

**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 - **ABSENT**  
Ben Meli, Deputy Director of Public Works  
Bernice H. Taylor, Deputy Comptroller and Clerk

The meeting was called to order by the President.

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

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

Long Fence Company, Inc.	\$107,514,000.00
Mahoney, L.F., Inc.	\$ 6,795,000.00
Micon Construction, Inc.	\$ 7,470,000.00
Midlantic Marking, Inc.	\$ 6,732,000.00
NAA, Inc.	\$ 8,000,000.00
North Point Builders, Inc.	\$ 8,000,000.00
Pleasants Construction, Inc. and Pleasant Excavating Co., Inc.	\$ 8,000,000.00
RWS Construction, Inc.	\$ 1,500,000.00
Shirley Contracting Company, LLC	\$ 79,938,000.00
Superior Painting & Contracting Co., Inc.	\$ 8,000,000.00
Thomas S. Contracting, Inc.	\$ 4,068,000.00
Trionfo Builders, Inc.	\$ 8,000,000.00
United General Contractors, Inc.	\$ 8,000,000.00

2. Prequalification of Architects and Engineers

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

Henry Adams, LLC.	Engineer
Aero-Metric, Inc.	Survey

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BOARDS AND COMMISSIONS - cont'd

Greenman-Pedersen, Inc.

Architect  
Landscape Architect  
Engineer  
Survey

Pennoni Associates, Inc.

Landscape Architect  
Engineer  
Land Survey

Vista Design, Inc.

Landscape Architect  
Engineer  
Survey

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.

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OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development - Condemnation</u>			
1. Marcel Umphery	1726 E. Chase St.	F/S	\$54,000.00

Funds are available in State funds, Account No. 9910-906416-9588-900000-704040, EBDI Project, Phase II.

**A LETTER OF PROTEST WAS BEEN RECEIVED FROM MR. MARCEL UMPHERY.**

President: "The first item on the non routine agenda is located Page 3 #1, Condemnation of 1726 E. Chase Street. Will the parties please come forward? Is the owner of 1726 E. Chase Street here? (No Response) I will entertain a Motion."

City Solicitor: "Move approval of the item 1, on page 3 as submitted by the agency, condemnation on 1726 E. Chase Street."

Director of Public Works: "Second."

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

Dept. of Housing and Community Development - Options

2. Rosa Hart Burenstine	1113 Rutland Ave.	F/S	\$18,688.00
3. Cora Curtis	2002 E. Chase St.	F/S	\$26,500.00
4. James Walker	2004 E. Chase St.	F/S	\$33,500.00

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OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>DHCD - Options</u>			
5. Valerie Lynn Black	2030 E. Eager St.	L/H	\$52,700.00
6. Jesse Alston and Gertrude Alston, his wife, deceased	900 N. Patterson Park Ave.	L/H	\$39,000.00
7. Priority Trust, LLC	927 N. Duncan St.	G/R \$36.00	\$ 300.00
8. Priority Trust, LLC	931 N. Duncan St.	G/R \$36.00	\$ 300.00
9. Glenn H. Goldberg, ½ interest; Ronnie Marc Goldberg, Trustee of The Ronnie Marc Goldberg Revocable Trust, ½ interest	1019 N. Castle St.	G/R \$30.00	\$ 250.00

Funds are available in State funds, Account No. 9910-906416-9588-900000-704040, EBDI Project, Phase II.

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

UPON MOTION duly made and seconded, the Board approved the options, and condemnations. The Comptroller **ABSTAINED** on item no. 1.

**MINUTES****CITY COUNCIL BILLS:**

10-0507 - City Property - Grant of Easement - Portion of 2201 West Cold Spring Lane for the purpose of authorizing the Mayor and City Council of Baltimore to grant a Perpetual Easement for Municipal Utilities and Services through the parcel of land known as a portion of 2201 West Cold Spring Lane (Block 3357E, Lot 9A), as shown on Plat R.W. 20-36315 and filed in the Office of the Department of General Services; and providing for a special effective date.

**THE DEPARTMENT OF GENERAL SERVICES (DGS) NOTES THAT AN ERROR WAS MADE IN CHARACTERIZING THE PERPETUAL EASEMENT AS BEING FOR "MUNICIPAL UTILITIES AND SERVICES." THEREFORE, A TECHNICAL AMENDMENT IS NEEDED TO REMOVE THE REFERENCE FROM LINES 5, 15, AND 18 ON PAGE ONE OF THE LEGISLATION. THE DGS SUPPORTS PASSAGE OF CITY COUNCIL BILL 10-0507, AS PROPOSED TO BE AMENDED.**

10-0509 - Sale of Property - Ivymount Road for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in a certain parcel of land known as the former bed of Ivymount Road, extending from the westernmost extremity thereof, Easterly 90.0 feet, more or less, and no longer needed for public use; and providing for a special effective date.

**ALL REPORTS RECEIVED WERE FAVORABLE.**

UPON MOTION duly made and seconded, the Board approved bills 10-0507 and 10-0509, and directed that the bills be returned to the City Council with the recommendation that the bills also be approved and passed by that honorable body. The President **ABSTAINED**.

**MINUTES**

Department of Law - Settlement and Release

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the settlement and release in Vanessa Williams v. Mayor & City Council of Baltimore.

**AMOUNT OF MONEY AND SOURCE:**

\$40,000.00 - 2044-000000-1450-532478-603070

**BACKGROUND/EXPLANATION:**

Ms. Vanessa Williams alleges that on the evening of August 07, 2008, she was walking on the sidewalk in front of 1320 Northview Road, when she stepped on a water meter cover that was not secure. The water meter cover flipped up causing Ms. Williams' left leg to fall into the meter vault causing her to suffer a deep laceration to her leg below the knee, which required 24 sutures. The location of the laceration required her to wear a leg immobilizer and miss extended time from her job at the Rosewood Center. Ms. Williams also underwent a surgical procedure to remove a keloid that developed over the healed wound. She has a permanent, visible scar.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved the settlement and release in Vanessa Williams v. Mayor & City Council of Baltimore.

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TRANSFER OF FUNDS

\* \* \* \* \*

UPON MOTION duly made and seconded,

the Board approved the

transfers of funds

listed on the following pages:

3610 - 3611

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**

	<b><u>AMOUNT</u></b>	<b><u>FROM ACCOUNT/S</u></b>	<b><u>TO ACCOUNT/S</u></b>
<u>Baltimore Development Corporation (BDC)</u>			
1.	<b>\$ 3,600.00</b> 22 <sup>nd</sup> EDF	9910-904115-9600 Const. Res. West Side Initiative	9910-905825-9603 West Side Downtown

This transfer will provide funding necessary to conduct property surveys to create easements to allow residential occupancy on the upper floors of privately owned properties on the north side of the 100 block of W. Lexington Street, which is part of the West Side redevelopment project.

Department of Recreation and Parks

2.	<b>\$ 60,000.00</b> Rec. & Parks 25 <sup>th</sup> Series	9938-905793-9475 Reserve - Citywide Park Maintenance	9938-904793-9474 Active - Citywide Park Maintenance
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This transfer will provide funds to cover the costs associated with design services under On-Call Contract No. 1066, Task #29 assigned to Hord Coplan Macht, Inc.

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TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of General Services</u>		
3. \$1,000,000.00	9916-904845-9194	
3 <sup>rd</sup> Public Bldg.	Capital Constr.	
Loan	& Maint. Prog.	
1,000,000.00	Reserve	
General Fund	" "	
<b><u>\$2,000,000.00</u></b>	-----	9916-903845-9197
		Capital Constr.
		& Maint. Prog.
		Active

This transfer will provide funds to cover costs of various capital improvements to City buildings serving the Department of General Services, State's Attorney's Office, Fire Department, Recreation and Parks, and Health Department. The services will address numerous building improvements including roof replacement. HVAC, plumbing, electrical and structural improvements.

4. \$ 37,500.00	9916-903930-9194	9916-908931-9197
State Stimulus	Water Infra-structure	Water Infra-structure
	Upgrades for	Upgrades for
	Various City	Enoch Pratt
	Buildings	Libraries -
	Reserve	Active

This transfer will provide funds to cover costs associated with Change Order No. 1 for Pepco Energy Services and Change Order No. 2 for Whitman, Requardt & Associates, under Contract No. PB09827, Water Infrastructure Upgrades for Enoch Pratt Free Libraries. The transfer will also eliminate a deficit that exists in the account and cover any in-house costs associated with the project. Under the American Recovery and Reinvestment Act, the Maryland Department of the Environment awarded the City funds to improve water conservation in City buildings.

**MINUTES**

Department of Recreation and Parks - Right-of-Entry Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a right-of-entry agreement with Joe Gold Entertainment, Inc. d/b/a Joe Gold Marketing, Inc. (Joe Gold Marketing). The period of the agreement is effective upon Board approval for 30 days.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

Joe Gold Marketing has been retained by Verizon Wireless to coordinate a community service project in the Halls Springs area of the Herring Run Park. Upon execution of this agreement, a cadre of volunteers from Morgan State University and a contractor will perform improvements to the Park, which will include but not be limited to, general park clean-up, basketball court and playground resurfacing, and installation of picnic table and park benches.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the right-of-entry agreement with Joe Gold Entertainment, Inc. d/b/a Joe Gold Marketing, Inc.

**MINUTES**Department of General Services - Increase in Upset Limit for Indefinite Quantity Contracts

The Board is requested to approve an increase to the upset limit under the following indefinite quantity contracts (IQC).

	<u>Increased Upset Limit</u>
1. NORTH POINT BUILDERS, INC.	\$750,000.00
2. OMF CONTRACTORS, INC.	\$750,000.00
3. JOHN BRAWNER CONTRACTING	\$750,000.00
4. WARWICK SUPPLY & EQUIPMENT INC.	\$750,000.00

Account - None at this time. Funds will be identified as urgent needs arise.

**BACKGROUND/EXPLANATION:**

On January 14, 2009, the Board approved the awards to the listed IQC contractors under the IQC for "General Construction Work and Related Services".

The contracts were set up with an amount of 'Not to Exceed \$750,000.00' and 'piggy-backed' off of the State of Maryland Department of General Service's IQCs until the Department established its own City contracts. A period of one-year was established for these IQCs.

The State exercised its option to renew the contract with the listed IQC contractors. As such, the City submitted a \$750,000.00 Capacity Increase request for each contractor which the Board approved on September 2, 2009, and accordingly, the upset limit total was \$1,500,000.00. An 18-month Time Increase Request was also approved by the Board on January 13, 2010.

**MINUTES**Department of General Services - cont'd

Based on the project task activities since the contracts were executed, the Department seeks to increase the upset limit for these contracts by an additional \$750,000.00 in order to maintain sufficient capacity under the contracts to respond to the existing project tasks during the remaining time of the contracts. Upon approval of this request, the upset limit for each contractor will be \$2,250,000.00. The period of the contract will not change with this request. All other terms and conditions of the original IQC remain unchanged.

The Department anticipates a favorable vote in November 2010 to the proposed Charter amendment, so that the City will have the authority to develop its own IQC program by the spring of 2011.

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 (d)(i) of the City Charter, the procurement of the equipment and/or service is recommended. The Director of Finance has been notified.

**MBE/WBE PARTICIPATION:**

All established contract goals remain unchanged and the aggregate 25% MBE/WBE participation, established by the MWBOO, applies equally to the increased amount.

