

MINUTES

REGULAR MEETING

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

The meeting was called to order by the President.

President: "I will direct the Board members attention to the memorandum from my office, dated February 28, 2011 identifying matters to be considered as routine agenda items together with any corrections and additions that have been noted by the Deputy Comptroller. I will entertain a motion to approve all of the items contained on the routine agenda."

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

Comptroller: "Second."

President: "All those in favor say AYE. All opposed NAY. The motion carries. The routine agenda has been adopted. There being no more business -- Madam Mayor, do you have anything to say?"

Mayor: "No."

* * * * *

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

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

Flippo Construction Company, Inc.	\$ 70,173,000.00
Industrial Monitoring & Control Systems, Inc.	\$ 153,000.00
The Poole and Kent Corporation - guarantee of \$100,000,000.00 from the parent corp., EMCOR Group, Inc.	\$100,000,000.00
Sungate Unlimited, Inc.	\$ 1,500,000.00
Sparks Quality Fence Company	\$ 720,000.00
Tito Contractors, Inc.	\$ 38,178,000.00

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:

ATCS, P.L.C.	Landscape Architect Engineer Survey
Engineering Solutions & Design, Inc.	Engineer
Exponent	Architect Engineer
iCivil, Inc.	Engineer
SP Arch, Inc.	Architect Landscape Architect

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

MINUTESDepartment of Real Estate - Contract of Sale, SCOPE Project

The Board is requested to approve and authorize execution of the contract of sale for the following property.

<u>Purchaser/s</u>	<u>Property</u>	<u>Sale Price</u>
Elsie M. Short & Andrew Hill	830 N. Broadway	\$12,000.00

The purchaser(s) agree to complete the renovation of the properties and obtain a Certificate of Occupancy no later than 18 months from the date of settlement.

On May 28, 2003, the Board approved an agreement with the Baltimore Economy and Efficiency Foundation, Inc. and the Greater Baltimore Board of Realtors, Inc. to allow the sale of City-owned properties under the SCOPE Project, which is an acronym for Selling City Owned Properties Efficiently.

Under this project, real estate brokers are responsible for marketing the properties and providing the City with sale contracts. Upon closing, they will be paid 8% of the sale proceeds, with a \$2,500.00 minimum fee.

(FILE NO. 56663)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the contract of sale with Ms. Elsie M. Short and Mr. Andrew Hill, for the property located at 830 N. Broadway.

MINUTES

Department of Real Estate - Deed

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a deed with McElderry, LLC for the closing and conveyance of McElderry Street between N. Dean Street and a 15 foot alley east of N. Highland Avenue, which has been legally closed.

AMOUNT OF MONEY AND SOURCE:

\$37,000.00 - Appraised Value

BACKGROUND/EXPLANATION:

On November 26, 2008, the City entered into a closing agreement with McElderry, LLC, for the closing and conveyance of McElderry Street between N. Dean Street and a 15 foot alley east of N. Highland Avenue. McElderry Street, LLC owns the properties abutting McElderry Street and will use the street as access to its existing property and to provide security for its operations. In the closing agreement McElderry, LLC, agreed to pay the fair market value for the property.

The sale of the public right-of-way was authorized by means of Sales Ordinance No. 10-513, approved on January 31, 2011. The street closing process is intricate and involves public notice and other procedures before the deed can be prepared for submission to the Board for approval. This deed was recently submitted by the Department of General Services to the Law Department for approval.

(FILE NO. 56664)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the deed with McElderry, LLC for the closing and conveyance of McElderry Street between N. Dean Street and a 15 foot alley east of N. Highland Avenue, which has been legally closed.

MINUTESSpace Utilization Committee - Lease Renewal**ACTION REQUESTED OF B/E:**

The Board is requested to approve renewal of a lease with Leader Realty Company, lessor, for the rental of the property known as 211 E. 25th Street, consisting of approximately 4,468 square feet of space. The period of the renewal is May 1, 2011 through April 30, 2014. There are no renewal options remaining.

AMOUNT OF MONEY AND SOURCE:

	<u>Annual Rent</u>	<u>Monthly Rent</u>
Year 1 -	\$54,323.50	\$4,526.96
Year 2 -	\$55,681.64	\$4,640.14
Year 3 -	\$57,073.68	\$4,756.14

BACKGROUND/EXPLANATION:

On April 30, 2008, the Board approved the original lease agreement with Leader Realty Company. The period of the agreement was for a three years and sixteen days, commencing on April 15, 2008 through April 30, 2011, with one renewal option for an additional three-year period. All other conditions and provisions of the lease agreement will remain in full force and effect.

