President: “Good morning. The September 25, 2019 meeting of the Board of Estimates is now called to order. In the interest of promoting order in the efficiency of these hearings, persons who are disruptive to the hearing will be asked to leave the hearing room. Meetings of the Board of Estimates are open to the public for the duration of the meeting. The hearing room must be vacated at the conclusion of the meeting. Failure to comply may result in a charge of trespassing. I will direct the Board Members attention to the Memorandum from my office dated September 23, 2019 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: “Mr. President before making an appropriate motion I -- I simply want to mention that the Law Department and MWBOO have continued to express concern that certain items are making their way to the Board’s agenda without an appropriate review by the Law Department and MWBOO. Um -- it -- it’s nobody’s fault. Ah -- but I’m pleased to report to the Board that ah -- the ah -- Chief of Staff together with the leadership in the Department of Public Works, ah -- just yesterday circulated a memorandum and an email notifying everyone that we’re going to get back to a very robust pre-board of Estimates Agenda review. So that the various agencies in the City are talking to each other about matters of common --con -- ah -- common interest, and to ensure that the Law Department has full opportunity to use its talented lawyers to review matters of importance to the City so that best practices are followed. In that regard, I’m going to meet with the Director of Finance later today and fill out some of the procedures that we need to follow to make sure that this happens. Ah -- because we all want to make sure that what happens before the Board is in the best interest of the City. So with that Mr. President, I’m pleased to move ah -- approval of the items on the routine agenda.”
Comptroller: “Second.”

President: “All of those in favor say AYE. All of those opposed, NAY. The routine agenda has been adopted.”

* * * * * * *
1. Prequalification of Contractors

In accordance with the Rules for Prequalification of Contractors, as amended by the Board on November 21, 2016, the following contractors are recommended:

- Badger Daylighting Corp. $ 941,760,000.00
- Michels Corporation $1,729,010,000,000.00

2. Prequalification of Architects and Engineers

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

- Gaudreau, Inc. Architect
- Mott MacDonald, LLC Engineer

There being no objections, the Board, UPON MOTION duly made and seconded, approved the prequalification of contractors and architects and engineers for the listed firms.
Department of Communication - Member Participation Agreement Services

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Member Participation Agreement with Verizon Business Network Services, Inc. on behalf of MCI Communications Services, Inc. d/b/a Verizon Business Services. The period of the agreement is effective upon Board approval for three years.

**AMOUNT OF MONEY AND SOURCE:**

No additional cost. (The cost of services were projected in the Centrex contract with Verizon.)

Account: 2039-000000-1330-158400-603084

**BACKGROUND/EXPLANATION:**

On April 1, 2009, the City entered into a MiCTA Participation Agreement with Verizon with subsequent amendments. This agreement sets new and negotiated discounted rates for services such as Voice over IP, Internet dedicated, Private IP, Access Services, customer premises equipment and Managed WAN on behalf of the Housing Authority, Police Department, Municipal Telephone Exchange and the Department of Public Works.

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

**APPROVED FOR FUNDS BY FINANCE**
UPON MOTION duly made and seconded, the Board approved the Member Participation Agreement with Verizon Business Network Services, Inc. on behalf of MCI Communications Services, Inc. d/b/a Verizon Business Services.
Baltimore Development Corporation – Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Lease Agreement with the Baltimore City Law Department, Tenant, for 4,092 total rentable square feet of floor area (Premises) on the Mezzanine Level of an office building, at 7 East Redwood Street in Baltimore City, Maryland. The period of the Lease Agreement is July 1, 2019 through June 30, 2024.

AMOUNT OF MONEY AND SOURCE:

<table>
<thead>
<tr>
<th>Monthly Rent</th>
<th>Annual</th>
<th>Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>$2,557.50</td>
<td>$30,690.50</td>
<td>July 1, 2019 – June 30, 2020</td>
</tr>
<tr>
<td>$2,634.27</td>
<td>$31,611.24</td>
<td>July 1, 2020 – June 30, 2021</td>
</tr>
<tr>
<td>$2,713.30</td>
<td>$32,559.60</td>
<td>July 1, 2021 – June 30, 2022</td>
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<tr>
<td>$2,794.70</td>
<td>$33,536.40</td>
<td>July 1, 2022 – June 30, 2023</td>
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<tr>
<td>$2,878.54</td>
<td>$34,542.48</td>
<td>July 1, 2023 – June 30, 2024</td>
</tr>
</tbody>
</table>

BACKGROUND/EXPLANATION:

The Law Department will use the premises for storage of files and workspace and for no other purpose.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Lease Agreement with the Baltimore City Law Department, Tenant, for 4,092 total rentable square feet of floor area (Premises) on the Mezzanine Level of an office building, at 7 East Redwood Street in Baltimore City, Maryland.
Fire and Police Employees’ – Subscription Agreement

ACTION REQUESTED OF B/E:

The Board is requested by the Board of Trustees of the Fire and Police Employees’ Retirement System (F&P) to approve a Subscription Agreement for its investment in Brookfield Capital Partners V, L.P., a Cayman Islands Exempted Limited Partnership.

AMOUNT OF MONEY AND SOURCE:

$15,000,000.00 – approximately of F&P funds

No General Fund monies are involved in this transaction.

BACKGROUND/EXPLANATION:

The F&P Board of Trustees conducted a search for a value-added real estate investment manager and, as a result of that search, selected Brookfield Asset Management, Inc. to accept an initial investment of $15,000,000.00 to be placed with Brookfield Capital Partners V, L.P. The search and selection process was conducted with the assistance and advice of the F&P System’s investment advisor, New England Pension Consulting.

MWBOO GRANTED A WAIVER.

UPON MOTION duly made and seconded, the Board approved the request by the Board of Trustees of the Fire and Police Employees’ Retirement System to approve a Subscription Agreement for its investment in Brookfield Capital Partners V, L.P., a Cayman Islands Exempted Limited Partnership. The Comptroller ABSTAINED.
Department of Housing and Community Development

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Land Disposition Agreement with HDMONA Properties, LLC, Developer, for the sale of the City-owned property located at 1822 W. Fayette Street.

**AMOUNT OF MONEY AND SOURCE:**

$9,000.00

**BACKGROUND/EXPLANATION:**

The property is a 3-story dwelling that has been boarded and vacant for quite a while and requires work. The Developer proposes to rehab the dwelling into two residential units and lease at market rate.

The City is authorized to dispose of the property by Article 28, Subtitle 8 of the Baltimore City Code. It was journalized and approved for sale on December 6, 2012.

The purchase of the property will be through private funds.

Pursuant to the provisions under Baltimore City Code, Article 28, 8-3, I have approved all terms and conditions of this agreement.

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

Pursuant to the Appraisal Policy of Baltimore City the Waiver Valuation Process was used and the Department determined the property located at 1822 W. Fayette Street to be valued at $18,300.00. The property is being sold for $9,000.00.
DHCD – cont’d

The property will be sold below the Waiver valuation price for the following reasons:

- the sale will provide stabilization to the immediate area,
- eliminate blight, and
- generate real estate and other taxes.

MBE/WBE PARTICIPATION:

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Land Disposition Agreement with HDMONA Properties, LLC, Developer, for the sale of the City-owned property located at 1822 W. Fayette Street.
Department of Housing and Community Development - Lien Release

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the Lien Release of the property located at 1300 Hollins Street.

**AMOUNT OF MONEY AND SOURCE:**

$74,848.33 - lien release

**BACKGROUND/EXPLANATION:**

This is a request for release of liens pursuant to the Annotated Code of Maryland, Tax Property 14-806, which gives the Board the authority to release liens against real property under certain circumstances. In this case, the property in question complies with all requirements of the lien release law.

The property is a vacant building and the liens of $88,084.05 exceed its appraised value of $6,500.00. The buyer/developer is SG Group, LLC/G. Gar Roberts, Authorized Member, will rehab the building as a multi-family rental unit at market rate. The property will be returned to productive use within a reasonable time, thus eliminating blighting conditions and returning it to the tax rolls of Baltimore City. The release of liens on the property will make it financially feasible for redevelopment and prevent tax abandonment.

At the settlement, the transferee will pay the City the amount of $13,235.72, which is the combination of the flat tax and water charges and is more than the appraised value ($6,500.00) of the property. The amount paid will be applied to satisfy the water bill, real estate taxes and flat tax first, then any other liens, including a purchase money mortgage that have accrued prior to the date of this lien release.
Department of Housing and – cont’d
Community Development

Any additional property tax assessments, water charges, and liens that accrue from the date of this lien release will be the responsibility of the transferee to pay prior to settlement.

Failure to record the deed and pay the purchase price listed in the Agreement of Sale in the amount of $13,235.72 within 120 days from the date of approval by the Board will void this release.

UPON MOTION duly made and seconded, the Board approved the Lien Release of the property located at 1300 Hollins Street.
The Board is requested to approve and authorize execution of the various Community Development Block Grant Agreements. The period of the agreement is July 1, 2019 through June 30, 2020, unless otherwise indicated.

1. **ACTION IN MATURITY, INC. (AIM)**  
   $35,000.00

   Account: 2089-208920-5930-709327-603051

   Under this agreement, the funds will be utilized to subsidize AIM’s operating costs. AIM will provide transportation services, information and social services assistance to seniors and disabled non-elderly persons residing in HABC-mixed population housing developments and HUD-subsidized senior apartment communities to support their ability to live independently.

2. **MOVEABLE FEAST, INC.**  
   $50,000.00

   Account: 2089-208919-5930-255034-603051

   Under this agreement, the funds will be utilized to subsidize the operating costs of the Culinary Arts Training program. The Subgrantee will provide education, career-training and placement for unemployed and under-employed persons that reside in Baltimore City. Upon completion, the Subgrantee will assist with job placements, retention and support services for one year.

**FOR FY 2019, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF $11,182.00.**

**MBE:** $3,019.14

**WBE:** $1,118.20
3. JUBILEE BALTIMORE, INC. $ 50,000.00

Accounts: 2089-208919-5930-436466-603051 $ 25,000.00
2089-208919-5930-436462-603051 $ 25,000.00

Jubilee Baltimore, Inc. will utilize the funds to subsidize the operating costs directly related to the historic preservation of a commercial property located at 19-21 E. North Avenue. The Subgrantee will also assist low and moderate-income, long-term, owner occupant residents of the Greenmount West community in obtaining financial assistance for façade improvements and home repairs. The period of the agreement is January 1, 2019 through December 31, 2019.

FOR FY 2019, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF $0.00.

MWBOO GRANTED A WAIVER ON MARCH 22, 2019.

4. BALTIMORE OFFICE OF PROMOTION AND THE ARTS, INC. (BOPA) $ 66,000.00

Account: 9998-916339-9593-900000-706047

The funds will be utilized to support the Baltimore Community Arts program (BCAP). The BCAP works with artists and neighborhood groups to abate graffiti, revitalize blighted areas, beautify the streetscape and procure local artists. The art forms are created by professional artists in collaboration with neighborhood residents in a variety of mediums and placed on properties located in low- and moderate-income neighborhoods that are primarily residential. These murals will be produced under the agreement. The period of the agreement is January 1, 2019 through December 31, 2019.
DHCD – cont’d

FOR FY 2019, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF $0.00.

MWBOO GRANTED A WAIVER ON JANUARY 30, 2019.

5. DRUID HEIGHTS COMMUNITY DEVELOPMENT CORPORATION, INC. $100,000.00

Account: 9997-904555-9593-900000-706047

The funds will be utilized for the development of a community pocket park located at 527 Gold Street. Gold Street Park will provide residents with meditative space, a children’s natural play area, rain garden and a community gathering space. The period of the agreement is effective upon Board approval for six-months.

FOR FY 2019, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF $220,700.00.

MBE: $59,589.00

WBE: $22,070.00

MWBOO GRANTED A WAIVER ON MARCH 7, 2019.

On August 8, 2018, 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 2018 Annual Action Plan for the Following formula programs:
DHCD - cont’d

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

Upon approval of the Resolution, the DHCD’s Contracts Section began negotiating and processing the CDBG Agreements as outlined in the plan effective July 1, 2018 and beyond. Consequently, these agreements were delayed due to final negotiations and processing.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorize execution of the foregoing various Community Development Block Grant Agreements.
Department of Housing and Community Development (DHCD) - Acquisition by Gift

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition of the fee simple interest in the property located at 2502 Denison Street, (Block 3058, Lot 0468A), by gift from Men on the Verge of Excellence, 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.

Men on the Verge of Excellence, Inc. has offered to donate to the City, title to the property located at 2502 Denison Street. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through September 9, 2019, other than water bills, are as follows:
DHCD - cont’d

2502 Denison Street

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<tr>
<th>Description</th>
<th>Date</th>
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<td>Tax Sale Cert. #104444</td>
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<td>Real Property Taxes 2019/2020</td>
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<td>Property Registration #54313697</td>
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<td>Property Registration #54827431</td>
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<td>1,915.00</td>
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<td>Property Registration #54972997</td>
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<td>1,900.00</td>
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<tr>
<td>Property Registration #069134</td>
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<td>1,192.80</td>
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**Total Taxes Owed** $18,752.36

UPON MOTION duly made and seconded, the Board approved the acquisition of the fee simple interest in the property located at 2502 Denison Street, (Block 3058, Lot 0468A), by gift from Men on the Verge of Excellence, Inc. Owner, SUBJECT to municipal liens, interest, and penalties, other than water bills.
Department of Housing and Community Development (DHCD)

ACTION REQUESTED OF B/E:

The Board is requested to approve the acquisition of the leasehold interest in the property located at 2724 N. Lanvale Street, (Block 2378, Lot 040), by gift from Leoertour Palmer, 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.

Leoertour Palmer, has offered to donate to the City, title to the property located at 2724 N. Lanvale Street. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through September 19, 2019, other than water bills, are as follows:
UPON MOTION duly made and seconded, the Board approved the acquisition of the leasehold interest in the property located at 2724 N. Lanvale Street, (Block 2378, Lot 040), by gift from Leovertour Palmer, Owner, SUBJECT to municipal liens, interest, and penalties, other than water bills.
ACTION REQUESTED OF B/E:

The Board is requested to approve the acquisition of the leasehold interest in the property located at 2549 Hollins Street, (Block 2175, Lot 025), by gift from Ketty Ngona, 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.

Ketty Ngona has offered to donate to the City, title to the property located at 2549 Hollins Street. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through September 15, 2019, other than water bills, are as follows:
DHCD - cont’d

2175 Hollins Street

<table>
<thead>
<tr>
<th>Description</th>
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<td>Total Taxes Owed</td>
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UPON MOTION duly made and seconded, the Board approved the acquisition of the leasehold interest in the property located at 2549 Hollins Street, (Block 2175, Lot 025), by gift from Ketty Ngona, Owner, SUBJECT to municipal liens, interest, and penalties, other than water bills.
Department of Housing and Community Development (DHCD) - Acquisition by Gift

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition of the leasehold interest in the property located at 2322 Whittier Avenue, (Block 3234, Lot 019), by gift from Ms. Ruthie L. Wilder, 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. Wilder has offered to donate to the City, title to the property located at 2322 Whittier Avenue. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through August 21, 2019, other than water bills, are as follows:
DHCD - cont’d

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<td>Miscellaneous</td>
<td>8808263</td>
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<td>8040313</td>
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<td>Incl. in Tax Sale</td>
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<td>8072472</td>
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<td>Incl. in Tax Sale</td>
<td>Incl. in Tax Sale</td>
<td>Incl. in Tax Sale</td>
<td>Incl. in Tax Sale</td>
<td>Incl. in Tax Sale</td>
<td>Incl. in Tax Sale</td>
<td>Incl. in Tax Sale</td>
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<tr>
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<td>Incl. in Tax Sale</td>
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</tr>
<tr>
<td>Registration</td>
<td>208473</td>
<td>259.50</td>
<td>259.50</td>
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<td>259.50</td>
<td>259.50</td>
<td>259.50</td>
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<tr>
<td>Total Taxes Owed</td>
<td></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
<td><strong>$75,728.71</strong></td>
</tr>
</tbody>
</table>

UPON MOTION duly made and seconded, the Board approved the acquisition of the leasehold interest in the property located at 2322 Whittier Avenue, (Block 3234, Lot 019), by gift from Ms. Ruthie L. Wilder, Owner, SUBJECT to municipal liens, interest, and penalties, other than water bills.
Department of Housing and Community Development (DHCD) - Acquisition by Gift

ACTION REQUESTED OF B/E:

The Board is requested to approve the acquisition of the leasehold interest in the property located at 1226 Mosher Street, (Block 0065, Lot 014), by gift from APP Consulting Group, 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.

APP Consulting Group, LLC has offered to donate to the City, title to the property located at 1226 Mosher Street. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through July 29, other than water bills, are as follows:
DHCD - cont’d

<table>
<thead>
<tr>
<th>Description</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1226 Mosher Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Tax Sale Cert. #338428</td>
<td>10/24/2018</td>
<td>$5,061.98</td>
</tr>
<tr>
<td>Real Property Tax</td>
<td>2019/2020</td>
<td>117.44</td>
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<tr>
<td>Real Property Tax</td>
<td>2018/2019</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Real Property Tax</td>
<td>2017/2018</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Real Property Tax</td>
<td>2016/2017</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Real Property Tax</td>
<td>2014/2015</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>6656250</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>7397474</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>8468449</td>
<td>Incl. in 2018 Tax Sale</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>8741257</td>
<td>218.02</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>8802886</td>
<td>124.09</td>
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<tr>
<td>Miscellaneous</td>
<td>8808271</td>
<td>164.80</td>
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<tr>
<td>Environmental Fine</td>
<td>54607171</td>
<td>1,500.00</td>
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<tr>
<td>Registration</td>
<td>825145</td>
<td>1,718.40</td>
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<tr>
<td><strong>Total Taxes Owed</strong></td>
<td></td>
<td><strong>$8,904.73</strong></td>
</tr>
</tbody>
</table>

UPON MOTION duly made and seconded, the Board approved the acquisition of the leasehold interest in the property located at 1226 Mosher Street, (Block 0065, Lot 014), by gift from APP Consulting Group, LLC, Owner, SUBJECT to municipal liens, interest, and penalties, other than water bills.
Department of Housing and Community Development (DHCD) - Acquisition by Gift

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the acquisition of the fee simple interest in the property located at 712 N. Duncan Street, (Block 1621, Lot 064), by gift from Michel R. ST. Denis and Marcel R. ST. Denis, Owners, 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.

Michel R. ST. Denis and Marcel R. ST. Denis have offered to donate to the City, title to the property located at 712 N. Duncan Street. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through September 15, 2019, other than water bills, are as follows:
DHCD – cont’d

712 N. Duncan Street

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>Real Property Taxes</td>
<td>2019-2020</td>
<td>$446.26</td>
</tr>
<tr>
<td>Miscellaneous Bills</td>
<td>8790792/WO U30990</td>
<td>$239.26</td>
</tr>
<tr>
<td>Property Registration</td>
<td>0731790</td>
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<tr>
<td><strong>Total Taxes Owed:</strong></td>
<td></td>
<td><strong>$685.52</strong></td>
</tr>
</tbody>
</table>

UPON MOTION duly made and seconded, the Board approved the acquisition of the fee simple interest in the property located at 712 N. Duncan Street, (Block 1621, Lot 064), by gift from Michel R. ST. Denis and Marcel R. ST. Denis, Owners, SUBJECT to municipal liens, interest, and penalties, other than water bills.
Department of Housing and Community Development (DHCD) - Acquisition by Gift

ACTION REQUESTED OF B/E:

The Board is requested to approve the acquisition of the fee simple interest in the property located at 1830 Edmondson Avenue, (Block 0108, Lot 039), by gift from The Estate of Helen Richardson (#97324)/Gary C. Richardson, Personal Representative, 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.

The Estate of Helen Richardson (#97324) Gary Richardson, Personal Representative has offered to donate to the City, title to the property located at 1830 Edmondson Avenue. With the Board’s approval, 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 Owner will pay all current water bills up through the date of settlement. The DHCD will acquire the property subject to all municipal liens, and all interest and penalties that may accrue prior to recording a deed. The water bills must be paid as part of the transaction. A list of open municipal liens accrued through September 12, 2019, other than water bills, are as follows:
DHCD - cont’d

<table>
<thead>
<tr>
<th>Description</th>
<th>Date</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Tax Sale Cert. #318500</td>
<td>5/17/2017</td>
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<td>Real Property Taxes 2019-2020</td>
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<td>23.49</td>
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<td>Real Property Taxes 2018-2019</td>
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<td>Real Property Taxes 2017-2018</td>
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<td>Real Property Taxes 2013-2014</td>
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<tr>
<td>Real Property Taxes 2012-2013</td>
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<td>Incl. in TS</td>
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<tr>
<td>Real Property Taxes 2011-2012</td>
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<td>Incl. in TS</td>
</tr>
<tr>
<td>Real Property Taxes 2007-2008</td>
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<td>Incl. in TS</td>
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<tr>
<td>Miscellaneous Bill 4834115/U26327</td>
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<td>Incl. in TS</td>
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<tr>
<td>Miscellaneous Bill 5012125/U32124</td>
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<td>Incl. in TS</td>
</tr>
<tr>
<td>Miscellaneous Bill 5212709/U40938</td>
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<td>Incl. in TS</td>
</tr>
<tr>
<td>Miscellaneous Bill 5323290/U47254</td>
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<td>Incl. in TS</td>
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<tr>
<td>Miscellaneous Bill 5486121/U56842</td>
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<td>Incl. in TS</td>
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<td>Miscellaneous Bill 5738646/U63174</td>
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<td>Incl. in TS</td>
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<td>Miscellaneous Bill 6121321/U89796</td>
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<tr>
<td>Miscellaneous Bill 6278345/U99239</td>
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<td>Incl. in TS</td>
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<td>Miscellaneous Bill 6347165/U10614</td>
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<td>Incl. in TS</td>
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<tr>
<td>Miscellaneous Bill 6382709/U10973</td>
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<td>Incl. in TS</td>
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<td>Additional Miscellaneous Bill 6541932/U11956</td>
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<td>Additional Miscellaneous Bill 6600621/U12546</td>
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<td>Additional Miscellaneous Bill 6757009/U14151</td>
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<td>Additional Miscellaneous Bill 6985121/U15775</td>
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<td>Additional Miscellaneous Bill 7006208/U15991</td>
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<td>Additional Miscellaneous Bill 7040223/U16340</td>
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<td>Additional Miscellaneous Bill 7084684/U16787</td>
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<td>Additional Miscellaneous Bill 7121775/U17162</td>
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<td>Additional Miscellaneous Bill 8328262/U26526</td>
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<tr>
<td>Additional Miscellaneous Bill 8665515/U29873</td>
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<td>Additional Miscellaneous Bill 8714750/U30229</td>
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<td>Additional Miscellaneous Bill 8811226/U31190</td>
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<td>Property Registration 207291/B1072951</td>
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<td><strong>Total Taxes Owed:</strong></td>
<td></td>
<td><strong>$ 76,533.63</strong></td>
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</tbody>
</table>
DHCD – cont’d

UPON MOTION duly made and seconded, the Board approved the acquisition of the fee simple interest in the property located at 1830 Edmondson Avenue, (Block 0108, Lot 039), by gift from The Estate of Helen Richardson (#97324)/Gary C. Richardson, Personal Representative, Owner SUBJECT to municipal liens, interest, and penalties, other than water bills.
Department of Real Estate – Renewal of Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve the renewal of the Lease Agreement with the Oliver Beautification Alliance, Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 130A, being on the 1st floor, containing 73 square feet. The period of the renewal is July 1, 2019 through June 30, 2020.

AMOUNT OF MONEY AND SOURCE:

<table>
<thead>
<tr>
<th>Annual Rent</th>
<th>Monthly Installments</th>
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</thead>
<tbody>
<tr>
<td>$555.36</td>
<td>$46.28</td>
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</table>

BACKGROUND/EXPLANATION:

On October 3, 2018, the Board approved the Lease Agreement for the period April 1, 2018 through June 30, 2019, with the right to renew for two additional one-year periods. The Oliver Beautification Alliance, Inc. has exercised its renewal option for the period July 1, 2019 through June 30, 2020.

All other rentals, conditions and provisions of the Lease Agreement dated October 3, 2018 remain in full force and effect.

The renewal request is late because of delays in the administrative process.

UPON MOTION duly made and seconded, the Board approved the renewal of the Lease Agreement with the Oliver Beautification Alliance.
Department of Real Estate - cont’d

Alliance, Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 130A, being on the 1st floor, containing 73 square feet.
Department of Real Estate – Renewal of Lease Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the renewal of the Lease Agreement with Out for Justice, Inc., Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 131A, 131B, 131C, 131D, 131E, 131F, 131G, and 135, being on the 1st floor, containing 713 square feet. The period of the renewal is July 1, 2019 through June 30, 2020.

**AMOUNT OF MONEY AND SOURCE:**

<table>
<thead>
<tr>
<th>Annual Rent</th>
<th>Monthly Installments</th>
</tr>
</thead>
<tbody>
<tr>
<td>$5,420.15</td>
<td>$451.71</td>
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</table>

**BACKGROUND/EXPLANATION:**

On April 24, 2019, the Board approved the Lease Agreement for the period April 1, 2018 through June 30, 2019, with the right to renew for two additional one-year periods. Out for Justice, Inc. has exercised its renewal option for the period July 1, 2019 through June 30, 2020.

All other rentals, conditions and provisions of the Lease Agreement dated April 24, 2019 remain in full force and effect.

The renewal request is late because of delays in the administrative process.
UPON MOTION duly made and seconded, the Board approved the renewal of the Lease Agreement with Out for Justice, Inc., Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 131A, 131B, 131C, 131D, 131E, 131F, 131G, and 135, being on the 1st floor, containing 713 square feet.
Department of Real Estate - Renewal of Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve the renewal of the Lease Agreement with Meraki Community Uplift, Inc., Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 129A, 129B, 129C, 129D, 129E, 129F, and 129G, being on the 1st floor, containing 499 square feet. The period of the renewal is July 1, 2019 through June 30, 2020.

AMOUNT OF MONEY AND SOURCE:

<table>
<thead>
<tr>
<th>Annual Rent</th>
<th>Monthly Installments</th>
</tr>
</thead>
<tbody>
<tr>
<td>$3,757.12</td>
<td>$313.09</td>
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</table>

BACKGROUND/EXPLANATION:

On April 24, 2019, the Board approved the Lease Agreement for the period April 1, 2018 through June 30, 2019, with the right to renew for two additional one-year periods. Meraki Community Uplift, Inc. has exercised its renewal option for the period July 1, 2019 through June 30, 2020.

All other rentals, conditions and provisions of the Lease Agreement dated April 24, 2019 remain in full force and effect.

The renewal request is late because of delays in the administrative process.
UPON MOTION duly made and seconded, the Board approved the renewal of the Lease Agreement with Meraki Community Uplift, Inc., Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 129A, 129B, 129C, 129D, 129E, 129F, and 129G, being on the 1st floor, containing 499 square feet.
Department of Real Estate – Renewal of Lease Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the renewal of the Lease Agreement with the East Baltimore Community Corporation, Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 112, 112A, and 114, being on the first floor, containing 364 square feet. The period of the renewal is July 1, 2019 through June 30, 2020.

**AMOUNT OF MONEY AND SOURCE:**

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Annual Rent</td>
<td>Monthly Installments</td>
</tr>
<tr>
<td>$2,767.27</td>
<td>$230.61</td>
</tr>
</tbody>
</table>

**BACKGROUND/EXPLANATION:**

On October 3, 2018, the Board approved the Lease Agreement for the period April 1, 2018 through June 30, 2019, with the right to renew for two additional one-year periods. East Baltimore Community Corporation has exercised its renewal option for the period July 1, 2019 through June 30, 2020.

All other rentals, conditions and provisions of the Lease Agreement dated October 3, 2018 remain in full force and effect.

The renewal request is late because of delays in the administrative process.
UPON MOTION duly made and seconded, the Board approved the renewal of the Lease Agreement with the East Baltimore Community Corporation, Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 112, 112A, and 114, being on the 1st floor, containing 364 square feet.
Department of Real Estate – Renewal of Lease Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the renewal of the Lease Agreement with the Oliver Community Association, Inc., Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 109, 109A, 109B, and 111, being on the first floor, containing 364 square feet. The period of the renewal is July 1, 2019 through June 30, 2020.

**AMOUNT OF MONEY AND SOURCE:**

<table>
<thead>
<tr>
<th>Annual Rent</th>
<th>Monthly Installments</th>
</tr>
</thead>
<tbody>
<tr>
<td>$6,028.70</td>
<td>$502.39</td>
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</tbody>
</table>

**BACKGROUND/EXPLANATION:**

On October 3, 2018, the Board approved the Lease Agreement for the period April 1, 2018 through June 30, 2019, with the right to renew for two additional one-year periods. The Oliver Community Association, Inc. has exercised its renewal option for the period July 1, 2019 through June 30, 2020.

All other rentals, conditions and provisions of the Lease Agreement dated October 3, 2018 remain in full force and effect.

The renewal request is late because of delays in the administrative process.
Department of Real Estate - cont’d

UPON MOTION duly made and seconded, the Board approved the renewal of the Lease Agreement with the Oliver Community Association, Inc., Tenant, for the rental of a portion of the property known as 1400 E. Federal Street known as Space 109, 109A, 109B, and 111, being on the 1st floor, containing 364 square feet.
TRANSFER OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfer of Funds

listed on the following page:

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.
TRANSFER OF FUNDS

<table>
<thead>
<tr>
<th>AMOUNT</th>
<th>FROM ACCOUNT/S</th>
<th>TO ACCOUNT/S</th>
</tr>
</thead>
<tbody>
<tr>
<td>Baltimore Development Corporation</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. $2,000,000.00</td>
<td>9910-910063-9600</td>
<td>9910-905360-9601</td>
</tr>
<tr>
<td>General Funds</td>
<td>Lexington Market (Constr. Res.)</td>
<td>Lexington Market Improvements</td>
</tr>
<tr>
<td>1,982,000.00</td>
<td>&quot;</td>
<td>&quot;</td>
</tr>
<tr>
<td>MCC</td>
<td>&quot;</td>
<td>&quot;</td>
</tr>
<tr>
<td>300.00</td>
<td>&quot;</td>
<td>&quot;</td>
</tr>
<tr>
<td>1st Comm. EBF</td>
<td>&quot;</td>
<td>&quot;</td>
</tr>
<tr>
<td>$3,982,300.00</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The transfer will provide funds to Lexington Market, Inc. for reimbursement of construction architectural designs, construction details, determining structural viability, schematics, site surveys, subsurface exploration, massing studies associated with the renovations and upgrades at Lexington Market.
Environmental Control Board – Transfer of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve the Transfer of Funds to the Baltimore City Foundation.

AMOUNT OF MONEY AND SOURCE:

$75,691.00 – 1001-000000-1170-769300-603050

BACKGROUND/EXPLANATION:

The Environmental Control Board requests approval to transfer funds to the Baltimore City Foundation for the Care-A-Lot program, under BMORE Beautiful Care-A-Lot Youth program, in order to provide grants to Baltimore neighborhoods that are mentoring youth participants working to maintain identified vacant lots within their community.

The funds will be dispersed to participating community organizations and youth participants based on invoiced maintenance visits and work completed.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved the Transfer of Funds to the Baltimore City Foundation.
Environmental Control Board – Transfer of Funds

ACTION REQUESTED OF B/E:

The Board is requested to approve the Transfer of Funds to the Baltimore City Foundation.

AMOUNT OF MONEY AND SOURCE:

$80,059.00 - 1001-000000-1170-769300-607001

BACKGROUND/EXPLANATION:

The Environmental Control Board requests approval to transfer funds to the Baltimore City Foundation in order to provide grants to Baltimore neighborhoods that are mentoring youth participants working to maintain identified vacant lots within their community.

The funds will be dispersed to participating community organizations and youth participants based on invoiced maintenance visits and work completed.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved the Transfer of Funds to the Baltimore City Foundation.
OPTIONS/CONDEMNATION/QUICK-TAKES:

<table>
<thead>
<tr>
<th>Owner(s)</th>
<th>Property</th>
<th>Interest</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Housing and Community Development (DHCD) - Options</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Avery Chandler</td>
<td>4730 Park Heights Avenue G/R</td>
<td>$70.00</td>
<td>$467.00</td>
</tr>
<tr>
<td>2. Debra A. Moy and Karen A. Meekins Benckini</td>
<td>3520 Woodland Avenue G/R</td>
<td>$80.00</td>
<td>$533.33</td>
</tr>
</tbody>
</table>

Funds are available in account no. 9910-903183-9588-900000-704040, Park Heights Major Redevelopment Area Complete Project.

<table>
<thead>
<tr>
<th>Owner(s)</th>
<th>Property</th>
<th>Interest</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Housing and Community Development - Condemnations</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Worthington Ridge Realty Partnership</td>
<td>1808 Henneman Avenue G/R</td>
<td>$24.00</td>
<td>$220.00</td>
</tr>
</tbody>
</table>

Funds are available in account no. 9910-910427-9588-900000-704040, EBDI Project.

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

<table>
<thead>
<tr>
<th>Owner(s)</th>
<th>Property</th>
<th>Interest</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>4. Fred Cohn and Eileen P. Cohn</td>
<td>3309 Woodland Avenue G/R</td>
<td>$90.00</td>
<td>$600.00</td>
</tr>
<tr>
<td>5. Edgar D. Airey</td>
<td>3405 Woodland Avenue G/R</td>
<td>$90.00</td>
<td>$600.00</td>
</tr>
</tbody>
</table>
OPTIONS/CONDEMNATION/QUICK-TAKES:

<table>
<thead>
<tr>
<th>Owner(s)</th>
<th>Property</th>
<th>Interest</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>DHCD - Condemnations - cont’d</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

6. Mary Jane Blount 4708 Park Heights Avenue $70.00

Funds are available in account no. 9910-903183-9588-900000-704040, Park Heights Major Redevelopment Project.

UPON MOTION duly made and seconded, the Board approved and authorized the foregoing options and condemnations.
Department of General Services - Employee Expense Statement

ACTION REQUESTED OF B/E:

The Board is requested to approve an Employee Expense Statement to reimburse Ms. Lenora Witherspoon for expenses incurred during the years of 2018 and 2019.

AMOUNT OF MONEY AND SOURCE:

$126.18 - 2030-000000-1890-189900-603002

BACKGROUND/EXPLANATION:

The employee was the Fleet Management coordinator for the recent United Way Campaign. She used her personal vehicle to travel throughout the City to all of the Fleet Management substations, as well as other City locations, to meet with Fleet employees and provide oversight of pledge drives, bake sales, and other United Ways events.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved an Employee Expense Statement to reimburse Ms. Lenora Witherspoon for expenses incurred during the years of 2018 and 2019.
Department of General Services – Task Assignment

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of Task No. 3 to Johnson, Mirmiran, & Thompson, Inc. under Project 1805, Construction Management Assistance. The Task Assignment is approximately 12 months.

**AMOUNT OF MONEY AND SOURCE:**

$121,306.30 – 1001-000000-7340-721700-606008

**BACKGROUND/EXPLANATION:**

Johnson, Mirmiran, & Thompson, Inc. will provide construction management assistance to develop and train the Department’s staff to effectively utilize Oracle Unifier contract management software and related duties.

**MBE/WBE PARTICIPATION:**

The Consultant has committed to using the following firms as part of this task:

- **WBE:** Albrecht Engineering $16,462.30 13.57%

**THE EAR WAS APPROVED BY MWBOO ON AUGUST 22, 2019.**

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND FOUND THE BASIS FOR COMPENSATION CONSISTENT WITH CITY POLICY.**
Department of General Services – cont’d

UPON MOTION duly made and seconded, the Board approved the assignment of Task No. 3 to Johnson, Mirmiran, & Thompson, Inc. under Project 1805, Construction Management Assistance.
ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Developer’s Agreement No. 1427-D with Baltimore Urban Revitalization, LLC, Developer.

AMOUNT OF MONEY AND SOURCE:

$2,553,197.64

BACKGROUND/EXPLANATION:

The Developer desires to perform utility relocations and various utility upgrades as part of the Port Covington Project. This Developer’s Agreement will allow the organization to do its own installation in accordance with Baltimore City Standards.

A Performance Bond in the amount of $2,553,197.64 has been issued to Baltimore Urban Revitalization, LLC which assumes 100% of the financial responsibility.

MBE/WBE PARTICIPATION:

Irrespective to Article 5, Subtitle 28-4, this item is not the result of City procurement and the above named entity is responsible for all costs, MBE/DBE goals do not apply.

UPON MOTION duly made and seconded, the Board approved and authorized execution of Developer’s Agreement No. 1427-D with Baltimore Urban Revitalization, LLC, Developer.
Department of Transportation/DOT – Task Assignment
   Engineering and Construction

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of Task No. 013 to STV, Inc., under Project No. 1191, On-Call Design Consultant Services for Federal Aid Resurfacing and Reconstruction Projects. The period of the Task Assignment is approximately 16 months.

**AMOUNT OF MONEY AND SOURCE:**

$50,718.71 – 9950-929004-9508-900010-705032

**BACKGROUND/EXPLANATION:**

The Consultant will provide post award services for the Belair Road Streetscape from Cook Avenue to Lasalle Avenue, TR 15307. The services will include response to Contractor requests for information (RFIs), shop drawing review, potential redline/green line revisions, attending progress meetings, and site visits

**MBE/WBE PARTICIPATION:**

The Consultant will comply with Title 49 Code of the Federal Regulations, Part 26 (49CFR26) and the DBE goal of 25% established in the original agreement.

The Consultant has exceeded the DBE goal of 25% MBE and achieved a goal of 26%.

**AUDITS REVIEWED AND FOUND THE BASIS FOR COMPENSATION CONSISTENT WITH CITY POLICY.**
Department of Transportation/DOT - cont’d
Engineering and Construction

TRANSFER OF FUNDS

<table>
<thead>
<tr>
<th>AMOUNT</th>
<th>FROM ACCOUNT</th>
<th>TO ACCOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>$44,632.16</td>
<td>9950-925008-9528</td>
<td></td>
</tr>
<tr>
<td>FED</td>
<td>Construc. Res.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Belair Road Reconstruction</td>
<td></td>
</tr>
<tr>
<td>11,158.12</td>
<td>&quot;</td>
<td>&quot;</td>
</tr>
<tr>
<td>HUR</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$55,790.28</td>
<td>----------------------</td>
<td>9950-929004-9508</td>
</tr>
</tbody>
</table>

This transfer will fund the costs associated with Task No. 13 on Project No. 1191, Federal Aid Resurfacing and Reconstruction Projects with STV, Inc.

UPON MOTION duly made and seconded, the Board approved the assignment of Task No. 013 to STV, Inc., under Project No. 1191, On-Call Design Consultant Services for Federal Aid Resurfacing and Reconstruction Projects. 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.
Department of Transportation/DOT – Task Assignment
   Engineering and Construction

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of Task No. 013 to Rummel, Klepper & Kahl, LLP, under Project No. 1209, On-Call Traffic Engineering Services. The period of the Task Assignment is approximately 12 months.

**AMOUNT OF MONEY AND SOURCE:**

$236,687.20 – 9950-907074-9512-900020-703032

**BACKGROUND/EXPLANATION:**

The Consultant will provide engineering support services for the City of Baltimore to provide traffic engineering and engineering CADD design support.

**MBE/WBE PARTICIPATION:**

The Consultant will comply with Article 5, Subtitle 28 of the Baltimore City Code and the MBE and WBE goals assigned to the original agreement MBE: 27% and WBE: 10%.

The Consultant has exceeded the MBE goal of 27% MBE and achieved a goal of 44% and exceeded the WBE goal of 10% and achieved a goal of 12%.

**MWBOO APPROVED THIS EAR ON JULY 24, 2019.**

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED AND FOUND THE BASIS FOR COMPENSATION CONSISTENT WITH CITY POLICY.**
Department of Transportation/DOT – cont’d

Engineering and Construction

UPON MOTION duly made and seconded, the Board approved the assignment of Task No. 013 to Rummel, Klepper & Kahl, LLP, under Project No. 1209, On-Call Traffic Engineering Services.
Department of Transportation/ - Task Assignment
  Conduit Division

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the assignment of Task No. 034 to Johnson, Mirmiran & Thompson, under Project No. 1217, On-Call Construction Project Management Services. The period of the Task Assignment is approximately 12 months.

**AMOUNT OF MONEY AND SOURCE:**

$190,393.17 - 9962-909075-9562-900000-705032

**BACKGROUND/EXPLANATION:**

This authorization provides the Conduit Division with Public Works Inspector III field services for the observation and monitoring of Conduit Capital Maintenance Contracts TR 160200, Comprehensive Conduit Facilities Management Services and TR 18014, Conduit System JOC.

**MBE/WBE PARTICIPATION:**

The Consultant will comply with Article 5, Subtitle 28 of the Baltimore City Code and the 27% MBE and 10% WBE goals assigned to the original agreement.

The Consultant has achieved 24% of the MBE goals and 9% of the WBE goals.

**MWBOO APPROVED THIS EAR ON AUGUST 2, 2019.**

**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. 034 to Johnson, Mirmiran & Thompson, under Project No. 1217, On-Call Construction Project Management Services.
UPON MOTION duly made and seconded, the Board approved the Extra Work Orders listed on the following pages: 4441 - 4442. The EWO’s were reviewed and approved by the Department of Audits, CORC, and MWBOO, unless otherwise indicated.
EXTRA WORK ORDERS

<table>
<thead>
<tr>
<th>Department of Transportation/DOT Engineering and Construction Division (DOT TEC)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. EWO #003, ($730,239.73) - TR 13307, Resurfacing Highways @ Various Locations Southeast-Sector IV</td>
</tr>
<tr>
<td>$3,043,412.09</td>
</tr>
<tr>
<td>As a result of completing the project close-out audit, this final EWO represents a net credit in the amount of ($730,239.73). This final EWO reconciles contract bid items. The reconciliation includes overrun and underrun adjustment for items used during the project.</td>
</tr>
</tbody>
</table>

DBE PARTICIPATION:

DBE SET GOALS OF 25%.

The Contractor has exceeded the goal and achieved 31%.

2. EWO #007, ($185.67) - TR 05308, Dundalk Avenue Streetscape from Eastern Avenue to the City Line |
| $14,163,131.25 | $6,391,368.52 | Civil Construction, LLC |
| As a result of completing the project close-out audit, this final EWO represents a net credit in the amount of ($185.67). This final EWO reconciles contract bid items. The reconciliation includes overrun and underrun adjustment for items used during the project. |
### EXTRA WORK ORDERS

|----------|--------------|-----------|------------|------------|-------------|--------|

Department of Transportation/DOT Engineering – cont’d and Construction Division (DOT TEC)

### DBE PARTICIPATION:

**DBE SET GOALS OF 25%**.

The Contractor has achieved the 25% goal.

Department of Transportation/
DOT – Recreation and Parks

3. **EWO #005, ($0.01) – TR 12313, Herring Run Greenway**

   $4,189,000.00 $257,184.71 P. Flanigan - 100%

   & Sons, Inc.

As a result of completing the project closeout audit, this final EWO represents a net credit in the amount of ($0.01). This final EWO reconciles contract bid items. The reconciliation includes overrun and underrun adjustment for items used during the project.

### DBE PARTICIPATION:

**DBE SET GOALS OF 25%**.

The Contractor has exceeded the goal and achieved 26%. 
Health Department – Agreements

The Board is requested to approve and authorize execution of the various agreements. The period of the agreement is July 1, 2019 through June 30, 2020, unless otherwise indicated.

1. **PACT: HELPING CHILDREN WITH SPECIAL NEEDS, INC.** $ 58,419.00

   Account: 4000-427120-3080-294300-603051

   Under this agreement, PACT will provide Autism Classroom services to four children at any given time, in a comprehensive inclusive childcare setting. Children with Spectrum Autism Disorder will spend two hours of their day, three times a week in an intensive, therapeutic classroom that utilizes a mixed methods of teaching approach incorporating Picture Exchange Communication System, Discrete Trail Training, Pivotal Response Training and verbal behavioral. The class will be co-taught by a speech pathologist as well as an experienced occupational therapist and classroom aide.

   The agreement is late because of administrative delays.

   **MWBOO GRANTED A WAIVER ON AUGUST 8, 2019.**

2. **HEALTHCARE ACCESS MARYLAND, INC. (HCAM)** $1,537,416.00

   Account: 4000-421120-3080-294600-603051

   The HCAM will continue to assist Baltimore City residents in accessing comprehensive health care services. The HCAM works closely with Managed Care Organizations to assist Medicaid/Medicaid eligible clients obtain proper and adequate
Health Department – cont’d

health care services through their insurance and serve as a local resource for information to eligible residents in the City.

The agreement is late because of budget revisions delayed processing.

MWBOO GRANTED A WAIVER ON AUGUST 22, 2019.

3. TOTAL HEALTH CARE, INC. $ 100,500.00

Account: 4000-499019-3023-513200-603051

Total Health Care, Inc. will utilize the funds to provide services to increase health literacy, HIV counseling, testing, linkage to HIV primary medical care for newly diagnosed and people living with HIV, and linkage to pre-exposure prophylaxis or post-exposure prophylaxis medications for priority populations served within Baltimore City. The period of the agreement is January 1, 2019 through December 31, 2019.

The agreement is late because of administrative delays.

MWBOO GRANTED A WAIVER ON JULY 22, 2019.

4. KENNEDY KRIEGER INSTITUTE, INC. $80,361.00

Accounts: 4000-427120-3080-292300-603051 $31,198.00
1001-000000-3080-288500-603051 $26,198.00
6000-622120-3080-292300-603051 $22,965.00

The Kennedy Krieger Institute, Inc. will utilize the funds to coordinate and provide family support services with the Baltimore Infants and Toddlers Program. Services will
Health Department – cont’d

include early intervention and 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 administrative process.

MWBOO GRANTED A WAIVER ON AUGUST 2, 2019.

5. JOHNS HOPKINS BAYVIEW MEDICAL CENTER, INC. $ 50,000.00

Account: 4000-422519-3030-271500-603051

The funds will be utilized for the Johns Hopkins Medical Center’s “Care-A-Van” program that targets uninsured individuals and provides free outreach medical services in Southeast Baltimore including comprehensive medical care and health care education.

Since it began in 1999, Care-A-Van has aggressively promoted health care and prevention of diseases, including syphilis, HIV and other Sexually Transmitted Infections (STI). Free testing is available for syphilis and HIV, and treatment of some STIs is also available abroad the Care-A-Van. Clients testing positive for HIV are either referred to Johns Hopkins Bayview Medical Center or other health care providers for treatment. The van serves a large rapidly growing Hispanic population, and a bilingual representative is always available on the Care-A-Van. The period of the agreement is January 1, 2019 through December 31, 2019.

The agreement is late because of delays in the administrative review process.

MWBOO Granted a waiver on August 8, 2019.
Health Department – cont’d

6. **BEST CARE ASSISTED LIVING, LTD.** $ 15,600.00

7. **HOUSE OF VICTORY HOME CARE, INC.** $ 15,600.00

Account: 5000-534020-3254-767800-607001

The Department will disburse State Subsidized Assisted Housing Funds to low-income residents at the organization’s facilities.

These facilities are enrolled in the Senior Assisted Living Group Home Subsidy Program, and will provide subsidized senior assisted housing services for individuals age 62 and over, who have temporary or periodic difficulties with the activities of daily living. The senior assisted residents receive shelter, meals, housekeeping, personal care services, and 24-hour on-site supervision. The period of the agreement is July 1, 2019 through June 30, 2020.

These agreements are late because the Department was waiting on information and signatures from the providers.

8. **VICTOR A. FERRANS** $ 20,000.00

Account: 6000-607620-3110-306700-603018

Mr. Ferrans will provide comprehensive reviews and complete the Pre-Administration Screening and Resident Review certification on each evaluation conducted by the Adult Evaluation and Review Services (AERS) multi-disciplinary team and/or the client’s private physicians and/or nursing home professional staff for clarification of mental health treatment plan/needs at the request of the AERS team and provide an on-site psychiatric evaluation of nursing home residents.
Health Department – cont’d

The agreement is late because of delays during 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 foregoing agreements. The Mayor ABSTAINED on item no. 5. The President ABSTAINED on item no. 5.
Health Department – Amendment Nos. 1 and 2 to Notice of Grant Award

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize acceptance of Amendment Nos. 1 and 2 of Grant Award from the Corporation for National and Community Service for Retired and Senior Volunteer Program (RSVP).

**AMOUNT OF MONEY AND SOURCE:**

$95,737.00 – 4000-423420-3255-805200-404001

$7,500.00 – 4000-423420-3255-805200-404001

$103,237.00

**BACKGROUND/EXPLANATION:**

On May 29, 2019, the Board approved and authorized execution of a Notice of Grant Award for the RSVP in the amount of $95,737.00 for the period of July 1, 2018 through June 30, 2019 for grant year 1.

On May 22, 2019, the Department received Amendment No. 1 in the amount of $95,737.00 for the budget period of July 1, 2018 through June 30, 2020 for grant year 2.

