

**MINUTES****REGULAR MEETING**

Honorable Bernard C. "Jack" Young, President  
Honorable Stephanie Rawlings-Blake, Mayor  
Honorable Joan M. Pratt, Comptroller and Secretary  
George A. Nilson, City Solicitor  
Alfred H. Foxx, Director of Public Works  
David E. Ralph, Deputy City Solicitor  
Ben Meli, Deputy Director of Public Works  
Bernice H. Taylor, Deputy Comptroller and Clerk

The meeting was called to order by the President.

President: "I will direct the Board members attention to the memorandum from my office dated October 7, 2013, identifying matters to be considered as routine agenda items, together with any corrections and additions that have been noted by the Deputy Comptroller. I will entertain a motion to approve all of the items contained on the routine agenda."

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

Comptroller: "Second."

President: "All those in favor say aye. All opposed nay. The routine agenda has been adopted."

**MINUTES**

Parking Authority of Baltimore City - Employment Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an employment agreement with Mr. Peter E. Little to serve as the Executive Director of the Parking Authority of Baltimore City (PABC). The period of the agreement is November 01, 2013 for two years.

**AMOUNT OF MONEY AND SOURCE:**

\$138,500.00 annually - 2076-000000-2321-253300-607001

**BACKGROUND/EXPLANATION:**

This employment agreement will allow the PABC to retain Mr. Little as Executive Director to conduct and manage the business of the PABC in furtherance of the interests of the City of Baltimore and the PABC. Mr. Little was selected as Executive Director by the Parking Authority Board of Directors after an extensive local and national search nine years ago, and Mr. Little has served as Executive Director in a competent and professional manner since that time.

For the past two years, Mr. Little has been serving as Executive Director under the terms and conditions of the previously approved employment agreement that was executed and approved by the Board of Estimates on October 19, 2011. The term of that agreement expires on October 31, 2013. On September 17, 2013, the PABC Board of Directors approved continuing employment with Mr. Little as Executive Director for two years.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the employment agreement with Mr. Peter E. Little to serve as the Executive Director of the Parking Authority of Baltimore City.

**MINUTES****CITY COUNCIL BILL:**

13-0235 - An Ordinance concerning the Sale of Property - ES Kane Street, 600 Feet South of Eastern Avenue, 150 Feet Rear of 6571 Eastern Avenue (Block 6703, Lot 005D) for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain property known as ES Kane Street, 600 feet south of Eastern Avenue, 150 feet rear of 6571 Eastern Avenue (Block 6703, Lot 005D) and no longer needed for public use; and providing for a special effective date.

**PROVIDED THAT THE SALE IS APPROVED BY THE BOARD OF ESTIMATES, THE LAW DEPARTMENT APPROVES CITY COUNCIL BILL 13-0235 FOR FORM AND LEGAL SUFFICIENCY.**

**ALL REPORTS RECEIVED WERE FAVORABLE.**

UPON MOTION duly made and seconded, the Board approved Bill No. 13-0235 and directed that the bill be returned to the City Council with the recommendation that it also be approved by that Honorable Body. The President **ABSTAINED.**

**MINUTES**

Department of Planning - Report on Previously  
Approved Transfers of Funds

At previous meetings, the Board of Estimates approved Transfers of Funds subject to receipt of favorable reports from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter. Today, the Board is requested to **NOTE** favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on September 4, 11, and 18, 2013.

The Board **NOTED** the favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on September 4, 11, and 18, 2013.

MINUTES

EXTRA WORK ORDERS AND TRANSFERS OF FUNDS

\* \* \* \* \*

UPON MOTION duly made and seconded,

the Board approved the

Extra Work Orders and Transfers of Funds

listed on the following pages:

3956 - 3957

All of the EWOs had been reviewed and approved

by the

Department of Audits, CORC,

and MWBOO, unless otherwise indicated.

The Transfers of Funds were approved

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.

The Mayor **ABSTAINED** on item nos. 3 and 4.

MINUTES

EXTRA WORK ORDERS

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

Department of Transportation

1. EWO #001, \$206,624.25 - TR 13004, Reconstruction of  
Alleys Citywide

|              |   |             |      |   |
|--------------|---|-------------|------|---|
| \$888,425.00 | - | Santos Con- | 60   | - |
|              |   | struction   | Days |   |
|              |   | Co., Inc.   |      |   |

2. TRANSFER OF FUNDS

| <u>AMOUNT</u>       | <u>FROM ACCOUNT/S</u> | <u>TO ACCOUNT/S</u> |
|---------------------|-----------------------|---------------------|
| \$150,000.00        | 9950-903550-9509      |                     |
| MVR                 | Constr. Res.          |                     |
|                     | Neighborhood Street   |                     |
|                     | Reconstruction        |                     |
| 75,000.00           | 9950-904100-9504      |                     |
| <u>MVR</u>          | Constr. Res.          |                     |
|                     | Footway Paving        |                     |
| <b>\$225,000.00</b> | -----                 | 9950-906443-9504    |
|                     |                       | Recon. Alleys-      |
|                     |                       | Citywide TR 13004   |

This transfer will cover the costs associated with Change Order No. 1, Project No. TR 13004, for "Reconstruction of Alleys Citywide", with Santos Construction Co., Inc. in the amount of \$206,624.25.

Department of General Services

3. EWO #003, \$1,335,731.00 - Energy Performance Contract,  
Phase II - Convention Center

|                 |              |               |     |   |
|-----------------|--------------|---------------|-----|---|
| \$10,142,761.00 | \$167,589.57 | Constellation | 180 | - |
|                 |              | New Energy    |     |   |

**MINUTES****EXTRA WORK ORDERS**

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

On September 21, 2011, the Board approved phase II - Energy Performance Contract with Constellation New Energy for the construction of Energy Conservation Measures and Facility Improvement Measures (ECMs 1, 2, 3, 4, 5, 6, 8, and FIMs 1, 2). This change order will provide services incidental to the determination of the overall energy efficiency of the building and the implementation of such energy savings measures, and guarantee the resultant savings for the life of the contract.

|                              |              |        |
|------------------------------|--------------|--------|
| <b>MBE:</b> Hunt Consulting  | \$265,000.00 | 19.84% |
| <b>WBE:</b> Oelmann Electric | \$ 88,934.00 | 6.66%  |

4. **TRANSFER OF FUNDS**

| <u>AMOUNT</u>          | <u>FROM ACCOUNT/S</u>          | <u>TO ACCOUNT/S</u>        |
|------------------------|--------------------------------|----------------------------|
| <b>\$1,800,000.00</b>  | 9916-905934-9194               | 9916-906934-9197           |
| 5 <sup>th</sup> Public | Convention Center              | Convention Center          |
| Bldg. Loan             | Electrical Up-grades - Reserve | Electrical Upgrades Active |

This transfer will provide funds to cover the costs associated with electrical renovations in the Convention Center Westside Exhibition Halls and all associated in-house costs.

## MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

| <u>Owner(s)</u>  | <u>Property</u>    | <u>Interest</u> | <u>Amount</u> |
|--|--------------------|-----------------|---------------|
| <u>Dept. of Housing and Community Development (DHCD) - Options</u>                       |                    |                 |               |
| 1. Fred Nochumowitz<br>Trustee in the<br>Living Trust<br>Agreement dated<br>Dec. 1, 1984 | 903 N. Madeira St. | G/R<br>\$54.00  | \$ 495.00     |

This amount includes an administrative settlement of \$135.00. Funds are available in account no. 9910-906416-9588-900000-704040, EBDI Phase II Project. This project is part of the Middle East Renewal Plan.

|  |                           |                |           |
|--|---------------------------|----------------|-----------|
| 2. Gary Marino,<br>P.R. of the<br>Estate of<br>Michael F. Marino | 957 N. Collington<br>Ave. | G/R<br>\$48.00 | \$ 440.00 |
|--|---------------------------|----------------|-----------|

This amount includes an administrative settlement of \$40.00. Funds are available in account no. 9910-906416-9588-900000-704040, EBDI Phase II Project. This project is part of the Middle East Renewal Plan.

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



## MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

| <u>Owner(s)</u>  | <u>Property</u>  | <u>Interest</u> | <u>Amount</u> |
|--|------------------|-----------------|---------------|
| <u>DHCD - Condemnation</u>   |                  |                 |               |
| 3. Olalekan Oketunji   | 2784 Tivoly Ave. | L/H             | \$31,000.00   |
| Funds are available in CDBG Funds account no. 9910-904326-9588-900000-704040, Coldstream Homestead Montebello Project. |                  |                 |               |

UPON MOTION duly made and seconded, the Board approved the options and the condemnation/quick take.

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

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

|   |                    |
|---|--------------------|
| Alberici Constructors, Inc.               | \$1,200,000,000.00 |
| Alpha Painting & Construction Co., Inc.   | \$ 114,012,000.00  |
| Am-Liner East, Inc.                       | \$ 142,110,000.00  |
| Artisan Concrete                          | \$ 1,500,000.00    |
| Comus Construction, LLC                   | \$ 1,500,000.00    |
| Cossentino Contracting, Co.               | \$ 8,000,000.00    |
| Cynergy Electric Company, Inc.            | \$ 8,000,000.00    |
| Eddy's Welding, Inc.                      | \$ 1,215,000.00    |
| EQ Northeast, Inc.                        | \$ 13,680,000.00   |
| J.A.K. Construction, Inc.                 | \$1,200,000,000.00 |
| J&R Roofing Company, Inc.                 | \$ 8,000,000.00    |
| Johnston Construction Company             | \$ 45,855,000.00   |
| K&K Adams, Inc.                           | \$ 8,000,000.00    |
| Ligon & Ligon, Inc.                       | \$ 48,870,000.00   |
| Mid-Atlantic General Contractors, Inc.    | \$ 3,528,000.00    |
| Phoenix Contracting Services, Inc.        | \$ 8,000,000.00    |
| Schnabel Foundation Company               | \$ 201,663,000.00  |
| Site Work                                 | \$ 468,000.00      |
| Spears Mechanical Contractors, Inc.       | \$ 2,043,000.00    |
| Star Electric Company, Inc.               | \$ 8,000,000.00    |
| Superior Painting & Contracting Co., Inc. | \$ 8,000,000.00    |

**MINUTES****BOARDS AND COMMISSIONS** - cont'd2. Prequalification of Architects and Engineers

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

|                                |                       |
|--------------------------------|-----------------------|
| Aresolve Engineering, Inc.     | Engineer              |
| Floura Teeter                  | Landscape Architect   |
| GHD                            | Architect<br>Engineer |
| KES Engineering, Inc.          | Engineer              |
| Simpson Gumpertz & Heger, Inc. | Engineer              |

There being no objection, the Board, UPON MOTION duly made and seconded, approved the prequalification of Contractors and Architects and Engineers for the listed firms.

**MINUTES**

Baltimore Municipal Golf Corporation - Unaudited Interim  
Financial Statements

The Board is requested to **NOTE** receipt of the unaudited interim financial statements for the Baltimore Municipal Golf Corporation for the three months ended March 31, 2013 and 2012.

The Board **NOTED** receipt of the unaudited interim financial statements for the Baltimore Municipal Golf Corporation for the three months ended March 31, 2013 and 2012.

## MINUTES

Police Department - Grant Awards**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize acceptance of a grant award from the listed organizations:

1. **GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION (GOCCP)/ VICTIM/WITNESS LIAISON** **\$ 77,000.00**

Account: 4000-473514-2021-212600-600000

On September 5, 2013, the GOCCP released a letter of intent to the Department for the VICTIM/WITNESS LIAISON program. This award will fund the salary of three Contract Services Specialists; one will assist in reducing the occurrence of domestic violence in the City. The period of the grant award is October 1, 2013 through September 30, 2014.

2. **US DEPARTMENT OF JUSTICE/JAG IX** **\$727,731.00**

Account: 4000-474014-2252-694200-600000

The grant funds will continue to support crime reduction and prevention strategies. Additionally, grant funding will enable the Department to aim to reduce violent crime while continuing the commitment to community based crime prevention programs. The period of the grant award is October 1, 2012 through September 30, 2016.

3. **US DEPARTMENT OF JUSTICE/2013 FORENSIC DNA BACKLOG REDUCTION** **\$523,748.00**

Account: 4000-473614-2024-212600-600000

The grant funds will be used to reduce the backlog of DNA evidence pending analysis. Through this effort, the Department will fund various Lab positions, procure needed laboratory equipment, and provide for overtime and outsourcing funds. The period of the grant award is October 1, 2013 through March 31, 2015.

## MINUTES

Police Department - cont'd

4. **MARYLAND HIGHWAY SAFETY OFFICE/  
FY14 LAW ENFORCEMENT** **\$183,060.00**

Account: 4000-473714-2032-619300-600000

The Department will conduct traffic enforcement related activities during FY 2014 to help reduce DUI related offenses and crashes. Additionally, the Department will utilize funds to educate the public about the dangers associated with violating traffic laws through literature distribution at checkpoints. Categories of this funding are Night-time seat belt enforcement, Impaired Checkpoints, Pedestrian Enforcement, and Smooth Operator campaigns. The period of the grant is October 1, 2013 through September 30, 2014.

**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 acceptance of the grant award from the foregoing organizations.

**MINUTES**Police Department - Agreements**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of agreements with the listed consultants. The period of the agreement is September 1, 2013 through August 31, 2014, unless otherwise noted.

|                        |            |
|------------------------|------------|
| 1. WANDA ASHLEY        | \$4,500.00 |
| 2. JACQUELINE BOOTH    | \$4,500.00 |
| 3. LATISHA CARTER      | \$4,500.00 |
| 4. PRECIOUS GRANT      | \$4,500.00 |
| 5. CHRISTINA TERRANOVA | \$4,500.00 |

Account: 5000-516411-2252-690500-603018

The consultant contracts are funded through the Mayor's Office of Criminal Justices Cooperative Agreement for the Supervised Visitation Center award which creates a safe haven for families with histories of domestic violence. These consultants will serve as monitors for the Baltimore City Supervised Visitation Center.

The Visitation Center will allow for visitation between children and their visiting parents in a monitored setting and/or monitored exchanges of children for weekend visits with their non-custodial parents.

The requests are late due to the administrative process.

**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 agreements with the foregoing consultants.

**MINUTES**

Police Department - Ratification, Memoranda of Agreement, and Addendum to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to ratify an agreement and approve and authorize execution of a memorandum of agreement (MOA) and addendum to agreement with the listed organizations:

**RATIFICATION**

1. **TURNAROUND, INC./SART ADVOCATE GRANT** **\$12,413.00**

Account: 4000-473314-2252-688000-607001

On July 17, 2013, the Board approved a Letter of Intent from the Governor's Office of Crime Control & Prevention for the "SART Advocate" Project. The grant funded a Victim's Advocate who provided crisis response, support, and advocacy to victims of sexual assault. The advocate was employed by Turnaround, Inc. and collaborated with the Baltimore Police Department's Sex Offence Unit to improve case investigation protocols. The period of the agreement was July 1, 2013 through September 30, 2013.

The agreement is late due to the administrative process.

**AUDITS REVIEWED AND HAD NO OBJECTION.**

**MEMORANDUM OF AGREEMENT**

2. **MARYLAND EMERGENCY MANAGEMENT AGENCY (MEMA)/** **\$595,201.16**  
**2012 STATE HOMELAND SECURITY PROGRAM**

|          |                                |              |
|----------|--------------------------------|--------------|
| Account: | 4000-473914-2023-212600-600000 | \$ 29,760.06 |
|          | 4000-473914-2023-212601-600000 | \$ 50,000.00 |
|          | 4000-473914-2023-212602-600000 | \$ 42,000.00 |
|          | 4000-473914-2023-212603-600000 | \$327,239.94 |
|          | 4000-473914-2023-212604-600000 | \$ 20,000.00 |
|          | 4000-473914-2023-212605-600000 | \$ 8,000.00  |
|          | 4000-473914-2023-212606-600000 | \$ 37,000.00 |
|          | 4000-473914-2023-212607-600000 | \$ 81,201.16 |



**MINUTES**Police Dept. - cont'd

The 2012 State Homeland Security Grant Program supports the development and sustainment of core capabilities to fulfill the goal of National Preparedness. The funding will be used for costs related to planning, organization, equipment, and training & exercise needs associated with the acts of terrorism and other catastrophic events. The period of the MOA is September 30, 2012 through July 31, 2014.

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

ADDENDUM TO AGREEMENT**3. HOUSE OF RUTH, INC. \$0.00**

Account: 4000-470212-2021-212600-607001

On January 25, 2012, the Board approved and authorized an agreement with the House of Ruth, Inc., funded by a grant from the US Department of Justice. The agreement permits the House of Ruth, Inc. to coordinate with the Department to reduce domestic violence and increase the capacity of the Family Crime Unit to make visits to "high-danger" domestic violence victims. The addendum to agreement extends the period of the grant's end date from September 30, 2013 to March 31, 2013. All other terms and conditions remain the same.

**AUDITS NOTED THE TIME EXTENSION.**

**APPROVED FOR FUNDS BY FINANCE**

**MINUTES**

Police Dept. - cont'd

UPON MOTION duly made and seconded, the Board ratified the agreement and approved and authorized execution of the memorandum of agreement and the addendum to agreement with the foregoing organizations.

MINUTES

TRANSFERS OF FUNDS

\* \* \* \* \*

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following pages:

3970 - 3972

SUBJECT to receipt of favorable reports

from the Planning Commission,

the Director of Finance having

reported favorably thereon,

as required by the provisions of the

City Charter.

## MINUTES

TRANSFERS OF FUNDS

| <u>AMOUNT</u>   | <u>FROM ACCOUNT/S</u>   | <u>TO ACCOUNT/S</u>   |
|---|---|---|
| <u>Department of Recreation and Parks</u>   |   |   |
| 1. <b>\$10,000.00</b><br>Gen. Fund HUR<br>Eligible  | 9938-909018-9475<br>Clifton Park Road-<br>way Improvements -<br>Reserve     | 9938-910018-9474<br>Clifton Park Road-<br>way Improvements<br>Active    |
| This transfer will provide funds to cover the costs associated with a topographic survey for road and parking improvements at Clifton Park.                   |   |   |
| 2. <b>\$35,000.00</b><br>Rec. & Parks<br>25 <sup>th</sup> Series  | 9938-901761-9475<br>Patterson Park<br>Rec. Center<br>Expansion -<br>Reserve | 9938-902761-9474<br>Patterson Park Rec.<br>Center Expansion -<br>Active |
| This transfer will provide funds to cover the costs associated with design services under On-Call Contract No. 1167, Task #13 to Rummel, Klepper & Kahl, LLP. |   |   |
| 3. <b>\$26,000.00</b><br>Rec. & Parks<br>26 <sup>th</sup> Series  | 9938-933005-9475<br>Gwynns Falls Ath-<br>letic Fields -<br>Reserve          | 9938-934005-9474<br>Gwynns Falls Ath-<br>letic Fields -<br>Active       |
| This transfer will provide funds to cover the costs associated with design services under On-Call Contract No. 1167, Task #14 to Rummel, Klepper & Kahl, LLP. |   |   |

**MINUTES****TRANSFERS OF FUNDS**

| <u>AMOUNT</u>                                  | <u>FROM ACCOUNT/S</u> | <u>TO ACCOUNT/S</u>                 |
|--|-----------------------|-------------------------------------|
| <u>Department of Rec. &amp; Parks - cont'd</u> |                       |                                     |
| 4. <b>\$ 6,429.85</b>                          | 9938-913001-9475      | 9938-901759-9474                    |
| Rec. & Parks                                   | Unallotted -          | Park & Rec.                         |
| 23 <sup>rd</sup> Series                        | Reserve               | Facilities Renova-<br>tion - Active |

This transfer will provide funds to cover the costs associated with Change Order No. 12 for Morrell Park Recreation Center, Contract RP 09816.

Department of General Services

|                        |                    |                    |
|------------------------|--------------------|--------------------|
| 5. <b>\$200,000.00</b> | 9916-905002-9194   | 9916-905942-9197   |
| 6 <sup>th</sup> Public | Mitchell Courtroom | Mitchell Courtroom |
| Bldg. Loan             | Chambers - Reserve | Chambers - Active  |

The court system has been allocated another judge and therefore needs another courtroom. The court system does not currently have enough large courtrooms and the new courtroom will be of the larger variety.

|                        |                  |                   |
|------------------------|------------------|-------------------|
| 6. <b>\$ 70,000.00</b> | 9916-905001-9194 | 9916-904943-9197  |
| State                  | Construction     | Appellate Judge's |
| Revenue                | Reserve -        | Chambers -        |
|                        | Unallotted       | Active            |

These chambers will be needed for the two incoming new Appellate Judges that will be located at Courthouse East. The State of Maryland is fully funding this work.

## MINUTES

TRANSFERS OF FUNDS

| <u>AMOUNT</u>                                  | <u>FROM ACCOUNT/S</u> | <u>TO ACCOUNT/S</u> |
|--|-----------------------|---------------------|
| <u>Department of General Services - cont'd</u> |                       |                     |
| 7. \$ 70,000.00                                | 9916-931004-9194      | 9916-902944-9197    |
| 6 <sup>th</sup> Public Bldg.                   | Benton Bldg.          | Benton Bldg.        |
| Loan   | Exterior Stone        | Exterior Stone      |
|  | Wall - Reserve        | Wall - Active       |

This project will alleviate water from infiltrating into the exterior stone walls and causing damage to the Benton Building.

|                              |                   |                  |
|------------------------------|-------------------|------------------|
| 8. \$150,000.000             | 9916-939003-9194  | 9916-913730-9197 |
| 6 <sup>th</sup> Public Bldg. | AWMB Elevator     | AWMB Elevator    |
| Loan                         | Upgrade - Reserve | Upgrade - Active |

The elevators in the Abel Wolman Municipal Building (AWMB) are in need of constant repairs and their useful life is over.

**MINUTES**

Department of Recreation and Parks - Grant Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize acceptance of a grant agreement from the State of Maryland Department of Natural Resources. The period of the grant agreement is September 25, 2013 through January 15, 2015.

**AMOUNT OF MONEY AND SOURCE:**

\$399,402.00 - 5000-570014-5051-385300-405001

**BACKGROUND/EXPLANATION:**

Maryland's Department of Natural Resources has awarded a grant, in support of the Department's "Students Restoring Urban Streams" project. This award will allow the Department to collaborate with Baltimore City Public Schools to create a new system-wide process that merges existing Maryland Service-Learning standards with new Environmental Literacy standards, with the intent to apply them to park and schoolyard restorations.

The project will enable the City to plant more trees that help improve water quality and to work with the City's School System to ensure that students receive the highest quality teaching of the new Environmental Literacy Standards now required by the State. The Department will work with various partners to implement the project and its goals. The Department will be seeking supplemental appropriation for this grant.

**APPROVED FOR FUNDS BY FINANCE**

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

**MINUTES**

Department of Recreation and Parks - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the grant agreement from the State of Maryland Department of Natural Resources.



**MINUTES**

Mayor's Office of - Ratification of an Agreement  
Human Services (MOHS)

**ACTION REQUESTED OF B/E:**

The Board is requested to ratify an agreement with The Johns Hopkins Hospital, the Delegate for Martin Luther King Jr./Early Head Start (MLK). The period of the ratification is October 1, 2012 through September 30, 2013.

**AMOUNT OF MONEY AND SOURCE:**

\$30,371.00 - 5000-586813-6051-452400-603051

**BACKGROUND/EXPLANATION:**

Martin Luther King Jr./Early Head Start serves 178 children and six pregnant women to enhance the quality of services provided to infants and toddlers and their families. This agreement provided State supplemental funds for the program to partner with the Baltimore City Public Schools' and community partnership program. The program acquired students who were enrolled in the Vocational Tech Child Development Program to work in MLK classrooms during non-school hours at MLK Jr./Early Head Start Program.

The funding is available under the Head Start Supplemental Grant for FY 2013-Grant Award No. SG134629.

The agency apologizes for the lateness of this agreement. The agreement is late due to extensive negotiations addressing the scope of services and the budget required more time than anticipated.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

**MINUTES**

MOHS - cont'd

UPON MOTION duly made and seconded, the Board ratified the agreement with The Johns Hopkins Hospital, the Delegate for Martin Luther King Jr./Early Head Start. The President

**ABSTAINED.**

**MINUTES**

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

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with the YMCA of Central Maryland, Inc., delegate agency for the Emily Price Jones Head Start Program. The period of the agreement is July 1, 2013 through June 30, 2014.

**AMOUNT OF MONEY AND SOURCE:**

\$1,968,045.00 - 4000-486314-6051-516100-603051

**BACKGROUND/EXPLANATION:**

The purpose of the agreement is to provide for the operation of the Emily Price Jones Head Start Program for the fiscal year beginning July 1, 2013. The program will serve 338 children and their families in Baltimore City. A two month advance of \$393,609.00 was approved by the Board on June 5, 2013, which makes the total contract amount \$2,361,654.00. The funding is available under the DHHS/Head Start Program. All activities will be monitored by MOHS.

**MBE/WBE PARTICIPATION:**

**MWBO SET MBE GOAL OF 27% AND WBE GOAL OF 10%.**

|             |                             |                    |              |
|-------------|-----------------------------|--------------------|--------------|
| <b>MBE:</b> | Personal Electric, LLC      | \$14,000.00        | 0.59%        |
|             | Barber Transportation, Inc. | <u>14,000.00</u>   | <u>0.59%</u> |
|             |                             | <b>\$28,000.00</b> | <b>1.18%</b> |
| <b>WBE:</b> | Alpha Graphics, Inc.        | \$25,000.00        | 1.06%        |
|             | B&B Lighting Supply, Inc.   | <u>2,500.00</u>    | <u>.10%</u>  |
|             |                             | <b>\$27,500.00</b> | <b>1.16%</b> |

**MINUTES**

MOHS - cont'd

The provider requested and was granted a waiver of the balance of the MBE/WBE goals. Of the total amount of \$2,361,654.00, \$2,186,624.00 is for items that are proprietary and non-segmentable. The goals were set on the non-exempt amount of \$175,030.00.

**MWBOO FOUND VENDOR IN COMPLIANCE.**

**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 YMCA of Central Maryland, Inc., delegate agency for the Emily Price Jones Head Start Program. The Comptroller **ABSTAINED.**

**MINUTES**

Mayor's Office, Office of - Amendment to Agreement  
Human Services (MOHS)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an amendment to agreement with The Baltimore Child Abuse Center, Inc. (BCAC). The amendment extends the agreement through January 1, 2014.

**AMOUNT OF MONEY AND SOURCE:**

\$0.00 - 4000-486313-6051-452200-6030205

**BACKGROUND/EXPLANATION:**

On April 10, 2013, the Board approved the agreement (Contract No. 35759) with the BCAC to work in partnership with the Baltimore City Head Start Program to identify potential risks and provide recommendations that will strengthen Baltimore City Head Start's child protection practices in Head Start centers throughout the City.

The contractor was unable to provide services during the time allotted and has requested an additional four months to complete the project.

**AUDITS NOTED THE TIME EXTENSION.**

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to agreement with The Baltimore Child Abuse Center, Inc.