(FILE NO. 55236)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the lease with Leader Realty Company, lessor, for the rental of the property known as 211 E. 25th Street, consisting of approximately 4,468 square feet of space.

MINUTES

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following page:

610

SUBJECT to receipt of favorable reports

from the Planning Commission,

the Director of Finance having

reported favorably thereon,

as required by the provisions of the

City Charter.

The Mayor **ABSTAINED** on Item No. 3.

MINUTES**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation</u>		
1. \$ 53,734.16 MVR	9950-904508-9509 Const. Res. Material Testing	9950-903508-9508-3 Design & Studies Material Testing

This transfer will clear the deficit in the account and fund costs associated with Task #3 on Project 1097 BD #08063 with Whitman, Requardt & Associates for material testing comprehensive strength testing of concrete cylinders, hot mix asphalt testing, and on-site soils & aggregate testing on various projects citywide.

2. \$ 98,408.92 MVR	9950-904742-9509 Const. Res. Facilities	9950-903742-9508-5 Inspection Benton Building Reconfiguration 5 th & 7 th Floors
-------------------------------	---	--

This transfer will fund costs associated with Task No. 17 on Project 1074 BD #08039 assigned to Rummel, Klepper & Kahl, LLP to assign a Project Manager experienced with building renovations to serve as a construction supervisor for the project.

Mayoralty Related

3. \$ 50,000.00 5 th Walters Art Gallery Loan	9904-906788-129 Reserve Walters Art Gallery	9904-909788-9127 Active Walters Art Gallery
--	--	---

This transfer will provide funds to Walters Art Museum for replacement of the roof, roof drains, and downspouts located on the north side extension of 100 West Centre Street.

MINUTES

Department of Planning - Report on Previously
Approved Transfers of Funds

At previous meetings, the Board of Estimates approved Transfers of Funds subject to receipt of favorable reports from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter. Today, the Board is requested to **NOTE 11** favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on February 9 and February 16, 2011.

The Board **NOTED 11** favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on February 9 and February 16, 2011.

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development - Options</u>			
1. Secretary of Housing and Urban Development	1716 Llewelyn Ave.	L/H	\$ 1.00
Funds are available in Account No. 9910-908087-9588-900000-704040, Miscellaneous Project.			
2. Valarie Maynard	2116 E. Madison St.	F/S	\$24,000.00
Funds are available in Account No. 9910-906416-9588-900000-704040, EBDI Project, Phase II.			

(FILE NO. 56017)

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 amount/s.

Dept. of Housing and Community Development - Condemnations

3. PA NA Solutions Inc.	1115 Rutland Ave.	F/S	\$ 8,900.00
4. Linwood R. Newby, Jr. (deceased) Erik Darrell Newby, P.R.	1103 Rutland Ave.	F/S	\$ 50,000.00

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

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Law Department - Payment of Judgment</u>			
5. Charm City Redevelop- ment Two, LLC (Prior Owner)	2010 Barclay St.	L/H	\$2,000.00

On November 04, 2009, the Board approved the acquisition of the leasehold interest of 2010 Barclay Street by condemnation for the amount of \$12,360.00. While the condemnation action was pending, the City obtained an updated appraisal, which valued the property at \$14,360.00. None of the parties contested the City's acquisition of the property interest or the City's valuation. The Court accepted the City's updated valuation of the property and entered judgment in that amount. Therefore, the Board is requested to approve payment of an additional \$2,000.00.

Funds are available in Account No. 9912-910713-9591-900000-704040.

(FILE NO. 57066)

UPON MOTION duly made and seconded, the Board approved the options, condemnations, and the payment of judgment. Item Nos. 3 and 4 were deferred for 1 week.

MINUTES

Law Department - Claim Settlement

1. The Board is requested to approve and authorize execution of a Settlement Agreement and Release for the following claim. The settlement has been reviewed and approved by the Settlement Committee of the Law Department.

Donte T. Harris v. Babatunde Orisdele \$ 95,000.00

Account: 1001-000000-2041-195500-603070

UPON MOTION duly made and seconded, the Board approved the above settlement as requested by the Law Department.