**A PROTEST WAS BEEN RECEIVED FROM THE MARYLAND MINORITY CONTRACTORS ASSOCIATION, INC.**

President: "The second item on the non-routine agenda is located on Page 11 and 12, Increase in Upset Limit for Indefinite Quality Contracts, will the parties please come forward? I am sorry quality. Okay Quantity. Will you identify yourself and go?"

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President: "Would you identify yourself."

Mr. Ted Atwood, Director of General Services. "Okay."

President: "You want to speak first? Who wants to speak first?"

Mr. Atwood: "I will let this gentleman."

President: "You speak first Mr. Jolivet."

Mr. Arnold Jolivet: "I am not ashamed. Good morning. Arnold M. Jolivet. I sent the Board a letter and obviously the Board received it and I want to first of all thank the Board for deferring this item from last week's agenda, because I was simply unable to get here on time and the Board nevertheless saw the merit in my argument and deferred it, and I think I owe the Board a word of thanks for considering that. I think that was the right appropriate thing to do. My concern on this item is that there are two fundamental concerns and I will try to be as brief as I can. The number one concern is, that these items were never subjected to the City's competitive bidding requirements as mandated by Article VI, Section 11 of the Charter. I think that cannot be disputed, so I am not going to waste a lot of time on that. But a more troubling concern of mine is that, all of the contracts, this Board and presumably,

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the using agency are keenly aware that these contracts have been pulmagated and procured by the State and there are no minority vendors at all on the contact, and it is very, very difficult for minority firms to bid these contracts for various reasons. My concern would be if the City sees fit to award these contracts without bids, what we would be doing was buying into a practice that lends itself to further discrimination and exclusionary tactics against our minority firms. I understand that this is a terrific way for the City to get their projects finished, but it happens to very exclusionary. The City cannot justify why it is evading and circumventing the Charter requirement. I don't -- I can't envision any justification of how the City can justify a reason why they are not bidding these jobs. Now, I don't speak for the City and I am not going to try to come up with any reason. Obviously, the City can defend itself. But, Mr. President and madam Mayor, I would urge you to try to find a way where we are putting these contracts out for public bid. I might add, that just because these contractors gave the State a certain bid price for this work, doesn't mean that these contractors will give the City the same price. It is

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very possible under today's economic climate that if the City were to put these contracts out for bid today, I would venture to say that the City would get a much more favorable price than what -- these contracts were procured like four years ago. There is nothing in the City Charter which allows the City to so call piggy-back on an already existing State contract. State agencies can do it because there is a very special legislation that allows other State agencies, but the City is not a State agency. That is one of my concerns. But the other concern that I had, that I actually have and I know that the City does not sit as a Board of contract appeals, but I would like to hear me out this morning, because I am very, very much concerned that the agency here has a policy and practice where it treats minority general contractors that work for the agency in a less favorable way than it treats other contractors and I have one case in particular that I think the Board should hear me out, because I came here this morning particularly to ask the Board's assistance, because the contractor cannot get paid. The contractor has been harassed. The contractor has been singled out and I would ask the Board to simply hear me out. I have



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asked the contractor to come here this morning and hoping that the City will at least hear his story. At least some of it, at least fundamentally and find out that what can be done to remedy this situation because this agency has made put this contractor out of business."

City Solicitor: "Mr. Jolivet, could you just tell us the relevance of this story of this contractor that you want the Board to address. The relevance of that story to this item that you are protesting on the agenda."

Mr. Jolivet: "Yes. I think I can. I believe I can. Well the relevance of it is, first of all my basic story is that I believe that the agency is seeking approval of these four contractors largely and primarily because they are white. That is my premise, and further to build on that that is a part and parcel of their overall policy of treating -- doesn't want to work with minority firms. They know that all these contractors are white contractors. They prefer to work with these white contractors and the policy and the practice that they are treating this other contractor fits neatly right into the overall policy of excluding minority contractors. I have a

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strong case here and I want to ask this Board even if you don't want to hear all of the facts to convene a Hearing Officer to hear the facts and to try to get this contractor paid. Give you an example Mr. Solicitor. The contractor finished all of the work. Turned the building over to the City last November. The City has been using the building for over 11 months and guess what? He still cannot get paid. They found nothing wrong with the building and yet this agency will not pay the contractor. It is wrong Mr. Solicitor. It is wrong. And we as a City of Baltimore should not tolerate that kind of action against any of our contractors. This contractor happens to be African American, but if he were any race or class or gender, he still should not be treated largely because of his race. It is not right. It is not right, and I know that the City Solicitor may not want to hear the facts here, but I urge this Board in order to prevent a bankruptcy hearing, largely by fault of the City, that the Board in its discretion appoints a Hearing Officer to hear the case and to try to get this contractor paid. Because in the absence of that, I would submit to this Honorable Board

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that the contractor would be forced into bankruptcy. It is just not right Mr. City Solicitor. It is not right."

Ms. Winner: "Leslie Winner in the Law Department."

President: "Excuse me, are you finished?"

Mr. Jolivet: "No. I am not finished."

Ms. Winner: "I was just going to respond to what he said."

President: "After he has finished you can respond."

Ms. Winner: "Okay."

Mr. Jolivet: "Thank you Ms. Winner. In summary, if it were just this contract, I would say maybe we could justify and rationalize the treatment. But on a similar contract, the agency did the same thing. It went out of its way to make it difficult for the contractor to perform. They found all kinds of reasons why he should not be compensated. They gave him a hard time, and just to illustrate the bidding book says that on any subcontractor, the prime contractor is entitled to an 8% mark-up on the value of the subcontractors working. I have a case where the subcontractor's contract was approved. But when it came time for the prime contractor to get compensated for his

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work, the agency said no, 'we are not going to give you anything. You have to absorb this cost.' Even though they were prepared to pay the prime subcontractor who was not minority and just happened to be white. They gave him full value but when it came time to pay the minority guy, they said no. You have to do this work for free. That is not right. This is not slavery. So, what I am submitting to this Board, this agency is out of control. This agency -- if the Board sees fit to award these contracts and the Board has its discretion I recognize that. But, I would submit that the Board should do something immediately to find out why this agency is treating people in such disparaging ways, and I would submit, that you would find that there has been arbitrary treatment of this contractor. The contractor is prepared to proffer, but he was told that we are going to prevent you from bidding anymore State City contracts, from one of the Project foreman's. That never should be done. We are not in the business of preventing contractors from bidding. If the contractor has done something wrong then he has his day in court. But, you never should have somebody at the

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project level who is being the judge, the jury and the executor. That is not right, and I know the agency and the boys will try to defend it and they probably will. We can defend anything if you really want us to. But, my request to this Board this morning, and I think it is not an unreasonable request is to let us try to resolve this case without putting this young contractor out of business and I might add, and the Board should know, this contractor has done business with the City for 17 years, so the contractor is very well familiar with City business. I am here this morning and I am going to ask the Board in its wisdom first of all not to approve this extension, and further, to put these contracts out for public bid like it is mandated to do by applicable law and to also do something immediately to try to get the agency to resolve this monetary problem that we have. As I said before, and I am going to close with this, if for some reason the agency has problems with the job that the City has been using beneficially for 11 months, they need to come forward and say something. As of today, the agency has not found one problem with this building that they

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have been beneficially utilizing, and the contractor is being forced into bankrupt because they can't get paid."

President: "Thank you. Comptroller."

Comptroller: "Did you want to respond to that?"

Ms. Winner: "Yes, just a respond to that. Leslie Winner in the Law Department. I believe I know the company that Mr. Jolivet is referring to, and this company was a year and half over the time limit for building the rec center. The surety took over the contract, and the surety has told the City no payments to go to this contractor, all payments go to the surety and the surety has intervened and is a part of trying to get this contract finished, and it's Farring Baybrook Recreation Center. Crippled children use that recreation center. It was a six month contract. It took the contractor almost two years. Finally, the City had to go in and take it over, and the things that Mr. Jolivet are saying here is not incorrect, I mean is not correct. It is incorrect."

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Mr. Jolivet: "You were right."

Ms. Winner: "It is incorrect. No."

Mr. Jolivet: "You were right."

Ms. Winner: "No, no I am ----."

President: "Mr. Jolivet stop that."

Ms. Winner: "No. He is incorrect. The City has met with the surety."

City Solicitor: "What is the name of the contractor?"

Ms. Winner: "The contractor is Afram Inc."

City Solicitor: "Thank you."

Ms. Winner: "Afram, Inc. and these allegations are just not correct. The City bent over backwards and Margaret [Martin] can speak to that. The Inspector is not here today, but they bent over backwards and worked with this man, and worked with this man and it just was not able to be completed and then we asked the surety to intervene and the surety is now working with this man, and the surety is throwing up its arms, and says all money cannot be paid to the contractor. All money must be paid to the surety, and the City is following the law."

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President: "Can we hear from the agency, before we go back to you Mr. Jolivet?"

Mr. Jolivet: "Okay."

City Solicitor: "And hear from the agency on the item that is before the Board on today's agency."

President: "Right."

City Solicitor: "Thank you, and if you have anything to add to Ms. Winner on this other issue."

Mr. Ted Atwood, Director of General Services: "I was more when I was in the capacity the Deputy Director, so I was not directly involved, but I know that we set deadlines numerous times that were missed, and then we set a new deadline, giving people a chance to --."

City Solicitor: "I mean you don't need to -- just confirm what Ms. Winner said, but if you have anything to add on the second issue."

Mr. Atwood: "No."

City Solicitor: "But if you could address the agency item issue, thank you."



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President: "You can come up."

Ms. Shirley Thompson: "Thank you. Good morning. I am not sure of the proper order. But I just needed to --."

Ms. Shirley Thompson: "I am the Executive Director of the Maryland Minority Contractors Association."

President: "Are you opposing?"

Ms. Thompson: "The only thing that I am trying to do is protest the fact that Mr. Jolivet in his protest is utilizing company names that are not his. The entities that he is addressing as the Maryland Minority Contractor is not his. Mr. Jolivet is the American Minority Business, and he does not have a subsidiary. On his letterhead, he continually puts MMCA, which actually is owned by the Maryland Minority Contractor, which is us. Mr. Jolivet has registered a company by the name of Maryland Minority Contractors Roman numeral I. When he sends out his correspondence, he is not utilizing the Roman numeral I, he is using our logo MMCA, which causes a major issue when entities such as yourself are dealing with him in a business level. We just want to protest how he is utilizing names that does not belong to him, is not registered to him through the State."

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President: "We are just here on this protest."

Ms. Thompson: "Yes. I understand sir, but I want to make sure that you're documents and your history is correct."

President: "Okay."

Ms. Thompson: "It is not The Maryland Minority Contractors Association that is protesting what is going on here today. I just want that to go on record. Mr. Jolivet is the American Minority and he has Maryland Minority Contractors Association, Inc. roman numeral I, and he is not utilizing that one and he has caused major discrepancy things between the Board of Estimates and other entities within the State by improperly using those names and I want to be on record to say, and you have the State printouts there. They are not his to utilize in any type of correspondence to misrepresent himself as us."

President: "Okay."

Ms. Thompson: "Thank you."

City Solicitor: "If the agency would address the item that is on the bid protest agenda."

President: "Right so that we can move forward."

