose of competitive bidding is to put all bidders on somewhat of an equal footing. The original bidder, all of the original bidders were they to be, were they communicated that, uh -- informed that the City would ultimately add an infusion of \$2,000,000.00 into this contract, they may have bid differently. But, the point I want to make and I don't want to take up the Board's time. The point I want to make no. 1, this contract has been conformed or transformed into a contract that now requires - - because it requires the City to expend more than an amount

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\$50,000.00 or greater, it is now subject to competitive bidding, the City not - withstanding what Mr. Krus has asked this Board has no power, no authority at all to award a contract without a competitive bid - none. I would ask this Board to also look at the initial representation to this Board that there was no requirement for minority participation and presumably under the City minority program that is an accurate representation because the ordinance clearly requires a City expenditures of \$49,999.00 and at the time that the contract was initially bid -- ah it could not be reasonably contemplated that the City would spend that kind of money but, now it is made very clear that the City now will be required to spend over \$2,000,000.00. I would ask this Board to follow the law, follow the law, and require a competitive bid for the expenditure of this \$2,000,000.00, also follow the law - - I don't really know what voluntarily minority participation means, they use - Mr. Krus uses the term "voluntary minority participation" I submit that there is no such, there is no such creature, there, either the ordinance requires minority participation or it does not, there is no break, there is no medium here. You got to have minority participation if the contract is going to exceed \$49,999.00 that's a requirement. The City is going to spend more than that on this contract so you need to remove the language voluntary

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participation to participation. Simple as that. I made my case"

President: "Madam Comptroller"

Comptroller: "I have a couple of questions. I just want to make sure my understanding - -"

President: "You got to talk into the mic."

Comptroller: -- my understanding is clear when we met yesterday I was told that the cameras had already been purchased and that you are shaking your head but - -"

Erin Sher-Smyth: "I just want to clarify, in your questions you did - - I apologize. Erin Sher-Smyth, Bureau of Purchases - that was one of your questions. However, they have not been purchased, some of them are on City property but they are currently Brekford's property. The City would like to purchase them so that it has complete control of the cameras going forward."

Comptroller: "So, how was it determined that we needed the 72 cameras."

Tim Krus: "The contract had originally provided for 10 cameras--"

Comptroller: "Right."

Tim Krus: "When we had difficulties making the transition to the new system - ah we identified 82 locations, 72 of which we need to install new portable cameras in and in this originally competitively bid contract when we did come to the Board I know"

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Mr. Jolivet had not protested at that time but we did have a protest-- ah on the competitive award and we promised the Board that if there was a need for a significant installation of cameras that we would come back and tell the Board about that and that we would make sure that the vendor worked with MWBOO to have minority participation. As a matter of fact, ah -- the MBE, certified MBE firm who was part of that protest, Calmi Electric, is the firm that is going to be involved in the installation of these cameras. The - Brekford has also committed to working with MWBOO for the installation of uh -- additional cameras with additional vendors, if that becomes necessary."

Comptroller: "I have another question. How does the City know that the change in specifications after the bid does not place Brekford in a more favorable position than the other bidders."

Tim Krus: "We had asked each of the other companies to give us prices for cameras not - not expecting that they would be as many cameras would be needed. I believe the price that we've been extended by Brekford is approximately half the price of those cameras and - ah we are convinced that it is fair and reasonable. Plus, we are convinced that it is the most responsible way for the City to proceed with this program, putting all of the responsibility in the hands of the vendor who won the competitive bid and not splitting that responsibility up

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among multiple vendors."

Comptroller: "So, if the cameras are required because of a dispute with ACS and Xerox, as you told me yesterday would the City pursue that vendor to pay this additional cost, because originally we were not expecting to pay this \$2,200,000.00."

Tim Krus: "We are still - ah speaking with the original vendor and we haven't made decisions on how that will proceed at this point in time. But we are in active discussions with the previous vendor."

Comptroller: "And Ms. Sher you said you will provide my office with the agreement, I don't believe we have received it yet."

Erin Sher-Smyth: "Sorry. We are attempting to track that down yesterday. I did check with the vendor and they recall signing it and hopefully by the end of today we will have that in your hands."

Comptroller: "Okay."

President: "Madam Mayor."

Mayor: "Thank you. Mr. Krus, the minority business that is engaged in the camera installation is the same one that did it originally, is that correct?"

Tim Krus: "Correct."

Mayor: "And that is a local company?"

Mayor: "Local, meaning city of Baltimore."

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Tim Krus: "City certified minority business enterprise."

Mayor: "Thank you."

Mr. Jolivet: "Mr. President, just one final, well incidentally Mr. President, one final observation and that is if you notice I made no - ah, I actually my communications to the Board made no complaint or protest regarding the participation other than the fact that I did find it very - - rather curious when the law says that the participation was mandatory, the City makes it voluntary. And that was just an observation communicated to this Board it was not intended to - to ah - ah -- be a protest, but I want to make another observation to the Board, this is a major, no matter how we look at it, this is a major substantial change in the original contract. And here is what, here is what the Maryland Court of Appeals has said when municipalities make changes in a contract awarded pursuant to law. The court has said ah - - the court has said that 'A Municipal Corporation or Administrative Agency cannot evade the law, competitive bidding law, by making substantial changes in the contract after it has been awarded pursuant to law.' In short, the municipality or agency cannot do indirectly what it Charter prohibits it from doing directly, it goes on to say that - - it goes on to say that - - ah - - it goes on to say that " it has adopted a rule promulgated by the Supreme court of Pennsylvania in 1923 in

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Hipps v. Allensburg that deviations from a contract awarded while construction or any other services are - must be based on open, honest, reasonable, and intelligent judgment and must not vary so substantially from the original plans and dollar value of the contract. And I say this largely because this is a major deviation which compels the Bureau of purchases to go out and take additional bids. The expenditure of this \$200.00 - - \$2,000,000.00 I would submit to you is just unwarranted, totally unwarranted. We don't know what the other bidders will charge us for those additional cameras. I also submit that it should have been revealed -- should it have been revealed to the other bidders that this was going to take place. Had this been revealed to the other bidders, I would submit to you that the City would not be spending this \$200 - - \$2,000,000.00 that Mr. Krus is asking you to spend today."

Comptroller: "Didn't you just say that you did request bids for the price of the cameras."

Tim Krus: "Yeah, on the initial competitive bid."

Comptroller: "What was the - -"

Tim Krus: "So, in this case the previous uh -- the previous vendor would have been one of the bidders that Mr. Jolivet is suggesting that we receive prices from."

Comptroller: "So, what was the price differential or variation

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between the first set of bidders you contacted as compared to Brekford?"

Tim Krus: "It was part of the initial response to the City and I did not bring those initial responses to the City with me."

Comptroller: "So, Brekford, was -- their prices were lower than all of the other ones that you contacted."

Tim Krus: "Brekford was the winner of the competitive bidding process."

Mr. Jolivet: "It did not inclu -

Tim Krus: "I believe - - I believe that ah -- ah --

Comptroller: "No. On the additional cameras --

Tim Krus: "Correct, well they -- we're basing the price on these that we received here on the initial prices that they provided to the City."

Comptroller: "On the ten cameras?"

Tim Krus: "Correct."

Comptroller: "And then - - When you realized you needed 72 more cameras you asked the other bidders to give you a price or you did not?"

Tim Krus: "No, we did not Madam Comptroller. We decided it was not practical to seek competitive bids on these additional cameras and that it was in the best interest of the City in this public safety program for school zones to have the awarded

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vendor provide those cameras to the City and take full responsibility for ensuring that they worked properly."

Comptroller: "But, how can you that you didn't see the need to do that because if I am asked to purchase 10 cameras and then I am asked to purchase an additional 72, because of economies of scale the price could go down. So, to say that there was no need to do that, I don't understand --"

Tim Krus: "Madam Comptroller, --"

Comptroller: "buying 10 cameras and buying 82 cameras could make the price go down."

Tim Krus: "The awarded vendor was extending these cameras to the City at approximately half the price."

City Solicitor: "Of the other vendors?"

Tim Krus: "Yes."

City Solicitor: "So if you - -"

Tim Krus: "Half of the original price."

City Solicitor: "So, if you were to do what - So, if you were to do what the Madam Comptroller would like you to do - - you would be going back to vendors who bid twice as much for this same equipment."

Tim Krus: "Well half - Mr. Nilson half of the price that Brekford had extended to us."

President: "All right, Thank you. I call for the vote."

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City Solicitor: ah - - I would - ah make a motion to deny the protest and approve the recommendation of the Bureau of Purchases."

Director of Public Works: "Second."

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

Comptroller: "I vote **NO**, because I haven't received the contract as mentioned yesterday and also the information I received yesterday is conflicting with what you are telling me today about the purchase."

President: "I vote **YES** because we have a minority contractor that is right here in the City and the owner of Brekford lives in the City. We always talk about City companies and City residents not getting these contracts, we have this gentleman who owns Brekford who actually lives in Baltimore City and the guy from the Calmi Electric is a City owned company as well. That's why I vote **YES**."

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INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
12. a. BERMAN'S TOWING I, LLC		Termination Agreement
BERMAN'S TOWING 2, LLC		" "
BERMAN'S TOWING 4, LLC		" "
b. GREENWOOD TOWING	\$ 300,000.00	Award
LILITH, INC. d/b/a JIM		
ELLIOTT'S TOWING	300,000.00	"
MCDEL ENTERPRISES, INC.	300,000.00	"
NATHAN ADAMS, JR. d/b/a		
NATE'S TOWING SERVICE	300,000.00	"
	<u>\$1,200,000.00</u>	

Contract No. B50002251 - Citywide Police Requested Towing Services - Department of Transportation - Req. No. R592015

The Board is requested to approve and authorize termination of an agreement with Bermans Towing, I, LLC, Bermans Towing 2, LLC and Bermans Towing 4, LLC for convenience.

On August 15, 2012, the Board approved the initial award which included Berman's which is recommended for termination. For adequate coverage of the City under this contract, the Board is requested to approve an award to the four responsible bidders listed above and next in line for award on this solicitation. The period of the agreement is April 10, 2013 through August 31, 2015, with two 1-year renewal options. The Bureau of Purchases recommends that the above referenced contract with the Berman's entities be terminated for convenience with the Berman's entities effective immediately with Board approval.