MINUTES

Department of General Services - Amendment No. 2 to Agreement
for Project No. 1099W

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of amendment no. 2 to agreement with Whitney Bailey Cox Magnani LLC, under Project No. 1099W, On-Call Civil/Structural Design Consulting Services. The amendment no. 2 to agreement extends the period of the agreement through April 27, 2012, or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$1,000,000.00 - increase in upset limit

BACKGROUND/EXPLANATION:

On April 29, 2009, the Board approved the original two-year agreement, in the amount of \$750,000.00, with Whitney Bailey Cox Magnani LLC, under Project No. 1099W, On-Call Civil/Structural Design Consulting Services.

On February 24, 2010, the Board approved amendment no. 1 which increased the upset limit to \$1,000,000.00. Due to extra work that needs to be assigned to Whitney Bailey Cox Magnani LLC, this amendment no. 2 will increase the upset limit by \$1,000,000.00 to a total of \$2,000,000.00, and extend the period of the agreement through April 27, 2012. All other terms and conditions of the original agreement remain unchanged.

UPON MOTION duly made and seconded, the Board approved and authorized execution of amendment no. 2 to agreement with Whitney Bailey Cox Magnani LLC, under Project No. 1099W, On-Call Civil/Structural Design Consulting Services.

MINUTES

Department of General Services - Deed of Release and Surrender

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a deed of release and surrender by and between the Mayor and City Council of Baltimore (City) and the State of Maryland, acting through the University of Baltimore.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The State of Maryland, acting through the University of Baltimore, is proposing to construct a new law center on a parcel of land known as 1401 North Charles Street.

In the design of this project, it was identified that there were utilities and easements on site which needed to be removed. This deed of release and surrender will relinquish all of the City's interest in those utilities.

MBE/WBE PARTICIPATION:

N/A

(FILE NO. 56664)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the deed of release and surrender by and between the Mayor and City Council of Baltimore and the State of Maryland, acting through the University of Baltimore.

MINUTESDepartment of General Services - Developers' Agreements

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

	<u>DEVELOPER</u>	<u>NO.</u>	<u>AMOUNT</u>
1.	MAYFIELD SCHOLASTIC, LTD	1211	\$ 11,200.00

The developer will install new water service to their proposed construction located in the vicinity of 2851 Kentucky Avenue. This agreement will allow the organization to perform its own installation in accordance with Baltimore City Standards.

A Performance Bond in the amount of \$11,200.00 has been issued to Mayfield Scholastic, Ltd, which assumes 100% of the financial responsibility.

2.	FIBERLIGHT, LLC	1216A	\$108,000.00
----	------------------------	--------------	---------------------

The developer will install new conduit to its proposed construction located in the vicinity of Frederick Avenue along Brunswick Road to Bentalou Street and 2100 Kloman Street. This agreement will allow the organization to perform its own installation in accordance with Baltimore City Standards.

A Performance Bond in the amount of \$108,000.00 has been issued to the Fiberlight, LLC which assumes 100% of the financial responsibility.

MBE/WBE PARTICIPATION:

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

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

MINUTESDepartment of General Services - Sub-grant Agreements

The Board is requested to approve and authorize execution of the sub-grant agreements with the various community non-profit organizations. The period of the agreement is effective upon Board approval for one year.

- | | | |
|----|--|---------------------|
| 1. | THE OHEB SHALOM CONGREGATION OF
BALTIMORE CITY, INC. d/b/a TEMPLE
OHEB SHALOM | \$ 11,550.00 |
| 2. | PARK HEIGHTS COMMUNITY HEALTH
ALLIANCE, INC. | \$ 3,520.00 |
| 3. | THE VILLAGE LEARNING PLACE, INC. | \$ 2,274.00 |

Account: 9916-913900-9197-910013-703032

The Department has received an award under the Energy Efficiency and Conservation Block Grant Program from the U.S. Department of Energy.

Under the terms of the grant award agreement the community non-profit will conduct energy audits at its facilities. The non-profits will hire professional auditors to study, evaluate and prioritize energy saving upgrades and retrofits on the buildings. These recommendations can then be used as documentation in subsequent grant applications for the funds to implement such improvements.

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 sub-grant agreements with the foregoing community non-profit organizations. The Mayor **ABSTAINED** on Item No. 2.