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Mr. Atwood: "Yes. Well the situation is that the agency --that the City is piggybacking on to a State contract that and this has been approved by our general counsel, by our legal office and by our finance office to be able to do this. We used these contractors they are a smaller portion of our business. They are not the normal sort of business, it is more for immediate need, when there is a situation that needs to be resolved fairly quickly in the best interest of the public and the service of the government. Our minority business practices are what is implemented here, the ones from Ms. Williams office not the State, and they have set limits of an average of 25%, 15% for minority business, 10% for women owned business. In our review as I said this is an average. In our review of these contractors, this is ranged, their performance has ranged from 6% to 45% minority business participation on these. I would just like to say in general to, as the new Director of the office, is that we are trying in all cases to exceed any of these limits that Ms. Williams has set from her office. We have performance contracts. They have been set at about the 20%. We

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will be bringing ones in at 45% so, it is our intention and we are doing everything we possibly can to excel at participation of minority business."

President: "Thank you. Comptroller Pratt."

Comptroller: "Mr. Nilson, is it correct that approving this item is in violation of the Charter?"

City Solicitor: "Well, there is a provision in the Charter which I think the agency is invoking here, and I assume this is what they have discussed with Ms. Winner. Article VI, Section 11(d) which allows the agency to not comply with the City competitive bid requirements in a circumstance where any supplies, materials, equipment, services or public works are in such a nature that no advantage will result in seeking or it is not practical to obtain competitive bids, and if that certification or that representation is made to the Department of Finance, which I understand has been the case here and they are so representing to the Board, then the Board in its discretion can do what it did on this when it was set up in the first instance and allow for the piggybacking and the competition to come from

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the State piggyback. So the answer is, that provision of the Charter contrary to what Mr. Jolivet's says, does allow the agency to do this and it enables the Board to approve this transaction originally."

Mr. Jolivet: "But Mr. Solicitor, you have to admit there has to be a factual basis to support that. You just can't make that assertion that there has to be a factual basis to show that in fact the City does not receive any benefits or it is not disadvantaged by putting these contracts out without a bid."

City Solicitor: "And the assertion of the agency has been and I --."

Mr. Jolivet: "But the assertion of the agency does not automatically make that."

City Solicitor: "It doesn't automatically, and if it turns out that the facts don't support it, then there would be an issue. But, I think the agency's determination is that the benefits, the economic benefits of being able to piggyback on these large contractors that are advertised and awarded at the State level produces a better price to the City."

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Mr. Jolivet: "Even though these contracts are discriminatory and have no minority?"

City Solicitor: "I don't think that should be any --."

Mr. Jolivet: "That should be a consideration."

City Solicitor: "Mr. Jolivet there is no -- I am sorry --."

Mr. Jolivet: "That should be a consideration. It should be a consideration whether the City will go and utilize a racially discriminatory contracting process that we know --."

City Solicitor: "Mr. Jolivet, I am sorry, but you made some assertions about this extra item that is here today, that are a little bit questionable in themselves, but you are now asserting that the State has utilized a discriminatory competitive bid policy that has produced these four firms that are the firms that are being used. You are saying that the State people who over saw that competitive bid were themselves discriminating against minority contractors."

Mr. Jolivet: "No. What I am saying is that the State process because of the bonding requirements tend to exclude minority firms from being participants."

## MINUTES

City Solicitor: "Okay."

Mr. Jolivet: "And the City with knowledge of that is buying into a system that is known to discriminate I think personally is not in the best interest of the City."

City Solicitor: "Okay."

Mr. Jolivet: "But, Mr. President, let me just make one other comment and that is, Ms. Winner talked about the bonding company taking over the project and I just want to put on the record, she is right. But, the bonding as a rule generally accepted followed practice, is that before the City would default a contractor and ask the bonding company to come in, it has been the practice of 100 years, that they would give the contractor the opportunity to procure. Whatever deficiencies that or default that the contractor is alleged to have made. The City would give the contractor the opportunity to cure. The City in this case to verify and to support to substantiate my concern, my allegation, the City did not even give the contractor an opportunity to cure. They just went and called the bonding company and said, take over this contract. This contractor is not doing the right thing."

MINUTES

President: "Thank you Mr. Jolivet. I will entertain a Motion."

City Solicitor: "I MOVE to approve the item that is on the Board's agenda per the request of the Department of General Services to deny the bid protest."

Director of Public Works: "Second."

President: "All those in favor say AYE. Opposed. NAY. AYE's have it. The Motion carries."

Mr. Jolivet: "Thank you Mr. President."

President: "Thank you."

\* \* \* \* \*



## MINUTES

Department 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 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.	2424 Pennsylvania Avenue	Kwan Young Lee	Retain large cornice sign 31.5' x 1.75', two single face electric signs 9.5' x 3', 7.5' x 1.5'
	Annual Charge: \$321.15		
2.	305-307 N. Howard Street	Homa Ravanbakhsh	Retain awning w/signage 29' x 5½'
	Annual Charge: \$552.20		
3.	1001 Light Street	Arnold Kaplan	Retain two awnings w/signage 15' X 3' and 3' x 2 ½', one spot reflector
	Annual Charge: \$212.80		
4.	301 W. Madison Street	712 N. Howard Street, LLC	Five sets of steps, five planters @ 22' each
	Annual Charge: \$946.00		

## MINUTES

Department of General Services - cont'd

5.	37-39 S. Charles Street	Lombard Street Lots, LLC	Retain metal canopy 183' x 7'
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Annual Charge: \$2,532.00

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

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

**MINUTES**

Department of General Services - Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with The Baltimore Community Foundation, Inc. (BCF). The period of the agreement is March 1, 2010 through April 30, 2011.

**AMOUNT OF MONEY AND SOURCE:**

\$200,000.00 - 9916-913900-9197-910014-703032

**BACKGROUND/EXPLANATION:**

The BCF will provide energy savings services to approximately 12-20 City neighborhoods through the Baltimore Neighborhood Energy Challenge (BNEC) Program.

The BCF; the Department of Planning, Office of Sustainability; the Department of General Services, Energy Division; The Abell Foundation; Civic Works; the Coalition to End Childhood Lead Poisoning; Constellation Energy; BGE; The Johns Hopkins University; and several other neighborhood leaders developed the BNEC to promote energy conservation in Baltimore City. Several philanthropic organizations contributed to the project in eight neighborhoods during 2009, under the direction of the BCF.

The project was an overwhelming success, resulting in the recruitment of over 750 households and neighborhood reductions in energy consumption of up to 29%. Therefore, the decision was made to extend the project to an additional 12 - 20 neighborhoods, effective March 1, 2010, requiring a continuation of staff and program activities.

On December 23, 2009, the Energy Division, with the approval of the Department of Energy (DOE) committed \$200,000.00 to this effort from the \$6,370,000.00 Energy Efficiency Community Block Grant (EECBG) provided by the American Recovery and Reinvestment Act and awarded to the City by the DOE.

**MINUTES**

Department of General Services - cont'd

The BCF is operating the BNEC program extension and assumed the cost burden, based on the commitment of reimbursement from the EECBG funds, while the City completed negotiations with the DOE, satisfied National Environmental Protection Act criteria and executed the contract between the City and the BCF.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with The Baltimore Community Foundation, Inc. The President **ABSTAINED**.

**MINUTES**

Baltimore City Fire Department - Matching Grant Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Matching Grant Agreement with the Maryland Institute for Emergency Medical Services Systems (MIEMSS).

**AMOUNT OF MONEY AND SOURCE:**

\$15,301.28 - 1001-000000-3191-308700 Matching Special Funds  
\$15,301.28 - 5000-558611-3191-309500 State Funds

**BACKGROUND/EXPLANATION:**

The grant funding will allow the Medical Bureau to purchase one LP15 Monitor/Defibrillator.

This is a State grant administered through the MIEMSS. The grant amount is \$15,301.28 with a City match of \$15,301.28. All purchases must be completed by May 13, 2011. All invoices for reimbursement must be submitted to MIEMSS by May 27, 2011.

**APPROVED FOR FUNDS BY FINANCE**

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Matching Grant Agreement with the Maryland Institute for Emergency Medical Services Systems.

MINUTES

Mayor's Office of Employment - TRANSFER OF LIFE-TO-DATE  
Development SICK LEAVE

The Board is requested to approve the transfer of LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Natiki Stallings.

The transfer of sick leave days is necessary in order for the designated employee to remain in pay status with continued health coverage. The City employees have asked permission to donate the sick leave days that will be transferred from their LIFE-TO-DATE sick leave balances as follows:

<u>NAMES</u>	<u>DAYS</u>
Leslie H. Saunders, Jr.	5
Deborah Holland-Marx	5
Sharron Trogon	<u>3</u>
<b>TOTAL</b>	<b>13</b>

**APPROVED FOR FUNDS BY FINANCE**

**THE LABOR COMMISSIONER RECOMMENDED APPROVAL.**

UPON MOTION duly made and seconded, the Board approved the transfer of LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Natiki Stallings.

**MINUTES**

Mayor's Office of Employment - Memorandum of Understanding and  
Development (MOED) Agreements

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

MEMORANDUM OF UNDERSTANDING

1. **ANNE ARUNDEL WORKFORCE DEVELOPMENT CORPORATION (AAWDC) \$198,060.00**

Account: 4000-814211-6331-456000-404001

The MOED will receive funding from the AAWDC to coordinate the Cyber Security Program in the Baltimore area. These funds will be allocated to hire a Cyber Security Career Advisor. The Cyber Security Career Advisor will conduct local applicant screening, counseling, training referrals and job placement in the field of cyber security. These funds are provided in support of the Pathways to Cybersecurity Careers Consortium, a \$4,900,000.00 grant from the Department of Labor. This program will increase the number of qualified cyber security workers in the Baltimore area. The period of the MOU is July 1, 2010 through June 30, 2013.

AGREEMENTS

2. **BALTIMORE CITY COMMUNITY COLLEGE (BCCC) \$ 79,492.00**

Account: 5000-585510-5750-690805-603051  
 5000-585410-5750-690805-603051

The BCCC will provide occupational skills training for unemployed, underemployed, or dislocated workers. The participants will learn skills which qualify them for careers in the construction industry. The training will be provided as specified in the Baltimore City Request for Expressions of Interest dated May 1, 2009. The period of the agreement is September 13, 2010 through June 30, 2011.

## MINUTES

MOED - cont'd

3. **DEVELOPMENT DESIGN GROUP, INC.** **\$ 2,296.87**

Account: 4000-805310-6310-693305-603051

The organization will provide 17 hours of training for 46 incumbent employees through an initiative known as Maryland Business Works. The incumbent employees will be trained in AutoCADD Architecture 2009 - 2011 Update Customized Group Training, AutoCADD Architecture 2011, and Team Training. The period of the agreement is September 29, 2010 through November 8, 2010.

4. **EAST BALTIMORE DEVELOPMENT, INC. (EBDI)** **\$174,163.00**

Account: 6000-601411-6311-456000-406001

Under this agreement, MOED will provide workforce services that enhance job readiness and employment outcomes to East Baltimore residents. The period of the agreement is July 1, 2010 through June 30, 2011.

The memorandum of understanding and agreements are late because more time was required than anticipated to reach a comprehensive understanding between the parties.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTIONS.**

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



## 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

- |  |             |           |
|--|-------------|-----------|
| 1. GEIGER PUMP EQUIPMENT COMPANY   | \$ 5,267.30 | Low Bid   |
| Solicitation No. B50001652 - Gould Pump Parts - Department of Public Works - Req. No. R557723                          |             |           |
| 2. VIRGINIA CONTRACTORS SUPPLY, INC.   | \$ 7,100.00 | Low Bid   |
| Solicitation No. 07000 - Gas Cut-Off Saws - Department of Public Works - Req. No. R558995                              |             |           |
| 3. SATORIUS MECHANICS CORP.  | \$12,200.00 | Low Bid   |
| Solicitation No. 07000 - Analyzer - Department of Public Works - Req. No. R558004                                      |             |           |
| 4. ADVANCE SCALE OF MARYLAND   | \$ 0.00     | Extension |
| Solicitation No. B50001196 - Preventative Maintenance for Truck Scales - Department of Public Works - Req. No. R530678 |             |           |

On September 16, 2009, the Board approved the initial award in the amount of \$17,200.00. A new solicitation B50001662, for this requirement has been issued with bids due on October 8, 2010. This extension is necessary to ensure the continuity of service while bids are evaluated and a new award is made. The period of the extension is October 18, 2010 through November 18, 2010.