## MINUTES

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

The Board is requested to approve and authorize execution of the following grant agreements. The period of the agreement is July 1, 2013 through June 30, 2014, unless otherwise indicated.

|    | <u>Grantee</u>                         | <u>No. of Clients</u> | <u>Amount</u>       |
|----|--|-----------------------|---------------------|
| 1. | <b>MOSAIC COMMUNITY SERVICES, INC.</b> | 30                    | <b>\$192,486.00</b> |

Account: 4000-496313-3573-591260-603051

The organization will provide 30 homeless families or adult individuals with rental assistance in 30 scattered apartments in Baltimore City. Services will include access to health care, substance abuse and mental treatment, case management, housing placement and entitlements. The period of the agreement is October 1, 2013 through March 31, 2014.

**MWBOO GRANTED A WAIVER.**

|    |  |    |                     |
|----|--|----|---------------------|
| 2. | <b>THE WOMEN'S HOUSING COALITION, INC.</b> | 29 | <b>\$ 66,589.50</b> |
|----|--|----|---------------------|

Account: 4000-496213-3573-591435-603051

The organization will provide supportive services to low-income disabled women who have a history of chronic mental illness and/or substance abuse. Supportive services include case management and referrals to health, mental health, employment and educational resources. The period of the agreement is October 1, 2013 through September 30, 2014.

**MWBOO GRANTED A WAIVER.**

## MINUTES

MOHS - cont'd

|    | <u>Grantee</u>                                 | <u>No. of Clients</u> | <u>Amount</u>       |
|----|--|-----------------------|---------------------|
| 3. | <b>THE WOMEN'S HOUSING<br/>COALITION, INC.</b> | 22                    | <b>\$ 42,956.50</b> |

Account: 4000-496213-3573-591435-603051

The organization will provide supportive services to 22 homeless individuals who are very low income, homeless and disabled women who have been diagnosed with both chronic substance abuse and chronic mental illness. Services will include case management and other client assistance services, including referral services, life skills training, and employment and education services. The period of the agreement is August 1, 2013 through July 31, 2014.

|    |  |     |                     |
|----|--|-----|---------------------|
| 4. | <b>ASSOCIATED CATHOLIC<br/>CHARITIES, INC.</b> | 225 | <b>\$110,355.00</b> |
|----|--|-----|---------------------|

|           |                                |              |
|-----------|--------------------------------|--------------|
| Accounts: | 5000-529114-3572-333705-603052 | \$ 58,675.00 |
|           | 4000-480014-3572-333605-603051 | \$ 51,680.00 |

The organization will utilize the funds to provide 225 clients one or more of the following: shelter, support services, street outreach for the homeless, homelessness prevention, and rapid re-housing assistance to homeless individuals of Baltimore City.

**MWBOO GRANTED A WAIVER.**

## MINUTES

MOHS - cont'd

|    | <u>Grantee</u>           | <u>No. of Clients</u> | <u>Amount</u>       |
|----|--------------------------|-----------------------|---------------------|
| 5. | <b>MANNA HOUSE, INC.</b> | 300                   | <b>\$ 42,390.00</b> |

Account: 4000-480014-3572-333620-603051

The organization will utilize the funds to provide clients one or more of the following: operating emergency shelters, street outreach for the homeless, homelessness prevention, and rapid re-housing assistance.

|    |  |     |                     |
|----|--|-----|---------------------|
| 6. | <b>CHASE BREXTON HEALTH SERVICES, INC.</b> | 200 | <b>\$ 99,039.00</b> |
|----|--|-----|---------------------|

Account: 4000-490914-3573-333640-603051

The organization will utilize the funds to provide clients housing assistance and supportive services to individuals or families who have a family member with AIDS.

**MWBOO GRANTED A WAIVER.**

|    |                                |       |                     |
|----|--------------------------------|-------|---------------------|
| 7. | <b>FRANCISCAN CENTER, INC.</b> | 1,100 | <b>\$107,500.00</b> |
|----|--------------------------------|-------|---------------------|

Account: 5000-529114-3572-333783-603051

The organization will utilize the funds to provide clients shelter and support services to homeless individuals of Baltimore City. The organization will provide eviction prevention to 325 clients, case management services to 25 clients, and transportation assistance to 750 clients.

**MWBOO GRANTED A WAIVER.**



## MINUTES

MOHS - cont'd

|    | <u>Grantee</u>                                  | <u>No. of Clients</u> | <u>Amount</u>       |
|----|---|-----------------------|---------------------|
| 8. | <b>CARROLL COUNTY, MD HEALTH<br/>DEPARTMENT</b> | 10-15                 | <b>\$ 61,374.00</b> |

Account: 4000-490914-3573-333677-603051

Carroll County, MD Health Department will utilize the funds to provide housing assistance and supportive service to individuals or families who have a family member with AIDS.

**MWBOO GRANTED A WAIVER.**

|    |   |     |                     |
|----|---|-----|---------------------|
| 9. | <b>ST. VINCENT DE PAUL<br/>OF BALTIMORE, INC.</b> | 800 | <b>\$ 57,930.00</b> |
|----|---|-----|---------------------|

Account: 4000-480014-3572-333629-603051

The organization will utilize the funds to provide clients one or more of the following services: operating emergency shelters, street outreach for the homeless, homelessness prevention, and rapid re-housing assistance.

**MWBOO GRANTED A WAIVER.**

|     |   |     |                     |
|-----|---|-----|---------------------|
| 10. | <b>ST. VINCENT DE PAUL<br/>OF BALTIMORE, INC.</b> | 250 | <b>\$399,017.00</b> |
|-----|---|-----|---------------------|

Account: 1001-000000-3572-333229-603051

The organization will utilize the funds to provide clients one or more of the following: temporary shelter, meals, counseling, and/or information and referrals to the homeless of the City.

**MWBOO GRANTED A WAIVER.**

## MINUTES

MOHS - cont'd

| <u>Grantee</u>                                | <u>No. of Clients</u> | <u>Amount</u> |
|---|-----------------------|---------------|
| 11. ST. VINCENT DE PAUL<br>OF BALTIMORE, INC. | 60                    | \$147,128.00  |
| Accounts: 4000-480013-3572-333629-603051      |                       | \$124,980.00  |
| 5000-525114-3573-333729-603051                |                       | \$ 22,148.00  |

The organization will utilize the funds to provide housing for men and women who are experiencing chronic homelessness and provide permanent stable, rent subsidized housing with intensive supportive services, and activities at the Beans and Bread Center.

**MWBOO GRANTED A WAIVER.**

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

|   |    |              |
|---|----|--------------|
| 12. JOBS, HOUSING AND<br>RECOVERY, INC. | 28 | \$100,496.00 |
|---|----|--------------|

Account: 4000-496213-3573-591458-603051

The organization will utilize the funds to provide supportive services to homeless men with a history of chronic substance abuse. Supportive services include case management, addiction recovery support, and life skills mentoring. The period of the agreement is October 1, 2013 through September 30, 2014.

**MWBOO GRANTED A WAIVER.**

## MINUTES

MOHS - cont'd

| <u>Grantee</u>                       | <u>No. of Clients</u> | <u>Amount</u>       |
|--------------------------------------|-----------------------|---------------------|
| 13. <b>FUSION PARTNERSHIPS, INC.</b> | 200                   | <b>\$ 99,809.00</b> |

Account: 4000-480014-3572-333654-603051

The organization will utilize the funds to provide operation of emergency shelters, street outreach for the homeless, homelessness prevention, and rapid re-housing assistance.

**MWBOO GRANTED A WAIVER.**

|                                |     |                     |
|--------------------------------|-----|---------------------|
| 14. <b>PROJECT PLASE, INC.</b> | 219 | <b>\$232,635.50</b> |
|--------------------------------|-----|---------------------|

Account: 4000-496212-3573-267826-603051

The organization will provide supportive services to homeless families and individuals that are HIV or have AIDS, have mental problems, chemical dependencies and/or multi-level diagnosis and serious physical health needs. Services will include case management, nursing services and other support as needed. Funding will cover the cost of case managers, a housing coordinator, and permanent housing assistant to maintain permanent housing for the project.

**MWBOO GRANTED A WAIVER.**

The agreement is late because of a delay at the administrative level.

|                                |     |                     |
|--------------------------------|-----|---------------------|
| 15. <b>PROJECT PLASE, INC.</b> | 150 | <b>\$232,690.00</b> |
|--------------------------------|-----|---------------------|

Account: 4000-490914-3573-333626-603051

The organization will provide housing assistance and supportive services to individuals or to families who have a family member with AIDS.

**MINUTES**

MOHS - cont'd

The agreement is late because of a delay at the administrative level.

**MWBOO GRANTED A WAIVER.**

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED (EXCEPT FOR ITEM NO. 8) AND HAD NO OBJECTION.**

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

**MINUTES**

Baltimore Development - First Modification to Amended  
Corporation (BDC) and Restated Note

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the first modification to amended and restated note with Living Classrooms Foundation, Inc.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

The action requested will 1) reduce the outstanding principal loan balance from \$475,419.73 to \$400,000.00, and 2) reduce the interest rate on the loan concurrently from 5.625% to 2.0%.

On July 5, 1989, the City provided a \$600,000.00 term loan to then, The Lady Maryland Foundation, Inc. (now known as: Living Classrooms Foundations, Inc. "LCF") to construct a shipyard and job-training program on Center Dock in the Inner Harbor East Urban Renewal area. The facility was to train students for specific jobs in shipbuilding and repairs, marina and boatyard management, and similar maritime trades.

The \$600,000.00 loan structure in 1989 was, principal and interest deferred for two years, then fully amortizing for 15 years at 8.0% (cost of City funds at the time). In 1994 the loan was refinanced (under the name, Living Classrooms) by the City at 5.625% with a principal balance of \$600,000.00, with additional balloon interest of \$126,562.50 due and payable in one lump sum on July 1, 2023. The additional \$126,562.50 was accrued interest on the original principal sum from November 1, 1989 to July 31, 1993.

## MINUTES

BDC - cont'd

Currently, the LCF is paying \$3,751.00 (principal and interest) per month that began on August 1, 1995 and was to continue these payments through maturity (July 1, 2023), with the balloon interest payment to be paid at maturity on July 1, 2023.

All principal and interest payments are current. According to the City records the balance that was owed on July 1, 2013 is \$480,844.87 which includes the balloon interest payment.

Request:

The LCF is requesting that all amounts owed to the City over \$400,000.00 (\$75,419.73) be forgiven and that the rate of interest be reduced from 5.625% to 2.0%. The remaining \$400,000.00 principal loan balance will be amortized over a period of 15 years, making LCF's monthly loan payment \$2,574.00 a month or \$30,888.00 annually.

According to the LCF, forgiving a portion of the loan will free up \$21,000.00 per year by the LCF restricting \$0.21 per \$1.00 of the first \$100,000.00 raised through unrestricted contributions each year. The foundation will invest these funds in programs that will directly benefit the City.

The LCF operates within its program of activities Project SERVE (Service-Empowerment-Revitalization-Volunteerism-Employment Training). Project SERVE provides on-the-job training for unemployed and disadvantaged young adults in marketable skills while they revitalize Baltimore neighborhoods. For its fiscal year ending December 31, 2012, the borrower spent \$284,855.00 on Project SERVE (the "2012 Baseline"). The borrower agrees to increase its financial commitment to Project SERVE over the next six years in an amount equal to the forgiven amount. No later than 90 days after the end of each fiscal year, the borrower will provide the City with a certification by its chief financial officer stating the amount of funds spent during the preceding fiscal year on Project SERVE, including a statement as

**MINUTES**

BDC - cont'd

to the amount of such annual expenditure over the 2012 Baseline (each an "Annual Excess Amount"). If as of the certification to be delivered by March 31, 2019, the total of all Annual Excess Amounts is less than the forgiven amount, then the borrower will pay the difference to the City on demand. In addition, the borrower will restrict such funds for Project SERVE in a dedicated account.

Project SERVE's major goals are to positively impact communities with direct services, provide workforce development, increase education and service-learning opportunities, help keep City neighborhoods clean and safe, and help provide housing renovations for low-income residents. Individuals enrolled in SERVE live mostly in East Baltimore neighborhoods characterized by crime and violence, and generally suffer from poverty and involvement in the drug culture. They have a critical need for job skills and education. Project SERVE offers a unique opportunity for Baltimore's disadvantaged young adults to gain on-the-job employment training, educational and life skills support, and work experience, while serving their community.

**MBE/WBE PARTICIPATION:**

N/A

**A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.**

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

## Kim A. Trueheart

October 8, 2013

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of poor fiscal administration and management by the Mayor of Baltimore City and the various Departments and Agencies.

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

1. Whom you represent: Self
2. What the issues are:
  - a. Page 29, Baltimore Development Corporation, First Modification to Amended and Restated Note - LIVING CLASSROOMS FOUNDATION, INC., if approved:
    - i. The action appears to again provide special benefit and funding to the most politically entrenched organization that allegedly services underserved residents of Baltimore City;
      1. The general consensus from the underserved residents of Baltimore City is that most of Living Classrooms Foundation's services are viewed as exploitive and marginalize trainees without providing pay, benefits or truly marketable skills in return for their free labor;
    - ii. This action demonstrates the UNMITIGATED need for Baltimore City elected officials to refrain from serving on boards of foundations and/or organizations who receive substantial direct benefit from municipal funds in excess of \$50,000.00 annually, as these relationships unequivocally demand that the elected official must abrogate their elected responsibility to decide on matters that may or may not be in the best interest of the citizens when matters concerning these entities come before them as official business matters on behalf of the citizens of Baltimore;
    - iii. This action states "The \$600,000.00 loan structure in 1989 was, principal and interest deferred for two years, then fully amortizing for 15 years at 8.0% (cost of City funds at the time)."
      1. Please provide the cost to Baltimore City of borrowing \$400,000 in current year dollars and future year dollars at maturity.
    - iv. The action fails to provide details of quantifiable outcomes and/or measures of effectiveness for Project SERVE, which if successful, should be factored to substantiate and justify the generous terms outlined in this action and only approved if found to be successful;

Email: [ktrueheart@whatfits.net](mailto:ktrueheart@whatfits.net)

5519 Belleville Ave  
Baltimore, MD 21207



1. Please provide access to the specific outcomes resulting from the training of “students for specific jobs in shipbuilding and repairs, marina and boatyard management, and similar maritime trades.”
  - v. The management practices of this politically entrenched organization display a clear and intentional disdain for unencumbered ethical board management that avoids impressions of perceived conflicts or actual conflicts of interests;
  - vi. This action should immediately be referred to the Ethics Board and the Inspector General for investigation of the harm our board serving elected officials are causing to Baltimore Citizens when they serve on boards of foundations and/or organizations and choose to abstain to uphold their elected responsibilities in making decisions on these matters.
3. How the protestant will be harmed by the proposed Board of Estimates’ action: While the work to be performed is welcomed in the underserved communities of my home town, it appears that Living Classrooms Foundation is NO longer providing the services originally intended in the Note back in 1989. The proposed change in terms and condition of this Note do not seem to be based on specific and measureable results or any substantiating justification. As a citizen I am significantly impacted by our underserved youth who appear again to be overlooked, in terms of receiving any benefit from this action and because they observe the lack of concern for and investment in their well being, make everyday life choices which often result in grave harm to others, as evidenced by my own family tragedies.
4. The remedy I seek and respectfully request is that this action NOT be approved. Additionally, I request that this item be referred to the Ethics Board and the Inspector General to investigate the possible ethical failings and conflicts of interest present in the management and operations of the Living Classroom Foundation and its entanglements with numerous Baltimore City officials.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on October 9, 2013.

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

Sincerely, Kim Trueheart, Citizen & Resident

5519 Belleville Ave  
Baltimore, MD 21207

**MINUTES**

BDC - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the first modification to amended and restated note with Living Classrooms Foundation, Inc. The Mayor **ABSTAINED**. The President **ABSTAINED**.

**MINUTES**

Baltimore Development - Amended and Restated Lease Agreement  
Corporation (BDC)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an amended and restated lease agreement with Living Classrooms Foundation, Inc. for City-owned property located at 802 - 810 South Caroline St. (Ward 3, Section 7, Block 1816, Lot 1 and 1A). The period of the amended and restated lease agreement is effective upon Board approval for 30 years, with two 10-year renewal options.

**AMOUNT OF MONEY AND SOURCE:**

\$1.00 - Annual Rent

**BACKGROUND/EXPLANATION:**

The City owns the property located at 802 - 810 South Caroline St. (Ward 3, Section 7, Block 1816, Lot 1 and 1A) (Property). The City and Living Classrooms Foundation, Inc., tenant are parties to a Management Agreement and Lease dated March 29, 1989 (the original lease) with respect to Lot 1. The Tenant wishes to amend the original lease to provide for the lease of an adjacent additional City-owned parcel, Lot 1A, to allow the Tenant to continue to operate its educational, workforce training, shipbuilding, marina and educational facilities, and to construct a public charter school expansion project. Upon leasing the additional land parcel, the Tenant intends to replace the temporary structures comprising the existing "Crossroads Charter School" with a new two-story school building of approximately 18,000 square feet.

**MINUTES**

BDC - cont'd

**MBE/WBE PARTICIPATION:**

The Tenant will comply with MBE/WBE requirements on the school expansion project as a result of Tax Increment Financing being provided for the project as a separate but related matter.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amended and restated lease agreement with Living Classrooms Foundation, Inc. The Mayor **ABSTAINED**. The President **ABSTAINED**.

**MINUTES**

Baltimore Development - Land Disposition Agreement  
Corporation (BDC)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a land disposition agreement with The Producer's Club of Maryland, Inc., developer for the property located at 1 West North Avenue, 3 West North Avenue, and 1820 North Charles Street.

**AMOUNT OF MONEY AND SOURCE:**

\$1.00 - Purchase Price

**BACKGROUND/EXPLANATION:**

The City owns the properties located at 1 West North Avenue, 3 West North Avenue and 1820 North Charles Street (the Property). The developer has proposed to purchase the Property from the City to restore the historic Parkway Theatre to once again exhibit a three-screen film and live music venue. The project would transform the Parkway's original auditorium into a restored 419-seat film and music venue and add two smaller theaters seating 86 and 99 patrons. The renovation will include several smaller private screening and filmmaker seminar rooms, year-round offices for the Maryland Film Festival, and an innovative restaurant that will be comprised of approximately 100 - 120 seats.

In addition, the renovated Parkway Theatre facility will assist with the needs of The Johns Hopkins University and the Maryland Institute College of Art by providing space for their pending graduate academic film programs. As a component of the development program, the Maryland Film Festival will relocate their offices to the renovated theater.

**MINUTES**

BDC - cont'd

**MBE/WBE PARTICIPATION:**

In accordance with Article 5, Subtitle 28 of the Baltimore City code (2000 edition), the developer has signed the commitment to comply with the minority and women's enterprise program.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with The Producer's Club of Maryland, Inc. for the property located at 1 West North Avenue, 3 West North Avenue, and 1820 North Charles Street. The President Voted **NO**.

## MINUTES

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

The Board is requested to approve acceptance of the various grant awards. The period of the award is July 1, 2013 through June 30, 2014, unless otherwise indicated.

1. **GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION (GOCCP)** **\$ 100,000.00**

Account: 4000-809314-6331-456000-404001

The funds will be used to provide services to females who are on electronic monitoring/community detention, or have been released to their parents while awaiting their court hearings. These services are to include gender specific programming with a focus on the needs of young ladies in the areas of mental health, education, social and career development.

2. **MARYLAND DEPARTMENT OF LABOR, LICENSING AND REGULATIONS** **\$ 2,777,602.00**

|  |                 |
|--|-----------------|
| Accounts: 4000-807514-6312-456000-404001 | \$ 64,934.00    |
| 4000-806414-6313-456000-404001           | \$ 2,580,535.00 |
| 4000-806714-6312-456000-404000           | \$ 132,133.00   |

The funds will be utilized for specific program costs. The costs associated with providing coordinated employment and training activities include, but are not limited to: labor marketing information, career assessment, specific skills training, job readiness training, prevocational training, other intensive services, and workforce development-supportive services. These services are designed to prepare eligible City residents for long-term gainful employment opportunities in the labor market and economic independence. The period of the agreement is July 1, 2013 through June 30, 2015.

## MINUTES

MOED - cont'd

3. **MARYLAND DEPARTMENT OF LABOR, LICENSING AND REGULATIONS** **\$ 253,440.00**

Account: 4000-807814-6397-456000-404001

The funds will be utilized for the Youth Works 2013 Program Year. The costs are associated with providing eligible youth with summer jobs at various approved work sites. The period of the agreement is July 1, 2013 through June 30, 2014.

4. **MARYLAND DEPARTMENT OF LABOR, LICENSING AND REGULATIONS** **\$ 250,000.00**

Account: 4000-804714-6396-456000-404001

The funds will be utilized to fund two Career Development Facilitator positions at the Northwest One-Stop Center. These positions will be responsible for providing soft skills training and resume preparation to inmates located at the Maryland State Division of Corrections. The project is designed to provide pre-and post-release services to eligible offenders who return to the communities of Baltimore City.

The awards are late because the notification of the award was recently received.

**APPROVED FOR FUNDS BY FINANCE**

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

UPON MOTION duly made and seconded, the Board approved acceptance of the foregoing grant awards.



## MINUTES

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

The Board is requested to approve and authorize execution of various agreements. The period of the agreement is September 1, 2013 through June 30, 2014.

1. **ALL-STATE CAREER, INC.** **\$ 9,500.00**  
  
Accounts: 4000-807514-6312-467253-603051  
4000-806714-6312-467253-603051
2. **MARYLAND CENTER FOR ADULT TRAINING, INC.** **\$ 4,000.00**  
  
Accounts: 4000-807514-6312-467253-603051  
4000-806714-6312-467253-603051
3. **TOWSON UNIVERSITY-DIVISION OF ECONOMIC  
AND COMMUNITY OUTREACH** **\$17,500.00**  
  
Accounts: 4000-807514-6312-467253-603051  
4000-806714-6312-467253-603051
4. **BALTIMORE CITY COMMUNITY COLLEGE** **\$159,000.00**  
  
Accounts: 4000-807514-6312-467253-603051  
4000-806714-6312-467253-603051

The organizations will provide training on those areas specified on the Maryland Higher Education Commission list.

The money will be drawn from two different accounts. The accounts and the amount drawn from those accounts cannot be determined until participants register.

The training will consist of the program(s) described in the course or certificate curriculum outline and will include any participant attendance policies, academic benchmarks, and the means of measuring achievements, completion standards, and the total hours of each course in a certificate program. The maximum length of time a participant can remain in training is one year.

**MINUTES**

MOED - cont'd

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

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND NO OBJECTION.**

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

**MINUTES**

Department of Housing - Community Development Block  
 & Community Development Grant (CDBG) Agreements

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the CDBG agreements with the listed organizations:

1. **UPTON PLANNING COMMITTEE (UPC)/DRUID** **\$ 42,750.00**  
**HEIGHTS COMMUNITY DEVELOPMENT**  
**CORPORATION, INC. (DHCDC)**

|           |                                |             |
|-----------|--------------------------------|-------------|
| Accounts: | 2089-208914-5930-594076-603051 | \$12,950.00 |
|           | 2089-208914-5930-594081-603051 | \$17,800.00 |
|           | 2089-208914-5930-594083-603051 | \$12,000.00 |

The agreement will provide CDBG funds to subsidize the operating costs for the UPC for one year. The DHCDC will serve as the fiscal agent for the UPC. The UPC will carry out eligible public information and organizational capacity building activities to carry out neighborhood revitalization and other CDBG-eligible activities within the Upton community. The period of the agreement is July 1, 2013 through June 30, 2014.

2. **BANNER NEIGHBORHOODS** **\$ 59,920.00**  
**COMMUNITY CORPORATION, INC.**

Account: 2089-208914-5930-436630-603051

The agreement will provide CDBG-39 funding to the Subgrantee to provide educational, recreational, and cultural enrichment activities for youth in Southeast Baltimore. All activities will be monitored by City staff. The period of the agreement is July 1, 2013 through June 30, 2014.

**MWBOO GRANTED A WAIVER.**

## MINUTES

DHCD - cont'd

3. **MARYLAND NEW DIRECTIONS, INC.** **\$41,540.00**

Account: 2089-208914-5930-429934-603051

The agreement will provide CDBG funds to subsidize the subgrantee's career counseling, training, and human resources development program. The subgrantee will provide career counseling, job training, and placement as well as outreach services to low and moderate-income persons aged 21 and over who are in life and career transitions. The subgrantee will prepare its clients for employment and assist in job training and placement in jobs that provide a living wage and future promotion opportunities. The subgrantee will provide one year of post employment support. The period of the agreement is July 1, 2013 through June 30, 2014.

4. **CAROLINE FRIESS CENTER, INC.** **\$90,000.00**

Account: 2089-208914-5930-426934-603051

The agreement will provide CDBG funds to subsidize the subgrantee's operating costs for a 15-week education and career training and placement program for unemployed and under-employed women that reside in Baltimore City. Upon completion of the training the subgrantee will assist the women with job placement and support services for one year after job placement. The period of the agreement is September 1, 2013 through August 31, 2014.

**MWBOO SET FY2014 GOALS FOR THE ORGANIZATION ON THE AMOUNT OF \$35,900.00.**

**MBE: \$9,693.00**

**WBE: \$3,590.00**

## MINUTES

DHCD - cont'd

5. **GREATER BALTIMORE COMMUNITY HOUSING** **\$27,880.00**  
**RESOURCE BOARD, INC. (GBCHRB)**

Account: 2089-208914-5930-436384-603051

The GBCHRB will procure a consultant to provide fair housing education training and advocacy to the public, relevant non-profit and for profit organizations, industry and governmental agencies regarding the City's Fair Housing Ordinance and other fair housing laws. The GBCHRB will provide general fair housing education, fair housing education for persons with disabilities, fair housing advocacy, special fair housing awareness events, and curriculum support in Baltimore City schools. The period of the agreement is October 1, 2013 through September 30, 2014.

6. **PUBLIC JUSTICE CENTER, INC.** **\$30,010.00**

Account: 2089-208914-5930-433329-603051

This agreement will fund the Tenant Advocacy Project (TAP). TAP pairs indigent tenants facing eviction and/or living in substandard housing with well-trained volunteer advocates and pro bono supervising attorneys who will counsel and represent them during summary eviction and rent escrow proceedings. TAP will also provide community education and outreach, initiate and participate in coalition building for low-income communities and advocates for important legal reform in landlord/tenant law. TAP will provide free legal services to low and moderate-income tenants in Baltimore City. All activities will be monitored by City staff. The period of the agreement is July 1, 2013 for one year.

## MINUTES

DHCD - cont'd

7. **HISTORIC EAST BALTIMORE COMMUNITY ACTION COALITION, INC.(HEBCAC)** **\$40,860.00**

|           |                                |             |
|-----------|--------------------------------|-------------|
| Accounts: | 2089-208914-5930-435026-603051 | \$22,429.00 |
|           | 2089-208914-5930-435081-603051 | \$ 8,981.00 |
|           | 2089-208914-5930-435083-603051 | \$ 9,450.00 |

HEBCAC will provide general oversight management and coordination of CDBG eligible funded activities. HEBCAC will also provide public information regarding activities being carried out within the Historic East Baltimore area of the City and will provide public services to low and moderate-income persons seeking recovery from drug addiction. The period of the agreement is July 1, 2013 through June 30, 2014.