MWBOO found the four bidders next in line for award listed above in non-compliance. The recommendation for award is made on the condition that the awardees come into compliance within ten days of the award.

MWBOO SET GOALS OF 10% MBE AND 3% WBE.

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INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

Greenwood Towing, Inc.

Bidder did not meet MBE/WBE goals. Bidder requested a waiver but did not demonstrate a good-faith effort to meet the goals.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

McDel Enterprises, Inc.

MBE: Diamond Iron Works, Inc. 10%

WBE: Anne-Tisdale & Associates, Inc.*

McDel Enterprises, Inc. is not in good standing with the Maryland State Department of Assessments and Taxation.

Bidder did not submit Part C: MBE/WBE Statement of Intent form for Anne Tisdale & Associates, Inc.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

Nate's Towing Service

MBE: JJ Adams Fuel Oil Company, LLC¹

WBE: Sue-Ann's Office Supply, Inc. 0.75%²

¹On Part C: MBE/WBE Statement of Intent form for JJ Adams Fuel Oil Company, LLC does not list a subcontract amount or subcontract percentage.

²Bidder did not achieve the WBE goal. Not more than 25% of each MBE or WBE goal may be attained by expenditures to MBE/WBE suppliers who are not manufacturers. Therefore, the maximum value allowed has been applied.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

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INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR	AMOUNT OF AWARD	AWARD BASIS
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Bureau of Purchases

Jim Elliot's Towing

MBE: Hopkin's Fuel Oil Company	5%
Silverback Business Center	5%
WBE: Baltimore Auto Supply Co.	0.75%*
Doug's Auto Recycling	1.50%

Bidder did not achieve the WBE goal. Bidder listed The Baltimore Auto Supply Co. for 1.5%. However, not more than 25% of each goal may be attained by expenditures to MBE/WBE suppliers who are not manufacturers. Therefore, the maximum value allowed has been applied.

MWBOO FOUND VENDOR IN NON-COMPLIANCE.

A LETTER OF PROTEST WAS RECEIVED FROM THE MARYLAND MINORITY CONTRACTORS ASSOCIATION (MMCA) FOR ITEM NOS. 11 and 12.

A LETTER OF PROTEST WAS RECEIVED FROM FRANKFORD TOWING, INC. FOR ITEM NO. 12.

A LETTER OF PROTEST WAS RECEIVED FROM THOMAS LEWIS, JR. D/B/A THE TOWING AUTHORITY ASSOCIATION OF BALTIMORE FOR ITEM NO. 12. THE PROTEST HAS BEEN WITHDRAWN.

A LETTER OF PROTEST WAS RECEIVED FROM MR. FRED MADERO.

A PROTEST HAS BEEN 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.

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President: "The second item on the non-routine agenda can be found on page 28 to 30, Citywide Police Requested Towing Services. Will the parties please come forward."

Tim Krus: "Tim Krus, City Purchasing Agent. This is ah - - both a termination and award. It was um Termination of the Services of various Berman's Towing MD's for Police Requested Tows in the City based on a "Termination for Convenience" an agreement that the City has executed with these Berman's entities. As a result of that termination we have gone back to the original solicitation and selected the four awardees that you see in the letter, Greenwood Towing, Jim Elliott's Towing, McDel Enterprises and Nates Towing Service. These four vendors give us a distribution that is very similar to the distribution of the Berman's locations that are being closed in order to obtain the proper response times for the Police requested tows."

Mr. Arnold M. Jolivet: "Mr. President let the record show that I am not - - that my protest as reflected in my letter - - ah does not protest the Bureau of Purchases request to terminate Berman, that is not a part of my protest. However, I am somewhat perplexed that Mr. Krus can take a procurement that when it was awarded to Berman I believe back in August last year ah - - Mr. Krus can take that procurement, resuscitate it, and now want proposals to award additional contracts. I believe the law is

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very clear that once that procurement was awarded to Berman it -
- it extinguished the entire procurement. It does not allow the
City now to come back and make additional awards off of that
procurement and the Law Department is uniquely aware that has
been the law in Maryland for years and I don't know how - - ah
what is the justification for the Bureau of Purchases to now to
try to revitalize this contract and make additional awards, it
is just not permissive - - permitted. The other thing that I am
very much concerned is that there is a bidder who was the lowest
responsive responsible bidder according to Article VI Section 11
of the Charter and ah - - that bidder was the AutoBarn entities
and there has been no effort to explain to this Board when in
fact the AutoBarn entities were the low bidder why aren't they
being a part of this award and they not communicate - ah the
Bureau of Purchases has not communicated this fact to the
AutoBarn entities, they have not indicated at all why they are
being left out of this award when in fact the Bureau of
Purchases has a duty to award only to the lowest responsive
responsible bidder pursuant to Article VI, Section 11. So, I
think you are deserving of some explanation of why isn't the
AutoBarn entities a part of this award. We are deserving of
that. A bidder puts a considerable resources and other efforts
to make a bid to the City, Mr. President they deserve a-- the

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common courtesy of being informed, particularly when they are the lowest dollar bidder."

City Solicitor: "Are you representing Auto Barn today Mr. Jolivet?"

Mr. Jolivet: "Yes I am."

City Solicitor: "Okay, Thank you."

Mr. Jolivet: "I mean, I would demand some explanation of why isn't the Auto Barn entities apart of this award, and even if there is a justifiable reason why this is so, we need to hear that from you Mr. Krus."

President: "Mr. Krus."

Tim Krus: "Tim Krus, City Purchasing Agent. The Cherry Hill and Auto Barn entities were found in the initial solicitation to have swapped bid sheets between their proposals and ah - - for two of their entities ah - - in and those entities were found non-responsible, we haven't talked about peak hour tows, citywide violation towing yet but we found reason to believe that we saw anti-competitive practices in the bids that were submitted by those entities in the peak hour tows and found them non-responsible, as well. And that declaration of non-responsibility extends to the existing problem that they had had in Police requested tows."

Mr. Jolivet: "Where is that in writing, if I might add? Were

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they ever notified of this - -

Tim Krus: "They absolutely were, they were contacted - - ah - - by the City - - as a result of this they were asked a series of questions, they responded to that series of questions. Their lawyer contacted us and we discussed this and - - ah - - in spite of that long and very careful process which actually started with the protest of some of the towers who are in the audience today about -- ah -- monopolistic practices in the bids. Um - we find - found that uh -- that it was necessary to uphold what those protesters were saying."

City Solicitor: "And I take it Mr. Krus that the reason that you haven't brought forward that situation to the Board was to respect the Auto Barn entities and not un-necessarily put that information before the Board?"

Tim Krus: "That is correct."

City Solicitor: "Until now asked by Mr. Jolivet on their behalf."

Tim Krus: "Yes."

President: "Mr. Jolivet - - the Comptroller had a question - -"

Tim Krus: "Mr. Jolivet is representing them."

Comptroller: Did all the - -

President: "You have to talk into the mic."

Comptroller: "Did all of the towers who joint ventured with

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Berman agree not to seek award - an award on this contract."

Tim Krus: "Berman's in particular were part of their termination agreement."

Comptroller: "But the question is, did all of the bidders who joint ventured with Berman agree not to participate."

Tim Krus: "Oh, in the, excuse me in the Police Tow."

Comptroller: "Right, because I was wondering why Frankford was not being recommended for an award."

Tim Krus: "Frankford is not being and I think Madam Comptroller you saw this yesterday."

Comptroller: "I saw it, Right but did all the joint - - bidders who joint ventured with Berman agree not to seek."

Tim Krus: "No they did not."

Erin Sher-Smyth: "Excuse me, Madam Comptroller Erin Sher-Smyth, Bureau of Purchases. The only other entity in any of the joint ventures weren't various Frankford entities and they did not agree, however, they were not found to be responsible and responsive based on the fact that the Joint Venture no longer had a key party."

Comptroller: "So, explain why Frankford was not- - is not being recommended for an award."

Erin Sher-Smyth: "I'm sorry. In which of the two?"

Comptroller: "In the Police towing."

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Erin Sher-Smyth: "That was purely an operational issue. Their location ah-- is much farther away from the Berman's locations, and that-- the two solicitations actually don't have anything to do with each other, on the Frankford issue. So, in this case the Frankford location is on Fleet Street there are closer lower bidders that have previously been awarded. Universal is - - ah covers that area and ah - - and are far lower than Frankford. So, until additional locations are needed I believe that was the original intention of DOT is at this time they weren't needed but however there bid was still viable if additional locations were needed."

Comptroller: "Okay."

Eric Bryant: "Good morning Mr. Chairman, Madam Comptroller my name is Eric Bryant I am here with Co-counsel Scott Livingston on behalf of Frankford Towing. You do have documents in front of you from Frankfords'. Frankfords will not make any additional argument beyond what is submitted to you and will yield to what has been presented to the Board but I think in the moment Frankford will submit the papers only and remove itself from discussion and I think everything will be okay from there."

Comptroller: "Okay."

Mayor: "Remove itself from the - -"

Scott Livingston: "This is Scott Livingston on behalf of"

MINUTES

Frankford. We are not going to be making any oral presentation today"

Mayor: "But your protest still stands?"

Scott Livingston: "Yes"

Eric Bryant: "Take whatever action the Board deems necessary, I think we are okay, thank you Madam Comptroller, Mr. Chairman"

Mr. Jolivet: "Mr. President, one final observation and its - - its rather disturbing and the Solicitor - - ah - - is aware that assuming what Mr. Krus says about the Auto Barn entities, there has been no process - - assuming that the City's Bureau of Purchases suspected the Auto Barn entities of whatever the argument that Mr. Krus makes, Mr. Solicitor, there is a process. We have been denied process. He - - Mr. Krus cannot unilaterally declare and determine that the Auto Barn entities or any entity."