- |  |            |         |
|--|------------|---------|
| 5. ENVIRONMENTAL SYSTEMS COLE MEDICAL, INC.  | \$5,703.00 | Low Bid |
| Solicitation No. B50001616 - Pregnancy Kits and Speculums - Health Department - Req. No. R551941 |            |         |

The period of the award is October 13, 2010 through October 12, 2011, with two 1-year renewal options remaining.

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
6. <u>PRODUCTS HOLDING, INC.</u>	<u>\$18,032.00</u>	<u>Sole Source</u>
Solicitation No. 08000 - Fleet Inspection Testing Unit - Department of General Services - Req. No. R558023		
The vendor is the sole source of vehicle emissions testing equipment required by the State of Maryland for Vehicle Inspection Stations.		
7. <u>EN POINTE GOV, INC.</u>	<u>\$13,390.24</u>	<u>Low Bid</u>
Solicitation No. B50001648 - Cisco Smartnet Annual Maintenance - Police Department - Req. No. R553727		
8. <u>NATIONAL HEAD START ASSOCIATION</u>	<u>\$12,520.00</u>	<u>Sole Source</u>
Solicitation No. 08000 - On-Line Classes for Head Start - Department of Housing and Community Development - Req. No. R556725		
As members of the National Head Start Association (NHSA), Health Care Coordinators of the Head Start Program will receive a course of studies through Distant Learning from the Association that will enable them to obtain the NHSA Health Services Credentials.		
9. <u>MARYLAND CHEMICAL COMPANY</u>	<u>\$6,875.00</u>	<u>Low Bid</u>
Solicitation No. 07000 - Hydrochloric Acid - Department of Public Works - Req. No. R559434		
10. <u>COLONIAL SCIENTIFIC</u>	<u>\$6,293.12</u>	<u>Low Bid</u>
Solicitation No. B50001653 - Meters and Probes Parts - Department of Public Works - Req. No. R557718		
11. <u>HOWARD UNIFORM COMPANY</u>	<u>\$6,442.50</u>	<u>Low Bid</u>
Solicitation No. 07000 - Crossing Guard Safety Vest - Department of Transportation - Req. No. R559009		

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
12. LEWELLYN TECHNOLOGY, INC.	\$11,759.02	Low Bid
Solicitation No. 07000 - PLC Training - Department of Public Works - Req. No. R547856		
13. LEONARD PAPER CO.	\$ 5,018.24	Low Bid
Solicitation No. B50001665 - Fleet Cleaning Supplies - Department of Public Works - Req. No. R558645		
14. MILLIPORE CORPORATION	\$16,128.84	Low Bid
Solicitation No. B50001656 - Millipore Parts - Department of Public Works - Req. No. R554542		
15. EAST JORDAN IRON WORKS, INC.	\$22,000.00	Low Bid
Solicitation No. B50001655 - Type E Vane Grate - Department of Public Works - Req. No. R556278		
16. RHINEHART RAILROAD CONSTRUCTION, INC.	\$45,540.00	Sole Source
Solicitation No. 08000 - Railroad Emergency and Inspections - Department of Transportation - Req. No. R557354		

The vendor is the only contractor that performs this kind of specialized services for the Baltimore area. The period of the award is October 13, 2010 through October 12, 2011.

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

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

- |                           |              |             |
|---------------------------|--------------|-------------|
| 17. DENALI SOLUTIONS, LLC | \$149,374.00 | Sole Source |
|---------------------------|--------------|-------------|
- Solicitation No. 08000 - Annual Support of InPursuit (RMS) and Oracle Software - Police Department - Req. Nos. R558473 and R558480

The vendor is the sole provider of this proprietary software used by the Police Department.

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

- |                            |              |         |
|----------------------------|--------------|---------|
| 18. WERT BOOKBINDING, INC. | \$ 75,000.00 | Renewal |
|----------------------------|--------------|---------|
- Solicitation No. B50000688 - Library Binding Service - Enoch Pratt Free Library - Req. No. R558406

On October 15, 2008, the Board approved the initial award in the amount of \$75,000.00. The award contained two 2-year renewal options at the sole discretion of the City. This renewal in the amount of \$75,000.00 is for the period November 1, 2010 through October 31, 2012, with one 2-year renewal remaining.

**MWBOO GRANTED A WAIVER.**

- |                     |                |         |
|---------------------|----------------|---------|
| 19. ISOBUNKERS, LLC | \$2,000,000.00 | Renewal |
|---------------------|----------------|---------|
- Baltimore Regional Cooperative Purchasing Council (BRCPC)  
Contract No. PRC-265-07 - Heating Oil - Department of General Services, Fleet Management Division - Req. Nos. Various

## 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

On November 14, 2007, the Board approved the initial one-year award in the amount of \$1,000,000.00 for the period November 1, 2007 through October 31, 2008. The award contained three 1-year renewal options at the sole discretion of the City. On June 11, 2008, the Board approved an increase in the amount of \$1,000,000.00. On March 11, 2009, the Board approved a ratification and renewal in the amount of \$2,000,000.00. This renewal in the amount of \$2,000,000.00 is for the period November 1, 2010 through October 31, 2011 with one 1-year renewal option remaining.

MBE/WBE PARTICIPATION:

Not applicable because this is a cooperative purchase

## 20. RIS THE PAPER HOUSE

LINDENMEYR MUNROE

XPEDX

FRANK PARSONS PAPER

XEROX CORPORATION

UNISOURCE

\$ 400,000.00

Renewal

Solicitation No. 06000 - Provide Various Cuts, Types, and Weights of Paper - Department of Finance - Req. No. R558501

On October 29, 2008, the Board approved the initial award in the amount of \$200,000.00. The award contained two 2-year renewal options at the sole discretion of the City. On November 18, 2009, the Board approved an increase in the amount of \$200,000.00. This renewal in the amount of \$400,000.00 is for the period October 29, 2010 through October 28, 2012, with one 2-year renewal option remaining.

**MWBOO GRANTED A WAIVER.**

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
21. <u>1st Call</u> ARC CONSTRUCTION SERVICES, INC.	\$100,000.00	
<u>2nd Call</u> ASBESTOS SPECIALISTS, INC.	100,000.00	
<u>3rd Call</u> DEVEAU CONSTRUCTION, LLC.	100,000.00	
<u>4th Call</u> UK CONSTRUCTION & MANAGEMENT, LLC (t/a OKORO DEVELOPMENT)	<u>100,000.00</u> <b>\$400,000.00</b>	Renewal

Solicitation No. B50000875 - Lead Abatement at Low Income Residences - Health Department - Req. Nos. Various

On January 14, 2009, the Board approved the initial award in the amount of \$400,000.00. The award contained two 1-year renewal options at the sole discretion of the City. This renewal in the amount of \$400,000.00 is for the period January 14, 2011 through January 13, 2012, with one 1-year renewal option remaining.

**MWBOO GRANTED A WAIVER.**

UPON MOTION duly made and seconded, the Board approved the informal awards, renewals, increases to contracts and extensions. The President **ABSTAINED** on item No. 8. The President **ABSTAINED** on item No. 21.

MINUTES

PERSONNEL MATTERS

\* \* \* \* \*

UPON MOTION duly made and seconded,  
the Board approved all of the Personnel matters  
listed on the following page:

3649

All of the Personnel matters have been approved  
by the EXPENDITURE CONTROL COMMITTEE.

All of the contracts have been approved by  
the Law Department as to form and legal sufficiency.

## MINUTES

PERSONNELDepartment of Finance (DHR)

	<u>Hourly Rate</u>	<u>Amount</u>
1. <b>ROBERT S. FOLDERAUER</b>	\$17.17	<b>\$17,667.00</b>

Account: 1001-000000-1480-166400-601009

Mr. Folderauer, a retiree, will continue to work as a City License Inspector. His duties will include but are not limited to conducting on-site inspections of gas stations, pawnbrokers, open-air garages, massage parlors, theaters, skating rinks, bars, club restaurants, movie houses, and amusement arcades. The period of the agreement is effective upon Board approval for one-year.

**THE DEPARTMENT OF FINANCE IS REQUESTING A WAIVER OF THE HOURLY RATE AS OUTLINED IN THE AM 212-1, PART 1 OF THE ADMINISTRATIVE MANUAL.**



**MINUTES**

Bureau of Water and - Agreement  
Wastewater (BW&WW)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with ALMAC Enterprises (ALMAC). The period of the agreement is October 12, 2010 through November 12, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$ 2,940.00	-	2071-000000-5521-632326-603020	-	Water Utility
1,260.00	-	2071-000000-5521-603212-603020	"	"
1,050.00	-	2071-000000-5521-632440-603020	"	"
2,625.00	-	2070-000000-5501-396401-603020	-	Wastewater Utility
2,625.00	-	2070-000000-5501-396901-603020	"	"
<b>\$10,500.00</b>	-	<b>Total</b>		

**BACKGROUND/EXPLANATION:**

The Baltimore City Joint Apprenticeship Program requires that apprentices assigned to the Water Treatment Plants of the City be provided with 168 hours of classroom instruction for each year of the three years that they are employed to successfully complete the Electrical Maintenance Technician Apprenticeship Program.

ALMAC has an extensive background in Electrical Maintenance Technician Training and has provided a custom curriculum that enables the apprentices to be exposed to the technical requirements of the program as they relate to the actual work environment of a Water and Wastewater Treatment Plant.

The training will take place on-site using existing equipment and materials.

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with ALMAC Enterprises.

The President **ABSTAINED**.

**MINUTES**

Bureau of Water and - Agreement  
Wastewater (BW&WW)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with Ross Technical Services. The period of the agreement is October 18, 2010 through November 12, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$ 5,548.50	-	2070-000000-5501-397204-603020	-	Wastewater Utility
5,608.50	-	2070-000000-5501-630004-603020	"	"
5,608.00	-	2070-000000-5501-396804-603020	"	"
<u>\$16,765.00</u>	-	<b>Total</b>		

**BACKGROUND/EXPLANATION:**

The Baltimore City Joint Apprenticeship Program requires that apprentices assigned to the Wastewater Treatment Plants of the City be provided with 144 hours of classroom instruction for each year of the three years that they are employed to successfully complete the Waste Water Treatment Technician Apprenticeship Program.

Ross Technical Services has an extensive background in Waste Water Treatment Technician Training and has provided a custom curriculum that enables the apprentices to be exposed to the technical requirements of the program as they relate to the actual work environment of a Water and Wastewater Treatment Plant.

The training will take place on-site using existing equipment and materials.

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with Ross Technical Services. The President **ABSTAINED**.

## MINUTES

Bureau of the Budget and Management Research - Supplemental Appropriations

The Board is requesting to approve the following supplemental Federal, General Fund Capital, and Capital Appropriations for programs within the indicated Departments.