On July 27, 2019, the Department received Amendment No. 2 to increase base line funding by $7,500.00 for grant year 2. This made the total award amount $103,237.00.

All other terms and conditions will remain the same.

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

**APPROVED FOR FUNDS BY FINANCE**
Health Department – cont’d

UPON MOTION duly made and seconded, the Board approved and authorized acceptance of Amendment Nos. 1 and 2 of Grant Award from the Corporation for National and Community Service for Retired and Senior Volunteer Program.
Health Department – Notification of Grant Award

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize acceptance of the Notification of Grant Award (NGA) from the Corporation for National and Community Service for the Senior Companion Program. The period of the NGA was July 1, 2019 through June 30, 2020.

**AMOUNT OF MONEY AND SOURCE:**

$296,031.00 - 4000-423520-3255-805300-404001

**BACKGROUND/EXPLANATION:**

This NGA will allow the Department to accept and utilize funds received from the Corporation for National and Community Service to carry out a national service program as authorized by the Domestic and Volunteer Service Act of 1973, as amended (42 U.S.C. Chapter 22).

Senior Companions are volunteers 55 and over who provide assistance to seniors who have difficulty with daily living tasks, such as shopping or paying bills. The program aims to keep seniors independent longer, and provide assistance to family caregivers.

The NGA is late because of administrative delays.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.**
Health Department – cont’d

UPON MOTION duly made and seconded, the Board approved and authorized acceptance of the Notification of Grant Award from the Corporation for National and Community Service for the Senior Companion Program.
Circuit Court for Baltimore City – Sub-Vendor Contract for FY 2020

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of a Sub-Vendor Contract for FY 2020 with Behavioral Health Systems for the LINKS Program. The period of the Sub-Vendor Contract is July 1, 2019 through June 30, 2020.

**AMOUNT OF MONEY AND SOURCE:**

$23,624.00 – 5000-540220-1100-109400-405001

**BACKGROUND/EXPLANATION:**

The LINKS Program is a part of the Circuit Court for Baltimore City’s Juvenile Court Services (JCS) Office. The JCS LINKS program was established in 2004 to address the immediate needs of youth and families involved in the child welfare and delinquency system. The goal of the program is to divert youth and families from Juvenile Court.

The LINKS Program serves more than 250 youth and families each year. The funds will be utilized to expand services by offering specialized groups to youth and parents.

The Sub-Vendor Contract for FY 2020 is late because of delays in the administrative process.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.**
UPON MOTION duly made and seconded, the Board approved and authorized execution of a Sub-Vendor Contract for FY 2020 with Behavioral Health Systems for the LINKS Program.
The Board is requested to approve the transfer of LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Senora Downs.

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

<table>
<thead>
<tr>
<th>Employee’s Names</th>
<th>No. of Days</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sharon George</td>
<td>3</td>
</tr>
<tr>
<td>Chris Metcalf</td>
<td>2</td>
</tr>
<tr>
<td>Antonio Jackson</td>
<td>5</td>
</tr>
<tr>
<td>Christopher McKenzey</td>
<td>5</td>
</tr>
<tr>
<td>Beatrice Jones</td>
<td>5</td>
</tr>
<tr>
<td>Sharon Green</td>
<td>5</td>
</tr>
<tr>
<td>Kathleen Smith</td>
<td>1</td>
</tr>
<tr>
<td>LaRue Adams</td>
<td>2</td>
</tr>
<tr>
<td>Daniel New-Schneider</td>
<td>2</td>
</tr>
<tr>
<td></td>
<td><strong>30</strong></td>
</tr>
</tbody>
</table>

THE LABOR COMMISSIONER RECOMMENDED APPROVAL.

UPON MOTION duly made and seconded, the Board approved the transfer of LIFE-TO-DATE sick leave days from the listed City employees to the designated employee, Senora Downs.
Department of Public Works/Office - Amendment No. 2 to Agreement of Engineering and Construction

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Amendment No. 2 to Agreement (Amendment No. 2) with Patton Harris Rust & Associates, P.C. A Pennoni Company under SC 914, Wastewater Engineering Services for the Improvements to Sanitary Sewershed in Low Level Sewershed Collection System. Amendment No. 1 will extend the period of the agreement through August 31, 2019

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

Under Amendment No. 2 the designer will continue to assist the City during construction to oversee that the work performed by the contractor is completed in accordance with the design and as specified in the contract documents for SC 914 and it is in compliance with paragraph 9 of the Consent Decree. Amendment 1 was approved by the Board on August 10, 2011.

The additional scope of work is for engineering services during the construction of SC 914. The services include: review of and provide written response/recommendations to Request for Information (RFI), Conduct field investigations of construction problems, review and provide written recommendations for Proposed Change Orders (PCO) from Contractor, attend all project meetings, review Close Circuit Television (CCTV) and update recordings drawings (as built drawings) and GIS.

MBE/WBE PARTICIPATION:

The Consultant will comply with Article 5, Subtitle 28 of the
Department of Public Works/Office – cont’d of Engineering and Construction

Baltimore City Code and the MBE and WBE goals established in the original agreement.

**MBE:** 27%

**WBE:** 9%

**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 Amendment No. 2 to Agreement with Patton Harris Rust & Associates, P.C. A Pennoni Company under SC 914, Wastewater Engineering Services for the Improvements to Sanitary Sewershed in Low Level Sewershed Collection System.
ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of a Grant Award to the State’s Attorney for Baltimore City, Service 1156: Victim and Witness Services, from the Governor’s Office of Crime Control and Prevention. The period of the Grant Award is July 1, 2019 through June 30, 2020.

The Board is further requested to approve the Appropriation Adjustment Order (AAO) No. 008.

AMOUNT OF MONEY AND SOURCE:

$360,000.00 - 5000-513520-1156-117900-406001 (The appropriation will be placed in this detailed fund number.)

BACKGROUND/EXPLANATION:

The purpose of the Victim/Witness Relocation Assistance grants is to improve services for victims and witnesses of crime by meeting the need for increased protection and relocation assistance. Program funds provide relocation assistance funds to help victims and witnesses of crime with expenses due to temporary or permanent relocation because of witness intimidation.

This Grant Award and AAO No. 008 is late due to delays in the administrative process.

MBE/WBE PARTICIPATION:

N/A
Bureau of the Budget and Management Research (BBMR) – cont’d

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved acceptance of a Grant Award to the State’s Attorney for Baltimore City, Service 1156: Victim and Witness Services, from the Governor’s Office of Crime Control and Prevention.
Office of the State’s Attorney – Agreements
for Baltimore City

The Board is requested to approve and authorize execution of the various Agreements. The period of the agreement is July 1, 2019 through June 30, 2020.

1. **BALTIMORE CHILD ABUSE CENTER** $50,000.00

   Account: 1001-000000-1151-117900-603026

   The mission of Baltimore Child Abuse Center is to provide all reported victims of child sexual abuse in Baltimore, and their non-offending caretakers, with comprehensive interviews, medical treatment, referrals and crisis counseling services, with a goal of preventing future sexual child abuse. These funds will support the operational expenses of the forensic interviewer as outlined in the scope of work.

2. **COMMUNITY MEDIATION PROGRAM, INC. (CMP)** $43,000.00

   Account: 1001-000000-1151-117900-603026

   The mission of the CMP is to reduce interpersonal conflict, community violence, and animosity by increasing the use of non-violent conflict resolution strategies and by making mediation more accessible in the City.

The agreements are late because the agreements were recently received.

**APPROVED FOR FUNDS BY FINANCE**

**AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.**
UPON MOTION duly made and seconded, the Board approved and authorized execution of the various Agreements.
Office of the State’s Attorney - Ratification of Grant Award for Baltimore City and Grant Adjustment Notice

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize the Ratification of Grant Award from the State of Maryland — Governor’s Office of Crime Control and Prevention (GOCCP). The Board is further requested to approve and authorize acceptance of the Grant Adjustment Notice (GAN). The GAN will extend the period of the Grant Award through September 30, 2019

**AMOUNT OF MONEY AND SOURCE:**

$2,490.00 - 4000-435720-1156-117900-404001

**BACKGROUND/EXPLANATION:**

The GOCCP has awarded this grant to cover training hosted by the Force Science Institute. This training focuses on the science of law enforcement use of force, as well as the use of force tactics. Grant funds will cover registration and travel. The period of Grant Award was May 1, 2019 through June 30, 2019.

The GAN approval is needed because the original training in June 2019 was full and the attendees were assigned to the next class in September 2019.

The Grant Award is late because of administrative delays.

**APPROVED FOR FUNDS BY FINANCE**

AUDITS REVIEWED THE SUBMITTED DOCUMENTATION AND FOUND THAT IT CONFIRMED THE GRANT AWARD.
Board of Estimates – cont’d for Baltimore City

UPON MOTION duly made and seconded, the Board approved and authorized the Ratification of Grant Award from the State of Maryland – Governor’s Office of Crime Control and Prevention. The Board further approved and authorized acceptance of the Grant Adjustment Notice.
PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

all of the Personnel matters

listed on the following pages:

4464 – 4489

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.

The Mayor ABSTAINED on item no. 1.

The Comptroller ABSTAINED on item no. 1.
PERSONNEL

Employees’ Retirement System (ERS)

<table>
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<tr>
<th>Hourly Rate</th>
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</tbody>
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1. THOMAS B. COREY

Account: 6000-604019-1520-168600-601009

Mr. Corey, retiree, will continue to work as a Contract Services Specialist I. He will serve as Special Counsel determine whether to waive the ERS’ or Elected Officials Retirement System’s (EOS) right to a hearing in claims for disability benefits brought under Article 22 of the Baltimore City Code, prepare for and represent the ERS and the EOS at administrative hearings before an independent hearing examiner, and review the hearing examiner’s disability decisions and determine whether to appeal any such decision to the Circuit Court for Baltimore City. Mr. Corey will also appeal adverse Circuit Court decisions to the Maryland Court of Special Appeals and to the Maryland Court of Appeals, represent the ERS and the EOS at appellate court hearing in which disability claims decisions have been appealed and prepare summaries of hearing examiners and court decisions pertaining to disability claims. In addition, Mr. Corey will recommend to the ERS’ Board of Trustees whether the contracts of hearing examiners should be renewed, recommend candidates to fill the vacancy, and recover overpayments of ERS retirement benefits from members and beneficiaries of members in conjunction with the Baltimore City Law Department. This is the same hourly rate as in the previous contract period and is in compliance with AM 212-1, Part I. The period of the agreement is effective upon Board approval for one year.
2. Reclassify the following filled position:

Position No.: 12394

From: Accounting Assistant III  
Job Code: 34133  
Grade: 084 ($37,741.00 - $45,044.00)

To: Fiscal Technician  
Job Code: 34421  
Grade: 088 ($43,855.00 - $53,134.00)

Cost: $6,539.00 - 1001-000000-1422-160800-601001

This position is to be considered a position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

3. Reclassify the following filled position:

Position No.: 12416

From: Accounting Systems Analyst  
Job Code: 34151  
Grade: 923 ($60,655.00 - $97,277.00)

To: Accounting Systems Administrator  
Job Code: 34197  
Grade: 936 ($80,735.00 - $129,114.00)

Cost: $13,060.00 - 1001-000000-1423-160800-601001
PERSONNEL

Department of Finance – cont’d

This position is to be considered a position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

4. Reclassify the following filled position:

Position No.: 12563

From: Accounting Assistant I
Job Code: 34131
Grade: 075 ($29,638.00 – $33,689.00)

To: Accounting Assistant III
Job Code: 34133
Grade: 084 ($37,741.00 – $45,044.00)

Cost: $12,030.00 – 1001-000000-1480-166500-601001

This position is to be considered a position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

5. Reclassify the following vacant position:

Position No.: 12415

From: Operations Officer IV
Job Code: 31112
Grade: 931 ($73,868.00 – $118,085.00)

To: Operations Officer V
Job Code: 31113
Grade: 936 ($80,735.00 – $129,114.00)
PERSONNEL

Department of Finance – cont’d

Cost: $142,697.00 – 1001-000000-1423-160800-601001

This position is to be considered a position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

6. Reclassify the following nine positions (six filled, three vacant):

Position Nos.: Vacant: 12526, 48591, 48592 Filled: 12556, 12561, 12562, 48593, 48594, 33387

From: Office Support Specialist II
Job Code: 33212
Grade: 075 ($29,638.00 - $33,689.00)

To: Customer Care Analyst II
Job Code: 34264
Grade: 082 ($35,168.00 - $41,598.00)

Cost: $74,781.00 – 1001-000000-1480-166500-601001

These positions are to be considered positions of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

7. Reclassify the following five positions (two filled, three vacant):

Position Nos.: Vacant: 49284, 49287
Filled: 12550, 49285, 49286
PERSONNEL

Department of Finance – cont’d

From: Office Support Specialist III
Job Code: 33213
Grade: 078 ($31,488.00 - $36,312.00)

To: Customer Care Analyst III
Job Code: 34265
Grade: 084 ($37,741.00 - $45,044.00)

Cost: $46,325.00 - 1001-000000-1480-166500-601001

These positions are to be considered positions of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

Fire and Police Employees’ Retirement Systems

8. Reclassify the following vacant position:

Position No.: 50386

From: Accounting Assistant III
Job Code: 34133
Grade: 084 ($37,741.00 - $45,044.00)

To: Operations Assistant I
Job Code: 31104
Grade: 902 ($42,552.00 - $68,042.00)

Cost: $5,513.00 - 6000-604119-1540-171400-601001

This position is to be considered a position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

Baltimore City Health Department

9. Reclassify the following vacant position:

Position No.: 50571

From: Social Services Coordinator
Job Code: 81171
Grade: 084 ($37,741.00 - $45,044.00)

To: Senior Social Services Coordinator
Job Code: 81172
Grade: 086 ($40,487.00 - $48,836.00)

Cost: $3,464.91 - 5000-569720-3023-273305-601001

This position is to be considered a position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

10. Create the following position:

Classification: Program Coordinator
Job Code: 31192
Grade: 923 ($60,655.00 - $97,277.00)

Position No.: To be assigned by BBMR

Cost: $88,010.48 - 5000-505420-3070-268400-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
Baltimore City Health Department – cont’d

<table>
<thead>
<tr>
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<th>Amount</th>
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<tbody>
<tr>
<td>11. AURACHALEE M. BOLLINGER</td>
<td>$16.00 $14,976.00</td>
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Account: 5000-569720-3023-273305-601009

Ms. Bollinger will work as a Contract Services Specialist II. She will perform data entry of Viral Hepatitis C laboratory reports in the National Electronic Disease Surveillance System (NEDSS) and enter the patient’s clinical and laboratory information with the appropriate Center for Disease Control case surveillance definition. Ms. Bollinger will also create investigation records or associate electronic laboratory reports in the NEDSS, follow-up with the health care providers or reporting agency for additional information on the patient, and write the NEDSS patient ID number on each report newly entered. The period of the agreement is effective upon Board approval through June 30, 2020.

12. MICHAEL PERSON $10.10 $8,888.00

Account: 5000-535720-3024-768700-601009

Mr. Person will continue to work as a Contract Services Specialist II. He will assist staff with administrative duties, supervise the fitness center, and perform daily operations including opening and closing procedures. Mr. Person will also provide assistance with fitness center programs and services and conduct new member orientations including tours, blood pressure screenings and membership card distribution. In addition, he will perform facility and equipment cleaning/maintenance processes and assist with program marketing and promotions. This is the same hourly rate as in the previous contract period. The period of the agreement is effective upon Board approval through June 30, 2020.
13. Create the following two positions:

**Classification:** Community Health Educator III  
**Job Code:** 61253  
**Grade:** 088 ($43,855.00 - $53,134.00)  
**Position No.:** To be assigned by BBMR

Cost: $66,813.50 - 4000-499019-3023-718000-601001

These positions are to be considered Positions of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

14. **CHARLOTTE HAGER**  
$50.25  
$ 40,200.00

**Account:** 4000-422720-3080-294300-601009

Ms. Hager will work as a Contract Services Specialist II. She will oversee the development, implementation, and evaluation of the Family Planning Toolkit and subsequent trainings for B’more Healthy Babies partnering agencies and health outreach staff and develop and administer a training in collaboration with the Maryland Institute College of Art Center for Social Design for B’more for Healthy Babies staff surrounding family planning and referrals to reproductive health care. Ms. Hager will also develop, administer, implement and evaluate protocol in collaboration with the Johns Hopkins University Center for Communication Programs for the implementation and evaluation of the Family Planning Toolkit with B’more Healthy Babies partnering agencies and health outreach staff and prepare program reports and presentations on the progress of
PERSONNEL

Baltimore City Health Department - cont’d

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<th>Hourly Rate</th>
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the efforts, major findings and key performance indicators. In addition, she will assist the Animal and Reproductive Health Director and the Family Planning Coordinator in the preparation and implementation of the annual Baltimore City Sexual Health Strategic Roundtable, serve as a liaison in program and policy support for Title X clinical services with the membership organization, the National Family Planning and Reproductive Health Association, attend meetings, conferences, and draft and practice briefs, etc. The period of the agreement is effective October 7, 2019 for nine months.

15. **LUCRETIA SHANNON**

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Account: 4000-433420-3255-761300-601009

Ms. Shannon will continue to work as a Contract Services Specialist II. She will schedule and conduct various community outreach programs such as the Senior Health Insurance Program, prepare Benefits Checkup reports for seniors, and providing individualized counseling for seniors and their families. This is the same hourly rate as in the previous contract period. The period of the agreement is effective upon Board approval through September 30, 2020.

16. **DONNA GREEN**

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<tr>
<th>Hourly Rate</th>
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Account: 5000-533120-3254-767300-601009

Ms. Green will continue to work as a Contract Services Specialist II. She will assist with scheduling medical and community appointments for clients, escort clients to medical
and community activities, and shop for food and clothing for clients. Ms. Green will also relocate client’s personal items/possessions to alternate living arrangements and monitor clients in nursing homes, assisted living facilities and in their private home. This is the same hourly rate as in the previous contract period. The period of the agreement is effective upon Board approval through June 30, 2020.

17. **WILHELMINA HARGRAVE** $10.10 $7,272.00

Account: 4000-423520-3255-306500-601009

Ms. Hargrave will work as a Contract Services Specialist II. She will recruit older adult volunteers interested in serving homebound, frail, and disabled Baltimore City residents and research opportunities in various communities to provide presentations and outreach events. Ms. Hargrave will also assist with eligibility and enrollment of volunteers, assist with volunteer orientation, in-service training and annual recognition events, and maintain a quarterly volunteer newsletter. The period of the agreement is effective upon Board approval through June 30, 2020.

18. **ORBIE SHIVELY** $25.00 $1,750.00

Account: 1001-000000-2401-258300-601009

Mr. Shively will continue to work as a Contract Services Specialist II. He will provide notices of hearings in writing to the aggrieved party, any interested party, and to the Health Department at least five days before the hearing,
Baltimore City Health Department - cont’d

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<th>Hourly Rate</th>
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attend meetings as scheduled by the Chairperson of the Animal Hearing Panel, and conducting hearings to assure procedural due process in accordance with Panel Hearing Procedure Regulations. Mr. Shively will also obtain all relevant evidence pertaining to the issues in question and limit the evidence to that which has bearings on the issue involved at the hearings. This is the same hourly rate as in the previous contract period. The period of the agreement is effective upon Board approval through June 30, 2020.

Department of Law

19. Reclassify the following filled position:

Position No.: 15520

From: Assistant Solicitor
Job Code: 10198
Grade: 929 ($68,562.00 - $109,554.00)

To: Chief Solicitor
Job Code: 10199
Grade: 936 ($80,735.00 - $129,114.00)

Costs: $12,007.00 – 2036-000000-8620-175200-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

Mayor’s Office of Employment Development

20. Reclassify the following filled position:

Position No.: 16216

From: Operations Officer III
Job Code: 00087
Grade: 929 ($68,562.00 - $109,554.00)

To: Operations Manager I
Job Code: 00090
Grade: 939 ($85,417.00 - $140,766.00)

Costs: $12,048.00 - 1001-000000-6301-454211-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

21. Reclassify the following filled position:

Position No.: 34871

From: Administrative Services
Job Code: 01224
Grade: 920 ($37,399.00 - $65,782.00)

To: Professional Services
Job Code: 01225
Grade: 923 ($60,655.00 - $97,277.00)

Costs: $9,883.00 - 4000-806020-6301-454801-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

Baltimore City Police Department

<table>
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<th>Rate of Pay</th>
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<tbody>
<tr>
<td>$20.19</td>
<td>$42,000.00</td>
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22. **LAWANG HYMAN**

Account: 1001-000000-2042-198111-601009

Ms. Hyman will continue to work as a Contract Services Specialist I. She will assist and coordinate total well-being programming to reduce health risks, medical costs and encourage healthy lifestyles; works with vendors and Human Resources staff to administer lasting health and wellness programming into the BPD reviews alerts in the Early Intervention System, schedule interventions and/or support and guidance; assists with the implementation of the Peer Support Program; assists in monitoring Peer Support member’s performance to ensure they meet team standard of training, performance and behavior; acts as a critical component to Consent Decree mandates under the section entitled. The period of the agreement is September 30, 2019 through September 29, 2020.

Enoch Pratt Free Library

23. **Reclassify the following vacant position:**

Position No.: 15891

From: Library Page
Job Code: 00600
Grade: 069 ($27,068.00 - $30,121.00)
PERSONNEL

Enoch Pratt Free Library – cont’d

To: Operations Officer II
Job Code: 00086
Grade: 927 ($64,505.00 - $103,208.00)

Costs: $40,450.00 – 1001-000000-4501-338600-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

Department of Public Works (DPW)

24. Reclassify the following filled position:

Position No.: 52800

From: GIS Supervisor
Job Code: 33190
Grade: 927 ($64,505.00 - $103,208.00)

To: Agency IT Supervisor/Project Manager
Job Code: 33150
Grade: 936 ($80,735.00 - $129,114.00)

Costs: $33,708.00 – 2072-000000-5181-752400-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

DPW - cont’d

25. Reclassify the following vacant position:

Position No.: 22605

From: Office Support Specialist II
Job Code: 33212
Grade: 075 ($29,638.00 - $33,689.00)

To: Contract Administrator I
Job Code: 72411
Grade: 085 ($38,926.00 - $46,904.00)

Costs: $19,002.00 - 1001-000000-1901-191800-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

26. Reclassify the following vacant position:

Position No.: 22261

From: Office Support Specialist III
Job Code: 33213
Grade: 078 ($31,488.00 - $36,312.00)

To: Contract Administrator I
Job Code: 72411
Grade: 085 ($38,926.00 - $46,904.00)

Costs: $8,454.00 - 1001-000000-1901-191800-601001
PERSONNEL

DPW – cont’d

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

27. Reclassify the following vacant position:

Position No.: 20445

From: Office Support Specialist III
Job Code: 33213
Grade: 078 ($31,488.00 - $36,312.00)

To: Liaison Officer I
Job Code: 31420
Grade: 090 ($47,604.00 - $57,857.00)

Costs: $20,734.00 - 1001-000000-1901-190800-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

28. Reclassify the following vacant position:

Position No.: 22491

From: Utilities Installer Repairer II
Job Code: 53512
Grade: 485 ($32,227.00 - $33,441.00)

To: Program Compliance Officer II
Job Code: 31502
Grade: 927 ($64,505.00 - $103,208.00)
PERSONNEL

DPW – cont’d

Costs: $41,529.00 – 2071-000000-5521-393400-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

29. Reclassify the following vacant position:

Position No.: 22731

From: Cement Finisher I
Job Code: 53311
Grade: 487 ($33,132.00 - $34,633.00)

To: Public Works Inspector II
Job Code: 42212
Grade: 087 ($42,131.00 - $50,927.00)

Costs: $11,578.00 – 2071-000000-5521-608900-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

30. Reclassify the following vacant position:

Position No.: 22488

From: Utilities Installer Repairer II
Job Code: 53512
Grade: 485 ($32,227.00 - $33,441.00)
PERSONNEL

DPW – cont’d

To: Public Works Inspector II
Job Code: 42212
Grade: 087 ($42,131.00 - $50,927.00)

Costs: $13,737.00 - 2071-000000-5521-393700-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

31. Reclassify the following vacant position:

Position No.: 22493

From: Utilities Installer Repairer II
Job Code: 53512
Grade: 485 ($32,227.00 - $33,441.00)

To: Public Works Inspector II
Job Code: 42212
Grade: 087 ($42,131.00 - $50,927.00)

Costs: $12,742.00 - 2071-000000-5521-393200-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

DPW – cont’d

32. Reclassify the following vacant position:

Position No.: 22478

From: Utilities Installer Repairer II
Job Code: 53512
Grade: 485 ($32,227.00 - $33,441.00)

To: Public Works Inspector II
Job Code: 42212
Grade: 087 ($42,131.00 - $50,927.00)

Costs: $12,742.00 - 2071-000000-5521-393400-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

33. Reclassify the following vacant position:

Position No.: 51861

From: Customer Care Analyst Supv. II
Job Code: 34267
Grade: 090 ($47,604.00 - $57,857.00)

To: Safety Enforcement Officer II
Job Code: 33642
Grade: 088 ($43,855.00 - $53,134.00)

Costs: $4,925.00 - 1001-000000-1901-191300-601001
PERSONNEL

DPW – cont’d

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

34. a. Abolish the following two vacant positions:

Position Nos.: 22101, 22709

Classification: Motor Vehicle Drive I
   Job Code: 54411
   Grade: 487 ($33,132.00 - $34,633.00)

b. Create the following position:

Classification: Operations Manager I
   Job Code: 31114
   Grade: 939 ($85,417.00 - $140,766.00)
   Position No.: To be determined by BBMR

Costs: $26,180.00 - 2072-000000-5181-390500-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

DPW – cont’d

35. Reclassify the following filled position:

Position No.: 22056

From: Gen Supt. Utilities Maintenance & Repair
Job Code: 53523
Grade: 927 ($64,505.00 - $103,208.00)

To: Operations Manager I
Job Code: 31114
Grade: 939 ($85,417.00 - $140,766.00)

Costs: $22,518.00 - 2072-000000-5181-390500-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

Department of Recreation and Parks

36. Create the following position:

Classification: Greenhouse Supervisor
Job Code: 53692
Grade: 084 ($37,741.00 - $45,044.00)

Position No.: To be determined by BBMR

Costs: $59,602.00 - 1001-000000-4782-583800-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
PERSONNEL

Department of Recreation and Parks – cont’d

<table>
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<tr>
<td>37. BARBARA A. WILLIAMS</td>
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Account: 2096-796615-7960-861500-60109

Ms. Williams will continue to work as a Contract Services Specialist I. She will be responsible for providing program leadership to senior citizens which includes crafts, guest speaking, music, games, trips, health promotion and special events; attending agency, community and Senior Citizens division meetings, maintaining effective lines of communication with the Recreation Center Director to assure coordination with other center programming, space assignment and custodial needs; maintaining timely and accurate record keeping to include program/attendance reports and providing assistance and adapted programming for senior citizens with limitations and/or special needs and meet with Division Chief on a monthly basis for the purpose of program planning and evaluation. The period of the agreement is October 25, 2019 through October 24, 2020.

38. ANTONIO DICKENS | $20.99  | $40,006.94 |

Account: 1001-000000-4783-583800-601009

Mr. Dickens will continue to work as a Contract Services Specialist II. He will assist the Departments’ Recycling Coordinator at the City’s zero wood waste facility, Camp Small, by overseeing the daily duties of the workforce development crews by assigning and reviewing performance task and monitoring for any possible safety concerns; operating front end loaders, track loggers, log loaders, forklifts and trucks up to 21/2 tons for the purpose of sorting and placing
mulch, compost, brush and logs into piles based on species, wood characteristics, quality and grade; keeping all wood material free of trash and foreign debris; maintain the operational capacity of all equipment coordinating with maintenance mechanics; tracking and reporting essential data electronically using google docs, excel, word; reports on daily milling and drying, shipping and receiving; inspecting all incoming deliveries of wood material from a variety of agencies and organizations, directing the placement of the material or rejects unacceptable material such as trash. The Department of Human Resources recommends granting this employment contract. The period of the agreement is effective upon Board approval for one year.

39. **ANGELIA L. MORRISON**  

   $17.38  
   $10,845.12  

   Account: 6000-605719-6510-371700-601009

Ms. Morrison, will continue to work as a Contract Services Specialist I. She is responsible for providing program leadership to senior citizens which includes crafts, guest speaking, music, games, trips, health promotions and special events; attending agency, community and Senior Citizens Division meetings; maintaining effective lines of communications with the Recreation Center Director to assure coordination with other center programming, space assignment and custodial needs; overseeing health lunch to program provided by Eating Together in Baltimore (ETIB) for registered participants; maintaining timely and accurate record keeping to include program/attendance reports;
PERSONNEL

Department of Recreation and Parks — cont’d

<table>
<thead>
<tr>
<th>Hourly Rate</th>
<th>Amount</th>
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</table>

providing assistance and adapted programming for senior citizens with limitations and/or special needs and meet with the Division Chief on a monthly basis for the purpose of program planning and evaluation. The period of the agreement is October 25, 2019 through October 24, 2020.

40. CHRISTINE RUTH DREISBUSCH $35.70 $68,074.19

Account: 5000-578716-4711-361850-601009

Ms. Dreisbusch, will continue to work as a Contract Services Specialist II. She is responsible for designing capital improvements to City parks; developing and implementing projects from conception through construction, preparing conceptual designs, construction drawings, cost estimates, and technical specifications for project advertisement and the acquisition of building permits; attending community meetings to solicit residents’ wants and needs for capital projects and collaborating with city colleagues to solve design challenges. The period of the agreement is October 25, 2019 through October 24, 2020.

State’s Attorney’s Office (SAO)

41. REGINALD LUCKETT $25.47 $48,563.00

Account: 1001-000000-1150-120900-601009

Mr. Luckett, a retiree, will continue to work as a Contract Services Specialist I. He will assist the State’s Attorney in
the investigation and movement of cases, inputting of charges, finalizing of charging documents, finding open warrants, and communicate with Public Safety staff and members. This is a 2% increase in the hourly rate from the previous contract period. The period of the agreement is October 28, 2019 through October 27, 2020.

42. **KE DRICK SCRIBNER**  
   Hourly Rate: $27.74  
   Amount: $52,890.00  
   Account: 1001-000000-1150-118000-601009

Mr. Scribner, a retiree, will continue to work as a Contract Services Specialist I. He will investigate felony, domestic violence and violent crime cases, locate and interview witnesses, and act as a liaison with police agencies. The period of the agreement is October 26, 2019 through October 25, 2020.

These contracts (item nos. 41 and 42) are consistent with the waiver of AM 212-1, approved by the Board of Estimates in March 1999 to hire retired Police Officers as Investigators for the Office of the State’s Attorney, with no restrictions on the number of hours worked and rates of pay.

43. **JALEN SANDERS**  
   Hourly Rate: $20.41  
   Amount: $19,463.00  

44. **JASON CHRISTIE**  
   Hourly Rate: $20.41  
   Amount: $19,463.00  

45. **KIRA BARAN**  
   Hourly Rate: $20.41  
   Amount: $19,463.00  

46. **JOCELYNE L. GRESOCK**  
   Hourly Rate: $20.41  
   Amount: $19,463.00
SAO – cont’d

<table>
<thead>
<tr>
<th>Hourly Rate</th>
<th>Amount</th>
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</table>

Account: 1001-000000-1150-118000-601009

These individuals will work as Contract Service Specialist II. They will be responsible for reviewing cases involving the Gun Trace Task Force, reviewing police reports, charges and case details. They will also be responsible for collecting documents for review by the Assistant State’s Attorney to determine if the conviction was tainted using various software programs (JIS LIMS, Arrestviewer) to gather documents for review of the case. The period of the agreement is effective upon Board approval for six months.

47. Create the following new Non-Civil Services Classification:

   Classification: Department of Social Services, Chief of Staff
   Job Code: 02346
   Grade: 887 ($30,000.00 Flat)
   Position No.: To be determined by BBMR

   Cost: There is no cost associated with this action.

Baltimore City has agreed to provide a supplement to the salary for the above classification at the Department of Social Services for Baltimore City. The supplement will allow the Department of Social Services to attract the best talent to lead the efforts of the agency.

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.
Department of Planning – Grant Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Grant Agreement with Baltimore Tree Trust, Inc. The period of the Grant Agreement is effective upon Board approval for one year.

**AMOUNT OF MONEY AND SOURCE:**

$26,780.00 - 9905-922004-9188-9000000-703032

**BACKGROUND/EXPLANATION:**

The funds from this program are drawn from the City’s Critical Area Management Program offset fee fund, which developers pay into when they disturb land close to the waterfront and cannot meet mitigation requirements on site. Baltimore Tree Trust, Inc. works to restore Baltimore’s urban forests, green spaces and corridors that provide clean air, encourage community engagement, and nourish an appreciation for the city’s environmental longevity.

Grantees are chosen via an open application process, with the goals of improving water quality by reducing stormwater pollution, conserving and protecting wildlife habitat, and improving quality of life for the citizens of Baltimore. All grant allocations are pre-approved by the State’s Critical Area Commission.

Under this agreement, Baltimore Tree Trust, Inc. will be partnering with several stakeholders: Baltimore City Public Schools (City Schools), TreeBaltimore, and Blue Water Baltimore. These entities have worked together for many years to plant new trees at schools, but in the fall of 2018, they convened to discuss ways to better maintain City Schools’ large number of “adolescent” trees planted in the past 10 years. To ensure both healthy green spaces for youth, and healthy growth of the trees, pruning and maintenance is needed. This project will focus on training and educating volunteers to properly prune and tend to trees on high-priority City Schools campuses, as determined by City Schools’ Ground Shop and the staff at TreeBaltimore.
Department of Planning – cont’d

Employees at TreeBaltimore, Baltimore Tree Trust, and Blue Water Baltimore will lead multiple volunteer pruning days at multiple school campuses, including events by Blue Water Baltimore called “Green Ups”. At least one training will be for City Schools’ Ground Shop.

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 Grant Agreement with Baltimore Tree Trust, Inc.
Department of Planning – Non-Construction Consultant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Non-Construction Consultant Agreement the Baltimore Neighborhood Indicators Alliance – Jacob-France Institute, Consultant. The period of the agreement is effective upon Board approval for one year.

AMOUNT OF MONEY AND SOURCE:

$37,500.00 - No City Funds - Paid by Baltimore City Foundation
(Funding is from a grant from the France-Merrick Foundation)

BACKGROUND/EXPLANATION:

This agreement is for the Consultant to design and create a database to track sustainability indicators, the status of Sustainability Plan actions, and supporting documentation.

The database will be structured around the strategies and actions in the 2019 Sustainability Plan and will provide the basis for Annual Reports published by the Office of Sustainability. This project is funded through a grant from the France-Merrick Foundation for which the Baltimore City Foundation is the fiscal sponsor.

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 Non-Construction Consultant Agreement the Baltimore Neighborhood Indicators Alliance – Jacob-France Institute, Consultant.
Mayor's Office of Criminal Justice - Grant Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Grant Agreement with Turnaround, Inc. The period of the Grant Agreement is effective upon Board approval for one year.

AMOUNT OF MONEY AND SOURCE:

$22,928.00 - 1001-000000-2254-786000-603050

BACKGROUND/EXPLANATION:

The Baltimore City Human Trafficking Grant Programs was created to provide funding to victim service organizations for victims of human trafficking in Baltimore City.

Funding under this program will support trauma informed comprehensive services for all victims of human trafficking sex trafficking and labor trafficking, foreign national/U.S. citizen/legal permanent resident (LPR), adult/minor, male/female, and LGBTQ victims of trafficking. Funding will also support efforts to increase the capacity of local communities to respond to human trafficking victims through the development of interagency partnerships, professional training, and public awareness activities.

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 Grant Agreement with Turnaround, Inc.
Office of the Mayor - Capital Projects Grant Agreement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Capital Projects Grant Agreement between the State of Maryland acting through the Board of Public Works, the Board of Directors of the Waterfront Partnership of Baltimore, Inc., Grantee, and the Mayor and City Council of Baltimore.

**AMOUNT OF MONEY AND SOURCE:**

$1,000,000.00 - State (not-to-exceed)

**BACKGROUND/EXPLANATION:**

The General Assembly has authorized this Grant for the Rash Field Improvement Project. The purpose of this Agreement is for the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of Rash Field located, which is located in the Inner Harbor.

The Board is required to approve this Agreement because the City is identified as a Grantee. Though the City is listed as a Grantee for the Agreement, no Grant funds will be allotted to the City. All funds will be allocated to the Waterfront Partnership.

Under the terms of the Agreement, the State may reduce or terminate the authorization to provide the Grant in the event that, Grantee fails to provide the required matching fund by June 1, 2021; if applicable; or if no part of the Project is under contract by June 1, 2026; or the project is abandoned. The Enabling Act’s authorization automatically terminates for any grant funds that are unexpended or unencumbered by June 1, 2026.
UPON MOTION duly made and seconded, the Board approved and authorized execution of the Capital Projects Grant Agreement between the State of Maryland acting through the Board of Public Works, the Board of Directors of the Waterfront Partnership of Baltimore, Inc., Grantee, and the Mayor and City Council of Baltimore. The Mayor ABSTAINED.
Mayor’s Office of Homeless – Provider Agreements and Rescission Services (MOHS) and Approval of Provider Agreement

The Board is requested to approve and authorize execution of the Provider Agreements.

1. HEALTH CARE FOR THE HOMELESS, INC. $1,097,870.00

   Account: 4000-407018-3571-757901-603051

   The City has received a U. S. Department of Housing and Urban Development grant to undertake the Continuum of Care Program. Under the terms of this Provider Agreement, Health Care for the Homeless, Inc., a sub-recipient, will provide rental assistance and supportive services to 55 individuals and families in Baltimore City experiencing homelessness. The goal of the Project is to increase housing stability and enhance self-sufficiency so that clients do not return to a homeless status. The period of the Provider Agreement is October 1, 2019 through September 30, 2020.

   MWBOO GRANTED A WAIVER.

2. HEALTHCARE ACCESS MARYLAND, INC. $ 615,982.50

   Account: 4000-407018-3571-757902-603051

   The City has received a U.S. Department of Housing and Urban Development grant to undertake the Continuum of Care Program. Under the terms of this Provider Agreement, Healthcare Access Maryland, Inc., a sub-recipient, will provide rental assistance and supportive services to 25 individuals and families in Baltimore City experiencing homelessness. The goal of the Project is to increase housing stability and enhance self-sufficiency so that clients do not return to a homeless status. The period of the Provider Agreement is September 1, 2019 through August 31, 2020.

   MWBOO GRANTED A WAIVER.
Mayor’s Office of Homeless Services – cont’d

3. **HEALTHCARE ACCESS MARYLAND, INC.** $ 150,000.00

    Account: 4000-407018-3574-759900-603051

    Under the terms of this Provider Agreement, Healthcare Access Maryland, Inc. will use the funds to provide rental and utility assistance to individuals experiencing homelessness in the City of Baltimore. The period of the Provider Agreement is July 1, 2019 through June 30, 2020.

    The Provider Agreement is late because of delays at the administrative level.

    **MWBOO GRANTED A WAIVER.**

**RESCISSION AND APPROVAL OF PROVIDER AGREEMENT**

4. **PROJECT P L ASE, INC.** $ 70,000.00

    Account: 5000-529120-3572-754900-603051

    On August 7, 2019, the Board approved the Provider Agreement with Project Plase, Inc. under City general funded Account No. 1001-000000-3572-780400-603051. The Board is requested to rescind the original approval and approve the new Provider Agreement under the Federal Continuum of Care funding source.
Mayor’s Office of Homeless Services – cont’d

Project Plase, Inc. will provide rental assistance to 13 individuals and/or families in Baltimore City experiencing homelessness. The goal of the organization is to increase housing stability and enhance self-sufficiency so that clients do not return to a homeless status. The period of the Provider Agreement is July 1, 2019 through September 30, 2019.

The Provider Agreement is late because of delays at the administrative level.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the foregoing agreements.
ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the Grant Award Agreements.

1. U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) $1,817,160.00

Account: 4000-407119-3571-760000-404001

The MOHS has been awarded funds under the Emergency Solutions Grant (ESG) program operated by HUD. Through the ESG, homeless individuals and families are provided with housing assistance and/or related supportive services to prevent clients from becoming homeless and move towards independent living. The period of the EGS Agreement is July 1, 2019 through June 30, 2021.

The ESG Grant Agreement is late because notification of the award was recently received from HUD.

2. U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) $8,380,304.00

Account: 4000-490819-3571-762400-404001

The MOHS has been awarded funds under the Housing Opportunities for Persons with AIDS (HOPWA) program operated by HUD. Through HOPWA, low-income persons living with AIDS and their families are provided with housing assistance and related supportive services to prevent clients from becoming homeless. The period of the EGS Agreement is July 1, 2019 through June 30, 2022.

The HOPWA Grant Agreement is late because notification of the award was recently received from HUD.
MOHS - cont’d

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 and authorized execution of the foregoing Grant Award Agreements.
Mayor’s Office of Homeless Services (MOHS) - Ratification of Provider Agreement

ACTION REQUESTED OF B/E:

The Board is requested to ratify the Provider Agreement with the National Alliance to End Homelessness Incorporated. The period of the Provider Agreement was May 14, 2019 through June 25, 2019.

AMOUNT OF MONEY AND SOURCE:

$15,150.00 - 4000-407017-3571-759900-603051

BACKGROUND/EXPLANATION:

The City needed a Provider to provide training on operation and administration for shelters and services provided to homeless individuals in Baltimore City.

Under the terms of the Provider Agreement, the Provider administered a one-day Best Practices in Emergency Shelter Workshop to key community stakeholders and emergency shelter providers, a Diversion Strategies Training to key community stakeholders, and identified homeless response system providers.

The Provider Agreement is late because of delays in negotiation of contract terms and performance.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the ratification of the Provider Agreement with the National Alliance to End Homelessness Incorporated.
Department of Recreation and Parks – Donation Agreements

The Board is requested to approve and authorize execution of the various Donation Agreements with the United States Soccer Federation, Inc., (Donor) for the below listed projects. The period of this agreement will begin upon the date this Agreement is approved by the Board of Estimates and will end upon Final Acceptance of the Project by the City, unless earlier terminated pursuant to the terms of the agreement. The Final Acceptance is defined as the acceptance of the Project by the City after Donor and the City have verified that the equipment and systems are fully operational, all warranty work is complete and Contractor has fulfilled its Contract obligations.

<table>
<thead>
<tr>
<th>LOCATION</th>
<th>PROJECT</th>
<th>APPROXIMATE AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. DESOTO PARK</td>
<td>Soccer Mini-Pitch</td>
<td>$60,000.00</td>
</tr>
<tr>
<td>1616 Desoto Road</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. FARRING BAYBROOK</td>
<td>&quot; &quot;</td>
<td>$60,000.00</td>
</tr>
<tr>
<td>RECREATION CENTER</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4501 Farring Court</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. BETTY HYATT</td>
<td>&quot; &quot;</td>
<td>$60,000.00</td>
</tr>
<tr>
<td>COMMUNITY PARK</td>
<td></td>
<td></td>
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<tr>
<td>1725 E. Baltimore</td>
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<tr>
<td>Street</td>
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The mini-pitch will provide an accessible and dedicated space for public recreational activities and soccer in each community and will further improve each location.

The United States Soccer Federation Foundation is a nonprofit whose mission is to enhance, assist and grow the sport of soccer in the United States, with a special emphasis on underserved communities. The Foundation’s program “Safe Places to Play “transforms abandoned courts, empty schoolyards, and vacant lots into usable and safe state-of-the-art soccer fields for kids. These “mini-pitches” are hard court spaces suited for organized soccer programs.
Department of Recreations and Parks – cont’d

and pick-up-games. Each project will cost approximately $60,000.00 and will be paid entirely by the Donor through which all funds have been raised. The surrounding communities will be improved by the projects.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the various Donation Agreements with the United States Soccer Federation, Inc., for the above-listed projects.
Department of Finance/Office - Purchase of Flood Insurance of Risk Management

**ACTION REQUESTED OF B/E:**

The Board is requested to approve the Purchase of Flood Insurance for various properties owned by the City. The policies will be insured through Wright National Flood Insurance Company. The Flood Insurance will be effective within 30 days of receipt of premium.

**AMOUNT OF MONEY AND SOURCE:**

$312,229.00 – 2043-000000-1450-162900-603014

**BACKGROUND/EXPLANATION:**

FEMA mandates the purchase of Flood Insurance for properties located in Special Flood Hazard Areas. The Bureau of Risk Management along with the City’s Flood Plain Management Office, identified 88 City-owned properties located in these areas. The below listed properties represent the first batch of eligible properties that require Flood Insurance and Board approval to purchase.

**MBE/WBE PARTICIPATION:**

There are no MBE/WBE goals for the purchase of this insurance policy.

**APPROVED FOR FUNDS BY FINANCE**
UPON MOTION duly made and seconded, the Board approved the Purchase of Flood Insurance for various properties owned by the City.

<table>
<thead>
<tr>
<th>Location</th>
<th>Premium</th>
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<tbody>
<tr>
<td>301 South Beechfield Ave</td>
<td>$ 9,507.00</td>
</tr>
<tr>
<td>411 Holliday</td>
<td>$ 9,863.00</td>
</tr>
<tr>
<td>500 Dugan's Wharf (changed to NR Other)</td>
<td>$ 6,948.00</td>
</tr>
<tr>
<td>500 Fallsway</td>
<td>$ 26,684.00</td>
</tr>
<tr>
<td>510 Fallsway Street</td>
<td>$ 26,684.00</td>
</tr>
<tr>
<td>520 Fallsway</td>
<td>$ 9,863.00</td>
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<tr>
<td>620 Fallsway</td>
<td>$ 7,822.00</td>
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<tr>
<td>1901 Falls Road (changed to NR Other)</td>
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<tr>
<td>500 East Baltimore Street</td>
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</tr>
<tr>
<td>101 North Gay St (changed to NR Other)</td>
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</tr>
<tr>
<td>201 Fallsway</td>
<td>$ 18,667.00</td>
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<td>210 Guilford Ave</td>
<td>$ 30,128.00</td>
</tr>
<tr>
<td>220 Guilford Ave</td>
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</tr>
<tr>
<td>225 North Holliday Street (changed to NR Other)</td>
<td>$ 12,858.00</td>
</tr>
<tr>
<td>2700 Glenn Avenue (changed to NR Other)</td>
<td>$ 11,407.00</td>
</tr>
<tr>
<td>6100 Cross Country Blvd</td>
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<tr>
<td>4 South Frederick Street</td>
<td>$ 35,611.00</td>
</tr>
<tr>
<td>100 Holliday Street</td>
<td>$ 5,778.00</td>
</tr>
<tr>
<td>410 East Lexington Street</td>
<td>$ 5,778.00</td>
</tr>
<tr>
<td>417 East Fayette St</td>
<td>$ 5,778.00</td>
</tr>
<tr>
<td><strong>TOTALS</strong></td>
<td><strong>$ 312,229.00</strong></td>
</tr>
</tbody>
</table>
Office of Civil Rights & - Grant Award Agreement and Amendment Wage Enforcement

**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the Grant Award Agreement and Amendment with the U.S. Department of Housing and Urban Development. The period of the Grant Award Agreement is July 1, 2019 through June 30, 2020.

**AMOUNT OF MONEY AND SOURCE:**

$101,464.00 – 6000-433820-1561-171500-607004

**BACKGROUND/EXPLANATION:**

The U.S. Department of Housing and Urban Development granted an award for a Baltimore City Fair Housing Initiatives Program.

This grant will provide fair housing initiative for individuals and families in the City.

The original Award has an Amendment because the original HUD form 1044 that obligated the funds did not include the specific description outlined in Box 16 of the HUD form 1044.

The Grant Award Agreement is late because of administrative delays in accounting.

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

**APPROVED FOR FUNDS BY FINANCE**
Office of Civil Rights & - cont’d
   Wage Enforcement

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Grant Award Agreement and Amendment with the U.S. Department of Housing and Urban Development.
Department of Finance – Payment in Lieu of Taxes Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Payment in Lieu of Taxes (PILOT) Agreement with TCB Marshall Gardens Limited Partnership for the Marshall Gardens Apartments to be in the 1700 - 1800 Block of Division Street, 500 Block of Wilson, Laurens and Roberts Street. The period of the PILOT Agreement is effective upon Board approval for 75 years.

AMOUNT OF MONEY AND SOURCE:

No City funds are requested at this time and the PILOT will have no impact on City revenue for the reasons shown below.

BACKGROUND/EXPLANATION:

Marshall Gardens is a proposed 87-unit development encompassing three vacant City blocks in the Upton and Druid Heights neighborhoods of Central West Baltimore. It involves both the new construction of new infill townhouses and apartments, as well as the substantial rehabilitation of five existing historic row houses. This rental development will serve a mixed-income population, including very low-income families (0 - 40% of Area Median Income), workforce households (50% of Area Median Income), and market rate renters (80% of Area Median Income). The project will provide 60 townhouses and 27 apartments, with units ranging from 1-bedroom to 4-bedrooms in size in total, the development will provide 9 one-bedrooms, 33 two-bedrooms, 40 three-bedrooms and 5 four bedrooms.