City Solicitor: "But his - -"

Mr. Jolivet: "- - well let me finish, let me finish please, you understand what I'm saying. There has been no process. Mr. Krus cannot be the jury, the executioner at the same time. He has got to give them a process and the process historically has been before this Board. If he is going to disqualify any bidder on the basis of collusion or any other ah - - ah - - ah misdeeds, Mr. Krus cannot make that decision single handedly. He has to

MINUTES

bring this and give the AutoBarn entities there due process rights. Mr. Solicitor you know that, you know that's the law, you know that. I don't know why we would allow this to go on."

City Solicitor: "Will the chair entertain a motion?"

President: "You finished Mr. Jolivet?"

Mr. Jolivet: "No. I am not finished Mr. President, I'm not finished - - we have a serious, we have a serious miscarriage of justice here. The Board is ignoring process. Mr. Krus is ignoring process, it's not right. It is not right and I would ask this Board to give the Autobarn entities their process, and there has been no process given to these bidders."

President: "I will entertain a motion."

City Solicitor: "I move that the action of this Board be to affirm the recommendation of the Bureau of Purchases which includes the determination that the Autobarn is not a responsible bidder as briefly outlined by Mr. Krus and that we reject the protest and approve the recommendation of the Bureau of Purchases."

President: "All those in favor say AYE. All those Opposed NAY."

Comptroller: "**NAY**"

President: "Please note the comptroller votes **NO**, the motion carries."

MINUTES

UPON MOTION duly made and seconded, the Board approved the foregoing informal awards and increases and Extensions to Contracts. The Mayor **ABSTAINED** on item no. 5. The Comptroller **ABSTAINED** on item 6. The Comptroller voted **NO** on item nos. 1 and 12.

MINUTESDept. 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. 1001 S. Lakewood Avenue	1001 S. Lakewood Ave., LLC	Single face electric sign 5'5" x 8'2"
Annual Charge: \$140.60		
2. 901 Fawn Street	The Baltimore Guide	One Newspaper Box
Annual Charge: \$ 23.40		
3. 800 N. Charles Street	800 North Charles Limited Partnership	Retain awning 8'4" x 3 ½'
Annual Charge: \$ 83.97		

There being no objections, the Board UPON MOTION duly made and seconded, approved the minor privilege permits.

MINUTES

Department of General Services - Developer's Agreement No. 1294

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of developer's agreement no. 1294 with BCP Investors, LLC, developer.

AMOUNT OF MONEY AND SOURCE:

\$27,171.00

BACKGROUND/EXPLANATION:

The developer would like to install new water service to its proposed construction located in the vicinity of 3559 Boston Street. This developer's agreement will allow the organization to do its own installation, in accordance with Baltimore City standards.

A Letter of Credit in the amount of \$27,171.00 has been issued to BCP Investors, LLC, which assumes 100% of the financial responsibility.

MBE/WBE PARTICIPATION:

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

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the developer's agreement no. 1294 with BCP Investors, LLC, developer.

MINUTES

Department of General Services - Consultant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a consultant agreement with Bovaro Partners, LLC. The period of the agreement is July 27, 2012 to June 30, 2013.

AMOUNT OF MONEY AND SOURCE:

\$25,000.00 Energy Efficiency and Conservation Block Grant
(ARRA Stimulus Fund)
Account no. 9916-913900-9197-910025-703032

BACKGROUND/EXPLANATION:

The agreement with Bovaro Partners LLC is for a continuation of financial advisory analyses of various energy projects and investigation into biomass management practices in relation to financial issues.

The Board approved a contract with Bovaro Partners, LLC on July 27, 2011, with a term of one year, ending July 26, 2012. Planned analyses were not finished during the allotted time, and the Department is seeking a new contract for the remaining budget of \$25,000.00. Bovaro Partners, LLC is completing a financial analysis for renewable energy and real property projects. The firm is also investigating the inventory, management, disposal, and related financial issues concerning the City's biomass, including wood waste, leaves, and manure. A business analysis report is the deliverable.

The contract term requested is retroactive to July 27, 2012, because the sub-grantee, Bovaro Partners, LLC, was continuing with the analyses post the previous agreement's expiration date of July 26, 2012. The Department of General Service's Energy Office received an extension for the Federal ARRA stimulus Fund that allows an extension of the sub-grant with Bovaro Partners, LLC.

MINUTES

DGS - cont'd

The agreement is late because of miscommunications between the Energy Office and Bovaro Partners, LLC.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the consultant agreement with Bovaro Partners, LLC.

MINUTES

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

ACTION REQUESTED OF B/E:

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

- | | | |
|----|--|--------------------|
| 1. | JOHNS HOPKINS UNIVERSITY/BLOOMBERG SCHOOL
SCHOOL OF PUBLIC HEALTH, JOHNS HOPKINS
CENTER FOR INJURY RESEARCH POLICY (JHCIRP) | \$30,000.00 |
|----|--|--------------------|

Account: 4000-486313-6051-352200-603020

The JHCIRP will work in partnership with the Baltimore City Head Start (BCHS) centers throughout the City. Interviews will be conducted with 12 representatives of the BCHS programs (six Directors and six Education Coordinators from St. Vincent DePaul, Union Baptist, Dayspring, Emily Price Jones, Metro Delta, and St. Jerome's). In partnership with BCHS, the JHCIRP will provide the following activities:

- conduct a document review of selected materials from BCHS and identify opportunities to better integrate or promote policies, environmental modifications, or educational programs to support the safety of BCHS children and their families,
- conduct site visits of the six BCHS programs that participated in the interviews using an assessment tool to broadly assess injury hazards, safety modifications and safety products in and around the selected Head Start Centers,
- invite each Head Start program within Baltimore City to schedule a visit from the Johns Hopkins Children are Safe (CARES) Safety Center. CARES educators (one fire educator and one safety educator) will provide educational tours of CARES, highlighting age appropriate safety messages for each of the 21 interactive and engaging exhibits on the mobile safety center, and

MINUTESMOHS - cont'd

- compile results from each of the above activities into a report for use by the MOHS on injury prevention recommendations, challenges and opportunities for the Baltimore City Head Start Program.

The period of the agreement is March 1, 2013 through June 30, 2013.

2. **THE BALTIMORE CHILD ABUSE CENTER, INC** **\$30,000.00**

Account: 4000-486313-6051-452200-603020

The organization will work in partnership with the Baltimore City Head Start (BCHS) Program to identify potential risks and provide recommendations that will strengthen the BCHS's child protection practices in Head Start Centers throughout the City.

The BCHS staff will have the ability to recognize signs of child abuse, minimize risk of an accusation to themselves and the BCHS, and effectively report abuse. The period of the agreement is April 1, 2013 through August 30, 2013.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION .

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the foregoing agreements. The President **ABSTAINED** on item no. 1.

MINUTES

Mayor's Office of - FY 2012 Continuum of Care (CoC)
Human Services (MOHS) Grant Program - Grant Awards

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the following grant award agreements with the U.S. Department of Housing and Urban Development (HUD). The period of the agreement is February 1, 2013 for one year.

AMOUNT OF MONEY AND SOURCE:

\$18,632,861.00 is available to support program activities. Funds are accessible through wire transfer.

<u>Providers</u>	<u>Grant No.</u>	<u>Amount</u>
1. AIRS Shelter Plus Care Program CoCR	MD0016L3B011205	\$ 1,510,382.00
2. At Jacob's Well PHP CoCR	MD0018L3B011205	23,968.00
3. Beans and Bread Outreach Center CoCR	MD0074L3B011205	38,853.00
4. Booth House S.A.I.L. THP CoCR	MD0078L3B011205	158,511.00
5. Christopher Place THP CoCR	MD0028L3B011205	100,662.00
6. Collington Square THP CoCR	MD0036L3B011205	314,380.00
7. Cottage Avenue Community THP CoCR	MD0075L3B011205	56,401.00
8. Druid Heights THP CoCR	MD0092L3B011205	168,298.00
9. Frederick Ozanam House THP CoCR	MD0076L3B011205	109,156.00
10. GEDCO Harford House and Micah House SRO CoCR	MD0038L3B011205	104,006.00
11. GEDCO SPC Case Management CoCR	MD0043L3B011205	321,525.00
12. HealthCare Access Maryland, Inc. CoCR	MD0020L3B011205	169,830.00
13. Home Connections II Samaritan Project CoCR	MD0249L3B011203	411,391.00
14. Home Connections PHP CoCR	MD0077L3B011205	375,842.00
15. House of Ruth THP CoCR	MD0044L3B011205	256,539.00
16. HPRP Legal Service Project CoCR	MD0045L3B011205	115,622.00
17. JHR, Inc. Carrington House Expansion THP CoCR	MD0047L3B011205	497,959.00
18. JHR, Inc. Carrington House THP CoCR	MD0048L3B011205	218,102.00
19. JHR, Inc. Lighthouse 1 CoCR	MD0046L3B011205	103,831.00
20. JHR, Inc. Lighthouse 2 CoCR	MD0012L3B011204	102,959.00
21. Marian House PH CoCR	MD0051L3B011205	70,577.00
22. Marian House Serenity Place PHP CoCR	MD0052L3B011205	31,730.00
23. Marian House TAMAR 2 PHP CoCR	MD0060L3B011205	60,016.00