MINUTES

EXTRA WORK ORDERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved the

Extra Work Orders

listed on the following page:

620

All of the EWOs had been reviewed and approved

by the

Department of Audits, CORC,

and MWBOO, unless otherwise indicated.

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

MINUTES

Department of Housing and - Land Disposition and
Community Development Acquisition Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the land disposition and acquisition agreement which outlines the exchange of nine properties owned by Montego Bay Properties, LLC, Kona Properties, and 2008 DRR-ETS, LLC, developer, **SUBJECT** to any municipal liens, for nine comparable properties owned by the Mayor and City Council (M&CC). The proposed property exchange is as follows:

<u>OWNER(S)</u>	<u>PROPERTY</u>	TOTAL MUNICIPAL LIENS 2010-2011
Montego Bay Properties, LLC	2429 E. Eager St.	\$ 58.04
Montego Bay Properties, LLC	327 S. Smallwood St.	\$ 7,309.90
2009 DRR-ETS, LLC	3407 Brentwood Ave.	\$ 679.11
2009 DRR-ETS, LLC	2732 Tivoly Ave.	\$ 930.25
2008 DRR-ETS, LLC	1419 E. Eager St.	\$ 1,224.33
2008 DRR-ETS, LLC	1415 W. 36 th St.	\$ 8,369.93
Via Assignment of Foreclosure Judgment		
" "	2203 Ashland Ave.	
" "	1738 E. Preston St.	
" "	430 E. 20 th St.	

MINUTES

DHCD - cont'd

OWNER(S)**PROPERTY**

In exchange for:

M&CC	
M&CC	1204 E. Eager St.
M&CC	1222 E. Eager St.
M&CC	1226 E. Eager St.
	218 N. Duncan St.
M&CC	509 N. Montford
M&CC	Ave.
M&CC	1415 Ashland Ave.
M&CC	1417 Ashland Ave.
	435 N. Montford Ave.
	817 N. Caroline St.

AMOUNT OF MONEY AND SOURCE:

The City agrees to pay for settlement costs related to the properties the City is acquiring, not to exceed \$3,600.00.

Account: 9910-908087-9588-900000-704044

BACKGROUND/EXPLANATION:

The DHCD's Land Resources Division strategically acquires and manages vacant or abandoned properties, ultimately enabling these properties to be returned to productive use and improving Baltimore's neighborhoods.

Mr. John Reiff, authorized agent for Montego Bay Properties, LLC, Kona Properties, and 2008, and 2009 DRR-ETS, LLC, developer, received notice of the City's intent to acquire or demolish all the foregoing listed properties. Because the Corporation intended to rehabilitate these properties, a "swap" was proposed with comparable City-owned properties that are located in Vacants to Value clusters in which the developer has invested in already. The developer will deliver good and marketable title and as a condition of the exchange has agreed to rehabilitate the properties it is receiving within 24 months from the date of settlement.

MINUTES

DHCD - cont'd

The City will receive clear and marketable title of the nine properties, subject to any municipal liens, in exchange for the nine properties.

Approval of this exchange will allow the City to more expeditiously demolish the hazardous structures and take title to the additional properties that are needed for other redevelopment projects. The property exchange is less costly than acquiring the properties through tax sale foreclosure or eminent domain. This action will further the City's effort to eliminate blight and protect the health and safety of its citizens.

STATEMENT OF PURPOSE AND RATIONALE FOR TRANSFER OF PROPERTY BY MEANS OF COMPARABLE EXCHANGE:

The rationale behind the exchange of properties was to ensure that properties owned by the developer that fell into priority project areas could be acquired by the City in a manner less costly than tax sale foreclosure or condemnation. The properties that are being conveyed as a comparable exchange to the developer will facilitate redevelopment in an area suited and poised for rehabilitation.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board deferred this item for 2 weeks.

MINUTES

Department of Housing and - Land Disposition and
Community Development Acquisition Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the land disposition and acquisition agreement which outlines the exchange of two properties owned by G & A Tax Cert, developer, for which all municipal liens owed will be paid by the developer prior to settlement, for two comparable properties owned by the Mayor and City Council (M&CC). The proposed property exchange is as follows:

<u>OWNER(S)</u>	<u>PROPERTY</u>	TOTAL MUNICIPAL LIENS 2008, 2009, & 2011
G&A Tax Cert.	1717 Appleton St.	\$ 58.04
G&A Tax Cert.	523 N. Decker Ave.	\$ 2,694.54

Exchange for:

M&CC	1530 Caroline St.
M&CC	1532 Caroline St.