<u>Program</u>	<u>Source of Funds</u>	<u>Amount</u>
<u>Department of General Services</u>		
1. <b>LOCAL ENERGY ASSURANCE PLANNING (LEAP)</b>	Federal	\$ 200,000.00

The City was awarded a grant from the U.S. Department of Energy for the LEAP program. The Department of General Services planning will address the various ways a jurisdiction plans continued energy sources, even during periods of disaster and lack of resources from the Baltimore Gas and Electric to particular sites or even to whole areas of the City. The planning effort will include a detailed analysis of City facilities, fuel supplies, and recommendations for revisions and/or additions to City disaster plans.

2. <b>PROJECT SUNBURST</b>	Federal	\$ 750,000.00
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The City was awarded a grant from the Maryland Energy Administration for Project Sunburst. This grant will enable the Department of General Services to install a 500 KW Photovoltaic Energy System (solar) on the roof of the Baltimore Convention Center. The projected net energy savings resulting from this project is estimated at \$100,000.00 per year.

3. <b>ASBESTOS REMEDIATION</b>	General Fund Capital	\$1,800,000.00
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This supplemental appropriation will provide the Department of General Services with the funding needed for asbestos abatement projects in City Buildings and Baltimore City Public School System facilities. The source of funds is proceeds from asbestos litigation.

## MINUTES

BBMR - cont'd

<u>Program</u>	<u>Source of Funds</u>	<u>Amount</u>
<u>Department of Planning</u>		
4. <b>BUFFER OFFSET PROGRAM</b>	Capital - Other	\$ 500,000.00

Account: 9905-922004-9188

The Department of Planning is requesting a supplemental Capital Fund Appropriation for the Critical Area Buffer Offset Program. The current revenue in the Buffer Offset Program is currently \$399,191.40. The additional appropriation will allow the City to collect the anticipated additional funds.

5. <b>STORMWATER OFFSET PROGRAM</b>	Capital - Other	\$ 500,000.00
-------------------------------------	-----------------	---------------

Account: 9905-926005-9188

The Department of Planning is requesting a supplemental Capital Fund Appropriation for the Critical Area Stormwater Offset Program. The current revenue in the Stormwater Offset Program is \$57,330.00. The additional appropriation will allow the City to collect the anticipated additional funds.

As required by State Law, these funds are offset fees paid by developers that cannot meet Critical Area requirements at their site. These offsets will be used to fund various environmental projects which will improve water quality, restore habitat, and create a more attractive and sustainable environment for Baltimore's citizens.

## MINUTES

BBMR - cont'd

<u>Program</u>	<u>Source of Funds</u>	<u>Amount</u>
<u>Department of Planning</u>		
<p>These appropriations are necessary for existing and future revenue paid as offsets by development within Baltimore's Chesapeake Bay Critical Area for FY 2011.</p>		

UPON MOTION duly made and seconded, the Board approved the aforementioned supplemental Federal, General Fund Capital, and Capital Appropriations for programs within the indicated Departments. The Mayor and President **ABSTAINED**.

**MINUTES**

Department of Transportation - Right-of-Entry Permit

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a right-of-entry permit from the Maryland Transportation Authority (MdTA). The period of the right-of-entry is July 27, 2010 through July 21, 2011.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The Department of Transportation is proposing a project to upgrade and perform maintenance to a proposed Grand Prix Route, also known as TR-10324, Downtown Infrastructure Project in the vicinity of West Lee Street and Ramp D, over parking Lots C & F. In the design of this project, it has been determined that the City's contractor will need to perform road reconstruction and maintenance on the property under the control of the MdTA.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the right-of-entry permit from the Maryland Transportation Authority.

**MINUTES**

Department of Transportation - Budgetary Move of 15  
Position

**ACTION REQUESTED OF B/E:**

The Board is requested to approve a budgetary move of 15 positions from other services to Special Events Service.

**AMOUNT OF MONEY AND SOURCE:**

There is no additional Operating Budget Impact.

**BACKGROUND/EXPLANATION:**

Upon the passage of the revenue package for the FY 2011 budget, the Bureau of Budget and Management Research (BBMR) placed all funds intended for the DOT into a single budget program (Street Management), due to the speed at which the Council and the Board consecutively passed the Operating Budget and Supplemental Appropriations.

It was always the intention of the BBMR and the DOT to transfer the necessary funds and positions back to Special Events from Street Management. This action staffs the Special Events program at the same levels as FY 2010 and will allow additional, more appropriate, positions to be created in the Street Management program. The creation of new positions is now in process by the DOT, the DHR, and the BBMR for presentation to the Board later this year.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved the budgetary move of 15 positions from other services to Special Events Service.

**MINUTES**

Health Department - Employee Expense Statement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the employee expense statement of Mr. Rodrique Sumpter for mileage expenses.

**AMOUNT OF MONEY AND SOURCE:**

\$124.00 - January 2010  
107.50 - February 2010  
213.00 - March 2010  
90.50 - April 2010  
\$535.00 - 4000-422310-3030-273100-603002

**BACKGROUND/EXPLANATION:**

Mr. Sumpter, a Public Health Investigator for the HIV/STD Program, neglected to submit his expense statements on time.

Employee Expense Statement must be received by the Bureau of Accounting and Payroll Services within 40 workdays for the last calendar month in which the expenses were incurred. Expenses submitted after that time will not be reimbursed without written approval of the Board of Estimates (AM-240-11).

The Department apologizes for the lateness of this request.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the employee expense statement of Mr. Rodrique Sumpter for mileage expenses.



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

The Board is requested to approve an expenditure of funds to pay Rite Aid.

**AMOUNT OF MONEY AND SOURCE:**

\$1,000.00 (200 @\$5.00 ea.)  
900.00 (90 @ \$10.00 ea.)  
**\$1,900.00** - 5000-521111-3041-278200-604051

**BACKGROUND/EXPLANATION:**

The expenditure of funds will allow the Department to purchase Rite Aid gift cards for the Needle Exchange Program (NEP). One \$5.00 gift card will be given to the NEP clients as an incentive for taking HIV/STD tests. Clients that participate in the Police Study Survey will be given a \$10.00 gift card.

The Police Study Survey is being conducted to measure the relationship between the Baltimore Police Department and clients of the NEP.

The 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 audits of the program's activity vis-à-vis the internal policy.

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

**MINUTES**Health Department - cont'd

The NEP has been audited by the Department's Fiscal Supervisor, who is responsible for the auditing contracts and cash units.

**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 Rite Aid.

## MINUTES

Health Department - Agreements

The Board is requested to approve and authorize execution of the various agreements. The period of the agreement is July 1, 2010 through June 30, 2011.

1. **THE JOHNS HOPKINS UNIVERSITY** **\$ 250,000.00**  
**(JHU)**

Account: 4000-497311-3041-688202-603051

The JHU will screen approximately 200 clients for colorectal cancer referred by the Baltimore City Health Department for clinical services within a time frame that is not more than four weeks from the date of referral.

The agreement is late because the request was received on August 5, 2010.

2. **CHASE BREXTON HEALTH SERVICES, INC.** **\$ 25,000.00**

Account: 4000-422711-3080-291392-603051

The organization will provide Title X Family Planning services to uninsured and underinsured citizens of Baltimore City.

The agreement is late because it was just completed.

3. **HEALTH CARE FOR THE HOMELESS, INC.** **\$ 664,582.00**

Account: 5000-523011-3110-307500-603051

The organization will provide primary health care services for homeless persons through its clinic and outreach program in the greater Baltimore area.

The agreement is late because it was just finalized.

## MINUTES

Health Dept. - cont'd

4. **GLENWOOD LIFE COUNSELING CENTER, INC.** \$ 46,431.00

Account: 4000-422311-3030-273100-603051

The organization will provide services to decrease the incidence of HIV/STD infection among intravenous drug users and other substance abusers in Baltimore City.

The agreement is late because the request was just received on July 13, 2010.

5. **BALTIMORE SUBSTANCE ABUSE SYSTEMS, INC. (BSAS)** \$1,274,929.00

Account: 1001-000000-3070-286400-603051

BSAS is responsible for administering and monitoring the TREATMENT: City Grant Initiative, for substance abuse treatment services for residents of Baltimore City.

BSAS will provide treatment services through various providers; assume primary responsibility for resolving providers program crisis and assisting them in implementing corrective plans.

The agreement is late because it was awarded late in the budget year and the budget was just finalized.

6. **LIGHT HEALTH AND WELLNESS COMPREHENSIVE SERVICES, INC.** \$ 58,743.00

Account: 4000-427611-3042-273302-603051

Under the Ryan White Part D Program, the organization will provide health care for a minimum of 250 HIV exposed infants and perinatally infected children, ages 0-12 and primary health care for 200 HIV infected youth. The organization will ensure service coordination and retention in primary medical care for HIV infected youth not in care or newly diagnosed, and provide 200 HIV infected youth with comprehensive medical care.

## MINUTES

Health Dept. - cont'd

7. **INDEPENDENT LIVING FOUNDATION, INC.** **\$ 204,644.00**

Account: 4000-424511-3023-274411-603051

Under the Ryan White Part B Program, the organization will provide comprehensive oral health services to 350 new clients and 400 continuing clients during the year. The services will also include emergency, preventive, endodontic, prosthetics, restorative, surgical, and periodontal. The program uses the CAREWARE program to track outcomes of all clients.

The agreements (Nos. 6 and 7) are late because Ryan White Parts B and D services are programmatically managed by the State AIDS Administration. The Department is responsible for processing contracts and making payments to the provider after the State selects the provider through the Request for Proposal process.

8. **BALTIMORE HEALTH CARE ACCESS, INC.** **\$ 32,873.44**

Account: 4000-422711-3080-294000-603051

The organization will provide services in the area of a Hispanic Administrative Liaison to support the Department's Adolescent and Reproductive Health clinics. The Hispanic Administrative Liaison will provide interpretation services for Spanish-speaking patients attending the clinics, assist with developing resources for the Spanish speaking clients, provide information and referral services and assist with the translation of written materials.

## MINUTES

Health Dept. - cont'd

The agreement is late because it was just finalized.

**MWBOO GRANTED A WAIVER.**

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the various aforementioned agreements. The Mayor **ABSTAINED** on item No. 5. The President **ABSTAINED** on item nos. 1 and 5.

**MINUTES**

Health Department - Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with Harbor Hospital, Inc. The period of the agreement is July 1, 2010 through June 30, 2011.

**AMOUNT OF MONEY AND SOURCE:**

\$166,311.00 - 4000-497311-3041-688202-603051

**BACKGROUND/EXPLANATION:**

Harbor Hospital, Inc. will provide colorectal cancer screening services. Clients referred by the Health Department will be provided the following services: office visits, pre-consult, or physical examination, post-colonoscopy visits, physician services for colonoscopy, laboratory fees including processing and reading of colorectal biopsy specimens, and complete blood counts when providing endoscopist indicates the need for immunohistochemical stains. In addition, the Harbor Hospital, Inc. will provide double contrast barium enema, pharmacy products, as may be needed to complete the colonoscopy, anesthesia and/or respiratory services, and medical supplies.

The agreement is late because of delays in budget negotiations and the conversion to the new accounting system.

**MWBOO GRANTED A WAIVER.**

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with Harbor Hospital, Inc.

**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 the Johns Hopkins University Bloomberg School of Public Health, Center for Communication Programs (JHU).

**AMOUNT OF MONEY AND SOURCE:**

\$38,314.00 - 5000-585210-5750-649896-603051

**BACKGROUND/EXPLANATION:**

On May 5, 2010, the Board approved the original agreement with the JHU in the amount of \$50,000.00 for the period of February 1, 2010 through September 30, 2010.