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	<u>Providers</u>	<u>Grant No.</u>	<u>Amount</u>
24.	Marian House TAMAR PHP CoCR	MD0063L3B011205	33,611.00
25.	Marian House S+C Expansion (formerly Mt. Calvary H. T. S+C) CoCR	MD0057L3B011205	51,444.00
26.	Marian House TAMAR S+C CoCR	MD0064L3B011205	590,698.00
27.	Marian House THP CoCR MOHS Homeward Bound Housing First Expansion	MD0053L3B011205	209,848.00
28.	PHP CoCR	MD0253L3B011202	66,937.00
29.	MOHS Housing First S+C CoCR	MD0019L3B011205	115,749.00
30.	MOHS HMIS Project CoCR	MD0021L3B011205	362,812.00
31.	MOHS Homeward Bound PHP CoCR	MD0022L3B011205	748,616.00
32.	My Sister's Place Lodge THP CoCR	MD0029L3B011205	303,127.00
33.	Newborn, Inc. Martha's Place CoCR	MD0058L3B011205	42,175.00
34.	People Encouraging People, Inc. Samaritan CoCR	MD0011L3B011203	604,349.00
35.	PHP CoCR	MD0034L3B011205	296,792.00
36.	Pratt House THP CoCR	MD0081L3B011205	111,109.00
37.	Project Based S+C CoCR	MD0023L3B011205	139,438.00
38.	Project BELIEVE PHP CoCR	MD0061L3B011205	117,074.00
39.	Project FRESH Start CoCR	MD0030L3B011205	100,165.00
40.	Project PLASE Medically Fragile SRO CoCR	MD0069L3B011205	75,411.00
41.	Project PLASE Medically Fragile THP CoCR	MD0066L3B011205	178,460.00
42.	Project PLASE Scattered Site PHP CoCR	MD0068L3B011205	240,498.00
43.	Project PLASE S+C CoCR	MD0065L3B011205	1,570,537.00
44.	REACH Combined CoCR	MD0027L3B011205	725,258.00
45.	Shelter Plus Care Case Management CoCR	MD0042L3B011205	34,995.00
46.	SHG, Inc. Lanvale Institute Residential TH CoCR	MD0070L3B011205	176,550.00
47.	Soup Plus Project CoCR	MD0050L3B011205	80,250.00
48.	Sponsor Based S+C CoCR	MD0016L3B011205	4,214,596.00
49.	St. Ambrose Housing Aid Center S+C CoCR	MD0073L3B011205	144,414.00
50.	St. Ambrose Housing Aid Center SHP CoCR	MD0071L3B011205	36,016.00
51.	Supportive Housing Project CoCR	MD0056L3B011205	341,470.00
52.	Tenant Based S+C CoCR	MD0033L3B011205	369,073.00
53.	WAR Responsibility Matters S+C CoCR	MD0040L3B011205	123,024.00
54.	WAR Responsibilities Matter PHP CoCR	MD0039L3B011205	74,461.00
55.	WHC Bennett House S+C CoCR	MD0088L3B011205	204,780.00
56.	WHC Bennett SRO CoCR	MD0082L3B011205	68,841.00

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	<u>Providers</u>	<u>Grant No.</u>	<u>Amount</u>
57.	WHC Calverton Residence PHP CoCR	MD0083L3B011205	56,924.00
58.	WHC Family Scattered Site S+C CoCR	MD0087L3B011205	128,368.00
59.	WHC Jenkins House Family Program CoCR	MD0013L3B011203	44,409.00
60.	WHC Scattered Site Housing PHP CoCR	MD0084L3B011205	47,116.00
61.	WHC Scattered Site Housing S+C CoCR	MD0085L3B011205	321,525.00
62.	WHC Susanna Wesley House Family PHP CoCR	MD0086L3B011205	46,242.00
63.	Wo CoCR	MD0089L3B011205	50,975.00
64.	Women Accepting Responsibility, Inc. S+C CoCR	MD0090L3B011205	<u>64,184.00</u>
		Total	\$18,632,861.00

BACKGROUND/EXPLANATION:

The application submitted by the MOHS on behalf of the City of Baltimore, in response to the 2012 Super Notice of Funding Availability (NOFA) has received final approval. Under the terms of the grant, funds will be awarded to the above-mentioned Providers to provide rental assistance, supportive housing, temporary housing, and other forms of shelter in conjunction with supportive services to the homeless population in the City. The approved awards are found in the Fiscal Year 2012 Continuum of Care Competition - Homeless Assistance Award Report. This is the official notice of the award from HUD to the respective awardees. Funds under the terms of the 2012 Continuum of Care program will be awarded to the above listed homeless service providers.

MBE/WBE PARTICIPATION:

MBE/WBE requirements will be included in the agreements with the City and the respective service providers.

MINUTES

MOHS - cont'd

AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND IT
CONFIRMED THE GRANT AWARDS.

UPON MOTION duly made and seconded, the Board approved and
authorized the execution of the foregoing grant award agreements
with the U.S. Department of Housing and Urban Development

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

* * * * *

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:

1274 - 1286

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

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

Item Nos. 3 and 4 have been **DEFERRED** for two weeks.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Water & Wastewater

1. WC 1261, On-Call/ Urgent Need Water Infrastructure Rehabilitation	Spiniello Companies	\$7,373,325.00	
MBE:	Fallsway Construction Co., LLC	\$ 175,000.00	2.37%
	W.C.S. Hughes, Inc.	200,000.00	2.71%
	M. Luis Construction Co., Inc.	805,000.00	10.92%
		<u>\$1,180,000.00</u>	<u>16.00%</u>
WBE:	R&R Contracting Utilities, Inc.	\$445,000.00	6.03%

MWBOO FOUND VENDOR IN COMPLIANCE

2. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$4,815,084.04	9960-909100-9558	
Water Revenue	Construction Reserve	
Bonds	Water Infrastructure	
	Rehab	
3,218,360.00	9960-904689-9558	
Water Revenue	Construction Reserve	
Bonds	Water Urgent Needs	
1,699,344.96		
County Appropria-		
tion		
<u>\$9,732,789.00</u>		
\$ 737,332.50	-----	9960-910720-9557-2
		(Extra Work)
737,332.50	-----	9960-910720-9557-3
		(Engineering)
442,399.50	-----	9960-910720-9557-5
		(Inspection)
7,373,325.00	-----	9960-910720-9557-6
		(Construction)
442,399.50	-----	9960-910720-9557-9
<u>\$9,732,789.00</u>		(Administration)

The funds are required to cover of the award of WC 1261, Urgent Need Water Infrastructure Rehab.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Water & Wastewater

3. SC 889, Dundalk Wastewater Pumping Station Force Main Replacement Metra Industries, Inc. \$6,157,810.00

MBE: Machado Construction Company, Inc. \$616,000.00 10.00%

WBE: R&R Contracting Utilities, Inc. \$185,000.00 3.00%

MWBOO FOUND VENDOR IN COMPLIANCE

A PROTEST WAS RECEIVED FROM AMERICAN INFRASTRUCTURE-MD, INC. A SUPPLEMENTAL PROTEST HAS BEEN RECEIVED FROM AMERICAN INFRASTRUCTURE-MD, INC.

4. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$4,861,541.61	9956-902755-9549	
Wastewater	Construction Reserve	
Revenue Bonds	Dundalk Avenue	
3,266,767.39	PS Force Main	
County Appropria-		
tions		
<u>\$8,128,309.00</u>		
\$ 615,781.00	-----	9956-911755-9551-2
		(Extra Work)
615,781.00	-----	9995-911755-9551-3
		(Design)
369,468.50	-----	9956-911755-9551-5
		(Inspection)
6,157,810.00	-----	9956-911755-9551-6
		(Construction)
<u>369,468.50</u>	-----	9956-911755-9551-9
\$8,128,309.00		(Administration)

This transfer is for the award of SC 889, Dundalk Wastewater Pumping Station Force Main Replacement.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

5. B50002737, Homeless ClientTrack, Inc. \$ 215,000.00
Management Information
System

(Mayor's Office of Human Services)

MWBOO GRANTED A WAIVER.

A PROTEST WAS RECEIVED FROM ADSYSTEMECH.

President: "The next item on the non-routine agenda can be found on page 43, item no. 5, Homeless Management Information System. Will the parties please come forward. Page 43, item no. 5."

Tim Krus: "Mr. President I don't believe anyone has appeared."

Clerk: "Can you announce that please, and its, B50002737, Homeless Management Information System, the protestant was ADSystemek, are you present."

President: "I will entertain a motion."

City Solicitor: "Move denial of the protest and approval of the recommendation of the Bureau of Purchases."

Comptroller: "Second."

President: "All those in favor say AYE. AYE All those Opposed NAY. The motion carries."

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

6. B50002829, Industrial Work Uniforms	Chesapeake Uniform Rental LLC d/b/a Lord Baltimore Uniforms	\$ 297,344.00
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(Dept. of Public works, Dept. of General Services, & others)

MWBOO GRANTED A WAIVER.

7. B50002865, Provide and Deliver Assorted Trees-Tree Baltimore Spring 2013	Shemin Nurseries, Inc.	\$ 67,953.00
--	---------------------------	--------------

(Dept. of Recreation & Parks)

MWBOO GRANTED A WAIVER.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

8. B50002397, Citywide Violation Towing Services

\$ 457,150.00

(Dept. of Transportation)

a. Item II: North Sector \$ 150,000.00
Lilith, Inc. d/b/a
Jim Elliott's Towing

MBE: Silverback Business Center 5%
Hopkins Fuel Oil Company 5%
10%

WBE: The Baltimore Auto Supply Co. 0.25%
Doug's Auto Recycling 2.75%
3.00%

MWBOO FOUND VENDOR IN COMPLIANCE

b. Item III & V: East Sector & Heavy Equipment \$ 192,400.00
Cherry Hill Hauling &
Towing Service, Inc.

MBE: JJ Adams Fuel Oil Company, LLC 10.00%
WBE: Naiman & Associates, PA 3.00%

MWBOO FOUND VENDOR IN COMPLIANCE

c. (Item IV: West Sector \$ 114,750.00
Aaron's Towing, LLC*

*The bidder did not list any MBE or WBE contractors.

MWBOO FOUND VENDOR IN NON-COMPLIANCE

A LETTER OF PROTEST WAS RECEIVED FROM THE MARYLAND MINORITY CONTRACTORS ASSOCIATION (MMCA).

A PROTEST WAS RECEIVED FROM WESTSIDE DISTRICT, EASTSIDE DISTRICT, NORTHSIDE DISTRICT; CENTRAL BUSINESS DISTRICT IMPOUNDS JV'S.

MINUTES

President: "The next item on the non-routine agenda can be found on page 44, item no. 8, Citywide Violation Towing Service. Will the parties please come forward. While the parties are coming forward, I would like to recognize Councilman Curran who has joined us this morning."

Tim Krus: "Purchasing Agent, this is Citywide Violation or is sometimes known as Peak Hour Towing Services. We came back to the Board to award sector one the Central Business district to McDel's earlier and we are now prepared to award the remaining sectors to Jim Elliots, Cherry Hill Hauling and Towing Service and Aarons Towing, LLC."

President: "Mr. Jolivet."