On June 26, 2013, the Board approved the Resolution authorizing the Commissioner of the Department of Housing and Community Development (DHCD), on behalf of the Mayor and City Council, to file a Federal FY 2013 Annual Action Plan for the following formula programs:

1. Community Development Block Grant (CDBG)
2. HOME Investment Partnerships (HOME)
3. Emergency Solutions Grant (ESG)
4. Housing Opportunity for Persons with AIDS (HOPWA)

Upon approval of the resolution, the DHCD's Contract Section began negotiating and processing the CDBG agreements as outlined in the Plan effective July 1, 2013 and beyond. Consequently, these agreements were delayed due to final negotiations and processing.

## MINUTES

DHCD - cont'd

**A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART FOR ITEM NOS. 2 - 7.**

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

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

# Kim A. Trueheart

October 8, 2013

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and failure to capitalize on strategic investment opportunities in our most vulnerable residents, youth and seniors, by the Mayor of Baltimore City.

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

1. Whom you represent: Self
2. What the issues are:
  - a. Pages 38 – 41, Items 2-7, Department of Housing & Community Development (DHCD), Community Development Block Grant (CDBG) Agreements various organizations - if approved:
    - i. These actions reflect the broad reach of DHCD funding disbursements across Baltimore City;
    - ii. These actions fail to disclose the number of residents being served and/or impacted by these funding agreements;
      1. Please provide access to the documents depicting the number of residents being served for each agreement. .
1. How the protestant will be harmed by the proposed Board of Estimates' action: The continued mismanagement of municipal funds by City agencies is disgracefully wasteful. The lack of transparency in disclosing measureable goals, objectives and outcomes is troubling. As a citizen I am experiencing a significant financial burden with annual tax increases, sewer and water service increases, user fee increases, parking meter rate increases and significantly reduce services as a resident. This already onerous burden could be exacerbated by the mismanagement of these funds by city agencies and departments.
2. Remedy I desire: The remedy I seek and respectfully request is that this and future similar actions clearly include data on the measureable goals, objectives and outcomes associated with the funds that will be expended. Additionally, I request these actions be deferred for one week until DHCD presents this data for public review in next week's BOE agenda.

Email: [ktrueheart@whatfits.net](mailto:ktrueheart@whatfits.net)  
5519 Belleville Ave  
Baltimore, MD 21207



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

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

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

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

Sincerely,  
Kim Trueheart, Citizen

5519 Belleville Ave  
Baltimore, MD 21207

**MINUTES**

Department of Housing and - Land Disposition Agreement  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a land disposition agreement (LDA) with the Enterprise Housing Corporation, developer, for the sale of the City-owned properties located at 213 W. Mulberry Street and 210 W. Pleasant Street.

**AMOUNT OF MONEY AND SOURCE:**

\$23,000.00 - 213 W. Mulberry Street  
7,000.00 - 210 W. Pleasant Street  
**\$30,000.00** - Purchase Price

The City will convey all of its rights, title, and interest in 213 W. Mulberry Street and 210 W. Pleasant Street for the price of \$30,000.00 which will be paid at the time of settlement.

**BACKGROUND/EXPLANATION:**

A good faith deposit from the developer in the amount of \$3,000.00 is required within ten days of the ratification of the LDA.

The provisions of Article II, Section 15 of the Charter of Baltimore City (2010 Edition); Article 13 of the Baltimore City Code (2010 Edition) which established the Department of Housing and Community Development; and Ordinance No. 579, the Market Center Urban Renewal Plan, originally approved by the Mayor and City Council of Baltimore on November 16, 1977; authorize the City to sell the properties.

The developer will purchase from the City the properties in Market Center known as 213 W. Mulberry Street and 210 W. Pleasant Street for redevelopment into a 70-unit workforce rental apartment community for families along with five properties that they will acquire. A new seven-story building with a ground-level parking area is proposed. The project will be financed by a combination of public and private sources.

**MINUTES**

DHCD - cont'd

In accordance with the City's appraisal policy, as approved on May 27, 2009, appraisals were obtained for this disposition. The appraised value for 213 W. Mulberry Street is \$23,000.00 and 210 W. Pleasant Street is \$7,000.00 as of August 19, 2013. The properties will be sold for the appraised value.

**MBE/WBE PARTICIPATION:**

The developer will purchase the properties for fair market value and will receive no City funds or incentives for the purchase or rehabilitation; therefore, MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with the Enterprise Housing Corporation, developer, for the sale of the City-owned properties located at 213 W. Mulberry Street and 210 W. Pleasant Street.

**MINUTES**

Department of Housing and - Second Amendment to Land  
Community Development      Disposition Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the second amendment to land disposition agreement (LDA) with the Hilton-North Avenue Limited Partnership, developer, for the sale of the properties known as the North Avenue Gateway Project, located at 1900, 1902, and 1904 N. Longwood Street, 3016 W. North Avenue, and 3032 W. North Avenue.

**AMOUNT OF MONEY AND SOURCE:**

\$ 7,900.00 - 1900 N. Longwood Street  
 7,900.00 - 1902 N. Longwood Street  
 7,900.00 - 1904 N. Longwood Street  
 12,000.00 - 3016 W. North Avenue  
10,600.00 - 3032 W. North Avenue  
**\$46,300.00** - Purchase Price

**BACKGROUND/EXPLANATION:**

On September 29, 2010, the Board approved the LDA with the Hilton-North Avenue Limited Partnership for certain parcels located in the 3000 block of W. North Avenue and 1839 N. Rosedale Street. The first amendment to the LDA was approved by the Board on May 9, 2012.

This second amendment to the LDA amends the settlement schedule and adds 1900, 1902, and 1904 N. Longwood Street, 3016 and 3032 W. North Avenue to the 16 properties already in the second phase of the project.

The developer has already begun construction of the 73-unit affordable housing complex on the 22 properties in the first phase of the project and will construct a five-story, Leadership in Energy and Environmental Design-certified apartment building

**MINUTES**

DHCD - cont'd

with 76 affordable family residential units, community space, 3,400 square feet of commercial retail space, and 36 parking spaces on the 21 properties in the second phase of the project.

Of the 76 residential units, 35 will be one-bedroom units, 33 will be two-bedroom units, and eight will be three-bedroom units. Sixteen of the one-bedroom units will be Non-Elderly Disabled units and four of the three-bedroom units will be Bailey Consent Decree Uniform Federal Accessibility standards. All of the residential units will meet 60% of the Area Median Income limits.

In accordance with the City's appraisal policy, appraisals were obtained for the properties to be added to the LDA. The properties located at 1900, 1902, and 1904 N. Longwood Street appraised for \$5,400.00 each and will be sold for \$7,900.00 each. The property located at 3016 W. North Avenue appraised for \$9,500.00 and will be sold for \$12,000.00 and 3032 W. North Avenue appraised for \$8,100.00 and will be sold for \$10,600.00. These prices are higher than the appraised values. This project will be a specific benefit to the community.

**MBE/WBE PARTICIPATION:**

The Hilton-North Avenue Limited Partnership has signed a Commitment to Comply with the Minority and Women's Business Enterprise Program.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the second amendment to land disposition agreement with the Hilton-North Avenue Limited Partnership, developer, for the sale of the properties known as the North Avenue Gateway Project, located at 1900, 1902, and 1904 N. Longwood Street, 3016 W. North Avenue, and 3032 W. North Avenue.

**MINUTES**

Department of Housing & - Land Disposition Agreement  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a land disposition agreement with Samko, LLC, developer for 1434 W. Baltimore Street and 1821 Pennsylvania Avenue.

**AMOUNT OF MONEY AND SOURCE:**

\$10,000.00 - 1434 W. Baltimore Street  
8,000.00 - 1821 Pennsylvania Avenue  
\$18,000.00 - Purchase Price

**BACKGROUND/EXPLANATION:**

The project will consist of the rehabilitation of the two properties. Once rehabbed, each property will be rented as residential and commercial units. The upper levels on both buildings will be used for residential while the lower levels will be used for commercial purposes. The project will be privately funded. The developer plans to invest \$170,000.00 into the project.

The sale of these properties once developed could generate a considerable amount of revenue each in real estate property taxes to the City of Baltimore, thereby preventing tax abandonment.

The properties were journalized and approved for sale on December 22, 2010.

The properties were priced pursuant to the Appraisal Policy using the waiver valuation process. The property at 1434 W. Baltimore Street was priced at \$9,250.00 and 1821 Pennsylvania was priced at \$7,167.00. The properties are being sold for more than the price determined by the waiver valuation.

**MINUTES**

DHCD - cont'd

**MBE/WBE PARTICIPATION:**

The developer will purchase the properties for a price that is less than \$50,000.00 and will receive no City funds or incentives for the purchase or rehabilitation, therefore MBE/WBE is not applicable.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with Samko, LLC, developer for 1434 W. Baltimore Street and 1821 Pennsylvania Avenue.

**MINUTES**

Department of Housing - Expenditure of Funds  
& Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve an expenditure of funds to reimburse TRF Development Partners Baltimore, LLC (TRF DP) for acquisition related expenses in the Oliver community as contemplated by the Baltimore City Affordable Housing Program.

**AMOUNT OF MONEY AND SOURCE:**

|                     |                                  |
|---------------------|----------------------------------|
| \$ 18,268.34        | 1220 N. Broadway                 |
| 17,193.25           | 1221 N. Caroline St.             |
| 17,981.79           | 1230 N. Broadway                 |
| 1,000.00            | 1256 N. Broadway                 |
| 208,911.91          | 1301 N. Bond St.                 |
| 19,391.94           | 1325 N. Caroline St.             |
| 12,705.92           | 1508 E. Biddle St.               |
| 7,511.95            | 1510 E. Biddle St.               |
| 23,493.29           | 1517 E. Biddle St.               |
| 12,778.38           | 1523 E. Biddle St.               |
| 18,237.05           | 1600 E. Biddle St.               |
| 5,000.00            | 1614 E. Chase St.                |
| 15,590.00           | 1604 E. Chase St.                |
| <b>\$378,063.82</b> | - 9910-906460-9588-900000-704040 |

**BACKGROUND/EXPLANATION:**

To facilitate the furtherance of the project, the TRF DP has spent \$378,063.82 of its private funds for the acquisition of the foregoing privately held abandoned properties in the Oliver Community.

On September 13, 2006, the Board approved funding in the amount of \$1,155,800.00 from the Affordable Housing Trust. The funds are for acquisition, relocation of occupants, and demolition of properties within the Southwestern portion of the Oliver neighborhood, including the 1500 and 1600 blocks of E. Preston Street, the 1600 blocks of Ellsworth Streets and Hakesley Place and the 1200 and 1300 blocks of N. Dallas and N. Bond Streets. This area has subsequently become commonly referred to as the Preston Place redevelopment zone.



## MINUTES

DHCD - cont'd

On June 26, 2013, the Board approved an amendment to the September 13, 2006 Board Memo, which expanded the boundaries of the project to include the 1200 block of Broadway, the 1200 and 1300 block of N. Caroline Street and the 1500 and 1600 blocks of E. Biddle and E. Chase Streets.

The Baltimore City Affordable Housing Program was established by Ordinance No. 06-181 to improve and expand housing opportunities for working families and other persons of low and moderate income and to promote economic diversity in City neighborhoods. Pursuant to the rules and regulations of the program, the Commissioner may expend up to 100% of the program funds for grants and loans to implement the core program activities, which include: acquisition, relocation, demolition, and site preparation. The Commissioner may spend up to 15% of the funds for preservation, rehabilitation and development of economically diverse housing in City neighborhoods.

The TRF DP is a recognized Baltimore City Community Housing Development Organization serving the East Baltimore Community and it has invested over \$11.2 million of federal, state and private resources to acquire, demolish, rehabilitate, and construct properties in the Preston Place redevelopment zone.

The DHCD and the TRF DP and its affiliates have established a long term working relationship to acquire, demolish, rehabilitate, construct, sell, lease and manage properties for the express purpose of stabilizing the community in and around the Preston Place redevelopment zone.

The Board approved a Land Disposition Agreement to transfer 155 properties to the TRF DP, in furtherance of the Preston Place redevelopment initiative on July 2, 2008.

The Board approved a Land Disposition Agreement to transfer 43 properties to the TRF Development Partners, in conjunction with the Preston Place redevelopment initiative on June 20, 2012.

**MINUTES**

DHCD - cont'd

The Preston Place area has been extended to include the 1100 and 1200 blocks of N. Broadway under the Neighborhood Stabilization Program (NSP3). As part of the NSP3 project, the City of Baltimore, TRF Development Partners-Baltimore-LLC and East Baltimore Development Incorporated (EBDI) are working together to redevelop at least thirty-three abandoned homes in the expanded Preston Place zone. The project will invest \$6,800,000.00 of federal, state, and private funds in the Preston Place redevelopment zone.

Since 2008, the partnership between the DHCD and TRF DP has resulted in the construction and rehabilitation of over 60 homes serving over 130 Baltimore City residents in the Preston Place redevelopment footprint. The TRF DP's activity has reduced the vacancy rate in the area by 30%.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved the expenditure of funds to reimburse TRF Development Partners Baltimore, LLC for acquisition related expenses in the Oliver community as contemplated by the Baltimore City Affordable Housing Program.

**MINUTES**

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

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Memorandum of Understanding Regarding Inclusionary Housing in Harbor Point with Beatty Development Group, LLC (Beatty Development Group).

**AMOUNT OF MONEY AND SOURCE:**

No City funds are requested.

**BACKGROUND/EXPLANATION:**

The developer, Beatty Development Group is undertaking the Harbor Point project in the City of Baltimore. On September 09, 2013, the City Council approved legislation authorizing the City to issue Tax Increment Financing (TIF) bonds to support the Harbor Point project.

The TIF is considered to be a public subsidy under the City's Inclusionary Housing Law and triggers a review by the DHCD. The required DHCD review of the Harbor Point Project determined how many, if any Inclusionary Housing units must be built in conjunction with the development. Based on the provisions of the Inclusionary Housing Law in this case, the DHCD Commissioner determined that the Harbor Point Project is exempt from the requirement to create affordable housing under the Inclusionary Housing Law.

The Beatty Development Group supports the policy goals of Inclusionary Housing and has agreed voluntarily to provide either housing units or contribute money to the City in support of Inclusionary Housing. The Memorandum of Understanding Regarding Inclusionary Housing in Harbor Point sets forth the terms and conditions of the agreement. The following summarizes the key points of the Memorandum of Understanding:

## MINUTES

DHCD - cont'd

- 1) Beatty Development Group will contribute \$30,000.00 per unit for 10% of the units in any building containing residential units to the Inclusionary Housing Fund (Fund). These funds can be used City-wide for any purpose allowed for the Fund.
- 2) The DHCD has developed a methodology under the Inclusionary Housing Law to determine a dollar value for each Inclusionary Housing unit. The Beatty Development Group may, at its option, replace the cash contribution described above with Inclusionary Housing units in the Harbor Point Project area on a dollar for dollar basis.
- 3) The units that Beatty Development Group contributes are restricted in the following ways:
  - a) no more than half of the developer's contribution to each building may be made as Inclusionary Housing units. This ensures that the City receives Inclusionary Housing funds to use throughout the City,
  - b) no unit may be available to a tenant earning more than 80% of the Area Median Income,
  - c) no more than half of the units contributed (by dollar value) can be efficiency apartments, and
  - d) each unit contributed must be affordable as Inclusionary Housing for 30 years. The Beatty Development Group may exercise a 'buy-out' option to reduce that period of affordability after the 15<sup>th</sup> year. If the developer buys out the unit, it must pay the balance of the value of the unit as determined in section (a) above.

## MINUTES

DHCD - cont'd

Based on the initial development plans and projections used by the City to support the TIF, the Developer is planning to produce as many as 914 housing units on site. In addition, the developer is intending to amend the plan to include another 109 units bringing the total planned residential unit count to 1023. Under the memorandum of understanding, if the developer actually builds this many units, the total contribution to the Fund would be \$3,069,000.00.

This figure is likely to change as the developer refines the development plan over time.

The memorandum of understanding does not place any obligation on the City as to the geographic use of the Inclusionary Housing Funds contributed. As noted above, the funds would be deposited into the Inclusionary Housing Fund and would be available to support City-wide Inclusionary Housing Goals.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Memorandum of Understanding Regarding Inclusionary Housing in Harbor Point with Beatty Development Group, LLC (Beatty Development Group).

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 410 S. Payson Street from Ms. Emily R. Haney, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Haney has offered to donate title to her property located at 410 S. Payson Street. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 410 S. Payson Street are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |                 |
|--------------------------|-----------|-----------------|
| Total Taxes              | \$        | 70.80           |
| Interest/Penalties       |           | 0.00            |
| Other                    |           | 0.00            |
| Tax Sale Interest        |           | 0.00            |
| Miscellaneous Bills      |           | 927.83          |
| Metered Water (Tax Sale) |           | 0.00            |
| Environmental Citation   |           | 0.00            |
| Alley Paving Bill        |           | 0.00            |
| Rental Registration      |           | <u>162.60</u>   |
| <b>Total Liens</b>       | <b>\$</b> | <b>1,161.23</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 410 S. Payson Street from Ms. Emily R. Haney, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 3029 Belmont Avenue from Mr. Noell Carroll, et al owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Mr. Carroll has offered to donate title to his property located at 3029 Belmont Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 3029 Belmont Avenue are itemized as follows:



## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |               |
|--------------------------|-----------|---------------|
| Total Taxes              | \$        | 494.17        |
| Interest/Penalties       |           | 0.00          |
| Other                    |           | 0.00          |
| Tax Sale Interest        |           | 0.00          |
| Miscellaneous Bills      |           | 0.00          |
| Metered Water (Tax Sale) |           | 0.00          |
| Environmental Citation   |           | 0.00          |
| Alley Paving Bill        |           | 0.00          |
| Rental Registration      |           | 0.00          |
| <b>Total Liens</b>       | <b>\$</b> | <b>494.17</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 3029 Belmont Avenue from Mr. Noell Carroll, et al owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 1628 N. Montford Avenue from Ms. Jacquelyn Hammond, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Hammond has offered to donate title to her property located at 1628 N. Montford Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1628 N. Montford Avenue are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |                 |
|--------------------------|-----------|-----------------|
| Total Taxes              | \$        | 47.40           |
| Interest/Penalties       |           | 5.06            |
| Other                    |           | 11.28           |
| Tax Sale Interest        |           | 199.17          |
| Miscellaneous Bills      |           | 2,114.81        |
| Metered Water (Tax Sale) |           | 0.00            |
| Environmental Citation   |           | 0.00            |
| Alley Paving Bill        |           | 0.00            |
| Rental Registration      |           | 0.00            |
| <b>Total Liens</b>       | <b>\$</b> | <b>2,377.72</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 1628 N. Montford Avenue from Ms. Jacquelyn Hammond, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 2710 Reisterstown Road from Ms. Frances Gordon, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Gordon has offered to donate title to her property located at 2710 Reisterstown Road. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 2710 Reisterstown Road are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |    |                    |
|--------------------------|----|--------------------|
| Total Taxes              | \$ | 285.60             |
| Interest/Penalties       |    | 161.44             |
| Other                    |    | 102.86             |
| Tax Sale Interest        |    | 590.94             |
| Miscellaneous Bills      |    | 32,921.94          |
| Metered Water (Tax Sale) |    | 242.67             |
| Environmental Citation   |    | 1,500.00           |
| Alley Paving Bill        |    | 593.03             |
| Rental Registration      |    | <u>1,048.00</u>    |
| <b>Total Liens</b>       |    | <b>\$37,446.48</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 2710 Reisterstown Road from Ms. Frances Gordon, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 2041 W. North Avenue from New York, Inc., owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

New York, Inc. has offered to donate title to its property located at 2041 W. North Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 2041 W. North Avenue are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |                    |
|--------------------------|--------------------|
| Total Taxes              | \$ 5,218.85        |
| Interest/Penalties       | 2,255.17           |
| Other                    | 102.76             |
| Tax Sale Interest        | 460.56             |
| Miscellaneous Bills      | 2,357.39           |
| Metered Water (Tax Sale) | 654.45             |
| Environmental Citation   | 1,500.00           |
| Alley Paving Bill        | 0.00               |
| Rental Registration      | <u>762.80</u>      |
| <b>Total Liens</b>       | <b>\$13,311.98</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 2041 W. North Avenue from New York, Inc., owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 1918 Wilkens Avenue from Mr. Lawrence Obi Ngashu, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Mr. Ngashu, has offered to donate title to his property located at 1918 Wilkens Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1918 Wilkens Avenue are itemized as follows:



## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |               |
|--------------------------|-----------|---------------|
| Total Taxes              | \$        | 590.00        |
| Interest/Penalties       |           | 0.00          |
| Other                    |           | 0.00          |
| Tax Sale Interest        |           | 0.00          |
| Miscellaneous Bills      |           | 0.00          |
| Metered Water (Tax Sale) |           | 0.00          |
| Environmental Citation   |           | 0.00          |
| Alley Paving Bill        |           | 0.00          |
| Rental Registration      |           | 0.00          |
| <b>Total Liens</b>       | <b>\$</b> | <b>590.00</b> |

WITHDRAWN

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the foregoing **WITHDRAWAL** of the acquisition by gift of the leasehold interest of the property located at 1918 Wilkins Avenue from Mr. Lawrence Obi Ngashu, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 47 N. Wheeler Avenue from Mr. Carlton C. Gordon, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Mr. Gordon has offered to donate title to his property located at 47 N. Wheeler Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 47 N. Wheeler Avenue are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |                 |
|--------------------------|-----------|-----------------|
| Total Taxes              | \$        | 428.40          |
| Interest/Penalties       |           | 96.14           |
| Other                    |           | 51.26           |
| Tax Sale Interest        |           | 0.00            |
| Miscellaneous Bills      |           | 1,954.18        |
| Metered Water (Tax Sale) |           | 2,577.34        |
| Environmental Citation   |           | 1,800.00        |
| Alley Paving Bill        |           | 0.00            |
| Rental Registration      |           | <u>1,800.00</u> |
| <b>Total Liens</b>       | <b>\$</b> | <b>8,707.32</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 47 N. Wheeler Avenue from Mr. Carlton C. Gordon, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 1624 Lansing Avenue from Mr. Robert G. Howard, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Mr. Howard has offered to donate title to his property located at 1624 Lansing Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1624 Lansing Avenue are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |               |
|--------------------------|-----------|---------------|
| Total Taxes              | \$        | 0.00          |
| Interest/Penalties       |           | 0.00          |
| Other                    |           | 0.00          |
| Tax Sale Interest        |           | 0.00          |
| Miscellaneous Bills      |           | 0.00          |
| Metered Water (Tax Sale) |           | 0.00          |
| Environmental Citation   |           | 0.00          |
| Alley Paving Bill        |           | 0.00          |
| Rental Registration      |           | <u>130.00</u> |
| <b>Total Liens</b>       | <b>\$</b> | <b>130.00</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 1624 Lansing Avenue from Mr. Robert G. Howard, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 4834 Park Heights Avenue from Ms. Shontell Proctor, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Proctor has offered to donate title to her property located at 4834 Park Heights Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 4834 Park Heights Avenue are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |               |
|--------------------------|-----------|---------------|
| Total Taxes              | \$        | 354.00        |
| Interest/Penalties       |           | 0.00          |
| Other                    |           | 0.00          |
| Tax Sale Interest        |           | 0.00          |
| Miscellaneous Bills      |           | 0.00          |
| Metered Water (Tax Sale) |           | 0.00          |
| Environmental Citation   |           | 0.00          |
| Alley Paving Bill        |           | 0.00          |
| Rental Registration      |           | <u>130.00</u> |
| <b>Total Liens</b>       | <b>\$</b> | <b>484.00</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 4834 Park Heights Avenue from Ms. Shontell Proctor, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 1569 Abbotston Street from VDC Management, LLC owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

VDC Management, LLC has offered to donate title to its property located at 1569 Abbotston Street. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1569 Abbotston Street are itemized as follows:



## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |                 |
|--------------------------|-----------|-----------------|
| Total Taxes              | \$        | 356.00          |
| Interest/Penalties       |           | 79.22           |
| Other                    |           | 51.26           |
| Tax Sale Interest        |           | 199.17          |
| Miscellaneous Bills      |           | 3,184.72        |
| Metered Water (Tax Sale) |           | 232.38          |
| Environmental Citation   |           | 0.00            |
| Alley Paving Bill        |           | 0.00            |
| Rental Registration      |           | <u>483.60</u>   |
| <b>Total Liens</b>       | <b>\$</b> | <b>4,586.35</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 1569 Abbotston Street from VDC Management, LLC owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 770 Linnard Street from MTG Finance, LLC owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

MTG Finance, LLC has offered to donate title to its property located at 770 Linnard Street. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 770 Linnard Street are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |                    |
|--------------------------|--------------------|
| Total Taxes              | \$ 3,218.48        |
| Interest/Penalties       | 347.16             |
| Other                    | 11.28              |
| Tax Sale Interest        | 0.00               |
| Miscellaneous Bills      | 1,078.09           |
| Metered Water (Tax Sale) | 0.00               |
| Environmental Citation   | 1,900.00           |
| Alley Paving Bill        | 0.00               |
| Rental Registration      | <u>0.00</u>        |
| <b>Total Liens</b>       | <b>\$ 6,555.01</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 770 Linnard Street from MTG Finance, LLC owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 449 S. Stricker Street from Mr. Francis Felix Rodgers, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Mr. Rodgers, has offered to donate title to his property located at 449 S. Stricker Street. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 449 S. Stricker Street are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |               |
|--------------------------|-----------|---------------|
| Total Taxes              | \$        | 179.13        |
| Interest/Penalties       |           | 208.33        |
| Other                    |           | 75.32         |
| Tax Sale Interest        |           | 132.09        |
| Miscellaneous Bills      |           | 70.88         |
| Metered Water (Tax Sale) |           | 0.00          |
| Environmental Citation   |           | 0.00          |
| Alley Paving Bill        |           | 0.00          |
| Rental Registration      |           | 0.00          |
| <b>Total Liens</b>       | <b>\$</b> | <b>665.75</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 449 S. Stricker Street from Mr. Francis Felix Rodgers, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 1622 W. Lafayette Avenue from Ms. Wilma Portal, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Portal, has offered to donate title to her property located at 1622 W. Lafayette Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1622 W. Lafayette Avenue are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |                 |
|--------------------------|-----------|-----------------|
| Total Taxes              | \$        | 70.80           |
| Interest/Penalties       |           | 0.00            |
| Other                    |           | 0.00            |
| Tax Sale Interest        |           | 0.00            |
| Miscellaneous Bills      |           | 193.44          |
| Metered Water (Tax Sale) |           | 0.00            |
| Environmental Citation   |           | 1,515.00        |
| Alley Paving Bill        |           | 0.00            |
| Rental Registration      |           | <u>291.20</u>   |
| <b>Total Liens</b>       | <b>\$</b> | <b>2,070.44</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 1622 W. Lafayette Avenue from Ms. Wilma Portal, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 1624 W. Lafayette Avenue from Ms. Ethel S. Boston, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Ms. Boston, has offered to donate title to her property located at 1624 W. Lafayette Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 1624 W. Lafayette Avenue are itemized as follows:



## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |              |
|--------------------------|-----------|--------------|
| Total Taxes              | \$        | 14.52        |
| Interest/Penalties       |           | 5.85         |
| Other                    |           | 0.00         |
| Tax Sale Interest        |           | 0.00         |
| Miscellaneous Bills      |           | 0.00         |
| Metered Water (Tax Sale) |           | 0.00         |
| Environmental Citation   |           | 0.00         |
| Alley Paving Bill        |           | 0.00         |
| Rental Registration      |           | 0.00         |
| <b>Total Liens</b>       | <b>\$</b> | <b>20.37</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 1624 W. Lafayette Avenue from Ms. Ethel S. Boston, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

Department of Housing and                    - Acquisition by Gift  
Community Development (DHCD)

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition by gift of the leasehold interest of the property located at 2437 Francis Street from Mr. Raymond Oliver, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**AMOUNT OF MONEY AND SOURCE:**

The owner agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. Therefore, no City funds will be expended.