AMOUNT OF MONEY AND SOURCE:

The City agrees to pay for all settlement costs related to the properties the City is acquiring, not to exceed \$1,200.00.

Account: 9910-908087-9588-900000-704044

BACKGROUND/EXPLANATION:

Ms. Ellen Burke, authorized agent for City Life Historic Properties, developer, has agreed to rehabilitate the City-owned properties on the 1500 block of Caroline Street as part of the Vacants to Value initiative. Because the Corporation is re-allocating funds to support the new initiative, a "swap" was proposed with comparable City-owned properties that are located in Vacants to Value clusters in which the developer has invested

MINUTES

DHCD - cont'd

in already for two properties in transitional neighborhoods. The developer will deliver good and marketable title and as a condition of the exchange has agreed to rehabilitate the properties it is receiving within 18 months from the date of settlement.

The City will receive clear and marketable title of the two properties, for which all municipal liens owed will be paid by the developer prior to settlement, in exchange for the two properties.

STATEMENT OF PURPOSE AND RATIONALE FOR TRANSFER OF PROPERTY BY MEANS OF COMPARABLE EXCHANGE:

The rationale behind the exchange of properties was to ensure that properties owned by the developer that fell into priority project areas could be acquired by the City in a manner less costly than tax sale foreclosure or condemnation. The properties that are being conveyed as a comparable exchange to the developer will facilitate redevelopment in an area suited and poised for rehabilitation.

(FILE NO. 57211)

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition and acquisition agreement with G & A Tax Cert, developer, **SUBJECT** to any municipal liens.

MINUTES

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

ACTION REQUESTED OF B/E:

The Board is requested to approve the acquisition of the property located at 2228 E. North Avenue, by gift from Ms. Carol Belaga, owner, **SUBJECT** to any outstanding municipal liens other than current water bills.

AMOUNT OF MONEY AND SOURCE:

Ms. Belaga agrees to pay for any title work and all associated settlement costs, not to exceed \$600.00 total. 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. Belaga has offered to donate title to the property at 2228 E. North Avenue. The City will receive clear and marketable title to the property, subject only to certain City liens. The City's acceptance of this donation is less costly than acquiring the property by tax sale foreclosure or eminent domain. The liens for 2228 E. North Avenue are itemized as follows:

Cumulative Real Property Taxes 2010-2011

Total Tax	\$385.56
Interest/Penalties	14.12
Other	0.00
Tax Sale Interest	0.00
Miscellaneous Bills	120.55
Metered Water (Tax Sale)	0.00
Rental Registration	<u>32.40</u>
Total Municipal Liens	\$552.63

MINUTES

DHCD - cont'd

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

UPON MOTION duly made and seconded, the Board approved the acquisition of the property located at 2228 E. North Avenue, by gift from Ms. Carol Belaga, owner, **SUBJECT** to any outstanding municipal liens other than current water bills.

MINUTES

Department of Housing and - Head Start Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve a Head Start agreement with St. Vincent de Paul of Baltimore, Inc. delegate agency for the St. Vincent de Paul South East Head Start Program. The period of the Head Start agreement is June 30, 2010 through July 1, 2011.

AMOUNT OF MONEY AND SOURCE:

\$97,669.00 - 4000-486310-6050-671999-603026

BACKGROUND/EXPLANATION:

St. Vincent de Paul South East Head Start Program provides Head Start services to 270 children and their families in Baltimore City.

Under the terms of this agreement, the funds will be used to address urgent health and safety issues for renovations to the Head Start facility.

The agreement is late because of delays in the administrative review 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 Head Start agreement with St. Vincent de Paul of Baltimore, Inc. delegate agency for the St. Vincent de Paul South East Head Start Program. The President

ABSTAINED.

MINUTES

Police Department - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with L. Hicks, Incorporated, d/b/a as The Hicks Police Training System, Inc. The period of the agreement is effective upon Board approval for 12 months.

AMOUNT OF MONEY AND SOURCE:

\$190,000.00 - 6000-611211-2013-197500-603020

BACKGROUND/EXPLANATION:

On January 9, 2008, the Board approved the first agreement with The Hicks Police Training System, Inc.