Mr. Jolivet: "Again, the concern that I would have- ah-- and again I am representing the Autobarn entities, that the Autobarn we were part of the low bids, they were among the low bidders of this item and again we don't have any information from Mr. Krus's office why they are not being recommended for a potential award and I don't believe that Mr. Krus's assertion applicable for the prior bid would necessarily be applicable to this bid, unless he makes a special independent assertions about that. We don't know but again I think we are deserving of an explanation of why ah-- the Autobarn entities are not being recommended for an award. If a bidder put in a considerable amount of time,

MINUTES

energy, and effort to make a bid to the City and to have the City to ah - just summarily reject their bid without any explanation is just unacceptable."

Tim Krus: "Tim Krus, City Purchasing Agent, ah-- as I had mentioned in the discussion on the Police Requested Tows we had two separate problems. Ah-- the swapping of bid sheets on Police requested tows and then what we believed were anti-competitive practices on Citywide Violation Towing, in which among other things all of the Cherry Hill and AutoBarn Entities bid the exact same price to the penny. Ah-- we decided after a substantial process in which as I mentioned we contacted all of those entities asked for responses to questions, evaluated those responses with the Solicitor's Office and ah-- finally made a decision about responsibility regarding those entities."

City Solicitor: "And that decision was that they are not responsible."

Tim Krus: "No, they are not responsible."

President: "Madam Comptroller."

Comptroller: "I have a question. Since the other bidders did not agree to not participate ah-- the other joint venture bidders um-- the Westside, Eastside, Northside and the Central Business District, um-- why were they-- why are they not being recommended, since they did not agree to not seek an award as--"

MINUTES

Tim Krus: "They were actually ah - - we actually went out to those entities with another set of questions to determine responsibility and we determined that those joint ventures as they were constituted and as they had bid were not responsible ah -- at this point in time those ah -- those joint ventures are also diminished by the fact that Bermans Towing in their termination agreement with the City has pulled out of the joint ventures. So, from actually two different directions - - those joint ventures are no longer seen as responsible entities for consideration in Citywide Violation Towing nor are any of their partners."

Comptroller: "And why are they not responsible?"

Tim Krus: "Because the entities have completely changed and because we saw evidence of anti-competitive practices in the joint ventures that are now disbanded."

Comptroller: "You want to respond?"

Scott Livingston: "I am Scott Livingston, I appear here with my co-counsel, thanks Tim. -- I am Scott Livingston, I appear here with my co-counsel, Eric Bryant, on behalf of Frankford we - ah -- expressed our positions in writing and we will not be making any oral comments today."

President: "I entert - -"

Mr. Jolivet: "And I have just one other thing"

MINUTES

President: "One more, go ahead."

Mr. Jolivet: "And that is ah - - we have, we have had over the years ah -- a situation to where MWBOO submits to the Board a bidder who has not met the MBE/WBE requirement and in MWBOO argues to the Board that because there was only one bidder, there was only one bidder it is appropriate to award the contract to that one bidder. Ah -- I have never actually bought into that argument because I thought it was bogus uh -- but nonetheless ah -- I actually think it is -- its probably appropriate given the Charters requirement to award to the lowest bidder but nonetheless I would argue to the Board that if MWBOO is going to have the Board to enforce that policy, then that policy needs to be enforced across the board to every vendor. The problem with the policy is that MWBOO picks and chooses who they are going to give that benefit to and in many cases a bidder who has not met the MBE/WBE requirement at bid time which is the requirement is not given the comparable opportunity to be awarded the contract and come into compliance. I ask this Board today, if this policy is going to be ah-- followed in any small way at the City, let us administer it fairly and evenhandedly. It is just not fair to have one bidder to be disqualified while another bidder in similar situations can be disqualified, it's a-- it's a reasonable request and I am

MINUTES

not asking the Board to-- to -- make any decision on this particular contract. But, in future ah -- endeavors where the MWBOO Office comes before the Board and ask the Board in its discretion to award the contract contingent on the bidder coming into compliance. Ah - - if it saves the City money and it is able to bring the bidder in compliance, obviously it is something the Board should consider. But, my objection again is that it needs to be administered on a fair and even ah -- basis if we are going to do it at all, that's all I ask.

City Solicitor: "Entertain a motion."

Thomas Corey: "Good Morning Mr. President, members of the Board, Thomas Corey, Chief of the Minority and Women Business Opportunity Office. My office does not pick and choose who ah-- is brought before the Board for this type of consideration, the agency actually does. We ah-- only um-- ask the Board to extend this consideration when there is only one bidder or when all the bidders are non-compliant and then the agency finds that the next bidder is the next lowest responsive and responsible bidder."

President: "Madam Comptroller, then Councilman"

Comptroller: "Mr. Krus, did you find that there were any other irregularities with the other bidders regarding anti-trust violations, with the other bidders?"

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Mr. Krus: "I think we have spoken about all that they were.

Comptroller: "So they were other irregularities."

Tim Krus: "No. the ones that we have discussed."

Comptroller: "Oh, Okay."

President: "Councilman Curran"

Councilman Curran: "Thank you Mr. President for allowing me to weigh in on this on that- - on this issue- - ah - Mr. City Solicitor a little standing with towing for the last 20 years, I have been on the Council and almost every ordinance concerning, not only the trespass towing industry or the predatory practices of the Police Towers - - I have been a lead sponsor of -- very briefly Mr. President -- ah I am not taking a side on the protest but -- ah my concern is that I wish that Transportation, and we have the former Director of Transportation and the Director of Public Works now knows of my concerns about practices of towing in this town and I have taken the lead. Now, while procurement is great for getting the City's dollar - - bang for the dollar, I don't believe that they have the expertise that Transportation would have had concerning the operation over the rubber meets the road concerning towing in this town. Ah - - Mr. Krus does a wonderful job as a procurement officer and that's not a knock at him. But, I just wish Transportation had taken a lead on this. Ah-- my other concern

MINUTES

Madam Comptroller and Members of the Board, Mr. President, Mayor is the rates that will be charged to our citizens and to the insurance industry concerning the Police towings. I believe that hopefully, that legislatively maybe Mr. President ah - - the Council and the Mayor - - ah as the entity that rules this City, the Mayor and City Council, not the Board of Estimates would take a stronger hand in legislatively controlling the rates that are being charged cause I know the rates are low right now and if they have to go up for the towers to meet the operational needs that will be passed on to the citizens and I believe that we need to legislatively take actions on that with the consent of the Mayor and executive department. In the future I will be presenting a Bill to Council that caps the trespass tow rates while that's not we are talking about here today, trespass towing but I think we also need to ah -- take legislative action for the rates concerning towing in this town -- ah -- that are charged our citizens and to the insurance industry. Thank you Mr. President.

President: "Thank you. I will entertain a motion."

City Solicitor: "I move the denial of the protest to include the Frankford written protests and ah -- the approval of the recommendation of the Bureau of Purchases, I would just add, picking up on Councilman Curran comments that insistence that

MINUTES

the rate charged be appropriate and not excessive and not inconsistent with contracts is a significant factor in the events that have brought us here today. So I would move approval of the Bureau of Purchases recommendation."

Director of Public Works: "Second"

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

MINUTES

Police Department - Grant Awards

The Board is requested to approve and authorize execution grants awards from the following grantors:

1. **GOVERNOR'S OFFICE OF CRIME** **\$100,028.00**
CONTROL AND PREVENTION

Account: 5000-599813-2042-197800-600000

The grant funds will be used for the Hot Spot Enforcement Initiative to reduce gaps in services and is designed to improve public safety in Baltimore City by utilizing foot patrol as a component of the public safety strategy. The project supports detailed officers to conduct foot patrols through City communities. The locations are chosen based on current crime data. The grant funds provide overtime for the Department members to walk the targeted areas. The period of the grant award is December 1, 2012 through January 31, 2013.

2. **GOVERNOR'S OFFICE OF CRIME** **\$ 50,040.00**
CONTROL AND PREVENTION

Account: 5000-599913-2021-213300-600000

The grant funds will be used for the Violence Intervention Warrant Initiative. The initiative is intended to reduce existing gaps in the service of warrants for violent crime and service of any warrant issued for violent offenders. The grant funds provide overtime for members of the Department's Warrant Apprehension Task Force to reduce the backlog of open warrants. The grant award is for the period January 1, 2013 through March 31, 2013.

The grant awards are late because the Department recently received the grants from the grantor.

MINUTES

Police Dept. - cont'd

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 grant awards and authorized execution of the grant award terms and conditions.

MINUTES

Police Department - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a professional services agreement with L. Hicks, Inc. The period of the agreement is effective upon Board approval for six months.

AMOUNT OF MONEY AND SOURCE:

\$10,000.00 - 6000-611213-2013-197500-603026

BACKGROUND/EXPLANATION:

The Instructor Re-certification Course will be conducted in early 2013 and will provide the instructors with re-certification and training updates in the Hicks Police Training System. The course will be provided for three-days to previously trained Police instructors of the Hicks Police Training System. The course will be limited to a maximum of 20 instructors. The recertification course will be scheduled and conducted in coordination with the Police Department's Education and Training Section. This recertification will be in effect for one year.

The Hicks Police Training System is designed to provide practical instruction and reinforce the learning process with a four-part memory retention method. It consists of audio, visual, kinesthetic, and mechanical anchoring techniques in each of its courses. The Department has utilized this training since 2008. This is a highly specialized program that is only available directly from the vendor.

It is hereby certified that the procurement is of such 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 procurement of the equipment and/or service is recommended.

MINUTES

Police Department - cont'd

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the professional services agreement with L. Hicks, Inc.

MINUTES

Department of Housing and - Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with Coppin Heights Community Development Corporation, Inc. (CHCDC). The period of the agreement is November 1, 2012 through October 31, 2013.

AMOUNT OF MONEY AND SOURCE:

\$35,000.00 - 2089-208911-5930-426580-603051

BACKGROUND/EXPLANATION:

The CHCDC has procured the services of a development consultant to assist in the historic renovation of the Hebrew Orphan Asylum (HOA) as well as serve as the Development Manager. The CHCDC desires to build its in-house capacity to carry out such neighborhood development activities in the future and has requested additional Community Development Block Grant funds to aid in such capacity building efforts. As work on the HOA project is performed, the development consultant will provide pre-development and development hands-on training. Staff will also seek additional outside technical assistance and capacity building training programs that will also assist the CHCDC in developing staff capacity to demonstrate actual development expertise.