**BACKGROUND/EXPLANATION:**

The DHCD, Land Resources Division strategically acquires and manages vacant or abandoned properties, which enables these properties to be returned to productive use and improve neighborhoods in Baltimore City.

Mr. Oliver has offered to donate title to his property located at 2437 Francis Street. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 2437 Francis Street are itemized as follows:

## MINUTES

DHCD - cont'd

Cumulative Real Property Taxes 2012-2013

|                          |           |               |
|--------------------------|-----------|---------------|
| Total Taxes              | \$        | 535.72        |
| Interest/Penalties       |           | 0.00          |
| Other                    |           | 0.00          |
| Tax Sale Interest        |           | 0.00          |
| Miscellaneous Bills      |           | 0.00          |
| Metered Water (Tax Sale) |           | 0.00          |
| Environmental Citation   |           | 50.00         |
| Alley Paving Bill        |           | 0.00          |
| Rental Registration      |           | <u>162.60</u> |
| <b>Total Liens</b>       | <b>\$</b> | <b>748.32</b> |

The listed municipal liens, other than current water bills, will be administratively abated after settlement.

UPON MOTION duly made and seconded, the Board approved the acquisition by gift of the leasehold interest of the property located at 2437 Francis Street from Mr. Raymond Oliver, owner, **SUBJECT** to municipal liens, interest, and penalties, other than water bills.

**MINUTES**

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

**ACTION REQUESTED OF B/E:**

The Board is requested to approve a Local Resolution in support of the Community Legacy Program (CLP) and applications to the Maryland Department of Housing and Community Development. A local resolution of support is required for organizations to participate in the program.

**AMOUNT OF FUNDS AND SOURCE:**

\$3,068,714.00 - CLP/MD DHCD

No City funds are requested.

**BACKGROUND/EXPLANATION:**

The Community Legacy Program is a Smart Growth tool that catalyzes new investment in older neighborhoods and business districts in support of local revitalization plans. Community Legacy funds assist urban neighborhoods that have a comprehensive approach to reversing disinvestment in communities. Community Legacy provides resources to assist local governments and their nonprofit community development partners in realizing comprehensive community revitalization initiatives. The program is intended as a flexible resource to fill key funding gaps not being met by other State or local financing and to position older communities for increased private investment.

According to the State, funded projects should capitalize on the strengths of a community and be part of a larger revitalization strategy to revitalize a declining area. Projects/activities typically include, but are not limited to:

- mixed-use development consisting of residential, commercial and/or open space,
- business retention, expansion, and attraction initiatives,

## MINUTES

DHCD - cont'd

- streetscape improvements,
- increasing homeownership and home rehabilitation among residents,
- residential and commercial façade improvement programs,
- real estate acquisition, including land banking, and strategic demolition, and
- establishing funds to provide loan guarantees and credit enhancement to leverage other public or private financing.

In Fiscal Year 2014, the CLP has \$6,000,000.00 in State capital funds to award throughout Maryland. The following entities may apply for Community Legacy funding for projects located in Sustainable Communities:

- local governments,
- community development organizations (for example: county councils, community development corporations, main street organizations, downtown partnerships), and
- groups of local governments sharing a common purpose or goal.

Projects must be located within the City's Sustainable Community area. In order to be designated a Sustainable Community, Baltimore City submitted a Sustainable Communities Plan and subsequent modifications to the State of Maryland under the Sustainable Communities Act of 2010.

The Baltimore City Department of Housing and Community Development received requests for local government resolutions of support for seven FY 2014 Community Legacy applications to the Maryland Department of Housing and Community Development. These seven applications include a total of 17 separate housing and community development projects in Baltimore City. The applicants and projects are listed on Exhibit A hereto.

## MINUTES

DHCD - cont'd

| <u>Applicant</u>                         | <u>Organization</u>                      | <u>Project Name</u>  | <u>Requested CLP Funds</u> |
|--|--|--|----------------------------|
| <b>The Reinvestment Fund, Inc. (TRF)</b> | <b>The Reinvestment Fund, Inc. (TRF)</b> | <b>Historic East Baltimore Revitalization Phase II Project</b> | <b>\$500,000.00</b>        |

Funds will be used for the rehabilitation of vacant homes and lots on 1200-1300 blocks of Broadway and the 1700 block of Preston Street to support Baltimore City's Vacants to Value (V2V) program by positively changing the market conditions by using its housing investments to drive neighborhood improvement and change market dynamics.

|  |  |   |                     |
|--|--|---|---------------------|
| <b>The National Great Blacks in Wax Museum, Inc.</b> | <b>The National Great Blacks in Wax Museum, Inc.</b> | <b>A Museum Expansion Project to Preserve African American Heritage</b> | <b>\$150,200.00</b> |
|--|--|---|---------------------|

Funds will be used to help create the architectural and engineering design for the rehabilitation of the Bauernschmidt Mansion and to develop a plan for façade retention of the mansion and two adjacent structures at 1647 and 1645 East North Avenue.

|   |   |   |                     |
|---|---|---|---------------------|
| <b>Coppin Heights Community Development Corporation</b> | <b>Coppin Heights Community Development Corporation</b> | <b>Redevelopment of the 2700 Block of West North Avenue</b> | <b>\$267,200.00</b> |
|---|---|---|---------------------|

Funds will be used to acquire five vacant homes in the lower 2700 block and complete façade improvements to the properties, award seven façade improvement grants to the current owners in the lower 2700 block, landscaping for four vacant lots in the lower 2700 block for use as a public garden until the CHCDC is ready to construct a planned student apartment building on the lot, and to award ten weatherization grants to owners in the lower and upper 2700 block of West North Avenue.

|   |   |  |                     |
|---|---|--|---------------------|
| <b>Historic East Baltimore Community Action Coalition, Inc.</b> | <b>Historic East Baltimore Community Action Coalition, Inc.</b> | <b>East Baltimore Food Entrepreneurs Center at 1801 E. Oliver Street</b> | <b>\$125,000.00</b> |
|---|---|--|---------------------|

Funds will assist in continuing redevelopment efforts of former Department of Transportation building into a food entrepreneur center.

## MINUTES

| <u>Applicant</u> | <u>Organization</u> | <u>Project Name</u> | <u>Requested CLP Funds</u> |
|------------------|---------------------|---------------------|----------------------------|
|------------------|---------------------|---------------------|----------------------------|

| <u>Applicant</u> | <u>Organization</u> | <u>Project Name</u> | <u>Requested CLP Funds</u> |
|------------------|---------------------|---------------------|----------------------------|
|------------------|---------------------|---------------------|----------------------------|

|   |   |   |              |
|---|---|---|--------------|
| Historic East<br>Baltimore<br>Community<br>Action<br>Coalition,<br>Inc. | Historic East<br>Baltimore<br>Community Action<br>Coalition, Inc. | Eager Street Commons<br>Revolving Loan Fund | \$350,000.00 |
|---|---|---|--------------|

Funds will be used to create a twenty-four month revolving credit facility in order to rehabilitate approximately 31 Mayor and City Council-owned properties near the Eager Street Vacants to Value demolition cluster at 2300-2400 East Eager Street.

|   |   |  |              |
|---|---|--|--------------|
| Historic East<br>Baltimore<br>Community<br>Action<br>Coalition,<br>Inc. | Historic East<br>Baltimore<br>Community Action<br>Coalition, Inc. | Eager Street Commons<br>Homebuyers Incentive<br>Fund | \$105,000.00 |
|---|---|--|--------------|

Funds will be used to provide subsidy to initial homebuyers and to accelerate marketing efforts as incentives to encourage homeownership in the Eager Street Commons Project.

|                                     |                                  |  |              |
|-------------------------------------|----------------------------------|--|--------------|
| The B&O<br>Railroad<br>Museum, Inc. | The B&O Railroad<br>Museum, Inc. | Carey Street Access<br>Bridge Restoration<br>Project | \$210,000.00 |
|-------------------------------------|----------------------------------|--|--------------|

Funds will be used to repair and retrofit the bridge and add safety features including repairing railings on the top of the bridge and installing a debris catcher, retrofitting bearing plates at the bottom of the bridge's columns, cleaning and repainting all structural steel, including the columns, repairing the bridge's drainage system, repairing the deteriorated concrete curbs and the soffit of the bridge's concrete slab, re-pointing the existing stone masonry wall and placing a fence along the top of the bridge to deter vandals from throwing objects from the bridge onto Carey Street traffic. These repairs will ensure that the museum retains access to both its east and west campus.

## MINUTES

DHCD - cont'd

| <u>Applicant</u>                       | <u>Organization</u>                     | <u>Project Name</u>              | <u>Requested CLP Funds</u> |
|--|---|----------------------------------|----------------------------|
| Downtown Partnership of Baltimore, Inc | Downtown Partnership of Baltimore, Inc. | Façade Improvement Grant Program | \$200,000.00               |

The funds will support the Downtown Partnership of Baltimore's administration of façade grants to property and business owners for storefront improvements. The DPOB will reimburse 50% of the total project cost up to \$50,000.

|                                     |                         |   |              |
|-------------------------------------|-------------------------|---|--------------|
| Central Baltimore Partnership, Inc. | Jubilee Baltimore, Inc. | 10 E. North Avenue/Centre Theatre Restoration Project | \$100,000.00 |
|-------------------------------------|-------------------------|---|--------------|

The 10 E. North Avenue/Centre Theatre Restoration project will include improvements to the historic movie theatre façade, front window improvements, provide additional lighting and restoration of the art-moderne tower. The renovated building will house the first-ever joint film program of MICA and Johns Hopkins University. Other possible tenants include two restaurants and non-profit organizations.

|                                     |                       |  |              |
|-------------------------------------|-----------------------|--|--------------|
| Central Baltimore Partnership, Inc. | Poverni Ventures, LLC | 2225 and 2227 Saint Paul Street Façade Improvement Project | \$ 29,400.00 |
|-------------------------------------|-----------------------|--|--------------|

The 2225 and 2227 Saint Paul Street Façade Improvement project will remove the façade treatments added to the properties in the 1960s and 1970s.

|                                     |                       |   |              |
|-------------------------------------|-----------------------|---|--------------|
| Central Baltimore Partnership, Inc. | Poverni Ventures, LLC | 2029-2031 St. Paul Street Apartment Project | \$ 90,000.00 |
|-------------------------------------|-----------------------|---|--------------|

Funds will provide gap funding for construction costs related to the conversion of 2029-2031 St. Paul Street into market rate apartments.



## MINUTES

DHCD - cont'd

| <u>Applicant</u>                             | <u>Organization</u>                    | <u>Project Name</u>  | <u>Requested CLP Funds</u> |
|--|--|--|----------------------------|
| Central<br>Baltimore<br>Partnership,<br>Inc. | Seawall<br>Development<br>Company, LLC | Miller's Square II -<br>Homeownership<br>Townhomes Project | \$100,000.00               |

The Millers Square II - Homeownership Townhomes project will rehabilitate five rowhomes in the Remington neighborhood to provide affordable and quality homeownership opportunities to homebuyers following the success of the first ten units sold in Phase I of the project.

|  |  |   |              |
|--|--|---|--------------|
| Central<br>Baltimore<br>Partnership,<br>Inc. | Seawall<br>Development<br>Company, LLC | Tire Shop- Remington<br>Redevelopment Project | \$105,914.00 |
|--|--|---|--------------|

The Tire Shop - Remington Redevelopment project will renovate and reuse the vacant building for a mixed-use project including a restaurant, (created, and run by the restaurateur of the Woodberry Kitchen and Artifact), a state of the art community theatre operated by Baltimore's Single Carrot Theatre Company, and 3,000 square feet of space for the non-profit organization Young Audiences of Maryland. The project is fully leased. The grant will be used to rehabilitate the sidewalks on the north and south sides of West 26<sup>th</sup> Street, replace the fence and landscaping on the south side West 26<sup>th</sup> Street along the CSX lines and provide twenty-four angled parking spaces.

|  |                            |   |              |
|--|----------------------------|---|--------------|
| Central<br>Baltimore<br>Partnership,<br>Inc. | Harbor<br>Development, LLC | Greenmount West Homes<br>Townhouse Construction<br>and Renovation Project | \$110,000.00 |
|--|----------------------------|---|--------------|

The project, located near the 300 block of East Lanvale Street between Guilford Avenue and Barclay Street, involves the renovation of existing townhomes and the construction of new residences on vacant land for a total of twelve housing units. The project may also include a corner retail use. The grant funds will allow the housing units to be offered to potential homebuyers for a lower purchase price with a preference given to current residents of the area.

## MINUTES

DHCD - cont'd

| <u>Applicant</u>                             | <u>Organization</u>                                | <u>Project Name</u>  | <u>Requested CLP Funds</u> |
|--|--|--|----------------------------|
| Central<br>Baltimore<br>Partnership,<br>Inc. | People's<br>Homesteading<br>Group,<br>Incorporated | Rehabilitation of 400-<br>block of East 22nd<br>Street Townhomes<br>Rehabilitation Project | \$200,000.00               |

The project will provide gap funding to rehabilitate four properties on the 400 block of East 22nd Street for sale to first time home buyers. When rehabilitated, the four properties will comply with energy-efficient and healthy home standards of the Green Row House Challenge, sponsored by Enterprise Community Partners. The properties will also comply with the requirements of the Baltimore City Property Tax Credit for Historic Restorations and Rehabilitations. Grant funding will be directed to predevelopment and construction spending, including architectural and engineering services as well as construction gap funding.

|  |   |  |              |
|--|---|--|--------------|
| Central<br>Baltimore<br>Partnership,<br>Inc. | Mid-Town<br>Community<br>Benefits<br>District | Public Safety<br>Surveillance Cameras<br>Project | \$101,000.00 |
|--|---|--|--------------|

The project will provide funds to complete the installation of seven wireless security cameras.

|  |                        |  |              |
|--|------------------------|--|--------------|
| Central<br>Baltimore<br>Partnership,<br>Inc. | Telesis<br>Corporation | Barclay Phase 2<br>Homeownership Unit<br>Construction Costs<br>Project | \$300,000.00 |
|--|------------------------|--|--------------|

The Barclay Phase 2 Homeownership Unit Construction Costs Project will provide funds for a 101-unit mixed-income housing development. This project is part of the Barclay/ Midway/Old Goucher (BMOG) Revitalization Plan, a comprehensive community revitalization plan for the BMOG neighborhood. Phase 2 of the project will include an additional 32 homeownership units as well as improvements for Barclay Street Park, on the corner of East 20th and Barclay Streets, a green, public space for all the residents of Barclay to enjoy. Grant funds will be used for construction costs of rehabilitation of vacant houses.

## MINUTES

DHCD - cont'd

UPON MOTION duly made and seconded, the Board approved and adopted the Local Resolution in support of the Community Legacy Program and applications to the Maryland Department of Housing and Community Development for the foregoing organizations. The Comptroller **ABSTAINED** on the application for the Coppin Heights Development Corporation only. The Mayor **ABSTAINED** on the application for the Downtown Partnership of Baltimore, Inc. only.

**MINUTES**

Department of Housing and - Land Disposition Agreement  
Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a land disposition agreement (LDA) with the City Arts II Limited Partnership, an entity comprised of Homes for America, Jubilee Baltimore and TRF Development Partners Realty, developer, for the sale of the City-owned vacant lots located at and along the south side of East Lafayette Avenue, 1700 Block of Greenmount Avenue and east side 1700 block of Barclay Street and 1700 Block of Brentwood Avenue, in the Greenmount West Neighborhood.

**AMOUNT OF MONEY AND SOURCE:**

|    | <u>AMOUNT</u> | <u>ADDRESS</u>     | <u>BLOCK LOT</u> | <u>BUILDING/<br/>VACANT LOT</u> |
|----|---------------|--------------------|------------------|---------------------------------|
| 1. | \$5,357.14    | 1709 Barclay St    | 1104 006         | Vacant Lot                      |
| 2. | 5,357.14      | 1711 Barclay St    | 1104 007         | Vacant Lot                      |
| 3. | 5,357.14      | 1713 Barclay St    | 1104 008         | Vacant Lot                      |
| 4. | 5,357.14      | 1715 Barclay St    | 1104 009         | Vacant Lot                      |
| 5. | 5,357.14      | 1717 Barclay St    | 1104 010         | Vacant Lot                      |
| 6. | 5,357.14      | 1719 Barclay St    | 1104 011         | Vacant Lot                      |
| 7. | 5,357.14      | 1721 Barclay St    | 1104 012         | Vacant Lot                      |
| 8. | 5,357.14      | 1723 Barclay St    | 1104 013         | Vacant Lot                      |
| 9. | 5,357.14      | 1725 Barclay St    | 1104 014         | Vacant Lot                      |
| 10 | 5,357.14      | 1727 Barclay St    | 1104 015         | Vacant Lot                      |
| 11 | 5,357.14      | 1701 Brentwood Ave | 1104 084         | Vacant Lot                      |
| 12 | 5,357.14      | 1702 Brentwood Ave | 1104 063A        | Vacant Lot                      |
| 13 | 5,357.14      | 1703 Brentwood Ave | 1104 083         | Vacant Lot                      |
| 14 | 5,357.14      | 1704 Brentwood Ave | 1104 064         | Vacant Lot                      |
| 15 | 5,357.14      | 1705 Brentwood Ave | 1104 082         | Vacant Lot                      |
| 16 | 5,357.14      | 1706 Brentwood Ave | 1104 065         | Vacant Lot                      |
| 17 | 5,357.14      | 1707 Brentwood Ave | 1104 081         | Vacant Lot                      |

## MINUTES

DHCD - cont'd

|     | <u>AMOUNT</u>        | <u>ADDRESS</u>                | <u>BLOCK LOT</u> | <u>BUILDING/<br/>VACANT LOT</u> |
|-----|----------------------|-------------------------------|------------------|---------------------------------|
| 18. | 5,357.14             | 1708 Brentwood Ave            | 1104 066         | Vacant Lot                      |
| 19. | 5,357.14             | 1709 Brentwood Ave            | 1104 080         | Vacant Lot                      |
| 20. | 5,357.14             | 1710 Brentwood Ave            | 1104 067         | Vacant Lot                      |
| 21. | 5,357.14             | 1711 Brentwood Ave            | 1104 079         | Vacant Lot                      |
| 22. | 5,357.14             | 1712 Brentwood Ave            | 1104 068         | Vacant Lot                      |
| 23. | 5,357.14             | 1713 Brentwood Ave            | 1104 078         | Vacant Lot                      |
| 24. | 5,357.14             | 1714 Brentwood Ave            | 1104 069         | Vacant Lot                      |
| 25. | 5,357.14             | 1715 Brentwood Ave            | 1104 077         | Vacant Lot                      |
| 26. | 5,357.14             | 1716 Brentwood Ave            | 1104 070         | Vacant Lot                      |
| 27. | 5,357.14             | 1717 Brentwood Ave            | 1104 076         | Vacant Lot                      |
| 28. | 5,357.14             | 1718 Brentwood Ave            | 1104 071         | Vacant Lot                      |
| 29. | 5,357.14             | 1719 Brentwood Ave            | 1104 075         | Vacant Lot                      |
| 30. | 5,357.14             | 1720 Brentwood Ave            | 1104 072         | Vacant Lot                      |
| 31. | 5,357.14             | 1721 Brentwood Ave            | 1104 074         | Vacant Lot                      |
| 32. | 5,357.14             | 1723 Brentwood Ave            | 1104 073         | Vacant Lot                      |
| 33. | 5,357.14             | 1700 Greenmount Ave           | 1104 043         | Vacant Lot                      |
| 34. | 5,357.14             | 1702 Greenmount Ave           | 1104 042         | Vacant Lot                      |
| 35. | 5,357.14             | 1704 Greenmount Ave           | 1104 041         | Vacant Lot                      |
| 36. | 5,357.14             | 1706 Greenmount Ave           | 1104 040         | Vacant Lot                      |
| 37. | 5,357.14             | 1708 Greenmount Ave           | 1104 039         | Vacant Lot                      |
| 38. | 5,357.14             | 1710 Greenmount Ave           | 1104 038         | Vacant Lot                      |
| 39. | 5,357.14             | 1712 - 1714<br>Greenmount Ave | 1104 036         | Vacant Lot                      |
| 40. | 5,357.14             | 435 E Lafayette Ave           | 1104 033         | Vacant Lot                      |
| 41. | 5,357.14             | 437 E Lafayette Ave           | 1104 034         | Vacant Lot                      |
| 42. | 5,357.14             | 439 E Lafayette Ave           | 1104 035         | Vacant Lot                      |
|     | <u>\$ 225,000.00</u> |                               |                  |                                 |

The project will be funded by CDA tax credit financing and other public and private funding.

**MINUTES**

DHCD - cont'd

**BACKGROUND/EXPLANATION:**

The project will consist of 60 apartments, including 30 one-bedroom and studio units, averaging 721 square feet and 30 two-bedroom units, averaging 894 square feet. The project will also consist of approximately seven new single-family for-sale townhomes and a new privately owned and maintained park dedicated to public use. Occupancy in the rental apartments will be restricted to tenants earning no more than 60% of the Area Mean Income and the sale of the single-family homes will be restricted to home purchasers earning no more than 120% or less of the Area Median Income. This project complements the widely successful City Arts Apartments two blocks away and enhances the Greenmount Avenue corridor.

The properties were priced pursuant to Baltimore City's Appraisal Policy. The parcel was appraised for \$184,600.00 and will be sold for \$225,000.00 (\$5,357.14 each).

Pursuant to the provisions under Baltimore City Code, Article 2B Section 8-3, all terms and conditions of the agreement were approved.

**MBE/WBE PARTICIPATION:**

The developer has signed the Commitment to comply with the MBE and WBE.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement) with the City Arts II Limited Partnership, an entity comprised of Homes

**MINUTES**

DHCD - cont'd

for America, Jubilee Baltimore and TRF Development Partners Realty, developer, for the sale of the City-owned vacant lots located at and along the south side of East Lafayette Avenue, 1700 Block of Greenmount Avenue and east side 1700 block of Barclay Street and 1700 Block of Brentwood Avenue, in the Greenmount West Neighborhood.

**MINUTES**

City Council - Governmental/Charitable  
Solicitation Application

**ACTION REQUESTED OF B/E:**

The Board is requested to endorse a governmental/charitable solicitation application for submission to the Board of Ethics of Baltimore City by Mr. James B. Kraft, Councilman, to solicit donations from local individuals and businesses to fund the continued operation of supplementary programs in First District Schools. The period of the campaign will be effective upon Board approval through June 30, 2014.

**AMOUNT OF MONEY AND SOURCE:**

No general funds are involved in this transaction.

**BACKGROUND/EXPLANATION:**

The Southeast Schools Fund has been established with the Baltimore City Foundation in order to maintain these funds. Expenditures will be reviewed at meetings, including representatives of participating schools and other involved community members.

A potential donor list will be comprised of businesses and individuals who have a history of participating in activities related to the content matter or specific programs, or who live or do business in the communities served by participating schools.

Most of the individuals and corporate entities fitting that description are not controlled donors. However, those potential donors who are controlled donors will not be targeted or singled out in any way and will not be solicited, if at all, in the same manner as all other potential donors.



## MINUTES

City Council - cont'd

There is an acute need to provide Baltimore City students with supplementary programs that will allow them to explore issues and activities beyond the classroom. However, the scarcity of resources available often means that supplementary programs are overlooked. These funds will be used to establish a variety of activities that could otherwise not be implemented, such as the Southeast Schools Baseball League, recycling competitions, and essay contests. These programs would promote competition and collaboration among schools and involvement of community members in school-based activities.

Baltimore City Code Article 8, Section 6-26, prohibits solicitation or facilitating the solicitation of a gift. An exception was enacted in 2005 to permit certain solicitations that are for the benefit of an official governmental program or activity, or a City-endorsed charitable function or activity. Ethics Regulation 96.26B sets out the standards for approval, which includes the requirement that the program, function, or activity to be benefited and the proposed solicitation campaign must be endorsed by the Board of Estimates or its designee.

UPON MOTION duly made and seconded, the Board endorsed a governmental/charitable solicitation application for submission to the Board of Ethics of Baltimore City by Mr. James B. Kraft, Councilman, to solicit donations from local individuals and businesses to fund the continued operation of supplementary programs in First District Schools. The President **ABSTAINED**.

**MINUTES**

Office of the President- Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with the University of Maryland Foundation (Foundation), acting on behalf of the Shriver Peaceworker Program. The period of the agreement is effective upon Board approval through August 16, 2014.

**AMOUNT OF MONEY AND SOURCE:**

\$12,000.00 - 1001-000000-1000-106300-601029

**BACKGROUND/EXPLANATION:**

Under an agreement with the City and the Foundation, acting on behalf of the Shriver Peaceworker Program, the City will reimburse the Foundation directly for the Peaceworker Fellow assigned to assist Mr. James Kraft. The Peaceworker Fellow will work as a legislative intern.

The Peaceworker Fellow will work 20 hours a week. She will: (1) perform legislative research; (2) provide constituent services; (3) provide policy analysis; (4) attend meetings of the City Council, City Council Committees, and neighborhood groups as requested; and (5) perform other similar tasks, as requested by Mr. Kraft.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with the University of Maryland Foundation, acting on behalf of the Shriver Peaceworker Program. The President **ABSTAINED**.

**MINUTES**

Office of the President - Employee Expense Report

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the expense statement for Mr. Robert Curran for the month of March 2013.

**AMOUNT OF MONEY AND SOURCE:**

\$ 82.83 - 1001-000000-1000-106600-603025

**BACKGROUND/EXPLANATION:**

Mr. Curran's personal cellular billing was not submitted within the 40-day time limit for March 2013 in the amount of \$82.83. The expense report was submitted late due to billing concerns and staff oversight. The T-Mobile phone billing statement is for a personal phone used for City business. His estimated business usage is 75%. The account is billed to Mr. Curran's wife, Ms. Janice Vetter.

The Administrative Manual, in Section 240-11, states that Employee Expense Reports that are submitted more than 40 work days after the last calendar day of the month in which the expenses were incurred require Board of Estimates approval.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board approved the expense statement for Mr. Robert Curran for the month of March 2013. The President **ABSTAINED**.

**MINUTES**

Bureau of the Budget and - General Fund Appropriation  
Management Research      Adjustment Order

**ACTION REQUESTED OF B/E:**

The Board is requested to approve a general fund appropriation adjustment order from the Department of Recreation and Parks Service 646 - Park Maintenance to Service 654 Urban Forestry.