Under the terms of this amendment to agreement, the JHU will provide additional services related to safe sleep video production and the development of a website for B'more Healthy Babies. This amendment increases the total contract award to \$88,314.00. All other terms and conditions of the original agreement remain unchanged.

The amendment to agreement is late because it was just finalized.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to agreement with the Johns Hopkins University Bloomberg School of Public Health, Center for Communication Programs. The President **ABSTAINED**.



**MINUTES**Parking Authority - Parking Facilities Maintenance Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Parking Facilities Maintenance Agreement with Corporate Maintenance Group, LLC (CMG). The period of the agreement is June 1, 2010 through May 31, 2011.

**AMOUNT OF MONEY AND SOURCE:**

\$229,303.00 - Maintenance Fee  
21,000.00 - Farmers Market Fee  
75,000.00 - Snow Removal (estimate)  
**\$325,303.00** - 2076-000000-2320-254200-603026

**BACKGROUND/EXPLANATION:**

The PABC was given the duties of management, maintenance and control of the City's parking lots through a Memorandum of Understanding approved by the Board on July 23, 2003. There are 24 parking lots that will be maintained by the CMG under this agreement. The services that the CMG will perform include emptying trash receptacles, power sweeping, trimming vegetation, and clearing snow and ice. The CMG will also clean the Farmer's Market lot, prior to the market opening each day.

The agreement is late because the PABC recently issued a Request for Proposal (RFP) for the Maintenance of the 24 parking facilities and brought the resulting agreement to the Board, where it was determined that the MBE and WBE goals within the RFP were incorrect and the Board would not approve the agreement. This left the PABC without a contract for a maintenance provider when the previous maintenance agreement expired on June 1, 2010. The CMG was the previous maintenance provider, and has continued to provide the services, and has been working with the PABC to amend the expired agreement to maintain services until a new RFP could be issued. Since the agreement expired it could not be amended, leading to this new agreement.

The PABC will be issuing a new RFP for lot maintenance services in the month of October and will bring the resulting agreement to the Board.

## MINUTES

PABC - cont'd

**MBE/WBE PARTICIPATION:**

<b>MBE:</b>	Couser Supply, Inc.	\$ 7,200.00	9.19%
	Bo-Mar Industries, Inc	<u>7,443.41</u>	<u>8.89%</u>
	<b>Total</b>	<b>\$14,643.41</b>	<b>18.08%</b>
<b>WBE:</b>	Fouts Lawn Care	\$ 5,814.30	7.18%
	Fitch Dustdown Co., Inc.	<u>1,822.00*</u>	<u>2.25%</u>
		<b>\$ 7,636.30</b>	<b>9.43%</b>

**MWBOO FOUND THE VENDOR IN COMPLIANCE**

\*Fitch Dustdown is certified as a supplier. Not more than 25% of each goal may be attained by expenditures to MBE or WBE suppliers who are not manufacturers. Therefore, the maximum value allowed has been applied.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Parking Facilities Maintenance Agreement with Corporate Maintenance Group, LLC.

**MINUTES****RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS**

\* \* \* \* \*

On the recommendations of the City agencies  
hereinafter named, the Board

UPON MOTION duly made and seconded,  
awarded the formally advertised contracts  
listed on the following pages:

3650 - 3651

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

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

The President **ABSTAINED** on Item Nos. 1 and 2.

Item No. 4 was withdrawn.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Water and Wastewater

1. SC 881, O/C Tele- AM-Liner East, Inc. \$1,750,125.00  
 vision Inspection,  
 Cleaning & Lining  
 Sanitary Sewers  
 Using Cured-In-  
 Place Pipe

**MBE:** Pipeline Investigations \$145,000.00 8.29%  
**WBE:** Waived

**MWBOO FOUND VENDOR IN COMPLIANCE.**

2. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<b>\$2,310,167.00</b>	9956-904401-9549	
Wastewater	Constr. Res.	
Utility Funds	Sewer Replace- ment Program	
\$ 175,013.00	-----	9956-901858-9551-2
		Extra Work
175,013.00	-----	9956-901858-9551-3
		Design
105,008.00	-----	9956-901858-9551-5
		Inspection
1,750,125.00	-----	9956-901858-9551-6
		Construction
<u>105,008.00</u>	-----	9956-901858-9551-9
<b>\$2,310,167.00</b>		Administrative

This transfer will provide funds for costs associated with award of SC 881, O/C Television Cleaning and Lining Sanitary Sewers Using Cured-In-Pipe.

## MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:Bureau of Purchases

- |                               |                       |
|-------------------------------|-----------------------|
| 3. B50001638, Liquid Chlorine | <b>\$1,204,250.00</b> |
| <u>1<sup>st</sup> Call</u>    |                       |
| Kuehne Chemical Co., Inc.     | \$1,004,250.00        |
| <u>2<sup>nd</sup> Call</u>    |                       |
| Univar USA, Inc.              | \$ 200,000.00         |

**MWBOO GRANTED A WAIVER.**

- |  |                      |
|--|----------------------|
| 4. B50001575, Data Cable Installation Services | <b>\$ 867,872.00</b> |
| <u>1<sup>st</sup> Call</u>                     |                      |
| Paniagua's Enterprises, Inc.                   | \$ 667,872.00        |
| <u>2<sup>nd</sup> Call</u>                     |                      |
| Southern Maryland Cable Inc.                   | \$ 200,000.00        |

The Board is requested to approve this award contingent upon the contractors coming into compliance within ten days, which both have agreed to do.

**MWBOO SET MBE GOALS AT 17% AND WBE GOALS AT 9%.**

Paniagua's Enterprises, Inc.

**MBE:** Stronghold Security, LLC 5.67%  
**WBE:** Plexus Installations, Inc. 3.00%

**MWBOO FOUND THE VENDOR NON-COMPLIANT**

Southern Maryland Cable, Inc.

**MBE:**

**WBE:** Cabling Concepts, LLC

**MWBOO FOUND THE VENDOR NON-COMPLIANT**

**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 Greater Baltimore AHC, developer, for the sale of the vacant lots located at 23, 103, 105, 107 N. Gilmore Street, and 1532 West Fayette Street.

**AMOUNT OF MONEY AND SOURCE:**

\$ 8,000.00 - 23 N. Gilmore Street  
 8,000.00 - 103 N. Gilmore Street  
 8,000.00 - 105 N. Gilmore Street  
 8,000.00 - 107 N. Gilmore Street  
 8,000.00 - 1532 W. Fayette Street  
\$40,000.00 - Purchase Price

**BACKGROUND/EXPLANATION:**

A good faith deposit has been waived and the developer will pay the total purchase price at the time of settlement.

The project will consist of the conversion of these vacant lots into green space for the adjacent properties located at 1500 and 1501 W. Fayette Street. Once transferred and redeveloped, the properties will be active on the tax rolls of Baltimore City, thereby preventing tax abandonment.

**MBE/WBE PARTICIPATION:**

The properties are not subject to Article 5, Subtitle 28 of the Baltimore City Code because they will be sold at market value.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with Greater Baltimore AHC for the sale of the vacant lots located at 23, 103, 105, 107 N. Gilmore Street, and 1532 West Fayette Street.

**MINUTES**

Department of Housing and        - Land Disposition Agreement  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the land disposition agreement with New Second Missionary Baptist Church, Inc., developer, for the sale of the property located at 212 E. Lanvale Street.

**AMOUNT OF MONEY AND SOURCE:**

\$3,000.00 - Sale price

**BACKGROUND/EXPLANATION:**

A good faith deposit of \$1,000.00 has been received from the developer.

The project will consist of the conversion of this vacant lot into green space for the adjacent property located at 214 E. Lanvale Street. Once transferred and redeveloped the property will be active on the tax roles of Baltimore City and therefore preventing tax abandonment.

**STATEMENT OF PURPOSE AND RATIONALE FOR SALE BELOW THE APPRAISED VALUE:**

The appraised value of the property is \$6,300.00. However, the sale price was reduced to \$3,000.00 to eliminate blight and offer a specific benefit to the immediate community. The purchase price was also reduced because the adjacent church has been maintaining the property by removing trash and debris and cutting the grass at its own expense. The adjacent owner plans in the future to consolidate 212 E. Lanvale Street, currently in leasehold interest with 214 E. Lanvale Street, which is currently in fee simple at its own expense and through their title company and maintain both properties in fee simple.

**MINUTES**

DHCD - cont'd

**MBE/WBE PARTICIPATION:**

The property is not subject to Article 5, Subtitle 28 of the Baltimore City Code because it will be sold for less than \$25,000.00.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with New Second Missionary Baptist Church, Inc. for the sale of the property located at 212 E. Lanvale Street.



## MINUTES

TRAVEL REQUESTS

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>Department of Transportation</u>			
1. Kenith Ching, Jr. Robert Branch Brent Hooper Ronald Hunter	Managing Snow & Ice Control Operations Seminar Allentown, PA Oct. 18 - 20, 2010 (Reg. Fee \$895.00 ea.)	MVR	\$4,724.00
2. Kenya Asli	Rail-Volution 2010 Conference Portland, OR Oct. 17 - 20, 2010 (Reg. Fee \$425.00)	UPWP Fed.	\$1,595.36

The subsistence rate for this location is \$186.00/day. The hotel cost is \$169.00/day not including hotel taxes of \$21.12/night. Therefore, the Department is requesting an additional subsistence of \$23.00/day to cover the cost of food. This amount is included in the total.

3. Bimal Devkota* Kirkland Gabriel	American Security of Civil Engineers Green Streets and Highways Conf. Denver, CO Nov. 13 - 17, 2010 (Reg. Fee *\$595.00 and \$695.00) *member rate	UPWP Grant- Special Fund	\$2,902.00
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The subsistence rate for this location is \$224.00/day. The attendees are sharing the hotel room. The hotel cost is \$129.00/day which does not include hotel taxes in the amount of \$19.15/day. The second attendee is only requesting subsistence of \$40.00/day for meals.

**MINUTES****TRAVEL REQUESTS**

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>Department of General Services</u>			
4. Aubrey Sparenberg Micheal Bradshaw Renee' Lacks Donita Stewart	2010 Faster Conf. for Fleet & Infor- mation Technology Portsmouth, VA Oct. 17 - 21, 2010	Inter- nal Service	\$2,774.72

Baltimore City Fire Department

5. Edward Doll Randy Fuhrman	Communications Specialist Training College Station, TX Nov. 07 - 14, 2010 (Reg. Fee \$2,000.00 ea.)	UASI Grant Funds	\$7,291.41
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The Fire Department is requesting the Board to approve \$273.81 in additional funds for the cost of a rental car for seven days. The rental car is required to transport equipment that is needed for training to and from the airport and training venue.

Pursuant to AM-240-9, if official City business at the event site will require extensive inspection trips, tours, or other unusual but necessary land travel, the Board of Estimates must approve funds for such expenses in advance of the trip.

**MINUTES****TRAVEL REIMBURSEMENT**Baltimore City Fire Department

<u>Name</u>	<u>Fund Source</u>	<u>Amount</u>
6. Robert Maloney	FY08 UASI Grant Funds	\$ 927.40

Mr. Robert Maloney attended the 2009 National Urban Area Security Initiative Conference in Charlotte, NC from June 08 - 11, 2009. The Department is requesting reimbursement for airfare, hotel accommodations, meals, and cab fare. The subsistence rate for this location is \$151.00 per day. The hotel cost is \$217.82 per night and exceeded the allowable subsistence rate by \$66.82. The Department is requesting an approval of the total amount of \$1,177.40 to cover the hotel costs, food, cab fares, and registration fee of \$250.00, which are included in the total. The amount to be reimbursed Mr. Maloney does not include the registration fee.