The project will be in three contiguous blocks as follows:

- Block 1 will be bounded by Wilson Street, Laurens Street and Brunt Street. The block will be anchored by an L-Shaped, three
story apartment building at the corner of Wilson and Division Streets. This 32,046 square foot apartment building will contain 27 apartments (9 one-bedroom, 12 two-bedrooms, 5 three-bedrooms and 1 four bedroom). It will house a 1,687 sq. ft. community space for residents and a 318 sq. ft. office for property management staff. This block will also include one four-bedroom and 15 three-bedroom new 3-story townhouses, which will front on Division and Laurens Streets.

- Immediately to the north of Block 1, Block 2 will be bounded by Laurens Street, Division Street, Roberts Street and Brunt Street. Block 2 will consist of 19 new townhouse units fronting on Division, Laurens and Roberts Street (15 two-bedrooms and four three-bedrooms).

- Block 3 will consist of 5 renovated row houses and 20 new infill townhouses in the 500 blocks of Robert and Lauren Streets, which are directly adjacent to Block 2.

**PILOT Request**

The Community Builders, Inc. ("TCB") (the "Developer") has requested a Payment in Lieu of Taxes ("PILOT") to assist the Project. Staff from the Department of Housing and Community Development (DHCD) undertook an analysis of the proposed PILOT based on three criteria: (a) is the PILOT necessary to preserve or create affordable housing; (b) does the project need the subsidy to proceed; and (c) did the developer actively seek other sources of funding and subsidy before requesting the PILOT. DHCD’s review of information provided by the Developer indicates this Project meets the above-described criteria and that the Project will be unable to move ahead unless a PILOT is approved.
Department of Finance – cont’d

Recommendation

The Project was reviewed and recommended by the Department of Housing and Community Development and was subsequently approved by the Low-Income Housing Committee to provide a PILOT for the Project. The Developer agrees to pay to the City, in lieu of the ordinary Baltimore City and State of Maryland real estate taxes upon the Project effective from the date the Owner acquires the Project which date the Owner will document by a letter sent to the City (the “Commencement Date”) a pro-rated amount through the end of the first fiscal year during which the acquisition occurs and for each fiscal year thereafter, until the obligations of the City to accept negotiated payments provided in this PILOT Agreement will cease under the provisions hereof.

The amount of the annual taxes will be One Hundred Thousand ($100,000.00) Dollars increasing at three percent (3%) per annum thereafter.

Given the need for affordable housing in the City, the Low-Income PILOT Committee believes that the PILOT is necessary to support both the capital and operating needs of the Project. The Project qualifies for a PILOT under Section 7-503 states in (a)(2)(ii) that the owner of the real property is a “limited partnership whose managing general partner is a limited liability company that is wholly owned by a nonprofit corporation that is exempt from income tax under section 10-104(2) of the Tax-General Article. 12-104 of the Annotated Code of the State of Maryland.

MBE/WBE PARTICIPATION:

Article 5, Subtitle 28 of the Baltimore City Code for Minority and Women’s Business Opportunity is fully applicable and no request for a waiver has been made.
Department of Finance – cont’d

UPON MOTION duly made and seconded, the Board approved and authorized execution of a Payment in Lieu of Taxes (PILOT) Agreement with TCB Marshall Gardens Limited Partnership for the Marshall Gardens Apartments to be in the 1700 – 1800 Block of Division Street, 500 Block of Wilson, Laurens and Roberts Street.
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>AMOUNT OF AWARD</th>
<th>AWARD BASIS</th>
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<tbody>
<tr>
<td>Bureau of Procurement</td>
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<tr>
<td>1. ITRON, INC.</td>
<td>$400,000.00</td>
<td>Renewal</td>
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<tr>
<td>Contract No. 08000 - EERT Equipment, Accessories and Repair Parts - Department of Public Works, Water and Wastewater - Revenue Measuring and Billing - P.O. No.: P532591</td>
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<td>This meets the condition that there is no advantage in seeking competitive responses.</td>
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<tr>
<td>STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT</td>
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<td>On August 19, 2015, the Board approved the initial award in the amount of $400,000.00. The award contained two 1-year renewal options. On August 29, 2018, the Board approved the first renewal in the amount of $400,000.00. This final renewal in the amount of $400,000.00 is for the period September 1, 2019 through August 31, 2020. The above amount is the City’s estimated requirement.</td>
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<td>MBE/WBE PARTICIPATION:</td>
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<td></td>
<td>Not applicable. This meets the requirement for certification as sole source procurement.</td>
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<tr>
<td>2. GC JONES ELEVATOR COMPANY</td>
<td>$15,000.00</td>
<td>Renewal</td>
</tr>
<tr>
<td>Contract No. 06000 - Elevator Maintenance - Mayor’s Office of Employment Development - P.O. No.: P545538</td>
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<td></td>
<td>This meets the condition that there is no advantage in seeking competitive responses.</td>
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INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR  AMOUNT OF AWARD  AWARD BASIS

Bureau of Procurement - cont’d

STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT

On October 16, 2018, the City Purchasing Agent approved the initial award in the amount of $15,000.00. The award contained one 1-year renewal option. This sole renewal in the amount of $15,000.00 is necessary for the continuation of elevator maintenance service. The period of the renewal is October 1, 2019 through September 30, 2020. The above amount is the City’s estimated requirement.

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

MBE/WBE PARTICIPATION:

Not applicable. This award was below MBE/WBE subcontracting threshold of $50,000.00.

3. SMITH BLAIR, INC. $100,000.00 Renewal
Contract No. B50004664 - Pipe Repair Clamps - Department of Public Works, Bureau of Water and Wastewater - P.O. No.: P536586

On August 17, 2016, the Board approved the initial award in the amount of $100,000.00. The award contained two 1-year
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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<th>VENDOR</th>
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<tr>
<td>Bureau of Procurement</td>
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renewal options. On January 31, 2017, the Board approved an increase in the amount of $200,000.00. This first renewal in the amount of $100,000.00 is for the period September 23, 2019 through September 22, 2020, with one 1-year renewal option remaining. The above amount is the City’s estimated requirement.

MBE/WBE PARTICIPATION:

On June 9, 2016, MWBOO determined that no goals would be set because of no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON JUNE 9, 2016.

4. PVS TECHNOLOGIES, INC. $3,500,000.00 Renewal
Contract No. B50004332 - Ferric Chloride for Wastewater Treatment Plants - Department of Public Works, Wastewater Facilities - P.O. No.: P533569

On November 18, 2015, the Board approved the initial award in the amount of $4,000,000.00. The award contained four renewal options. Subsequent actions have been approved and three renewal options have been exercised. This final renewal in the amount of $3,500,000.00 is for the period November 18, 2019 through November 17, 2020. The above amount is the City’s estimated requirement.

MBE/WBE PARTICIPATION:

On September 29, 2015, it was determined that no goals would be set because there is no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON SEPTEMBER 29, 2015.
5. S. FREEDMAN AND SONS, INC. $ 20,000.00 Renewal
Contract No. B50004705 - Restroom Paper and Soap Supplies for Baltimore Convention Center - P.O. No.: P537199

On October 12, 2016, the Board approved the initial award in the amount of $178,000.00. The award contained three 1-year renewal options. This first renewal in the amount of $20,000.00 is for the period November 1, 2019 through October 31, 2020, with two 1-year renewal options remaining. The above amount is the City’s estimated requirement.

MBE/WBE PARTICIPATION:

On July 21, 2016, MWBOO determined that no goals would be set because of no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON JULY 21, 2016.

6. MISSION MEDIA, LLC $ 16,800.00 Renewal
Contract No. 06000 - CharmTV Website Hosting Service Level Agreement - Mayor’s Office of Cable and Communications - P.O. No.: P539936

On June 7, 2017, the Board approved the initial award in the amount of $16,800.00. The award contained five 1-year renewal options. Subsequent actions have been approved. This first renewal in the amount of $16,800.00 is necessary to continue to provide support of the website hosting platform. The period of the renewal is June 9, 2019 through June 8, 2020, with four
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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<td>Bureau of Procurement - cont’d</td>
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1-year renewal options remaining. The above amount is the City’s estimated requirement.

**MBE/WBE PARTICIPATION:**

Not applicable. The initial award was below MBE/WBE subcontracting threshold of $50,000.00.

7. **LAW ENFORCEMENT**

    **SYSTEMS, LLC** $ 0.00 Renewal

    Contract No. B50003696 - Driver Motor Vehicle Information - Department of Finance - P.O. No.: P528925

On September 24, 2014, the Board approved the initial award in the amount of $150,000.00. The award contained two renewal options. On August 9, 2017, the Board approved the first renewal in the amount of $0.00. This final renewal in the amount of $0.00 is for the period October 1, 2019 through September 30, 2021. The above amount is the City’s estimated requirement.

**MBE/WBE PARTICIPATION:**

On August 1, 2014, MWBOO determined that no goals would be set because of no opportunity to segment the contract. The services consist solely of MVA/DMV motor vehicle information research.

**MWBOO GRANTED A WAIVER ON AUGUST 1, 2014.**
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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<td>Bureau of Procurement - cont’d</td>
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8. NATIONAL ENVIRONMENTAL, INC. $ 50,000.00 Renewal
   Contract No. B50005490 - Supply RPR Supplies to BDC Lab - Health Department - P.O. No.: P545023

On August 29, 2018, the Board approved the initial award in the amount of $49,000.00. The award contained two 1-year renewal options. This first renewal in the amount of $50,000.00 is for the period August 29, 2019 through August 28, 2020, with one 1-year renewal option remaining. The above amount is the City’s estimated requirement.

MBE/WBE PARTICIPATION:

On August 29, 2019, MWBOO determined that no goals would be set because there is no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON AUGUST 29, 2019.

9. MUNICIPAL EMERGENCY SERVICES INC. $ 0.00 Renewal
   Contract No. B50004326 - Turnout Gloves - Baltimore Fire Department - P.O. No.: P534042

On December 16, 2015, the Board approved the initial award in the amount of $83,148.00. The award contained three renewal options. Subsequent actions have been approved and two renewal options have been exercised. This final renewal in the amount of $0.00 is for the period December 21, 2019 through December 20, 2020. The above amount is the City’s estimated requirement.
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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<tr>
<th>Vendor</th>
<th>Amount of Award</th>
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<td>Bureau of Procurement</td>
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**MBE/WBE PARTICIPATION:**

On September 14, 2015, MWBOO determined that no goals would be set because there is no opportunity to segment the contract.

**MWBOO GRANTED A WAIVER ON SEPTEMBER 14, 2015.**

10. RACE-PACE

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<tr>
<th>Vendor</th>
<th>Amount of Award</th>
<th>Award Basis</th>
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<tbody>
<tr>
<td>INCORPORATED BALTIMORE</td>
<td>$0.00</td>
<td>Renewal</td>
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Contract No. B50004810 - Maintenance and Repair of Bicycles - Baltimore Police Department - P.O. No.: P537770

On December 8, 2016, the City Purchasing Agent approved the initial award in the amount of $15,457.43. The award contained two renewal options. On November 7, 2018, the Board approved the first renewal in the amount of $25,000.00. This final renewal in the amount of $0.00 is for the period December 8, 2019 through December 7, 2020. The above amount is the City’s estimated requirement.

**MBE/WBE PARTICIPATION:**

Not applicable. Award was under the threshold of $50,000.00.

11. FISHER SCIENTIFIC

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<tr>
<th>Vendor</th>
<th>Amount of Award</th>
<th>Award Basis</th>
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<tr>
<td>COMPANY, LLC</td>
<td>$300,000.00</td>
<td>Renewal</td>
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Contract No. B50004256 - Laboratory Gases, Chemicals and Supplies - Department of Public Works, etc. - P.O. Nos.: P532977 and P532978
### INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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On October 7, 2015, the Board approved the initial award in the amount of $1,000,000.00. The award contained two renewal options. Subsequent actions have been approved. This final renewal in the amount of $300,000.00 is for the period October 7, 2019 through October 6, 2020.

**MBE/WBE PARTICIPATION:**

On August 17, 2015, MWBOO determined that no goals would be set because of no opportunity to segment the contract. This is a commodity purchase,

**MWBOO GRANTED A WAIVER ON AUGUST 17, 2015.**

12. **FIRST CALL**

   UNIVAR USA, INC.

   **SECOND CALL**

   COLONIAL CHEMICAL
   SOLUTIONS, INC.

   $3,500,000.00        Renewal

   Contract No. B50005115 - Methanol for Wastewater Treatment Plants - Department of Public Works, Water and Wastewater Back River - P.O. Nos.: P541080 and P541081

   On September 27, 2017, the Board approved the initial award in the amount of $4,500,000.00. The award contained four 1-year renewal options. On October 3, 2018, the Board approved the
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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<td>Bureau of Procurement - cont’d</td>
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<tr>
<td>first renewal in the amount of $4,000,000.00. This second renewal in the amount of $3,500,000.00 is for the period October 1, 2019 through September 30, 2020, with two 1-year renewal options remaining. The above amount is the City’s estimated requirement.</td>
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MBE/WBE PARTICIPATION:

On August 14, 2017, MWBOO determined that no goals would be set because of no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON AUGUST 14, 2017.

13. EDWIN ELLIOT AND COMPANY, INCORPORATED $ 80,000.00 and Renewal

Contract No. B50004627 - Original Equipment Manufacturer
Actuators and Parts - Department of Public Wastewater Facilities Maintenance - P.O. No.: P536584

On August 17, 2016, the Board approved the initial award in the amount of $150,000.00. The award contained three 1-year renewal options. On October 17, 2018, the Board approved the first renewal in the amount of $80,000.00. This second renewal in the amount of $80,000.00 is necessary to continue receiving special parts from the original manufacturer. The period of the ratification is August 17, 2019 through September 24, 2019. The period of the renewal is September 25, 2019 through August 16, 2020, with one 1-year renewal option remaining. The above amount is the City’s estimated requirement.
**INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS**

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**MBE/WBE PARTICIPATION:**

On May 24, 2016, MWBOO determined that no goals would be set because of no opportunity to segment the contract.

**MWBOO GRANTED A WAIVER ON MAY 24, 2016.**

14. IMAGETREND, INC.  
Sole Source/  
Ratification  
Contract No. 08000 - Electronic Patient Reporting System  
Hosting and Support - Baltimore Fire Department - P.O. No.:  
P542175  
$ 17,050.00  
Ratification and Renewal

This meets the condition that there is no advantage in seeking competitive responses.

**STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT**

On January 8, 2016, the Board approved the initial award in the amount of $16,600.00. The agreement provides for the required functional integration with the FirstWatch and Computer Aided Dispatch systems with Image Trend’s electronic patient care reporting system which provides real-time validation of patient billing information so that errors will be quickly identified and corrected on the spot before EMS reimbursement is compromised. The period of the ratification is January 7, 2019 through September 17, 2019. The period of the renewal is September 18, 2019 through January 7, 2020, with one-year renewal options at the sole discretion of the City. The above amount is the City’s estimated requirement.
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

**MBE/WBE PARTICIPATION:**

Not applicable. Initial award was below the MBE/WBE subcontracting threshold of $50,000.00.

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<th>VENDOR</th>
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<tr>
<td>15. ADAPT PHARMA, INC.</td>
<td>$1,200,000.00</td>
<td>Renewal and Increase</td>
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<tr>
<td></td>
<td>100,000.00</td>
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<tr>
<td></td>
<td>$1,300,000.00</td>
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Contract No. 06000 – Nasal Narcan – Baltimore City Health Department, Baltimore City Fire Department and Sheriff Department – P.O. No.: P537699

This meets the condition that there is no advantage in seeking competitive responses.

**STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT**

On November 30, 2016, the Board approved the initial award in the amount of $195,950.00. Four increases have been approved. The award contained two 1-year renewal options. Subsequent actions have been approved. This increase in the amount of $100,000.00 and renewal in the amount of $1,200,000.00 make the total contract amount $3,604,688.00. This request will provide agencies with a continuous supply of this life saving...
**INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS**

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<td>Bureau of Procurement</td>
<td>$20,000,000.00</td>
<td>Increase</td>
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medication that stops or reverses the effects of an opioid overdose at a price equal or lower than that of the secondary market. The contract expires on November 30, 2019. The period of the renewal is December 1, 2019 through November 30, 2020 with one 1-year renewal option. The above amount is the City’s estimated requirement.

**MBE/WBE PARTICIPATION:**

Not applicable. This meets the requirement for certification as a select source procurement.

16. APPLIED TECHNOLOGY SERVICES, INC.
DATA CONNECT ENTERPRISE, INC.
DIGICON CORPORATION
NU-VISION TECHNOLOGIES, LLC
USC/CANTERBURY CORP.
CDW GOVERNMENT, LLC
DATA NETWORKS OF AMERICA, INC.
EN-NET SERVICES, L.L.C.
PCMG, INC.
DALY COMPUTERS, INC.
DISYS SOLUTIONS, INC.
KNIGHT POINT SYSTEMS, LLC.
STAR COMPUTER SUPPLY, LLC

Contract No. B50004090 - Network Hardware - Mayor’s Office of Information and Technology, Departments of Public Works, Transportation and others - P.O. Nos.: P536793, P536792, P536791, P536790, P536789, P536788, P536787, P536786, P536785, P536784, P536783, P536782 and P536772
BOARD OF ESTIMATES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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On August 17, 2016, the Board approved the initial award in the amount of $20,000,000.00. This increase in the amount of $20,000,000.00 is necessary to continue maintaining and upgrading the City’s network infrastructure (e.g. servers, storage area networks, etc.).

MBE/WBE PARTICIPATION:

On November 18, 2015, MWBOO determined that no goals would be set because of no opportunity to segment the contract.

17. KERSHNER ENVIRONMENTAL TECHNOLOGIES, LLC $ 0.00 Sole Source

Contract No. 08000 - Furnish and Deliver Chlorination and De-Chlorination Parts - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P536975

This meets the condition that there is no advantage in seeking competitive responses.

STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT

On September 14, 2016, the Board approved the initial award in the amount of $400,000.00. The award contained three 1-year renewal options. On October 3, 2018, the Board approved the first renewal in the amount of $200,000.00. This is a contract for proprietary OEM Severn Trent/DeNova Water Technology parts for the water treatment facilities. This second renewal in the amount of $0.00 is for the period September 14, 2019
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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through September 13, 2020, with one 1-year renewal option remaining. The above amount is the City’s estimated requirement.

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

MBE/WBE PARTICIPATION:

Not applicable. This meets the requirement for certification as a sole source procurement as this is proprietary parts and services only available from the vendor and not available from subcontractors.

18. THE GOOD SHEPHERD

SEPTIC SERVICE, INC. $ 0.00

Ratification and Extension

Contract No. B50003835 - Septic Tank Pumping and Disposal Services - Department of Public Works, Solid Waste - P.O. No.: P529406

This meets the condition that there is no advantage in seeking competitive responses.

STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT

On December 10, 2014, the Board approved the initial award in the amount of $60,000.00. The award contained three renewal
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR AMOUNT OF AWARD AWARD BASIS

Bureau of Procurement - cont’d

options. Three renewal options have been exercised. A ratification and extension is necessary to continue the septic tank pumping and disposal services for the Bureau of Solid Waste pending a new solicitation. The contract expired on December 31, 2018. The period of the ratification is January 1, 2019 through September 24, 2019. The period of the extension is September 25, 2019 through March 31, 2020. The above amount is the City’s estimated requirement.

MBE/WBE PARTICIPATION:

On October 1, 2014, MWBOO determined that no goals would be set because of no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON OCTOBER 1, 2014.

19. SECURITY EQUIPMENT

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<th>VENDOR</th>
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<tbody>
<tr>
<td>SECURITY EQUIPMENT CO.</td>
<td>$30,000.00</td>
<td>Extension</td>
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Contract No. B50003093 - STIHL Landscaping Equipment and Replacement Parts - Recreation and Parks, Departments of Transportation and Public Works - P.O. No.: P524915

This meets the condition that there is no advantage in seeking competitive responses.

STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT

On September 18, 2013, the Board approved the initial award in the amount of $100,000.00. The award contained four renewal options. Four renewal options have been exercised. This extension in the amount of $30,000.00 is necessary to continue
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

VENDOR AMOUNT OF AWARD AWARD BASIS

Bureau of Procurement – cont’d

services until a new contract is awarded. The contract expired on September 17, 2019. The period of the extension is September 18, 2019 through March 17, 2020.

MBE/WBE PARTICIPATION:

On July 23, 2013, it was determined that no goals would be set because of no opportunity to segment the contract.

MWBOO GRANTED A WAIVER ON JULY 23, 2019.

20. GRAYBAR ELECTRIC
   COMPANY, INC.
   PRODUCT DISTRIBUTION
   COMPANIES, INC.
   IDEAL ELECTRICAL SUPPLY
   CORPORATION

   $ 0.00 Extension


This meets the condition that there is no advantage in seeking competitive responses.

STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT

On November 19, 2014, the Board approved the initial award in the amount of $2,652,300.00. The award contained a renewal option. Subsequent actions have been approved. An extension
### INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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is necessary to support the B'More Bright Project and continue the procurement of electrical supplies, material and tools for the City. The period of the extension is November 19, 2019 through May 18, 2020. The above amount is the City’s estimated requirement.

**MBE/WBE PARTICIPATION:**

On October 15, 2014, it was determined that no goals would be set because of no opportunity to segment the contract.

**MWBOO GRANTED A WAIVER ON OCTOBER 15, 2014.**

21. AMERICAN RAMP Selected

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<thead>
<tr>
<th>COMPANY</th>
<th>38,048.02</th>
<th>Source</th>
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<tbody>
<tr>
<td>Contract No. 06000 - Mobile Pump Track - Department of Recreation and Parks - Req. No.: R835854</td>
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</table>

This meets the condition that there is no advantage in seeking competitive responses.

**STATEMENT OF PURPOSE AND RATIONALE FOR NON-COMPETITIVE PROCUREMENT**

The procurement of the Speed Ring Plus and Trailer transportable equipment is to provide entertainment and recreational activities in undeserved areas of the City. This item may be easily set up by the City staff for events, and then disassembled and transported to the next event. This item
INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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will be used as part of the Mayor’s Violence Reduction Initiative Program. This display model will be used as part of the 2019 National Recreation and Parks Association Conference in Baltimore City. The City will receive a significant discount for purchasing the display model at the end of the conference.

MBE/WBE PARTICIPATION:

Not applicable. The initial award is below the MBE/WBE subcontracting threshold of $50,000.00.

UPON MOTION duly made and seconded, the Board approved the foregoing Informal Awards, Renewals, Increases to Contracts and Extensions.
Bureau of Procurement – Donation of Excess Property

ACTION REQUESTED OF B/E:

The Board is requested to approve a donation of excess property to Howard County’s Department of Fire and Rescue Services.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The Mayor’s Office of Emergency Management desires to transfer a 2006 Softside 48’ Trailer and a 2006 Freightliner Columbia 120 to the Howard County Department of Fire and Rescue Services. These items were purchased from the Urban Areas Security Initiative (UASI) grant for the Urban Search and Rescue, which was dismantled a few years ago.

Per of the Code Federal Regulations, any surplus items that are purchased with UASI funds must be offered to other UASI jurisdictions.

UPON MOTION duly made and seconded, the Board approved the donation of excess property to Howard County’s Department of Fire and Rescue Services.
RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

* * * * * * *

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

UPON MOTION duly made and seconded,

awarded the formally advertised contracts listed on the following pages:

4532 – 4563

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

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.
RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Public Works/Office of Engineering and Construction

1. SC 940, Sanitary Sewer Collection System improvements in the High Level Sewershed
   Northeast Remsco Construction Inc. $44,299,811.00

DBE PARTICIPATION:

Northeast Remsco Construction, Inc. has complied with the DBE goals. As part of their bid Northeast Remsco Construction, Inc. has committed to utilize the following:

DBE/MBE:  Daco Construction Corp. $7,111,000.00 16.05%
           The Vann Organization, Inc. 25,000.00 .06%
           JJ Adams Fuel Oil Co., LLC 582,895.00 1.32%
           East Bay Construction & Services 1, LLC 52,000.00 .12%
           Bryant Associates, Inc. 125,000.00 .28%

           TOTAL MBE: $7,895,895.00 17.82%

DBE/WBE:  Empire Landscape, LLC $420,000.00 .95%
           TFE Resources 51,000.00 .12%
           Atlantic Traffic Safety, Inc. 450,000.00 1.02%
           Fallsway Construction Co., LLC 920,295.00 2.08%
           PDK Commercial Photographers, LTD/DBA Bernstein Associates 10,000.00 .02%
           JEM Enterprises, Inc. 10,000.00 .02%
           t/a Globe Sanitation R&R Contracting Utilities, Inc. 975,000.00 8.97%
           ED Wean Drilling & Blasting, LLC 1,150,000.00 2.60%
**RecommendaTions for Contract Awards/Rejections**

Department of Public Works/Office - cont’d of Engineering and Construction

<table>
<thead>
<tr>
<th>Company</th>
<th>Amount</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Foundation Test Group, Inc.</td>
<td>50,000.00</td>
<td>.11%</td>
</tr>
<tr>
<td>Century Fence Construction, Inc.</td>
<td>7,000.00</td>
<td>.02%</td>
</tr>
<tr>
<td><strong>Total WBE:</strong> $7,043,295.00</td>
<td></td>
<td>15.90%</td>
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**Transfer of Funds**

<table>
<thead>
<tr>
<th>Amount</th>
<th>From Account/S</th>
<th>To Account/S</th>
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</thead>
<tbody>
<tr>
<td>$ 5,760,000.00</td>
<td>9956-904620-9549</td>
<td>(State Revenue) (Sewer System Rehab - High Level)</td>
</tr>
<tr>
<td>18,967,000.00</td>
<td>&quot; &quot;</td>
<td>(State Water Quality Revenue)</td>
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<tr>
<td>25,276,639.38</td>
<td>&quot; &quot;</td>
<td>(Wastewater Revenue Bond)</td>
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<tr>
<td><strong>$50,003,639.38</strong></td>
<td><strong>---------</strong></td>
<td>9956-906647-9551-6</td>
</tr>
</tbody>
</table>

The transfer will provide funds to cover the costs of SC 940, Sanitary Sewer Collection System Improvements in the High Level Sewershed.

**A protest was received from Williams Mullen on behalf of Spinello Companies, Inc.**

**Several supplemental protests were received from Williams Mullen on behalf of Spinello Companies, Inc.**
October 18, 2018

VIA HAND DELIVERY

Board of Estimates
c/o Clerk to the Board
204 City Hall
100 N. Holliday Street
Baltimore, MD 21202

BID PROTEST

Protestor: Spiniello Companies, Inc.
3500 East Biddle Street
Baltimore, MD 21213

Solicitation:
City of Baltimore Department of Public Works’
Sanitary Contract No. 940 for Hydraulic Improvements to the
High Level Sewershed Collection System

Proposed Awardee: Northeast Remsco Construction, Inc.

Dear Honorable President and Members of the Board of Estimates:

Spiniello Companies, Inc. ("Spiniello"), by and through its undersigned counsel, protests any awarding of City of Baltimore Department of Public Works Sanitary Contract No. 940 ("SC940") to Northeast Remsco Construction, Inc. ("Northeast Remsco") or any bidder other than Spiniello. Northeast Remsco’s bid contains multiple errors and irregularities that establish that Northeast Remsco does not propose to, and will not, meet the City’s mandatory Women Business Enterprise ("WBE") and Minority Business Enterprise ("MBE") participation requirements in the Invitation for Bid ("IFB"). Northeast Remsco’s bid demonstrates a complete disregard for the IFB’s MBE and WBE requirements, which cannot be rewarded. Indeed, to maintain the integrity of the City’s procurement system and the confidence of those bidders that made the effort and did comply with these important requirements, Northeast Remsco’s bid must be found non-responsive and rejected. In that regard, Spiniello is the lowest price, responsive, and responsible bidder and should be awarded SC940.

Although at first glance, it appears that there is a substantial difference between the bids of Northeast Remsco and Spiniello, this is not the case. Northeast Remsco made a $3,599,711.00 error in the calculation of its unit prices, which changes its actual bid price to $44,299,811.00 (not $40,700,100.00). That is merely $333,189 less than Spiniello’s bid, which is less than a 1% difference.
**Aggrieved Party**

Spiniello submitted a timely, responsive bid and is a responsible bidder for SC940 and thus has standing to protest as an aggrieved party any award of SC940 to Northeast Remsco or any bidder other than Spiniello.

**Timely Protest**

This protest is timely filed with the Board of Estimates prior to contract award.

**Background**

The City of Baltimore (the “City”) published the Invitation for Bidders (“IFB”) related to SC940 in July 2018. See Ex. 1. The SC940 Project consists of hydraulic improvements to the high level sewershed collection system (“Project”). The scope of work for the Project includes: sewer cleaning and close-circuit TV inspection; upsizing full-length segments of sanitary sewers using open cut methods; sewer house reconnection work; installation of a new 42” interceptor sewer utilizing microtunneling; manhole replacement work; and new manhole installation work (collectively, the “Work”). The IFB envisions awarding a Firm-Fixed Price contract to the lowest-priced responsible bidder that submits a responsive bid.

1. **The IFB’s MBE/WBE Requirements**

Both the State of Maryland and the City have enacted policies relating to Disadvantaged Business Enterprises (“DBE”), including Women Business Enterprises and Minority Business Enterprises. These policies ensure that “maximum contracting opportunities [are] extended to certified minority enterprises,” and the State enforces this policy through the use of the MBE and WBE minimums. See COMAR Sec. 21.11.03.01. In that regard, with respect to procurement, the State has also clarified that the failure to affirmatively meet the WBE and MBE minimum requirements renders a bid non-responsive. See COMAR Sec. 21.11.03.09(C)(5) (“The failure of a bidder to accurately complete and submit the MBE utilization affidavit and the MBE participation schedule shall result in a determination that the bid is not responsive.”).

As evidenced by the City’s policies, the City’s utilization of MBE/WBE minimums in public works contracts is a critical element of both the City’s and the State’s mutual objective to maximize contracting opportunities for certified minority enterprises. As a result, the IFB contains requirements for MBE and WBE participation in the work to be performed. Specifically, the IFB requires that a responsive bid demonstrate MBE and WBE participation of 18% and 16%, respectively. See Ex. 1, p. 16. Moreover, the IFB contained specific instructions and forms that a bidder must complete to demonstrate its compliance with the MBE/WBE participation requirements.

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1 Exhibit 1 contains selected portions or excerpt of the IFB.
2. The Award and the Awardee’s Bid

The original deadline to submit a bid in response to the IFB was August 29, 2018, but the deadline was extended until September 26, 2018 via several amendments. Four contractors submitted bids, which the City reviewed and reported as follows:

(i) the apparent monetary low bidder was Northeast Remsco, with a purported bid price of $40,700,100.00 (but actually $44,299,811.00 due to a unit price miscalculation);
(ii) the apparent second lowest bidder was Spiniello Companies, with a bid price of $44,633,000.00;
(iii) the next lowest bidder was Bradshaw, with a bid price of $52,938,988.00; and
(iv) Oscar Renda, with a bid price of $55,535,450.00.

A review of Northeast Remsco’s bid reveals a number of deficiencies regarding its pricing and proposed MBE/WBE participation. Notably, Northeast Remsco’s bid contains line-item quantities for the total scope of work, which Northeast Remsco purports amounts to a total of $40,700,100.00. However, that total bid price is an error, as the sum totals of each of the line-item scopes of work in Northeast Remsco’s bid actually add up to $44,299,811.00 — which is $3,599,711.00 higher than its originally-stated bid price. See Ex. 2.

The City of Baltimore Department of Public Works Specifications, Materials, Highways, Bridges, Utilities, and Incidental Structures 2006 (“City Specifications”) at 00 21 13.08(B) mandates that “[a]ll extensions in the bidding forms (column entitled “Amounts”) shall be computed and filled in by the Bidder, and the sum shall be computed and written in the space provided thereto following the last item of the bid.” However, City Specification 00 21 13.08(D) states “when there is an error in mathematics where unit prices do not equal the total price, in all cases, the unit prices shall prevail.” Therefore, the mandatory correction to Northeast Remsco’s total bid amount (the sum total of its unit prices) is $44,299,811.00. As set forth below, this critical pricing error has a direct effect on the requisite WBE and MBE percentages for Northeast Remsco.

Grounds of Protest

A key element of a sealed bidding procurement is that non-responsive bids may not be considered for award. Nash & Cibinic, FORMATION OF GOVT. CONTRACTS, Third Ed., at 537 (“The purpose of [the responsiveness] requirement is to promote fairness and objectivity, and to encourage wide competition by requiring all bidders to bid on exactly the same work and to the same terms and conditions”); see also Nat’l Elevator Co., No. 1291, Oct. 1, 1986, 1 MSBCA ¶ 135. Significantly, to ensure fairness to other bidders and the government procurement system responsiveness must be determined from the face of the bidding documents and not from information or documents subsequently provided by the Bidder. Inner Harbor Paper Supply Co., No. 1034, Sept. 9, 1982, 1 MSBCA ¶ 24. Moreover, “[t]o be responsive a bid cannot be
ambiguous.” Nat’l Elevator Co., No. 1291, Oct. 1, 1986, 1 MSBCA ¶ 135 (“If the bid is subject to two or more reasonable interpretations, under one of which it is nonresponsive, it is ambiguous and, therefore, should be rejected as nonresponsive.”); see also Nash & Cibinic, FORMATION OF GOVT. CONTRACTS, Third Ed., at 538 (“The mandatory rejection rule also prevents bidders with ambiguous bids from having ‘two bites of the apple’ by contending, after seeing competing bids, that their bids conformed to the solicitation (or did not conform), depending on the interpretation that is most beneficial to them.”).

In this case, an objective reading of Northeast Remsco’s bid demonstrates that it has not met the IFB requirements in two significant and material ways:

1. Northeast Remsco failed to submit a complete, correct bid package. Page 1 of the instructions for SC940 contains the following language: “FAILURE TO FOLLOW THESE SIMPLE INSTRUCTIONS WILL CAUSE YOUR BID TO BE DECLARED UNRESPONSIVE AND THE BID WILL BE REJECTED BY THE BOARD OF ESTIMATES.” Ex. 1, p. 2. Northeast Remsco was clearly on notice of the requirement to submit a complete, correct bid package; yet failed to do so. Even though all of Northeast Remsco’s bid failures pertain, in some manner, to the Contract WBE/MBE requirements set forth in this IFB, the bid is — on its face — materially non-responsive and should be disregarded by this Board.

2. Northeast Remsco failed to comply with the material WBE/MBE requirements for SC940. It is well-established that “[w]here an IFB requires a bidder to commit to an MBE program at the time of bid, the failure to do so constitutes a material defect which, thereafter, cannot be waived.” Appeal of Roofers, Inc., MSBCA 1129 (1983) (citing Track Materials, MSBCA 1097 (Nov. 30, 1982)).

Set forth below are seven separate and distinct grounds of protest, each of which violate the above two material tenets, and each of which alone and independently require that the Board reject Northeast Remsco’s bid.

1. Northeast Remsco’s Bid Includes a Subcontractor, Ed Wean Drilling & Blasting; Ed Wean is Not Certified by Either the City of Baltimore or Maryland Department of Transportation, as Required for WBE Participation.

Northeast Remsco’s bid purports to comply with the IFB’s MBE and WBE percentage requirements through the combined use of fifteen subcontractors, five of which are listed as “MBE” and ten of which are listed as “WBE”. See Ex. 2. However, the second-largest WBE subcontractor, Ed Wean Drilling & Blasting (“Ed Wean”), listed for $1,150,000.00 of work, is not certified as a WBE. Id. at p. 47. Because Ed Wean is not certified by the requisite agencies, its subcontract amount of $1,150,000.00 cannot count toward the WBE participation requirement and,
therefore, Northeast Remsco's bid falls woefully short of the WBE requirement and is non-responsive.2

The IFB clearly addresses the certification requirements for WBE and MBE utilization on this Project: “When selecting subcontractors to count towards the project’s goals, it is acceptable for the Prime contractor to use either State (MDOT) or City certified sub-contractors, or a combination of both, to count towards fulfillment of the goal participation for this contract.” Ex. 1 (emphasis added). Ed Wean is not certified by the State of Maryland (MDOT) or the City. Instead, Northeast Remsco impermissibly attempts to rely upon Ed Wean’s certification in the State of New Jersey to satisfy this Project’s goals.

In fact, three specific details of Northeast Remsco’s bid package demonstrate that Ed Wean is not certified in the State (MDOT) or City certification programs:

1. Northeast Remsco includes Environmental Protection Agency DBE Subcontractor Performance Forms (“EPA Forms”) for all its WBE/MBE listed subcontractors.3 See Ex. 2. In most instances, the EPA Form correlated to a subcontractor is accompanied by a printout of that subcontractor’s MDOT Certification, which demonstrates compliance with the IFB’s DBE certification requirements. In the case of Ed Wean, however, Northeast Remsco only attached a certification form from the State of New Jersey’s Small Business Set-Aside Act and Minority and Women Certification Program – not a State MDOT or City certification form. Further, a search of both the City (MWBOO) and State (MDOT) databases reveals no Certification of Ed Wean by either MDOT or the City.

2. The EPA Form for each subcontractor contains a section wherein the bidder can identify the locality with whom the subcontractor is certified. See Ex. 2, p. 85. As demonstrated below, for Ed Wean, Northeast Remsco checked the box for “other” and hand-wrote “NJ State”:

3. When listing its subcontractors in the DBE Subcontractor Utilization Form (“DBE Form”), Northeast Remsco again hand wrote “NJ State”, whereas it lists “MDOT” for every other subcontractor (Id. at p. 47):

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2 “Responsiveness is a legal determination involving whether the person who has submitted the bid, under procurement by competitive sealed bidding, has conformed in all material respects to the requirements contained in the IFB.” Track Materials, supra, at n. 4. By contrast, responsibility concerns a bidder’s capability to perform a contract. Nat’l Elevator Co., No. 1291, 1 MSBCA ¶ 135.

3 Except, as explained below, for the subcontractor Foundation Test Group, Inc.
Northeast Remsco’s disregard for the clear DBE certification requirements demonstrates that it is not committed to complying, and has not complied, with the local MBE and WBE initiatives for this Project. As noted above: “Where an IFB requires a bidder to commit to an MBE program at the time of bid, the failure to do so constitutes a material defect which, thereafter, cannot be waived.” *Appeal of Roofers, Inc.*, MSBCA 1129 (1983) (citing *Track Materials*, MSBCA 1097 (Nov. 30, 1982)). The subcontract value for Ed Wean cannot count toward Northeast Remsco’s MBE/WBE requirements for this Project and, therefore, Northeast Remsco’s WBE total is only $5,843,295.00 – which is significantly lower than the requisite 16% of not only its corrected bid price of $44,299,811.00 (which is $7,087,969.70), but also of its lower incorrect bid price of $40,700,100.00 (which would have been $6,512,016.00).

Further, if this Board allowed the out-of-state Certification of Ed Wean to be compliant, in direct contravention of the IFB, it would diminish the force and impact of the State and City Certification process. As such, Northeast Remsco’s bid is not responsive and must be rejected.

2. **Northeast Remsco’s Bid Does Not Meet the MBE/WBE Percentage Requirements.**

Even if this Board finds Ed Wean compliant with the MDOT or City DBE certification requirements, such that the subcontract amount counts toward DBE compliance, Northeast Remsco’s bid still fails to meet the MBE/WBE requirements. While Northeast Remsco’s bid appeared to comply with the MBE/WBE requirements at its original bid price, once the bid price is corrected and increased, as required, Northeast Remsco is no longer compliant with the MBE/WBE requirements. Specifically, the significant pricing error set forth above, not only increases the bid price, but also increases the monetary amounts which constitute the requisite MBE and WBE percentages. When those amounts are increased, Northeast Remsco no longer meets the required 16% for WBE and 18% for MBE minimums.

This is especially egregious in light of the fact that Northeast Remsco will not only benefit from its error by receiving an increased bid amount (of approximately $3.6 million) but will also benefit by not having to comply with the WBE and MBE minimums, which often result in an added expense to a Prime Contractor.

As set forth in the numbers above, Northeast Remsco’s corrected bid price of $44,299,811.00 required an MBE percentage of 18% (or $7,973,965.98), and a WBE percentage of 16% (or $7,087,969.76). Northeast Remsco failed to meet both requirements, and even if Ed Wean’s $1,150,000.00 subcontract price is included, Northeast Remsco still failed to meet the MBE and WBE minimums by a combined total of over $122,000.00.
Because Northeast Remsco committed a significant pricing error in its bid, and it is mandatory that the error be corrected, it is no longer compliant with the City’s WBE and MBE requirements. As the MSBCA stated in Johnson Controls, Inc., MSBCA Case No. 1273 (1986), “to permit correction of [the] bid under these circumstances clearly would be prejudicial to other bidders and contrary to the purpose of Maryland procurement law to provide for increased public confidence in the procedure followed in public procurement and to insure [sic] the maintenance of a system of quality and integrity.” As in Johnson Controls, Northeast Remsco’s lack of compliance with the MBE/WBE program requirements prejudices Spiniello because Spiniello took the time, effort, and applied the resources to ensure compliance with the City’s MBE and WBE programs, and has affirmatively demonstrated such compliance in its bid.

For this Board to award to a bidder that has clearly not met the MBE/WBE participation requirements would send a message to Spiniello and other compliant bidders that the City places little value on the MBE/WBE program or the need to adhere to clear IFB requirements. We cannot believe that is the City’s intent or desire. As such, in light of the new information herein, this Board properly serves as an additional gatekeeper to ensure full compliance with MBE and WBE objectives and to protect the sanctity of the City’s procurement process. Northeast Remsco’s bid is not responsive and should be rejected.

3. Northeast Remsco Did Not Include the EPA DBE Performance Form for its Subcontractor, Foundation Test Group.

As stated above, the IFB mandates that the EPA Forms (specifically, EPA FORM 6100-3) be submitted for each subcontractor. Northeast Remsco submitted EPA Forms for each DBE subcontractor except Foundation Test Group (“Foundation”). This clear omission of a material form renders the bid non-responsive, on its face, per the terms and instructions of the IFB. This material failure also renders the bid non-responsive as it fails to demonstrate compliance with the IFB’s MBE/WBE requirements.


The IFB requires submission of a completed MBE DBE Good Faith Efforts Checklist (“Checklist”). Northeast Remsco failed to provide a completed Checklist, and, as such, failed

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4 “Where an IFB requires a bidder to commit to an MBE program at the time of bid, the failure to do so constitutes a material defect which, thereafter, cannot be waived.” Appeal of Roofers, Inc., MSBCA 1129 (1983) (citing Track Materials, MSBCA 1097 (Nov. 30, 1982)).
provide the requisite notice to the Board as to whether its subcontractors are using any additional subcontractors. Rather Northeast Remsco hand-wrote “unknown” in the right margin:

| C1 | Did you use the Bidders List to solicit subcontractors? | Yes ☐ | No ☐ |
| C2 | Did DBE firms bid as subcontractors (provide list, work type, & price)? | Yes ☐ | No ☐ |
| C3 | Did you select any DBE firms as subcontractor? | Yes ☐ | No ☐ |
| C4 | Is the subcontractor using any additional subcontractors? | Yes ☐ | No ☐ |

The clear failure to answer Question C.4 renders the Checklist incomplete and the bid non-responsive. Ex. 2, p. 34.

Moreover, the lack of response to this question is material to the determination of whether Northeast Remsco has, or will, comply with the IFB (and Contract MBE/WBE requirements). Importantly, in the Answer to Question/Comment No. 23, the City clarified that “The second-tier sub is not counted at all. MBEs/WBEs are not allowed to subcontract more than 10% of their work.” See Ex. 3. At the time it submitted its bid, Northeast Remsco lacked knowledge as to whether its subcontractors will use any additional subcontractors and, therefore, this Board does not know whether Northeast Remsco’s subcontractors will use any additional subcontractors and what effect, if any, such a utilization will have on the MBE/WBE standards for this Project.

In this regard, Northeast Remsco’s bid is incomplete and non-responsive. Northeast Remsco had a duty to accurately and completely fill out its bid, and it failed to do so. This Board should reject Northeast Remsco’s bid.


In its bid, Northeast Remsco revised its WBE and MBE estimated dollar amounts in multiple locations, without the corresponding subcontractor initialing the change. Specifically, as seen below by handwritten lineouts, Northeast Remsco increased the subcontractor estimated dollar amount from $95,000 to $150,000: as to subcontractor Bryant Associates.6

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5 These requirements are very important as they ensure that MBE/WBE Subcontractors do not simply act as pass-through entities, but actually gain the experience and skills envisioned by the program. Northeast Remsco’s assertion that their subcontractor’s intent to comply with these requirements is “unknown” is equivalent to saying that Northeast Remsco’s intent to comply with the spirit and purpose of the MBE/WBE program is “unknown” and the entities that will ultimately receive the money paid under the resultant contract is “unknown.” In short, Northeast Remsco cannot be considered to have submitted a responsive bid without knowing this information.

6 Ex. 2, p. 46.
While the modification is initialed by Northeast Remsco there is no initial by the subcontractor evidencing agreement to this unilateral change. Further, a review of the DBE Subcontractor Participation Form (Form 6100-3) for Bryant Associates exacerbates the concern – this form also shows an apparent unilateral modification by Northeast Remsco of the price:7

A similar defect is found with respect to subcontractor Foundation Test Group; Northeast Remsco unilaterally decreased the estimated dollar amount from $100,000 to $50,000:8

This omission is especially egregious with respect to Foundation Test Group, because – as set forth above – Northeast Remsco did not submit the corresponding EPA Form, which would have listed the “Amount Received by Prime Contractor.” Therefore, because Northeast Remsco struck through the original amount for Foundation ($100,000) and replaced it with a revised amount ($50,000), this Board has no way to verify the correct amount by referencing the EPA Form. Neither the change as to Bryant Associates nor Foundation Test Group was initialed by the respective subcontractor.


This Board regularly rejects bids as non-responsive when the bidder neglects to initial changes in the bid package. The basis of these rejections is the uncertainty and ambiguity such changes inject into the procurement process. In that regard, it is unclear when and by whom the changes were made. Here, Northeast Remsco’s bid includes an unverified material change to the

7 Ex. 2, p. 82.
8 Ex. 2, p. 47.
pricing of Line 822. Specifically, a review of Northeast Remsco bid shows changes to the pricing information contained in Item No. 822:

![Table](image)

There are three modifications to the line-item price for Item No. 822, totaling $176,462.00, but Northeast Remsco did not initial any of the changes as to the Description of Items and Prices Bid, the Unit Price, or the Amount. Notably, elsewhere in its bid (on the very next page, in fact), Northeast Remsco recognized the importance of, and complied with, the requirement to initial each change within an Item Number:

![Table](image)

In contrast, the absence of initials to the apparent pricing revision as to Item No. 822 raises uncertainty and, is another material mistake rendering this bid non-responsive.

7. **Northeast Remsco Did Not Incorporate Addendum 4 Into its Bid, as Required.**

Addendum No. 4 to the IFB required bidders to replace pages BP-12, BP-18, and BP-19 in their bids. As with other addenda, the new pages were stamped “Addendum 4.” Northeast Remsco did not utilize the replacement pages from Addendum 4. However, elsewhere in Northeast Remsco’s bid, Northeast Remsco complied with the requirements of various other addenda to replace pages of the bid. See, e.g. Ex. 2, p. 1 (“Addendum 6”); p. 6 (“Addendum 2”); p. 17 (“Addendum 5”). Northeast Remsco’s failure to replace the bid pages as required from Addendum 4 raises a genuine question as to whether Northeast Remsco reviewed and incorporated Addendum 4 into its bid and, therefore, raises an ambiguity in the bid and makes the bid non-responsive. As set forth above, an ambiguous and non-responsive bid cannot be accepted.

**Conclusion**

It is well-established that material bid mistakes cannot be overlooked or waived. See, e.g. *Johnson Controls, Inc.*, MSBCA Case No. 1273 (1986). In *Johnson Controls, Inc.*, the Maryland State Board of Contract Appeals explained that “[a] mistake in bid is immaterial if its significance

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9 Ex. 2, p. 18.

10 There appears to be an “R” near one or the three changes – Description of Items and Prices Bid. However, this possible notation is insufficient. First, simply writing the letter R is not a proper initialing of a change and, even if it is considered a proper initialing of a change, Northeast Remsco failed to initial the other two changes made to Item No. 822.
as to price is trivial or negligible... and its correction would not prejudice the other bidders.” Here, as detailed above, Northeast Remsco’s bid contained multiple material errors and omissions, which, taken individually and certainly taken together, cannot be viewed as “trivial” or “negligible”. Rather, these errors and omissions represent substantial mistakes that disqualify the bid as non-responsive.