On May 2, 2012, the Board approved the Resolution authorizing the Commissioner of the Department of Housing and Community Development (DHCD), on behalf of the Mayor and City Council, to file a Federal FY 2012 Annual Action Plan for the following formula programs:

1. Community Development Block Grant (CDBG)
2. HOME Investment Partnership Act (HOME)
3. Emergency Shelter Grant Entitlement (ESG)
4. Housing Opportunity for People with AIDS (HOPWA)

MINUTES

DHCD - cont'd

The DHCD began negotiating and processing the CDBG agreements effective July 1, 2012 and beyond, as outlined in the Plan, pending approval of the Resolution. Consequently, the agreements were delayed due to final negotiations and processing.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the agreement with Coppin Heights Community Development Corporation, Inc. The Comptroller **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 the land disposition agreement with Mr. James H. McLean, Jr., Developer, for the sale of the City-owned properties located at 2432 Lakeview Avenue (Block 3461/Lot 028) and 258 S. Loudon Avenue (Block 2539, Lot 024).

AMOUNT OF MONEY AND SOURCE:

\$ 4,000.00 - 2432 Lakeview Avenue
7,000.00 - 258 S. Loudon Avenue
\$11,000.00

BACKGROUND/EXPLANATION:

The properties will be converted into single family homes which the Developer plans to use as rental properties. The Developer plans to invest approximately \$150,000.00 into the project. The Developer will use private funds from the Baltimore Community Lending.

The sale of these properties once developed could generate an estimate of \$5,000.00 in real estate property taxes. Once transferred and redeveloped the properties will be active on the tax rolls of Baltimore City thereby preventing tax abandonment.

The properties were acquired through Condemnation and the authority for sale come from Article II, Section 15 of the City Charter (2010 ed.); and Article 13 of the Baltimore City Code (2010 ed.).

MINUTES

DHCD - cont'd

STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE VALUE 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 has determined the proposed price using available real estate data.

The property located at 2432 Lakeview Avenue was valued at \$7,966.67 and is being sold for \$4,000.00.

The property located at 258 S. Loudon Avenue was valued at \$13,333.33 and is being sold for \$7,000.00.

The properties are being conveyed below the Waiver Valuation price because of the following factors:

1. specific benefit to the immediate community,
2. elimination of blight,
3. economic development, creation of real estate and other taxes,
4. established decline in market, and
5. the condition of properties.

MBE/WBE PARTICIPATION:

The property is valued at less than \$49,999.00 therefore, MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the land disposition agreement with Mr. James H. McLean, Jr., Developer, for the sale of the City-owned properties located at 2432 Lakeview Avenue (Block 3461/Lot 028) and 258 S. Loudon Avenue (Block 2539, Lot 024).

MINUTES

<u>Department of Housing and Community Development (DHCD)</u>	- Estoppel Certificate, Subordination and Mortgagee's <u>Rights of Agreement</u>
---	--

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an Estoppel Certificate, Subordination and Mortgagee's Rights of Agreement with The Reinvestment Fund, Inc. (TRF).

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The City will consent to and approve a loan in the amount of \$999,000.00, made to Remington Row, LLC, by TRF, which is evidenced by an Indemnity Deed of Trust recorded among the Land Records in Liber 14759, Folio 012. The proceeds of the loan are to be used by Remington Row LLC, to finance the rehabilitation of nine properties conveyed to the Developer in a Land Disposition Agreement (LDA).

On August 29, 2012, the Board approved a Land Disposition Agreement and Purchase Money Mortgage (PMM) between the Mayor and City Council of Baltimore and Remington Row LLC, for the sale of nine City-owned properties known as 2805, 2807, 2809, 2817, 2821, 2823, 2833, 2837, and 2839 Remington Avenue. The project will consist of plans to gut and rehab the nine vacant and boarded row-houses in the 2800 block of Remington Avenue and convert them into affordable owner-occupied dwellings. The City disposed of the properties by virtue of Article 11, Section 15 of the Baltimore City Charter and Article 13, 2-7 (h) of the City Code.

The estoppel certificate, subordination and mortgagee's rights agreement clarifies the rights of the City and TRF, in the event of a default by Remington Row LLC, under the LDA and the loan it received from the Lender.

Rights of the Lender under the LDA are set forth in Article VII, the City agrees that following a default by the Owner, the City will not take any action to terminate and re-vest in the City, the fee simple estate in the property, nor re-enter and take

MINUTES

DHCD - cont'd

possession of the property or the improvements, unless it will first give the Lender written notice after the occurrence of any such default and stating the intention of the City to re-enter and take possession of the property or the improvements, or to terminate and re-vest in the City, the fee simple estate in the property, notwithstanding such notice, the LDA will not be terminated nor will title re-vest in the City.

The DHCD recommends that the Board approve the estoppel certificate, subordination and mortgagee's rights agreement, due to the added benefits it will bring to the Remington Community, in terms of community stabilization, the elimination of substandard housing, the enhancement of safety by reducing vacant and abandoned houses and placing nine properties in one block back on the City's tax roll.

MBE/WBE PARTICIPATION:

The properties sold are not subject to Article 5, Subtitle 28, of the Baltimore City Code.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the Estoppel Certificate, Subordination and Mortgagee's Rights of Agreement with The Reinvestment Fund, Inc.

MINUTES

Department of Housing and Community Development (DHCD) - Status Report on O'Donnell Heights Project

ACTION REQUESTED OF B/E:

The Board is requested to NOTE the DHCD report on the status of the O'Donnell Heights Project and the response to the report from the O'Donnell Heights Tenant Council.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On January 16, 2013, the Board approved the Developer's Agreement No. 1259 with GBAHC/MICHAELS JV, LLC for new utilities for Phase 1 of the O'Donnell Heights redevelopment effort. Phase 1 consists of the new construction of 76 rental units on a portion of the O'Donnell Heights public housing site.

The O'Donnell Heights Tenant Council (OHTC) filed a protest to the Developer's Agreement. The OHTC expressed concern that the developer had not addressed several issues that were of deep importance to the O'Donnell Heights residents. In particular, the OHTC was concerned that the developer had not moved forward with a Development Advisory Agreement that would establish the formal role of the OHTC in the redevelopment and that certain rules regarding admission and occupancy of the units (the LTA Agreement) had not been finalized. The OHTC was also interested in receiving transactional documents from the deal.

The Board approved the Developer's agreement and requested an update on the status of discussions among the Baltimore Housing, the developer and the OHTC with an opportunity for both the developer and the OHTC to respond promptly so that the Board could have a full report from all parties.

The DHCD submitted its status report and the response from the OHTC has been received. The developer has not submitted a response.

MINUTES

Dear Mr. President and Members:

The following actions in connection with OHTC's concerns have taken place since the January 16, 2013 BOE meeting:

1. Status of Development Advisory Agreement Between Developer and OHTC

Immediately following the January 16th Board meeting, the developer met with the OHTC President, Ms. Ella Broadway, and Legal Aid attorneys to discuss the terms of the Development Advisory Agreement. Since then, the parties have exchanged e-mails with suggested revisions. In a call on March 13, 2013, the parties reached a verbal agreement on the document. While there may be some final modifications in the written version, HABC expects that the Agreement will be executed in the very near future.

2. OHTC Consultation and Resolution on the Admissions and Leasing Criteria for Long Term Affordable (ETA) Units

OHTC, the developer, and HABC staff have spent more than two years drafting a stand-alone Admissions and Leasing Criteria for the LTA units. Typically, the LTA Agreement is worked out well in advance of the real estate closing on the development. The LTA Agreement in this case is particularly difficult because, for the first time, HABC is replacing public housing subsidies with other subsidies, but is doing so in a manner that will be as consistent with public housing rules as is practical. While most issues have been resolved, there are a few difficult questions still to be worked out. The developer is in the process of providing comments on the latest version of the LTA Agreement. HABC and OHTC expect to receive their feedback within the next few days. HABC hopes to have one or two more group meetings on the topic before finalizing the document.

3. Sharing of Transactional Documents

HABC e-mailed the transactional documents requested by OHTC on January 16, 2013, the same day as the Board meeting.

I am confident that the documents in question will be brought to a mutually agreeable conclusion shortly. HABC is very excited about the recent start of construction on Phase 1 of the project. It represents new, quality housing for our residents and others, housing that will greatly improve their quality of

MINUTES

life and spur investment in the surrounding neighborhood. HABC will continue to work with OHTC and the developer to ensure continued, meaningful resident participation in the development process. I look forward to witnessing the new community that has begun to rise at O'Donnell Heights.

As requested by the Board, copies of this letter are also being provided to OHTC and the developer so that they can respond as well.

MINUTES



Legal Aid Bureau, Inc
Statewide Advocacy Support Unit
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Baltimore, Maryland 21202
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Gregory Countess, Assistant Director of Advocacy
Janet Forrester-Hartge, Assistant Director of Advocacy
Jennifer Goldberg, Assistant Director of Advocacy
Yoanna Moisesides, Assistant Director of Advocacy
Frank Natale, II, Assistant Director of Advocacy

RESPONSE TO THE COMMISSIONER'S REPORT

Dear Mr. President and Members:

My client, the O'Donnell Height's Tenant Council (hereinafter "Council"), has had an opportunity to review the memorandum submitted by Commissioner Graziano dated March 15, 2013 and for the most part agree with its report as to the status of those concerns recited in the report.

The Commissioner is correct in reporting that the parties have reached agreement as it relates to the Developer's Consultant Agreement. The Developer's Consultant Agreement seeks to memorialize the role of the "Council" and the Developers in regard to the planning, construction, and operational phases of the Phase 1 redevelopment effort. Among the issues covered by the agreement are concerns related to the adequacy of the plan to hire low-income workers, including HABC residents. The "Council" is working with the Developer to resolve questions concerning the implementation of construction related hiring as required by HABC and federal law (section 3 hiring). The Agreement, among other issues also envisions the planning and implementation of a resident services program in which resident needs are assessed by residents, programs are designed and funded by fund raising efforts of the "Council" and a non-profit created by one of the Developer entities to meet those needs and the "Council" will take the lead in implementing those programs. The Agreement will be finalized upon execution of the document which we expect will occur in the next few days.