**AMOUNT****SOURCE:**

\$200,000.00  
 General Funds

From: Dept. of Recreation & Parks  
 Service 646 - Park Maintenance

To: Dept. of Recreation & Parks  
 Service 654 - Urban Forestry

**BACKGROUND/EXPLANATION:**

The funding was included in the Fiscal 2014 budget in anticipation of the agency receiving State grant funding. The Department of Recreation and Parks was recently awarded \$399,402.00 from the Maryland Department of Natural Resources to partner with Baltimore City Public Schools and other non-profit organizations to participate in TreeBaltimore initiatives. The grant acceptance has been submitted on page 19 of this agenda. This transfer will provide the appropriation for a portion of the grant while the agency will seek supplemental appropriation for the balance of the award amount.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the general fund appropriation adjustment order from the Department of Recreation and Parks Service 646 - Park Maintenance to Service 654 Urban Forestry.

The President **ABSTAINED.**

**MINUTES**

Bureau of the Budget and - Supplementary General Fund  
Management Research (BBMR) Operating Appropriation

**ACTION REQUESTED OF B/E:**

The Board is requested to approve a Supplementary General Fund Operating Appropriation to the Department of Housing and Community Development (DHCD), Service 742-Promote Homeownership.

**AMOUNT****SOURCE:**

\$250,000.00

Wells Fargo Settlement Funds

**BACKGROUND/EXPLANATION:**

In July 2012, the City and Wells Fargo Bank NA agreed to settle a lawsuit alleging it engaged in predatory lending practices targeting minority homebuyers. The ensuing Collaboration Agreement provided the City with a total of \$7,500,000.00 in exchange for which the City dismissed its case. The City offered \$1,000,000.00 of the Settlement Funds through a Request for Proposals to four non-profits that are experienced in providing foreclosure prevention services and in redeveloping foreclosed upon properties.

St. Ambrose Housing Aid Center is being awarded \$250,000.00 to develop a new outreach and legal services program to help reduce foreclosures among low and moderate-income households. The funds are being awarded through a separate agreement that the DHCD will ask the Board to approve at a later date.

The nature of how these funds will be utilized was not anticipated when the Ordinance of Estimates for Fiscal Year 2014 was formulated.

**MINUTES**

BBMR - cont'd

**MBE/WBE PARTICIPATION:**

N/A

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved Supplementary General Fund Operating Appropriation to the Department of Housing and Community Development, Service 742-Promote Homeownership. The President **ABSTAINED.**

**MINUTES**

Bureau of the Budget and - Supplementary General Fund  
Management Research                      Operating Appropriation

**ACTION REQUESTED OF B/E:**

The Board is requested to approve a Supplementary General Fund Operating Appropriation to the Department of Recreation and Parks, Service 654-Urban Forestry.

**AMOUNT****SOURCE:**

\$200,000.00

Maryland Department of Natural Resources  
 Students Restoring Urban Streams Initiative

**BACKGROUND/EXPLANATION:**

The City has received a \$399,402.00 grant from the Maryland Department of Natural Resources through their Students Restoring Urban Streams (SRUS) Initiative. The actual grant award amount exceeded the amount anticipated by the agency at the time of budget formulation. These funds will allow the Department of Recreation and Parks to collaborate with multiple partners including Baltimore City Public Schools to create a system-wide process that merges existing Maryland Service Learning standards with new Environmental Literacy standards, to apply to park and schoolyard restorations. The SRUS program will be overseen and monitored by the Department of Recreation and Parks.

**MBE/WBE PARTICIPATION:**

N/A

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved the Supplementary General Fund Operating Appropriation to the Department of Recreation and Parks, Service 654-Urban Forestry. The President **ABSTAINED**.

**MINUTES**

Bureau of the Budget and - Supplementary General Fund  
Management Research                      Operating Appropriation

**ACTION REQUESTED OF B/E:**

The Board is requested to approve a Supplementary General Fund Operating Appropriation to M-R: Baltimore City Public Schools - Service 352 (Baltimore City Public Schools).

**AMOUNT****SOURCE:**

\$2,925,582.00

General Fund Balance

**BACKGROUND/EXPLANATION:**

The Fiscal 2013 Maintenance of Effort (MOE) appropriation of \$204,000,000.00 was based on an incorrect enrollment figure that was higher than the actual enrollment certified by the Maryland State Department of Education (MSDE). The Fiscal 2014 Maintenance of Effort was calculated from a revised Fiscal 2013 amount based on the certified enrollment figure. This resulted in a MOE appropriation of \$202,000,000.00 for fiscal 2014. The supplemental of \$2,900,000.00 is needed to meet the certified MOE amount that Baltimore City Public Schools submitted to the MSDE for Fiscal 2014.

UPON MOTION duly made and seconded, the Board approved Supplementary General Fund Operating Appropriation to M-R: Baltimore City Public Schools - Service 352 (Baltimore City Public Schools). The Mayor **ABSTAINED**. The President **ABSTAINED**.



**MINUTES**

Health Department - Agreements, Renewal Agreements  
and Grant Award

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the various agreements and approve and authorize acceptance of the grant award. The period of the agreements and award is July 1, 2013 through June 30, 2014.

**AGREEMENTS**

- |  |  |
|--|--|
| 1. <b>TODAY'S CARE AND FAMILY SERVICES, INC.</b> | <b>\$47,676.00</b><br>(\$39.73 per day<br>for 1200 days) |
|--|--|

Account: 4000-433314-3254-316200-603051

The organization will provide adult medical day care services to ill, frail, or disabled elderly persons who are eligible to receive Office of Health Services grant funding from the City. The organization will develop an appropriate care plan for each recipient in accordance with COMAR 10.12.04, Day Care for the Elderly and Medically Handicapped Adults and COMAR 10.09.07, Medical Care Program.

The agreement is late because the Department was waiting for the grant award from the Maryland Department of Aging and signatures from the provider.

- |                               |               |
|-------------------------------|---------------|
| 2. <b>PROJECT PLASE, INC.</b> | <b>\$0.00</b> |
|-------------------------------|---------------|

The organization will serve as a Volunteer Station for the Retired & Senior Volunteer Program (RSVP). A grant from the Corporation for National and Community Service funds the Retired and Senior Volunteer Program. The grant pays 100% of the cost for the Senior Volunteers to assist special needs clients who want to remain in their homes.

## MINUTES

Health Department - cont'd

While the Senior Volunteers are on duty, the grant provides for their life insurance, transportation and other benefits.

The agreement is late because the Department was awaiting signatures.

3. **HARBOR HOSPITAL, INC.** **\$176,172.00**

Account: 4000-497314-3041-688202-603051

The organization will provide Colorectal Cancer Screening Services. The Harbor Hospital, Inc. will provide up to 150 colonoscopies to clients eligible for colorectal cancer screening according to the Department's policies.

The agreement is late because of State of Maryland revisions to the agreement.

**MWBOO GRANTED A WAIVER.**

4. **CHASE BREXTON HEALTH SERVICES, INC.** **\$ 49,348.00**

Account: 4000-424514-3023-599619-603051

The organization will reduce the impact of addiction as a barrier to patients establishing and maintaining a positive engagement in their health care. The organization will provide evaluations, crisis interventions, individuals and group counseling that focus on addressing the unmet needs of African American men having sex with men with the co-occurring problems of substance abuse, HIV/AIDS, and mental health issues.

## MINUTES

Health Dept. - cont'd

5. **CHASE BREXTON HEALTH SERVICES, INC.** **\$ 60,000.00**

Account: 4000-424514-3023-599625-603051

The organization will provide quality dental health care to HIV positive residents of Baltimore City, with a focus on those patients that need dental appliances and dental labs.

**MWBOO GRANTED A WAIVER.**

6. **PARK WEST HEALTH SYSTEMS, INC.** **\$ 60,000.00**

Account: 4000-424514-3023-599623-603051

The organization will provide non-medical case management services for clients encountered through outreach services. The clients will be assessed for Ryan White Part B eligibility (HIV status, residency, income and insurance) and will sign all agency forms. A bio-psychosocial assessment will be completed, and an action plan will be developed outlining the goals and objectives for each client, referrals will be made, and documented follow-up will be conducted on referrals until they are resolved.

**MWBOO GRANTED A WAIVER.**

7. **SINAI HOSPITAL OF BALTIMORE, INC. (SINAI)** **\$ 45,164.00**

Account: 4000-424514-3023-599633-603051

Sinai will provide ongoing services to HIV positive men and women at Sinai Hospital and in the surrounding communities who are eligible for this service. The HIV supportive services program at Sinai provides wrap around services to both HIV infected and affected women, children, youth, and infants. Non-medical case management is provided to 50 eligible clients who lack insurance or are underinsured for this service category.

## MINUTES

Health Dept. - cont'd

8. **SINAI HOSPITAL OF BALTIMORE, INC. (SINAI)** **\$ 64,755.00**

Account: 4000-424514-3023-599637-603051

Sinai will provide ongoing services to HIV positive men and women at Sinai Hospital and in the surrounding communities who are eligible for this service. Medical case management will be provided to 50 eligible clients who lack insurance or who have private insurance, Maryland Health Insurance Program or Medicare, as well as provide services on an interim to those clients who are applying for Medical Assistance but whose coverage has not yet been activated.

**MWBOO GRANTED A WAIVER.**

9. **SINAI HOSPITAL OF BALTIMORE, INC. (SINAI)** **\$ 33,377.00**

Account: 4000-425614-3023-599606-603051

Sinai will provide non-medical case management for the Ryan White Part D Program. The HIV support services at Sinai provide wrap around services to both HIV infected and affected women, children, youth and infants. The non-medical case management will be provided to 40 clients who need assistance with referrals and support services coordination to address psychosocial needs. These clients may not require assistance coordinating their medical care and/or are eligible to receive medical case management through other source, such as their assigned managed care organization through enrollment in medical assistance.

The agreements (Nos. 8 and 9) are late because the Infectious Disease and Environmental Health Administration (IDEHA) programmatically manages Ryan White Part B and Part D services. The IDEHA selects the providers through a competitive Request

## MINUTES

Health Dept. - cont'd

for Proposal process. The providers are asked to submit a budget, budget narrative, and scope of services. The Health Department thoroughly reviews the entire package before preparing a contract and submitting it to the Board. These budgets are often revised because of inadequate information from the providers. This review process is required to comply with the grant agreements.

10. **BRUCE SHAPIRO, M.D.** **\$ 11,132.00**

Account: 4000-428214-3080-294301-603051

Mr. Shapiro will serve as a Developmental Pediatrician for the Baltimore Infants and Toddlers Program. As part of the Baltimore Infants and Toddlers Eligibility Team, he will coordinate and lead the evaluation team, provide medical input and medical debriefing, identify at-risk children, review health statuses of referred children, and assist with developing and completing Individual Family Services Plans.

11. **BETTY & DEBBIE'S FAMILY PLACE** **\$ 7,800.00**  
**5411 WALTHER AVENUE**

Account: 5000-534014-3044-273302-603051

12. **ELLA'S INHOME, INC.** **\$ 15,600.00**  
**3007 BELAIR ROAD**

Account: 5000-534014-3044-273300-603051

## MINUTES

Health Dept. - cont'd

13. **STERLING HOSPITALITY, LLC** \$ 7,800.00  
**7015 PARK HEIGHTS AVENUE**

Account: 5000-534014-3044-273302-603051

The agreements will allow the Department to disburse State Subsidized Assisted Housing funds to low income residents at the above-listed organizations. The organizations and its facilities are enrolled in the Senior Assisted Living Home Group Subsidy Program, and will provide subsidized senior assisted housing services for individuals age 62 and older, who have temporary or periodic difficulties with activities of daily living. The individuals require assistance in performing personal and household functions associated with complete independence as per the provisions of Article 70B, Section 4 of the Annotated Code of Maryland. The senior assisted residents receive shelter, meals, housekeeping, personal care services, and 24-hour on-site supervision.

14. **MARYLAND FOSTER YOUTH RESOURCE** \$ 21,00.00  
**CENTER, INC.**

Account: 4000-494414-3030-279200-603051

The organization will assist the Health Department with the development and implementation of a health education curriculum for child welfare workers and foster care providers for the Baltimore City Teen Pregnancy Prevention Initiative: Out of Home Youth Project. The goals of this initiative are to educate significant adults working with out of home youth on pregnancy prevention and to develop a curriculum for integration with in-service programs for professionals and providers.

This agreement is late because of the delays in the completion required documentation.

**APPROVED FOR FUNDS BY FINANCE**

## MINUTES

Health Dept. - cont'd

RENEWAL AGREEMENTS

15. **KENNEDY KRIEGER INSTITUTE, INC.** **\$ 53,204.00**  
**(KKI)**

Account: 4000-428214-3080-294307-603051

The KKI will coordinate family support services for the Baltimore Infants and Toddlers Program. These services will include coordination of services to infants and toddlers and their families in the Hispanic/Latino and Orthodox Jewish communities.

The agreement is late because of delays in the completion of the required documentation.

**MWBOO GRANTED A WAIVER.**

16. **FAMILY LEAGUE OF BALTIMORE CITY,** **\$109,806.00**  
**INC. (FLBC)**

Account: 4000-498814-3080-2284000-603051

The FLBC will continue to use paraprofessional home programs to assist in reducing the number of infant deaths in Baltimore City. Through streamlining the recruitment and referral process, the women at greatest risk of having poor birth outcomes will be identified and referred to the appropriate home visiting program.

The agreement is late because the Department was waiting for signatures.

**MWBOO GRANTED A WAIVER.**

**AUDITS REVIEWED (EXCEPT FOR ITEM NO. 2) AND HAD NO OBJECTION.**

## MINUTES

Health Dept. - cont'd

GRANT AWARD

17. **THE DAVID AND BARBARA B. HIRSHHORN FOUNDATION, INC.** **\$15,000.00**

The grant award is for the Teen Pregnancy Prevention Initiative (TPPI). The TPPI aims to reduce teen births in Baltimore City by ensuring that young people have access to evidence based health educators, medically appropriate services, opportunities to engage their communities, and grow as civic leaders. The Department will use the grant to support TPPI activities.

The award is being presented at this time because it was just received.

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

**APPROVED FOR FUNDS BY FINANCE**

**A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART FOR ITEM NOS. 1 and 2, 4 - 7, and 14 - 17.**

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

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



# Kim A. Trueheart

October 8, 2013

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and failure to capitalize on strategic investment opportunities in our most vulnerable residents, youth and seniors, by the Mayor of Baltimore City.

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

1. Whom you represent: Self
2. What the issues are:
  - a. Pages 101 – 107, Items 1, 2, 4-7, 14-17, Health Department Agreements and Renewal Agreements, various organizations - if approved:
    - i. These actions reflect the broad reach of Health Department funding disbursements across Baltimore City;
    - ii. These actions fail to disclose the number of residents being served and/or impacted by these funding agreements;
      1. Please provide access to the documents depicting the number of residents being served for each agreement. .
1. How the protestant will be harmed by the proposed Board of Estimates' action: The continued mismanagement of municipal funds by City agencies is disgracefully wasteful. The lack of transparency in disclosing measureable goals, objectives and outcomes is troubling. As a citizen I am experiencing a significant financial burden with annual tax increases, sewer and water service increases, user fee increases, parking meter rate increases and significantly reduce services as a resident. This already onerous burden could be exacerbated by the mismanagement of these funds by city agencies and departments.
2. Remedy I desire: The remedy I seek and respectfully request is that this and future similar actions clearly include data on the measureable goals, objectives and outcomes associated with the funds that will be expended. Additionally, I request these actions be deferred for one week until the Health Department presents this data for public review in next week's BOE agenda.

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

Email: [ktrueheart@whatfits.net](mailto:ktrueheart@whatfits.net)  
5519 Belleville Ave  
Baltimore, MD 21207

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

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

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

Sincerely,  
Kim Trueheart, Citizen

5519 Belleville Ave  
Baltimore, MD 21207

**MINUTES**

Health Department - Amendment to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve an amendment to an agreement with Baltimore County, Maryland Department of Aging (BCDA).

**AMOUNT OF MONEY AND SOURCE:****Previously Approved Amount and Source of Funds:**

\$25,000.00 - 5000-536012-3044-273300-404001  
Maryland Access Point Program

**Revised Amounts and Source of Funds:**

\$15,000.00 - 5000-536014-3044-295900-603026  
\$10,000.00 - 4000-433513-3023-295900-603026

**BACKGROUND/EXPLANATION:**

On August 14, 2013, the Board approved the agreement with BCDA in the amount of \$25,000.00 for support of the "2013 edition" of the Regional Community Resource Directory.

The previous approved Board Memorandum provided funds to be drawn from one account number 5000-536012-3044-273300-404001, Maryland Access Point Program.

The original Board memorandum is being revised to correct the original account number to 5000-536014-3044-295900-603026, and to include an additional account number 4000-433513-3023-295900-603026, Title IIIB, Access to Senior Services.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to an agreement with Baltimore County, Maryland Department of Aging.

**MINUTES**

Health Department - Ratification of Amendment to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to ratify an amendment to agreement with Mr. D'Juan M. Hopewell, consultant. The amendment extended the agreement through August 31, 2013.

**AMOUNT OF MONEY AND SOURCE:**

N/A

**BACKGROUND/EXPLANATION:**

On August 29, 2012, the Board approved the grant agreement with Henry and Ruth Blaustein Rosenberg Foundation, Inc. for the Teen Pregnancy Prevention Initiative (TPPI) for the grant period July 1, 2012 to June 30, 2013.

On January 23, 2013, the Board approved the agreement with the consultant for the period December 19, 2012 through June 30, 2013 in amount of \$6,000.00.

On June 28, 2013, the Department requested and received approval from the grantor to extend the project period to August 31, 2013 to allow the consultant to complete services for the B'More for Healthy Babies: Teen Pregnancy Prevention Initiative.

During the Department's internal routing process the amendment expired. Therefore, the Department is requesting ratification of the amendment.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND HAD NO OBJECTION.**

UPON MOTION duly made and seconded, the Board ratified the amendment to agreement with Mr. D'Juan M. Hopewell, consultant.

**MINUTES**Health Department - Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement with Kennedy Krieger Institute, Inc. (KKI). The period of the agreement is July 1, 2013 through June 30, 2014.

**AMOUNT OF MONEY AND SOURCE:**

| <u>Total</u>      | <u># of Visits</u> | <u>Cost per Visit</u>   |
|-------------------|--------------------|---|
| \$ 70,000.00      | 140                | \$500.00 - Initial Case Management                            |
| 96,250.00         | 350                | \$275.00 - Individualized Family Service Plan review (annual) |
| <u>300,000.00</u> | 2000               | \$150.00 - On-going Case Management                           |

**\$466,250.00** - 4000-428213-3080-294392-603051

**BACKGROUND/EXPLANATION:**

The KKI will provide health-related early intervention/case management services for the Baltimore Infants and Toddlers Program for eligible patients and will be reimbursed according to the Department of Health and Mental Hygiene policies for the Maryland Medical Assistance Program.

The agreement is late because of a delay in the completion of the required documentation.

**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 Kennedy Krieger Institute, Inc.

**MINUTES**

Department of Transportation - Traffic Mitigation Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a traffic mitigation agreement with Grande Rotunda, LLC. The period of the agreement is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$25,000.00 - 9950-907074-9512-000000-490375

**BACKGROUND/EXPLANATION:**

Baltimore City Ordinance 11-529, approved on November 22, 2011, determined that a Traffic Study was required for the Development. The development is known as The Rotunda Development and is located at 711 West 40<sup>th</sup> Street.

The developer proposes a mixed use development generally consisting of: (i) adaptive re-use of an existing 195,000 square foot building of office and retail uses; (ii) the addition of approximately 100,000 square feet of retail and restaurant space including 20,000 square feet of grocery use; and (iii) approximately 380 dwelling units. The developer agrees to contribute \$25,000.00 towards traffic calming improvements in and around the communities near the development.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the traffic mitigation agreement with Grande Rotunda, LLC.

**MINUTES**

Department of Transportation - Traffic Mitigation Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a traffic mitigation agreement with Habitat for Humanity of the Chesapeake, Inc. The period of the agreement is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$1,730.59 - 9950-908090-9512-000000-490375

**BACKGROUND/EXPLANATION:**

Baltimore City Ordinance 11-529, approved on November 22, 2011, determined that a Traffic Impact Study was required for the development. The developer proposes to perform the Scope of Work for Ward Street Row (1201 Ward Street and 1207-1261 Ward Street). This work consists of a subdivision of approximately 20,575 square feet of lot area into eighteen (18) buildable lots and the construction of eighteen (18) single family attached dwellings of approximately 1,285 square feet. The developer agrees to make a one-time contribution in the amount of \$1,730.59 to fund the City's multimodal transportation improvements in the project's vicinity.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the traffic mitigation agreement with Habitat for Humanity of the Chesapeake, Inc.

**MINUTES**

Department of Transportation - Traffic Mitigation Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a traffic mitigation agreement with the Mary Harvin Center Limited Partnership. The period of the agreement is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$12,974.52 - 9950-907074-9512-000000-490375

**BACKGROUND/EXPLANATION:**

Baltimore City Ordinance 11-529, approved on November 22, 2011, determined that a Traffic Impact Study was required for the development. The developer proposes to perform the Scope of Work for the Mary Harvin Center at 1600 N. Chester Street constructing 57 residential senior housing units. The developer agrees to make a one-time contribution in the amount of \$12,974.52 to fund the City's multimodal transportation improvements in the project's vicinity.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the traffic mitigation agreement with the Mary Harvin Center Limited Partnership.



**MINUTES**

Department of Transportation (DOT) - Amendment No.1 to Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of amendment no. 1 to agreement with Whitman, Requardt & Associates, LLP, for Project No. 1134, On-Call Traffic Engineering Studies. The amendment no. 1 to agreement extends the period of the agreement for two years through September 27, 2015 or until the upset limit is reached, whichever occurs first.

**AMOUNT OF MONEY AND SOURCE:**

\$1,500,000.00 - original upset limit  
1,000,000.00 - increase to upset limit  
**\$2,500,000.00**

**BACKGROUND/EXPLANATION:**

On September 28, 2011, the Board approved an agreement in the amount of \$1,500,000.00 with Whitman, Requardt & Associates, LLP to perform Traffic Impact Studies for proposed development projects, design traffic control devices including signals, vehicle detection equipment, signs, pavement marking and traffic installations, perform signal timing analysis, modeling optimization and other tasks assigned by the DOT, for a two year period. The Department is now requesting a two-year extension with an increase to the upset limit of \$1,000,000.00 to permit the completion of various ongoing design tasks.

**MBE/WBE PARTICIPATION:**

The consultant will comply with Article 5, Subtitle 28 of the Baltimore City Code and MBE and WBE goals established in the original agreement.

**MBE:** 27%            **WBE:** 9.00%

## MINUTES

DOT - cont'd

**AUDITS NOTED THE TIME EXTENSION AND INCREASE IN THE UPSET LIMIT AND WILL REVIEW TASK ASSIGNMENTS.**

UPON MOTION duly made and seconded, the Board approved and authorized execution of amendment no. 1 to agreement with Whitman, Requardt & Associates, LLP, for Project No. 1134, On-Call Traffic Engineering Studies.

**MINUTES**

Department of Transportation - Partial Release of Retainage

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an agreement for the partial release of retainage to Monumental Paving and Excavating, Inc. for contract no. TR 10005, Uplands Redevelopment: Mass Grading & Infrastructure.

**AMOUNT OF MONEY AND SOURCE:**

\$750,000.00 - 9950-904493-9527-000000-200001

**BACKGROUND/EXPLANATION:**

A partial release of retainage from Monumental Paving and Excavating, Inc. Contract No. TR 10005, Uplands Redevelopment: Mass Grading & Infrastructure is requested. All work on contract no. TR 10005 is substantially completed and all punch list items are complete. Monumental Paving and Excavating, Inc. requested a partial release in the amount of \$750,000.00. The City retains \$961,776.57. The remaining \$211,776.57 is sufficient to protect the interests of the City.

**MBE/WBE PARTICIPATION:**

Monumental Paving and Excavating, Inc. has demonstrated a good faith effort towards achieving both the MBE and WBE goals.

**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 for the partial release of retainage to Monumental Paving and Excavating, Inc. for contract no. TR 10005, Uplands Redevelopment: Mass Grading & Infrastructure.

**MINUTES**Department of Transportation - On-Call Task Assignments

The Board is requested to approve and authorize the various task assignments to the following consultants:

| <u>Consultant</u>                               | <u>Task Number</u> | <u>Amount</u>       |
|---|--------------------|---------------------|
| 1. <b>A. MORTON THOMAS AND ASSOCIATES, INC.</b> | <b>016</b>         | <b>\$134,239.47</b> |

The Board is requested to approve and authorize the assignment of Task No. 16 to A. Morton Thomas and Associates, Inc. under Project 1161, On-Call Construction Management Services. This task assignment provides authorization for a Construction Inspector I for the Transportation Engineering and Construction Division for the Broening Highway Rehabilitation Project and any other various projects.

|   |              |
|---|--------------|
| Account: 9950-908301-9527-900010-705032 | \$ 67,119.74 |
| 9960-906623-9557-900020-705032          | \$ 67,119.73 |

**APPROVED FOR FUNDS BY FINANCE**

|                                     |            |                     |
|-------------------------------------|------------|---------------------|
| 2. <b>CENTURY ENGINEERING, INC.</b> | <b>011</b> | <b>\$ 26,470.04</b> |
|-------------------------------------|------------|---------------------|

The Board is requested to approve and authorize the assignment of Task No. 11 to Century Engineering, Inc. under Project 1162, On-Call Consultant Services for Reconstruction and Resurfacing Projects. This task assignment provides authorization for design engineering services in connection with Duncan Street Parking and Storm water Management Design. The scope of services includes parking layout with 8-12 parking spaces, storm water management using Environmental Site Design techniques, control, street lighting, roadway resurfacing, striping, and signing. The sub consultant will provide all services for this project except street lighting design which will be handled by the prime consultant.

Account: 9950-909710-9514-900020-703032

**MINUTES**

Department of Transportation - cont'd

The Consultants will comply with Article V, Subtitle 28 of the Baltimore City Code and MBE and WBE goals established in the original agreement.

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

**TRANSFER OF FUNDS**

|    | <u>AMOUNT</u> | <u>FROM ACCOUNT/S</u>                | <u>TO ACCOUNT/S</u>   |
|----|---------------|--------------------------------------|---|
| 3. | \$ 26,470.04  | 9950-903550-9509                     | 9950-909710-9514-3  |
|    | GF (HUR)      | Construction Reserve<br>Neighborhood | Design and Study<br>Kent Street Streetscape<br>Reconstruction |

This transfer will cover the costs associated with Task No. 11, Project No. 1162 for On-Call Consultant Service for Reconstruction and Resurfacing Projects with Century Engineering, Inc.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the various task assignments to the foregoing consultants. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTION

\* \* \* \* \*

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

4087 - 4089

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

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

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation

1. TR 11313, Kent Street P. Flanigan & Sons, \$895,000.00  
 Transit Plaza and Inc.  
 Pedestrian Corridor

|   |                     |              |
|---|---------------------|--------------|
| <b>DBE:</b> Priority Construction Corp. | \$ 80,000.00        | 8.98%        |
| L&J construction Services, Inc.         | 5,000.00            | 0.56%        |
| Powell's Trucking Co., Inc.             | 5,000.00            | 0.56%        |
| Bay City Construction, Inc.             | 35,000.00           | 3.91%        |
|   | <u>\$125,000.00</u> | <u>14.01</u> |

2. TRANSFER OF FUNDS

| <u>AMOUNT</u>       | <u>FROM ACCOUNT/S</u> | <u>TO ACCOUNT/S</u>      |
|---------------------|-----------------------|--------------------------|
| \$308,000.00        | 9950-903550-9509      |                          |
| GF(HUR)             | Construction Reserve  |                          |
|                     | Neighborhood Street   |                          |
|                     | Reconstruction        |                          |
| \$ 69,000.00        | -----                 | 9950-909710-9514-6       |
|                     |                       | Structure & Improvements |
| 149,500.00          | -----                 | 9950-909710-9514-5       |
|                     |                       | Inspection               |
| 89,500.00           | -----                 | 9950-909710-9514-2       |
| <u>\$308,000.00</u> |                       | Contingencies            |

This transfer will fund the cost associated with the award of project TR 1131, Kent Street Transit Plaza and Pedestrian Corridor to P. Flanigan & Sons, Inc. in the amount of \$895,000.05. The local match of \$308,000.00 needed to be moved into the project account. The balance of funding, granted by Federal and State are in the account.