Further, an award to Northeast Remsco in spite of its incomplete and incorrect bid would prejudice Spiniello because Spiniello took the time, effort, and resources to ensure compliance with the MBE and WBE requirements and has affirmatively demonstrated such compliance in its bid. Moreover, Spiniello is the next-lowest priced bidder after the Northeast Remsco, and the lowest-priced responsible bidder that submitted a responsive bid. In short, considering Northeast Remsco’s non-responsive bid, award should be made to Spiniello.

Further, to award SC940 to Northeast Remsco in the face of such an egregiously noncompliant bid would be an affront to the City’s procurement system and its focus on compliance with WBE and MBE programs, and diminish the City and State Certification process.

**Ruling and Relief Requested**

Spiniello requests that the apparent lowest price bid of Northeast Remsco be found non-responsive and not eligible for award of Sanitary Contract No. 940. Spiniello further requests that the Board of Estimates award Sanitary Contract 940 to Spiniello as the lowest price, responsive, and responsible bidder.

Respectfully submitted,

[Signature]

Bryan Cashmere, Esq.

cc: Robert K. Cox, Esq., Williams Mullen
    Spiniello Companies
Sanitary Contract No. 940
FOR
HYDRAULIC IMPROVEMENTS TO THE HIGH LEVEL SEWERSHED COLLECTION SYSTEM
NOTICE TO BIDDERS

SUPPLEMENTAL BIDDING INSTRUCTION

The following instruction supplements the bidding instructions found elsewhere in the Bid Book and those referenced therein.

EACH BIDDER IS HEREBY NOTIFIED THAT HE/SHE/IT MUST COMPLETELY FILL IN THE ORIGINAL BID AND THE REQUIRED BID/PROPOSAL AFFIDAVIT AND DOCUMENTS LOCATED IN THE BID BOOK, THE ORIGINAL BID (WHICH MUST REMAIN ATTACHED TO THE BID BOOK) PLUS THE FULLY COMPLETED DUPLICATE BID MUST BE SUBMITTED IN THE BID ENVELOPE, IF ONE IS PROVIDED FOR THAT PURPOSE.

ENSURE THAT THE DUPLICATE COPY DOES NOT INCLUDE DIFFERENT UNIT PRICES AND TOTAL BID AMOUNT THAN THE ORIGINAL. THE ORIGINAL AND DUPLICATE BIDS SHOULD HAVE THE SAME AMOUNT FOR EACH BID ITEM AND TOTAL AMOUNT.

FAILURE TO FOLLOW THESE SIMPLE DIRECTIONS WILL CAUSE YOUR BID TO BE DECLARED UNRESPONSIVE AND THE BID WILL BE REJECTED BY THE BOARD OF ESTIMATES.

MARYLAND DEPARTMENT OF THE ENVIRONMENT DISADVANTAGED BUSINESS ENTERPRISE PROGRAM (DBE)

- THIS PROJECT IS A RECIPIENT OF STATE FUNDING AND INCLUDES THE DBE FORMS THAT MUST BE FILLED OUT. REVIEW THE DOCUMENTS THAT ARE NEEDED TO BE IN COMPLIANCE WITH THE REQUIREMENTS OF THE DBE PROGRAM.
- THE DBE PACKAGE MUST BE COMPLETED AND SUBMITTED WITH YOUR BID PROPOSAL.

BALTIMORE APPRENTICESHIP TRAINEE PROGRAM (BATEP)

- PER THE ENGINEER, THE BALTIMORE APPRENTICESHIP TRAINEE PROGRAM REQUIREMENTS ARE EXCLUDED FROM THIS CONTRACT.

BALTIMORE CITY'S YOUTHWORKS PROGRAM

- ALSO INCLUDED IN THIS CONTRACT IS A BALTIMORE CITY'S YOUTHWORKS PROGRAM FORM.
- THE ACCOMPANYING MANILA BID ENVELOPE CONTAINS BALTIMORE CITY'S YOUTHWORKS PROGRAM FORM OR ORIGINAL DOCUMENTS WHICH MUST BE COMPLETED FOR ALL CONTRACTS.
- THE SINGLE PAGE BALTIMORE CITY'S YOUTHWORKS FORM MUST BE COMPLETED AND SUBMITTED WITH YOUR BID PROPOSAL.
- FAILURE TO SUBMIT THE INFORMATION AT THE TIME REQUESTED MAY BE CAUSE TO HAVE YOUR BID REJECTED.

LOCAL HIRING LAW

- ALSO INCLUDED IN THIS CONTRACT IS NOTIFICATION OF THE LOCAL HIRING LAW EFFECTIVE DECEMBER 23, 2013. PLEASE REFER TO THE "INSTRUCTION TO BIDDERS" SECTION AND THE "LOCAL HIRING LAW" SECTION WITHIN THIS SPECIFICATION FOR REQUIREMENTS OF THIS LAW.
WHEREAS, the Mayor and City Council of Baltimore ("City") is committed to promoting the well-being and positive development of the City's youth and providing educational and enrichment opportunities which will lead to academic improvement, safer environments and a reduction in high risk behavior; and

WHEREAS, Baltimore City has an estimated 76,000 citizens between the ages of 14-21, and

WHEREAS, the federal government ceased funding summer job programs for youth in 2000 after 25 years, causing local and state governments to join with businesses, philanthropic, faith-based, community, and educational organizations to obtain grants, tax-deductible donations and job opportunities to help these deserving youth; and

WHEREAS, the City and the Mayor's Office of Employment Development ("MOED") have established the Baltimore City's Youth Works program to prepare dependable Baltimore City high school and college students for productive employment that meets the workforce needs of local businesses; and

WHEREAS, the City wishes to encourage all local businesses and contractors, service providers, consultants and vendors, etc. doing business with the City to employ skilled and qualified Baltimore City youth between the ages of 14-21, who meet the job-ready status, as defined by Baltimore City's Youth Works program, during the summer of 2008; and

WHEREAS, the need to help Baltimore City's youth has never been greater

NOW, THEREFORE, Sheila Dixon, Mayor of the City of Baltimore, by virtue of the authority vested in me by the Baltimore City Charter, do hereby promulgate the following EXECUTIVE ORDER:

1. Henceforth, each and every Solicitation from every City Department, Agency and Office, where the Bid is expected to be $25,000 or more, shall contain the attached form. Each and every Bidder shall provide the City with the (a) name, (b) complete address, (c) telephone number and (d) a contact person to assist MOED with the Youth Works program.

2. MOED shall contact each and every business identified in §1 above and request that the business, contractor, service provider, consultant and vendor, etc. join with the City in reaching its goal of employing Baltimore City's Youth Works referrals, or otherwise assist Baltimore City's Youth Works program.

3. MOED shall establish and maintain an ongoing relationship with City businesses, contractors, service providers, consultants and vendors, etc. in an effort to address their current and future employment and/or training needs.

4. This Executive Order shall take effect immediately.

IN WITNESS WHEREOF, I HAVE PLACED MY HAND AND THE GREAT SEAL OF THE CITY OF BALTIMORE THIS 14TH DAY OF JANUARY 2008

(SIGNED) SHEILA DIXON, MAYOR

Approved As To Form And Legal Sufficiency by the Law Department of Baltimore City

(Signed) Leslie S. Winner
Chief Solicitor
RESOLUTION OF THE BOARD OF ESTIMATES
OF THE CITY OF BALTIMORE

WHEREAS, the Mayor and City Council of Baltimore, acting by and through the Board of Estimates pursuant to Article VI, Section 4 of the Charter of Baltimore City, 1964 Revision, as amended, is responsible for awarding contracts and supervising all purchasing by the City; and

WHEREAS, the Board of Estimates wishes to ensure that all City contractors, subcontractors and their agents and employees conduct themselves in accordance with established federal, state, and local laws.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ESTIMATES
OF BALTIMORE CITY, that the following policy, which has always been applicable to City contracts, be formally adopted by this Board to apply to all City contractors, subcontractors and their agents and employees:

1. Contractors, subcontractors, and their agents and employees may not engage in unfair labor practices as defined under The National Labor Relations Act and applicable federal regulations and state laws.

2. Contractors, subcontractors, and their agents may not threaten, harass, intimidate or in any way impede persons employed by them who on their own time exercise their rights to associate, speak, organize, or petition governmental officials with their grievances.

3. If the Board of Estimates determines that a contractor, subcontractor, or their agents have violated the policy set forth in this Resolution said contractor, or subcontractor will be disqualified from bidding on City contracts, and if they are currently completing contracts, they will be found in default of their contracts.

4. A copy of this Resolution must be included in all City contracts.

5. This Resolution applies to all City contracts entered into after the date of its adoption and to each and every City contract, or subcontract in effect on the date of its adoption, and each department and agency of the City is charged with the responsibility of so notifying all present contractors, and subcontractors.

6. This Resolution takes effect immediately.

APPROVED BY THE BOARD OF ESTIMATES

(Signed) Shirley A. Williams June 29, 1994
Clerk Date

Approved As To Form And Legal Sufficiency This 28th Day of June, 1994

(Signed) Leslie S. Winner
Leslie S. Winner
Principal Counsel
RESOLUTION
OF
THE BOARD OF ESTIMATES OF BALTIMORE CITY
THE REGULATION OF BOARD OF ESTIMATES MEETINGS AND PROTESTS

WHEREAS, the Mayor and City Council of Baltimore, acting by and through the Board of Estimates ("Board"), pursuant to Article VI, § 1 et seq. of the Charter of Baltimore City, 1996 Edition, as amended (HEREIN after referred to as "Charter"), is responsible for formulating and executing the fiscal policy of the City, approvals of settlements, acquisitions and dispositions of real property, awarding contracts and supervising purchasing by the City; and other duties as prescribed in the Charter; and

WHEREAS, the Board, pursuant to Article VI, § 1 of the Charter is composed of the Mayor, President of the City Council, Comptroller, City Solicitor, and Director of Public Works, and the President of the City Council shall be President of the Board, and one of the members shall act as Secretary; and

WHEREAS, the members of the Board meet in public forum each Wednesday at 9:00 a.m. (unless in periodic recess) in the Hyman Pressman Hearing Room to conduct the business of government; and

WHEREAS, the Board, pursuant to Article VI, § 2 et seq. of the Charter, may promulgate rules and regulations and summon before it heads of departments, bureaus or divisions, municipal officers, and members of commissions and boards; and

WHEREAS, in the interest of promoting better government, order and efficiency the Board wishes to establish certain rules, applicable to all private individuals, business entities, fraternal organizations, special interest groups, associations and other entities, etc. (HEREIN after collectively referred to as "entity") who wish to speak at the meetings of the Board.
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ESTIMATES OF BALTIMORE CITY, that the following rules for the conduct of Board meetings be formally adopted by the Board to apply to all issues to be acted upon, considered, noted, or received at any given meeting:

1. Anyone wishing to speak before the Board, whether individually or as the spokesperson of an entity must notify the Clerk of the Board in writing no later than by noon on the Tuesday preceding any Board meeting, or by an alternative date and time specified in the agenda for the next scheduled meeting. The written protest must state (1) whom you represent and the entity that authorized the representation (2) what the issues are and the facts supporting your position and (3) how the protestant will be harmed by the proposed Board action.

2. Requests to speak on matters submitted to the Board for its information, notation or status report from a previous Board action may be heard at the discretion of the President of the Board. This rule does not preclude the submitting agency from orally presenting the report or matter at the meeting of the Board.

3. Matters may be protested by any entity directly and specifically affected by a pending matter or decision of the Board. The person or entity must submit a written protest of that matter or pending decision. In order for a protest to be considered, the protestant must be present at the Board of Estimates meeting.

4. An entity affected by the disposition of the matter in a way different than an average taxpayer or citizen and who so specifies to the satisfaction of the Board may have their protest heard and considered by the Board. However, the President of the Board reserves the right to call a person or organization to give testimony that he/she determines furthers the effective and fair decision making process of the Board. Protests filed by persons not affected by the disposition of the matter in a way different than an average taxpayer or citizen will be handled and responded to as may be determined by the Clerk of the Board.
5. Protests may be submitted, orally presented and argued by representatives or entities directly impacted by a matter or pending decision before the Board. A Procurement Lobbyist, as defined by Part II, Sec. 8-8 (c) of The City Ethics Code must register with the Board of Ethics as a Procurement Lobbyist in accordance with Section 8-12 of The City Ethics Code. If any member of the Board has sufficient information to determine that Section 8-12 has not been complied with, he or she may make a complaint to the Board of Ethics.

6. The President of the Board shall have the right to limit all speakers to items and issues on the Board agenda, as well as provide a maximum time limit available to a speaker who wishes to address the Board.

7. In the interest of promoting order and efficiency of hearings, persons who are disruptive to the hearing may be required to leave the hearing room.

8. A copy of this Resolution shall be posted in the Department of Legislative Reference, the President of the Board’s web site, and the Secretary to the Board’s web site and shall be included in all Solicitations.

9. This Resolution shall apply to all Board meetings which are convened two (2) weeks or more after its formal adoption.

Adopted by the Board of Estimates:

Bernie M. Taylor
Clerk

Approved As To Form and Legal Sufficiency This 14th Day of January, 2014

Chief Solicitor
RESOLUTION OF THE BOARD OF ESTIMATES
APRENTICESHIP TRAINING PROGRAMS

WHEREAS, the Mayor and City Council of Baltimore, acting by and through the Board of Estimates, pursuant to Article VI, Section 4 of the Charter of Baltimore City, 1964 Revision, as amended, is responsible for awarding contracts and supervising all purchasing by the City; and,

WHEREAS, the Board of Estimates wishes to ensure that all prime contractors performing under any City construction contract conduct apprenticeship training programs as a condition of their contracts;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ESTIMATES OF BALTIMORE CITY, that the following policy applies to all prime contractors performing under any construction contract of the City that has a total cost of $1,000,000.00 or more:

1. Prime Contractors shall conduct apprenticeship training programs as a condition of their contracts.

2. Prime Contractors shall submit to the contract administrator for the City agency supervising the contract, within ten days of their receipt of notice of award of each contract, evidence of its participation in a certified apprenticeship program that has been previously approved by the contract administrator, or an apprenticeship training action plan for approval by the contract administrator. Prime Contractors will further submit, from time to time as requested by the contract administrator, evidence of and statistics concerning the apprenticeship training actually performed by the Prime Contractors in connection with each City contract.

3. If the Board of Estimates determines that a Prime Contractor has violated the policy set forth in this Resolution, then the Prime Contractor may be disqualified from bidding on future City contracts, or may be found in default of its existing contract.

4. A copy of this Resolution must be included in all City contracts.

5. This Resolution applies to all City Contracts entered into after the date of its approval by the Board of Estimates.

6. This Resolution takes effect immediately.
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APPENDIX A: REQUIREMENTS AND CONTRACT PROVISIONS FOR PROJECT FINANCED THROUGH THE MARYLAND WATER QUALITY REVOLVING LOAN FUND AND MARYLAND DRINKING WATER REVOLVING LOAN FUND ......................................................... 49 pages

APPENDIX B: GENERAL GUIDANCE – Requirements for use of American Iron and Steel (AIS) Products Under Water Quality and Drinking Water State Revolving Fund (WQ/DW SRF) projects ................................................. 2 pages

APPENDIX C: DAVIS-BACON FEDERAL WAGE REQUIREMENTS – MD-28 ............. 6 pages

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APPENDIX G: NOTICE TO APPLICATIONS – CERTIFICATION/DISCLOSURE REQUIREMENTS RELATED TO LOBBYING (WIFIA) ........................................... 2 pages

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TOC-1

Exhibit 1, Page 9
NOTICE OF LETTING

Sealed Bids or Proposals, in duplicate addressed to the Board of Estimates of the Mayor and City Council of Baltimore and marked for Sanitary Contract No. 940 – Hydraulic Improvements To The High Level Sewershed Collection System will be received at the Office of the Comptroller, Room 204 City Hall, Baltimore, Maryland until 11:00 A.M. on August 29, 2018. Positively no bids will be received after 11:00 A.M. Bids will be publicly opened by the Board of Estimates in Room 215, City Hall at Noon. The Contract Documents may be examined, without charge, at the Department of Public Works Room 6 located on the first floor of the Abel Wolman Municipal Building, 200 N. Holliday Street, Baltimore, Maryland 21202 as of July 20, 2018 and copies may be purchased for a non-refundable cost of $100.00. Conditions and requirements of the Bid are found in the bid package. All contractors bidding on this Contract must first be prequalified by the City of Baltimore Contractors Qualification Committee. Interested parties should call (410) 396-6883 or contact the Committee at 4 South Frederick Street, 4th floor, Baltimore, Maryland 21202. If a bid is submitted by a joint venture ("JV"), then in that event, the document that established the JV shall be submitted with the bid for verification purposes. The Prequalification Category required for bidding on this project is G90102 – Micro Tunneling for Pipeline Installation and B02552 – Sewer Construction. Cost Qualification Range for this work shall be $50,000,000 to $60,000,000. A “Pre-Bidding Information” session will be conducted at 300 Abel Wolman Municipal Building, Large Conference Room, on July 25, 2018 at 10:00 AM. The CCTV videos of the existing sewers included in this project will be made available for viewing/copying to interested parties at the office of Johnson, Mirmiran & Thompson, 40 Wight Avenue, Hunt Valley, MD 21030. Refer to IB-8 for additional details.

Principal items of work for this project are:
- Sewer cleaning and closed-circuit television (CCTV) inspection;
- Upsizing full length segments of sanitary sewers using open cut methods;
- Sewer house connection (SHC) reconnection work;
- Installation of a new 42” interceptor sewer utilizing microtunneling;
- Manhole replacement work;
- New manhole installation work;

This project is a recipient of the State Revolving Loan

The MBE/DBE goal is 18 %

The WBE/DBE goal is 16 %

APPROVED:

Clerk, Board of Estimates

W. Michael Martin, Chief Solicitor
Michael Schneck
Signature Not Required

State Funded Project
Chief, Minority and Women’s Business Opportunity Office

APPROVED:

Lauren Swiecki, PE
Chief
Office of Engineering and Construction

Rudolph S. Chow, P.E., Director
Department of Public Works

NOL-1
ADDITIONAL BIDDING INFORMATION/ REQUIREMENTS AND CONDITIONS

1. Representatives from the Board of Estimates will be stationed at the Security Unit Counter just inside the Holliday Street entrance of City Hall from 10:45 a.m. to 11:00 a.m. every Wednesday to receive Bids.

2. **Bid Guarantee:** A certified check of the bidder or a bank cashier’s check or a bank treasurer’s check drawn on a solvent clearing house bank, made payable to the Director of Finance or a bid bond executed on the form as provided in the Bid or Proposal for an amount which is not less than that determined by multiplying the Total Bid submitted by five per cent (5%) will be required with each bid over $100,000.00. If the bid is less than or equal to $100,000.00 no Bid Bond is required.

3. Bidders interested in utilizing the City’s Self-Insurance Program for payment and performance security for contracts not exceeding $100,000.00 may contact the Department of Finance, the Program Administrator, for eligibility requirements and premium costs.

4. The Board of Estimates reserves the right to reject any and all Bids and/or waive technical defects, if in its judgment, the interest of the Mayor and City Council of Baltimore may so require.

5. This contract is subject to a **Performance Evaluation** by the Department of Public Works.

6. **Attention of Bidders is called to all of the requirements outlined in the Baltimore City Code, Article 5 §29.**
II. SPECIAL PROVISIONS

I. CONTRACT DOCUMENTS

The Contract Documents for this project shall consist of but not be limited to the following:

ITEM 1 — Contract Book which contains:

I. Notice of Letting

II. Special Provisions

   A. Instruction to Bidders
   B. Special Conditions
   C. Construction Details and Materials

III. Bid or Proposal and Detached Duplicate

IV. Agreement

V. Bonds

   May contain: Appendices and Addenda

ITEM 2 — Contract Plans

The following numbered and titled Plans form a part of these Contract Documents. The Engineer will furnish, from time to time as the work progresses, such supplemental Drawings as may be necessary for further illustrating the details of the permanent work, and the Contractor will be required to abide by any modifications, supplemental Plans and Specifications that may be furnished by the Engineer.

The Plans referred to in the Contract Documents are entitled:

CITY OF BALTIMORE
DEPARTMENT OF PUBLIC WORKS
OFFICE OF ENGINEERING AND CONSTRUCTION
SANITARY CONTRACT NO. 940
HYDRAULIC IMPROVEMENTS TO THE HIGH LEVEL SEWERSHED COLLECTION SYSTEM

These Plans contain sheets 1 thru 68, inclusive, totaling 68 sheets.

ITEM 3 — Standard Specifications

The City of Baltimore, Department of Public Works, Specifications for Material, Highways, Bridges, Utilities and Incidental Structures, Issue of 2006, and any and all Amendments thereto, are hereby made part of these Contract Documents and hereinafter referred to as "Standard Specifications".

Any references in the Contract Documents made to an Article, Section, Paragraph or Table shall refer to the Standard Specifications, unless otherwise noted.

ITEM 4 — Book of Standards

The City of Baltimore, Department of Public Works, Book of Standards, and any and all Amendments thereto, are hereby made a part of these Contract Documents and hereinafter referred to as “Book of Standards”.

Any reference in the Contract Documents made to a Standard Number, shall refer to the Book of Standards, unless otherwise noted.
Office of Engineering and Construction

The former Bureau of Water and Wastewater, Water and Wastewater Engineering Division, and the Construction Management Division have been consolidated into the Office of Engineering and Construction. Any references in these specifications, the Standard Specifications, Book of Standards, and other contract documents naming these former Bureaus and Divisions shall now refer to the Office of Engineering and Construction.

Office of Compliance and Laboratories

All references to the Surface Water Management Division or the Environmental Compliance and Laboratory Services Division shall now refer to the Office of Compliance and Laboratories.
INSTRUCTIONS TO BIDDERS

PURCHASE OF THE STANDARD SPECIFICATIONS AND BOOK OF STANDARDS

The Standard Specifications, at a charge of $35.00 per copy, and the Book of Standards, at a charge of $50.00 per copy on CD, may be obtained at:

The Abel Wolman Municipal Building
Room 6, 1st Floor
200 N. Holliday Street
Baltimore, Maryland 21202

between the hours of 9:00 A.M. to 4:00 P.M., except Saturday, Sunday and holidays. Check shall be made payable to the Director of Finance.

SCOPE OF WORK

The work to be done under this Contract shall consist of the following:

- Approximately 20,100 linear ft. (LF) of sewer cleaning and closed circuit television (CCTV) inspection.
- Approximately 12,100 linear ft. (LF) of replacement of sanitary sewers by open cut method.
- Approximately 8,000 linear ft. (LF) of new sanitary sewer installation utilizing microtunneling.
- Approximately 200 each of reconnection of sanitary house connections.
- Approximately 690 vertical linear feet of replacement of existing sanitary manholes with new sanitary sewer manholes.
- Approximately 750 vertical linear feet of new manhole installation.
- Associated wastewater by-pass pumping or control of flows of sewers and/or manholes to be replaced or constructed and continuous monitoring of the by-pass operation.
- Restoration of pavement, alleys, and sidewalks, and site restoration including planting trees.

LOCATION OF WORK

Work under this Contract will be restricted to the location(s) listed herein. There shall be no deviation from this location either by additions, subtractions or alterations by the Contractor or his representative without written permission of the Engineer.

CONTRACT BOOK

The successful Bidder, upon execution of the Agreement and Bonds, will receive up to five (5) copies of the Contract Book - no charge.

BALTIMORE APPRENTICESHIP TRAINEE FORMS (BATP)

Per the Engineer, the Baltimore Apprenticeship Trainee Program Requirements are excluded from this contract.

NOT USED
IB-7  BALTIMORE CITY'S YOUTHWORKS PROGRAM

Also included in this contract is a Baltimore City’s Youth Works Form. The accompanying manila bid envelop contains a Baltimore City’s Youth Works Form duplicate document which must be completed for all contracts. The single page Baltimore City’s Youth Works Form must be completed and submitted with your bid proposal. Failure to submit the information at the time requested may be cause to have your bid rejected.

IB-8  VIEWING/DOWNLOAD OF CCTV INSPECTION DATA AND CCTV LOGS

The City of Baltimore will make CCTV videos of the existing sewers included in this contract available for viewing/copying to interested parties, who will be responsible for providing their own means of viewing the CCTV videos and inspection logs (Microsoft Windows based Personal Computer PC) and shall have equipment capable of viewing “windows media” (.mpg) files and PDFs. If the Contractor wishes to copy the information they shall provide a data storage device with sufficient data storage capacity to accommodate a minimum of 250 GB, which the video files can be copied onto. Viewing/copying of the videos will take place by appointment only on the following dates and times:

- July 19, 2018 & July 20, 2018 - 9:00 A.M. to 3:00 P.M. at the offices of:
  Johnson, Mirmiran & Thompson, 40 Wight Avenue, Hunt Valley, MD 21030

Please schedule a time to view/copy the videos by contacting:

Steven Pickel, PE
(410) 316-2496

For copying the CCTV videos, storage devices shall be dropped off at above address and arranged to be picked up at the same address after calling above phone number to make an appointment. No walk-ins will be allowed.

THE CITY OF BALTIMORE EXPRESSLY DISCLAIMS ANY AND ALL WARRANTIES, EXPRESSED OR IMPLIED, REGARDING THE CCTV VIDEOS AND INSPECTION LOGS PROVIDED FOR VIEWING AND/OR COPYING, INCLUDING, BUT NOT LIMITED TO, ANY IMPLIED WARRANTY OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE OR OF TITLE. The CCTV videos and inspection logs are provided as is and with all faults and the City of Baltimore will not be liable for its use or misuse by any party.

IB-9  LOCAL HIRING LAW PROVISION

Article 5, Subtitle 27 of the Baltimore City Code, as amended (the “Local Hiring Law”) and its rules and regulations apply to contracts and agreements executed by the City on or after the Local Hiring Law’s effective date of December 23, 2013. The requirements for the Local Hiring Law are summarized below:

A. The Local Hiring Law applies to every contract for more than $300,000 made by the City, or on its behalf, with any person. It also applies to every agreement authorizing assistance valued at more than $5,000,000 to a City-subsidized project. Unless the Mayor’s Office of Employment Development (“MOED”) grants an exception under the Local Hiring Law, at least 51% of the new jobs required to complete the contract or project must be filled by Baltimore City residents.
B. Within two (2) weeks of the Board of Estimate’s award of the contract or approval of the agreement, the contractor shall have a meeting, either in person or via telephone, with MOED to complete an employment analysis and review the workforce plan required for such contract or agreement. The contractor will not receive any payments under the contract or agreement, unless and until the employment analysis is performed. Contact information for MOED can be found on its website: www.oedworks.com.

C. Should the contractor’s workforce plan indicate a need to fill new jobs, the contractor shall post the new job openings with MOED’s One Stop Career Center Network for a period of seven (7) days prior to its publicly advertising these openings. Further, the contractor shall interview qualified Baltimore City residents referred from MOED; and unless granted an exception, fill at least fifty-one percent (51%) of the new jobs required to complete the contract or project with Baltimore City residents.

D. For all contracts subject to the Local Hiring Law, the contractor shall submit an Employment Report to MOED by the fifth (5th) day of each month throughout the duration of the contract or agreement, regardless of whether MOED has granted a waiver of any of the Local Hiring Law’s requirements.

IB-10 STATE OF MARYLAND FUNDING

Because this project is a recipient of state funding or grants, the “PROPOSAL FORM PACKET” of the State of Maryland is included in the contract documents. This packet must be completed and submitted in accordance with the instructions listed in the packet. Because this project is a recipient of state funding, the assigned percentages for this project are DBE/MBE: 18% and DBE/WBE: 16%. When selecting subcontractors to count towards the project’s goals, it is acceptable for the Prime contractor to use either State (MDOT) or City certified sub-contractors, or a combination of both, to count towards fulfillment of the goal participation on this contract. It remains a requirement that all subcontractors must be prequalified with the Baltimore City’s Office of Boards and Commissions to perform work on City projects. Because goals of this project is not assigned by the City’s Minority Women’s Business Opportunity Office (MWBOO), MWBOO will not review and provide approval of goal participation.

IB-11 “OR EQUAL” ITEMS

The State Revolving Funds require “brand names” followed by “or equal”. All locations in this requirement that say “or approved equal” are intended to mean “or equal”. The Engineer will review and verify all “or equal” or “or approved equal” materials or equipment for approval.

IB-12 TIME OF COMPLETION

This contract will be for 669 consecutive calendar days.
NOTE: NO INFORMATION OTHER THAN THAT INCLUDED IN OR ATTACHED TO THIS ORIGINAL BID DOCUMENT (WHERE SUCH ATTACHMENT IS PERMITTED) WILL BE USED IN DETERMINING AWARD.

Bids Due September 26, 2018

Certified Check or Bank Cashier’s Check or Bank Treasurer’s Check or Bid Bond Equal to Five Percent (5%) of the Total Bid Submitted.

Days of Completion 669 Consecutive Calendar Days

Liquidated Damages $10,700.00 Consecutive Calendar Day

Made this 26 day of September 2018

By Northeast Reusco Construction, Inc.

Address:

1433 Route 34 South, Bl, Farmingdale NJ 07727

The Bidder shall sign below to signify the following:

I/We have received Addendum Nos. for this Contract.

To The Board of Estimates of Baltimore City:

I/We the undersigned Contractor, have familiarized myself/ourselves with the Requirements and Stipulations of the Contract Documents, and the site of the proposed work, and fully understand and appreciate the extent and character of the work to be done under the Contract.
<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>APPROPRIATE QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
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</thead>
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<tr>
<td>101</td>
<td>LUMP SUM</td>
<td>TWO MILLION FOUR HUNDRED FORTY-FOUR THOUSAND DOLLARS NOT TO EXCEED $6,000</td>
<td>$2,440,000</td>
<td>$2,609,153</td>
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<td>102</td>
<td>ALLOWANCE</td>
<td>ENGINEER'S OFFICE ALLOWANCE AT SEVENTY FIVE THOUSAND DOLLARS</td>
<td>---</td>
<td>75,000</td>
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<tr>
<td>103</td>
<td>LUMP SUM</td>
<td>MAINTENANCE OF TRAFFIC AT THIRTY THOUSAND DOLLARS</td>
<td>LUMP SUM</td>
<td>30,000</td>
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<td>450</td>
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<td>14.00</td>
<td>6,300</td>
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<tr>
<td>105</td>
<td>50</td>
<td>EACH OF --- CONTINGENT TYPE III BARRICADES AT ONE HUNDRED FORTY-EIGHT DOLLARS</td>
<td>148.00</td>
<td>7,400</td>
</tr>
<tr>
<td>106</td>
<td>25</td>
<td>EACH OF --- CONTINGENT PLASTIC TRAFFIC CONTROL DRUMS AT ONE HUNDRED DOLLARS</td>
<td>100.00</td>
<td>2,500</td>
</tr>
</tbody>
</table>

Note: This proposal shall be filled in by the bidder with the prices written in words and numbers and the extensions shall be made by him. For complete information concerning these items see specifications special provisions and contract form.
<table>
<thead>
<tr>
<th>ITEM NOS.</th>
<th>APPROXIMATE QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
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<tbody>
<tr>
<td>107</td>
<td>60</td>
<td>DAYS OF --- CONTINGENT ARROW PANEL</td>
<td>11 00</td>
<td>660 00</td>
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<tr>
<td>108</td>
<td>105</td>
<td>DAYS OF --- CONTINGENT PORTABLE VARIABLE MESSAGE SIGN</td>
<td>49 00</td>
<td>5,145 00</td>
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<tr>
<td>109</td>
<td>15,000</td>
<td>LINEAR FEET OF --- CONTINGENT REMOVABLE PREFORMED PAVEMENT MARKING LINE, AT 100 DOLLAR</td>
<td>1 00</td>
<td>15,000 00</td>
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<td>110</td>
<td>675</td>
<td>LINEAR FEET OF --- CONTINGENT TEMPORARY CONCRETE BARRIER</td>
<td>60 00</td>
<td>40,500 00</td>
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<tr>
<td>111</td>
<td>3,000</td>
<td>LINEAR FEET OF --- CONTINGENT REMOVE AND RESET TEMPORARY CONCRETE BARRIER</td>
<td>23 00</td>
<td>69,000 00</td>
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<td>112</td>
<td>150</td>
<td>CUBIC YARDS OF --- CONTINGENT TEMPORARY PEDESTRIAN FOOTPATH</td>
<td>76 00</td>
<td>11,400 00</td>
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<td>ITEM NO.</td>
<td>APPROXIMATE QUANTITIES</td>
<td>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</td>
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<td>AMOUNTS</td>
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<td></td>
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<td>LINEAR FEET OF --- CONTINGENT TEMPORARY ORANGE CONSTRUCTION FENCE AT FIVE DOLLARS PER LINEAR FOOT</td>
<td>5 00</td>
<td>7,500 00</td>
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<td>114</td>
<td>21</td>
<td>EACH OF --- CONTINGENT TEMPORARY CRASH CUSHION SAND FILLED PLASTIC BARRELS AT SIX HUNDRED THIRTY SIX DOLLARS PER EACH</td>
<td>638 00</td>
<td>13,356 00</td>
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<td>115</td>
<td>63</td>
<td>EACH OF --- CONTINGENT REMOVE AND RESET TEMPORARY CRASH CUSHION SAND FILLED PLASTIC BARRELS AT SIX HUNDRED DOLLARS PER EACH</td>
<td>605 00</td>
<td>35,815 00</td>
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<td>116</td>
<td>75</td>
<td>DAYS OF --- CONTINGENT TRUCK MOUNTED ATTENUATOR AT ONE HUNDRED EIGHTY DOLLARS PER DAY</td>
<td>108 00</td>
<td>9,100 00</td>
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<td>117</td>
<td>300</td>
<td>DAYS OF --- CONTINGENT FLAGGER FOR TRAFFIC CONTROL AT TWO HUNDRED THIRTY EIGHT DOLLARS PER DAY</td>
<td>235 00</td>
<td>71,400 00</td>
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<td>118</td>
<td>60</td>
<td>EACH OF --- CONTINGENT CONES AT FIFTY THREE DOLLARS PER EACH</td>
<td>53 00</td>
<td>3,180 00</td>
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Office of Engineering and Construction Sanitary Contract No. 343

Northeast Remsco Construction, Inc.
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<th>ITEM</th>
<th>APPROXIMATE QUANTITIES</th>
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<th>AMOUNTS</th>
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<tr>
<td></td>
<td></td>
<td>LUMP SUM CLEAING AND GRUBBING AT NINETY-FIVE THOUSAND DOLLARS</td>
<td>LUMP SUM</td>
<td>95,000 00</td>
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<td>119</td>
<td></td>
<td>EACH OF --- SELECTIVE TREE FELLING OPERATION 1, 2-INCH TO 11.9-INCH DIAMETER AT ONE THOUSAND DOLLARS</td>
<td>1000 00</td>
<td>99,000 00</td>
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<td>120</td>
<td>29</td>
<td>EACH OF --- SELECTIVE TREE FELLING OPERATION 1, 12-INCH TO 19.9-INCH DIAMETER AT ONE THOUSAND SIX HUNDRED DOLLARS</td>
<td>1600 00</td>
<td>36,800 00</td>
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<td>121</td>
<td>23</td>
<td>EACH OF --- SELECTIVE TREE FELLING OPERATION 1, 20-INCH TO 30-INCH DIAMETER AT TWENTY-TWO THOUSAND DOLLARS</td>
<td>2500 00</td>
<td>45,000 00</td>
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<td>122</td>
<td>18</td>
<td>EACH OF --- SELECTIVE TREE FELLING OPERATION 1, 30-INCH AND GREATER AT THIRTY-TWO THOUSAND DOLLARS</td>
<td>4200 00</td>
<td>37,200 00</td>
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<td>123</td>
<td>9</td>
<td>LINEAR FEET OF --- CONTINGENT ROOT PRUNING AT FOUR DOLLARS</td>
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<td>DESCRIPTION OF ITEMS AND PRICES BID</td>
<td>UNIT PRICE AND AMOUNTS</td>
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<td>125</td>
<td>ALLOWANCE FOR RAILROAD PERMIT TO ENTER AGREEMENTS</td>
<td>DOLLARS</td>
<td>CTS</td>
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<td>126</td>
<td>ALLOWANCE FOR BGE AND OTHER PRIVATE UTILITY AGREEMENTS AND CONSTRUCTION RELATED FEES</td>
<td>DOLLARS</td>
<td>CTS</td>
<td></td>
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<td>127</td>
<td>ALLOWANCE FOR TREE MITIGATION</td>
<td>DOLLARS</td>
<td>CTS</td>
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<td>128</td>
<td>ALLOWANCE FOR ADDITIONAL CONSTRUCTION RELATED COSTS</td>
<td>DOLLARS</td>
<td>CTS</td>
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Note: This proposal shall be filled in all the boxes with the figures written in words and numerals.
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<th>ITEM NO.</th>
<th>QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</th>
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<th>AMOUNTS</th>
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<tr>
<td></td>
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<td>CUBIC YARDS OF --- TEST PIT - EXCAVATION</td>
<td>DOLLARS .CTS</td>
<td>DOLLARS .CTS</td>
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<tr>
<td>201</td>
<td>200</td>
<td>AT two hundred seventeen dollars PER CUBIC YARD</td>
<td>17 00</td>
<td>13,400 00</td>
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<td>CUBIC YARDS OF --- TEST PIT - VACUUM PROBE METHOD</td>
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<td>202</td>
<td>100</td>
<td>AT five hundred dollars PER EACH</td>
<td>500 00</td>
<td>50,000 00</td>
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<td>CUBIC YARDS OF --- CLASS 3 EXCAVATION FOR INCIDENTAL</td>
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<td>203</td>
<td>1,500</td>
<td>CONSTRUCTION AT forty-five dollars PER CUBIC YARD</td>
<td>35 00</td>
<td>52,500 00</td>
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<td>CUBIC YARDS OF --- CONTINGENT SELECT BACKFILL USING</td>
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<td>204</td>
<td>1,500</td>
<td>CR-6 AGGREGATE AT forty dollars PER CUBIC YARD</td>
<td>40 00</td>
<td>60,000 00</td>
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<td>CUBIC YARDS OF --- CONTINGENT STABILIZED FLOWABLE FILL</td>
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<td>205</td>
<td>250</td>
<td>AT one hundred sixty-four dollars PER CUBIC YARD</td>
<td>164 00</td>
<td>41,000 00</td>
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<td></td>
<td>CUBIC YARDS OF --- CONTINGENT EXCAVATION FOR ROCK OR</td>
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<td>206</td>
<td>5,700</td>
<td>BOULDERS ONE-HALF CUBIC YARD OR MORE</td>
<td>10 00</td>
<td>57,000 00</td>
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END OF CATEGORY NO. 2 NO ALTERNATES

OFFICE OF ENGINEERING AND CONSTRUCTION SANITARY CONTRACT NO. 940

Northeast Reemsco Construction, Inc.
<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
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<tr>
<td>301</td>
<td>LUMP SUM</td>
<td>LUMP SUM</td>
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<td>302</td>
<td>$2750.00</td>
<td>$1375.00</td>
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<td>303</td>
<td>$275.00</td>
<td>$1375.00</td>
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<tr>
<td>304</td>
<td>$3.00</td>
<td>$1500.00</td>
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<td>305</td>
<td>$5.00</td>
<td>$2000.00</td>
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<tr>
<td>306</td>
<td>$11.00</td>
<td>$4400.00</td>
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**Description of Items and Prices Bid (in Written Words)**

- **Item 301**: Contingent Portable Sediment Tank
- **Item 302**: Contingent Storm Drain Inlet Protection
- **Item 303**: Linear Feet of Contingent Tree Protection Fencing
- **Item 304**: Linear Feet of Contingent Silt Fence
- **Item 305**: Linear Feet of Contingent Super Silt Fence

**Notes**: This proposal shall be filled in by the bidder with the prices written in words and numerals. Specifications, omissions, and changes shall be made by him for complete information concerning this item. See Schedule of Prices.
<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>QUANTITIES</th>
<th>DESCRIPTION</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>TONS OF --- CONTINGENT STABILIZED CONSTRUCTION ENTRANCE AT SEVENTY DOLLARS PER TON</td>
<td>15</td>
<td>$70.00</td>
<td>$1,050.00</td>
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<tr>
<td>VERTICAL FEET OF --- AT GRADE INLET REPLACEMENT AT THIRTEEN HUNDRED SEVENTY-FIVE DOLLARS PER VERTICAL FOOT</td>
<td>18</td>
<td>$575.00</td>
<td>$10,350.00</td>
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<tr>
<td>VERTICAL FEET OF --- CURB INLET REPLACEMENT AT SEVEN HUNDRED TWENTY-FIVE DOLLARS PER VERTICAL FOOT</td>
<td>30</td>
<td>$725.00</td>
<td>$21,750.00</td>
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<td>VERTICAL FEET OF --- COMBINED INLET REPLACEMENT AT NINE HUNDRED SEVENTY-FIVE DOLLARS PER VERTICAL FOOT</td>
<td>6</td>
<td>$995.00</td>
<td>$5,970.00</td>
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<tr>
<td>SQUARE YARDS OF --- CONTINGENT TEMPORARY UTILITY ACCESS ROAD FOR NON-PAVED AREAS TYPE 1 AT SIXTEEN DOLLARS PER SQUARE YARD</td>
<td>50</td>
<td>$49.00</td>
<td>$2,450.00</td>
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<td>SQUARE YARDS OF --- TEMPORARY UTILITY ACCESS ROAD FOR NON-PAVED AREAS TYPE 2 AT SIXTY-FIVE DOLLARS PER SQUARE YARD</td>
<td>200</td>
<td>$60.00</td>
<td>$12,000.00</td>
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END OF CATEGORY NO. 3 NO ALTERNATES

Office of Engineering and Construction Sanitary Contract No. 949

Northeast Remsco Construction, Inc.
<table>
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<th>ITEM NO.</th>
<th>QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
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<tr>
<td></td>
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<td>(IN WRITTEN WORDS)</td>
<td>DOLLARS</td>
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<td>501</td>
<td>24,739</td>
<td>SQUARE YARDS OF ---</td>
<td>5 00</td>
<td>123,695 00</td>
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<td></td>
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<td>REMOVAL OF BITUMINOUS PAVING MATERIAL 2-INCH DEPTH AT Five dollars PER SQUARE YARD</td>
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<td>502</td>
<td>12,708</td>
<td>SQUARE YARDS OF ---</td>
<td>7 00</td>
<td>88,956 00</td>
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<td></td>
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<td>6-INCH SUB-BASE USING CRUSHER RUN AT Seven dollars PER SQUARE YARD</td>
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<td>503</td>
<td>2,680</td>
<td>TONS OF ---</td>
<td>135 00</td>
<td>361,800 00</td>
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<td></td>
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<td>HOT MIX ASPHALT SUPERPAVE 12.5 MM PG 648-22 LEVEL 2 FOR SURFACE COURSE AT One hundred twenty dollars PER TON</td>
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<tr>
<td>504</td>
<td>2,797</td>
<td>TONS OF ---</td>
<td>220 00</td>
<td>615,340 00</td>
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<td>HOT MIX ASPHALT SUPERPAVE 19.0 MM PG 648-22 LEVEL 2 FOR BASH COURSE AT Two hundred twenty dollars PER TON</td>
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<td>505</td>
<td>28</td>
<td>CUBIC YARDS OF ---</td>
<td>600 00</td>
<td>16,800 00</td>
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<td>PATCHING EXISTING PAVEMENT USING MIX NO. 6 OR 7 CONCRETE AT Six hundred dollars PER CUBIC YARD</td>
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<tr>
<td>506</td>
<td>4,379</td>
<td>CUBIC YARDS OF ---</td>
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<td>PATCHING EXISTING RIGID PAVEMENT USING REINFORCED CONCRETE AT Four hundred dollars PER CUBIC YARD</td>
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<td>ITEM NO.</td>
<td>APPROXIMATE QUANTITIES</td>
<td>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</td>
<td>UNIT PRICE</td>
<td>AMOUNTS</td>
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<tr>
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<tr>
<td>507</td>
<td>20,000</td>
<td>LINEAR FEET OF --- THERMOPLASTIC Pavement Markings (VARIOUS TYPES) AT ONE DOLLAR PER LINEAR FOOT</td>
<td>1 00</td>
<td>20,000 00</td>
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<tr>
<td>508</td>
<td>300</td>
<td>EACH OF --- THERMOPLASTIC Pavement Markings (LETTERS, SYMBOLS, ARROWS AND NUMBERS) AT ONE DOLLAR PER EACH</td>
<td>1 00</td>
<td>300 00</td>
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<tr>
<td>509</td>
<td>561</td>
<td>CUBIC YARDS OF --- CONTINGENT PATCHING EXISTING PAVEMENT USING MIX NO. 6 OR 7 CONCRETE AT SIX HUNDRED DOLLAR PER CUBIC YARD</td>
<td>600 00</td>
<td>336,600 00</td>
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END OF CATEGORY NO. 5 NO ALTERNATES

OFFICE OF ENGINEERING AND CONSTRUCTION SANITARY CONTRACT NO. 940

Northeast Raosco Construction, Inc.
<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
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<tr>
<td></td>
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<td>Linear Feet of --- Curb, Combination Curb and Gutter, and Median</td>
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<td>181,610 00</td>
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<td>at Eleven Dollars per linear foot</td>
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<td>Square Feet of --- 5-Inch Concrete Sidewalk</td>
<td>11 00</td>
<td>174,923 00</td>
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<td>at Twenty-Five Dollars per square foot</td>
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<td>Square Feet of --- Contiguous Detectable Warning Pavers Brick</td>
<td>25 00</td>
<td>3750 00</td>
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<td>at Twenty-Five Dollars per square foot</td>
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<td>Linear Feet of --- Chain Link Fence Replacement</td>
<td>25 00</td>
<td>3600 00</td>
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<td></td>
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<td>at Twenty-Five Dollars per linear foot</td>
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<td></td>
<td>Linear Feet of --- Chain Link Fence Resetting</td>
<td>25 00</td>
<td>1250 00</td>
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<tr>
<td></td>
<td></td>
<td>at Twenty-Five Dollars per linear foot</td>
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<td></td>
<td></td>
<td>Linear Feet of --- Privacy Fence Replacement</td>
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<td>1250 00</td>
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<td>at Twenty-Five Dollars per linear foot</td>
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<td>ITEM NOS.</td>
<td>APPROXIMATE QUANTITIES</td>
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<td>LINEAR FEET OF --- PRIVACY FENCE, RESETTNG</td>
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<td>607</td>
<td>50</td>
<td>AT TWENTY-FIVE DOLLARS PER LINEAR FOOT</td>
<td>25 00</td>
<td>1,250 00</td>
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END OF CATEGORY NO. 6 NO ALTERNATES

OFFICE OF ENGINEERING AND CONSTRUCTION SANITARY CONTRACT NO. 940

NOTE: THIS PROPOSAL SHALL BE FILLED IN BY THE BIDDER. FOR COMPLETE INFORMATION CONCERNING THESE ITEMS, SEE SPECIFICATIONS, special provisions, and contract form.
<table>
<thead>
<tr>
<th>ITEM NOS.</th>
<th>APPROXIMATE QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</th>
<th>UNIT PRICE AMOUNTS</th>
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<tr>
<td>701</td>
<td>3,112</td>
<td>SQUARE YARDS OF --- TOPOSOIL FURNISHED AND PLACED AT 4- INCH DEPTH AT NINE DOLLARS PER SQUARE YARD</td>
<td>9 00 27,008 00</td>
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<tr>
<td>702</td>
<td>3,112</td>
<td>SQUARE YARDS OF --- SEEDING AND MULCHING AT ONE DOLLAR PER SQUARE YARD</td>
<td>1 00 3,112 00</td>
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END OF CATEGORY NO. 7 NO ALTERNATES

OFFICE OF ENGINEERING AND CONSTRUCTION SANITARY CONTRACT NO. 940

Northeast Remaco Construction, Inc.