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We agree that HABC, the Developer and the "Council" have spent more than two years drafting a stand-alone Admissions and Leasing Criteria for the deeply subsidized units in Phase I (LTA units). We don't know at this time whether most of the issues have been resolved because the Council received written comment from HABC and the Developer this afternoon in regard to our comments dated December 14, 2012 and we have not had the opportunity to review their comments. HABC has promised we will continue to meet to resolve this issue but the "Council" is concerned because construction has begun and the first units will be ready for occupancy in December 2013.

We have received some of the transactional documents though we would request a copy of the closing binder as well as any additional project documents.

In light of the concerns we have expressed we would ask the Board to extend the review period for another sixty days.

Respectfully
Gregory Countess

UPON MOTION duly made and seconded, the Board **NOTED** receipt of the report and response.

MINUTES

Department of Housing and
Community Development (DHCD)

- Land Disposition Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a land disposition agreement with Druid Heights CDC, developer for the sale of the property known as 2134 McCulloh Street (Block 0309, Lot 017).

AMOUNT OF MONEY AND SOURCE:

\$500.00 - Purchase Price

BACKGROUND/EXPLANATION:

The amount of \$500.00 will be paid in full at closing. The property is and will continue to be used as a community playground.

The property was journalized and approved for sale on February 23, 2012.

STATEMENT OF PURPOSE AND RATIONALE FOR SALE 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, for determining the price of 2134 McCulloh Street. The proposed price is \$1,950.00. The property is being sold for \$500.00.

The sale price is justified because of the following factors:

1. stabilizing the immediate community,
2. elimination of blight,
3. sale of this property will promote economic development by returning the property to the City's tax rolls, and

MINUTES

DHCD - cont'd

4. sale of the property will eliminate the City's current cost to maintain the property.

The comparables used to substantiate the proposed price of \$1,950.00 were 1419 Ensor Street, 4017 Chatham Road, and 530 Radnor Avenue.

The City is authorized to sell the property by virtue of Article II, Section 15 of the Baltimore City Charter, 1996 Edition, Article 13 of the Baltimore City Code - 2000 Edition, which established the Department pursuant to the Charter provision, and the provision of the Renewal Plan

MBE/WBE PARTICIPATION:

The property is not subject to Article 5, Subtitle 28 of the Baltimore City Code because the properties will be sold for less than \$49,999.99.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the land disposition agreement with Druid Heights CDC, developer for the sale of the property known as 2134 McCulloh Street (Block 0309, Lot 017).

MINUTES

Bureau of Water and Wastewater - On-Call Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 001 under Project No. 1160.1, On-Call Electrical Engineering Services to Shah & Associates, Inc.

AMOUNT OF MONEY AND SOURCE:

\$ 82,059.00 - Baltimore County
82,059.00 - Baltimore City
\$164,118.00 - 9956-907335-9551-900020-703031

BACKGROUND/EXPLANATION:

Under Task No. 001, the consultant will provide electrical services for the design of Arc Flash hazard improvements to the existing electrical distribution system at the Back River Wastewater Treatment Plant.

The Arc Flash hazard improvement is needed to comply with the requirements of NEC, NFPA, 70E, OSHA, and to provide a safe work place to persons responsible for the operation and maintenance of electrical facilities. The scope of the work includes field investigation, design to replace existing secondary main circuit breakers at various substations, design new remote breaker control cabinet to control the main breakers, design to replace existing branch circuit breakers serving Motor Control Center 2 and 3, prepare final contract document, construction cost estimates, and provide assistance during the bidding period. The Consultant was approved by the Office of Boards and Commissions and the Architectural and Engineering Awards Commission.

MWBOO GRANTED APPROVAL.

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

MINUTES

Bureau of Water and Wastewater - cont'd

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$125,000.00	9956-908692-9549	
Wastewater	Constr. Reserve	
Revenue Bonds	Electrical	
	Systems Upgrade	
125,000.00	" "	
<u>Balto. County</u>		
\$250,000.00	-----	9956-907335-9551-3 Engineering

The funds are required to cover the costs of the design for SC 925, Project 1160.1, Task No. 001, Design of Arc Flash Improvements at the Back River Wastewater Treatment Plant.

UPON MOTION duly made and seconded, the Board approved and authorized the assignment of Task No. 001 under Project No. 1160.1, On-Call Electrical Engineering Services to Shah & Associates, Inc. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTESBureau of Water and Wastewater - On-Call Task Assignment**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of Task No. 018 to Rummel, Klepper & Kahl, LLC, for Project 1143, Inspection Services, SC 888, SC 897, SC 899, SC 900, WC 1236, and WC 1237.

AMOUNT OF MONEY AND SOURCE:

\$ 74,788.46	-	9956-905752-9551-900020-705032	(SC 888)
74,788.46	-	9956-907646-9551-900020-705032	(SC 898)
74,788.46	-	9956-903645-9551-900020-705032	(SC 899)
74,788.46	-	9956-905644-9551-900020-705032	(SC 900)
37,394.23	-	9960-906653-9557-900020-705032	(WC 1236)
<u>37,394.23</u>	-	<u>9960-906653-9557-900020-705032</u>	<u>(WC 1237)</u>
\$373,942.30			

BACKGROUND/EXPLANATION:

Under Task No. 018, the consultant will provide construction inspection services for SC 888 for McComas Street Pumping Station and Force Main Upgrade, SC 898, Improvements to Sanitary Sewers in Stony Run Area in the Jones Falls Sewershed, SC 899, Improvements to Sanitary Sewers in Western Run Area of the Jones Falls Sewershed, SC 900, Design of Improvements to the Jones Falls Sewershed and WC 1236, Meter Settling Installation and Replacement, North Baltimore, WC 1237, Meter Settling Installation and Replacement, North East Baltimore per their proposal dated January 15, 2013.

MWBOO GRANTED APPROVAL.

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 and authorized the assignment of Task No. 018 to Rummel, Klepper & Kahl, LLC, for Project 1143, Inspection Services, SC 888, SC 897, SC 899, SC 900, WC 1236, and WC 1237.

MINUTES

Department of Transportation - On-Call Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 08 to STV, Inc., for Project 1113, On-Call Consultant Services for Federal Aid Resurfacing and Reconstruction Services.

AMOUNT OF MONEY AND SOURCE:

\$499,755.41 - 9950-903298-9508-900010-703032

BACKGROUND/EXPLANATION:

Under Task No. 08, the consultant will provide design and preparation of final design documents for the Reconstruction of Martin Luther King Boulevard (MLK) and Howard Street intersection in Baltimore City. The scope of the work will include, but not be limited to documents of roadway pavement rehabilitation, pedestrian ramp modifications, storm water drainage, stormwater management, signals, signing, roadway markings, street lighting and landscape within project limits.

DBE PARTICIPATION:

The consultant will comply with Title 49 Code of Federal Regulations Part 26 (49CFR) and the DBE goal established in the original agreement.

MWBOO GRANTED APPROVAL.

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

MINUTES

Department of Transportation - cont'd

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$435,358.64	9950-919001-9509	9950-902398-9508-2
Federal	Constr. Reserve	Contingencies
	Highways Unallotted	Widening of MLK Blvd.

This transfer will fund the costs associated with Project 1113, On-Call Consultant Services for Federal Aid Resurfacing and Reconstruction Services, Task No. 8.

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the assignment of Task No. 08 to STV, Inc., for Project 1113, On-Call Consultant Services for Federal Aid Resurfacing and Reconstruction Services. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTES

Dept. of Transportation - Correction-TR09037R DBE Information

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize a correction to the Disadvantage Business Enterprise (DBE) goal information for Contract TR 09037R, National Aquarium Access Improvements.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On March 27, 2013, the Board awarded TR 09037R, National Aquarium Access Improvements project to John Brawner in the amount of \$2,448,393.00 with a DBE goal participation rate of 28.54%. However, the DBE goal information was incorrect. The Board is requested to approve a correction to the DBE goals. The DBE amount of \$398,850.00 was incorrect. The correct amount is \$698,850.00 with a DBE percentage rate of 28.54%.

DBE PARTICIPATION:

\$698,850.00 – 28.54%

UPON MOTION duly made and seconded, the Board approved and authorized the execution of the correction to the Disadvantage Business Enterprise goal information for Contract TR 09037R, National Aquarium Access Improvements. The Mayor **ABSTAINED**.

MINUTESDepartment of Human Resources - Personnel Matters

The Board is requested to approve the Personnel matters:

1. Upgrade the following classification:

33197 - Information Technology Manager
 From: Grade 121 (\$64,800.00 - \$91,100.00)
 To: Grade 123 (\$74,500.00 - \$105,100.00)

Cost: 0.00

The Department Human Resources has completed a compensation study of the Information Technology Manager classification. The nature of the work of this classification is such that industry professionals cross geographic boundaries, thereby increasing the competition among employers for highly skilled workers. A salary survey was conducted which included local jurisdictions with similarly functioning positions. The analysis of the compensation data supported a higher salary grade.

2. **ANGELA S. SMITH** \$47.77 **\$52,547.00**

Account: 1001-000000-1601-172500-601009

Ms. Smith, retiree, will serve as an Executive Level II. She will be responsible for acting as a lead worker on special projects; planning, organizing and directing project activity; researching, composing, and preparing special reports, correspondence and other written communication and acting as a human resource consultant to agencies. The period of the agreement is April 14, 2013 for one year.

The hourly rate show a 7% increase from the previous contract period. THE DEPARTMENT IS REQUESTING A WAIVER ON THE HOURLY RATE PORTION OF THE AM 212-1, PART I.

THE PERSONNEL MATTERS HAVE BEEN APPROVED BY THE EXPENDITURE CONTROL COMMITTEE.

MINUTES

Department of Human Resources - cont'd

UPON MOTION duly made and seconded, the Board approved the foregoing Personnel matters. The Personnel matters have been approved by the Expenditure Control Committee.