**MINUTES****RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS**Bureau of Water and Wastewater

|   |   |                |
|---|---|----------------|
| 3. W.C. 1251R, Repaving<br>Utility Cuts at<br>Various Locations | Monumental Paving<br>& Excavating, Inc. | \$5,086,480.75 |
|---|---|----------------|

|                             |                |        |
|-----------------------------|----------------|--------|
| <b>MBE:</b> T.E. Jeff, Inc. | \$1,020,000.00 | 20.05% |
|-----------------------------|----------------|--------|

|                                     |               |       |
|-------------------------------------|---------------|-------|
| <b>WBE:</b> S & L Trucking,<br>Inc. | \$ 255,000.00 | 5.01% |
|-------------------------------------|---------------|-------|

**MWBOO FOUND VENDOR IN COMPLIANCE.**Bureau of Purchases

|                               |   |               |
|-------------------------------|---|---------------|
| 4. B50003047, Smoke<br>Alarms | Universal Security<br>Instruments, Inc. | \$ 450,000.00 |
|-------------------------------|---|---------------|

(Fire Department)

**MWBOO GRANTED A WAIVER.**

|                                       |                                 |               |
|---------------------------------------|---------------------------------|---------------|
| 5. B50003096, Flat Bed<br>Crane Truck | Beltway Inter-<br>national, LLC | \$ 218,588.00 |
|---------------------------------------|---------------------------------|---------------|

(Department of General  
Services, Fleet Management)**MWBOO GRANTED A WAIVER.**



## MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases - cont'd

|   |                              |              |
|---|------------------------------|--------------|
| 6. B50003097, Moving<br>Services for the<br>Lead Abatement<br>Program | Walters Relocations,<br>Inc. | \$ 75,000.00 |
|---|------------------------------|--------------|

(Department of Housing  
and Community Development)

**MWBO SET MBE GOALS AT 10% AND 0% WBE.**

**MBE:** J & J Moving & Hauling, Inc. 10%

**MWBO FOUND VENDOR IN COMPLIANCE.**

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

- |  |              |         |
|--|--------------|---------|
| 1. MICROGRAPHIC<br>EQUIPMENT DESIGN, INC.  | \$ 33,180.00 | Low Bid |
| Solicitation No. 07000 - Canon DR-G1100 - State's Attorney's Office - Req. No. R640975   |              |         |
| 2. MOSAIC CROP NUTRITION,<br>LLC   | 0.00         | Renewal |
| Contract No. B50001612 - Hydrofluorosilicic Acid for Water Filtration Plants City of Baltimore - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P516589 |              |         |

On November 3, 2010, the Board approved the initial award in the amount of \$1,278,000.00. The award contained three 1-year renewal options. On March 16, 2011, the Board approved an assignment in the amount of \$0.00. Two renewals have been approved. This final renewal in the amount of \$0.00 is for the period November 15, 2013 through November 14, 2014.

**MWBOO GRANTED A WAIVER.**

- |  |              |         |
|--|--------------|---------|
| 3. ORCHID CELLMARK, INC.   | \$200,000.00 | Renewal |
| Contract No. B50002042 - Outsourcing DNA Lab Work - Police Department - P.O. No. P518606 |              |         |

On November 2, 2011, the Board approved the initial award in the amount of \$200,000.00. The award contained three 1-year renewal options. This is the second renewal in the amount of \$200,000.00 for the period of November 2, 2013 through November 1, 2014, with one 1-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> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

- |                                      |               |         |
|--------------------------------------|---------------|---------|
| 4. VANGUARD UTILITY SERVICE,<br>INC. | \$ 800,000.00 | Renewal |
|--------------------------------------|---------------|---------|
- Contract No. B50001595 - Provide Large Water Meter Testing, Repair and Replacement - Department of Public Works, Revenue Measuring & Billing - P.O. No. P514854

On September 15, 2010, the Board approved the initial award in the amount of \$382,789.35. The award contained two 1-year renewal options. Subsequent actions have been approved. This final renewal in the amount of \$800,000.00 is for the period October 16, 2013 through October 15, 2014.

**MWBOO GRANTED A WAIVER.**

- |  |              |          |
|--|--------------|----------|
| 5. BELAIR ROAD SUPPLY COMPANY,<br>INC. | \$ 15,000.00 | Increase |
|--|--------------|----------|
- Contract No. B50002242 - Inlet Head w/Galvanized Facebar - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P519117

**MBE/WBE PARTICIPATION:**

Not Applicable.

On January 25, 2012, the Board approved the initial award in the amount of \$40,000.00. Subsequent actions have been approved. Due to an increase in usage of supplies, an increase in the amount of \$15,000.00 is necessary. This increase in the amount of \$15,000.00 will make the award amount of \$85,000.00.

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

- |  |                |         |
|--|----------------|---------|
| 6. CENTER FOR EMERGENCY<br>MEDICINE OF WESTERN<br>PENNSYLVANIA, INC. s/b/a<br>STAT MEDEVAC                       | \$1,250,000.00 | Renewal |
| Contract No. 06000 - Non-Emergent Air Transportation Services<br>- Health Department - Req. No. to be determined |                |         |

On September 19, 2012, the Board approved the initial award in the amount of \$900,000.00. The award contained four 1-year renewal options. This renewal in the amount of \$1,250,000.00 is for the period October 1, 2013 through September 30, 2014, with three 1-year renewal options remaining.

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

**MWBOO GRANTED A WAIVER.**

- |   |         |           |
|---|---------|-----------|
| 7. BRODY TRANSPORTATION CO.,<br>INC. d/b/a BRODY TRAILER  | \$ 0.00 | Extension |
| Contract No. 08000 - Repair of Transfer Trailers & Tankers -<br>Department of General Services - P.O. No. P504932 |         |           |

On October 22, 2008, the Board approved the initial award in the amount of \$30,000.00. Subsequent actions have been approved. An extension for the period of October 31, 2013 through March 31, 2014 of the existing contract is needed to maintain continuity of services until a new contract is put in place.

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

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

**MWBOO GRANTED A WAIVER.**

- |  |              |          |
|--|--------------|----------|
| 8. GEIGER PUMP AND EQUIPMENT<br>COMPANY  | \$200,000.00 | Increase |
| Contract No. 08000 - Moyno Pump Parts and Complete Units -<br>Department of Public Works, Bureau of Water and Wastewater -<br>P.O. No. P516518 |              |          |

On March 2, 2011, the Board approved the initial award in the amount of \$200,000.00. To meet additional requirements an increase in the amount of \$200,000.00 is necessary. This increase in the amount of \$200,000.00 will make the award amount \$1,200,000.00. The contract expires on April 14, 2014, with no renewal options remaining.

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

- |  |              |          |
|--|--------------|----------|
| 9. ALERE NORTH AMERICA,<br>LLC   | \$ 30,505.00 | Increase |
| Contract No. 08000 - Clearview HIV Test Kits - Health<br>Department - P.O. No. P522539 |              |          |

On January 23, 2013, the Board approved the initial award in the amount of \$175,565.00. On May 1, 2013, the Board approved

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

an increase in the amount of \$60,000.00. Due to an increase in usage an increase in the amount of \$30,505.00 is necessary. These federal grant funds were not available at the time of the previous award. This increase in the amount of \$30,505.00 will make the award amount \$266,070.00.

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

10. RUDOLPH'S OFFICE AND  
COMPUTER SUPPLY, INC. \$500,000.00 Renewal  
Contract No. B50002025 - OEM & Remanufactured Toner & Inkjet  
Cartridges - Agencies Various - P.O. No. P518463

On October 5, 2011, the Board approved the initial award in the amount of \$900,000.00. The award contained two 2-year renewal options. On April 3, 2013, the Board approved an increase in the amount of \$600,000.00. This renewal in the amount of \$500,000.00 is for the period October 11, 2013 through October 10, 2015, with one 2-year renewal option remaining.

**MWBOO SET GOALS OF 5% MBE AND 2% WBE.**

|   |                     |              |
|---|---------------------|--------------|
| <b>MBE:</b> Sutherland Data Products,<br>Ltd.   | \$103,648.66        | 5.23%        |
| <b>WBE:</b> All Pro Placement Services,<br>Inc. | \$ 18,256.16        | 0.92%        |
| *Corporate Business Solutions<br>Group, Inc.    | <u>77,124.46</u>    | <u>3.90%</u> |
|   | <b>\$ 95,380.62</b> | <b>4.82%</b> |

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

\*Corporate Business Solutions Group, Inc. has replaced All Pro Placement Services as the WBE.

**MWBOO FOUND VENDOR IN COMPLIANCE.**

- |   |              |         |
|---|--------------|---------|
| 11. TERRY L. BRUNNING d/b/a<br>BUSINESS SERVICES  | \$ 41,265.18 | Renewal |
| Contract No. B50002556 - Major Appliances - Fire Department,<br>etc. - P.O. No. P521627 |              |         |

On October 10, 2012, the Board approved the initial award in the amount \$41,265.18. The award contained two 1-year renewal options. This renewal in the amount of \$41,265.18 is for the period October 10, 2013 through October 9, 2014, with one 1-year renewal option remaining.

- |   |              |         |
|---|--------------|---------|
| 12. BIOMEDICAL WASTE SERVICES,<br>INC.  | \$ 34,425.00 | Renewal |
| Contract No. B50001977 - Biomedical Waste Pickup and Disposal<br>- Health Department - P.O. No. P517881 |              |         |

On August 10, 2011, the Board approved the initial award in the amount of \$34,425.00. The award contained three 1-year renewal options. On September 19, 2012, the Board approved the first renewal in the amount of \$34,425.00. This renewal in the amount of \$34,425.00 is for the period October 1, 2013 through September 30, 2014, with one 1-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> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

## 13. NIGHTMARE GRAPHICS,

|      |         |           |
|------|---------|-----------|
| INC. | \$ 0.00 | Extension |
|------|---------|-----------|

Contract No. B50000972 - T-Shirts and Other Active Wear -  
Agencies - Various - P.O. No. P514789

On June 17, 2009, the Board approved the initial award in the amount of \$119,573.00. The award contained three 1-year renewal options. On March 30, 2011, the City Purchasing Agent approved an increase in the amount of \$20,000.00. On November 9, 2011, the City Purchasing Agent approved an increase in the amount of \$20,000.00. Subsequent actions have been approved. On May 22, 2013, the Board approved an extension of the amount of \$0.00. A final extension is required to continue to allow City agencies to use the commodities and services through the end of this year, while a new solicitation is being prepared. This extension is for the period October 1, 2013 through December 31, 2013, with no renewal options remaining.

**MWBOO GRANTED A WAIVER.**

## 14. FERGUSON ENTERPRISES, INC. \$100,000.00

SNAP-ON INDUSTRIAL DIV.

OF IDSC HOLDINGS, LLC 50,000.00

FASTENAL COMPANY 100,000.00

HILTI, INC. 50,000.00

MILL SUPPLY COMPANY, INC. 100,000.00

SUBURBAN SALES &amp; RENTAL 100,000.00

CENTER, INC.

APPLIED INDUSTRIAL 60,000.00

TECHNOLOGIES, INC.

|                     |          |
|---------------------|----------|
| <b>\$560,000.00</b> | Increase |
|---------------------|----------|

Solicitation No. B50001746 - Hand and Power Tools and Related  
Hardware - P.O. Nos. P516312 through P51318 - Agencies Various



## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

On February 2, 2011, the Board approved the initial award in the amount of \$450,000.00. On November 09, 2011, the Board approved an increase in the amount of \$770,000.00. On February 13, 2013, the Board approved the first renewal. This increase will make the total contract amount \$1,780,000.00. The contract expires March 31, 2014 with two, one-year renewal options remaining.

**MWBOO GRANTED A WAIVER.**

15. CAREFIRST OF MARYLAND,  
INC. \$7,100,000.00 Extension/Increase  
Solicitation No. BP 07194 - PPO Medical Plans for City  
Employees and Dependents - Department of Human Resources -  
Req. No. N/A

On September 12, 2007, the Board approved the initial award in the amount of \$7,053,710.67. On December 09, 2009, the Board ratified and approved the first renewal in the amount of \$15,458,446.00. On November 03, 2010, the Board approved the second renewal in the amount of \$7,849,738.00. On September 14, 2011, the Board approved the final renewal in the amount of \$7,053,711.00. On October 03, 2012, the Board approved an extension and increase for the amount of \$7,054,000.00. An extension and increase is requested in the amount of \$7,100,00.00, making the total contract amount \$51,569.605.67. The period of the extension is January 1, 2014 through December 31, 2014.

This extension and increase will allow the City time to incorporate recommendations resulting from the Mayor's Ten Year Financial Plan in conjunction with other benefit contracts and commitments.



## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

**MBE:** Realistic Computing, Inc. 3%

**WBE:** Girdan Group, Inc. 2%

**MWBOO FOUND VENDOR IN COMPLIANCE.**

|  |              |   |
|--|--------------|---|
| 17. ROCHESTER SOFTWARE ASSOCIATES, INC.  | \$164,323.00 | Sole Source/<br>Agreement and<br>Ratification |
| Solicitation No. 08000 - RSA Maintenance Agreement - Mayor's Office of Information Technology - Req. No. Various |              |   |

The Board is requested to approve and authorize execution of an agreement with Rochester Software, Associates, Inc. The period of the agreement is July 1, 2013 through June 30, 2017.

The vendor is the developer and exclusive provider of the proprietary software and related support services required for the functionality of mainframe printing and portable document format (pdf) generation.

The agreement is late due to negotiations required to finalize the terms of the contract. The vendor's software maintenance service period starts on July 1, annually; therefore, the Board is requested to ratify the period of term beginning July 1, 2013 that pre-dates the Board approval.

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

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

|                          |  |   |
|--------------------------|--|---|
| 18. LOCATION AGE,<br>LLC | \$177,543.00<br><u>335,850.00</u><br><b>\$513,393.00</b> | Ratification/<br>Selected Source<br>Agreement |
|--------------------------|--|---|

Solicitation No. 06000 - Automatic Vehicle Location - Department of Public Works, Department of General Services, Department of Transportation, Department of Health, Department of Housing and Community Development, and Department of Recreation and Parks - Req. Nos. Various

The Board is requested to approve and authorize execution of an agreement with Location Age, LLC. The agreement is retroactive to June 1, 2013 and expires six months from Board approval, with one six-month renewal option at the sole discretion of the City.

The vendor is the current provider of the software and software support required. The services were originally provided under the competitively bid Contract No. BP 07102, GIS Staff Augmentation, which expired on June 1, 2013. This agreement is necessary to continue to meet the City's vehicle tracking needs while a comprehensive City-wide solicitation is drafted and advertised.

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

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u>   | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u>                    |
|---|------------------------|---------------------------------------|
| <u>Bureau of Purchases</u>  |                        |                                       |
| 19. NORRIS CHESAPEAKE TRUCK<br>SALES, LLC   | \$0.00                 | Consent to<br>Assignment<br>Agreement |
| Solicitation No. B50001098, O.E.M. Parts & Service for Detroit Engines and Allison Transmission - Department of General Services, Fleet Management - P.O. No. P522191 |                        |                                       |

On July 15, 2009, the Board approved the award with Chesapeake Ford Truck Sales, Inc. Chesapeake Ford Truck Sales and Norris Automotive Group formed a partnership on July 1, 2012. The partnership is Norris Chesapeake Truck Sales, LLC and is requesting assignment of Contract No. B50001098.

The Board is requested to approve and authorize consent to the assignment to Norris Chesapeake Truck Sales, LLC. The assignment agreement is effective upon Board approval.

**MWBOO GRANTED A WAIVER.**

|  |                |                         |
|--|----------------|-------------------------|
| 20. VALUE OPTIONS,<br>INC.   | \$2,500,000.00 | Extension &<br>Increase |
| Solicitation No. BP-07196 - Behavioral Health Plan Services - Department of Human Resources - Req. No. N/A |                |                         |

On September 12, 2007, the Board approved the initial award in the amount of \$1,591,541.00. On November 03, 2010, the Board approved funding for the second and third years of the contract, and the first renewal in the amounts of \$1,980,000.00, \$2,010,000.00, and \$2,300,000.00, respectively. On September 14, 2011, the Board approved the last renewal in the amount of \$2,400,000.00. On October 03, 2012, the Board approved an extension. This increase in the amount of \$2,500,000.00 will allow the City time to incorporate

## MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

| <u>VENDOR</u> | <u>AMOUNT OF AWARD</u> | <u>AWARD BASIS</u> |
|---------------|------------------------|--------------------|
|---------------|------------------------|--------------------|

Bureau of Purchases

recommendations resulting from the Mayor's Ten Year Financial Plan in conjunction with other benefit contracts and commitments. The period of the extension is January 1, 2014 through December 31, 2014.

|                                 |     |             |
|---------------------------------|-----|-------------|
| <b>MBE:</b> Synergy Printing    | 20% | \$50,807.87 |
| <b>WBE:</b> Jelly Bean Printing | 10% | \$25,087.39 |

**MWBOO FOUND VENDOR IN COMPLIANCE.**

UPON MOTION duly made and seconded, the Board approved the informal awards, renewals, increases to contracts, and extensions. The Board further approved and authorized execution and ratification of the agreement with Rochester Software Associates, Inc. (item no. 17), the agreement with Location Age, LLC (item no. 18), and the Consent to Assignment Agreement to Norris Chesapeake Truck Sales, LLC (item no. 19).

## MINUTES

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

The Board is requested to approve a refund of real property taxes paid by Mr. Edward T. Wilson.

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

| <u>Claimant</u>         | <u>Property</u>         | <u>Taxable Year</u> | <u>Amount</u>            |
|-------------------------|-------------------------|---------------------|--------------------------|
| <b>EDWARD T. WILSON</b> | 722 Benninghaus<br>Road | 2010/2011           | \$1,826.86               |
|                         |                         | 2011/2012           | 1,906.30                 |
|                         |                         | 2012/2013           | <u>1,962.64</u>          |
|                         | <b>Total Refund</b>     |                     | <b><u>\$5,695.80</u></b> |

Mr. Wilson filed his application on September 11, 2013.

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

The Board **NOTED** and **CONCURRED** in the opinion of the Law Department.

**MINUTES**Space Utilization Committee - Office Building Lease**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an office building lease agreement with Harbor Court Associates, LLC, lessor, and the City, lessee for the rental of certain premises known as Suite 190 in the building located at 575 S. Charles Street. The period of the agreement is April 1, 2013 through March 31, 2018, with an option to renew for one additional five-year term.

**AMOUNT OF MONEY AND SOURCE:**

|               | <u>Annual Rent</u> | <u>Monthly Rent</u> |
|---------------|--------------------|---------------------|
|               | \$ 9,600.00        | \$800.00            |
| Renewal term: | \$10,600.00        | \$883.33            |

Account no.: 2042-000000-1474-165700-603013

**BACKGROUND/EXPLANATION:**

On October 15, 1997, the City entered into an Office Building Lease for 400 square feet at 575 S. Charles Street with Harbor Court Associates, LLC. The initial lease term was for five years with an option to extend for an additional five year term. The first amendment to the lease was executed on April 1, 1998. The Board on April 9, 2008, approved the second amendment to the lease that allowed the tenant to renew the lease for another five years from April 1, 2008 to March 31, 2013.

The landlord and tenant started lease negotiations before expiration of the lease term, but lease negotiations were delayed by the landlord. The demised premises are being used for emergency response equipment associated with the City's antennas atop the Harbor Court Condominium.



**MINUTES**

The Space Utilization Committee approved this lease at its meeting on September 24, 2013.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the office building lease agreement with Harbor Court Associates, LLC, lessor, and the City, lessee for the rental of certain premises known as Suite 190 in the building located at 575 S. Charles Street.

**MINUTES**

Space Utilization Committee - Lease Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a lease agreement with The First Tee of Baltimore, Inc., Tenant, for the rental of a portion of the property located at 2900 Hillsdale Road, Baltimore, MD 21215. The period of the agreement is January 1, 2014 through December 31, 2034 with an option to renew for one additional 20-year term.

**AMOUNT OF MONEY AND SOURCE:**

The annual rent payment shall be \$1.00, if demanded.

**BACKGROUND/EXPLANATION:**

The Tenant will use the leased premises for classroom teaching, hands on instructional purposes, and the operation of a golf practice facility at the Forest Park Golf Course.

The Landlord will be responsible, if required, for cutting and maintaining the grounds and keeping the parking lots clear of ice, snow, and debris.

The Tenant will be responsible for their proportionate share of expanding and renovating the existing practice putting green and chipping areas, building protective netting to shield from stray balls, paying for maintenance, paying for utilities, paying for cleaning, maintaining the exterior and repairs of the clubhouse, and paying for the required telephone and computer services.

**MINUTES**Space Utilization Committee - cont'd

The Space Utilization Committee approved this lease on September 10, 2013.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the lease agreement with The First Tee of Baltimore, Inc., Tenant, for the rental of a portion of the property located at 2900 Hillside Road, Baltimore, MD 21215.

**MINUTES**

Department of Human Resources - Expenditure of Funds

**ACTION REQUESTED OF B/E:**

The Board is requested to approve an expenditure of funds to pay the Embassy Suites Hotel. The expenditure is for September 29, 2013 through October 4, 2013.

**AMOUNT OF MONEY AND SOURCE:**

| <u>Amount</u> | <u>No. of Examiners</u>  | <u>Per Night Cost</u> | <u>No. of Nights/Days</u> |
|---------------|--|-----------------------|---------------------------|
| \$ 3,060.00   | Meals for 17 overnight examiners                                       | \$45.00               | 4 Nights                  |
| 540.00        | Meals for 9 commuting examiners  | \$20.00               | 3 Days                    |
| 205.66        | Estimated roundtrip mileage for 2 examiners                            | 364 miles @ .565/mile |                           |
| 2,956.00      | Estimated round trip airfare total for (9) examiners with service fee: |                       |                           |
|               | (1) Nashville  | \$ 367.00             |                           |
|               | (2) Atlanta  | \$ 660.00             |                           |
|               | (2) Detroit  | \$ 518.00             |                           |
|               | (1) Memphis  | \$ 308.00             |                           |
|               | (1) Miami  | \$ 380.00             |                           |
|               | (1) Savannah   | \$ 482.00             |                           |
|               | (1) Fort Lauderdale  | \$ 241.00             |                           |
| 100.00        | Tolls (est.)   |                       |                           |
| 540.00        | Taxi services, etc. @ \$60.00 each for (9) examiners from airport      |                       |                           |
| <u>400.00</u> | Miscellaneous (emergency charges etc.)                                 |                       |                           |

**\$ 7,801.66 - 1001-000000-1601-172500-603026**

**MINUTES**

DHR - cont'd

**BACKGROUND/EXPLANATION:**

The expenditure will cover costs incurred for the Police Lieutenant promotional oral examination process. The expenditure will pay meal allowance, mileage and travel-related expenses incurred by 26 non-Baltimore City examiners recruited from various Police Department jurisdictions to administer the examination.

The Department will administer the oral portion of the Police Lieutenant examination to approximately 81 candidates who qualify to take the examination. Twenty-six examiners have been recruited from 17 police jurisdictions. The Examiners will participate with the assistance of the examination consultant, Mr. Chad Legel and the DHR Test Development Administrator, Ms. Patricia Mulligan. Eight panels of three, plus two alternates will interview the candidates.

**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 the Embassy Suites Hotel.

**MINUTES**

Bureau of Water & Wastewater - Amendment No. 3 to WC 1164

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of amendment no. 3 to Water Contract 1164, Post Award Services-Towson Finished Water Reservoir Cover and Miscellaneous Repairs with Gannett Fleming, Inc.

**AMOUNT OF MONEY AND SOURCE:**

\$51,691.00 - 9960-903709-9557-900020-703032

**BACKGROUND/EXPLANATION:**

During the course of construction, unforeseen tasks arose that were not in the original design documents. The City has requested the consultant for a proposal to cover this work. The required modifications are as follows:

Task 15.1, Additional services for design modifications, such as site survey, valve controls, pump controls, power duct bank, construction cost estimate, and coordination;

Task 15.2, Relocation of panel boards and transformers including drawing modifications, and coordination;

Task 15.3, Additional engineering services such as corrective actions E/F motor failures, Pump G temporary connection, pump control modifications implementation of MCC viewing windows, and panel MDP replacement;

Task 15.4, Low voltage transformer transfer scheme with designing a new automatic switch within Pumping Station 3, and designing a new replacement 120/240V panel board at Pumping Station 2.

**MINUTES**

Bureau of Water & Wastewater - cont'd

The Consultant was approved by the Office of Boards and Commissions and AEAC.

**MWBOO FOUND VENDOR IN COMPLIANCE.**

**MBE/WBE PARTICIPATION:**

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

**APPROVED FOR FUNDS BY FINANCE**

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment no. 3 to Water Contract 1164, Post Award Services-Towson Finished Water Reservoir Cover and Miscellaneous Repairs with Gannett Fleming, Inc.

**MINUTES**

Bureau of Water & Wastewater - Amendment No. 2 to the  
Supplemental Agreement S.C. 877

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of amendment no. 2 to the supplemental agreement S.C. No. 877, Enhance Nutrient Removal at Back River Wastewater Treatment Plant-Sparrows Point Facilities (SC 935) with Whitman, Requardt and Associates, LLP.

**AMOUNT OF MONEY AND SOURCE:**

\$400,848.00 - 9956-906684-9551-900020-703032

**BACKGROUND/EXPLANATION:**

The City currently discharges up to an average flow of 50 millions of gallons per day (MGD) of Back River Wastewater Treatment Plant effluent to the Sparrows Point Facility in accordance with the City's current National Pollutant Discharge Elimination System (NPEDS) discharge permit. The steel operation required this water for this process. The new owner, Sparrows Point, LLC, has no need for this effluent water. The City currently has an agreement with Sparrows Point, LLC to discharge 40 MGD to the Patapsco River through their property using their assets. The City intends to lease or purchase the necessary assets from Sparrows Point, LLC to achieve this.

The consultant, Whitman, Requardt and Associates, LLP under this amendment will help identify the assets required, evaluate the condition of the assets, estimate the value, identify improvements required, and evaluate alternatives for future discharge to the Patapsco River from the Treatment Plant. Whitman, Requardt and Associates, LLP was approved by the Office of Boards and Commissions and the Architectural and Engineering Awards Commission.