BP-14
<table>
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<th>ITEM NOS.</th>
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<tr>
<td>801</td>
<td>24</td>
<td>8-INCH PVC SANITARY SEWER REPLACEMENT</td>
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<td>AT FIVE HUNDRED DOLLARS PER LINEAR FOOT</td>
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<td>802</td>
<td>1,688</td>
<td>12-INCH PVC SANITARY SEWER REPLACEMENT</td>
<td>600 00</td>
<td>1,012,800 00</td>
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<td>5,224</td>
<td>15-INCH PVC SANITARY SEWER REPLACEMENT</td>
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<td>804</td>
<td>1,388</td>
<td>21-INCH PVC SANITARY SEWER REPLACEMENT</td>
<td>690 00</td>
<td>957,720 00</td>
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<tr>
<td></td>
<td></td>
<td>AT SIX HUNDRED NINETY DOLLARS PER LINEAR FOOT</td>
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<td>805</td>
<td>1,338</td>
<td>24-INCH PVC SANITARY SEWER REPLACEMENT</td>
<td>725 00</td>
<td>970,050 00</td>
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<td>AT SEVEN HUNDRED TWENTY-FIVE DOLLARS PER LINEAR FOOT</td>
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<tr>
<td>806</td>
<td>1,715</td>
<td>30-INCH GRP SANITARY SEWER REPLACEMENT</td>
<td>1,100 00</td>
<td>1,849,500 00</td>
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<tr>
<td></td>
<td></td>
<td>AT ELEVEN HUNDRED DOLLARS PER LINEAR FOOT</td>
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</tbody>
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Office of Engineering and Construction Sanitary Contract No. 940

Northeast Remaco Construction, Inc.
<table>
<thead>
<tr>
<th>ITEM NOS.</th>
<th>APPROXIMATE QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</th>
<th>UNIT PRICE DOLLARS</th>
<th>.CTS</th>
<th>AMOUNTS DOLLARS</th>
<th>.CTS</th>
</tr>
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<tbody>
<tr>
<td>807</td>
<td>106</td>
<td>LINEAR FEET OF --- EXTENSION OF SEWER HOUSE CONNECTIONS TO NEW SEWER MAIN (COVER UP TO 12 FEET) AT THREE HUNDRED FIFTY DOLLARS</td>
<td>315 00</td>
<td>00</td>
<td>33,390 00</td>
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<tr>
<td>808</td>
<td>337</td>
<td>LINEAR FEET OF --- EXTENSION OF SEWER HOUSE CONNECTIONS TO NEW SEWER MAIN (COVER GREATER THAN 12 FEET) AT THREE HUNDRED FIFTY DOLLARS</td>
<td>350 00</td>
<td>00</td>
<td>117,950 00</td>
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<td>809</td>
<td>605</td>
<td>VERTICAL FEET OF --- 48&quot; DIA. PRECAST SAN. MANHOLE FOR PIPE DIA. UP TO 24&quot; AT ELEVEN HUNDRED DOLLARS</td>
<td>1,100 00</td>
<td>00</td>
<td>85,500 00</td>
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<td>810</td>
<td>209</td>
<td>VERTICAL FEET OF --- 60&quot; DIA. PRECAST SAN. MANHOLE FOR PIPE DIA. UP TO 36&quot; AT THIRTEEN HUNDRED DOLLARS</td>
<td>1,300 00</td>
<td>00</td>
<td>271,700 00</td>
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<td>811</td>
<td>671</td>
<td>VERTICAL FEET OF --- 72&quot; DIA. PRECAST SAN. MANHOLE FOR PIPE DIA. UP TO 48&quot; AT THIRTY-TWO HUNDRED DOLLARS</td>
<td>3,200 00</td>
<td>00</td>
<td>2,147,200 00</td>
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<td>812</td>
<td>44</td>
<td>VERTICAL FEET OF --- 96&quot; DIVERSION MANHOLE STRUCTURE AT SIXTEEN HUNDRED DOLLARS</td>
<td>1,600 00</td>
<td>00</td>
<td>70,400 00</td>
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Office of Engineering and Construction Sanitary Contract No. 940
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<thead>
<tr>
<th>ITEM NO.</th>
<th>QUANTITIES</th>
<th>DESCRIPTION OF ITEMS AND PRICES BID</th>
<th>UNIT PRICE</th>
<th>AMOUNTS</th>
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<td></td>
<td></td>
<td></td>
<td>DOLLARS</td>
<td>CENTS</td>
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<tr>
<td>813</td>
<td>15</td>
<td>EACH OF --- ABANDON EXISTING MANHOLE</td>
<td>3,594</td>
<td>00</td>
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<tr>
<td></td>
<td></td>
<td>AT three thousand five hundred ninety six dollars per each</td>
<td></td>
<td></td>
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<tr>
<td>814</td>
<td>31</td>
<td>EACH OF --- ABANDON EXISTING 8'-12' SEWER MAIN AT MANHOLE</td>
<td>3,912</td>
<td>00</td>
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<td></td>
<td></td>
<td>AT three thousand nine hundred twelve dollars per each</td>
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<tr>
<td>815</td>
<td>40</td>
<td>DAYS OF --- CONTINGENT BY-PASS PUMPING AND FLOW DIVERSION (1.5 UP TO 5 MGD)</td>
<td>1,718</td>
<td>00</td>
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<td></td>
<td></td>
<td>AT three thousand seven hundred fifty six dollars per day</td>
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<tr>
<td>816</td>
<td>10</td>
<td>DAYS OF --- CONTINGENT BYPASS PUMPING AND FLOW DIVERSION (5.01 UP TO 9.99 MGD)</td>
<td>2,550</td>
<td>00</td>
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<td></td>
<td></td>
<td>AT two thousand five hundred fifty six dollars per day</td>
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<tr>
<td>817</td>
<td>10</td>
<td>DAYS OF --- CONTINGENT BY-PASS PUMPING AND FLOW DIVERSION (10 MGD OR GREATER)</td>
<td>3,350</td>
<td>00</td>
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<tr>
<td></td>
<td></td>
<td>AT three thousand three hundred fifty six dollars per day</td>
<td></td>
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<tr>
<td>818</td>
<td>50</td>
<td>CUBIC YARDS OF --- CONTINGENT CONCRETE ENCASEMENT</td>
<td>300</td>
<td>00</td>
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<tr>
<td></td>
<td></td>
<td>AT three hundred dollars per cubic yard</td>
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<td></td>
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<td>ITEM NO.</td>
<td>QUANTITIES</td>
<td>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</td>
<td>UNIT PRICE</td>
<td>AMOUNTS</td>
</tr>
<tr>
<td>---------</td>
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<td>--------------------------------------------------------</td>
<td>-------------</td>
<td>---------</td>
</tr>
<tr>
<td>819</td>
<td>127</td>
<td>CONTINGENT FURNISHING AND RENEWAL OF 3/4&quot; - 1&quot; WATER SUPPLY SERVICE AT #2000 EIGHT HUNDRED NINE DOLLAR S PER LINEAR FOOT</td>
<td>288 00</td>
<td>36,576 00</td>
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<td>820</td>
<td>127</td>
<td>CONTINGENT FURNISHING AND RENEWAL OF 1 1/2&quot; - 2&quot; WATER SUPPLY SERVICE AT #700 EIGHTY TWO DOLLAR S PER LINEAR FOOT</td>
<td>35 00</td>
<td>17,145 00</td>
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<td>821</td>
<td>7</td>
<td>CONTINGENT FURNISHING AND INSTALLING OF SMALL (5/8&quot; - 2&quot;) AND/OR EIN METER SETTING AT $6.50 PER EACH</td>
<td>1950 00</td>
<td>13,650 00</td>
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<tr>
<td>822</td>
<td>8,021</td>
<td>FURNISH AND INSTALL STEEL CASING PIPE USING MICROTUNNELING AT $2,475 HUNDRED TWENTY FIVE DOLLAR S PER LINEAR FOOT</td>
<td>2147 00</td>
<td>17,221,087 00</td>
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<td>823</td>
<td>8,021</td>
<td>INSTALLATION OF CARRIER PIPE IN STEEL CASING AT #491 HUNDRED SIXTY ONE DOLLAR S PER LINEAR FOOT</td>
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<td>3,936,311 00</td>
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<td>824</td>
<td>164</td>
<td>OPEN CUT INSTALLATION OF 24&quot; PVC PIPE AT #525 HUNDRED TWENTY FIVE DOLLAR S PER LINEAR FOOT</td>
<td>525 00</td>
<td>88,100 00</td>
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<td>ITEM NO.</td>
<td>APPROXIMATE QUANTITIES</td>
<td>DESCRIPTION OF ITEMS AND PRICES BID (IN WRITTEN WORDS)</td>
<td>UNIT PRICE</td>
<td>AMOUNTS</td>
</tr>
<tr>
<td>---------</td>
<td>-------------------------</td>
<td>--------------------------------------------------------</td>
<td>------------</td>
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<tr>
<td>825</td>
<td>567</td>
<td>LINEAR FOOT OF --- OPEN CUT INSTALLATION OF 12&quot; GRP PIPE AT ONE THOUSAND TWENTY-FIVE DOLLARS</td>
<td>1,025.00</td>
<td>581,175.00</td>
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<td>826</td>
<td>70</td>
<td>VERTICAL FEET OF --- TWO THOUSAND FIVE HUNDRED CONTINGENT RESCUE SHAFT AT SIX THOUSAND FIFTEEN THOUSAND DOLLARS</td>
<td>2,125.00</td>
<td>170,412.50</td>
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<tr>
<td>827</td>
<td>400</td>
<td>LINEAR FOOT OF --- CONTINGENT TUNNELING IN ROCK GREATER THAN 30,000 PAY At TWO DOLLARS</td>
<td>1.00</td>
<td>4,000.00</td>
</tr>
</tbody>
</table>

END OF CATEGORY NO. 8 NO ALTERNATES

TOTAL BID

USING THE FOLLOWING ITEMS:

40,700.00 00 40,700.00 00

OFFICE OF ENGINEERING AND CONSTRUCTION SANITARY CONTRACT NO. 940

Northeast Remsco Construction, Inc.
The foregoing prices are to include and cover the furnishing of all materials and labor requisite and proper, and the providing of all necessary machinery, tools, apparatus and means for performing the work and the doing of all the above-mentioned work as set forth and described in the Contract Documents.

Note: Each and every person Bidding and Named above must sign here.

In case of Firms, give the first and last name of each member, in full, with Title.

In case a Bid shall be submitted by or in behalf of any Corporation, it must be signed in the name of such Corporation by some authorized Officer or Agent, thereof, who shall also subscribe his Name and Title. If practicable, the Seal of the Corporation shall be affixed.

In case a Bid shall be submitted by a joint venture ("JV"), the document that established the JV must be submitted with the bid for verification purposes, and Officers or Agents of all of the firms that are part of the Joint Venture must sign below acknowledgement of their participation in this bid.

WITNESS________________,

JODI BUCKMAN

CONTRACT ADMIN.

(SIGNED)

PRESIDENT

WITNESS________________,

(SIGNED)

(TITLE)

WITNESS________________,

(SIGNED)

(TITLE)

BP-20

Exhibit 2, Page 20
A. BID/PROPOSAL AFFIDAVIT

INSTRUCTIONS: The following Bid/Proposal Affidavit is a material and integral part of this Bid. Each Bidder shall read it carefully and enter all information required therein prior to executing it before a Notary Public. Failure to properly complete and execute this Bid/Proposal Affidavit will cause your bid to be found non-responsive and it will be rejected by the Board of Estimates.

1. AUTHORIZED REPRESENTATIVE

I HEREBY AFFIRM THAT:

I am the (title) [President] and the duly authorized representative of (business name) [Northeast Releco Const.] and that I possess the legal authority to make this Affidavit on behalf of myself and the business for which I am acting.

2. AFFIRMATION REGARDING BRIBERY CONVICTIONS

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the above business (as is defined in Section 16-101(b) of the State Finance and Procurement Article of the Annotated Code of Maryland), or any of its officers, directors, partners, controlling stockholders, or any of its employees directly involved in the business’s contracting activities including obtaining or performing contracts with public bodies has been convicted of, or has had probation before judgment imposed pursuant to Criminal Procedure Article, §6-220, Annotated Code of Maryland; or has pleaded nolo contendere to a charge of, bribery, attempted bribery, or conspiracy to bribe in violation of Maryland law, or of the law of any other state or federal law, except as follows (indicate the reasons why the affirmation cannot be given and list any conviction, plea, or imposition of probation before judgment with the date, court, official or administrative body, the sentence or disposition, the name(s) of person(s) involved, and their current positions and responsibilities with the business):

- NONE -

3. AFFIRMATION REGARDING OTHER CONVICTIONS

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the above business, or any of its officers, directors, partners, controlling stockholders, or any of its employees directly involved in the business’s contracting activities including obtaining or performing contracts with public bodies has:

(1) Been convicted under state or federal statute of:

(a) A criminal offense incident to obtaining, attempting to obtain, or performing a public or private contract; or
(b) Fraud, embezzlement, theft, forgery, false pretenses, falsification or destruction of records or receiving stolen property;

(2) Been convicted of any criminal violation of a state or federal antitrust statute;

(3) Been convicted under the provisions of Title 18 of the United States Code for violation of the Racketeer Influenced and Corrupt Organization Act, 18 U.S.C. §1961 et seq., or the Mail Fraud Act, 18 U.S.C. §1341 et seq., for acts in connection with the submission of bids or proposals for a public or private contract;

(4) Been convicted of a violation of the State Minority Business Enterprise law, §14-308 of the State Finance and Procurement Article of the Annotated Code of Maryland;

(5) Been convicted of a violation of the City of Baltimore's Minority and Women's and Business Enterprises Law, Baltimore City Code, Article 5, Subtitle 28;

(6) Been convicted of a conspiracy to commit any act or omission that would constitute grounds for conviction or liability under any law or statute described in subsections (1)-(5) above;

(7) Been found civilly liable under a state or federal antitrust statute for acts or omissions in connection with the submission of bids or proposals for a public or private contract; or

(8) Admitted in writing or under oath, during the course of an official investigation or other proceedings, acts or omissions that would constitute grounds for conviction or liability under any law or statute described in §§B and C(1)-(7) above, except as follows (indicate reasons why the affirmations cannot be given, and list any conviction, plea, or imposition of probation before judgment with the date, court, official or administrative body, the sentence or disposition, the name(s) of the person(s) involved and their current positions and responsibilities with the business, and the status of any debarment):

- NONE -

_________________________________________________________

4. AFFIRMATION REGARDING DEBARMENT

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the above business, or any of its officers, directors, partners, controlling stockholders, or any of its employees directly involved in the business's contracting activities, including obtaining or performing contracts with public bodies, has ever been suspended, or debarred (including being issued a limited denial of participation) by any public entity, except as follows (list each debarment or suspension providing the dates of the suspension or debarment, the name of the public entity and the status of the proceedings, the name(s) of the person(s) involved and their current positions and responsibilities with the business, the grounds of the debarment or suspension, and the details of each person's involvement in any activity that formed the grounds of the disbarment or suspension).
5. AFFIRMATION REGARDING DEBARMENT OF RELATED ENTITIES

I FURTHER AFFIRM THAT:

(1) The business was not established and it does not operate in a manner designed to evade the application of or defeat the purpose of debarment pursuant to Sections 16-101, et seq., of the State Finance and Procurement Article of the Annotated Code of Maryland and/or Article 5, Subtitle 40, of the Baltimore City Code; and

(2) The business is not a successor, assignee, subsidiary, or affiliate of a suspended or debarred business except as follows (you must indicate the reasons why the affirmation cannot be given without qualification):

- NONE -

6. AFFIRMATION REGARDING COLLUSION

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the above business has:

(1) Agreed, conspired, connived, or colluded to produce a deceptive show of competition in the compilation of the accompanying bid or offer that is being submitted;

(2) In any manner, directly or indirectly, entered into any agreement of any kind to fix the bid price or price proposal of the bidder or offeror or of any competitor, or otherwise taken any action in restraint of free competitive bidding in connection with the contract for which the accompanying bid or offer is submitted.

7. POLITICAL CONTRIBUTION DISCLOSURE AFFIRMATION

I FURTHER AFFIRM THAT:

I am aware of, and the above business will comply with, Election Law Article, Title 14, Disclosure By Persons Doing Public Business, Annotated Code of Maryland, which requires that every person that enters into contracts, leases, or other agreements with the State of Maryland, including its agencies or a municipal corporation or a political subdivision of the State, during a calendar year in which the person receives in the aggregate $200,000 or more shall file with the State Board of Elections a statement disclosing contributions in excess of $500 made during the reporting period to a candidate for elective office in any primary or general election.

BP-23
8. CERTIFICATION OF CORPORATION REGISTRATION AND TAX PAYMENT

I FURTHER AFFIRM THAT:

(1) The business named above is a (domestic ________) (foreign √ ) corporation registered in accordance with the Corporations and Associations Article, Annotated Code of Maryland, and that it is in good standing and has filed all of its annual reports, together with filing fees, with the Maryland State Department of Assessments and Taxation.

(If not applicable, so state). NEW JERSEY

(2) Except as validly contested, the business has paid, or has arranged for payment of, all taxes due the City of Baltimore and the State of Maryland and has filed all required returns and reports with the Comptroller of the Treasury, the State Department of Assessments and Taxation, the Department of Labor, Licensing, and Regulation and the City of Baltimore, as applicable.

(3) If awarded the contract resulting from this Bid/Proposal, the business shall remain in full compliance with all requirements of this §8 during the term, and any extensions thereof, of the said contract.

9. CONTINGENT FEES

I FURTHER AFFIRM THAT:

The business has not employed or retained any person, partnership, corporation, or other entity, other than a bona fide employee, bona fide agent, bona fide salesperson, or commercial selling agency working for the business, to solicit or secure the Contract, and that the business has not paid or agreed to pay any person, partnership, corporation, or other entity, other than a bona fide employee, bona fide agent, bona fide salesperson, or commercial selling agency, any fee or any other consideration contingent on the making of the Contract.

10. CERTIFICATION OF WORK CAPACITY AND PREQUALIFICATION CLASSIFICATIONS

I FURTHER AFFIRM THAT:

We hold Certificate No. 3800 which expires on 12/07/2019.

We have the Work Capacity to perform this contract as provided in the Standard Specifications and in accordance with the rules, regulations and requirements of the Baltimore City Contractors’ Qualification Committee.

Furthermore, our current Certificate of Prequalification includes work Classifications covering Contract Items to a total of at least Fifty Percent (50%) of the Aggregate Amount Bid.
ACKNOWLEDGEMENT

I ACKNOWLEDGE THAT this Affidavit shall be included in my Bid/Proposal and that my failure to furnish it will be considered cause for my Bid/Proposal to be rejected. I further acknowledge that this Affidavit is subject to applicable laws of the United States, the State of Maryland and the City of Baltimore, both criminal and civil, and that nothing in this Affidavit or any contract resulting from the submission of this Bid/Proposal shall be construed to supersede, amend, modify or waive, on behalf of the City of Baltimore, the exercise of any statutory right or remedy conferred by the Constitution and the laws of Maryland and terms and covenants undertaken by the above business with respect to (1) this Affidavit, (2) the contract, and (3) other Affidavits comprising part of the contract.

I FURTHER ACKNOWLEDGE THAT if the business is awarded the contract resulting from this Bid/Proposal, this Affidavit shall become a material part of the contract and the business agrees that it shall remain in full compliance with all Affirmations contained herein during the term of the contract and any and all extensions thereto.

I DO SOLEMNLY DECLARE AND AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE CONTENTS OF THIS AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

[Signature]

Subscribed and sworn to me this 26th day of September, 2018.

[Signature]

My commission expires on _

[Seal]

Exhibit 2, Page 25
B. BALTIMORE CITY’S YOUTHWORKS

TO: Mayor’s Office of Employment Development ("MOED")

FROM: NORTHEAST REMSCO CONSTRUCTION, INC.  
(Legal name of Bidder)

Pursuant to Executive Order, the aforesaid Bidder hereby presents MOED with the following information to assist its outreach efforts for the Baltimore City Youth Works Program:

Contact Person: PETE SORKAMP, P.E.

Address: 1433 ROUTE 34 SOUTH, BY  
FARMINGDALE, NJ 07727

Telephone Number: 732-357-6100

Facsimile Number: 732-736-8904

E-mail address: engineering@northeastremSCO.com
City of Baltimore
Local Hiring Certification and Compliance Statement

CERTIFICATION STATEMENT (Complete and submit this certification statement with your bid package. Your bid will be considered non-responsive if you fail to include this signed document.)

For the purpose of requiring employers (contractors and their subcontractors) benefited by City contracts and subsidies to take measures to hire Baltimore City residents, all businesses awarded a contract with the City for more than $300,000 or will benefit from more than $5,000,000 in assistance for a subsidized project, shall agree to comply with the terms of the Local Hiring Law 12-0159 as described in the bid specification.

By signing below as a representative of NORTHEAST REUSCO CONSTR. (Company Name), I certify that if awarded this contract, a company representative will meet with the Mayor's Office of Employment Development (MOED) within two weeks of the contract award to complete an employment analysis review the workforce plan required for this contract. If there is a need for new hires, I agree to post the new job openings with MOED's One Stop Career Center Network for a period of seven (7) days prior to publicly advertising these openings. I agree to interview qualified Baltimore City residents referred from MOED and to fill at least 51% of the new jobs with Baltimore City residents. I also agree to submit an Employment Report by the 5th day of each month throughout the duration of contract.

Signature: ___________________________ Title: ___________________________

Company Address: 1433 RT345, BI. FALUNI KOMMUNITY CENTER, Email: engineering@northeastreusco.com

CONTRACT AWARD INFORMATION (To be completed by the responsible Baltimore City agency representative and submitted to MOED within two (2) business days of the contract award.)

Baltimore City Agency: ___________________________

Contract No./Description: ___________________________

Award Amount: ___________________________ Award Date: ___________________________

Contractor's Rep for Local Hiring compliance: ___________________________

Telephone #: ___________________________ Email: ___________________________

City Agency Staff Name/Title ___________________________ Date: ___________________________

COMPLIANCE VERIFICATION (To be completed by MOED and returned to the City agency.)

As required by the Law, "before the disbursement of any funds", the beneficiary must meet with and complete an employment analysis with MOED. This is to certify that the information below is accurate as verified by MOED:

☐ Complied with the requirements of the Local Hiring Law 12-0159 and met with MOED on _______ to assess their employment needs, complete the workforce plan and identify new jobs. We have been informed that an estimate of _______ jobs will be created as a result of the contract award.

☐ NOT complied with the Local Hiring Law. In accordance with the Law, the City Agency is required to withhold payments associated with this award until the meeting has occurred.

_________________________ ___________________________
MOED Staff Name/Title Date

If there are any questions, please call Cynthia Jefferson at 410-396-9974

LHL-9

Exhibit 2. Page 27
D. BIDBOND

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned______________________

Northeast Remsco Construction, Inc.

______________________________

as Principal, and ____________________________

Liberty Mutual Insurance Company

as Surety, are hereby held and firmly bound unto the Mayor and City Council of Baltimore as
Owner, in the amount of at least Five Percent (5%) of the Total Bid submitted for the payment of
which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs,
executors, administrators, personal representatives, successors and assigns.

Signed this 29th day of August, 2018.

The condition of the above obligation is such that WHEREAS the Principal has submitted to the
Board of Estimates of the Mayor and City Council of Baltimore a certain Bid, attached hereto,
and hereby made a part hereof to enter into a Contract, in writing,

for SANITARY CONTRACT NO. 940 - Hydraulic Improvements To The High Level
Sewershed Collection System

NOW, THEREFORE,

(a) If said Bid shall be rejected or in the alternate,

(b) If said Bid shall be accepted and the Principal shall execute and deliver a Contract in
the form of Contract attached hereto (properly completed in accordance with said Bid),
and shall furnish a bond for his faithful performance of said Contract, and for the payment of all
persons performing labor or furnishing materials in connection therewith and shall in all
other respects perform the Agreement created by the acceptance of said bid.
Then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation, as hereinafter stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by an extension of the time within which the Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their Hand and Seals, and such of them as are Corporation have caused their Corporate Seals to be hereto affixed and these presents to be signed by their proper Officers, the day and year first set forth above.

ATTEST:  

[Signature]

JODI BUCKMAN, CONTRACTS AGENT

NEE, JERSEY CORPORATION
(SEAL)

STEPHANIE F. FOY

[Signature]

SURETY

Liberty Mutual Insurance Company

LISA NASAL, AGENCY (SEAL)

BB-2

Exhibit 2, Page 29
To: Mayor and City Council of Baltimore

Re: Contractor Name: Northeast Remsco Construction, Inc.
Project Description: Sanitary Contract No. 940 – Hydraulic Improvements to the High Level Sewershed Collection System

The Liberty Mutual Insurance Company, a corporation duly organized under the laws of the State of Massachusetts and authorized to do business in the State of Maryland hereby agrees that in the event Contractor is the successful bidder for:

Sanitary Contract No. 940 – Hydraulic Improvements to the High Level Sewershed Collection System

And is awarded the contract, it, as surety, will provide the contractor with bonds in such sums as are required in the advertisement or in the specifications.

Signed: Liberty Mutual Insurance Company

Surety Lisa Nosal, Atty-in-fact

8-29-2018

Date
ACKNOWLEDGEMENT OF SURETY

State of New Jersey ]
County of Passaic ]

On 08/29/2018, before me personally came Lisa Nosal to me known, who, being
by me duly sworn, did depose and say that she is an attorney-in-fact of Liberty Mutual
Insurance Company the corporation described in and which executed the within
instrument; that she knows the corporate seal of said corporation, and that the seal affixed
to the within instrument is such corporate seal, and that she signed the said instrument
and affixed the said seal as Attorney-in-Fact by authority of the Board of Directors of
said corporation and by authority of this office under the Standing Resolutions thereof.

My Commission expires: ____________________

[Signature]
Notary Public

[Stamp]

STEPHANIE F. FOY
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES OCTOBER 27, 2018
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Lisa Nolan, Pamela J. Boyle, Robert E. Cullen, Joseph W. Mailory, Louis A. Vlahakos, to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the President and attested to by the Secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 6th day of April 2018.

The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company
By: David M. Carey, Assistant Secretary

Certificate No. 8068081

Liberty Mutual Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect as follows:

ARTICLE III — Officers — SECTION 4. Power of Attorney. Any officer or other official of the Company authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and Secretary of the Company.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.

By: Renee C. Llewellyn, Assistant Secretary

ON THIS 6TH DAY OF APRIL 2018, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, executed the foregoing Instrument for the purpose therein contained by signing on behalf of the Corporation by himself and as duly authorized attorney.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.

By: Teresa Pastella, Notary Public

Upper Merion Twp., Montgomery County
COMMONWEALTH OF PENNSYLVANIA

By: Renee C. Llewellyn, Assistant Secretary

This Power of Attorney is not valid unless it is printed on red background.
### Assets

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash and Bank Deposits</td>
<td>$370,003,299</td>
</tr>
<tr>
<td>*Bonds — U.S Government</td>
<td>1,331,664,975</td>
</tr>
<tr>
<td>*Other Bonds</td>
<td>11,127,053,004</td>
</tr>
<tr>
<td>*Stocks</td>
<td>16,367,850,688</td>
</tr>
<tr>
<td>Real Estate</td>
<td>272,895,626</td>
</tr>
<tr>
<td>Agents' Balances or Uncollected Premiums</td>
<td>5,258,657,823</td>
</tr>
<tr>
<td>Accrued Interest and Rents</td>
<td>100,341,596</td>
</tr>
<tr>
<td>Other Admitted Assets</td>
<td>11,192,287,530</td>
</tr>
<tr>
<td><strong>Total Admitted Assets</strong></td>
<td>$46,020,754,541</td>
</tr>
</tbody>
</table>

* Bonds are stated at amortized or investment value; Stocks at Association Market Values.

---

### Liabilities

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Unearned Premiums</td>
<td>$7,503,154,587</td>
</tr>
<tr>
<td>Reserve for Claims and Claims Expense</td>
<td>19,658,731,454</td>
</tr>
<tr>
<td>Funds Held Under Reinsurance Treaties</td>
<td>224,693,828</td>
</tr>
<tr>
<td>Reserve for Dividends to Policyholders</td>
<td>967,520</td>
</tr>
<tr>
<td>Additional Statutory Reserve</td>
<td>52,491,027</td>
</tr>
<tr>
<td>Reserve for Commissions, Taxes and</td>
<td></td>
</tr>
<tr>
<td>Other Liabilities</td>
<td>4,049,392,852</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$31,489,431,268</td>
</tr>
<tr>
<td>Special Surplus Funds</td>
<td>$176,230,822</td>
</tr>
<tr>
<td>Capital Stock</td>
<td>10,000,000</td>
</tr>
<tr>
<td>Paid in Surplus</td>
<td>9,484,316,385</td>
</tr>
<tr>
<td>Unassigned Surplus</td>
<td>4,860,776,066</td>
</tr>
<tr>
<td><strong>Surplus to Policyholders</strong></td>
<td>14,531,323,273</td>
</tr>
<tr>
<td><strong>Total Liabilities and Surplus</strong></td>
<td>$56,020,754,541</td>
</tr>
</tbody>
</table>

---

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2017, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 16th day of March, 2018.

Assistant Secretary
MARYLAND DEPARTMENT OF THE ENVIRONMENT
1800 Washington Boulevard Suite 515 Baltimore MD 21230-1713
410 537 3119 1-800-633-6101
http://www.mde.state.md.us/programs/WaterQualityFinancing/MinorityandWomenBusinessEnterprises/Procurement/WaterPrograms/Water_Quality_Finance/MWBE/index.aspx

Disadvantaged Business Enterprise (DBE) Good Faith Efforts Checklist
To be completed by Prime (Construction & A/E) Contractor

### Project Name:

**Procurement Category:** Check box for all M/WBE procurement categories being reported under the above referenced project.  
- Construction
- Equipment
- Services
- Supplies

**For each procurement action, please answer the following questions:**

#### A: Develop Bidders List of DBE firms

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>A1  Did you develop a Bidders List of DBE firms?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>A2  Did you advertise in minority, local, regional papers or Dodge Report?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>A3  Did you send invitation for bids to DBE trade associations?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>A4  Did you contact US-SBA/MBDA/MDOT?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>A5  Did you receive Bidders List from Loan Recipient?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>A6  Did you provide MDE with Bidders List?</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### B: Smaller work components and delivery schedules

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>B1  Did DBE firms have opportunities to bid as subcontractors?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>B2  Did you break down the project, where economically feasible, into smaller components for DBE firms to bid as subcontractors?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>B3  Do project components have reasonable delivery schedules?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>B4  Did you allow a reasonable time for DBEs to bid?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>B5  Did you encourage DBEs to bid as a consortium due to project size?</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### C: Solicitation Summary of DBE firms (Prime Contractor must fill EPA Form 6100-4)

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>C1  Did you use the Bidders List to solicit subcontractors?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C2  Did DBE firms bid as subcontractors (provide list, work type, &amp; price)?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C3  Did you select any DBF firms as subcontractor?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C4  Is the subcontractor using any additional subcontractors?</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Prime contractor must provide to loan recipient: (1) list of ALL subcontractors (DBE and non-DBE) with type of work and estimated dollar amounts; (2) completed EPA Form 6100-4; and, (3) completed EPA Form 6100-3 for each DBE subcontractor. Also, EPA Form 6100-2 to each DBE subcontractor.**

**Supporting Documentation**

In support of the actions taken in items A, B, and C, (above), all prime contractors must attach this checklist along with supporting documentation for "Yes" answers and an explanation for "No" answers. Examples of supporting documentation include: (i) Bidders List of DBE firms; (ii) list of sub-contract work elements possible under the prime contract; (iii) proof of contact with DBE firms as potential subcontractors (copies of invitations for bids/RFP, contact letters, faxes, and telephone calls sheets, etc.; (iv) copies of all procurement advertisements; and, (v) list of all subcontractors that submitted bids/RFP.

Prime Contractor’s Name and Title

Prime Contractor Official’s Signature/Date

Contract Phone #
Project Name: Hydraulic Improvements to the High Level Sewershed Collection System

Accepting Bids Through:

Location: Baltimore

Owners: Northeast Remsco Construction, Inc.

Contact Name: Jennifer Newton

Trades: All Trades - Subcontractors & Suppliers

Looking for: WBE, MBE, DBE

Notes: Northeast Remsco Construction may contract with City of Baltimore for the Hydraulic Improvements to the High Level Sewershed Collection System, No. SC-940 project. This bids on September 12th (per addendum) and adheres to the project manual specifications and requirements to meet the utilization requirements. If you are interested, please contact me for access to our FTP Site. Kindly return your quote ASAP back to my attention VIA FAX, 732-736-8904 or EMAIL at engineering@northeastremsco.com no later than Monday, August 27th by 5:00 PM. All subcontractors, suppliers, DBE, MBE & WBE businesses are encouraged to bid. We are an equal opportunity employer.

Description: The work to be done under this Contract shall consist of the following:

- Approximately 20,100 linear ft. (LF) of sewer cleaning and closed circuit television (CCTV) inspection.
- Approximately 12,100 linear ft. (LF) of replacement of sanitary sewers by open cut method.
- Approximately 8,000 linear ft. (LF) of new sanitary sewer installation utilizing microtunneling.
- Approximately 200 each of reconnection of sanitary house connections.
- Approximately 690 vertical linear feet of replacement of existing sanitary manholes with new sanitary sewer manholes.
- Approximately 750 vertical linear feet of new manhole installation.
- Associated wastewater by-pass pumping or control of flows of sewers and/or manholes to be replaced or constructed and continuous monitoring of the by-pass operation.
- Restoration of pavement, alleys, and sidewalks, and site restoration including planting trees.
Sub Request

Project Name: Hydraulic Improvements to the High Level Sewershed Collection System

Accepting Bids: 8/31/2018  
Through: 

Location: Baltimore, MD  
County: 

Owners: Northeast Remsco Construction, Inc.  
1433 Highway 34 South, FARMINGDALE, NJ, 732-557-6100 x108

Contact Name: Jennifer Newton

Trades: All Trades - Subcontractors & Suppliers

Looking for: WBE, MBE, DBE

Notes: Northeast Remsco Construction may contract with City of Baltimore for the Hydraulic Improvements to the High Level Sewershed Collection System, No. SC-940 project. This bids on August 29th and adheres to the project manual specifications and requirements to meet the utilization requirements. If you are interested, please contact me for access to our FTP Site. Kindly return your quote ASAP back to my attention VIA FAX, 732-736-8904 or EMAIL at engineering@northeastremesco.com no later than Monday, August 27th by 5:00 PM. All subcontractors, suppliers, DBE, MBE & WBE businesses are encouraged to bid. We are an equal opportunity employer.

Description: The work to be done under this Contract shall consist of the following: * Approximately 20,100 linear ft. (LF) of sewer cleaning and closed circuit television (CCTV) inspection. * Approximately 12,100 linear ft. (LF) of replacement of sanitary sewers by open cut method. * Approximately 8,000 linear ft. (LF) of new sanitary sewer installation utilizing microtunneling. * Approximately 200 each of reconnection of sanitary house connections. * Approximately 690 vertical linear feet of replacement of existing sanitary manholes with new sanitary sewer manholes. * Approximately 750 vertical linear feet of new manhole installation. * Associated wastewater by-pass pumping or control of flows of sewers and/or manholes to be replaced or constructed and continuous monitoring of the by-pass operation. * Restoration of pavement, alleys, and sidewalks. and site restoration including planting trees,
Sanitary Sewer Collection System
Improvements in High Level Sewershed
(SC940)

Baltimore, MD 21202,
Northeast Remisco Construction, Inc. Jennifer Newton
Tel: 732-387-6120  Fax: 732-367-1900
jennifer.newton@northeastremisco.com
Role: General Contractor - Bidding

Project Details

Role: General Contractor - Bidding
Project Number: 1199740
Address: Various Locations Baltimore, MD 21202
Bid Date: 08/08/2018 8:00 AM Eastern
Contract No.: SC940
Goals: DBE - 19%, WBE - 10%
Status: Bidding/Negotiating
Structure: Non-Building, Construction
Project Type: Improvements

Project Scope

The principal items of work to be done under this contract shall generally consist of the following:
- Approximately 20,100 linear ft. (LF) of sewer cleaning and closed circuit television (CCTV) inspection
- Approximately 21,100 linear ft. (LF) of replacement of sanitary sewer by open cut method
- Approximately 8,000 linear ft. (LF) of new sanitary sewer installation utilizing micro tunneling
<table>
<thead>
<tr>
<th>Company Name</th>
<th>Address</th>
<th>Phone</th>
<th>Utilization Category</th>
<th>Services Provided</th>
<th>Utilization Category Code</th>
<th>Contact Person</th>
<th>Utilization Category Code</th>
<th>Contact Person</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Callahan, Inc.</td>
<td>5516 2nd Street SE</td>
<td>202-365-5005</td>
<td>MBE</td>
<td>Trucking - Hauling</td>
<td>DOT (06-310)</td>
<td>Callahan</td>
<td>DOT (06-310)</td>
<td>Callahan</td>
<td>Available</td>
</tr>
<tr>
<td>Lohrnan Trucking &amp; Hauling Co.</td>
<td>15200 White Frederick Road</td>
<td>202-674-6135</td>
<td>MBE</td>
<td>Heavy Equipment Transport</td>
<td>DOT (06-635)</td>
<td>Lohrnan Trucking &amp; Hauling Co</td>
<td>202-674-6135</td>
<td>Lohrnan Trucking &amp; Hauling Co</td>
<td>Available</td>
</tr>
<tr>
<td>Hietel Services, Inc.</td>
<td>8001 Aspinwall Road, Suite 3</td>
<td>301-203-8103</td>
<td>MBE</td>
<td>Heavy Equipment Transport</td>
<td>DOT (06-635)</td>
<td>Hietel Services, Inc.</td>
<td>301-203-8103</td>
<td>Hietel Services, Inc.</td>
<td>Available</td>
</tr>
<tr>
<td>Cross Transportation, LLC</td>
<td>7803 Oak Avenue South</td>
<td>301-977-0005</td>
<td>MBE</td>
<td>On-Site Fuel Supply</td>
<td>DOT (04-475)</td>
<td>Cross Transportation</td>
<td>DOT (04-475)</td>
<td>Cross Transportation</td>
<td>Available</td>
</tr>
<tr>
<td>Agent Transportation Corporation</td>
<td>231 V. Hoke Street, S &amp; S</td>
<td>301-773-8061</td>
<td>MBE</td>
<td>On-Site Fuel Supply</td>
<td>DOT (04-120)</td>
<td>Agent Transportation Corporation</td>
<td>DOT (04-120)</td>
<td>Agent Transportation Corporation</td>
<td>Available</td>
</tr>
<tr>
<td>Delco Freight &amp; Transport Co.</td>
<td>5800 Annapolis Road</td>
<td>301-923-9001</td>
<td>MBE</td>
<td>Survey &amp; Testing</td>
<td>DOT (07-440)</td>
<td>Delco Freight &amp; Transport Co</td>
<td>DOT (07-440)</td>
<td>Delco Freight &amp; Transport Co</td>
<td>Available</td>
</tr>
<tr>
<td>Hinton &amp; Bellingham Trucking Co.</td>
<td>5091 Pinesboro Road, Suite 206</td>
<td>410-923-9002</td>
<td>MBE</td>
<td>Survey &amp; Testing</td>
<td>DOT (07-440)</td>
<td>Hinton &amp; Bellingham Trucking Co</td>
<td>DOT (07-440)</td>
<td>Hinton &amp; Bellingham Trucking Co</td>
<td>Available</td>
</tr>
<tr>
<td>FECA Engineering, Inc.</td>
<td>400 Washington Ave, Suite 102</td>
<td>703-829-3000</td>
<td>MBE</td>
<td>Survey &amp; Testing</td>
<td>DOT (07-440)</td>
<td>FECA Engineering, Inc.</td>
<td>DOT (07-440)</td>
<td>FECA Engineering, Inc.</td>
<td>Available</td>
</tr>
<tr>
<td>LTQ Construction, Inc.</td>
<td>1301 West Court Street</td>
<td>410-765-0000</td>
<td>MBE</td>
<td>Material Supplier</td>
<td>DOT (08-500)</td>
<td>LTQ Construction, Inc.</td>
<td>DOT (08-500)</td>
<td>LTQ Construction, Inc.</td>
<td>Available</td>
</tr>
<tr>
<td><strong>Total:</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
<td>Available</td>
</tr>
<tr>
<td>Contractor</td>
<td>Physical Address</td>
<td>Telephone No.</td>
<td>Utilization Category Certified By</td>
<td>Services Provided</td>
<td>Contract to Bid Date &amp; Comments</td>
<td>Follow-up to Bid Date</td>
<td>Status of Award</td>
<td></td>
<td></td>
</tr>
<tr>
<td>-----------------</td>
<td>------------------</td>
<td>---------------</td>
<td>-----------------------------------</td>
<td>------------------</td>
<td>-------------------------------</td>
<td>----------------------</td>
<td>-----------------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>David A. Funk</td>
<td>11000 Old Marlboro Road, Suite F</td>
<td>410-542-4230</td>
<td>MBE / DBE / SSE</td>
<td>Engineering &amp; Supervising</td>
<td>08/07/19</td>
<td>-</td>
<td>Cancelled</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Robert D. Smith</td>
<td>200 Epping Forest Road</td>
<td>410-750-5001</td>
<td>MBE / DBE / SSE</td>
<td>Engineering Services</td>
<td>08/07/19</td>
<td>-</td>
<td>Cancelled</td>
<td></td>
<td></td>
</tr>
<tr>
<td>John R. Cooper</td>
<td>200 Epping Forest Road</td>
<td>410-750-5001</td>
<td>MBE / DBE / SSE</td>
<td>Engineering Services</td>
<td>08/07/19</td>
<td>-</td>
<td>Cancelled</td>
<td></td>
<td></td>
</tr>
<tr>
<td>William D. Johnson</td>
<td>200 Epping Forest Road</td>
<td>410-750-5001</td>
<td>MBE / DBE / SSE</td>
<td>Engineering Services</td>
<td>08/07/19</td>
<td>-</td>
<td>Cancelled</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jeffrey D. Smith</td>
<td>200 Epping Forest Road</td>
<td>410-750-5001</td>
<td>MBE / DBE / SSE</td>
<td>Engineering Services</td>
<td>08/07/19</td>
<td>-</td>
<td>Cancelled</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Notes:**
- MBE = Minority Business Enterprise
- DBE = Disadvantaged Business Enterprise
- SSE = Single-Sourced Enterprise
- MDOT = Maryland Department of Transportation
- NOC = Not Offered Cancelled
<table>
<thead>
<tr>
<th>Coordinator/Contractor</th>
<th>Physical Address</th>
<th>Telephone No</th>
<th>Utilization Category</th>
<th>Services Provided</th>
<th>Contacted to Quote Date &amp; Comments</th>
<th>Follow-Up &amp; Bidding Date</th>
<th>States of Origin</th>
<th>Sub-Jurisdiction</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delmar Construction Company, Inc.</td>
<td>2508 Telegraph Road, Suite C2</td>
<td>301-355-5296</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>New York City</td>
<td>6001 F St. Smallwood Road, Unit 8</td>
<td>301-355-5294</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>National Contracting Co., Inc.</td>
<td>19th Floor, Suite C2</td>
<td>301-355-5295</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>Delaware Construction Corp., Inc.</td>
<td>10000 Fortner Pl.</td>
<td>301-355-5295</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>New York State</td>
<td>500 N. 3rd Street</td>
<td>301-355-5295</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>New York City</td>
<td>2508 Telegraph Road</td>
<td>301-355-5296</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>National Contracting Co., Inc.</td>
<td>19th Floor, Suite C2</td>
<td>301-355-5295</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>Delaware Construction Corp., Inc.</td>
<td>10000 Fortner Pl.</td>
<td>301-355-5295</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>New York State</td>
<td>500 N. 3rd Street</td>
<td>301-355-5295</td>
<td>MBE / DBE / SBE</td>
<td>Structural Concrete</td>
<td>06/27/16</td>
<td>09/23/19</td>
<td>No Quote</td>
<td></td>
</tr>
<tr>
<td>Contractor</td>
<td>Physical Address</td>
<td>Telephone Fax</td>
<td>Certification Category</td>
<td>Services Provided</td>
<td>Contactor ID</td>
<td>Date &amp; Comments</td>
<td>Payment to</td>
<td>Status of Quote</td>
</tr>
<tr>
<td>------------</td>
<td>-----------------</td>
<td>----------------</td>
<td>------------------------</td>
<td>------------------</td>
<td>--------------</td>
<td>----------------</td>
<td>-------------</td>
<td>----------------</td>
</tr>
<tr>
<td>Steffo Contracting</td>
<td>Canton, MD 21215</td>
<td>410-750-2286</td>
<td>MDOC</td>
<td>Temporary Help Services</td>
<td>08/25/2010</td>
<td>08/25/2010</td>
<td>No Quote</td>
<td>Quote</td>
</tr>
<tr>
<td>Sensible Building Maintenance, Inc.</td>
<td>9315 Bay Meadow Drive, Suite 101</td>
<td>410-991-0105</td>
<td>MEE</td>
<td>Temporary Help Services</td>
<td>08/25/2010</td>
<td>08/25/2010</td>
<td>No Quote</td>
<td>Quote</td>
</tr>
<tr>
<td>Trailing Help, LLC</td>
<td>1901 Baymeadow Drive</td>
<td>410-706-0105</td>
<td>MEE</td>
<td>Temporary Help Services</td>
<td>08/25/2010</td>
<td>08/25/2010</td>
<td>No Quote</td>
<td>Quote</td>
</tr>
</tbody>
</table>

**TOTAL CONTRACTORS: 50**

No Responses: 18
This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE subcontractors and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

I have identified potential DBE certified subcontractors [ ] Yes [ ] No
If yes, please complete the table below. If no, please explain.

<table>
<thead>
<tr>
<th>Subcontractor Name/Company Name</th>
<th>Company Address/Phone/Email</th>
<th>Est. Dollar Amt</th>
<th>Currently DBE Certified?</th>
</tr>
</thead>
<tbody>
<tr>
<td>DACO CONSTRUCTION CORP.</td>
<td>Box 425 Hanover, MD 21076</td>
<td>$7,111,000.00</td>
<td>HBE/DBE HDOT</td>
</tr>
<tr>
<td>PIONEER CONTRACTING COMPANY</td>
<td>820 Hickory Dr.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>EDFIRE LANDSCAPE, LLC</td>
<td>15717 New Hampshire Ave.</td>
<td>$420,000.00</td>
<td>WBE/DBE HDOT</td>
</tr>
</tbody>
</table>

1 A DBE is a Disadvantaged, Minority, or Women Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Utilization Form

This form is intended to capture the prime contractor’s actual and/or anticipated use of identified certified DBE subcontractors and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

<table>
<thead>
<tr>
<th>Prime Contractor Name</th>
<th>Project Name</th>
<th>Bid/ Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td>NORTHEAST RESECO CONSTRUCTION J.L.C</td>
<td>HYDRAULIC UPR. HIGH LEVEL SEWERED COLL.</td>
<td>SC 940</td>
<td></td>
<td>Roly Acosta</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Address:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1433 ROUTE 34 SOUTH, BL, FARMINGDALE, NJ 07727</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Telephone No.:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>732-357-6100</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I have identified potential DBE certified subcontractors: YES

If yes, please complete the table below. If no, please explain:

<table>
<thead>
<tr>
<th>Subcontractor Name/ Company Name</th>
<th>Company Address/ Phone/ Email</th>
<th>Est. Dollar Amt</th>
<th>Currently DBE Certified?</th>
</tr>
</thead>
<tbody>
<tr>
<td>TFE RESOURCES</td>
<td>11 EASTERN COURT, SUITE 6</td>
<td>$1,600,000.00</td>
<td>WBE/DBE</td>
</tr>
<tr>
<td>ATLANTIC TRAFFIC SAFETY, INC.</td>
<td>9903 QUINL RON LANE</td>
<td>$450,000.00</td>
<td>WBE/DBE</td>
</tr>
<tr>
<td>FALLSWAY CONSTRUCTION CO., LLC.</td>
<td>2630 HAVER STREET</td>
<td>$920,295.00</td>
<td>WBE/DBE</td>
</tr>
</tbody>
</table>

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2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100.4 (DBE Subcontractor Utilization Form)
This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE subcontractors and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

### Prime Contractor Information
- **Name:** Northeast Reasco Construction, Inc.
- **Address:** 1433 Route 34 South, B1, Farmingdale, NJ 07727
- **Telephone No.:** 732-657-6100
- **Email Address:** engineering@northeastreasco.com

### Subcontractor Information Table

<table>
<thead>
<tr>
<th>Subcontractor Name/Company Name</th>
<th>Company Address/Phone/Email</th>
<th>Est. Dollar Amt</th>
<th>Currently DBE Certified?</th>
</tr>
</thead>
<tbody>
<tr>
<td>PDK Commercial Photographers</td>
<td>53 Calvert Street, Harrison, NY 10528, 914-874-9100</td>
<td>$10,000.00</td>
<td>WBE/DBE M/COT</td>
</tr>
<tr>
<td>THE VANGUARD Organization</td>
<td>855 Sayer Avenue, Cherry Hill, NJ 08032, 856-485-4440</td>
<td>$25,000.00</td>
<td>MBE/DBE M/COT</td>
</tr>
<tr>
<td>Globe Sanitation</td>
<td>2882 Florence Road, Woodbine, NJ, 07797, 856-258-0003</td>
<td>$10,000.00</td>
<td>WBE/DBE M/COT</td>
</tr>
</tbody>
</table>

---

1. A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-32.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.302.

2. Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-4 (DBE Subcontractor Utilization Form)
This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE subcontractors and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package.

Prime contractors should also maintain a copy of this form on file.

Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-4 (DBE Subcontractor Utilization Form)
Disadvantaged Business Enterprise (DBE) Program

DBE Subcontractor Utilization Form

This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE subcontractors and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

Prime Contractor Name:
NORTHEAST REINS CO CONSTRUCTION INC.

Project Name:
HYDROLOGIC UPL, HIGH LEVEL SEWERED COLLS. SYS.