This request is late because Mr. Maloney believed the reimbursement would be handled directly by the conference upon receipt of UASI funds. This was not the case. The funds will be reimbursed to the City by UASI only after they are expended for the travel. All reimbursements under the USAI grant program are made payable to the City and not directly to the employee.

Airfare	\$195.30
Hotel	567.00
Occupancy Taxes	86.46
Food	48.64
Cab Fare	30.00

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

**MINUTES**

Department of Housing and Community Development (DHCD) - Subordination of HOME Loan

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize the subordination of a HOME Loan made to Orchard Ridge Rental II, LLC, to a permanent loan made by Prudential Affordable Mortgage Company, on behalf of the Federal Home Loan Mortgage Corporation (Freddie Mac). The Board is further requested to authorize the Commissioner of the Department of Housing and Community Development to execute any and all documents to effectuate this transaction subject to review and approval for form and legal sufficiency by the Department of Law.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The subordination will require amendments to existing HOME loan documents and the execution of a subordination agreement.

On December 19, 2007, the Board approved a HOME loan in the principal amount of \$600,000.00 (HOME Loan) to Orchard Ridge Rental II, LLC, (Borrower) to support a portion of the hard costs for the development of 57 of the 72 mixed-income residential rental units (Phase II Project) composing the third phase (the second rental phase) of this master planned project. The development of the Phase II Project was also financed in part by a first priority construction loan from SunTrust Bank in the principal amount of up to \$3,000,000.00 (First Lien Construction Loan).

At the time of the original approval, the Borrower expected to repay the First Lien Construction Loan following construction completion by obtaining a permanent take-out loan from Centerline Mortgage Partners, Inc. (Centerline). However, due to market conditions, Centerline was not able to fulfill that commitment. The Borrower has instead obtained a commitment from

## MINUTES

DHCD - cont'd

Prudential Affordable Mortgage Company (Prudential), on behalf of Freddie Mac, to finance a first-priority permanent loan in an amount no greater than \$2,600,000.00 (the First Lien Permanent Loan) that will take-out the First Lien Construction Loan. The First Lien Permanent Loan will have a term of 35 years and amortize over the 35-year term, and will have a fixed interest rate not to exceed 7.00%, and will be non-recourse (except, however, certain non-recourse carve-outs will be guaranteed by the principals of the Borrower).

The First Lien Permanent Loan will not be made unless various Freddie Mac requirements are met, including (but not limited to) subordinating the payment terms of the HOME Loan to the First Lien Permanent Loan and subordinating the lien securing the HOME Loan to the lien securing the First Lien Permanent Loan. Freddie Mac is also requiring that the subordination meet its requirements with regard to issues including (but not limited to) flow of funds, use of insurance proceeds, and rights during foreclosure and that the City amend its loan documents to be consistent with such requirements. The Law Department will review all agreements and amendments as to form and legal sufficiency.

**(FILE NO. 56294)**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the subordination of the HOME Loan made to Orchard Ridge Rental II, LLC, to a permanent loan made by Prudential Affordable Mortgage Company, on behalf of the Federal Home Loan Mortgage Corporation. The Board also authorized the Commissioner of the Department of Housing and Community Development to execute any and all documents to effectuate this transaction subject to review and approval by the Department of Law for form and legal sufficiency.

**MINUTES**

Department of Housing and        - Consultant Agreement  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a consultant agreement with Ms. D'Lisa Worthy. The period of the agreement is October 1, 2010 through August 31, 2011.

**AMOUNT OF MONEY AND SOURCE:**

\$55,556.00 - 4000-486311-6051-452200-603018

**BACKGROUND/EXPLANATION:**

Ms. Worthy is a Special Education Consultant. Her responsibilities will include but are not limited to the implementation of some of the requirements of the Head Start Federal performance standards for service to children with suspected and documented disabilities and their families. The program has placed emphasis on the use of community resources, early identification, and intervention services. The Consultant will also collaborate with the Baltimore City Public Schools to ensure that all children are appropriately identified and assessed in accordance with the Statewide Early Childhood Special Education accountability system.

The consultant agreement is late because of delays at the administrative level.

**MBE/WBE PARTICIPATION:****MWBOO GRANTED A WAIVER**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the consultant agreement with Ms. D'Lisa Worthy.

**MINUTES**

Department of Housing and Community Development (DHCD) - Local Government Resolutions

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

The following organizations are applying to the State of Maryland's Community Investment Tax Credit Program (CITCP) or the Community Legacy Program (CLP). A local government resolution of support is required by the State for all applications to these programs for funding.

<u>Organization</u>	<u>Amount</u>
<b>1. PARKS AND PEOPLE FOUNDATION</b>	<b>\$ 50,000.00</b>
	<b>CITCP</b>

The Parks and People's Foundation located at 800 Wyman Park Drive proposes the Druid Hill Park at Auchentoroly Terrace Project in the Greater Mondawmin community. The funds will be used to restore a nine-acre parcel of Druid Hill Park, located at 2100 Liberty Heights Avenue bordered by Reisterstown Road, Liberty Heights Avenue and Auchentoroly Terrace. The project will include significant landscaping, the development of demonstration gardens, the rehabilitation of the park's original historic Superintendent's House and the construction of a Leadership in Energy and Environmental Design (LEED) Platinum green facility, which will include a Green Technology Resource Center and Ecology Center. The Center will also house the Parks and People Foundation's offices.

The Parks and People Foundation is dedicated to supporting a wide range of recreational and educational opportunities, creating and sustaining beautiful and lively parks and promoting a healthy natural environment for Baltimore.

For over 25 years, the Parks and People Foundation has created parks that are clean, safe, trees and open spaces that are healthy and well maintained and provide children have secure places to play and learn when they are not in school. Each year thousands of children are provided with after school sports, environmental education and summer learning camps through the youth enrichment programs. Through the greening programs, the Foundation supports close to 100 community greening projects and plants almost 2,000 trees annually.

## MINUTES

DHCD - cont'd

	<u>Organization</u>	<u>Amount</u>
2.	<b>SHARP LEADENHALL PLANNING COMMITTEE, INC. (SLPC)</b>	<b>\$100,000.00 CLP</b>

The Sharp Leadenhall Planning Committee, Inc., located at 118 W. Cross Street, proposes the Cultural/Community Center Project at 1101-1105 Race Street. The project will involve constructing a building on the site to house a cultural center on the first floor and five apartments on the second and third floors. Per an agreement with the DHCD, all of the apartments will be for NED (non-elderly, disabled) residents. The cultural center will function as a museum to highlight the rich history of the oldest African American community in the City and also as a community space.

The SLPC was incorporated in 1978 as a project planning committee funded by Baltimore City, after a protracted effort by community residents to avoid further demolition of existing and displacement of existing residents.

The SLPC's mission is to promote the general welfare and betterment of the community through active citizen participation, to formulate and execute plans for establishing and maintaining the best possible living conditions and to join with other forces in a combined and cooperative effort to solve problems positively and effectively. Members meet monthly and carry out initiatives ranging from Christmas parties for the children and adult residents and after school programs, community clean-ups and beautification, lobbying City and State government for historical recognition, and physical improvement funding.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the following local government resolutions. The Mayor **ABSTAINED** on item No. 1.



**MINUTES**

Baltimore Development Corporation - Agreement of Lease

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement of lease with Westham Media, Inc., t/a Signs by Tomorrow, tenant, for the rental of a portion of the property known as 10 Holliday Street, Retail Area B, at the Baltimore Street Garage, consisting of approximately 3,200 square feet. The existing lease is being assigned for the period October 1, 2010 through September 30, 2012. The lease provides for a new 5-year term commencing on October 1, 2012 with one 5-year renewal option.

**AMOUNT OF MONEY AND SOURCE:**

Monthly Rent

\$4,043.03 - Current Term

**BACKGROUND/EXPLANATION:**

The lease provides for the assignment of the existing lease agreement. On June 26, 2002, the Board approved a lease agreement with Palmer-Vohrer Enterprises, Inc. t/a Signs by Tomorrow. Westham Media, Inc. is acquiring the franchise from Palmer-Vohrer Enterprises, Inc. and will continue to operate a Signs by Tomorrow store, for the design, production and installation of signs and other graphics materials.

The lease permits assignment of the existing Palmer-Vohrer Enterprises, Inc. lease to the tenant, through September 30, 2012, under the original terms and conditions. The current monthly rent is \$4,043.03. The annual rent for the first year of the new 5-year lease term is \$52,979.88, payable in monthly installments of \$4,414.99. The base rent will escalate at a rate of 4% annually.

## MINUTES

BDC - cont'd

The tenant will pay all utilities, water, janitorial, trash removal and their pro rata share of real estate taxes. The assignment and the new lease term are required by the tenant's bank for its financing.

The space is leased on an "As Is" basis and does not require the Landlord to make any modifications. The tenant will be responsible for any improvements or build-out of the premises.

In addition, the tenant is obligated to maintain and keep in force general public liability, contractual liability and property damage insurance protection for the premises and name the City as additionally insured under the insurance policies.

**(FILE NO. 55917)**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement of lease with Westham Media, Inc., t/a Signs by Tomorrow for the rental of a portion of the property known as 10 Holliday Street, Retail Area B, at the Baltimore Street Garage.

**MINUTES**

Police Department - Expenditure of Funds

**ACTION REQUESTED OF B/E:**

The Board is requested to approve an expenditure of funds to pay the American Eurocopter, LLC. for the period October 19 - 22, 2010.

**AMOUNT OF MONEY AND SOURCE:**

\$18,518.00 - 1001-000000-6400-6431-603020

**BACKGROUND/EXPLANATION:**

The funds will be used to cover the costs for the recertification pilot training for seven Flight Officers. The training will be conducted at the Martin State Airport, utilizing the Aviation Unit facility.

All portions of the training are mandatory to meet risk management requirements and uphold and improve the Department's high safety standards. Seven Flight Officers will receive annual EC-120 recurrent training. The training is for Cory Grochowski, Craig N. Hoover, Floyd S. Werner, Renonzo L. Belcher, Arnold P. Russo, David J. Muller and Thomas P. Davis.

**AUDITS REVIEWED AND HAD NO OBJECTION**

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved the expenditure of funds to pay the American Eurocopter, LLC.

**MINUTES**

Department of Housing and Community Development (DHCD) - Memorandum of Understanding

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a memorandum of understanding (MOU) with the Park Heights Renaissance (PHR). The period of the MOU is effective upon Board approval for five years, with one 5-year renewal option.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The MOU will establish the roles and responsibilities between the parties, create a process for the disposition of certain properties and establish the principles upon which future Land Disposition Agreements and other agreements will be drafted.

In 2006, the Planning Commission approved the Park Heights Master Plan, which established a comprehensive redevelopment strategy for the Park Heights Community. The Plan focused on a 62-acre site in the center of the community, identified as the Major Redevelopment Area as well as identifying small areas suitable for both rehabilitation and infill development in the areas surrounding the Major Redevelopment Area.

The Master Plan also recommended creating a non-profit organization to implement the Master Plan, to that end the PHR was established in 2007. In order to advance development efforts, clarify roles and responsibilities and formalize a process for the disposition and development of properties, the City and the PHR have agreed to establish a MOU.