The Hicks Police Training System is designed to provide practical instruction and reinforce the learning process with a four-part memory retention method. The system consists of audio, visual, kinesthetic, and mechanical anchoring techniques in each of its courses. The Department has utilized this training from 2008 to present. The Department wishes to continue to engage the Contractor for training of Baltimore City Police Officers and to expand the training for Police Academy Trainees. This is a highly specialized program only available directly from the vendor.

MINUTES

Police Department - cont'd

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

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with L. Hicks, Incorporated, d/b/a as The Hicks Police Training System, Inc. The President **ABSTAINED**.

MINUTES

Health Department - Agreements

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

1. **HEALTH CARE FOR THE HOMELESS, INC.** **\$ 62,160.00**

Account: 40000-424511-3023-274460-603051

The organization will provide outreach and engagement services and entitlement assistance to individuals with HIV/AIDS related illnesses who are experiencing homelessness who are not in care, or who have fallen out of care.

The agreement is late because the State AIDS Administration programmatically manages Ryan White Part B services. The Department is responsible for processing contracts after receipt of an approved budget and scope of services and making payments to the provider after the State selects the provider through the Request for Proposal process.

MWBOO GRANTED A WAIVER.

2. **JOHNS HOPKINS UNIVERSITY (JHU)** **\$ 52,171.00**

Account: 1001-000000-3100-295901-603051

The JHU will provide physician services to the following schools located on the former Lake Clifton campus, Heritage High #425, The REACH School Middle/High #341, Digital Harbor and Patterson Senior High School-based Health Centers. The physician will provide on-site consultation at a minimum of 10 hours per week and will be available for patient evaluation.

The agreement is late because the funds were awarded late in the fiscal year, and the agreement was returned by the provider on January 19, 2011.

MWBOO GRANTED A WAIVER.

MINUTES

Health Dept. - cont'd

3. **FOREST PARK SENIOR CENTER, INC.** **\$ 54,825.00**

Account: 4000-433511-3024-268403-603051

The organization will operate a senior program, which will serve as the community focal point for seniors and their caregivers. Services will include but not be limited to transportation, social, recreational, and educational programs, information and assistance, outreach, and wellness. The period of the agreement is October 1, 2010 through September 30, 2011.

The agreement is late because of the transition between CARE and the BCHD and delays in the grant approval process.

MWBOO GRANTED A WAIVER.

4. **RONA MARTIYAN** **\$ 4,124.88**

Account: 5000-532911-3044-273300-603026

Ms. Martiyan, Master Trainer, will conduct training sessions for the Chronic Disease Self-Management and Diabetes Self-Management Programs. The training sessions will be held at the Zeta Senior Center. Ms. Martiyan will train seniors/volunteers in the appropriate techniques to help participants deal with problems such as nutrition, diabetes, hypertension, pain management, and the appropriate exercise techniques by maintaining and improving strength, flexibility, and endurance. The period of the agreement is March 3, 2011 through September 30, 2011.

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 President

ABSTAINED on Item No. 2.

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

The Board is requested to approve and authorize payment to Biomedical Waste Services, Inc. for services for the period of July 1, 2010 through December 31, 2010.

The Board is also requested to approve payments for estimated usage from January through June 30, 2011.

AMOUNT OF MONEY AND SOURCE:

\$27,315.60 - Total Cost, as follows:

	<u>Date</u>	<u>Invoice No.</u>
\$ 2,100.00	- July 21, 2010	171730
2,115.60	- August 31, 2010	173549
2,520.00	- September 30, 2010	176600
1,992.00	- October 31, 2010	176270
2,196.00	- November 30, 2010	177274
<u>2,232.00</u>	- December 31, 2010	178644
\$13,155.60	- 1001-000000-3030-271200-600005	
	1001-000000-3001-262300-603026	
\$10,053.00	- 1001-000000-3001-262300-603026	
<u>4,107.00</u>	- 1001-000000-3030-271200-600005	
\$14,160.00	- Estimated usage - The estimated amount is at \$12.00 per box for a total of 1,180 boxes for the period January 1, 2011 through June 30, 2011.	

BACKGROUND/EXPLANATION:

Biomedical Waste Services, Inc. provides an essential service of pick-up and disposal of biomedical products obtained from the public clinics operated by the Department.