Bid/Proposal No.
SC-940

Assistance Agreement ID No. (if known) or Point of Contact
ROLY ACOSTA

Address:
1433 ROUTE 34 SOUTH, BI, FARMINGDALE NJ 07727

Telephone No.
732-557-6100

Email Address:
engineering@northeastreinsco.com

Issuing/Funding Entity:

I have identified potential DBE certified subcontractors.

YES  NO

If yes, please complete the table below. If no, please explain:

<table>
<thead>
<tr>
<th>Subcontractor Name/Company Name</th>
<th>Company Address/Phone/Email</th>
<th>Est. Dollar Amt</th>
<th>Currently DBE Certified?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Development Design Inc.</td>
<td>4600 POWER HOUSE RD, SUITE 200</td>
<td>$20,000.00</td>
<td>MBE/DBE, MBE/C, STABLE</td>
</tr>
<tr>
<td>East Bay Construction &amp; Services</td>
<td>9103 WOODHURSE CENTRE PKWY</td>
<td>$52,000.00</td>
<td>MBE/DBE, MBE/C, STABLE</td>
</tr>
<tr>
<td>Bryant Associates, Inc.</td>
<td>90 CANAL STREET, SUITE 301</td>
<td>$805,000.00</td>
<td>MBE/DBE, MBE/C, STABLE</td>
</tr>
</tbody>
</table>

1 A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 35.204-35.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-4 (DBE Subcontractor Utilization Form)
This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE subcontractors and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

<table>
<thead>
<tr>
<th>Prime Contractor Name</th>
<th>Project Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>NOR'EAST REHSCO CONSTRUCTION INC.</td>
<td>HYDRAULIC IMP. HIGH LEVEL SEWERAGE COL. Sys.</td>
</tr>
</tbody>
</table>

Address: 1433 ROUTE 34 SOUTH, BI, FAULKINGDALE, NJ 07727
Telephone: 732-357-6100
Email Address: engineering@northeastreinfo.com

I have identified potential DBE certified subcontractors: [ ] YES [ ] NO
If yes, please complete the table below. If no, please explain:

<table>
<thead>
<tr>
<th>Subcontractor Name/ Company Name</th>
<th>Company Address/ Phone/ Email</th>
<th>Est. Dollar Amt</th>
<th>Currently DBE Certified?</th>
</tr>
</thead>
<tbody>
<tr>
<td>EDWNEAN DRILLING &amp; BLASTING, LLC</td>
<td>112 RAVINE DRIVE STEWARTSVILLE, NJ 08886; 908-454-1656</td>
<td>$1,150,000.00</td>
<td>WBE/DBE NJ STATE</td>
</tr>
<tr>
<td>FOUNDATION TEST GROUP</td>
<td>114B CROW RIDGE DRIVE, SUITE K OWINGS MILLS, MD 21117; 410-317-0115</td>
<td>$50,000.00</td>
<td>WBE/DBE Maryland</td>
</tr>
<tr>
<td>CEBIDEY HOUSE CONSTRUCTION, LLC</td>
<td>9561 OLD INDIAN ROCK RD, HAMPTON, VA 23666; 757-874-2083</td>
<td>$7,000.00</td>
<td>WBE/DBE Virginia</td>
</tr>
</tbody>
</table>

1 A DBE is a Disadvantaged, Minority, or Women Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.206 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.
I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 48 CFR Part 33 Section 33.302(c).

[Signature]

Title: President

Date: 9/24/18

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency’s need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460, include the OMB control number in any correspondence. Do not send the completed form to this address.
<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Open cost</td>
<td></td>
<td>$7,111,000.00</td>
</tr>
</tbody>
</table>

D&BE Certified by: [ ] D&B  [ ] SBA  
[ ] Other: [ ] MBE  [ ] WOS  [ ] VOS  [ ] Asian

[ ] D&BE is defined as a company that is a Diverse and Business Enterprise, as defined and certified by the U.S. Department of Transportation, Federal Highway Administration, as outlined in 49 CFR 26.5. A Diverse and Business Enterprise is a business that is a small business concern, as defined and certified by the SBA, or an Indian tribe certified by the SBA, or a business concern that otherwise meets the definition of a Diverse and Business Enterprise.

Exhibit 2, Page 49
The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including the use of automated collection techniques to the Office of Collection Strategies Division, U.S. Environmental Protection Agency (2222T), 1200 Pennsylvania Ave., NW, Washington, DC 20460. Include the OMB control number in any correspondence. Initial and any amended forms at the above address.
Maryland Department of Transportation

Office of Minority Business Enterprise

Maryland's Official Certification Agency

The MDOT Directory of Certified MBE, DBE, SBE and ACUBE Firms

<p>| Firm Name: | DACO CONSTRUCTION CORPORATION |
| NAICS - Product and Service Description: | 237110 - MBE/DBE/SBE - WATER AND SEWER LINE AND RELATED STRUCTURES CONSTRUCTION SPECIFICALLY: UTILITY LINE, STORM WATER MANHOLE INLETS, METER VAULTS, AND STORM DRAINS |
| Minority Status - Cert #: Date: | HISPANIC AMERICAN 08-120 3/20/2006 |
| Address: | P O BOX 425 HANOVER, MD 21076 |
| ANNE ARUNDEL COUNTY |
| Contact: | OLIVIO LOPES |
| Phone - Fax - Email - Website: | (+) 410-760-9363 (F) 410-760-9383 <a href="mailto:DACO@DACOCONSTRUCTION.COM">DACO@DACOCONSTRUCTION.COM</a> (no website listed) |
| References: | NO REFERENCE DATA ON RECORD |</p>
<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Description of Work Submitted to the Prime Contractor</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Empire Landscape, Inc.</td>
<td>Sanitary Contract 440</td>
<td>Landscape</td>
<td>$420,000.00</td>
</tr>
</tbody>
</table>

Note: This exhibit is part of the OMB Uniform Guidance for Federal Agencies on Subcontractor Performance Evaluation. The form is used to evaluate the performance of subcontractors on federal contracts. The form includes sections for subcontracts, performance evaluation, and contract compliance. The form is designed to ensure that subcontractors meet the standards and requirements set forth by the Federal Government.
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontract Performance Form

I, the undersigned, certify that the foregoing statements are true and correct. By signing this form, I agree to a commitment to utilize the subcontractor's services. I also agree to the requirement that if the subcontractor fails to satisfy the requirement set forth in 49 CFR Part 23, Section 3.130.7(a).

Prime Contractor Signature: Rolando Acosta
Position: President
Date: 9/4/18

Subcontractor Signature: Lynnette Saftid
Title: Managing Owner
Date: 9/4/18

The public reporting and associated burden for this collection of information is estimated to average 5.50 hours per response. Send comments on the agency's need for this information, the accuracy of the provided burden estimate, and suggestions for minimizing respondent burden, including through the use of information technology, to the Office of Information and Regulatory Affairs, U.S. Environmental Protection Agency (EPA), 200 Post Road, Mail Stop 246, Washington, D.C. 20460. Include the words control number on any correspondence.

EPA Form 1220 a 01 Subcontractor Performance Form

Exhibit 2, Page 53
Office of Minority Business Enterprise

Empire Landscape, LLC

Minority Status - Card # - Date:
FEMALE
08-351
7/21/2008

Address:
16717 New Hampshire Avenue
Silver Spring, MD 20906
Montgomery County

Contact:
Lynnette Scaffi

Phone - Fax - Email - Website:
(P) 301-775-6551
(F) 866-611-4481
LSCAFFII@EMPIRELANDSCAPELLC.COM
WWW.EMPIRELANDSCAPELLC.COM

References:

Eawright Homes, LLC
7500 Old Georgetown Road, Suite 725
Bethesda, MD 20814
Steven Eawright
301-657-7101

HMF Paving
1555 Tilco Drive
Frederick, MD 21704
Mike Strubie
901-607-1100

Disen and John
101 Log Canoe Circle, Suite J
Stevensonville, MD 21656
Ray McMaster
410-604-1809

Exhibit 2, Page 54
Exhibit 2, Page 55
I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.106 (c)

Prime Contractor Signature
Rolando Acosta
President

Subcontractor Signature
Joseph G. Cruz
Title

Print Name
Rolando Acosta
Date 9.10.08

Print Name
Joseph G. Cruz
Date 9.10.08

The public reporting and recordkeeping burden for the collection of information is estimated to average three (3) hours per response. Send comments to the agency's need for this information, the accuracy of the proposed burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the: Office of Information and Regulatory Affairs, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Please send the completed form by facsimile

Exhibit 2, Page 56
Firm Name: TFE RESOURCES, LTD.
Minority Status - Cert # - Date: FEMALE 08-382 7/16/2008
Address: 1250 BETHLEHEM PIKE HATFIELD, PA 19440
Contact: GAIL COHEN
Phone - Fax - Email - Website: (no phone listed)
(F) 410-630-8335 GCohen@TFERESOURCES.COM
WWW.TFERESOURCES.COM
References: NO REFERENCE DATA ON RECORD

Frequently Asked Questions

<table>
<thead>
<tr>
<th>NAICS - Product and Service Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>632490 - MBE/DBE/SBE - OTHER COMMERCIAL AND INDUSTRIAL MACHINERY AND EQUIPMENT RENTAL AND LEASING SPECIFICALLY: LEASING OF EQUIPMENT USED FOR FLOW MONITORING SERVICES</td>
</tr>
<tr>
<td>541610 - MBE/DBE/SBE - ENVIRONMENTAL CONSULTING SERVICES SPECIFICALLY: EDUCATIONAL TRAINING AND CONSULTING SERVICES RELATING TO FLOW MEASUREMENT SERVICES AND CRITICAL ISSUES SURROUNDING THE MANAGEMENT OF SEWERS AND WATER</td>
</tr>
<tr>
<td>541990 - MBE/DBE/SBE - ALL OTHER PROFESSIONAL, SCIENTIFIC, AND TECHNICAL SERVICES (SPECIFICALLY: PIPELINE INSPECTION (I.E., VISUAL) SERVICES)</td>
</tr>
<tr>
<td>562998 - MBE/DBE/SBE - ALL OTHER MISCELLANEOUS WASTE MANAGEMENT SERVICES (SPECIFICALLY: SEWER CLEANING AND RODDING SERVICES; SEWER CLEANOUT SERVICES)</td>
</tr>
</tbody>
</table>

Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

This form is intended to capture the DBE subcontractor’s description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors' bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Atlantic Traffic Safety, Inc</td>
<td>Hydraulic Imp to High Level Sewershed Collection</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Bid/Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td>SC 940</td>
<td></td>
<td>Angela Gould</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Address</th>
<th>Email Address</th>
<th>Prime Contractor Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>4903 Quail Run Lane Ocean City, MD 21842</td>
<td><a href="mailto:a.j.m@outlook.com">a.j.m@outlook.com</a></td>
<td>Northeast RemSCO Construction, Inc.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Maintenance of Traffic</td>
<td>$450,000.00</td>
</tr>
</tbody>
</table>

DDB Certified By: [ ] DOT [ ] DBE

<table>
<thead>
<tr>
<th>Other DDB Certification</th>
<th>Meets/Exceeds EPA Certification Standards?</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>[ ] YES [ ] NO [ ] Unknown</td>
</tr>
</tbody>
</table>

1. DBE is a Disadvantaged, minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

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I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 31 Section 31.102(c).

<table>
<thead>
<tr>
<th>Prime Contractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rolando Acosta</td>
<td>Rolando E. Acosta</td>
</tr>
<tr>
<td>President</td>
<td>Date</td>
</tr>
<tr>
<td></td>
<td>8-27-18</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subcontractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Angela Gould</td>
<td></td>
</tr>
<tr>
<td>President</td>
<td>Date</td>
</tr>
<tr>
<td></td>
<td>8/27/18</td>
</tr>
</tbody>
</table>

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the agency's need for this information, the accuracy of the provided burden estimates and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2322T), 1200 Pennsylvania Ave., NW, Washington, DC 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.
<table>
<thead>
<tr>
<th>Firm Name:</th>
<th>ATLANTIC TRAFFIC SAFETY, INC.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minority Status - Cert# - Date:</td>
<td>FEMALE 09-553 9/2/2009</td>
</tr>
<tr>
<td>Address:</td>
<td>9903 QUAIL RUN LANE OCEAN CITY, MD 21842 WORCESTER COUNTY</td>
</tr>
<tr>
<td>Contact:</td>
<td>ANGELA GOULD</td>
</tr>
<tr>
<td>Phone - Fax - Email - Website:</td>
<td>(P) 443-783-3088 (F) 443-664-6025 <a href="mailto:ATLANTICTRAFFICSAFETY@LIVE.COM">ATLANTICTRAFFICSAFETY@LIVE.COM</a> <a href="http://WWW.ATLANTICTRAFFICSAFETY.COM">WWW.ATLANTICTRAFFICSAFETY.COM</a></td>
</tr>
</tbody>
</table>

**Frequently Asked Questions**

**NAICS - Product and Service Description**

<table>
<thead>
<tr>
<th>NAICS Code</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>339950</td>
<td>MBE/DBE/SBE - SIGN MANUFACTURING (SPECIFICALLY: DESIGN AND MANUFACTURING OF TEMPORARY AND PERMANENT CONSTRUCTION AND ROAD SIGNS)</td>
</tr>
<tr>
<td>532490</td>
<td>MBE/DBE/SBE - OTHER COMMERCIAL AND INDUSTRIAL MACHINERY AND EQUIPMENT RENTAL AND LEASING (SPECIFICALLY: RENTAL OF SIGN BOARDS, PROTECTION VEHICLES, ARROW BOARDS, TRAFFIC CONES, BARRELS)</td>
</tr>
<tr>
<td>561990</td>
<td>MBE/DBE/SBE - ALL OTHER SUPPORT SERVICES (SPECIFICALLY: MAINTENANCE OF TRAFFIC, TRAFFIC SAFETY, FLAGGING CREW, PROTECTION VEHICLES, RENTAL OF TRAFFIC CONES, DRUMS, ARROW PANELS)</td>
</tr>
</tbody>
</table>

References:

NO REFERENCE DATA ON RECORD

Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

This form is intended to explain the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractor's bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Bid/Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fullway Construction Company LLC</td>
<td>SC 940-Hydraulic Improvements to the High Level Sewerage Collection System</td>
<td>2630 Hefer Street, Baltimore, MD 21233</td>
<td></td>
<td>Karen Tisciaie</td>
</tr>
<tr>
<td></td>
<td></td>
<td>410-225-9994</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Prime Contractor Name: Northeast Remesco Construction Inc

Address: 2630 Hefer Street, Baltimore, MD 21233

Telephone No.: 410-225-9994

Email Address: karen@fullwayconstruction.com

Contract Item Number: Description of Work Submitted to the Prime Contractor: Price of Work Submitted to the Prime Contractor

- Asphalt Milling & Paving, Trussing/Hauling: $19,295.00

DBE Certified By:
- DOT
- SBA

Meets/exceeds EPA certification standards? Y (Y) N (N)

Notes:

1. A DBE is a Disadvantaged, Minority, Woman Business Enterprise that has been certified by an entity from which EPA accepts certification as described in 40 CFR 33.304-33.305 (certified by EPA). EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2. Subcontractor is defined as a company, firm, and/or individual who enters into an agreement with a contractor to provide services or products as an EPA award of financial assistance.

EPA FORM 186-1 (DBE Subcontractor Performance Form)
The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency’s need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques, to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.
<table>
<thead>
<tr>
<th>Firm Name:</th>
<th>FALLSWAY CONSTRUCTION CO., LLC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minority Status - Cert # - Date:</td>
<td>AFRICAN AMERICAN / FEMALE 03-023 1/23/2003</td>
</tr>
<tr>
<td>Address:</td>
<td>2630 HAFER STREET</td>
</tr>
<tr>
<td></td>
<td>BALTIMORE, MD 21223</td>
</tr>
<tr>
<td></td>
<td>BALTIMORE CITY COUNTY</td>
</tr>
<tr>
<td>Contact:</td>
<td>KAREN TISDALE</td>
</tr>
<tr>
<td>Phone - Fax - Email - Website:</td>
<td>(P) 410-225-9994</td>
</tr>
<tr>
<td></td>
<td>(F) 410-225-3782</td>
</tr>
<tr>
<td></td>
<td><a href="mailto:INFO@FALLSWAYCONSTRUCTION.COM">INFO@FALLSWAYCONSTRUCTION.COM</a></td>
</tr>
<tr>
<td></td>
<td><a href="http://WWW.FALLSWAYCONSTRUCTION.COM">WWW.FALLSWAYCONSTRUCTION.COM</a></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Firm Detail:</th>
<th>NAICS - Product and Service Description</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>236220 - MBE/DBE/SBE - COMMERCIAL AND INSTITUTIONAL BUILDING CONSTRUCTION (SPECIFICALLY: CONSTRUCTION MANAGEMENT)</td>
</tr>
<tr>
<td></td>
<td>237110 - MBE/DBE/SBE - WATER AND SEWER LINE AND RELATED STRUCTURES CONSTRUCTION (SPECIFICALLY: SITE UTILITIES - SANITARY SEWER, DOMESTIC WATER, AND STORM DRAINAGE)</td>
</tr>
<tr>
<td></td>
<td>237310 - MBE/DBE/SBE - HIGHWAY, STREET, AND BRIDGE CONSTRUCTION (SPECIFICALLY: HIGHWAY AND ROAD MILLING GRINDING SERVICES)</td>
</tr>
<tr>
<td></td>
<td>238910 - MBE/DBE/SBE - SITE PREPARATION CONTRACTORS (SPECIFICALLY: EXCAVATION, EARTHMOVING, OR LAND CLEARING CONTRACTORS, DEMOLITION CONTRACTOR)</td>
</tr>
<tr>
<td></td>
<td>238990 - MBE/DBE/SBE - ALL OTHER SPECIALTY TRADE CONTRACTORS (SPECIFICALLY: ASPHALT AND CONCRETE PAVING, CURBS, GUTTERS AND SIDEWALK)</td>
</tr>
<tr>
<td></td>
<td>484110 - MBE/DBE/SBE - GENERAL FREIGHT TRUCKING, LOCAL (SPECIFICALLY: HAULING AND DISPOSAL BY DUMP TRUCK)</td>
</tr>
</tbody>
</table>

References: NO REFERENCE DATA ON RECORD

LOGIN to MDOT's Annual Review Document Portal

what is this?


Exhibit 2, Page 63

9/10/2018
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

One form must be submitted for each subcontractor's description of work to be performed and the price of the work to be rendered to the prime contractor. An EPA Financial Assistance Agreement Recipient must require a prime contractor to submit DBE subcontractor forms on this form and include all required forms in the prime contractor's bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td>RK COMMERCIAL PHOTOGRAPHERS LTD D'BA BENNSTEIN ASSOCIATES</td>
<td>Hydraulic Imp to High Level Sewershed Collection</td>
<td></td>
<td>Alan Kazin</td>
</tr>
<tr>
<td>Address</td>
<td>828 SOUTH BROADWAY YARKTON NY 10591</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Telephone No.</td>
<td>914-674-9100</td>
<td>Email Address</td>
<td><a href="mailto:info@bennstainassociates.com">info@bennstainassociates.com</a></td>
</tr>
<tr>
<td>Prime Contractor Name</td>
<td>Northwest Repairs Construction, Inc.</td>
<td>Issuing/Funding Entity:</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Photography</td>
<td>$10,000.00</td>
</tr>
</tbody>
</table>

*FRF Certified By:*

- [ ] Yes
- [x] No
- [ ] Unknown

- [ ] Exceeds EPA certification standards
- [ ] Does not exceed EPA certification standards

Exhibit 2, Page 64
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

[Signature]
Prime Contractor Signature
Rolando Acosta
Title
President
Print Name
Rolando E. Acosta
Date
8/10/18

[Signature]
Subcontractor Signature
Laurie Donald
Title
President
Print Name
Laurie Donald
Date
8/10/18

The public reporting and recordkeeping burden for the collection of information is estimated to average three (3) hours per response. Send comments to the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques, to the Director, Collection Strategy Division, U.S. Environmental Protection Agency (2227). 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)
Complete Firm Profile

**Firm Name:**
POK COMMERCIAL PHOTOGRAPHERS LTD
DBA BERNSTEIN ASSOCIATES

**Minority Status - Cert # - Date:**
FEMALE
14-645
12/11/2014

**Address:**
826 SOUTH BROADWAY
TARRYTOWN, NY 10591

**Contact:**
ALAN KAZIN

**Phone - Fax - Email - Website:**
(P) 914-674-9100
(F) 914-835-6161
ALAN@BERNSTEINASSOCIATES.COM
WWW.BERNSTEINASSOCIATES.COM

**References:**
NO REFERENCE DATA ON RECORD

---

**Firm Detail NAICS - Product and Service Description**

<table>
<thead>
<tr>
<th>NAICS - Product and Service Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>541922 - DBE/SBE-ONLY - COMMERCIAL PHOTOGRAPHY</td>
</tr>
</tbody>
</table>

**LOGIN to MDOT’s Annual Review Document Portal**

Exhibit 2, Page 66
9/10/2018
This form is intended to capture the prime subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. This is not a EPA Financial Assistance Agreement. It is required that the prime contractor submit, with the prime subcontractor's price, the completed form and all supporting forms to the prime contractor bid or proposal package.

**Subcontractor Name:** THE VANN ORGANIZATION, INC.

**Project Name:** Hydraulic Imp to High Level Sewershed Collection

**Bid/Proposal No.:** SC 940

**Address:**
11 SAYE AVENUE, CHERRY HILL, NJ 08002

**Telephone No.:** 856/436-4440

**Prime Contractor Name:** Northeast Rema Construction, Inc.

**Price of Work Submitted to the Prime Contractor:** $25,000.00

---

**Contract Item Number**

**Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies**

**Price of Work Submitted to the Prime Contractor**

---

*Exhibit 2, Page 67*
I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractor above. I am aware of the need for a replacement of subcontractor. I agree to use the replacement requirements set forth in 40 CFR Part 12 Section 13.302 (c).

Prime Contractor Signature: 
Rolando Acosta  
Title: President  
Date: 9/10/19

Subcontractor Signature: 
GREGORY A. VARIN  
Title: President  
Date: 9/10/19

The purpose of the sänt, reporting, and retaining records for the collection of information is estimated to average three (3) hours per response. Persons seeking to modify the information, the accuracy of the principal burden, and any suggested method for minimizing respondent burden, including through the use of automated collection techniques to the Director, Office of Information Resources Management, U.S. Environmental Protection Agency (222-26), 401 M Street, S.W., Washington, D.C. 20460, within the table content notice in any correspondence. Do not send the completed form or any replies.
VANN ORGANIZATION INC., THE

AFRICAN AMERICAN
97-021
1/22/1997

11 SAYER AVENUE
CHERRY HILL, NJ 08002

GREGORY A. VANN

(856) 486-4440
(856) 486-1301
MELLO@VANNORG.COM

GARDINER & GARDINER
2124 PREST BRIDGE ROAD
CROFTON, MD 21114
JIM GARDINER
410-793-3922

DON TODD ASSOC., INC.
CHERRY TREE CORP. CNTR. - 535 RTE 38 EAST,
STE 510
CHERRY HILL, NJ 08002
TED CHANDLER
856-663-2532

DRISCOLL CONSTRUCTION, INC.
838 N. BETHLEHEM PIKE
SPRING HOUSE, PA 19477
HANK GARFIELD
215-828-4600
This form is intended to capture the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have all DBE subcontractors complete this form and include all completed forms in the prime contractor's bid or proposal package.

**Subcontractor Name: New England Environmental, Inc.**  
**Project Name:** Hydraulic Imp Turb to High Level Sewershed Collection

<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Portable Toilet Rental Service, Septic Tank Pumping</td>
<td>$850.00 <strong>(DISCOUNTED)</strong></td>
</tr>
</tbody>
</table>

---

1. DBE is a Disadvantaged, minority, or Women Business Enterprise that has been certified by an entity from which EPA accepts certifications, as described in 40 CFR 33.200 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.302.

2. Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

---

EPA Form 6180-9 (DBE Subcontractor Performance Form)

Exhibit 2, Page 70
Certify under penalty of perjury that the following statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 35 Section 35.302 (c).

<table>
<thead>
<tr>
<th>Prime Contractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rolando E. Acosta</td>
<td></td>
</tr>
<tr>
<td>President</td>
<td></td>
</tr>
<tr>
<td>Date</td>
<td>1-10-19</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subcontractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kaelin L. Calma</td>
<td>Keithy Palmer</td>
</tr>
<tr>
<td>President</td>
<td></td>
</tr>
<tr>
<td>Date</td>
<td>1-10-19</td>
</tr>
</tbody>
</table>

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques, to the Population, Collection Strategies Division, U.S. Environmental Protection Agency (2820T), 400 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number on any correspondence. Do not send the completed form to this address.

EPA Form 4500-1 (DBE Subcontractor Performance Form)

Exhibit 2, Page 71
**Firm Name:** JEM ENTERPRISES, INC.
T/A GLOBE SANITATION

**Minority Status - Cart # - Date:**
FEMALE 03-273 6/18/2003

**Address:**
2882 FLORENCCE ROAD
WOODBINE, MD 21797
CARROLL COUNTY

**Contact:**
KATHY PALMER

**Phone - Fax - Email - Website:**
(P) 410-442-5516
(F) 410-442-8295
CPKAT28B2@VERIZON.NET

**References:**
BELLO MACHINE
P.O. BOX 879
PASADENA, MD 21123
WAYNE HEPTING
410-255-3805

GIBSON ISLAND CORPORATION
P.O. BOX 800
GIBSON ISLAND, MD 21056
DENVER SANNER
410-255-7632

MARYLAND AVIATION ADMINISTRATION
P.O. BOX 8795
BWI AIRPORT, MD 21240
JAMES POPPINGA
410-659-7025

**Frequently Asked Questions**

**Login to MDOT's Annual Review Document Portal**

**what is this?**

**Disadvantaged Business Enterprise (DBE) Program**  
**DBE Subcontractor Performance Form**

The forms required to complete the DBE subcontractor description of work to be performed and the project the work will be part of the prime contractor. An EPA Financial Assistance Agreement requires that the subcontractor complete this form and submit it to the prime contractor in the prime contractor's preferred format.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td>JJ Adams Fuel Oil Co., LLC</td>
<td>Hydraulic Imp to High Level Sewershed Collection</td>
<td>Diesel Fuel</td>
<td></td>
<td>$582,895.00</td>
</tr>
</tbody>
</table>

**EPA Incentives for contractors**

This page contains a series of tables and forms that are required to complete the DBE subcontractor description of work to be performed and the project the work will be part of the prime contractor. The EPA Financial Assistance Agreement requires that the subcontractor complete this form and submit it to the prime contractor in the prime contractor's preferred format.

**Exhibit 2, Page 73**
Disadvantaged Business Enterprise (DBE) Program

DBF Subcontractor Performance Form

I, the undersigned, certify that the foregoing statements are true and correct. Signing this form does not signify an agreement to violate the certification. I am aware that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements, as set forth in 49 CFR Part 32 Section 32.302(c).

Prime Contractor Signature
Rolando E. Acosta
Title
President
Print Name
Rolando E. Acosta
Date
8-31-18

Subcontractor Signature
Kenneth Adams
Title
Managing Member
Print Name
Kenneth Adams
Date
August 31, 2018

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the agency's burden for information to the agency's Program Information Reporting Division, U.S. Environmental Protection Agency (EPA), 1200 Pennsylvania Ave., NW, Washington, DC 20460, and include theOMB control number on any correspondence. Do not send the completed form to the address above.
### Firm Profile: JJ Adams Fuel Oil Company, LLC

#### Firm Name:
JJ Adams Fuel Oil Company, LLC

#### NAICS - Product and Service Description:
444310 - MBE/DBE/SBE - FUEL DEALERS
(SPECIFICALLY: FUEL OIL (E.G., HEATING) DEALERS, DIRECT SELLING & FUEL OIL DELIVERY SERVICE INCLUDING SERVICING AND FUELING OF CONSTRUCTION EQUIPMENT)

#### Minority Status - Cert # - Date:
AFRICAN AMERICAN
09-265
5/19/2009

#### Address:
2113 West Lafayette Avenue
Baltimore, MD 21217
Baltimore County

#### Contact:
Jethro Adams

#### Phone - Fax - Email - Website:
(P) 410-922-2600
(F) 410-566-1397
JJAdamsFuel@verizon.net
WWW.JJAdamsFuel.com

#### References:
- HOUSING AUTHORITY OF BALTIMORE CITY
  417 E. FAYETTE STREET
  BALTIMORE, MD 21202
  MR. JOHN AIREY
  410-396-3261
- CARP SECA CORPORATION
  602 Wyman Park Drive
  BALTIMORE, MD 21211
  STEVE LEOS
  410-366-3704
- MASCO CONTRACTORS, INC.
  44250 North Point Blvd
  Sparrows Point, MD 21219
  LAURA MASCO
  410-293-5000
This form is intended to capture the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractor's bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Description of Work Submitted to the Prime Contractor</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td>R&amp;R Contracting Utilities, Inc.</td>
<td>Hydraulics Improvements To The High Level Sewer Collection</td>
<td>Stework &amp; Utilities</td>
<td>$3,975,000.00</td>
</tr>
</tbody>
</table>

DBE Certified By:  
- [ ] DOT  
- [ ] SBA  
- [ ] Other:  
- [ ] DOT 82-412

Meets/exceeds EPA certification standards?  
- [ ] YES  
- [ ] NO  
- [ ] Unknown

1. DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.102.

2. Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.
I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractor above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.502 (c).

Jennifer DiPistro
President

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2022 F) U.S. Environmental Protection Agency (2022 F), 1301 Constitution Avenue, N.W., Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.
Office of Minority Business Enterprise
MARYLAND DEPARTMENT OF TRANSPORTATION

in MDT Directory of Certified MBE, DBE, SBE and ACOBE Firms

Complete Firm Profile

Firm Name:
R & R CONTRACTING UTILITIES, INC.

Minority Status - Code & Date:
FEMALE 02-412 9/13/2002

Address:
16604 NORBECK FARM DRIVE
OLNEY, MD 20832
MONTGOMERY COUNTY

Contact:
JENNIFER DIPIETRO

Phone - Fax - Email - Website:
(P) 301-774-1691
(F) 301-774-1692
Email: jenni.dipietro@rarc.org
(no website listed)

References:

No Reference Data on Record
**Disadvantaged Business Enterprise (DBE) Program**

**DBE Subcontractor Performance Form**

This form is intended to capture the DBE\(^1\) subcontractor’s\(^2\) description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>East Bay Construction &amp; Services 1, LLC</td>
<td>Hydraulic Imp to High Level Sewershed Collection</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Bid/Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
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</thead>
<tbody>
<tr>
<td>SC 940</td>
<td></td>
<td>Brian Harris</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Address</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>9103 Woodmore Centre Dr #404 Lanham, Md. 20706</td>
<td><a href="mailto:scoates@calleastbay.com">scoates@calleastbay.com</a></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Prime Contractor Name</th>
<th>Telephone No.</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northeast Remsco Construction, Inc.</td>
<td>443-244-0449</td>
<td><a href="mailto:scoates@calleastbay.com">scoates@calleastbay.com</a></td>
</tr>
</tbody>
</table>

**Contract Item Number**

<table>
<thead>
<tr>
<th>Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Saw Cutting</td>
<td>$52,000.00</td>
</tr>
</tbody>
</table>

**DBE Certified By:**

- [ ] DOT
- [ ] SBA
- [x] Other: MDOT MBE, Baltimore SLBE

**Meets/exceeds EPA certification standards?**

- [ ] YES
- [ ] NO
- [ ] Unknown

---

\(^1\) A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

\(^2\) Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

**EPA FORM 6100-3 (DBE Subcontractor Performance Form)**
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

Identify under penalty of perjury, that the foregoing statements are true and correct. Signature does not signify a recommendation or utilization of the information contained. I, am aware of 40 CFR Part 60 Subpart C, and I will adhere to the requirements of 40 CFR Part 60 in good faith.

<table>
<thead>
<tr>
<th>Prime Contractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rolando E. Acosta</td>
<td>Rolando E. Acosta</td>
</tr>
<tr>
<td>Title</td>
<td>President</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Date</td>
</tr>
<tr>
<td></td>
<td>9.10.18</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subcontractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stephen Coates</td>
<td>Stephen Coates</td>
</tr>
<tr>
<td>Title</td>
<td>Operations Manager</td>
</tr>
<tr>
<td></td>
<td>September 10, 2018</td>
</tr>
</tbody>
</table>

The public reporting and recordkeeping required for this collection of information is estimated to average 1 hour per response. Send comments to the agency listed in the Agency Note for this information. The accuracy of the presentation is estimated, and any suggested methods for reducing respondent burden, including the use of electronic collection techniques; to the Director, Collection Management Division, U.S. Environmental Protection Agency (8220.04), 1200 Pennsylvania Ave., NW, Washington, DC 20460. Include the DBB control number in your correspondence. Use legal size paper printed in black ink.
<table>
<thead>
<tr>
<th>Firm Name:</th>
<th>EAST BAY CONSTRUCTION &amp; SERVICES LLC, EAST BAY CONSTRUCTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minority Status - Cert # - Date:</td>
<td>AFRICAN AMERICAN 17-331 7/13/2017</td>
</tr>
<tr>
<td>Address:</td>
<td>9103 WOODMORE CENTRE DR LANHAM, MD 20706 PRINCE GEORGE'S COUNTY</td>
</tr>
<tr>
<td>Contact:</td>
<td>STEPHEN COATES</td>
</tr>
<tr>
<td>Phone - Fax - Email - Website:</td>
<td>(P) 443-244-0449 (F) 301-638-7272 <a href="mailto:SCOATES@CALLEASTBAY.COM">SCOATES@CALLEASTBAY.COM</a> <a href="http://WWW.CALLEASTBAY.COM">WWW.CALLEASTBAY.COM</a></td>
</tr>
<tr>
<td>References:</td>
<td>NO REFERENCE DATA ON RECORD</td>
</tr>
</tbody>
</table>

**Frequently Asked Questions**

**NAICS - Product and Service Description**

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>237310</td>
<td>MBE/DBE/SBE - HIGHWAY, STREET, AND BRIDGE CONSTRUCTION (SPECIFICALLY: ASPHALT/CONCRETE PAVING [I.E., HIGHWAY, ROAD, STREET, PUBLIC SIDEWALK], CURBS AND STREET GUTTERS, PAINTING LINES, PAINTING TRAFFIC LINES OR PARKING LOTS, POTHOLE FILLING, RESURFACING)</td>
</tr>
<tr>
<td>238100</td>
<td>MBE/DBE/SBE - Poured Concrete Foundation and Structure Contractors (SPECIFICALLY: CONCRETE FINISHING, POURING, REPAIR)</td>
</tr>
<tr>
<td>238120</td>
<td>MBE/DBE/SBE - Structural Steel and Precast Concrete Contractors (SPECIFICALLY: CONCRETE REINFORCEMENT PLACEMENT, PLACING AND TYING REINFORCING ROD AT A CONSTRUCTION SITE, REINFORCING ROD, BAR, MESH AND CAGE INSTALLATION)</td>
</tr>
<tr>
<td>238990</td>
<td>MBE/DBE/SBE - All Other Specialty Trade Contractors (SPECIFICALLY: ASPHALTING, RESIDENTIAL AND COMMERCIAL DRIVeway AND PARKING AREA, CONCRETE PAVING, CONCRETE SAWING AND DRILLING [EXCEPT DEMOLITION], CURB AND GUTTER CONSTRUCTION)</td>
</tr>
</tbody>
</table>


Exhibit 2, Page 81

9/10/2018
Disadvantaged Business Enterprise (DBE) Program

DBE Subcontractor Performance Form

This form is intended to capture the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bryant Associates, Inc.</td>
<td>Hydraulic Imp to High Level Sewershed Coll Sys</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Bid/Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td>SC-940</td>
<td>unknown</td>
<td>Jeffrey C. Bryant, PE / CEO</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>8201 Corporate Drive, Suite 280, Landover, MD 20785</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Telephone No.</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>(301) 731-4808, x2372</td>
<td><a href="mailto:jcbryant@bryant-engrs.com">jcbryant@bryant-engrs.com</a></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Prime Contractor Name</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northeast Remsco Construction, Inc.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Surveying</td>
<td>$45,000.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>DBE Certified By:</th>
<th>Meets/ exceeds EPA certification standards?</th>
</tr>
</thead>
<tbody>
<tr>
<td>DOT</td>
<td>O YES</td>
</tr>
<tr>
<td>SBA</td>
<td>O NO</td>
</tr>
<tr>
<td>Other: MDOT</td>
<td>O Unknown</td>
</tr>
</tbody>
</table>

1 A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)
I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that. In the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

Prima Contractor Signature
Rolando Acosta
Title
President
Print Name
Rolando Acosta
Date
9/11/2018

Subcontractor Signature
Jeffrey C. Bryant, PE
Title
CEO
Print Name
Jeffrey C. Bryant, PE
Date
9/11/2018

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response, and comments on the Agency’s need for this information, the accuracy of the provided burden estimates, and any suggested methods for mitigating respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822-1), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to the address.
Complete Firm Profile

Firm Name:
BRYANT ASSOCIATES, INC.

Minority Status - Cert #: Date:
AFRICAN AMERICAN 82-000 1/4/1982

Address:
90 CANAL STREET, SUITE 301
BOSTON, MA 02114

Contact:
JEFFERY BRYANT

Phone / Fax / Email / Website:
(F) 617-248-0300
(F) 617-248-3212
JEFFERY@BRYANT-ENGRS.COM
WWW.BRYANT-ENGRS.COM

References:
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY
5000 OVERLOOK AVENUE, SW
WASHINGTON, DC 20032
DAVID MCCLAUGHLIN, P.E.
202-787-2401

BOSTON REDEVELOPMENT AUTHORITY
10 DRYDOCK AVENUE
BOSTON, MA 02210
WILLIAM BARBATO, P.E.
617-918-6212

MASSACHUSETTS PORT AUTHORITY
ONE HARBORSIDE DRIVE
EAST BOSTON, MA 02128
CARL SCIPLE, P.E.
617-973-5600

NAICS - Product and Service Description

236230 - MBE/DBE/819E - COMMERCIAL AND INSTITUTIONAL BUILDING CONSTRUCTION

237110 - MBE/DBE/819E - WATER AND SEWER LINE AND RELATED STRUCTURES CONSTRUCTION

237310 - MBE/DBE/819E - HIGHWAY, STREET, AND BRIDGE CONSTRUCTION

237390 - MBE/DBE/819E - OTHER HEAVY AND CIVIL ENGINEERING CONSTRUCTION (SPECIFICALLY: CONSTRUCTION MANAGEMENT SERVICES)

541330 - MBE/DBE/819E - ENGINEERING SERVICES (SPECIFICALLY: CONSULTING CIVIL ENGINEERS SPECIALIZING IN TRANSPORTATION, CIVIL, SITE, STRUCTURAL, TRAFFIC, AND MARINE ENGINEERING)

541370 - MBE/DBE/819E - SURVEYING AND MAPPING (EXCEPT GEOPHYSICAL) SERVICES

541990 - MBE/DBE/819E - ALL OTHER PROFESSIONAL, SCIENTIFIC, AND TECHNICAL SERVICES
This form is intended to capture the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractor complete this form and include all completed forms in the prime contractor's bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Bid/Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td>E.D. Ween Drilling &amp; Blasting, LLC</td>
<td>Hydraulic Imp to High Level Sewershed Collection 1</td>
<td>SC 940</td>
<td></td>
<td>Heather Havlik</td>
</tr>
</tbody>
</table>

Address: 112 Rayline Rd, Stewartsville, NJ 08886

Telephone No.: 908-454-1656

Email Address: heather.ween@wedwan.com

Prime Contractor Name: Northeast Remsco Construction, Inc.

<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>BLASTING V5</td>
<td>$1,50,000.00</td>
</tr>
</tbody>
</table>

DBE Certified By: [ ] DOT [ ] EPA [ ] Other: [ ]

Meets/exceeds EPA certification standards? [ ] YES [ ] NO [ ] Unknown

1 A DBE is a disadvantaged, minority, or woman business enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR Part 78. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 78.00.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.
i certify under penalty of perjury that the forgoing statements are true and correct. signing this form does not signify a commitment to utilize the subcontractors above. i am aware of that in the event of a replacement of a subcontractor, i will adhere to the replacement requirements set forth in 40 CFR Part 35 Section 13.302 (c).

<table>
<thead>
<tr>
<th>Prime Contractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rolando E. Acosta</td>
<td>Rolando E. Acosta</td>
</tr>
<tr>
<td>President</td>
<td></td>
</tr>
<tr>
<td>8-28-18</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subcontractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Heather Havlik</td>
<td>Heather Havlik</td>
</tr>
<tr>
<td>Managing Partner</td>
<td></td>
</tr>
<tr>
<td>8-28-18</td>
<td></td>
</tr>
</tbody>
</table>

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Office of Strategic Division, U.S. Environmental Protection Agency (2222T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.
This certificate acknowledges ED WEAN DRILLING AND BLASTING LLC is a WBE owned and controlled company, which has met the criteria established by N.J.A.C. 17:46.

This certification will remain in effect for three years. Annually the business must submit, not more than 60 days prior to the anniversary of the certification approval, an annual verification statement in which it shall attest that there is no change in the ownership, control or any other factor of the business affecting eligibility for certification as a minority or women-owned business.

If the business fails to submit the annual verification statement by the anniversary date, the certification will lapse and the business will be removed from the SAVI that lists certified minority and women-owned business. If the business seeks to be certified again, it will have to reapply and pay the $100 application fee. In this case, a new application must be submitted prior the expiration date of this certification.
<table>
<thead>
<tr>
<th>Firm Name:</th>
<th>FOUNDATION TEST GROUP, INC.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minority Status - Cert # - Date:</td>
<td>FEMALE 03-342 03/2003</td>
</tr>
<tr>
<td>Address:</td>
<td>11408 CRONRIDGE DRIVE, SUITE K, OWINGS MILLS, MD 21117</td>
</tr>
<tr>
<td>Contact:</td>
<td>DIANA L. GOODWIN</td>
</tr>
<tr>
<td>Phone - Fax - Email - Website:</td>
<td>(P) 410-517-0715 (F) 410-517-0716 <a href="mailto:info@foundationtestgroup.com">info@foundationtestgroup.com</a> (no website listed)</td>
</tr>
<tr>
<td>Reference:</td>
<td>BALTIMORE LUTHERAN SCHOOL 1145 CONCORDIA DRIVE TOWSON, MD 21286 RANDY GAST 410-825-2323</td>
</tr>
<tr>
<td></td>
<td>FROEHLING &amp; ROBERTSON 7798 WATERLOO ROAD JESSUP, MD 20794 ROBERT MASHEWSKE 443-733-1011</td>
</tr>
<tr>
<td></td>
<td>MCKINNEY DRILLING P.O. BOX 294 COLMAR, PA 18016-0294 MARTIN McDERMOTT 215-846-0398</td>
</tr>
</tbody>
</table>

**NAICS - Product and Service Description**

<table>
<thead>
<tr>
<th>NAICS - Product and Service Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>541690 - MINE/GEOLOGICAL ENGINEERING SERVICES SPECIFICALLY: SPECIFICALLY: GEOLOGICAL ENGINEERING SERVICES</td>
</tr>
<tr>
<td>541690 - MINE/GEOLOGICAL TESTING LABORATORIES SPECIFICALLY: INCLUDING FIELD TESTING, HYDROLOGICAL TESTING, NON-DESTRUCTIVE TESTING TECHNIQUES, AND CONSTRUCTION MATERIAL TESTING SERVICES LIMITED TO SAMPLE COLLECTION ONLY)</td>
</tr>
</tbody>
</table>
This form is intended to capture the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors bid or proposal package.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
<th>Description of Work Submitted to the Prime Contractor</th>
<th>Price of Work Submitted to the Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Century Fence Construction</td>
<td>Hydraulic Imp to High Level Sewershed Collection</td>
<td>FENCING</td>
<td>$7,000.00</td>
</tr>
</tbody>
</table>

DBE Certified By:  D  DOT  O SBA  O Other:  MDOT  98-169
Meets/ exceeds EPA certification standards?  ☑ YES  ☐ NO  ☐ Unknown

1 A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)
I certify under penalty of perjury that the foregoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

<table>
<thead>
<tr>
<th>Prime Contractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rolando E. Acosta</td>
<td>Rolando E. Acosta</td>
</tr>
<tr>
<td>Title</td>
<td>President</td>
</tr>
<tr>
<td>Date</td>
<td>9/12/18</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subcontractor Signature</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bridget Burns</td>
<td>Bridget Burns</td>
</tr>
<tr>
<td>Title</td>
<td>Managing Member</td>
</tr>
<tr>
<td>Date</td>
<td>9/12/18</td>
</tr>
</tbody>
</table>

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency’s need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2221T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

EPA Form 632-10-3 (DBE Subcontractor Performance Form)
<table>
<thead>
<tr>
<th>Firm Name:</th>
<th>CENTURY FENCE CONSTRUCTION LLC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minority Status - Card #: Date:</td>
<td>FEMALE 06-169 5/6/1988</td>
</tr>
<tr>
<td>Address:</td>
<td>9801 OLD MARLBORO PIKE UPPER MARLBORO, MD 20772 PRINCE GEORGE'S COUNTY</td>
</tr>
<tr>
<td>Contact:</td>
<td>BRIDGET R. BURNS</td>
</tr>
<tr>
<td>Phone - Fax - Email - Website:</td>
<td>(P) 301-599-2073 (F) 301-599-2077</td>
</tr>
<tr>
<td>Refer:</td>
<td></td>
</tr>
<tr>
<td>NAICS - Product and Service Description:</td>
<td></td>
</tr>
<tr>
<td>267510 - MMBE/SBE - HIGHWAY, STREET, AND BRIDGE CONSTRUCTION (SPECIFICALLY: GUARDRAIL CONSTRUCTION)</td>
<td></td>
</tr>
<tr>
<td>238990 - MMBE/SBE - ALL OTHER SPECIALTY TRADE CONTRACTORS (SPECIFICALLY: FENCE CONSTRUCTION, ALL KINDS; PLAYGROUND EQUIPMENT INSTALLATION)</td>
<td></td>
</tr>
<tr>
<td>433910 - MMBE/SBE - OTHER CONSTRUCTION MATERIAL, MERCHANT WHOLESALERS (SPECIFICALLY: FENCING MATERIALS, GUARD RAIL MATERIALS AND SITE AMENITIES)</td>
<td></td>
</tr>
<tr>
<td>423120 - MMBE/SBE - WHOLESALE TRADE AGENTS AND BROKERS</td>
<td></td>
</tr>
</tbody>
</table>

**No Reference Data on Record**
An EPA Financial Assistance Agreement Recipient must require its prime contractors to provide this form to its DBE subcontractors. This form gives a DBE subcontractor the opportunity to describe work received and/or report any concerns regarding the EPA-funded project (e.g., in areas such as termination by prime contractor, late payments, etc.). The DBE subcontractor can, as an option, complete and submit this form to the EPA DBE Coordinator at any time during the project period of performance.

<table>
<thead>
<tr>
<th>Subcontractor Name</th>
<th>Project Name</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Bid/Proposal No.</th>
<th>Assistance Agreement ID No. (if known)</th>
<th>Point of Contact</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Address</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Prime Contractor Name</th>
<th>Issuing/Funding Entity:</th>
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</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contract Item Number</th>
<th>Description of Work Received from the Prime Contractor Involving Construction, Services, Equipment or Supplies</th>
<th>Amount Received by Prime Contractor</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

1 A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.201.

2 Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.
Question/Comment No.17: Item 601, can specific quantities be provided for each curb type as pricing is based on size and quantity of specific curb types?

Answer 17: No quantity takeoffs were performed for each type as trench width and pit size/location can vary based on Contractors means and methods. This will affect curb impact and quantity of each type of curb.

Question/Comment No.18: Item 821-who is responsible for supplying the water meter, city./util auth/owner or contractor?

Answer 18: Contractor shall supply water meters. See revised specification.

Question/Comment No.19: Is it anticipated that police will be required for any portion of the MOT? If so can you please provide and hourly rate or allowance for uniformed traffic directors

Answer 19: Police are not anticipated for MOT.

Question/Comment No.20: Is there any anticipation of contaminated material? Can analytical be provided to verify contaminated material or lack thereof

Answer 20: No contaminated material is anticipated. No testing was performed for contaminated material.

Question/Comment No.21: It appears borings were not provided for the open cut portion of the work. Can borings be provided so we can investigate existing conditions and groundwater levels.

Answer 21: Bidding timeline will not allow for additional borings. Open cut portions primarily involve removing and replacing the existing pipe in the same trench.

Question/Comment No.22: Can a review of the specification be performed to ensure that each Bid Item has a respective measurement and payment description?

Answer 22: Items without measurement and Payment in the Contract Book are measured and paid per Standard Specifications. The Standard Specifications are defined in SP-1, Item 3.

Question/Comment No.23: Is it permissible to utilize 2nd tier MBE/WBE/DBE contractors?

Answer 23: The second tier sub is not counted at all. MBEs/WBEs are not allowed to subcontract more than 10% of their work. The MBE/WBE subcontract amount is already counted towards the prime’s goal.