The MOU applies only to those properties that are outside the Major Redevelopment Area and defined as the Outside of the Major Redevelopment Area Properties (OMRA).

**MINUTES**

DHCD - cont'd

**Key Principles of the MOU**

The MOU covers acquisition, the role of the City and of the PHR, general development plans, property disposition, City support, benchmarks, and termination. Under the terms of the MOU, the City will continue efforts to acquire properties, subject to the availability of funds. Once acquired, the City will hold title to properties until such time that they are needed for specific development activities. Acquisition authority is provided through the Park Heights Urban Renewal approved in Ordinance No. 08-0158 in December 2008.

The PHR is acknowledged as the primary community development corporation (CDC) and the development agent within Park Heights' boundaries. Depending upon circumstances and projects, the PHR may act as a developer, co-developer, facilitator or marketing agent for projects. A chief responsibility of the PHR will be its commitment to maintaining open lines of communication and information with the community.

The City and the PHR will jointly determine the most appropriate approach for specific development projects. This may include the PHR's undertaking development on certain parcels, joint selection by the PHR and the City of the developer(s) for specific sites or the joint selection of a master developer for substantial undertakings.

Under the terms of the MOU, the PHR can recommend specific developers for the projects to the City, provided those developers were procured using a competitive process that includes a review panel with broad-based representation. Development and conveyance of specific properties will continue to be subject to Board approval. The purchase price of the properties will be negotiated individually based upon financial analysis of each proposed project or undertaking. The land disposition agreements will comply with all applicable laws and regulations as well as the DHCD's customary procedures.

Efforts and activities will be evaluated annually by the City and the PHR based on a series of benchmarks that include development objectives achieved, community participation, job and business creation, and capacity building.

**MINUTES**

DHCD - cont'd

The City has the right to terminate the MOU with written notice detailing the specific cause of action(s) that resulted in the termination. Prior to termination, the PHR will be given a 30-day cure period. Circumstances considered force majeure do not constitute termination.

**MBE/WBE PARTICIPATION:**

The PHR has signed the Commitment to Comply with Article 5, Subtitle 28 of the Baltimore City Code.

President: "I want to first recognize Councilwoman Middleton, she can come up she wants to have a few words."

Councilwoman Middleton: "Thank you Mr. President and Madam Mayor and Madam Comptroller."

Mayor: "Come forward and just state your name into the microphone."

Councilwoman Middleton: "My name is Councilwoman Sharon Green Middleton of the 6<sup>th</sup> District. Again, thank you Mr. President, madam Mayor and madam Comptroller for allowing me to speak for a few minutes on one of the items in the agenda. The Parks Heights Renaissance in partnership with the City and with

## MINUTES

Memorandum of Understanding. I just want to personally thank you for this partnership. I think it is a fantastic idea. As you know, Park Heights, and I can't say it enough, has been a neglected community for years, and years and years, and we have you know there are different ways we try to seek progress and I think this particular MOU is a progress in the making, and one of my slogans that I follow on and on and on is putting people in the community first and the Park Heights Renaissance has proven their dedication to the community with various things that they have been doing throughout the community and this is just another step to help in that revitalization plan. So again, I think this is a wonderful opportunity. It's support from the community. I also have with me the CEO of the Park Heights Renaissance, Mr. George Cologne, has been very supportive and works well with the community and they developed a Park Heights Renaissance Residence Council, which they have lines of communication open with the community, with everything that constantly goes on there. So again, this is a thumbs up to the City and the Park Heights Renaissance."

## MINUTES

President: "Thank you. Madam Mayor."

Mayor: "Thank you very much Mr. President. I would like to thank our good councilwoman for all her hard work and thank George Cologne for implementing the vision that the Park Heights Community has for itself. Thank you for being aggressive in your pursuit of that dream and I am looking forward to a continued good working relationship."

\* \* \* \* \*

UPON MOTION duly made and seconded, the Board approved and authorized execution of the memorandum of understanding with Park Heights Renaissance. The Mayor **ABSTAINED**.



**MINUTES**

Office of the Mayor - Advisory Services Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with the Urban Land Institute (ULI) Advisory Services Department. The period of the agreement is effective upon Board approval through March 5, 2011.

**AMOUNT OF MONEY AND SOURCE:**

\$25,000.00	-	9905-903009-9188-000000-703032
25,000.00	-	9910-905825-9603-900000-703032
<u>\$50,000.00</u>		

**BACKGROUND/EXPLANATION:**

The total cost of the study is \$120,000.00. The ULI Foundation has agreed to grant \$20,000.00 to offset a portion of the cost of the panel. On October 6, 2010, the Board approved the request to solicit funds from Baltimore area citizens to assist in funding the cost of the Westside Study.

The purpose of this agreement is to obtain advice and recommendations from the ULI on the revitalization of the Westside neighborhood.

The ULI has conducted more than 500 panels in 47 States and 15 countries worldwide.

The ULI will be able to provide objective and expert advice to address the Westside challenge. The ULI's Advisory Services Program will bring together a panel of real estate and land use professionals from across the country to Baltimore to meet over an extensive five-day period.

**MINUTES**

Office of the Mayor - cont'd

The ULI advisory panels approach the project from all perspectives, including market potential, land use and design, financing and development strategies, and organizing for implementation. Each panel proposes practical solutions that serve as a blueprint to move the project forward and generate grounded, innovative solutions.

**MBE/WBE PARTICIPATION:**

N/A

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with the Urban Land Institute Advisory Services Department. The Mayor **ABSTAINED**.

**MINUTES**

Dept. of Housing and Community - Land Disposition Agreement  
Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Land Disposition Agreement with Park Heights Renaissance, Inc. (PHR) and Comprehensive Housing Assistance, Inc. (CHAI), or its assigns including THE ASSOCIATED: Jewish Community Federation of Baltimore, (Developer) for the sale of 4410 Pall Mall Road and 4309-4311 Pimlico Road to Renaissance Gardens Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$150,000.00 - Purchase Price (Appraised Value)

**BACKGROUND/EXPLANATION:**

The subject property, also known as The Pall Mall Apartments, is one of six "Byrd" properties acquired by the City from HUD at foreclosure auction between November 2007 and October 2008. In accordance with the use restrictions, the DHCD demolished the property and has identified a redevelopment project consisting of approximately 47 units of one-bedroom housing for senior citizens ages 62 or older whose household income does not exceed 50 percent of the Area Median Income. The total project is estimated to represent a \$6,900,000.00 investment.

The proposed project is a collaborative effort between the PHR and CHAI. The PHR will be approved as the primary Community Development Corporation (CDC) in Park Heights under a Memorandum of Understanding submitted to the Board as a separate agenda item on October 13, 2010 and has been charged with implementing the Park Heights Master Plan.

The subject property is located within the boundaries of the Park Heights Master Plan and Park Heights Urban Renewal Plan and is currently approved for residential use. Ordinance 09-036 approved on July 13, 2009 gives the City the authority to sell the property. The use restrictions attached to the current deed require that units be replaced on a one-for-one basis and that replacement housing remain affordable.

## MINUTES

DHCD - cont'd

The DHCD will sell the property to Renaissance Gardens Inc., a new nonprofit organization that will be established by CHAI and PHR to develop the project. Funding for this project is anticipated to be provided through the Department of Housing and Urban Development's (HUD) Section 202 Supportive Housing for the Elderly Program. The 202 program provides funds in the form of a loan that is forgivable if the property remains affordable for a 40-year period. Additionally, the developer was approved for \$500,000.00 in HOME Funds through the DHCD's most recent NOFA as well as a PILOT valued at approximately \$500,000.00. Approval to use HOME Funds will be addressed in a future board request.

The proposed developer has extensive experience in developing senior housing utilizing 202 funds: CHAI has completed over 800 units, and the PHR's executive director completed four projects in a prior position.

The Land Disposition requires approval from HUD, which was recently received.

TERMS OF CONVEYANCE

The DHCD will convey the properties for \$150,000.00, the properties' full-appraised value. A down payment in the amount of five percent of the purchase price (\$7,500.00) will be placed in an interest-bearing escrow account upon notification from HUD that 202 funds have been approved. In the event the property reverts back to the City, the principal will be returned to the developer and the interest will remain with the City.

The property will be conveyed not later than 18 months following the Board's approval of this land disposition agreement. The conveyance date coincides with the required closing date by HUD. The owner and developer are required to follow and, if possible, exceed city design and sustainability standards. The City's MBE/WBE and federal Section 3 Hiring Standards will also apply.

**MINUTES**

DHCD - cont'd

In addition to workforce and business participation, the land disposition agreement also attempts to integrate the PHR's physical development and human capital goals by including community participation requirements along with extensive outreach and marketing within the Park Heights community.

The land disposition agreement would be terminated in the event the 202 application is not funded by HUD. The property would revert back to the City in the event that: the developer fails to meet HUD deadlines; there is a violation of current use restrictions; the terms of City financial support are not met; local hiring and community benefit requirements are not met; or, if there are changes to the ownership or development team structure that did not receive prior approval from the City.

**MBE/WBE PARTICIPATION:**

The Developer covenants and agrees to comply with Article 5, Subtitle 28 of the Baltimore City Code (2000 Edition) regarding participation by Minority Business Enterprises (MBE) and Women's Business Enterprises (WBE).

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition Agreement with Park Heights Renaissance, Inc. and Comprehensive Housing Assistance, Inc., or its assigns including THE ASSOCIATED: Jewish Community Federation of Baltimore, for the sale of 4410 Pall Mall Road and 4309-4311 Pimlico Road to Renaissance Gardens Inc. The Mayor

**ABSTAINED.**

MINUTES

PROPOSALS AND SPECIFICATIONS

Department of Transportation - TR 07025, Mt. Auburn Cemetery  
 Perimeter Rehabilitation  
**BIDS TO BE RECV'D: 11/10/2010**  
**BIDS TO BE OPENED: 11/10/2010**

Department of Transportation - TR 11304, Resurfacing Highways  
 At Various Locations, City Wide  
**BIDS TO BE RECV'D: 11/10/2010**  
**BIDS TO BE OPENED: 11/10/2010**

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

\* \* \* \* \*

President: "There being no further business before the Board, we will recess until Bid Opening at 12:00 noon."

**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 agency had issued addenda extending the dates for receipt and opening of bids on the following contracts. There were no objections.

Dept. of Recreation and Parks

- RP 10835, Baltimore Playlot  
Project-FY'09  
**BIDS TO BE RECV'D: 10/27/2010**  
**BIDS TO BE OPENED: 10/27/2010**

## MINUTES

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

Dept. of Transportation

- TR 10011RR, Conduit System  
Repairs Citwide-JOC
- 

Allied Contractors, Inc.  
LAI Construction Services, Inc.

Bureau of Purchases

- B50001576, Citywide Network  
and System Support
- 

TeleCommunications Systems, Inc.  
Digicon Corp.

Bureau of Purchases

- B50001641, Replacement of  
Louvers
- 

D&S Technical Services, Inc.  
Universal Building Services, Inc.  
Colossal Contractors, Inc.  
V.T.A.C. General Contractors, Inc.



## MINUTES

\* \* \* \* \*

There being no objections, the Board UPON MOTION duly made and seconded, the Board adjourned until its next regularly scheduled meeting on Wednesday, October 20, 2010.

A handwritten signature in black ink that reads "Joan M. Pratt, CPA". The signature is written in a cursive style with a large initial "J".

JOAN M. PRATT  
Secretary