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



MINUTES

Bureau of Water & Wastewater - cont'd

MBE/WBE PARTICIPATION:

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

TRANSFER OF FUNDS

| <u>AMOUNT</u>       | <u>FROM ACCOUNT/S</u> | <u>TO ACCOUNT/S</u> |
|---------------------|-----------------------|---------------------|
| \$250,000.00        | 9956-902755-9549      |                     |
| Wastewater          | Construction Reserve  |                     |
| Revenue Bonds       | Dundalk Ave. PS       |                     |
|                     | Force Main            |                     |
| 250,000.00          | " "                   |                     |
| County Appropria-   |                       |                     |
| tions               |                       |                     |
| <u>\$500,000.00</u> |                       |                     |
| \$400,848.00        | -----                 | 9956-906684-9551-3  |
|                     |                       | Design              |
| 99,152.00           | -----                 | 9956-906684-9551-9  |
| <u>\$500,000.00</u> |                       | Administration      |

The funds are needed for the consultant to evaluate future discharge alternatives for effluent water currently generated at the Back River Wastewater Treatment Plant.

## MINUTES

Bureau of Water & Wastewater - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment no. 2 to the supplemental agreement S.C. No. 877, Enhance Nutrient Removal at Back River Wastewater Treatment Plant-Sparrows Point Facilities (SC 935) with Whitman, Requardt and Associates, LLP. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter. The President Voted **NO**.

**MINUTES**

Bureau of Water and Wastewater (BW&WW) - Task Assignment

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of task no. 008, to KCI Technologies, Inc., under Project 1133K, 68<sup>th</sup> Street Sites Project to Provide Engineering and Environmental Science Services to the Department of General Services (DGS) and the Law Department.

**AMOUNT OF MONEY AND SOURCE:**

\$58,834.70 - 9916-906831-9197-900000-703032

**BACKGROUND/EXPLANATION:**

As a member of the 68<sup>th</sup> Street Sites Coalition (Coalition), the City is working jointly with over 20 property owners and waste contributors to develop a cleanup plan for a number of contiguous properties located in the Rosedale area of Baltimore City/Baltimore County.

The Coalition is now in the process of establishing allocation of the project costs among the Coalition members. Both the DGS's Design and Construction Division and the Law Department are in need of engineering, environmental science support, and cost data to ensure that the City's costs are minimized.

Under this task no. 008, KCI's sub-consultant, EBA Engineering, Inc. will research other allocation cases, provide data related to soil-contaminated remediation costs, assess the site characteristics and identify costs that are not the responsibility of the City.

**MBE:** EBA Engineering, Inc.      \$58,834.70      100.00%

**MWBOO FOUND VENDOR IN COMPLIANCE.**

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

**MINUTES**

BW&WW - cont'd

**TRANSFER OF FUNDS**

| <u>AMOUNT</u>      | <u>FROM ACCOUNT/S</u>   | <u>TO ACCOUNT/S</u>   |
|--------------------|---|---|
| <b>\$70,000.00</b> | 9916-901830-9194  | 9916-906831-9197  |
| General Fund       | 68 <sup>th</sup> Street Dump<br>Site Environmental -<br>Reserve | 68 <sup>th</sup> Street Dump Site<br>Environmental - Active |

This transfer will provide funds to the Department of General Services (DGS) for KCI Technologies, Inc. to assist the DGS and the Law Department in obtaining and analyzing data on the 68<sup>th</sup> Street Dump Site, which is required by the U.S. Environmental Protection Agency. This data will minimize the City's costs.

UPON MOTION duly made and seconded, the Board approved the assignment of task no. 008, to KCI Technologies, Inc., under Project 1133K, 68<sup>th</sup> Street Sites Project to Provide Engineering and Environmental Science Services to the Department of General Services and the Law Department. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

**MINUTES**

Bureau of Water and Wastewater (BW&WW) - Task Assignment

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of task no. 023, to Rummel, Klepper & Kahl, LLC (RK&K), under Project 1301, On-Call Project and Construction Management Assistance - Inspection Services. The period of task 023 is effective upon Board approval for 22 months.

**AMOUNT OF MONEY AND SOURCE:**

\$611,914.55 - 9960-910720-9557-900020-705032

**BACKGROUND/EXPLANATION:**

The BW&WW's Construction Management Division is requesting RK&K to provide inspection services for W.C. 1261, On-Call Urgent Need Water Infrastructure Rehabilitation.

The original agreement will expire April 24, 2016.

**MWBOO FOUND VENDOR IN COMPLIANCE.**

**APPROVED FOR FUNDS BY FINANCE**

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

UPON MOTION duly made and seconded, the Board approved the assignment of task no. 023, to Rummel, Klepper & Kahl, LLC, under Project 1301, On-Call Project and Construction Management Assistance - Inspection Services.

**MINUTES**

Department of Public Works (DPW) - License Agreement Amendment

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a license agreement amendment with Universal-Polygram International Publishing, Inc./Universal-Songs of Polygram International, Inc. The license agreement expands the license rights of the exhibition of the public service announcement (PSA) for a period of one year effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$6,000.00 - 1001-000000-5152-386500-603026

**BACKGROUND/EXPLANATION:**

The Department of Public Works and Universal Music Publishing Group desires to amend the agreement for a Song/Jingle that the Department of Public Works is promoting for the Fall Clean Up that will be held on October 26, 2013. The original agreement was approved on October 24, 2012. The amendment will allow the City to include exhibition of the PSA on several additional websites and Free TV throughout Baltimore City. The Department of Public Works is requesting the Board's approval of the amendment and to pay Universal Music Publishing Group an amount of \$6,000.00 for the license fee.

**APPROVED FOR FUNDS BY FINANCE**

UPON MOTION duly made and seconded, the Board approved and authorized execution of the license agreement amendment with Universal-Polygram International Publishing, Inc./Universal-Songs of Polygram International, Inc.

**MINUTES**Department of General Services - Developers' Agreements

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

|    | <u>DEVELOPER</u>                                   | <u>NO.</u>  | <u>AMOUNT</u>       |
|----|--|-------------|---------------------|
| 1. | <b>ARLINGTON II NON-PROFIT HOUSING CORPORATION</b> | <b>1283</b> | <b>\$100,400.00</b> |

Arlington II Non-Profit Housing Corporation, would like to install new utilities to their proposed new facility located at 5500 Wabash Avenue. This agreement will allow the organization to do its own installation in accordance with Baltimore City standards.

An Irrevocable Letter of Credit in the amount of \$100,400.00 has been issued to Arlington II Non-Profit Housing Corporation which assumes 100% of the financial responsibility.

|    |                                 |             |                     |
|----|---------------------------------|-------------|---------------------|
| 2. | <b>WYLIE FUNERAL HOME, P.A.</b> | <b>1310</b> | <b>\$ 60,303.00</b> |
|----|---------------------------------|-------------|---------------------|

Wylie Funeral Home, P.A., would like to install new utilities to their proposed new facility located at 701 North Mount Street. This agreement will allow the organization to do its own installation in accordance with Baltimore City Standards.

A Performance Bond in the amount of \$60,303.00 has been issued to Wylie Funeral Home, P.A. which assumes 100% of the financial responsibility.





**MINUTES**

Department of General Services - Memorandum Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a memorandum agreement with Mount Vernon Place Conservancy, Inc. The period of the agreement is effective upon Board approval.

**AMOUNT OF MONEY AND SOURCE:**

\$3,000,000.00 - Performance Bond

This performance bond will remain in full force and effect until the work is inspected and accepted by the City. All restoration costs will be borne solely by Mount Vernon Place Conservancy, Inc.

**BACKGROUND/EXPLANATION:**

On April 11, 2011, the Board approved a Restoration and Services Agreement with Mount Vernon Place Conservancy, Inc. The agreement outlined each party's respective duties and obligations relating to the maintenance of certain public improvements in the Mt. Vernon Place area of Baltimore City.

This Memorandum Agreement outlines restoration work that is proposed to occur to the Washington Monument and the area immediately adjacent and forming a circle approximately 6 feet around the base of the monument and outside the existing iron fence.

**MBE/WBE PARTICIPATION**

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the memorandum agreement with Mount Vernon Place Conservancy, Inc.

## 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 to the Minor Privilege Regulations of the Board and the Building Regulations of Baltimore City.

| <u>LOCATION</u>            | <u>APPLICANT</u>             | <u>PRIVILEGE/SIZE</u>   |
|----------------------------|------------------------------|---|
| 1. 2011 E. Monument Street | The Johns Hopkins University | Service connection, two 4" conduits @ 57' each  |
| Annual Charge: \$ 399.00   |                              |   |
| 2. 1525 Russell Street     | CBAC Gaming, LLC             | Service connection, six 4" conduit @ 101' each, four 4" conduit @ 47' each, two 4" conduit @ 46' each |
| Annual Charge: \$3,101.00  |                              |   |
| 3. 615 N. Wolfe Street     | The Johns Hopkins Hospital   | Service connection four 4" conduit @ 29' each   |
| Annual Charge: \$ 406.00   |                              |   |
| 4. 222 Saint Paul Place    | Baltimore Hotel Propco, LLC  | Single face electric sign 4' x 4', two awnings w/signage 9'2" x 3'4"                                  |
| Annual Charge: \$ 592.62   |                              |   |

## MINUTES

DGS cont'd

| <u>LOCATION</u>              | <u>APPLICANT</u>                   | <u>PRIVILEGE/SIZE</u>                         |
|------------------------------|------------------------------------|---|
| 5. 201 Oldham Street         | Maryland Transit<br>Administration | Nine monitoring<br>wells                      |
|                              | Annual Charge: \$632.70            |   |
| 6. 2829 O'Donnell<br>Street  | Patricia Brown                     | Single face<br>electric sign<br>37.17 sq. ft. |
|                              | Annual Charge: \$ 140.60           |   |
| 7. 1382 N. Calhoun<br>Street | Nick Rains                         | Flat sign 20' x<br>3'                         |
|                              | Annual Charge: \$ 84.00            |   |

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

There being no objection, the Board, UPON MOTION duly made and seconded, approved the foregoing minor privilege permits. The President **ABSTAINED** on item nos. 1 and 3.

## MINUTES

Department of General - Indefinite Quantity Contracts for  
Services (DGS) On-Call Construction Management  
Contract - Baltimore City No. GS-13810

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of an Indefinite Quantity Contract (IQC) for the use of Cooperative Purchasing Agreement BCS 10042, On-Call Construction Management, Pre-Construction and construction services for general construction work and related services let by the Baltimore City Public Schools. The period of the IQC is effective upon Board approval for 18 months. The Baltimore City IQC No. GS-13810 will be used for agreements with the following firms:

1. JOHN W. BRAWNER CONTRACTING CO., INC. \$2,000,000.00  
(not to exceed)
2. CENTENNIAL CONTRACTORS ENTERPRISES, INC. \$2,000,000.00  
(not to exceed)
3. TITO CONTRACTORS, INC. \$2,000,000.00  
(not to exceed)
4. CAM CONSTRUCTION CO., INC. \$2,000,000.00  
(not to exceed)
5. WHITING-TURNER CONTRACTING CO. \$2,000,000.00  
(not to exceed)
6. TURNER CONSTRUCTION CO. \$2,000,000.00  
(not to exceed)
7. J.A.K. CONSTRUCTION, CO., INC. \$2,000,000.00  
(not to exceed)
8. J. VINTON SCHAFER & SONS, INC. \$2,000,000.00  
(not to exceed)

## MINUTES

DGS - cont'd

- |   |                                   |
|---|-----------------------------------|
| 9. PLANO COUDON, LLC.                                 | \$2,000,000.00<br>(not to exceed) |
| 10. HESS CONSTRUCTION +<br>ENGINEERING SERVICES, INC. | \$2,000,000.00<br>(not to exceed) |

**BACKGROUND/EXPLANATION:**

Pursuant to Md. Code, State Finance and Procurement Art. §13-110, a local entity, such as the City, may utilize an intergovernmental cooperative purchasing agreement when it is demonstrated that efficiency and savings can result from the intergovernmental cooperative purchasing agreement and when the government entity that originally let the contract permits its use by another governmental entity. The City Schools contract specifically permits use of the City Schools contract by the City, but requires that the City enter into its own contract with each of the contractors.

The City Charter at Article VI, §11(e) (i) allows an exception to formal advertisement when "no advantage will result in seeking, or it is not practicable to obtain competitive bids." Because of the urgent need for the type work that is the basis of the City Schools contract, no advantage would result from DGS seeking and it would not be practicable to obtain competitive bids for the general contracting work that is the basis of the City Schools contract.

On August 14, 2013, your Honorable Board approved a request by the Department of General Services to utilize the Baltimore City Public Schools Indefinite Quantity Contract BCS # 10042, On-Call Construction Management, Pre-Construction & Construction & Construction Services for General Construction Work and Related Services. Baltimore City Public Schools conducted a competitive bidding process in selecting the contractors under its contract. While DGS will "piggyback" onto the City Schools contract as permitted under the law, the DGS intends to use the contract to perform smaller general construction projects with values

## MINUTES

DGS - cont'd

ranging from \$50,000 to \$1,000,000.00 and will conduct an informal bidding process for each task among the contractors selected through the City Schools competitive bid process. Use of the City Schools contractors will provide administrative efficiencies and savings, as using the City Schools contractors will permit the City to respond in an expeditious manner to construction issues that require immediate attention, rather than having to put the project out for competitive bid.

This IQC contract will remain in effect for (18 months) from the date of approval by the Board. The City does not guarantee that any work will be issued under this IQC contract, which is being established solely to provide a method for the Department of General Services to complete work deemed urgent in nature. Funds will be identified as urgent needs arise. The City's IQC contracts with the selected contractors will follow current laws, policies, resolutions and ordinances of the City, including Employ Baltimore, YouthWorks, and BATP.

In addition, the MWBOO subcontractors will be certified through the City's processes. In accordance with City law, Contractors and their subcontractors must be pre-qualified by the City's Office of Boards and Commissions prior to being awarded or starting work under the contract. All of the Contractors are Pre-Qualified with Baltimore City, have committed to meet the aggregate contract MBE goals using City certified minority firms, will adhere to City Minimum Hourly Wage Rates, adhere to the City of Baltimore Specifications, 2006, and will provide the necessary insurance and bonding for all assigned work.

The Department of General Services hereby certifies that written notice of the basis for the use of the City Schools contract has been provided to the Department of Finance in accordance with City Charter at Article VI, §11(e)(i).

## MINUTES

DGS - cont'd

**MBE/WBE PARTICIPATION:**

**MWBOO GOALS HAVE NOT BEEN SET AT THIS TIME FOR THE PROJECTS.**

The Chief of the City's Minority and Women's Business Opportunity Office (MWBOO) has shown his interest in following up the MWBOO normal practice of setting up MBE/WBE participation goals on a task-to-task basis.

**A PROTEST WAS RECEIVED FROM THE MARYLAND MINORITY CONTRACTORS' ASSOCIATION.**

President: "The first item on the non-routine agenda can be found on Pages 150-152, Department of General Services, Indefinite Quantity Contracts for On-Call Construction Management Contracts Baltimore City No. GS-13810. Will the parties please come forward? Okay. You can go ahead."

Steve Sharkey, Department of General Services: "Uh -- Steve Sharkey, representing Department of General Services. I'll turn it over to Michael Schrock from Law."

Michael Schrock, Law Department: "Michael Schrock, the Baltimore City Law Department. Uh -- just want to discuss about this protest from Mr. Jolivet. Uh -- we're back here today. We were earlier at the Board of Estimates on August 14<sup>th</sup> 2013, on this cooperative purchasing agreement, where we uh -- notified the Board of Estimates that we were, the agency DGS, was

## MINUTES

DGS - cont'd

planning to proceed down this route of purchasing, and at that time you all considered the interest to go forward with that and approved it, and we're coming forward today with, to you, with the actual contracts with the 10 contractors that would be used from the Baltimore City Public School System contract, which the City is using um -- through this cooperative purchasing agreement, also known commonly as "piggybacking" on that. Um -- the State law permits use of cooperative purchasing agreement at the State Finance & Procurement, Article 13-110 and uh -- the agency has shown there is some reduction in administrative burden to go with this route. Uh -- further, the City School's contracts actually includes a clause that allows other government entities to utilize their contract, which we're asking the Board to utilize today. Um -- the only limitation there in the City Schools' contract, was that the government, the governmental entity had to enter into its own contract with the contractors, um -- and that's what we're also doing today. Further, the Baltimore City Charter allows an exception to go,



## MINUTES

DGS - cont'd

to not go through the formal advertising procedure when it's not practical or there's no advantage in seeking other competitive bids, and since this was already competitively bid through the public school system, and we're utilizing their contract, through both the State law and the City law exception, um -- this uh -- is what we're asking you to consider today and approve and we've also given notice to the Department of Finance of this recommendation and to you, the Board of Estimates, and that's in summary what I'd like to say."

President: "Um -- before Mr. Jolivet starts, um -- these contracts, are they going to use the City's MBE/WBE sub goals?"

Mr. Sharkey: "Uh -- yes they are, Sir. The City, each task will follow the full Minority Women's business law, and uh -- Mr. Corey's office will set those full goals. Uh, this will give us a full ability to control that process and follow the City's laws, and I'll let Tom say anything else if he wants to."

Mr. Corey: "Good morning Mr. President, members of the Board. Thomas Corey, Chief of the Minority and Women's Business Opportunity Office. We agreed, uh -- to set goals, uh -- on

## MINUTES

DGS - cont'd

these contracts, on a task-by-task basis. It will give us greater control on the MBE/WBE participation. We are certain that we can maximize the opportunities if, when we set goals as they are awarded and come before this Board, so there will be goals set on each and every one of these contracts that come before the Board and I think this will give the better opportunity, and a maximum opportunity for MBE/WBE participation. So stricter controls is what we're looking to do."

City Solicitor: "Will you be looking to the status of the contractors, um, as City-certified MBEs/WBEs or as State-certified MBEs/WBEs?"

Mr. Corey: "City certified. The, the, the -- ah -- understanding that we uh -- impressed upon DGS that we will only approve a contract if the contractor is using City-certified MBEs and WBEs."

President: "Okay. Mr. Jolivet?"

Arnold M. Jolivet, Maryland Minority Contractors Association:

"Good morning. Mr. Schrock. Uh -- Arnold M. Jolivet. May I respectfully ask if you would pass those exhibits out to the members of the Board and uh --?"

## MINUTES

DGS - cont'd

Mayor: "Thank you."

Mr. Jolivet: "I would, uh -- I would respectfully ask, if I can, I sent you a brief -- and Mr. President, I would respectfully ask if uh -- in lieu -- in light of the fact that the brief was rather comprehensive and it included all of the facts in the applicable law and the law is so crystallly clear, City competitive bidding law, in cases construing and applying it, are just so absolutely, extraordinarily clear, that -- that what the Department of General Services is attempting to do here, is wrong and violates the Charter. If I can just move summarily, that the Board would agree with me, agree with my position and vote to uh -- deny and reject the proposal. If I can move for that, I would appreciate it."

President: "Is that all you have to say?"

Mr. Jolivet: "No. I -- I -- I don't want to -- to -- I don't want to take the Board's time because uh -- it appears as though that my submissions and my uh -- authorities for what I have submitted, clearly and unequivocally show, that what the agency is attempting to do, is just outlandishly and unprecedentedly

## MINUTES

DGS - cont'd

wrong. So, I just think it makes sense if the Board would summarily approve my request."

President: "So, Mr. Jolivet, you're saying that um -- to dovetail on the City's school contract or the State's contract is against the Charter?"

Mr. Jolivet: "Absolutely. Absolutely. It's not even --"

President: "Would you explain that to me?"

Mr. Jolivet: "It's not even close. It's just not close."

Mr. Schrock: "Uh, yes, Councilman, Mr. President, this ah -- we don't believe that's the case. In the City Charter you have the exception, which gives the Board of Estimates some flexibility in cases where it's not practical to obtain or there's no advantage in obtaining competitive bids through City formal advertising. The State -- the -- the public school system has already done that and selected these contractors and their contract allows us to use their contract, piggyback on it, so it wouldn't -- there'd be no advantage -- it wouldn't be practical for the City now to go out and bid for these because we're using their contract that already had been competitively bid and so we're using the City law here to use that exception

## MINUTES

DGS - cont'd

in order to dot all the i's and cross all the t's."

City Solicitor: "Mr. Schrock -- "

President: "Madam Comptroller?"

Comptroller: "Yes, we've done this before. Could you cite the uh -- exception in the Charter? Just for the record?"

Mr. Schrock: "Yes."

Comptroller: "Okay."

Mr. Schrock: "The exception is Article 6 --"

Comptroller: "Article 6."

Mr. Schrock: "Section 11 --"

Comptroller: "Section 11."

Mr. Schrock: "(e)(i). "

Comptroller: "Okay. Thanks."

City Solicitor: "And Mr. Schrock, is this situation different in any way that you are aware of from the other occasions where the Board has approved, what I'm going to call, generally, piggyback contracts using the State process over the last half dozen years?"

Mr. Schrock: "No it's not."

Mr. Jolivet: "Let me uh --"

## MINUTES

DGS - cont'd

Mr. Schrock: "I would like to just respond. You did bring up your case cites, and one case that we looked at, you did cite was Miller vs. Washington and that was in a case involving the purchase of light bulbs for statewide use by various state agencies, and that's in the Washington State's procurement law. It's different than Baltimore City's and further, they do talk about impractical and provide some definition there, but it's not necessarily the definition we use, but they also say that does not mean that if it's impossible that you-- it's a different definition than impossible and we're using 'impractical' not 'no advantage seeking,' so that case is really not, in my opinion --"

Mr. Jolivet: "I think it is, but I'm not going to argue the point."

City Solicitor: "Okay. Are you -- are you -- are you inviting a Motion?"

Mr. Schrock: "I would like to add one last thing. The Director of Finance, I wanted to make sure that this was on the record, but the Director of Finance, DGS has given a recommendation to him, and uh -- I wanted to be sure that the Board of Estimates knew what the Director of Finance's recommendation was on this."

## MINUTES

DGS - cont'd

Mr. Jolivet: "Uh -- Mr. President ah --"

City Solicitor: "If the Director of Finance could address the Board just for one minute, Mr. Jolivet?"

Harry Black, Director of Finance: "Uh -- good morning. Harry Black, Director of Finance. Uh -- the Department of General Services has presented this item to the Department of Finance. We've reviewed it. We've concurred and approved it uh -- it is also a requirement associated with this item that each task order that will emanate from this procurement vehicle will uh -- be presented to the Department of Finance for concurrence and approval, so we have no issues with it."

Mr. Jolivet: "Mr. President, let me, uh -- thank you, Sir."

City Solicitor: "Thank you."

Mr. Jolivet: "Let me just articulate -- my concern is that the Charter as, the exception to the Charter as cited by Mr. Schrock, certainly, it says that in cases of where it's not practical to accept a competitive bid, and Mr. Schrock is uniquely familiar with the case, the Maryland Court of Appeals in Hylton vs. Baltimore City, and I'm a little astounded that he would construe and interpret that case as being in support of what the agency's trying to do here, because in that case, the

## MINUTES

DGS - cont'd

Court of Appeals established very definite contours and factual situations where it would be appropriate to have an exception to the competitive bidding requirement and the language in that case is the same section of our Charter uh -- that, that we are interpreting today, and I just want to for the record, I would like for, for, for, for you to allow me to put in the record, um -- in Hylton, the Baltimore City purchases a Paralysis Plant from Monsanto Environmental Chemicals, without having first going through the competitive bidding process. Uh -- now, the Court of Appeals however, declined to set aside the the award, largely because the Court said that in this particular case, that it was a clear, in fact, situation where competitive bidding was not necessary because there was only one and only one vendor for the product. Now, I just want to point out, and I want to read this in the record, because Mr. Schrock obviously didn't, he didn't catch this or this just passed him by, but here's what the Court said with regard to the 'unique nature.' In Hylton, the Court established, that in order to justify an exception, you had to have the product that the City was purchasing had to be of a "unique nature" and it had to be, it



## MINUTES

DGS - cont'd

had to be a -- a -- clear situation where the City was not getting -- was not required to bid. It had to be a situation where all of the different policy issues that support competitive bidding, like favoritism, corruption, economy of taxpayers, were met without competitive bidding. Now, I would arguably -- respectfully -- that in this particular case, it is not even close that competitive bidding is not required or there are no other bidders out there and usually when it's not practical, the situation has to be where there are no other bidders out there who could do the work as pointed out in Hylton, and my -- my concern is the factual situation in this case doesn't even mirror or come close to the factual situation that was allowed in Hylton. I want to also point out, if I can, that I'm -- I'm very much concerned about this award, because this award, Mr. President, is very much troubling -- very troubling to -- to our minority contracting community. It is exceedingly extremely troubling to me because I have tried to make it a better system for African-American and other small minority firms. But, in the face of this, the Department of General Services would bring to this Board, a proposal to award

## MINUTES

DGS - cont'd

\$20 million dollars in City non-bid contracts, when there is a lot of public knowledge that we have qualified, interested and willing minority firms, particularly African-American firms who can do this work. So, I have to put on the record that I am just exceedingly troubled -- in the face, in the time when the Mayor uh -- has an MBE initiative designed to get more MBEs qualified and interested in doing City work, I'm troubled by this because this proposed contract is diametrically opposed and in contravention of the Mayor's initiative for MBEs. How can you have, how can you have an MBE initiative designed to facilitate the growth of minority firms when you got a policy that literally excludes it? It -- it's just ludicrous. It makes no sense. It makes no sense and I have to express, I have to express my trouble -- my troubling feeling about this because I would ask this Board to - uh -- I would ask this Board to um - - to reconsider what we're doing here this morning. The other, the other aspect that I would like to put on the record is that there is a principle, there is a principle in -- uh -- the competitive bidding law articulated by the Court of Appeals and

## MINUTES

DGS - cont'd

that is in construing the competitive bidding Charter provision, the Court of Appeals has gone on record that the competitive bidding Charter provision must be construed and applied against the City. There is a presumption -- in other words, there is a rebuttable, but nonetheless a presumption that whenever the City awards a contract outside the parameters or scope of its competitive bidding statute, Charter provision the Courts, if this, if we were to go to Court, the Court would construe the City's intent to award this contract without a bid as against the City. I would also like to read in the record what the Court of Appeals said on an exact situation identical to our situation today, and the Court of Appeals says "A specific designation of the manner in which contracts by a municipal corporation shall be made operates as a limitation -- operates as a limitation upon any other mode of awarding the contract". Which means that if the Charter says award the contract pursuant to a competitive open bid, then, according to Prince George's County uh -- volunteer Firefighters, there is a presumption that the City cannot award the contract without a bid. It -- it -- that's the way the Court of Appeals have interpreted the

## MINUTES

DGS - cont'd

competitive bidding statute. To say, 'Well, there is no competitive bidding, and competitive bidding is required by the City's Charter, that is a presumption that -- that what the City has done -- let me just finish this -- and I just want to point out that -- and it is rather disturbing that this particular attempt to award \$20 million dollars in contracts without a bid, Mr. President, it -- it disturbs me because it's evidence that the City is embarking on completely changing the way the City awards contracts without changing the Charter. That's what it is -- it's -- it's a completely different mode and method of awarding City contracts pursuant to a -- a -- an apparent cooperative purchasing agreement, which is not that cooperative in the first place, and Mr. President, it disturbs me that each one of you as members of the Board are not overly concerned about what is happening here. What is happening to us that we would allow such an -- a blatant, flagrant violation of our competitive bidding law, and this Board would not see fit to stop it?"