Question/Comment No.24: Please confirm that the temporary bituminous concrete is to be included in the installation of pipe item(s)

Answer 24: Temporary bituminous concrete is incidental to pipeline installation.
November 2, 2018

VIA HAND DELIVERY

Board of Estimates
c/o Clerk to the Board
204 City Hall
100 N. Holliday Street
Baltimore, MD 21202

BID PROTEST SUPPLEMENT

Protestor: Spiniello Companies, Inc.
3500 East Biddle Street
Baltimore, MD 21213

Solicitation: City of Baltimore Department of Public Works
Sanitary Contract No. 940 for Hydraulic Improvements to the
High Level Sewershed Collection System

Proposed Awardee: Northeast Remsco Construction, Inc.

Dear Honorable President and Members of the Board of Estimates:

Spiniello Companies, Inc. (“Spiniello”), by and through its undersigned counsel, submits this supplement to its original Protest dated October 18, 2018 (“Original Protest”) regarding City of Baltimore Department of Public Works Sanitary Contract No. 940 (“SC940”). As set forth in its Original Protest, the Board should not award SC940 to Northeast Remsco Construction, Inc. (“Northeast Remsco”) or any bidder other than Spiniello, as Spiniello is the lowest price, responsive, and responsible bidder. Spiniello incorporates by reference, as if fully set forth herein, its Original Protest.

Aggrieved Party

Spiniello submitted a timely, responsive bid and is a responsible bidder for SC940, and thus has standing to protest as an aggrieved party any award of SC940 to Northeast Remsco or any bidder other than Spiniello.

Timely Protest and Supplement

Spiniello’s Original Protest and this supplemental protest are both timely filed with the Board of Estimates prior to contract award.
Supplemental Grounds of Protest

In addition to the various protest grounds raised in Spiniello’s Original Protest, further factual information has recently been discovered which raises the additional protest ground below.

Northeast Remsco Does Not Have a Sufficient Work Capacity Rating for the Award.

The City of Baltimore Rules for Qualification of Contractors, Performance Evaluations of Construction Contractors and Consultants and Procedures and Guidelines for Hearings Before the Office of Boards and Commissions Review Committee (“Rules”) prohibit awarding City contracts when the contract amount would exceed a bidder’s total assigned capacity rating. Those Rules provide in pertinent part:

A prime contractor shall not be awarded a contract if the total contract value (including all work classifications), when added to the contractor’s uncompleted backlog of work (both work-in progress and work yet to begin) at the time of award, including amounts sublet or to be sublet and considering that which is contracted or subcontracted for with the City and elsewhere, including the full amount of any joint venture, exceeds the contractor’s assigned capacity rating, except as provided for by Rule 7.0.

Rule 6.9 (emphasis added). The Rule 7.0 exception requires a project-specific Financial Performance Guarantee, but there is absolutely no indication that Northeast Remsco would qualify for this exception or could obtain the requisite Guarantee or has actually provided the City with such a Guarantee.

The City of Baltimore has set Northeast Remsco’s monetary work capacity (“assigned work capacity”) at $144,400,000.00, which, as set forth below in detail, has been exceeded. [See Ex. 1, City of Baltimore Contractor Detail for Northeast Remsco.] However, publicly-available information shows that, on October 24, 2018, the City of New York Department of Design and Construction closed bidding for a construction project for replacement of a combined sewer/water main on 70th Street (“NYC Project”). [See Ex. 2, NYC Project Bid Details.] Northeast Remsco is the low bidder for the NYC Project, with a bid of $101,122,896.00. Id.

Northeast Remsco’s corrected bid amount for SC940 is $44,299,811.00. Therefore, even assuming that Northeast Remsco has no other in-progress or imminent awarded projects (which is extremely unlikely), the award of SC940 to Northeast Remsco would bring the total of just the NYC Project and SC940 to $145,422,707.00 – or $1,022,707.00 over its City of Baltimore assigned work capacity limit.

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1 As explained in Spiniello’s Original Protest, Northeast Remsco miscalculated its bid line-item quantities by $3,599,711.00.
In fact, if SC940 is awarded to Northeast Remsco, it will be required to execute under oath a Prequalification Statement which lists and certifies all of the other projects for which it is a “low bidder, has been awarded (work not yet started), and/or has under construction.” [See Ex. 3, Sample Prequalification Statement.] Northeast Remsco would be required to disclose its bid amount for the NYC Project – and any other projects – when completing the Prequalification Statement. In doing so, it will not be able to certify that it is compliant with City regulations.

The award of SC940 to Northeast Remsco, when combined with the NYC Project, would exceed its assigned work capacity in violation of City regulations and, as such, the Board cannot award SC940 to Northeast Remsco.

**Ruling and Relief Requested**

Spiniello requests that the apparent lowest price bid of Northeast Remsco be found non-responsive and not eligible for award of Sanitary Contract No. 940. Spiniello further requests that the Board of Estimates award Sanitary Contract 940 to Spiniello as the lowest price, responsive, and responsible bidder.

Respectfully submitted,

[Signature]

Brian Cashmere, Esq.

cc: Robert K. Cox, Esq., Williams Mullen
    Spiniello Companies
EXHIBIT 1
Contractor Number: 3800
Company Name: Northeast Remsco Construction, Inc.
First Name: Rolando
Last Name: Acosta
Address: 1433 Route 34 South, BI
City, State, Zipcode: Farmingdale, NJ 07727
Money Limit: $144,400,000.00
Expiration Date: 12/7/19
Phone: 732-557-6100 x172
Email: jbuckman@northeastremisco.com
EXHIBIT 2
PROJECTS

Bid Stage  Bid Results

Project Details

Bid Due Date: 10/24/2018 11:00 AM  Cost Estimate: $101,374,735

Project Name: Replace Combined Sewer & Water Main in 70th St

Project #: SE-659/85020185E0023C

Location: between 54th St & Calamus Ave & other locations  QUEENS, NY  County: Queens

Owners:

City Of New York Dept Of Design & Construction (/company/details/34192) 30-30 Thompson Avenue, First Floor, LONG ISLAND CITY, NY 11101  (718) 391-2601

Description:

Quantities:

2100  SY  ASPHALT MACADAM PAVEMENT, 8' THICK
30023  SY  ASPHALTIC CONCRETE WEARING COURSE, 2" THICK
5473  TN  BINDER MIXTURE
1491  CY  CONCRETE BASE FOR PAVEMENT, VARIABLE THICKNESS FOR TRENCH RESTORATION, (HIGH-EARLY STRENGTH)
40  CY  HIGH-EARLY STRENGTH REINFORCED CONCRETE PAVEMENT (BUS STOP)

Bid Results:  Single Contract

Northeast Ramasco Construction, Inc. (/company/details/1974)  
1433 Highway 34 South FARMINGDALE, NJ  
(732) 557-6100  Fax: (732) 736-8904  Email (/company/contact/1974)  
$101,122,896

JCRCRUZ (/company/details/2650)  
675 Line Road MATAWAN, NJ  
(732) 290-0700  Fax: (732) 290-8960  Email (/company/contact/2650)  
$101,957,401

MLJ Contracting (/company/details/414795)  
17-20 Whitestone Expressway WHITESTONE, NY  
(718) 571-9557  Fax: (718) 357-4818  
$122,500,000

C.A.C. Industries, Inc. (/company/details/314)  
54-08 Vernon Blvd LONG ISLAND CITY, NY  
(718) 729-3600  Fax: (718) 752-0357  Email (/company/contact/314)  
$127,142,325

I'm Interested (/project/addinteresteduser/569546)

Interested

Durante Rentals, LLC (/company/details/19585)  
9 Locations Serving NY, NJ & CT, NY

Garden State Precast, Inc. (/company/details/4427)  
WALL, NJ

GC Warehouse LLC (/company/details/413241)  
MOUNT VERNON, NY

JESCO Inc.
(STATEMENT UNDER OATH)

This is to certify, in compliance with the regulations of the City of Baltimore, that __________________________.

Contractors were prequalified as of __________________________.

Certificate No. ________________, and as of this date, ____________________, are low bidders, have been awarded (work not yet started), and/or have under construction, the following projects:

(FOR THE CITY OF BALTIMORE)

<table>
<thead>
<tr>
<th>Contract No.</th>
<th>Total cost of project</th>
<th>Amount of Work Done</th>
<th>Amount to be Completed</th>
<th>Probable Date of Completion</th>
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(FOR FEDERAL, STATE, COUNTY AND OTHER CITY GOVERNMENTS)

(Prime or Subcontractors)

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<th>Total Cost of Project</th>
<th>Amount of Work Done</th>
<th>Amount to be Completed</th>
<th>Probable Date of Completion</th>
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</table>

(FOR PRIVATE CONCERNS)

(Prime or Subcontractor)

<table>
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<th>Contract No.</th>
<th>Total Cost of Project</th>
<th>Amount of Work Done</th>
<th>Amount to be Completed</th>
<th>Probable Date of Completion</th>
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Signature and Title of Person Signing

Sworn to before me this ______ day of __________________________, 20____________.

My Commission expires __________________________

Notary Public
February 12, 2019

VIA HAND DELIVERY

Board of Estimates
c/o Clerk to the Board
204 City Hall
100 N. Holliday Street
Baltimore, MD 21202

BID PROTEST SUPPLEMENT

Protestor: Spiniello Companies, Inc.
3500 East Biddle Street
Baltimore, MD 21213

Solicitation: City of Baltimore Department of Public Works’
Sanitary Contract No. 940 for Hydraulic Improvements to the
High Level Sewershed Collection System

Proposed Awardee: Northeast Remsco Construction, Inc.

Dear Honorable President and Members of the Board of Estimates:

Spiniello Companies, Inc. ("Spiniello"), by and through its undersigned counsel, submits
this second supplement to its original Protest dated October 18, 2018 ("Original Protest")
regarding City of Baltimore Department of Public Works Sanitary Contract No. 940 ("SC940").
A copy of the Original Protest is attached for the Board’s review and convenience. As established
in the Original Protest, the Northeast Remsco Construction, Inc.’s ("Northeast Remsco") bid
contains multiple errors and irregularities which establish that Northeast Remsco does not propose
to, and will not, meet the mandatory Women Business Enterprise ("WBE") and Minority Business
Enterprise ("MBE") participation requirements in the Invitation for Bid ("IFB"). Further, as
detailed in the Original Protest and outlined below, there are multiple material flaws in Northeast
Remsco’s Bid as it relates to the WBE/MBE requirements that clearly render Northeast Remsco’s
Bid non-responsive as a matter of law.

This Supplemental Protest is provided to ensure that at least one of the two entities
reviewing compliance – if not both the City of Baltimore ("the City") and the State of Maryland
("the State") – is reviewing Spiniello’s submittals to ensure that Northeast Remsco’s bid actually
meets the WBE/MBE requirements in the IFB for SC 940 prior to any recommendations of award
are made. Spiniello is certain that both the City and the State will agree with Spiniello that an
award to Northeast Remsco is unreasonable and unlawful in light of the many fatal flaws in its
MBE/WBE/DBE submissions. In this regard, as set forth in the Contract, at IB-10 STATE OF
MARYLAND FUNDING, the SC940 Project is a recipient of state funding or grants and therefore is required to comply with the state assigned DBE/MBE percentages and the requirements of the State of Maryland DBE/MBE programs. The State of Maryland requires that each proposal include the properly-completed State and Federal DBE Forms; full compliance with the IFB and State MBE/WBE/DBE Requirements can only be ascertained by review by the City (including the MBWOO Director) and/or the State (including the DBE Coordinator at the MWQFA).

Supplemental Grounds of Protest

As addressed more detail in the Original Protest, both the City and State have enacted laws, regulations, and policies relating to Disadvantaged Business Enterprises (“DBE”), including Women Business Enterprises, Minority Business Enterprises. These policies ensure that “maximum contracting opportunities [are] extended to certified minority enterprises,” and the State enforces this policy through the use of the MBE and WBE minimums. See COMAR Sec. 21.11.03.01. With respect to procurement, the State has also clarified that the failure to affirmatively meet the WBE and MBE minimum requirements, including the accurate completion and submission of required MBE Forms, renders a bid non-responsive. See COMAR Sec. 21.11.03.09(C)(5) (“The failure of a bidder to accurately complete and submit the MBE utilization affidavit and the MBE participation schedule shall result in a determination that the bid is not responsive.”) (Emphasis added.)

As explained in a recent decision of the Maryland State Board of Contract Appeals, a bidder’s failure to accurately complete and/or submit the required MBE/WBE/DBE Forms renders the bid non-responsive, as that failure goes to the heart of the determination that the bidder has complied or will comply with these requirements. See Chesapeake Turf, LLC, MSBCA Case No. 3051 (November 2017). Similarly, in December 2017 the Maryland State Board of Contract Appeals, citing to COMAR § 21.11.03.09(C) and Infosys Public Services, Inc., MSBCA No. 3003 (2017), re-stated that the law is “specific and clear” — where a bidder fails to accurately complete and submit the required MBE/WBE/DBE utilization affidavits and/or participation/performance forms, that bid is non-responsive and must be rejected as a matter of law. Kennedy Services, LLC, MSBCA Case No. 3064 at pp. 7-8. Moreover, the procuring agency has no discretion and must reject the non-responsive bid, as to do otherwise would be “unreasonable and unlawful.” Id.

The Original Protest, attached and incorporated herein, sets forth seven separate and distinct grounds of protest, each of which alone and independently violate the critical and material tenets of governing procurement law and principals and require the rejection of the Northeast Remsco Bid. Below are four clear failures that require the rejection of Northeast Remsco’s Bid.¹

¹ In addition to the below examples of Northeast Remsco’s failures to accurately complete and submit the MBE utilization affidavit and the MBE participation submissions the Original Bid details other fatal errors in the Bid, to include the fact that Northeast Remsco’s Bid failed to meet both the MBE and WBE goals set by the State. See Original Protest at pp. 6-7.
1. **Northeast Remsco's Bid Includes a Subcontractor, Ed Wean Drilling & Blasting, Which is Not Certified by Either the City or the Maryland Department of Transportation ("DOT"); Certification by One of Those is Required to Satisfy WBE Requirements on SC 940.**

   Northeast Remsco's bid lists as its second-largest WBE subcontractor, Ed Wean Drilling & Blasting ("Ed Wean"). Ed Wean is listed for $1,150,000.00 of the WBE work, but is not certified as a WBE by either the City or the State DOT. See Original Protest at pp. 4-6. Instead, Northeast Remsco's Bid evidences an impermissible attempt to rely upon Ed Wean's certification in the State of New Jersey to satisfy its WBE requirements. See Original Protest at pp. 4-6; Exhibit 2, pp. 45, 85. A review of Northeast Remsco's DBE Subcontractor Utilization Form and DBE Subcontractor Performance Forms shows a failure to comply with both the IFB and City/State requirements that, to count toward MBE/WBE/DBE requirements, a subcontractor must be certified by the City or by the State. Additionally, the lack of the required City/State WBE Certification and the supporting forms evidencing this certification also renders the Bid non-responsive because a WBE must have been certified for the specific NAICS code for the work to be performed. There is no support evidencing that this uncertified WBE has the correct NAICS code for the work intended.

2. **Northeast Remsco Did Not Include the EPA DBE Performance Form for its Subcontractor, Foundation Test Group.**

   The IFB mandates that the EPA Forms (specifically, the DBE Subcontractor Performance Form - EPA FORM 6100-3) be submitted for each DBE subcontractor. Northeast Remsco submitted EPA Forms for several DBE subcontractors but did not include one for Foundation Test Group. See Original Protest at p. 7. This clear omission of a material and mandatory form renders the bid non-responsive, on its face, per the terms and instructions of the IFB and governing law.

3. **Northeast Remsco Did Not Complete the DBE Good Faith Efforts Checklist, Which Demonstrates Further Noncompliance with the MBE/WBE Requirements.**

   The IFB requires submission of a completed MDE DBE Good Faith Efforts Checklist. Northeast Remsco failed to submit an accurate and complete Checklist and, as such, failed to provide the requisite notice to the Board as to whether its subcontractors are using any additional subcontractors. See Original Protest at pp. 7-8; Original Protest, Exhibit 2, p. 34.
In fact, Northeast Remsco actually re-wrote a portion of the form, and completed it as follows:

<table>
<thead>
<tr>
<th>C. Solicitation Summary of DBE Firms (Prime Contractor must fill EPA Form 6100-4)</th>
</tr>
</thead>
<tbody>
<tr>
<td>C1 Did you use the Bidders List to collect subcontractors?</td>
</tr>
<tr>
<td>C2 Did DBE firms bid as subcontractors (provide list, work type, &amp; price)?</td>
</tr>
<tr>
<td>C3 Did you select any DBE firms as subcontractors?</td>
</tr>
<tr>
<td>C4 Is the subcontractor using any additional subcontractors?</td>
</tr>
</tbody>
</table>


In its bid, Northeast Remsco also revised its WBE and MBE estimated dollar amounts on multiple MBE/WBE Forms, without the corresponding subcontractor initialing the change. Specifically, as detailed in the Original Protest, Northeast Remsco unilaterally increased the subcontractor estimated dollar amount as to subcontractor Bryant Associates. See Original Protest at pp. 8-9, Exhibit 2, p. 46. Northeast Remsco attempts to modify this MBE Subcontractor scope by unilaterally revising two required MBE/WBE/DBE Forms — the DBE Subcontractor Utilization Form and the DBE Subcontractor Performance Form. See Original Protest at pp. 8-9 and Exhibit 2, p. 46, p. 82.

A similar defect is found with respect to subcontractor Foundation Test Group; Northeast Remsco unilaterally decreased the estimated dollar amount on the DBE Subcontractor Utilization Form. See Original Protest at 9, and Exhibit 2, p. 47. This omission is especially egregious with respect to Foundation Test Group, because – and noted above – Northeast Remsco did not submit the required DBE Subcontractor Performance Form for Foundation Test Group, which would have listed the “Amount Received by Prime Contractor.”

**Conclusion**

As outlined above, it is well-established and settled law that the failure of a bidder to accurately complete and submit the required MBE/WBE/DBE documents, to include utilization affidavits and performance/participation schedules, renders a bid not responsive. Further, the law provides no discretion to the procuring agency in such circumstances; the non-compliant, non-responsive bid must be rejected. To do otherwise would be “an unreasonable and unlawful act” by the procuring agency. Here, as detailed in the Original Protest and summarized above, Northeast Remsco’s bid contained multiple material failures, errors, and omissions. As such, to award SC940 to Northeast Remsco in the face of such an egregiously non-compliant bid would be an affront to both the City of Baltimore and State of Maryland’s procurement systems, given the specific and clear guidance with respect to compliance with WBE and MBE programs.
Ruling and Relief Requested

Spiniello requests that the apparent lowest price bid of Northeast Remsco be found non-responsive and not eligible for award of Sanitary Contract No. 940. Spiniello further requests that the Board of Estimates award Sanitary Contract 940 to Spiniello as the lowest price, responsive, and responsible bidder.

Respectfully submitted,

[Signature]

Brian Cashmere, Esq.

Attachment – Original Protest w/ Encs.

cc: MWQFA, DBE Coordinator
    Scott Livingston, Esq., Rifkin, Weiner & Livingston
    Spiniello Companies
May 3, 2019

VIA HAND DELIVERY

Board of Estimates  
c/o Clerk to the Board  
204 City Hall  
100 N. Holliday Street  
Baltimore, MD 21202

BID PROTEST SUPPLEMENT  
(Third Supplement)

Protestor: Spiniello Companies, Inc.  
3500 East Biddle Street  
Baltimore, MD 21213

Solicitation: City of Baltimore Department of Public Works’  
Sanitary Contract No. 940 for Hydraulic Improvements to the  
High Level Sewershed Collection System

Proposed Awardee: Northeast Remsco Construction, Inc.

Dear Honorable President and Members of the Board of Estimates:

Spiniello Companies, Inc. (“Spiniello”), by and through its undersigned counsel, submits this Third Supplement to its original Bid Protest dated October 18, 2018 (“Original Protest”) regarding City of Baltimore Department of Public Works Sanitary Contract No. 940 (“SC940”). As detailed in the Original Protest and First and Second Supplements, there are multiple material flaws in the Bid of Northeast Remsco Construction, Inc. (“Northeast Remsco”) as it relates to the WBE/MBE requirements that render Northeast Remsco’s Bid non-responsive as a matter of law. Further, this Third Supplement sets forth in detail below that Northeast Remsco’s Bid, as submitted, blatantly deviates from the material terms of the Solicitation rendering it nonresponsive and requiring it be rejected.

The single protest ground raised by this Third Supplemental Protest is a straightforward threshold procurement question for the City of Baltimore’s Department of Public Works and Board of Estimates: Is Northeast Remsco’s Bid responsive to the requirements set forth in the IFB. As detailed below, the answer is NO. Northeast Remsco’s Bid includes and is priced upon performing rock excavation by “BLASTING,” however the use of “blasting” is specifically prohibited by the IFB. Northeast Remsco’s Bid, as submitted, blatantly ignores the clear
prohibition on “Blasting”, thereby deviating from a material term of the Solicitation (and is priced on this basis) and rendering Northeast Remsco’s Bid nonresponsive. Accordingly, separate and independent of Northeast Remsco’s various other failures, the application of well-settled law and public procurement principles to this blatant failure to conform to the requirements of the IFB requires the rejection of Northeast Remsco’s Bid in its entirety.

**Supplemental Grounds of Protest**

A primary purpose of the City’s procurement system is to ensure fair and equitable treatment of all businesses that wish to conduct business with the City. Further, the Bid Protest process is intended to ensure that irregularities in bidding do not materially modify the scope of the IFB or undermine the competitive process by giving one bidder an unfair advantage over others. Here, Northeast Remsco submitted an irregular Bid rife with omissions, deficiencies, ambiguity and mistakes, which objectively make its intent to comply with the IFB requirements and even the Bid price impossible to ascertain.

Many of these irregularities have been explained to the Board in Spiniello’s earlier Bid Protest submissions on SC940. However, this Third Supplemental Protest raises a separate and distinct flaw in Northeast Remsco’s Bid. Specifically, Northeast Remsco’s Bid is nonresponsive because it fails to establish conformance to the material terms of the IFB based on the stated intent to perform $1,150,000 in BLASTING Work despite the IFB’s clear prohibition on BLASTING Work.

A. Northeast Remsco’s Bid is Non-Responsive as the Work Plan and Price are Based on Excavation By “BLASTING”, in Direct Violation of the IFB Documents

A key element of a sealed bidding procurement is that nonresponsive bids may not be considered for award. NASH & CIBINIC, FORMATION OF GOVT. CONTRACTS, Third Ed., at 537 (“The purpose of [the responsiveness] requirement is to promote fairness and objectivity, and to encourage wide competition by requiring all bidders to bid on exactly the same work and to the same terms and conditions”) (hereinafter “Nash & Cibinic”). Responsiveness is a determination that the bid complies with all material requirements of the IFB. Responsiveness concerns a bidder’s legal obligation to perform the required services in exact conformity with the IFB specifications. Nat’l Elevator Co., No. 1291, Oct. 1, 1986, 1 MSBCA ¶ 135.

As explained in International Business Machines Corporation, No. 1071, August 18, 1982, 1 MSBCA ¶23, a Responsive Bidder means a person who has submitted a bid under procurement by competitive sealed bidding which conforms in all material respects to the requirements contained in the IFB and a Responsive Bid is a bid which meets the requirements and evaluation criteria set forth in the IFB. As such, a bid which contains terms that materially deviate from the requirements expressed in the invitation for bids, therefore, is not responsive and must be rejected. Solon Automated Services, Inc., No. 1046, January 20,1982, 1 MSBCA ¶10.
The test of responsiveness is whether the bidder has offered to do what is required by the solicitation. More specifically, the test for responsiveness is whether the bid as submitted is an offer to perform, without exception, the exact thing called for in the Solicitation so that, upon acceptance, the contractor will be bound to perform in accordance with all of the IFB’s material terms and conditions. In this case, as outlined below, Northeast Remsco’s material deviation from the IFB that prohibits the use of blasting leads to an indisputable result – its Bid is nonresponsive.

1. Northeast Remsco’s Bid is Based on Prohibited Blasting, Deviating from the Material Requirements of the IFB

The SC940 IFB includes certain excavation work, including the removal of rock during excavation, under several Bid Items. For example, Bid Item 206 provides for the excavation of rock or boulders one-half cubic yard or more. This is described, in part, as: “This item of work covers the removal of rock during excavation for pipe replacement and excavation for open cut installation of pipe.” See Exhibit A, SC940 IFB, p. CD-13. Importantly, there are varied methods to fracture and/or break rock as a part of excavation. Such methods include, without limitation, manual methods (using manually-controlled pneumatic jacks and hammers) and blasting (using explosives). However, on SC940 the IFB expressly limited the bidders’ approach to performing and pricing this work by prohibiting the use of explosives or blasting on this Project.

This prohibition is clearly stated at page CD-13 (Exhibit A) as shown below:

SANITARY CONTRACT NO. 90

ITEM 206. (LIMITED) EXCAVATION FOR ROCK OR BOULDERS ONE-HALF CUBIC YARD OR MORE (SECTION 3123.33 and 01.63.34)

Section 31.23.33 of the Standard Specifications, Part I General

Supplement with the following:

This item of work covers the removal of rock during excavation for pipe replacement and excavation for open cut installation of pipe. Any material, which, in the opinion of the Engineer, cannot be excavated by any other process other than drilling and wedging shall be considered as rock. Foundations encountered and requiring removal, which were constructed using cement mortar, shall also be classified as rock. Any material, which can be removed by conventional means other than drilling and wedging, but which, for any reason, the Contractor prefers to remove by such drilling and wedging, shall not be classified as rock.

Soft or disintegrated rock which can be removed with an excavator of 155 flywheel horsepower, fitted with a single rock line, hauls less than one-half (1/2) cubic yard in volume, loose, shaken or previously blasted rock, broken stone in rock fillings or elsewhere, rock which may be exterior to the maximum limits of measurements allowed, which may have been loosened in previous excavations and which by reason of such loosening may fall into the trench, will not be measured or allowed as rock.

No blasting is permitted as part of this project.

Cable conduits, of concrete or other material, which may be encountered in the course of excavation and which require removal, shall not be considered rock.

Section 31.23.33 of the Standard Specifications, Part I of Measurement and Payment

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1 As set forth in the Board’s Proposed Regulations on Procurement and Protests: “In determining responsiveness, the Procuring Agency shall consider, among other factors, the responder’s conformance with the terms and specifications of the solicitation.”
However, as outlined below, despite the IFB's clear prohibition Northeast Remsco prepared its Bid and its Price based on the specific use of blasting.

An objective review of Northeast Remsco's Bid evidences the intent to perform $1,150,000 worth of "BLASTING" using Ed Wean Drilling & Blasting, LLC, a contractor not certified by the City or the Maryland Department of Transportation ("DOT"). See Exhibit B, EPA Disadvantaged Business Enterprise Program DBE Subcontractor Performance Form. As detailed at page 85 of Northeast Remsco's Bid, it intends to have this NJ-certified DBE perform $1,150,000 of BLASTING Work on SC940 despite the clear prohibition in the IFB:

As blasting is specifically prohibited on SC940, the undisputed fact that Northeast Remsco has bid the Project based on a plan to blast — renders the Bid nonresponsive as a matter of law.

2 The clear adverse impact of this material deviation from both the MBE/WBE/DBE Program and the procurement process is detailed in Spiniello's Original Protest and Supplements thereto.
2. **Northeast Remsco’s Inclusion of $1,150,000 in Prohibited Blasting Work (By an Unauthorized DBE) in its Bid Creates Significant, Uncurable Pricing Confusion AND Deviates from Material Requirements of the IFB**

Additionally, Northeast Remsco’s representation to the City (and State) that it intends to meet the IFB’s DBE/MBE/WBE requirements by subcontracting this $1,150,000 “BLASTING” amount to a NJ-certified WBE also evidences an additional failure to comply with the IFB DBE requirements. Additional confusion and/or ambiguity is created by Northeast Remsco’s certification that it intends to Subcontract $1,150,000 in Blasting work to Ed Wean (a non-complaint, uncertified DBE) when considering that Northeast Remsco’s cumulative total for the three excavation items in the Bid (201, 203, 206) is only $152,900. **This significant discrepancy not only calls into question what work (and how much) this unsanctioned DBE will be performing but raises serious questions about the pricing of this bid.** This ambiguity creates further cause for rejection as, “[t]o be responsive a bid cannot be ambiguous.” *Nat’l Elevator Co.*, No. 1291, Oct. 1, 1986, 1 MSBCA ¶135 (“If the bid is subject to two or more reasonable interpretations, under one of which it is nonresponsive, it is ambiguous and, therefore, should be rejected as nonresponsive.”); see also Nash & Cibinic, Formation of Govt. Contracts, Third Ed., at 538 (“The mandatory rejection rule also prevents bidders with ambiguous bids from having ‘two bites of the apple’ by contending, after seeing competing bids, that their bids conformed to the solicitation (or did not conform), depending on the interpretation that is most beneficial to them.”).

In this regard, as detailed in earlier protest submissions Spiniello has pointed out indisputable flaws in Northeast Remsco’s failed efforts to comply with the IFB’s DBE/MBE/WBE requirements. These flaws are enhanced by Northeast Remsco’s improper attempt to comply with these requirements through a $1,150,000 subcontract to a Blasting Subcontractor, when blasting work is specifically prohibited by the IFB. This flaw also clearly shows a failure to comply with the DBE/MBE/WBE requirements of the IFB.

3. **Northeast Remsco’s Deviations from the IFB are MATERIAL**

Further, it cannot be disputed that Northeast Remsco’s clear deviation from the requirements of the IFB is certainly material as it affects, among other things, the price offered. *See Solon Automated Services, Inc.*, No. 1046, January 20, 1982, 1 MSBCA ¶10, citing *Presstex, Inc. v. United States*, 162 Ct. Cl 620 320 F.2d 367 (1963) (holding that a deviation from the requirements of the solicitation is material when it affects the price, quantity or quality.) In this regard, **it is well understood (and DPW engineers can attest) that the specified method of rock excavation (and therefore any limitations thereon) will affect bid and contract price.** Here, Northeast Remsco’s Bid clearly demonstrates its materiality and effect on price as the Bid indicates that at least $1,150,000 of the Bid has been improperly allocated to the noncompliant Blasting. The effect of excavation methods on price is also evidenced by a comparison of Northeast Remsco’s non-compliant Blasting-Based-Bid with Spiniello’s compliant Bid. **For example, an objective review of the different prices provided by Northeast Remsco and Spiniello on Item**
206 is telling. Item 206 in Northeast Remsco’s Blasting-Based-Bid is $57,000; while Spiniello’s Bid prices this work, using non-blasting methods, at $2,223,000.

Conclusion

An objective and plain reading of Northeast Remsco’s Bid demonstrates that Northeast Remsco does not intend to comply with the IFB’s requirement barring the use of blasting and, as such, based on this single material deviation – the Bid is nonresponsive and must be rejected. As outlined above, it is well-established and settled law that the failure of a bidder to materially comply with the IFB requirements renders a bid not responsive. The law provides no discretion to the procuring agency in such circumstances: the non-compliant, non-responsive bid must be rejected. To do otherwise would be “an unreasonable and unlawful act” by the procuring agency. Further, as detailed in the Original Protest, supplements thereto, and as summarized above, Northeast Remsco’s Bid contained multiple material failures, errors, and omissions. As such, to award SC940 to Northeast Remsco in the face of such a blatant and egregiously non-compliant Bid would be an affront to both the City of Baltimore and State of Maryland’s procurement systems.

Ruling and Relief Requested

Spiniello requests that the apparent lowest price Bid of Northeast Remsco be found non-responsive and not eligible for award of Sanitary Contract No. 940. Spiniello further requests that the Board of Estimates award Sanitary Contract 940 to Spiniello as the lowest price, responsive, and responsible Bidder.

Respectfully submitted,

[Signature]

Frian Cashmere, Esq.

Enclosures

cc:  MWQFA, DBE Coordinator
     Scott Livingston, Esq., Rifkin, Weiner & Livingston
     Spiniello Companies
EXHIBIT A
ITEM 206 - CONTINGENT EXCAVATION FOR ROCK OR BOULDERS ONE-HALF CUBIC YARD OR MORE (SECTION 31 23.33 and 01 45.34)

Section 31 23.33 of the Standard Specifications, Part 1 General

Supplement with the following:

This item of work covers the removal of rock during excavation for pipe replacement and excavation for open cut installation of pipe. Any material, which, in the opinion of the Engineer, cannot be excavated by any other process other than drilling and wedging shall be considered as rock. Foundations encountered and requiring removals, which were constructed using cement mortar, shall also be classified as rock. Any material, which can be removed by conventional means other than drilling and wedging, but which, for any reason, the Contractor prefers to remove by such drilling and wedging, shall not be classified as rock.

Soft or disintegrated rock which can be removed with an excavator of 165 flywheel horsepower, fitted with a single rock tine, boulders less than one-half (1/2) cubic yard in volume, loose, shaken or previously blasted rock, broken stone in rock tailings or elsewhere, rock which may be exterior to the maximum limits of measurements allowed, which may have been loosened in previous excavations and which by reason of such loosening may fall into the trench, will not be measured or allowed as rock.

No blasting is permitted as part of this project.

Cable conduits, of concrete or other material, which may be encountered in the course of excavation and which require removal, shall not be considered rock.

Section 31 23.33 of the Standard Specifications Part 4 Measurement and Payment

Supplement with the following:

G. Rock shall be stripped for measurement in place in section of lengths, not in any case, less than fifty (50) feet as the Engineer may direct, and no rock excavated before such measurement will be allowed or paid for. When rock is to be excavated, it shall be fully taken out twenty (20) feet in advance of the laying of the sewer, to a point six (6) inches below the grade of the outer bottom of the sewer pipe, or to such a point below the invert of the sewer as the Engineer may require. Trenches for pipe shall be refilled to the level of the sub-grade with select backfill thoroughly rammed and made solid. Soil shall be compacted to 95% AASHTO T-180 Method D. The prism removed shall be as near as possible to the prescribed dimensions. Only rock actually removed will be paid for, and in no case will allowance be made for rock extending outside the above described prism.

H. For excavated material which is considered unfit for refilling, the Contractor shall at no additional costs to the City, remove and dispose of such unsatisfactory material and substitute in lieu thereof, suitable material from elsewhere within the project limits. In the event suitable materials are not available within the project limits, the contractor shall use contingent trench backfill from other sources meeting requirements for borrow excavation.
EXHIBIT B
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

This form is intended to capture the DBE subcontractor's description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractor's bid or proposal package.

**Subcontractor Name:**

**Project Name:**

**Bid/Proposal No.:**

**Address:**

**Telephone No.:**

**Prime Contractor Name:**

Northeast Remaco Construction, Inc.

**Contract Item Number** | **Description of Work Submitted to the Prime Contractor** | **Price of Work Submitted to the Prime Contractor**
--- | --- | ---
 | BLASTING | $1,150,000.00

**DBE Certified By:**

1. A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.305 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

2. Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)
Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form

I certify under penalty of perjury that the following statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

<table>
<thead>
<tr>
<th>Prime Contractor</th>
<th>Print Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Signature</td>
<td>Rolando E. Acosta</td>
</tr>
<tr>
<td>Title</td>
<td>President</td>
</tr>
<tr>
<td>Date</td>
<td>8-28-18</td>
</tr>
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<table>
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<tr>
<th>Subcontractor</th>
<th>Print Name</th>
</tr>
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<tbody>
<tr>
<td>Signature</td>
<td>Heather Havlik</td>
</tr>
<tr>
<td>Title</td>
<td>Managing Partner</td>
</tr>
<tr>
<td>Date</td>
<td>8-28-18</td>
</tr>
</tbody>
</table>

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

EPA FORM 6100-3 (DBE Subcontractor Performance Form)
VIA HAND DELIVERY & FEDEX

Board of Estimates
c/o Clerk to the Board
204 City Hall
100 N. Holliday Street
Baltimore, MD 21202

BID PROTEST SUPPLEMENT
(Request for Postponement/Deferral)

Protestor: Spiniello Companies, Inc.
3500 East Biddle Street
Baltimore, MD 21213

Solicitation: City of Baltimore Department of Public Works’
Sanitary Contract No. 940 for Hydraulic Improvements to the
High Level Sewershed Collection System

Proposed Awardee: Northeast Remsco Construction, Inc.

Dear Honorable President and Members of the Board of Estimates:

Spiniello Companies, Inc. (“Spiniello”), by and through its undersigned counsel, submits this request that the City postpone and/or defer discussion of the potential award of the City of Baltimore Department of Public Works Sanitary Contract No. 940 (“SC940”) until after October 2, 2019.

Good grounds exist for this postponement request. On or about August 16, 2019, Spiniello set a Request for Reconsideration the State of Maryland Department of Environment, the state agency purportedly reviewing the proposed awardee’s compliance with MBE/WBE/DBE requirements for SC940, presented certain arguments and appeals with respect to the State’s MBE/WBE/DBE review. As part of this reconsideration process, Spiniello has requested and the State has agreed to meet with Spiniello’s representatives to discuss Spiniello’s objections to any purported finding that the apparent low bidder complies with the MBE/WBE/DBE requirements.

A copy of the e-mail transmitting this Request for Reconsideration, to include Spiniello’s request of a meeting to review and discuss the ground of the request is attached as Exhibit A. As evidenced in the attached September 16, 2019 letter from the State MDE (Exhibit B) and the attached follow-on e-mail communications (Exhibit C), as part of the reconsideration process the
State has agreed to meet with Spiniello has confirmed a meeting to review and discuss Spiniello’s objections and protest. This meeting has been scheduled for Wednesday, October 2, 2019 at 10:00 A.M., the first available time the State Representatives offered for this meeting.

This limited deferral or postponement to allow for this meeting will not cause any prejudice but allow the State to complete its consideration of the points raised by Spiniello in its request for reconsideration.

Respectfully submitted,

[Signature]

Brian Cashmere, Esq.

Enclosures, as stated.

cc: Mary R. Sheppard, Assistant Attorney General
Scott Livingston, Esq., Rifkin, Weiner & Livingston
Spiniello Companies
EXHIBIT A
Ms. Sheppard,

I would like to meet with you, at your office and at your convenience, next week. Please be so kind as to allow me, perhaps an hour, to meet with you and any other official(s) as you see fit. I expect not to bring any other representatives of Spiniello to our meeting, if any.

Scott Livingston
Rifkin Weiner Livingston LLC
7979 Old Georgetown Road, Ste 400
Bethesda, MD 20814
301.951.0150 (Office)
301.704.8060 (Cell)
301.951.0172 (Fax)
www.rwllaw.com

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From: Mary Sheppard -MDE- <mary.sheppard@maryland.gov>
Sent: Friday, August 16, 2019 1:52 PM
To: Scott A. Livingston <slivingston@rwllaw.com>
Cc: tonya.randall@maryland.com; bambi.turner1@maryland.gov; mary.sheppard-walker1@maryland.gov; amanda.redmiles@maryland.gov; Michael.mullen@baltimorecity.gov
Subject: Re: Request for Reconsideration Contract No. SC-940

Dear Mr. Livingston:

Thank you for your correspondence. We are reviewing the matters discussed in your request for reconsideration to provide you with a response as soon as possible.

Best regards,

Mary R. Sheppard
Assistant Attorney General
Office of the Attorney General
Maryland Department of the Environment
1800 Washington Blvd., Suite 6048
Baltimore, Maryland 21230-3031
Tel: (410) 537-3044
Dear Ms. Randall,

On behalf of Spiniello Companies, Inc. ("Spiniello"), we request MDE reconsider its position concerning the bid of Northeast Remsco ("Northeast") on Contract No. SC-940 City of Baltimore, Department of Public Works.

1. Executive Summary

Northeast represented that it would meet the percentage goals, in part, through a WBE subcontractor that would perform blasting (for rock removal/excavation) at a price of $1,150,000. As a procedural matter, a procurement officer lacks discretion or legal authority to allow a bidder to revise or change the information originally submitted with the bid. See COMAR 21.11.03.09C(5).

As a substantive matter, Northeast could not in good faith represent that $1,150,000 blasting work could be counted towards meeting the percentage participation goal. This is true for two rather basic reasons:

(i) the specifications prohibit blasting as a method of excavation. The IFB amended the City's Standard Specification 31 23 33 and stated in the specs that "No blasting is permitted as part of this project," and

(ii) the amount of $1,150,000 allocated to excavate rock far exceeds the estimated cost of rock excavation in Northeast's Bid. The excess amount may not be counted as DBE participation insofar as much of $1,150,000 is not a "commercially useful function" in accordance with both State Fin. & Proc. Section 14-303(b)(19), COMAR 21.11.03.12-1B, and Balt. City Code Art. V, Section 28-32.

Under the circumstances, MDE should its findings and recommendations, to include whether Northeast used good faith in attempting to comply with the DBE goals.

2
2. Discussion

By way of background, in the March 1, 2019 Letter to the City of Baltimore, MDE set forth its findings and recommendation to the City that Northeast’s bid on SC-940 was responsive and satisfied the IFB M/WBE percentage participation goals and requirements. However, these findings and recommendation was made prior to the points set forth attached May 3, 2019 Bid Protest (ATTACHED).

Importantly, this subsequent, unconsidered Protest sets forth clear evidence supporting the points above that the Northeast Bid is non-responsive and fails to comply with the IFB and the State’s M/WBE goals and requirements. As more specifically set forth in the Protest, Northeast represented to the State and the City that it plans to perform the Work (and achieve the WBE goals) through a subcontract at a price $1,150,000 worth of Rock Excavation using “BLASTING.” However, as explained in the attached Protest, BLASTING is expressly prohibited by the terms of the governing IFB. As SC-940 has not yet been awarded there is still the opportunity to review, evaluate and consider this supplemental protest, which proves that Northeast lacked integrity and thus was not a responsible bidder.

MDE should re-assess its approval of Northeast’s bid, primarily because the bid wrongly promised $1,150,000 of blasting towards meeting the DBE participation goal. It cannot be said that Northeast aspired in good faith to meet the DBE goals. Northeast’s bid is based on the improper promise that it can count DBE participation even though it called for work that was outside the scope of work in the contract; namely, blasting for excavation. This material deviation from the IFB requirements renders the bid non-responsive and noncompliant with DBE requirements in multiple respects, again:

- The Bid does not conform to the IFB based on the regular counting rules applied by the City as well as the State under COMAR 21.11.03.12-1 “Counting Minority Business Enterprise Participation.” Baltimore City cannot count the DBE’s blasting work because, as noted above, IFB amended the City’s Standard Specification 31 23 33 such that: “No blasting is permitted as part of this project.” There will not be any blasting for the sub to do, and no $1,150,000 performed for this item.

- The attempt to game the system by claiming this WBE would spend $1.15M towards the DBE goal undermines any claim that this bidder used good faith to meet the DBE goals.

- Northeast’s Bid, on its face, shows that it did not aspire to meeting the goals legitimately; it planned to do the opposite and gained an unfair competitive advantage rendering award to Northeast plainly inequitable.
3. **The Next Steps**

Spiniello respectfully requests the MDE rescind the letter of March 1, 2019, pending reconsideration of the facts, information and grounds set forth in Spiniello’s Supplemental Protest of May 3, 2019 (attached).

Please contact me directly should you have any questions. Thank you for your consideration.

---

*Scott Livingston*

Rifkin Weiner Livingston LLC

7979 Old Georgetown Road, Ste 400

Bethesda, MD 20814

301.951.0150 (Office)

301.704.8060 (Cell)

301.951.0172 (fax)

[www.rwllaw.com](http://www.rwllaw.com)

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[Click here](#) to complete a three question customer experience survey.
EXHIBIT B
September 16, 2019

Scott Livingston, Esquire
Rifkin Weiner Livingston LLC
7979 Old Georgetown Road, Ste 400
Bethesda, MD 20814

RE: City of Baltimore, Department of Public Works
Sanitary Contract No. 940 for Hydraulic Improvements to
the High Level Sewershed Collection System and the role of
Maryland Water Quality Financing Administration

Dear Mr. Livingston:

You have asked that our office meet with you to discuss the third supplemental protest
dated May 3, 2019 (the “Supplemental Protest”) that was submitted to the City of Baltimore on
behalf of your client, Spiniello Companies, Inc., to protest the bid proposal submitted by
Northeast Remsco Construction, Inc. (the “Northeast Bid”) in response to the City of Baltimore’s
solicitation of bids for the above-referenced contract (“SC-940”). To facilitate our discussion, it
may be helpful if we describe the role of the Maryland Water Quality Financing Administration
(the “Administration”) in the procurement undertaken by the City of Baltimore.

The role of the Administration in the procurement undertaken by the City of Baltimore
with respect to SC-940 is limited. With the expectation that the City of Baltimore has satisfied
itself that the bid proposal submitted by the apparent low bidder complies with the contract
requirements described in the solicitation, the Administration accepts the bid information
submitted to it by the City of Baltimore. The Administration reviews the information submitted
to determine, with respect to the disadvantaged business enterprise (“DBE”) goals, that (i) the
apparent low bidder has undertaken the six good faith efforts required by EPA to solicit DBE
participation and (ii) there is documentation confirming that the DBEs listed have been certified
as such by an entity acceptable to EPA. The DBE goals are not quotas, therefore, an apparent
low bidder is not disqualified if the goals are not met. If the apparent low bidder has undertaken
the six good faith efforts to solicit the participation of qualified DBEs and submitted sufficient
documentation to confirm that the DBEs identified are duly certified as such, the Administration has no reason to withhold its approval of the DBE compliance.

I have also carefully considered the provisions of the State Finance and Procurement Article and COMAR cited in the Executive Summary of the Supplemental Protest you sent to the Administration on August 16, 2019. You provided the Executive Summary in support of your request that the Administration rescind its letter of approval dated February 22, 2019, as revised March 1, 2019 (the “Approval Letter”), with respect to the Northeast Bid. However, I have confirmed that these provisions are not applicable to the Administration’s approval of the DBE compliance because the procuring entity (City of Baltimore) is not a unit, as defined in the procurement provisions of the State Finance and Procurement Article, subject to these provisions of Maryland law.

Based on the information set forth above, we can identify no issue with the Northeast Bid related to compliance with EPA’s DBE requirements that justifies a rescission of the Administration’s Approval Letter. We remain open to meeting with you, as you requested.

Very truly yours,

Mary R. Sheppard
Assistant Attorney General

cc: Theresa A. Wilson
    Jeffrey Fretwell
    Tonya Randall
    Bambi Turner
    Andrea Baker, Esq.
    Lynn Angotti, Esq.
    Roberta James, Esq.
EXHIBIT C
Cashmere, Brian

Subject: FW: Meeting re Contract No. SC-940

From: Mary Sheppard -MDE- <mary.sheppard@maryland.gov>
Sent: Wednesday, September 18, 2019 12:58 PM
To: Barbara Turner <bturner@rwllaw.com>
Cc: Scott A. Livingston <slivingston@rwllaw.com>; Roberta James -MDE- <roberta.james@maryland.gov>
Subject: Re: Meeting re Contract No. SC-940

Ms. Turner -- Roberta James, Deputy Counsel to the Maryland Department of the Environment, and I can meet with Mr. Livingston and Mr. Cashmere from 9:00 am to noon, Wednesday - Friday, Oct 2, 3 and 4. Please let us know if any of those dates and times work for them. Also, please let us know if Mr. Livingston and Mr. Cashmere plan to come to our office for this meeting or if the meeting will be conducted by conference call.

Thanks,

Mary R. Sheppard
Assistant Attorney General
Office of the Attorney General
Maryland Department of the Environment
1800 Washington Blvd., Suite 6048
Baltimore, Maryland 21230-3031
Tel: (410) 537-3044
Cell: (443) 844-0878
Fax: (410) 537-3943
Emails: mary.sheppard@maryland.gov

**** My name and email address have changed. Please update your records. ****
On Tue, Sep 17, 2019 at 2:22 PM Barbara Turner <bturner@rwllaw.com> wrote:

**On Behalf of Scott Livingston, Esquire**

Ms. Sheppard:

Mr. Livingston and Mr. Brian Cashmere would like to meet with you this Thursday or Friday, September 19th or 20th regarding the above reference Contract. Please let me know which date and time would work best for you and I will be happy to set up a meeting invite. Thank you in advance for your attention to this matter.

Regards,

Barbara Turner

RIFKIN WEINER LIVINGSTON LLC

7979 Old Georgetown Road, Suite 400
Bethesda, Maryland 20814

(301) 951-0150
(301) 951-0172 (fax)

www.rwllaw.com

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Click here to complete a three question customer experience survey.
VIA HAND DELIVERY & FEDEX

Board of Estimates
c/o Clerk to the Board
204 City Hall
100 N. Holliday Street
Baltimore, MD 21202

BID PROTEST SUPPLEMENT
(Fourth Supplement)

Protestor: Spiniello Companies, Inc.
3500 East Biddle Street
Baltimore, MD 21213

Solicitation: City of Baltimore Department of Public Works’ Sanitary Contract No. 940 for Hydraulic Improvements to the High Level Sewershed Collection System

Proposed Awardee: Northeast Remsco Construction, Inc.