MINUTES**TRAVEL REQUESTS**Department of Housing and Community Development

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1. Sheneka Frasier -Kyer Jaikishin Chughani	2013 Program Managers' School Nashville, TN April 21 - 24, 2013 (Reg. Fee \$0.00)	HUD Lead Abatement Grant	\$2,194.42

Mayor's Office of Information Technology (MOIT)

2. Christopher Tonjes Rudolph Chow*	CS Week 37 Conference Orlando, FL April 29 - May 3, 2013 April 30 - May 3, 2013* (Reg. Fees \$1,025.00 ea.)	General Funds	\$4,200.60
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The MOIT has pre-paid Mr. Tonjes and Mr. Chow's registration fees in the amount of \$1,025.00 each on a City issued credit card assigned to Mr. Tonjes. Mr. Tonjes' airfare in the amount of \$757.80 was pre-paid on a City issued credit card assigned to Mr. Tonjes. Therefore, the disbursement to Mr. Tonjes will be \$674.00, and the disbursement amount to Mr. Chow will be \$718.80.

Mayor's Office

3. Kathe Hammond	National Forum for Black Public Administrators Atlanta, GA April 19 - 23, 2013	General	\$2,171.80
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MINUTES**TRAVEL REQUESTS**Department of General Services

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
4. Theodore Atwood	Sustainable Facilities Summit 2013 Lake Tahoe, CA June 23 - 26, 2013 (Reg. Fee \$2.00)	Federal Energy Efficiency & Conservation Block Grant	\$ 891.60

Department of Public Works

5. Shaaron Phillips	Customer Service Week Tampa, FL April 28 - May 4, 2013 (Reg. Fee \$1,025.00)	Water	\$2,282.52
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The registration fee in the amount of \$1,025.00 was paid by Expenditure Authorization No. 000113587. The disbursement to the attendee will be \$1,257.52.

Fire and Police Employees' Retirement System

6. Paul DeSimone	Portfolio Concepts & Management Philadelphia, PA May 5 - 9, 2013 (Reg. Fee \$4,350.00)	Special Funds Fire & Police	\$5,322.19
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MINUTES

TRAVEL REQUESTSDepartment of Recreation and Parks

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
7. Corinne Parks*	MD Rec. & Parks	Special	\$8,722.46
Mary Hardcastle**	Assn. Conference	Funds	
Afrika Kwanna**	Ocean City, MD		
Walter Todd	April 16 - 18, 2013		
Clary*	(Reg. Fee \$195.00*,		
Scott Stanfill**	\$136.00**, and \$110.00)		
Alison Longworth**			
Thomas Jeannetta*			
JoAnn Cason*			
Robert Wall*			
Ronnie Daniels*			
Tracey Estep*			
Robert Signor*			
Molly Gallant*			
Willie Mae Byrd			

The registration for each attendee was prepaid on EA000115759 and EA000115785.

Ms. Afrika Kwanna's hotel was pre-paid in the amount of \$109.40 on the City issued credit card assigned to Mr. Kenn L. King, making the disbursement to Ms. Kwanna, \$367.02.

Mr. Ronnie Daniels will be using a City vehicle to travel to and from the conference. His departure time does not coincide with any of the other attendees so he will be traveling alone. Mr. Daniels' hotel was pre-paid in the amount of \$109.40 on the City issued credit card assigned to Mr. Kenn L. King, making the disbursement to Mr. Daniels, \$208.60.

Ms. Parks, Ms. Hardcastle, Mr. Clary, Mr. Stanfill, Ms. Longworth, Mr. Jeannetta, Ms. Cason, Mr. Wall, Ms. Estep, Mr. Signor, Ms. Gallant, and Ms Byrd, will each receive a disbursement in the amount of \$476.42.

MINUTES**TRAVEL APPROVAL/REIMBURSEMENT**Health Department**TRAVEL APPROVAL**

8. Keith Davis \$920.48

On February 6 - 8, Mr. Davis traveled to Kansas City, Missouri, to attend the 12th Annual New Partners for Smart Growth Conference. The travel request was late because the time and location were changed with little advanced notice, which prevented the agency to have adequate time for its administrative review and submission to the Board for approval.

The Department pre-paid the cost of transportation in the amount of \$344.70 and the registration fee in the amount of \$329.00 on City issued credit card assigned to Jacquelyn Duval-Harvey.

The Department is requesting approval of this travel request retroactively in the amount of \$920.48.

REIMBURSEMENT

Transportation	(\$ 344.70)
Hotel	232.88
Meals	13.90
Registration Fees	(<u>329.00</u>)
	\$ 246.98

Therefore, the Department is requesting reimbursement for the hotel accommodations and meals totaling \$246.78.

MINUTES

TRAVEL APPROVAL/REIMBURSEMENTDepartment of Law

9. George Nilson	International Municipal Lawyer Association Annual (IMLA) Conference Austin, TX Oct 21 - 23, 2012 (Reg. Fee \$0.00)	General Fund	\$ 289.49
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On October 10, 2012, the Board approved the IMLA travel request for Mr. Nilson in the amount of \$1,257.75. The travel approval included airfare in the amount of \$291.20, subsistence of \$686.55, as well as prepaid registration in the amount of \$250.00.

The subsistence rate for this location was \$179.00 per day. The hotel cost was \$199.00 per night, plus occupancy taxes of \$29.85 per night. The Department requested an additional \$20.00 per night to cover the hotel cost and \$29.85 per night for occupancy taxes for a total of \$149.55. The disbursement to Mr. Nilson was in the amount of \$1,002.75.

Ground transportation and additional subsistence for meals were not requested in the travel approved on October 10, 2012. The Department is requesting reimbursement to Mr. Nilson for the following items:

	Parking	\$ 48.00
	10/20/12 meals	40.00
10/21/12 Conf. mtg. with meal		20.00
	10/21/12 meals	40.00
	10/22/12 meals	40.00
	10/23/12 meals	37.01
Total:		<u>\$225.01</u>

MINUTES

TRAVEL APPROVAL/REIMBURSEMENTOffice of the City Council President

10. Helen Holton	NACo Legislative Conference Washington, DC March 2 - 5, 2013 (Reg. Fee \$490.00)	General Funds	\$883.20
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Ms. Holton traveled to Washington, DC on City-related business on March 2 - 5, 2012. Ms. Holton was planning to commute for two days of the conference but due to the early and late meeting decided to extend her hotel stay. When the decision was made, it was not enough time to get the additional funds approved. The registration was prepaid using Mr. Hosea Chew City issued procurement card. The Office is requesting \$554.99 for the reimbursement to Ms. Holton.

<u>Subsistence Received</u>		<u>Funds Expended</u>	
Subsistence	\$295.00/day	Subsistence Recv'd.	(\$328.21)
Hotel Taxes of 14.5%	33.21	Hotel (\$229.00 x 3)	687.00
		Hotel Taxes (14.5% x 3 days)	22.57
Advance of Funds	<u>\$328.21</u>	Taxi (\$60.00)	60.00
		Train	<u>14.00</u>
		Reimbursement Amount	\$554.99

The Board, UPON MOTION duly made and seconded, approved the travel request, and travel reimbursements. The Mayor **ABSTAINED** on item no. 3. The President **ABSTAINED** on item no. 10. The Comptroller **ABSTAINED** on item no. 6. The City Solicitor **ABSTAINED** on item no. 9.

MINUTES

PROPOSAL AND SPECIFICATIONS

1. Bureau of Water & Wastewater - WC 1251, Repaving Utility Cuts at Various Locations
BIDS TO BE RECV'D: 05/08/2013
BIDS TO BE OPENED: 05/08/2013

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

President: "There being no further business, the Board is in recess until twelve o'clock noon for the receiving and opening of bids."

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MINUTES

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

BIDS, PROPOSALS AND CONTRACT AWARDS

Prior to the reading of bids received today and the opening of bids scheduled for today, the Clerk announced that the following agencies had issued an Addendum extending the dates for receipt and opening of bids on the following contract.

- | | |
|---|--|
| <u>Bureau of Water & Wastewater</u> | - WC1240, Meter Setting
Installations and Water Main
Replacements at Various
Locations, West Baltimore
BIDS TO BE RECV'D: 05/01/2013
<u>BIDS TO BE OPENED: 05/01/2013</u> |
| <u>Bureau of Water & Wastewater</u> | - WC1255, Meter Setting
Installations and Water Main
Replacements at Various
Locations, East Baltimore &
Locust Point
BIDS TO BE RECV'D: 05/01/2013
<u>BIDS TO BE OPENED: 05/01/2013</u> |
| <u>Bureau of Water & Wastewater</u> | - WC 1256 Meter Setting
Install Water Main Repairs &
Various Locations, Patterson
Vicinity
BIDS TO BE RECV'D: 05/01/2013
<u>BIDS TO BE OPENED: 05/01/2013</u> |
| <u>Department of Transportation</u> | - TR12007, Demolition of Pratt
Street Pedestrian Bridges:
Charles and Gay Streets
BIDS TO BE RECV'D: 04/17/2013
<u>BIDS TO BE OPENED: 04/17/2013</u> |

MINUTES

Department of General Services - GS 11836 Baltimore City Fire Academy Structural Fire Fighting Prop & Rehab Station
BIDS TO BE RECV'D: 04/24/2013
BIDS TO BE OPENED: 04/24/2013

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

Department of General Services - GS 13802, West Street Garage Repair

Concrete Protection & Restoration, Inc.
 E&R Services Inc.
 Mid-Atlantic General Contractors, Inc.

Bureau of Water & Wastewater - SC 897R, Improvements to Sanitary Sewers in Greenmount, Hampden, and Bolton Hill Areas in the Jones Falls Sewershed

Miller Pipeline
 Instituform Technologies, LLC
 AM-Liner East Inc.
 Spiniello
 SAK Construction, LLC
 Inland Waters Pollution Control, Inc.

Bureau of Purchases - B50002874, Paper Lawn & Leaf Bags

AJM Packaging Corp.
 Laniado Wholesale Maintenance Products, Inc
 Dano Enterprises, Inc.
 Office Depot, Inc.
 Acme Paper
 Durobag Manufacturing Co.

MINUTES

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There being no objections, the Board UPON MOTION duly made and seconded, the Board adjourned until its next regularly scheduled meeting on Wednesday, April 17, 2013.

JOAN M. PRATT
Secretary