President: "Mr. Corey?"

## MINUTES

DGS - cont'd

Mr. Corey: "Yes. Mr. President, thank you. Um -- Thomas Corey. Um -- this project, the way it is being presented, does have MBE/WBE participation."

Mr. Jolivet: "That's not my concern!"

President: "Let me hear him."

Mr. Jolivet: "Mr. President, but that's not my concern. I'm not --"

President: "Mr. Corey, we listened to you, let's give him the opportunity, too."

Mr. Jolivet: "That's not my concern. I have not raised the issue."

President: "Mr. Corey, Mr. Jolivet."

Mayor: "I don't understand --"

Mr. Corey: "Mr. Jolivet made a statement that it completely excludes MBE and WBE --"

Mr. Jolivet: "I did not say that. That is a statement I did not make. Check the record. I did not make that statement!"

President: "Can you let him finish, Mr. Jolivet, please?"

## MINUTES

DGS - cont'd

Mayor: "Why don't you stand away from -- if you can't control yourself -- why don't you stand away from the microphone because no one has interrupted you. We've been extremely patient and what you're doing is rude."

President: "Mr. Corey."

Mr. Corey: "We made -- when this project came about, before August, we met with DGS on several occasions and it was insistent, by my office, that MBE/WBE participation would be achieved using City-certified MBEs and WBEs, not DBEs from the State because we want to have local participation and local MBE/WBE participation and Mr. Sharkey can probably attest that it never got to the Board until all the details were "ironed out" between my office and his. So, there will be MBE/WBE participation, we're going to set the goals on a task-by-task basis because we'll have greater control and be able to try to maximize the opportunities of MBEs and WBEs on these contracts."

President: "Madam Comptroller."

Comptroller: "Yeah, I think what you're trying to say is, and

## MINUTES

DGS - cont'd

Mr. Corey, you can correct me if I'm wrong, I understand that there's going to be MBE/WBE participation, but doing it this way it doesn't allow for an MBE or WBE to -- since most all of these are two million -- not to exceed two million -- that there could be a minority or MBE firm that could participate and get the whole two million and have their own MBE and WBE. I think that's what he's --"

Mr. Jolivet: "Exactly."

Mr. Corey: "That may be what he's saying but, this program is a sub-contracting program, and my charge from the City is to make sure that MBEs that are in -- that are certified by the City as sub-contractors have an opportunity to participate in City procurement. Um -- and that's, that's it. He may be arguing the point about "primes", but at this point, for me, is beyond my -- my --"

Comptroller: "But, but doesn't the City lose out when it does not allow -- because are any of these 10 companies minority or women?"

Mr. Corey: "Yes."

## MINUTES

DGS - cont'd

Comptroller: "Okay."

President: "Madam Mayor?"

Mayor: "I was just -- he answered my question, thank you."

Mr. Jolivet: "Mr. President, I just -- I think -- for me to and re-emphasize, notwithstanding what Mr. Corey asserted I made no issue whatsoever regarding my concern with MBE. It may ultimately be a concern, but I'm not here today on an MBE issue, and all I would like for the Board to see the broader picture, and the broader picture is this particular proposed procurement as it is currently proposed and structured, is a clear, blatant, flagrant violation of the Charter. It is discriminatory because if there are certain MBE "prime" contractors who are out in the marketplace, who would be ready, willing, and qualified to bid this, they've been left out. They have been left out, Mr. President, and let me just finish, because I think that uh -- I think the Mayor misconstrued my intentions or my actions and if for any reason that uh -- that the Mayor or anyone else at the Board, for whatever reason, construed my outburst as being disrespectful, then I withdraw it and I would apologize. But, I



## MINUTES

DGS - cont'd

want to make a point, and, and I want to make a point that is -- if the City does this contract, If the City approves this contract as presented before the Board, I think that the Board should be uniquely concerned that we are going beyond what the Charter has authorized us to do and I'm particularly disturbed because I know Mr. Nilson knows the law. I -- I know that. I know that he's uniquely familiar with the competitive bidding authorities in Maryland. I know Mr. Schrock is. I know the Mayor is. And -- and it -- it is very discouraging and disconcerting that notwithstanding the clear status of the competitive bidding authorities and the clear language purpose behind the competitive bidding Charter provision that this Board would even entertain such a -- a proposal and I, again, I'm very troubled today. I've been before this Board many times, but this particular contract is so egregious and so outlandish and so discriminatory that you can never justify it on the basis of being an exception to the Charter.

President: "I entertain a Motion."

City Solicitor: "Um -- notwithstanding Mr. Jolivet's remarks, I

## MINUTES

DGS - cont'd

don't want to quote the Charter language by the way, just to make sure it's reflected in the Motion. The Charter language says that we may employ, um -- other than classic traditional competitive bidding under the Charter 'when no advantage will result in seeking competitive bids' in that traditional way and the argument that has been presented over the last half dozen years and consistently accepted by this Board, is that in these competitively bid State "piggyback" projects, that fits within the parameters of the Charter exception, um -- and that fact, that exception has been presented to the Director of Finance, who concurs in the recommendation. I would uh -- I would MOVE that the Board --"

Mr. Jolivet: "Before you take the vote --"

City Solicitor: "I would MOVE that the Board --"

Mr. Jolivet: "Mr. City Solicitor, may I ask the City Solicitor --?"

President: "No."

Mr. Jolivet: "May I ask the City Solicitor --?"

President: "No."

## MINUTES

DGS - cont'd

Mr. Jolivet: "What is the authority for that? May I ask the City Solicitor --?"

President: "No."

Mr. Jolivet: "-- I have a right to know the authority for that."

President: "Is there a Second?"

Mayor: "Second."

President: "All in favor say "Aye"." All opposed "Nay". The Motion carries."

Mr. Jolivet: "Wouldn't you think I have a right --?"

**MMCA- Maryland Minority Contractors Association, Inc.**

A Chapter of the American Minority Contractors and Businesses Association, Inc.-AMCBA

Baltimore, Maryland 21210

443-413-3011 Phone

410-323-0932 Fax

October 8, 2013

Via Facsimile 410-685-4416

Honorable Bernard "Jack" Young  
President, Baltimore City Board of Estimates  
City Hall-Room 204  
Baltimore, MD 21202  
**ATTN: Ms. Bernice Taylor, Esquire, Clerk to the Board**

Dear Mr. President:

I represent the Maryland Minority Contractors Association ("MMCA"), its members, clients, and constituents. We hereby protest the following described proposed contract awards or other proposed contract action as contained In Your Honorable Board's 10/09/2013 public meeting Agenda:

First, we hereby protest the City's DGS' proposal contained on pages 151-152 for "Indefinite Quantity Contracts ("IQC") for On-Call Construction Management Contract-Baltimore City No. GS-13810."

Your honorable Board is specifically requested by the City's DGS to approve and authorize execution of an Indefinite Quantity Contract ("IQC") for the use of alleged "Cooperative Purchasing Agreement BCS 10042, On-Call Construction Management, pre-construction and construction services for general construction services work related services let by the Baltimore City Public Schools. The proposed IQCs are with ten (10) individual firms, and each contract is not to exceed \$2million.

Pursuant to Md. Code, State Finance & Procurement Art. § 13-110, a local Maryland government entity, like Baltimore City, may access an existing "Intergovernmental cooperative purchasing agreement when it is demonstrated that efficiency and savings can result from the intergovernmental cooperative purchasing and when the government entity that originally let the contract permits its use by other governmental entities." While Agreement BCS 10042 may permit the City to use or access

its buying power, the City's DGS and Law Department are totally wrong and incorrect in describing and characterizing it as a "Cooperative Purchasing Agreement" in today's Board of Estimates' Agenda. Importantly, Purchasing Agreement BCS10042 is not and was never intended to be a "Cooperative Purchasing Agreement" as specifically defined in Md. Coder, State Finance and Procurement Art. § 13-110. Thus, it clearly cannot be employed herein.

Moreover, the City's DGS and Law Department purport to justify the legality of this proposed contract award pursuant to Article VI, § 11 (e) (i), of the City's "mandatory" competitive bidding charter provision, which in very limited cases, allows an exception to formal advertisement when "no advantage will result in seeking, or it is not practicable to obtain competitive bids." see Art. VI, § 11 (e) (i), Baltimore City Charter, as amended.

The City's DGS' and Law Department's invocation and reliance on Art. VI, § 11 (e) (i), for their very arbitrary and baseless proposition that, "no advantage would result from DGS seeking and it would not be practicable to obtain competitive bids for the general contracting work that is the basis of the City Schools contract," are patently misplaced, cannot be supported by any relevant and controlling authority, and hence, must be completely rejected by Your Honorable Board. see e.g., Miller v. State, 440 P. 2d 840 (1968), a case very similar to this case, where the court construed and applied the meaning of the term "impractical" as contained in the State's competitive bidding statute's ordinary dictionary meaning, to mean, "feasible or a procedure capable of being put into practice. Thus, if an undertaking, procedure, or thing is possible to practice or perform or is capable of attainment or accomplishment, it is practicable." see 440 P. 2d at 843

In view of the important fact that the Court of Appeals has ruled that the City's "mandatory" competitive bidding charter requirement must be strictly construed and applies against the City, it is very clear that Your Honorable Board must reject the City's DGS' and Law Department's proposed contract awards. see Town of Somerset v. Montgomery County Board of Appeal, 245 Md. 52 (1966); State Insurance Comm. v. Nationwide Mutual Inc. Co., 241 Md. 108, 117 (1966).

The City's DGS and Law Department have proposed a completely ultra vires and different method or process of awarding the City's public works contracts greater than \$50,000.00, that is in direct contravention of the City contract award method and process specifically mentioned and authorized in the City's "mandatory" competitive bidding charter provision –Art. VI, § 11 et seq.

Indeed, it is well settled that when the specific mode of contracting is specifically prescribed by its governing charter, it is the exclusive and full measure of a municipality's authority and power to

contract. A municipality can make a valid and enforceable contract only in the method and manner specifically prescribed by its governing charter or ordinance, following all the condition precedent, including competitive bidding. “A specific designation of the manner in which contracts by municipal corporations shall be made operates as a limitation upon any general contractual power which is conferred.” see Tuxedo Cheverly Vol. Fire Co. v. Prince George’s County, 339 Md. App 322, 330 (1978). Municipal corporations’ competitive bidding requirements, in sum, are “mandatory.”

Lastly, we wish to protest Agenda items on page 160, which are proposed authorizations for City contracts awards for SC 905 and SC 909. Our concern is that these proposed contracts do not contain appropriate MBE sub-goals as require by the City’s M-WBE ordinance.

MMCA’s members, clients and constituents will be injured if this proposed contract renewal is approved by Your Honorable Board.

Thank you for your kind and favorable consideration.

Respectfully Submitted,

*Arnold M. Jolivet*

Arnold M. Jolivet  
Managing Director

MINUTES

PERSONNEL MATTERS

\* \* \* \* \*

UPON MOTION duly made and seconded,

the Board approved

the Personnel matters

listed on the following pages:

4149 - 4152

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****PERSONNEL**Fire DepartmentChange the Salary for the following 16 classifications:1. Classification: Fire Apparatus Officer

Job Code: 41293

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)

2. Classification: Fire Dispatch Supervisor

Job Code: 41204

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)

3. Classification: Fire Lieutenant Investigative &  
Prevention Services

Job Code: 41221

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)

4. Classification: Fire Lieutenant OEM

Job Code: 41271

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)

5. Classification: Fire Lieutenant Urban Search & Rescue

Job Code: 41255

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)



**MINUTES****PERSONNEL**Fire Department - cont'd6. Classification: Fire Respiratory Apparatus Officer

Job Code: 41284

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)

7. Classification: Senior Fire Operations Aide

Job Code: 41228

From: Grade 338 (\$40,504.00 - \$62,203.00)

To: Grade 340 (\$40,504.00 - \$62,203.00)

8. Classification: Director of Youth Education, Fire

Job Code: 10125

From: Grade 341 (\$57,490.00 - \$70,911.00)

To: Grade 342 (\$57,490.00 - \$70,911.00)

9. Classification: Fire Captain Investigation &  
Prevention Services

Job Code: 41254

From: Grade 341 (\$57,490.00 - \$70,911.00)

To: Grade 342 (\$57,490.00 - \$70,911.00)

10. Classification: Fire Captain OEM

Job Code: 41272

From: Grade 341 (\$57,490.00 - \$70,911.00)

To: Grade 342 (\$57,490.00 - \$70,911.00)

**MINUTES****PERSONNEL**Fire Department - cont'd11. Classification: Fire Captain Urban Search & Rescue

Job Code: 41256  
From: Grade 341 (\$57,490.00 - \$70,911.00)  
To: Grade 342 (\$57,490.00 - \$70,911.00)

12. Classification: Fire Dispatch Administrator

Job Code: 41205  
From: Grade 341 (\$57,490.00 - \$70,911.00)  
To: Grade 342 (\$57,490.00 - \$70,911.00)

13. Classification: Fire Public Assembly Specialist

Job Code: 10136  
From: Grade 341 (\$57,490.00 - \$70,911.00)  
To: Grade 342 (\$57,490.00 - \$70,911.00)

14. Classification: Staff Aide to the Fire Chief

Job Code: 10206  
From: Grade 341 (\$57,490.00 - \$70,911.00)  
To: Grade 342 (\$57,490.00 - \$70,911.00)

15. Classification: Fire Dispatch Manager

Job Code: 41233  
From: Grade 344 (\$65,446.00 - \$81,767.00)  
To: Grade 343 (\$65,446.00 - \$81,767.00)

16. Classification: Fire Safety & Health Officer

Job Code: 41290  
From: Grade 344 (\$65,446.00 - \$81,767.00)  
To: Grade 343 (\$65,446.00 - \$81,767.00)

## MINUTES

PERSONNELFire Department - cont'd

There is no cost associated with this transaction.

These actions are needed in order to implement the new Memoranda of Understanding between the City and the Fire Unions, which provide a new schedule and salary increases for the Suppression personnel in the Fire Department. This request is a supplement to the other personnel action on behalf of the Fire Department that was approved by the Board on September 25, 2013.

Dept. of Rec. & Parks

|                              | <u>Hourly Rate</u> | <u>Amount</u>       |
|------------------------------|--------------------|---------------------|
| 17. <b>JENNIFER KULLGREN</b> | \$23.00            | <b>\$ 22,126.00</b> |

Account: 1001-000000-4783-583800-601009

Ms. Kullgren will continue to work as an Environmental Conservation Analyst. Her duties will include, but are not be limited to performing daily tasks with the TreeBaltimore Program such as collecting and tracking tree planting data, providing maintenance for the program's nursery, assisting with educational and volunteer outreach and providing expertise and labor alongside the Department's non-profit partners during tree planting and maintenance events. The period of the agreement is October 10, 2013 through April 10, 2014.

**MINUTES****TRAVEL REQUESTS**

| <u>Name</u>                                     | <u>To Attend</u>   | <u>Fund Source</u> | <u>Amount</u> |
|---|--|--------------------|---------------|
| <u>Mayor's Office of Information Technology</u> |  |                    |               |
| 1. Christopher D. Tonjes                        | Midmarket CIO<br>Forum<br>Tucson, AZ<br>Oct. 26 - 29, 2013 | Gen.<br>Funds      | \$ 30.00      |

The conference group, Boardroom Events will cover all travel and lodging expenses for this trip.

Department of General Services, Fleet Mgmt. Div.

|  |   |                              |            |
|--|---|------------------------------|------------|
| 2. Chichi Nyagah-nash<br>Renee Lacks<br>Michael Bradshaw*<br>Rick Opitz<br>Keith Davis<br>Walter Koker** | 2013 Annual Faster<br>Conference<br>Virginia Beach, VA<br>Oct. 26 - 31, 2013*<br>Oct. 27 - 30, 2013<br>Oct. 26 - 30, 2013** | Internal<br>Service<br>Funds | \$2,218.44 |
|--|---|------------------------------|------------|

Department of Planning

|                  |   |     |         |
|------------------|---|-----|---------|
| 3. Thomas Stosur | Big City Planning<br>Directors Institute<br>Lincoln Institute Land Policy,<br>Harvard University<br>Cambridge, MA<br>Oct. 13 - 15, 2013 | N/A | \$ 0.00 |
|------------------|---|-----|---------|

All program costs are paid by the program sponsors.

**MINUTES****TRAVEL REQUESTS**

| <u>Name</u>              | <u>To Attend</u>   | <u>Fund Source</u> | <u>Amount</u> |
|--------------------------|--|--------------------|---------------|
| <u>Health Department</u> |  |                    |               |
| 4. Oxiris Barbot         | APHA Annual Meeting<br>Boston, MA<br>Oct. 31 - Nov. 5, 2013<br>(Reg. Fee \$470.00) | Gen.<br>Fund       | \$2,301.70    |

The subsistence rate for this location is \$292.00 on October 31, 2013. The subsistence rate for November 1 - 4, 2013 is \$229.00 per day. The hotel rate is \$244.00 per night not including occupancy taxes in the amount of \$35.38 per night. The Department is requesting additional subsistence in the amount of \$15.00 per day to cover the cost of the hotel, as well as \$40.00 per day for meals and incidental expenses for the period Nov. 1 - 4, 2013.

Mayor's Office of Emergency Management

|                    |   |               |            |
|--------------------|---|---------------|------------|
| 5. Scott Brillman* | 2013 IAEM USA   | FY11          | \$2,889.21 |
| Nicole Errett**    | Annual Conference<br>Reno, NV<br>Oct. 26-31, 2013*<br>Oct. 26-30, 2013**<br>(Reg. Fee \$235.00) | SHSP<br>Grant |            |

The airfare for Mr. Brillman and Ms. Errett has been prepaid on a City-issued Purchasing card assigned to Mr. Connor Scott. The registration fee for Mr. Brillman has been prepaid on a credit from last year's conference and Ms. Errett's registration has been prepaid on a City-issued Purchasing card assigned to Mr. Connor Scott. The amount to be disbursed to Mr. Brillman is \$815.59. The amount to be disbursed to Ms. Errett is \$658.42.

## MINUTES

TRAVEL REQUESTS

| <u>Name</u>                         | <u>To Attend</u>   | <u>Fund Source</u> | <u>Amount</u> |
|-------------------------------------|--|--------------------|---------------|
| <u>Department of Transportation</u> |  |                    |               |
| 6. James Harkness                   | Transportation<br>Engineering and<br>Safety Conference<br>State College, PA<br>Dec. 10 - 13, 2013<br>(Reg. Fee \$270.00) | General<br>Funds   | \$ 762.00     |

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

## MINUTES

PROPOSALS AND SPECIFICATIONS

- Department of Public Works/  
1. Bureau of Water and Waste Water - SC 905, Improvements to Sanitary Sewers in the Northern Region of High Level Sewershed (Sub-sewersheds: Upper Gwynn's Run, Liberty Heights and Lower Gwynn's Run)  
**BIDS TO BE RECV'D: 11/20/2013**  
**BIDS TO BE OPENED: 11/20/2013**
- Department of Public Works/  
2. Bureau of Water & Wastewater - SC 909, Improvements to Sanitary Sewers in the Eastern Portion of the Herring Run Sewershed  
**BIDS TO BE RECV'D: 11/20/2013**  
**BIDS TO BE OPENED: 11/20/2013**
3. Department of Transportation - TR 12314, Roland Avenue and Northern Parkway Improvements and Traffic Calming  
**BIDS TO BE RECV'D: 11/13/2013**  
**BIDS TO BE OPENED: 11/13/2013**

A PROTEST FOR ITEM NOS. 1 AND 2 WAS RECEIVED FROM THE MARYLAND MINORITY CONTRACTORS' ASSOCIATION.

**MMCA- Maryland Minority Contractors Association, Inc.**

A Chapter of the American Minority Contractors and Businesses Association, Inc.-AMCBA

Baltimore, Maryland 21210

443-413-3011 Phone

410-323-0932 Fax

October 8, 2013

Via Facsimile 410-685-4416

Honorable Bernard "Jack" Young

President, Baltimore City Board of Estimates

City Hall-Room 204

Baltimore, MD 21202

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Thank you for your kind and favorable consideration.

Respectfully Submitted,

*Arnold M. Jolivet*

Arnold M. Jolivet  
Managing Director

## MINUTES

PROPOSALS AND SPECIFICATIONS - cont'd

President: "The second item on the non-routine agenda is on Page 160, Proposal and Specifications, Item Nos. 1 and 2. Will the parties please come forward?"

Audience member: "Audit for wage theft to make the bidding process --"

President: "Ma'am, would you please, would you please, Ma'am, be quiet? Thank you."

Audience member: "Wage theft for --"

Mr. Corey: "Um -- good morning Mr. President --"

President: "Ma'am, I would appreciate if you would refrain from your remarks. This is my last warning to you. Mr. Corey?"

Mr. Corey: "Um -- members of the Board, this is Thomas Corey, Chief of the Minority and Women's Business Opportunity Office. Um -- I'm here, um -- I believe, on the issue of contracts SC 909 and SC 905, which are being noted for the Board for receipt of bids. Uh -- I can say that uh -- we did uh -- set goals on these contracts. Uh -- on one of the contracts, I believe the issue was whether or not there were sub-goals. There are sub-goals on one of the contracts, SC 909, if I recall, and then there are sub-goals on SC 905. Uh -- the law allows uh -- the MWBOO office discretion as to when it set goals, uh -- sub-goals

## MINUTES

PROPOSALS AND SPECIFICATIONS - cont'd

on contracts. We exercise that discretion on SC 905 because the nature of the work was such that um -- "sub" goals were impractical because there's so much of the work involved in ah -- the contract that cannot be considered because it's so specialized. It's called micro-tunneling. We do not have any MBEs or WBEs certified to provide that work and that portion of the contract was well in excess of half of that contract, so goals on that, "sub" goals on that -- contract would have been impractical."

Mr. Arnold M. Jolivet, Maryland Minority Contractors Association: "Mr. President, may I ask Mr. Corey which one of the two contracts have been uh -- designated with "sub" goals?"

Mr. Corey: "Uh -- SC 909."

Mr. Jolivet: "And what is the goal for that, the "sub" goal?"

Mr. Corey: "Um -- I think -- I'll give it to you after the meeting because I don't want to take up the Board's time with that. There are "sub" goals, and there was a part of the transmission from the Comptroller's Office, a copy of the Notice of Letting which identified the sub-goals in this. But, there are sub-goals that includes several of protected groups. I'll give you their information."

**MINUTES****PROPOSALS AND SPECIFICATIONS** - cont'd

Mr. Jolivet: "Okay. Mr. President, let me just put on the record why I'm concerned about "sub" goals, because "sub" goals are uniquely required if we're going to have a race ethnic gender-based MBE program, in order for it to be constitutionally sound, uh -- that sub-goals have to be part of the every day contract administration. If not, then the program can be attacked largely because it's not benefitting those persons uh - - who were deemed to be beneficiaries of the program, and I'm seeing too many contracts coming through this Board and the City, and in all fairness to Mr. Corey, we've had personal discussions on it and he's assured me that he's going to look at it differently in terms of -- for future subcon -- but he hasn't done it. I, I, I'm not critical of the fact that he hasn't done it. But, we're looking at a situation where the failure or the reluctance to insert sub-goals tend to hurt the African-American firms because if we leave the sub-contracting to the large prime contractors, history has demonstrated that they never, or very rarely, select the African-American. But, they go and select every group but African-American, of course there are

## MINUTES

PROPOSALS AND SPECIFICATIONS - cont'd

exceptions. But, I need to point this because I was concerned that perhaps the Board was not fully aware of why the need for sub goals in our MBE program, and I thought it would appropriate if I would use this moment just to uh -- inform the Board."

City Solicitor: "I'm sorry, I didn't hear you."

President: "I entertain the Motion --"

City Solicitor: "Um -- with grave reservations as to whether we should even be considering the issue at this juncture -- and with purpose to not establish any precedent that we should do so in the future, I would MOVE to deny the -- what I'll call specifications protest submitted by uh -- Mr. Jolivet and allow the specifications to be published as a part of the RFP as contemplated."

Director of Public Works: "Second."

President: "All in favor, say "Aye"."

President: "All opposed, "Nay". The Motion carries."

**MINUTES****PROPOSALS AND SPECIFICATIONS** - cont'd

There being no objections, the Board, UPON MOTION duly made and seconded, approved the foregoing Proposal and Specification for TR 12314 to be advertised for receipt and opening of bids on the date indicated.

President: "There being no more business before the Board, the Board will recess until bid opening at 12 Noon. Thank you."

\* \* \* \* \*

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

**BIDS, PROPOSALS AND CONTRACT AWARDS**

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

Bureau of Water and Wastewater - SC 886R, Improvements to Sludge Blending Tanks at the Patapsco Wastewater Treatment Plant  
**BIDS TO BE RECV'D: 10/23/2013**  
**BIDS TO BE OPENED: 10/23/2013**

## MINUTES

Department of Recreation and Parks - RP 12811R, Joseph Lee Site Improvements  
BIDS TO BE RECV'D: 10/23/2013  
BIDS TO BE OPENED: 10/23/2013

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

Department of Recreation and Parks - RP 12811R, Joseph Lee Site Improvements

Allied Contractors, Inc.  
 P. Flanigan & Sons, Inc.  
 JLN Construction Services, LLC  
 Bensky Construction Co., Inc.  
 DSM Properties, LLC

Department of Recreation and Parks - RP 13811, Baltimore Playground Project - FY'13

Allied Contractors, Inc.  
 P. Flanigan & Sons, Inc.  
 Bensky Construction Co., Inc.  
 DSM Properties, LLC



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Bureau of Purchases - B50003142, Ferric Chloride for Wastewater Treatment Plants

GEO Specialty Chemicals, Inc. - NO BID  
 Kemira Water Solutions, Inc.  
 Pencco, Inc. - NO BID

Bureau of Purchases - B50003154, Interactive Voice Recognition System

Symago, LLC  
 Acclaim Systems, Inc.  
 Selectron Technologies, Inc.  
 Vocantas, Inc.  
 MS Marketing LLC, d/b/a CUORE  
 Computer Data Services, LLC  
 Etollfree, LLC  
 Microlog Corporation  
 Verizon  
 Attiva Soft  
 MS Technologies Corporation  
 Interpersonal Frequency LLC

Bureau of Purchases - B50003121, Mental Health & Substance Abuse Screening

NO BIDS WERE RECEIVED

Bureau of Purchases - B50002986, Response Services for Oil Spill & Hazardous Waste Cleanup

Miller Environmental Group  
 EQ Northeast, Inc.  
 HEPACO LLC  
 Kalyani Environmental Solutions, LLC  
 Clean Venture, Inc.

## MINUTES

Bureau of Purchases

- B50003166, Tasers and Related Equipment

Taser International

Bureau of Purchases

- B50003172, Vertical Scissor Lift Truck

Chapman Auto Group

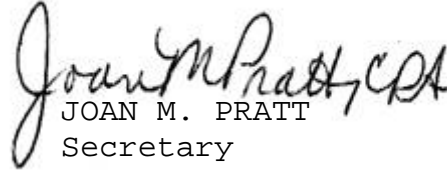
Bureau of Purchases

- B50003158, Lease for Large Scanners

## MINUTES

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There being no objections, the Board, UPON MOTION duly made and seconded, adjourned until its next regularly scheduled meeting on Wednesday, October 16, 2013.

  
JOAN M. PRATT  
Secretary