Dear Honorable President and Members of the Board of Estimates:

Spiniello Companies, Inc. (“Spiniello”), by and through its undersigned counsel, submits this Fourth Supplement to its original Bid Protest dated October 18, 2018 (“Original Protest”) regarding City of Baltimore Department of Public Works Sanitary Contract No. 940 (“SC940”) and Supplemental Request for Postponement. As detailed in the Original Protest and First, Second and Third Supplements, there are multiple material flaws in the Bid of Northeast Remsco Construction, Inc. (“Northeast Remsco”) as it relates to the WBE/MBE requirements and our the scope of work and manner of performance that render Northeast Remsco’s Bid non-responsive as a matter of law.

Spiniello intends to challenge the award of SC940 to Northeast Remsco before the Board of Estimates. Spiniello will be represented by Brian Cashmere and/or Scott Livingston and/or Akil Patterson and all are authorized to represent Spiniello before the Board of Estimates on this Matter. The issues to be presented at the Protest and the harm to Spiniello by the proposed Board of Estimates action (possible award of SC940 to Northeast Remsco) are outlined in Spiniello’s Bid Protest and Supplemental Bid Protests, as well as the September 23, 2019 Request for Postponement, all of which are incorporated herein by reference. Spiniello, further intends to
respond to Northeast Remsco’s Responses to Spiniello’s May 5, 2019 Third Supplemental Protest as set forth in their correspondence to the Board of Estimates, the City Solicitor’s Office and the State Attorney General in correspondence dated in the May to August 2019 period.

Spiniello also will argue as set forth in its September 23, 2019 requested postponement of this matter that the Board of Estimates consideration of this matter is premature. As noted in the September 23, 2019 Request for Postponement, Spiniello has an open Request for Reconsideration of the State’s DBE determination. As indicated in the State’s September 16, 2019 Letter and evidenced in the Request for Postponement, the State has agreed to meet with Spiniello to review and issue the ground of the reconsideration request. While the State’s September 16, 2019 Letter indicates that they have not identified any issues with Northeast Remsco’s bid justifying the recession of its February/March 2019 Approval Letter – this September 2019 Letter plainly states that they are open and willing to meet with Spiniello to discuss the request and that much or its response was merely to facilitate the discussion that is now set for October 2, 2019. These facts demonstrate that any reliance by the City on the State’s February/March 2019 Approval Letter is erroneous. Spiniello’s request or a limited postponement is also supported by the fact that these Northeast Remsco responses to Spiniello’s Bid Protests were not provided to Spiniello. Spiniello did not receive these documents until August 24, 2019 – after the Board of Estimates listed SC940 on its agenda for September 25, 2019 and mere hours before the deadline to file final positions on the Protest. This late submission of this information to the Protester – Spiniello – also warrants the limited postponement requested.

Ruling and Relief Requested

Spiniello requests that the apparent lowest price Bid of Northeast Remsco be found non-responsive and not eligible for award of Sanitary Contract No. 940. Spiniello further requests that the Board of Estimates award Sanitary Contract 940 to Spiniello as the lowest price, responsive, and responsible Bidder.

Respectfully submitted,

Brian Cashmere, Esq.

Enclosures

cc: MWQFA, DBE Coordinator
Mary R. Sheppard, Assistant Attorney General
Scott Livingston, Esq., Rifkin, Weiner & Livingston
Akil Patterson
Spiniello Companies
President: “The first item on the non-routine agenda can be found on Page 122 to 123 Recommendations for Contract Awardees/Rejections item one, SC 940, Sanitary Sewer Collections System Improvements in the High Level Sewershed, will the parties please come forward.”

Mr. Matthew Garbark: “Good morning Mr. President, Mr. Mayor, Madam Comptroller, members of the Board of Estimates. My name is Matthew Garbark, I’m the Deputy Director of the Department of Public Works. Um -- as it relates to Sanitary Contract 940, Sanitary Collections System Improvements in the High Level Sewershed, um -- four bids were received on September 26, 2018, one from Northeast Remsco Construction Incorporated, one from Spiniello Companies, one from Bradshaw Construction and one from Oscar Renda Contracting. Um -- upon review, Northeast Remsco was the apparent low bidder, followed by Spiniello Companies as the second low bidder. This contract uses State revolving funds through the Maryland Depart-
Department of Public Works/Office – cont’d

of Engineering and Construction

ment of the Environment. So, instead of being subject to the City’s MBE and WBE program, we’re subject to the State’s DBE program. The State found the lowest apparent ah -- lowest bidder in compliance and the City has ah -- deferred to the State as in all matters on the DBE program and um -- is thus recommending that the contract be awarded to Northeast Remsco as the lowest responsive and responsible bidder. I’m joined by members of the Law Department who can explain um -- in more detail some of the legal questions and other issues that are raised in the protests.”

Mr. Kyle Hildreth: “Good morning members of this Honorable Board. Ah -- my name is Kyle Hildreth. I’m here with Mike Mullen from the Law Department ah -- as you just heard. Um -- again, ah -- the Department of Public Works has reviewed all the bids and recommended that this award go to Northeast Remsco as the lowest responsive and responsible bidder. Ah -- as you just heard, this involves State ah -- funding as such, the State’s DBE goals apply,
Department of Public Works/Office - cont’d

our City MWBOO goals are not applicable. Ah -- the Department of the Environment issued an approval letter on February 22, ah -- I have a copy of that if you would all like to see it. (Hands out letter) Um -- I have a copy for you as well Counsel. As you can see from the second sentence ah -- of that letter, the Department of the Environment has expressly stated that the contract may be awarded to the low responsive and responsible bidder Northeast Remsco Construction, Inc. Ah -- that letter also approve of Northeast Remsco’s use of all of its DBE’s including Edwin Construction, ah -- Ed Wean Drilling & Blasting, excuse me. Um -- the Maryland Department of the Environment has reviewed this multiple times ah -- following Spiniello’s protest ah -- and -- as recently ah -- yesterday, the Maryland Department of the Environment has communicated to the City that it may move forward um --- and its approval is not going to change. Um -- I have a copy of that as well. Give me one second. I have a copy for you
Counsel. Here’s a copy of that email from yesterday from Mary Sheppard is the Assistant Attorney General at the Maryland Department of the Environment. Um -- so as to the issue of um -- as to the issue of blasting versus drilling, ah -- no blasting will be done on this project. Both Northeast Remsco and Ed Wean are perfectly aware that they cannot blast on this project per the terms of the contract. Um -- and they have ah -- submitted multiple communications to both the State in their responses to ah - to Spiniello’s protest and the City that indicate Ed Wean will only be doing drilling services, not blasting services. Finally, ah -- I’d like to note that this is a DPW Consent Decree contract, ah -- the same agency that the City has the Consent Decree with ah -- the Maryland Department of the Environment has now told the City multiple times that its approval is not going to change ah --- and that the City can move forward with the lowest responsive responsible bidder which is Northeast Remsco. Ah -- that was what
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was included in our latest email from September 24, from Mary Sheppard. With that being said, the Law Department is of the opinion that this Board should award the contract to the lowest responsive and responsible bidder and in doing so, follow its historical practice of deferring to the State approval of DBE’s in State funded contracts. And I’m willing to answer any questions.”

Comptroller: “What was the next lowest bidder. The dollar amount?”

Mr. Hildreth: “What was the dollar amount?”

Comptroller: “The next lowest.”

Mr. Hildreth: “The next lowest bidder dollar amount was $44,633,000.00.”

Comptroller: “Okay.”

Mr. Hildreth: “For a difference of — Spiniello for a difference of $33,189.00.”

Comptroller: “Okay.”
Mr. Brian Cashmere: “If I may be heard, I’m the -- I represent the protestor. I’d like to be heard.”

President: “Are you guys done?”

Mr. Hildreth: “Yes I’m done. Excuse me. Unless there are any questions.”

President: “We’ll see.”

Mr. Hildreth: “Of course.

President: “Yes sir.”

Mr. Brian Cashmere: “Good morning Honorable President, members of the Board. Brian Cashmere on behalf of Spiniello Companies the protestor in this matter. As a threshold matter, I’d like to be heard briefly on our request for postponement. Um -- Spiniello has asked that the Board defer ah -- consideration of SC 940 for a couple of reasons. Spiniello became aware that this was on the agenda on Monday morning. Um -- upon hearing that, there was some surprise because as the Board knows, this has been the subject of
ongoing communications between the Board through the protest process as well as through the State, recognizing the City’s position that the State is reviewing ah -- DBE issues. Um -- Spiniello has reached out to the State and pointed out to the State that the approval letter that you have before you is dated February 22, 2019, and that is that pre-dates um -- Spiniello’s protest of May 3, 2019, um -- February of 2019. If I have said 2018, I apologize. It pre-dates that and so Spiniello has asked the State to reconsider that approval um -- because of matters brought forth in the May protest. Essentially, that the use by Northeast Remsco of a blasting subcontractor to comply with its WBE goals should be factored in to the State’s analysis. That ah -- reconsideration request has gone into the State. The State is considering it in our reconsideration ah -- proposal to the Board we pointed out that on September 16, just last week the State pointed out that, they were willing to meet with Spiniello’s representatives to
discuss the reconsideration. That letter been provided to the Board. In that the -- the -- the -- ah -- State did say that they have a limited role in this procurement, but they were -- wrote -- interested in meeting. October 2nd, at 10.00 has been the date set. Spiniello asked for an earlier meeting. Spiniello asked for a meeting last week this week. It was the first available. That meeting goes forward many of the MBE, DBE, WBE issues that Spiniello has will likely be resolved at the State level. I understand just now that the State has sent an email to the City saying that the State has a limited role in the Baltimore City procurement, and as explained, I haven’t had the opportunity to read this. But I have had an opportunity to read their September 16th, letter in which they have offered to meet to discuss these matters. So --”

City Solicitor: “Counsel I’m sorry --.”

Mr. Cashmere: “Yep.”
City Solicitor: “I appreciate you haven’t had a chance to read the email. But, they say, quote ‘as a courtesy, we have agreed to meet with Mr. Livingston and other representatives on Spiniello’. That would appear to be what it says a courtesy which one would expect from Government officials to extend courtesy meetings, but it appears that the State has made its mind up about this and there’s no reasonable possibility that the -- that the Department is going to change its mind.”

Mr. Cashmere: “I -- I hear you. But the September 16, letter that we submitted requesting just a limited postponement or deferral does not say courtesy. That was not communicated to Spiniello. Spiniello had an expectation that they were going to have this process, their being deprived that and -- and it can be resolved by a simple deferment with limited pro -- prejudice to anyone. This matter’s been going on for a year, we’re looking at two three weeks to allow that process to go forward. To allow that meeting to occur to see if it can -- it can be -- this can be resolved.”
Department of Public Works/Office – cont’d

of Engineering and Construction

Comptroller: “But also, also I just want to say --.”

President: “One second Madam Comptroller um -- you fin -- Madam Comptroller go ahead.”

Comptroller: “Mr. Solicitor, if you read a little further it says, ‘therefore, it seems unlikely that the October 2\textsuperscript{nd}, meeting between the State and Spiniello representatives will result in the State’s rescission of its approval of Northeast Remsco bid for SC 940’.”

Mr. Cashmere: “So there’s -- there’s an opportunity. In that language there’s an opportunity, unlikely, not never it could happen. And all we’re asking is that opportunity to present this. This is important, it’s important to Spineillo, it’s important to the procurement agencies, it’s important to the City that we have complete transparency in understanding how this is being applied. And that’s all we’re asking for with the deferral. In addition to
that, we asked for the deferral we just received. The Northeast Remsco responses to our protests yesterday morning a mere hour and a half before our deadline for a protest. This was submitted to the City on May 20th. All this response to blasting that I just heard here is news to Spineillo. We’ve not known about that. How can that, that’s prejudicial to Spineillo in the process that we were not given those documents. Now -- now however that happened it happened. We were not in possession of that. We didn’t understand Northeast Remsco’s position that they are not going to blast. On the face of the papers they were going to blast. That was our position. We are prejudiced not being able to respond to that in a timely manner. And I would suggest that the deferral also will cure that prejudice. Why go forward with that prejudice when a -- when a de minimus deferral of this will clear that up as well and increase the transparency.”
President: “I have a question for -- for the Law Department. So we know that this is a -- a State DBE and not a City MBE. Ah -- let’s just say someone made that same mistake on a City contract. What would, what would have been the Law Department’s opinion.”

Mr. Hildreth: “I’m not sure if I can speak to that. I think that would be that would be reviewed by the MWBOO office.”

Ms. Tamara Brown: “Good morning Tamara Brown.”

President: “Good morning.”

Ms. Brown: “I’m Chief of the Minority and Women’s Business Opportunity Office. So if that mistake was made on a -- um -- on one of our contracts I would have likely have thrown that out with the blasting listed as a service. You have to list the service that would be provided on that contract, and um -- we would have most likely have --.”

President: “Okay.”

Ms. Brown: “Most likely. However, they do -- what we look at is what services are provided. So if they are certified to provide
that service, then we would have approved it. So it just depends. They are certified and we typically we don’t know the specs of the contract like there is no blasting allowed I don’t know if that would have trickled down to my office, where we would have disqualified them for that. So that would have been up to the agency I think at that point. But for MWBOO we just look at if the company is certified to provide that particular service that is listed on the form.”

President: “Okay, thank you.”

Mr. Hildreth: “And if I could just speak further to that point that ah -- that blasting mistake occurred on an EPA form that the form itself explicitly said that the bidder was not even bound to use that particular contractor. It’s just used in a good faith effort analysis um -- to make sure that these bidders at the DBE process are -- are making good face to use utilize ah -- DBE Enterprises.”

President: “Okay. Questions. Director Chow.”
Director of Public Works: “Yeah. Ah -- thank you Mr. President. First of all, this is a as mentioned by the ah -- Spineillo’s counsel, this is a Consent Decree. This contract came in last October; it’s nearly a year now. We go on the fifth round of protests by them which basically going around and around, around and I think the State had made very clear that they are they have no issues with us moving forward ah -- they analyzed the DBE requirements and they met whatever the requirement that the State revolving fund requires. And ah -- we are anxious to move forward on this contract. As stated, this is a Consent Decree work and we are in essence one year behind schedule now. Thank you.”

Mr. President: “Thank you, Sir.”

Mr. Cashmere: “Again I would just restate I -- I -- if -- if the Board determines to go forward I would like to be heard on the protest. But again, I think a limited ah -- deferral to allow this meeting to occur with the State and to allow us the opportunity to evaluate Northeast Remsco’s May 20th submission that
we just received yesterday would clear up ah -- any concerns and reduce prejudice and increase transparency. So I request that it be deferred.”

President: “Please continue with your protest.”

Mr. Cashmere: “Okay. Ah -- Spineillo as -- protest the award of SC 940 to Northeast Remsco as recommended on today’s Agenda. Spineillo comes forward today with this protest in good faith. And I understand and hear some frustration that there are multiple protests. But it was a complicated matter. We looked through and when we found things, we brought it to the Board’s attention. Again, with the goal of ah -- supporting the integrity of the system. What our biggest protest is goes to is the responsiveness. Our view is that the um --- that the bid provided by Northeast Remsco is not responsive in a number of material respects and I’m not going to go through the entirety of our position as set forth in the papers I incorporate them. But if I can talk for just a moment about responsiveness and why it’s so important. It’s a
critical component of the public procurement route -- um process. It’s defined in the City’s new procurement regulations as making sure that the bids conform with the specifications as set forth in the contract terms and conditions. You need conformance and that’s the key. The test for responsiveness is whether the bid as submitted on the day it was submitted based on the documents and materials provided evidence and offered to perform the exact scope of work in the exact manner that is specified. That’s responsiveness. And the purpose of responsiveness is to promote fairness and um -- and encourage an equitable wide competition among those bidders. So that they’re all providing the same work, the same responsibilities. You’re providing an apples to apples comparison. Um -- our position is, well, another component of responsiveness that needs to be understood is that is well settled. It is well-settled law that responsiveness must be determined on the face of the bid at the time of the bid, okay. This is important
because this is something that’s just come up. We now realize as of yesterday that Northeast Remsco had said, look blasting is not what we’re doing. What we said that on the form is the description of work, that’s not what we intended. But the reality is, under the law and I could if -- if given more time I could provide the Board with dozens of cases. But there’s a Maryland State board of Contract Appeals that I found this morning on my iPhone at Starbucks. Epso, Inc. MSBCA No. 1977 5MSBCA at paragraph 415, it’s a January 29th, 1997 case, which stands for the proposition that responsiveness has to be looked at on the bid. Nothing outside of the bid. Why is that important? And I will -- I will say that we do have a number of MBE/WBE form deficiencies that we have -- we have -- we have noted. I’m going to move past those based on the State’s representation with respect the State revolving fund and the State’s role in that and I would reserve just one moment to talk about that at the end. But let me talk about two significant material deviations in -- in Northeast Remsco’s package that don’t have anything to do with the MBE goals.
or the WBE goals and that is that they u -- they provided that Ed Wean would provide $1.2 million dollars’ worth of work. Ed Wean is a New Jersey certified WBE, not a City or State. They also say that the scope of work to be provided by them is blasting. That’s what they say, blasting. Both of these things independent of what the City is reviewing for compliance with goals, deviate from the clear terms of the contract. At IB10, the contract says ‘you can only bid this using the City of Baltimore or the State of Maryland WBE’s.’ They used a New Jersey one. They deviated from that clear express requirement of the contract. Why is that important? Because the City defined the pool, that everyone in the competitive field could bid to. They defined the pool. They limited the pool. The other three bidders complied with that requirement. A competitive advantage is given to Northeast Remsco’s bid when they are allowed to deviate from that clear requirement and that that--
Department of Public Works/Office – cont’d of Engineering and Construction

is -- that makes this a non-responsive bid. That’s the role of the Board of Estimates to evaluate that and say wait a second that’s not fair. Why does Northeast Remsco get a larger pool versus everyone else? That’s going to affect price. It affects responsiveness. That is a responsiveness issue. The blasting issue is also responsive. It is – there’s no dispute that blasting is prohibited. There’s no dispute that in their bid as submitted they indicated to the City that blasting was going to be done. Now I see yesterday 23 hours ago, I see ah -- 24 hours ago, it is probably about 9:15 last yesterday. I see that Northeast Remsco says look, that wasn’t a description of the work. That was just part of our name. That’s not really what we’re going to do. We’re going to drill. Okay. We’re not going to Blast. Well that’s not on the face of the bid. Responsiveness is on the face of the bid. You can’t go outside of the bid to determine responsiveness. There is only one exception and that is for minor irregularities and you can read your own regulations. It doesn’t allow you for responsiveness to
look outside of the bid. But it does allow you to deviate from minor irregularities. It’s not and you know how I know it’s not, because yesterday I received this document from Edwin, undated. Edwin said to the City of Baltimore the follow, to Baltimore City of Board of Estimates; please accept this letter in response to your concerns expressed by the City of Baltimore with regard to our scope and work of me -- work and means and methods on the SC 940 contract, after they submitted their bid. After Bradshaw, Spineillo, Oscar Renta submitted their bids. They submitted something to the Board of Estimates that said, I was wrong, I’m not going to do Blasting and you’re concerned about it. It’s not a minor irregularity. If it was a minor irregularity, you wouldn’t have said you were concerned. And -- and it’s clearly not part of their bid. This is a post bid clarification that -- that this tells the world they are not responsive. And for you to allow them to move forward whether they are going to blast or not
Department of Public Works/Office – cont’d
of Engineering and Construction

based on that bid eliminates transparency. It eliminates the -- the rules that Bradshaw, Oscar Renta and Spineillo bid by, and I understand they’ve come back now and explained it. But what I’m saying here is that’s too late. With respect to the New Jersey and others that’s too late. If I could be heard for one moment on the issues with the State compliance and -- and this is just a broader concern that Spineillo has and this is why and I understand frustration with this. But this is why we’re concerned. The City takes the position on the State funded programs that they will not look at MBE at M -- ah MBE/WBE compliance. They’re going to defer that to the State. They’re not going to look behind it. The State in both its email yesterday to Mr. Mullen that the Board has looked at and in its letter to us on September 16th, to Mr. Livingston has told us they have a limited role. They have a limited role. They are a clerk. All they are checking is to see if a form’s there. They are not looking behind the form. They are not looking for
true compliance. There’s a disconnect ah -- Mr. President, members of the Board, there’s a disconnect here in these contracts. Who’s looking for compliance with this important program in these instances? This is an aside we believe that the non-responsiveness of Northeast Remsco on its face with those two critical points that I brought up give them a significant competitive advantage over the competition. It’s not responsive and for the City to allow them to come in after the fact, address the City’s concerns with responsiveness is very typical in a procurement process and for that, they should be found non-responsive. Their bid should be rejected and Spineillo should be found as a matter of law and fact to be the lowest responsive and responsible bidder and they should be awarded SC 940.”

President:  “Thank you. Madam Comptroller.”

Comptroller:  “Could you respond to his comments.”

Mr. Mullen:  “I think that the -- Michael Mullen from the Law Department. I think the simple response to all that is that Ed Wean was a certified bidder that was accepted by the MDE. We have
that in their letters that they’ve approved. And this business about the responsiveness was also looked at by the MDE Office. That’s what they look at. They look at their forms. They look at the forms to make sure that there has been compliance with the State program and we accept what they say. They’ve said to move forward with Northeast Remsco as the lowest responsive responsible bidder and we accept that. We knew that Ed Wean was certified by them to move forward with this contract and that’s what we really have traditionally based decisions on before this Board is that if the State has approved the process and by the way, when we submit the paperwork to the State, we don’t just submit the one piece of paper or the DBE papers, we submit the entire package to them. They know who the subs are, they know all what the bid prices were, they know what the various items of work that were represented to be worked on or in those papers and so the MDE in this case, does
look at the whole picture, and if you look back at the document that Mr. Hildreth gave you earlier, it says at the very beginning, we have reviewed the entire package and we have found that Northeast Remsco is the lowest responsive and responsible bidder. That is why we are urging recommendation to the Board to be consistent with prior practice that we have been consistent in this regard for years and years that when the State approves the package we go forward with that. And the bottom line I think on all of this what I’d like to stress to you all is that Northeast Remsco has to do this project for the price that they have bid which is the lowest price and they have to comply with the terms and conditions of the specifications which say they can’t blast. So that if they put blasting on an EPA form by the way, and that form itself says right on it that the company is not even bound to use that contractor. It’s almost a Statement of Good Intent or something. I’m not really sure why the State put that EPA form in
there, but it’s not a form that the City created. It’s not a form that binds the contractor to use Ed Wean in any way. At the very least, putting the word blasting on there is a simple mistake. Because everybody knows you can’t blast under this contract. If they try to blast, we’re going to stop them, and Northeast will have to do the job without blasting and they have to do it for the price that they bid and they are the lowest responsive and responsible bidder. And I think that is my summary. I’m happy to answer any further questions you have Madam Comptroller or Mr. President or Mr. Mayor.”

President: “Madam Comptroller.”

Comptroller: “No I’m good.”

Mr. Cashmere: “If I could have a quick response to that.”

President: “One second sir.”

Mr. Cashmere: “I just have --.”

President: “Any other questions from the Board. Yes sir very quickly.”
Mr. Cashmere: “That one point, I’m not talking about the State, I’m not talking about the State reviewing this. I’m talking about them bidding this and indicating that the scope of work, the description of work by Ed Wean will be blasting. That’s what they communicated to the City not the State. The City expressed a concern. This is independent of the State’s DBE review. The City expressed a concern. It’s in writing. They responded to the City’s concern. This has nothing to do with DBE, MBE or WBE. It has to do with specific responsiveness. The City was concerned, reached out, asked for that, this has to do with general responsiveness that’s a City requirement for review. The City quite frankly cannot hide behind the State’s um -- review and on that by the way the State’s review if you look at it, February 22, it says that they are going to do blasting. Read that letter. They believe that Ed Wean is going to do blasting. It say it, the last line of that page that was submitted by the City Solicitor to you says
it was doing Blasting. The City didn’t -- the State didn’t review it, the City can’t hide behind the State.”

President: “Thank you. Ah -- thank you. I would entertain a Motion. Oh yes sir.”

Mr. Dashiell: “Good morning Mr. President.”

President: “Good morning.”

Mr. Dashiell: “My name is Robert Fulton Dashiell. I represent the lowest responsive and responsible bidder, Northeast Remsco. We support the recommendation made by the Department of Public Works. We support the position taken by the Law Department, we think that they’re completely accurate. This is a -- the rules have been the rules forever. They were applied to everybody. There is no favoritism, there is no arbitrariness, there is no capriciousness about it. We ask the Board to accept the recommendation. Thank you.”
President: “Thank you. I will entertain a Motion.”

City Solicitor: “Mr. President, just to complete the record, I simply want to note that the protestant filed a lawsuit yesterday in the Circuit Court for Baltimore City, seeking an emergency order against the Board. Um -- I conferred with the Court last evening by telephone and the Court has elected not to enjoin or forestall the Board’s decision this morning. Ah -- with that background Mr. President I move to deny the request for a postponement and further to reject the ah -- protest in all particulars and that the recommended award be approved.”

Comptroller: “I second.”

President: “All those in favor say AYE. All opposed say NAY. NAY the Motion carries.”

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

Bureau of Procurement

2. B50005834, Polyethylene Liners Fordian Packing, Ltd. $ 574,320.00
   (Recreation & Parks,
   Dept. of General Services)

MWBOO GRANTED A WAIVER ON FEBRUARY 21, 2019.

3. B50005884, Steel D-S Pipe & Steel Products Supply, LLC $ 574,320.00
   (Dept. of General Services,
   Fleet Management)

MWBOO GRANTED A WAIVER ON APRIL 25, 2019

4. B50005755, Heavy Duty Manual Trans. & - Holabird - $2,000,000.00
   Differentials and Enterprises of
   Rebuilt Heavy Duty Maryland, Inc.
   Manual Trans. and
   Differentials

   (Dept. of General Services,
   Fleet Management)

MWBOO GRANTED A WAIVER ON JUNE 10, 2019.
RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Bureau of Procurement

5. B50005822, Provide Husky Envelop Water Bill Envelops Products $ 163,782.00
   (Dept. of Public Works)
   MWBOO GRANTED A WAIVER ON JUNE 4, 2019.

6. B50005838, Automotive $ 500,000.00
   Radiators & Heaters Cummins Cooling Products, Inc.
   A B C Radiator & Welding Corporation
   (Dept. of General Management)
   MWBOO GRANTED A WAIVER ON APRIL 29, 2019.

7. B50005840, OEM Parts and Service for Mack Trucks $ 500,000.00
   FIRST CALL Waste Equipment Sales and Service LLC
   SECOND CALL Baltimore Truck Center, Inc.
   (Dept. of General Services, Fleet Management)
   MWBOO GRANTED A WAIVER JULY 23, 2019.
Mayor’s Office of Homeless – Correction to Provider Agreement Services

ACTION REQUESTED OF B/E:

The Board of Estimates is requested to approve a correction to the contract number from Contract No. 38471 to Contract No. 39267 for the Provider Agreement with Health Care for the Homeless, Inc.

AMOUNT OF MONEY AND SOURCE:

$0.00

BACKGROUND/EXPLANATION:

On January 16, 2019, the Board approved Contract No. 38471 as submitted on the Board memo. By inadvertence, the incorrect contract number was assigned to the contract. The correct contract number is 39267.

The terms and conditions of the original Provider Agreement will remain the same. The correction is needed to process program expenditure reimbursement.

MBE/WBE PARTICIPATION:

N/A
PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

all of the Personnel matters

listed on the following pages:

4566 – 4568

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.

The Mayor ABSTAINED on item nos. 2 and 4.

The President ABSTAINED on item no. 2.
PERSONNEL

Baltimore City Sheriff

1. Adjust the salary for the following classification, effective July 1, 2019:

Classification: Sheriff  
Job Code: 01410  
Grade: 86E ($143,581.00)  
Position No: 86E ($146,694.00)

Costs: $5,000.00 - 1001-000000-1182-1388000-601001

The compensation for the Baltimore City Sheriff requires a fixed relationship to the Police Colonel classification, grade 86P. The Sheriff’s salary is continually monitored and adjusted when necessary to avoid conflict with the statutory requirements. The Fraternal Order of Police approved contract provided their members a COLA effective July 1, 2019. Therefore, the Sheriff salary requires an adjustment to maintain a fixed relationship with the Police Colonel classification.

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

City Council

2. Create the following ten positions:

Classification: Council Assistant  
Job Code: 10011  
Grade: 084 ($37,741.00 - $45,044.00)  
Position Nos.: To be assigned by BBMR
PERSONNEL

City Council – cont’d

Costs: $599,240.00 - 1001-000000-1000-106300-601001
1001-000000-1000-106400-601001
1001-000000-1000-106600-601001
1001-000000-1000-106700-601001
1001-000000-1000-106800-601001
1001-000000-1000-107000-601001
1001-000000-1000-107100-601001
1001-000000-1000-107400-601001
1001-000000-1000-106500-601001
1001-000000-1000-107600-601001

This position is to be considered a Position of Trust in accordance with the policy outlined in the Administrative Manual, Section 200-4.

Baltimore City Health Department

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<td>MARY ELIZABETH MURPHY</td>
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Account: 6000-607620-3110-306700-601009

Ms. Murphy will continue to work as a Contract Services Specialist II. She will be responsible for assisting with Intake and Referrals, answering telephones, referring calls to proper stations; distributing documents to program staff; filing invoices and client records; monitoring incoming and outgoing faxes. The period of the agreement is effective upon Board approval for one year.
PERSONNEL

Mayor’s Office of Public Affairs

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4. KIRK SHANNON-BUTTS

Account: 1001-000000-1250-775200-601009

Mr. Shannon-Butts will continue to work as a Contract Services Specialist II for the Mayor’s Office. He will be responsible for planning and curating a minimum of six exhibitions per year – exhibits will include City Hall north and south gallery and art installations on War Memorial Plaza; scouting artists; writing press releases and press kits; writing exhibition didactic, reviewing artists information and exhibition collateral; installing and de-installing art; acquiring all artist assets; trafficking (receiving and returning) all exhibition materials and assets; managing opening reception from start to finish: Leading gallery social media voice and content via Social Media Manager; directing campaigns and promotional pieces via Graphic Designer; establishing digital footprint; creating database and providing exhibition dates for official Events calendar and courting/inviting/attracting the lunch crowd, millennials, cultural sect, downtown dwellers, academics and Baltimore residents with stellar exhibitions, installations, program and events. This is a 40% increase in the hourly rate from the previous contract. The period of the agreement is effective upon Board approval for one year.
## TRAVEL REQUESTS

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Employees’ Retirement System</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Joan M. Pratt</td>
<td>16th Annual Public Pension Financial Forum (P2F2) Conference</td>
<td>Special Funds- ERS</td>
<td>$2,435.00</td>
</tr>
<tr>
<td></td>
<td>Salt Lake City, UT</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>October 19 - 23, 2019</td>
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<tr>
<td></td>
<td>(Reg. Fee $425.00)</td>
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</tbody>
</table>

The subsistence rate for this location is $181.00 per day. The hotel cost is $199.00 per night. The Employees’ Retirement System is requesting additional subsistence of $18.00 per day, totaling $72.00 to cover the hotel costs and $40.00 per day, totaling $160.00 to cover meals and incidental expenses. The additional $232.00 has been added to the total.

Pursuant to AM 240-3, the Board of Estimates must take action on a Travel Request if the City representative's absence will exceed five workdays or if it involves one or both weekend days. The source or type of funds used to pay for the travel has no bearing upon the requirement of approval.

### Department of Recreation and Parks

## TRAVEL REQUESTS

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Recreation and Parks - cont’d</td>
<td></td>
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</tr>
<tr>
<td>Ms. Bowers will travel by City vehicle to and from the event. Ms. Bowers paid the cost of the hotel including taxes. She will therefore be disbursed $776.48.</td>
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</tr>
<tr>
<td>Pursuant to AM 240-3, the Board of Estimates must take action on a Travel Request if the City representative's absence will exceed five workdays or it involves one or both weekend days. The source or type of funds used to pay for the travel has no bearing upon the requirement of approval.</td>
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<tr>
<td>Department of Planning</td>
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</tr>
<tr>
<td>3. Walter W. Gallas</td>
<td>National Alliance of Preservation Commissions Board Meeting Tacoma, WA Sept. 26 - 29, 2019 (Reg. Fee $0.00)</td>
<td>General Funds</td>
<td>$1,125.67</td>
</tr>
</tbody>
</table>

The subsistence rate for this location is $192.00 per day. The hotel cost is $159.00 per night, plus hotel taxes of $22.67 per night. The Department is requesting additional subsistence in the amount of $7.00 per day for meals and incidentals.

Mr. Gallas personally incurred the cost of the airfare and hotel costs. Therefore, Mr. Gallas will be disbursed $1,125.67.
**TRAVEL REQUESTS**

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund</th>
<th>Source</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td><strong>Department of Planning - cont’d</strong></td>
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<tr>
<td></td>
<td>Pursuant to AM 240-3, the Board of Estimates must take action on a Travel Request if the City representative's absence will exceed five workdays or it involves one or both weekend days. The source or type of funds used to pay for the travel has no bearing upon the requirement of approval.</td>
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<tr>
<td><strong>Department of Housing and Community Development</strong></td>
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</tr>
<tr>
<td>4. Susan Moriarty</td>
<td>APA Maryland 2019 Biennial Conference Flintstone, MD Oct. 6 – 8, 2019 (Reg. Fee $350.00)</td>
<td>Federal</td>
<td>Community Grant</td>
<td>$875.16</td>
</tr>
<tr>
<td></td>
<td>The subsistence rate for this location is $149.00 per night. The Hotel cost is $119.00 per night, plus hotel taxes of $9.52 per night, tourism fee of $3.00 per night and resort fee of $15.00 per night. The Department is requesting an additional $10.00 per day for meals and incidentals. The registration fee of $350.00 was prepaid on a City-issued procurement card assigned to Ms. Elaine Harder. Therefore, Ms. Moriarty will be disbursed $526.16.</td>
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</tr>
<tr>
<td><strong>Baltimore Police Department</strong></td>
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<tr>
<td>5. Michael Sullivan</td>
<td>International Association of Chiefs of Police Annual Conference Chicago, IL Oct. 26 – 27, 2019 (Reg. Fee $425.00)</td>
<td>Asset</td>
<td>Forfeiture Funds</td>
<td>$1,781.39</td>
</tr>
</tbody>
</table>
TRAVEL REQUESTS

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Baltimore Police Department</td>
<td>cont’d</td>
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</tbody>
</table>

The subsistence rate for this location is $299.00 per night. The cost of the hotel is $269.00 per night plus taxes of $46.81 per night. The Department is requesting additional subsistence of $10.00 per day for meals and incidentals.

The hotel cost of $807.00, hotel tax of $140.43, airfare cost of $228.96, and registration cost of $425.00 were prepaid using a City-issued credit card assigned to Mr. Tribuhvan Thacker. Therefore, the disbursement to Mr. Sullivan is $180.00.

6. Gary Cordner
   International Association of Chiefs of Police
   Annual Conference
   Chicago, IL
   Oct. 24 – 28, 2019
   (Reg. Fee $0.00)

   The National Institute of Justice will pay the cost of registration, airfare, ground transportation, hotel accommodations, and meals during the forum. City funds will not be expended.

Pursuant to AM 240-3, the Board of Estimates must take action on a Travel Request if the City representative's absence will exceed five workdays or it involves one or both weekend days. The source or type of funds used to pay for the travel has no bearing upon the requirement of approval.
TRAVEL REQUESTS

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Baltimore Police Department</td>
<td>cont’d</td>
<td></td>
<td></td>
</tr>
<tr>
<td>7. James Rhoden</td>
<td>Police Captain</td>
<td>Non-City Fund</td>
<td>$ 0.00</td>
</tr>
<tr>
<td></td>
<td>Assessment Center</td>
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<tr>
<td></td>
<td>Charlotte, NC</td>
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<tr>
<td></td>
<td>Sept. 29 -</td>
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<tr>
<td></td>
<td>Oct. 4, 2019</td>
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<td></td>
<td>(Reg. Fee $0.00)</td>
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</tbody>
</table>

The Charlotte-Mecklenburg Police Department will pay the cost of registration, airfare, ground transportation, hotel accommodations, and meals during the forum. City funds will not be expended.

Department of Finance/Bureau of Revenue Collections

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>8. Dorothy Reed</td>
<td>Harris Customer</td>
<td>Travel Conference Funds</td>
<td>$1,494.96</td>
</tr>
<tr>
<td></td>
<td>Training</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Denver, CO</td>
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<tr>
<td></td>
<td>Oct. 8 - 11, 2019</td>
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<td></td>
<td>(Reg. Fee $0.00)</td>
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</tbody>
</table>

The subsistence rate for this location is $257.00 per night. The hotel cost of $527.00 and hotel tax of $83.00 were prepaid using a City-issued procurement card assigned to Robert Cenname. Therefore, the disbursement to Ms. Reed is $304.00.
### TRAVEL REQUESTS

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund</th>
<th>Source</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td><strong>Department of Finance/Project Management</strong></td>
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</tr>
<tr>
<td>9. William Clinton</td>
<td>Workday Human Capital Management Training</td>
<td>Travel</td>
<td>Capital Management Funds</td>
<td>$1,314.91</td>
</tr>
<tr>
<td></td>
<td>Capital Management Training</td>
<td></td>
<td></td>
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</tr>
<tr>
<td></td>
<td>Atlanta, GA</td>
<td></td>
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<tr>
<td></td>
<td>Oct. 14 – 18, 2019</td>
<td></td>
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<tr>
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<td>(Reg. Fee: $0.00)</td>
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</tbody>
</table>

  The subsistence rate for this location is $225.00 per night.

  The airfare of $241.96, the total hotel costs of $550.00, the total hotel taxes of $92.95, and the total occupancy taxes of $20.00 have been prepaid on a City issued credit card assigned to Mr. Robert Cenname. Therefore, Mr. Clinton will be disbursed $410.00.

<table>
<thead>
<tr>
<th><strong>Department of General Services</strong></th>
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</thead>
</table>

  The subsistence rate for this location is $183.00 per night.

  The cost of the hotel is $215.00 per night, plus hotel taxes of $34.55 per day.

  The cost of the airfare is $636.86 and the registration fee is $39.00. The Department is requesting additional subsistence in the amount of $32.00 per day for the hotel and $40.00 per day for meals and incidentals. Therefore, Mr. Opitz will be disbursed $1,314.96.
RETROACTIVE TRAVEL APPROVAL/REIMBURSEMENT

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Office of the State’s Attorney for Baltimore City</td>
<td>Maryland Human Trafficking Investigators Seminar</td>
<td>Asset Forfeiture</td>
<td>$ 588.86</td>
</tr>
<tr>
<td>Ms. Hilliard</td>
<td>Ocean City, MD</td>
<td>Funds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Apr. 15 - 18, 2018</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>(Reg. Fee $0.00)</td>
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</tr>
</tbody>
</table>

Ms. Hilliard traveled to Ocean City, Maryland to attend the Maryland Human Trafficking Investigators Seminar on April 15 - 18, 2018.

The subsistence rate for this location was $172.00 per night. The cost of the hotel was $92.00 per night, plus hotel taxes of $29.66 per night.

The hotel costs and the hotel taxes were prepaid by a City-issued credit card assigned to Ms. Robin Haskins. Ms. Hilliard personally incurred the cost of meals and incidentals and ground transportation. Therefore, the reimbursement to Ms. Hilliard is $223.88

TRAVEL REIMBURSEMENT

$ 84.36 - Meals and incidentals
139.52 - Ground transportation
$223.88 - Total

This request is late because of delays in the administrative approval process.
### RETROACTIVE TRAVEL APPROVAL/REIMBURSEMENT

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund</th>
<th>Source</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Office of the State’s Attorney for Baltimore City</td>
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<tr>
<td></td>
<td>Kansas City, MO</td>
<td></td>
<td>Forfeiture</td>
<td></td>
</tr>
<tr>
<td></td>
<td>June 5 - 8, 2018</td>
<td></td>
<td>Funds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(Reg. Fee $295.00)</td>
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</tbody>
</table>

Ms. Bland traveled to Kansas City, Missouri to attend the National Domestic Violence Prosecution Conference on June 5 – 8, 2018.

The subsistence rate for this location was $185.00 per night. The cost of the hotel was $121.00 per night, plus hotel taxes of $22.45 per night.

The airfare of $342.77, the hotel costs and the hotel taxes were prepaid by a City-issued credit card assigned to Ms. Robin Haskins. The registration fee was prepaid by a City-issued credit card assigned to Ms. Timi Roberts. Ms. Bland personally incurred the cost of meals and incidentals and ground transportation. Therefore, the reimbursement to Ms. Bland is $174.43.
RETROACTIVE TRAVEL APPROVAL/REIMBURSEMENT

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund</th>
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<tbody>
<tr>
<td></td>
<td></td>
<td>Source</td>
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<tr>
<td>Office of the State’s Attorney for Baltimore City</td>
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</tbody>
</table>

### TRAVEL REIMBURSEMENT

$139.83 - Meals and incidentals  
34.60 - Ground transportation  
**$174.43 - Total**

This request is late because of delays in the administrative approval process.

13. Mark Jaskulski  
Maryland Human Asset $ 267.15  
Traffic Forfeiture  
Investigators Seminar  
April 15 - 18, 2019  
Ocean City, MD  
(Reg. Fee $0.00)

On April 15 - 18, 2019, Mr. Jaskulski traveled to Ocean City, MD to attend the Maryland Human Trafficking Investigators Seminar. The attendee did not need accommodations, and is only requesting subsistence of $40.00 per day for meals and incidentals. Therefore, the reimbursement to Mr. Jaskulski is $267.15.

This request is late because of the administrative review process. The Department apologizes for the delay. The requested travel reimbursement is as follows:

### TRAVEL REIMBURSEMENT

$147.15 - Mileage  
120.00 - Food  
**$267.15**
## RETROACTIVE TRAVEL APPROVAL/REIMBURSEMENT

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Office of Council President</td>
<td></td>
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</tr>
<tr>
<td>14. Sharon Green-Middleton</td>
<td>Maryland Association of Counties</td>
<td>Elected Officials</td>
<td>$1,475.21</td>
</tr>
<tr>
<td></td>
<td>Ocean City, MD</td>
<td>Expense Account</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Aug. 14 – 17, 2019 (Reg. Fee $325.00)</td>
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</tbody>
</table>

On August 14 – 17, 2019, Ms. Green-Middleton traveled to Ocean City, MD to attend the Maryland Association of Counties. The allowed subsistence rate for this location is $311.00 per day.

The cost of the hotel for August 14 – 16, 2019 was $299.00 per night, hotel tax of $13.46 per night, and safe fee of $1.41 per night.

The cost of the hotel for August 17, 2019 was $320.00, the hotel tax was $13.47, and the safe fee was $1.41.

The Office of the Council President is requesting additional subsistence in the amount of $9.00 to cover the cost of the hotel and $13.82 to cover the cost of meals and incidentals. Therefore, the disbursement to Ms. Green-Middleton is $1,475.21.

This request is late because the prior hotel reserved for the travel was overbooked, causing late reservation for the current hotel. The requested travel reimbursement is as follows:
## RETROACTIVE TRAVEL APPROVAL/REIMBURSEMENT

<table>
<thead>
<tr>
<th>Name</th>
<th>To Attend</th>
<th>Fund Source</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>Office of Council President</td>
<td>cont’d</td>
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<td></td>
</tr>
<tr>
<td></td>
<td><strong>$172.84 - Transportation</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td><strong>918.00 - Hotel</strong></td>
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<tr>
<td></td>
<td><strong>41.32 - Hotel Tax</strong></td>
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<td></td>
<td><strong>4.23 - Safe Fee</strong></td>
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<tr>
<td></td>
<td><strong>13.82 - Meals and Incidentals</strong></td>
<td></td>
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</tr>
<tr>
<td></td>
<td><strong>325.00 - Registration</strong></td>
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<tr>
<td></td>
<td><strong>$1,475.21</strong></td>
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</tbody>
</table>

**Health Department**

15. Vira David-Brown 2018 Pregnancy Assistance Fund Grant Orientation Bethesda, MD Aug. 12 – 14, 2018 (Reg. Fee $0.00)

On August 12 – 14, 2018 traveled to Bethesda, MD to attend the 2018 Pregnancy Assistance Fund Orientation. The allowed subsistence rate for this location is $244.00 per day. The hotel rate was $175.00 per night, hotel taxes were $22.75 per night. Therefore, the disbursement to Ms. David-Brown is $554.80

This request is late because of the administrative process. The Department requests retroactive travel approval. The requested travel reimbursement is as follows:
RECOMMENDATION

Health Department - cont’d

TRAVEL REIMBURSEMENT

$ 43.87 - Transportation
  30.00 - Parking
  350.00 - Hotel
  45.50 - Hotel Tax
  85.43 - Meals and Incidentals

$554.80

The Board, UPON MOTION duly made and seconded, approved the foregoing Travel Requests and the Travel Reimbursements. The Mayor ABSTAINED on item no. 14. The President ABSTAINED on item no. 14. The Comptroller ABSTAINED on item no. 1.
President: “As there is no more business before the Board, we will recess until bid opening at twelve noon.”
BIDS, PROPOSALS AND CONTRACT AWARDS

Prior to the reading of bids received today and the opening of bids scheduled for today, the Comptroller announced that NO ADDENDA WERE RECEIVED extending the dates for receipt and opening of bids. There were no objections.
Comptroller: “In the interest of promoting the order and efficiency of the hearings, persons who are disruptive to the hearing will be asked to leave the hearing room. Meetings of the Board of Estimates are open to the public for the duration of the meeting. The hearing room must be vacated at the conclusion of the meeting. Failure to comply may result in a charge of trespassing. Thank you. So the first item --.”

Dr. Cheatham: “Madam Comptroller, I know that I’m out of order and I will immediately leave. I am Doctor Marvin Cheatham. I am a life member Alumnus of Coppin State University. I am making myself available even though I will leave to be arrested. I just want voice our strong opposition to the decision made by the Board of Estimates last week without any community dialogue and there being no accessibility study done on Coppin for there to be a decision to give -- to give the Police Academy to the University of Baltimore which is basically one of the ah -- the individual organizations that testified against the Maryland HBCU. To give them the Police Academy is an insult to us here in Baltimore City, and I just want to make my opposition present. Publicly known I’m also President of a Neighborhood Association directly down the street from Coppin. None of the communities were communicated
with but this community we’re saddened that three of the highest ranking African American Elected Officials decided to take part with the Governor and to provide something to a -- University, University of Baltimore which is one of the white institutions that we filed a lawsuit against in the HBCU case. How do we continue to discriminate against the four HBCU’s. So I know I’m due to leave I’m surprised you didn’t have the police here. Because we did tell the police I was going to be a little disruptive so no harm meant to you all personally, ah -- but we just wanted to make it publicly known that this is an awful decision. It’s very easy to come back and do a motion for reconsideration and all we’re asking you to do is to table any action. It’s only been a week, and all we’re asking you to do is to table this issue about whether UB should get it or Coppin should get it. Give a public discussion but more especially do a feasibility study, which this body has not done. You made a decision about Coppin and there is no feasibility study. So, thank you. I’m sorry I mean no harm to you personally, ah -- but being a long time member of Coppin from 71, I have to speak out. So, sorry for the interruption but I had to make this known.”

Comptroller: “Right. Thank you Mr. Cheatham and your comments will be noted in the minutes. Thank you very much.”

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

**Bureau of Procurement** – B50005886, Portable Generator
Correlli, Inc.
Ramsey-Blige Corp. dba Lette Generators
Fidelity Power Systems

**Bureau of Procurement** – B50005868, Provide Mobile and On-Site Shredding
PROSHED Security
Clean Cut Shredding

**Bureau of Procurement** – B50005835, City of Baltimore and Housing Authority of Baltimore City Disparity Study

**TECHNICAL OPENING**

Mason Tillman Associates, LTD*
MGT of America Consulting, LLC
Griffin & Strong, P.C.
Miller3 Consulting, Inc.
Miller3 Consulting, Inc.
*UPON FURTHER MOTION duly made and seconded, the Board declared the bid of Mason Tillman Associates, LTD non-responsive due to the companies’ failure to submit two different proposals: one for the city and one for the HABC, as mandated by the solicitation instructions. The submission included the proposal for HABC.

CLERK’S NOTE:

On October 23, 2019, the Board recalled this item to open the second timely received package received from this bidder on September 25, 2019. The solicitation was recalled to determine if the second package with a label of “Price Submission” and an obscured label that appeared to read, “technical submission” included the proposal for the City of Baltimore. On November 06, 2019, it was determined that the Baltimore City proposal was in the second package and both technical proposals should be referred to the Bureau of Procurement for technical evaluation.

There being no objections, the Board, UPON MOTION duly made and seconded, adjourned until its next regularly scheduled meeting on Wednesday, October 2, 2019.

JOAN M. PRATT
Secretary