Due to an oversight, neither a Purchase Order nor a contract was executed to facilitate payment to the contractor for the period July 1, 2010 through June 30, 2011. The request for estimated usage will allow time for the Department to process a purchase requisition through the Bureau of Purchases.

MINUTES

Health Department - cont'd

The Department recommends that a CitiBuy Purchase Order be executed to ensure payments for approved services for the period July 1, 2011 through June 30, 2012.

The Department will report back to the Department of Audits within 30 days on the implementation of the internal controls to prevent reoccurrence of the Purchase Orders not being issued.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION NOTING THAT THIS IS THE THIRD CONSECUTIVE YEAR THAT NEITHER A PURCHASE ORDER NOR A CONTRACT WAS EXECUTED FOR THIS VENDOR.

UPON MOTION duly made and seconded, the Board approved and authorized payment to Biomedical Waste Services, Inc. for services for the period of July 1, 2010 through December 31, 2010.

MINUTES**PROPOSAL AND SPECIFICATIONS**

1. Bureau of General
Services - PB 11811, Former Answorth
Paint Factory - Demolition
BIDS TO BE RECV'D: 4/06/2011
BIDS TO BE OPENED: 4/06/2011

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

MINUTES

Department of Transportation - On-Call Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an on-call agreement with Whitman Requardt & Associates, LLP for Project No. 1135, On Call Design Consultant Services for Federal Aid Projects for Bridges within the City of Baltimore. The period of the on-call agreement is effective upon Board approval for five years, with an option to extend for one-year or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$3,000,000.00 - Upset Limit

BACKGROUND/EXPLANATION:

The Department has negotiated and procured the consulting agreement which has been approved by the Architectural and Engineering Awards Commission. The Department desires to utilize the services of Whitman Requardt & Associates, LLP. The cost of services rendered will be on actual payroll rates not including overhead and burdens times a set multiplier. The payroll rates and multiplier have been reviewed by the Department of Audits. The Consultant will provide civil engineering and related work for the Baltimore City Conduit System. The work will consist of, but not be limited to the replacement or rehabilitation design of bridge structures and may include geotechnical design/soil boring, and right-of-ways.

DBE PARTICIPATION:

The Consultant will comply with the established goals of the Disadvantaged Business Enterprise of 25%.

Prime Engineering, Inc.	\$210,000.00	7.00%
Mercado Consultants, Inc.	210,000.00	7.00%
Legion Design/Campbell Associates	210,000.00	7.00%

MINUTES

DOT - cont'd

Mahan Rykiel Associates, Inc.	90,000.00	3.00%
Diversified Property Services, Inc.	<u>30,000.00</u>	<u>1.00%</u>
Total	\$750,000.00	25.00%

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

(FILE NO. 57080)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the on-call agreement with Whitman Requardt & Associates, LLP for Project No. 1135, On Call Design Consultant Services for Federal Aid Projects for Bridges within the City of Baltimore.

MINUTES**RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS**

* * * * *

On the recommendations of the City agencies

hereinafter named, the Board,

UPON MOTION duly made and seconded,

awarded the formally advertised contracts

listed on the following pages:

639 - 640

to the low bidders meeting the specifications,

or rejected bids on those as indicated

for the reasons stated.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:Bureau of Purchases

- | | | |
|--|---------------------------------|--------------|
| 1. B50001806, Provide
Transportation,
Cremation, and Disposal
of Animal Carcasses | Greenlawn Cemetery
Co., Inc. | \$ 84,960.00 |
|--|---------------------------------|--------------|

MWBOO GRANTED A WAIVER.

- | | | |
|---|------------------------------------|----------------------------------|
| 2. B50001418, Various
Fencing System Repairs
& Installation | First Call
Long Fence Co., Inc. | \$1,400,000.00
\$1,000,000.00 |
| | Second Call
Best Fence, LLC | \$ 400,000.00 |

MWBOO SET MBE GOALS AT 11% AND WBE GOALS AT 4%.LONG FENCE CO., INC.

MBE: C B Contractors	6%
Sparks Quality Fence Company	5%

WBE: Rowen Concrete, Inc.	4%
----------------------------------	----

BEST FENCE, LLC

MBE: Sparks Quality Fence Co.	11%
--------------------------------------	-----

WBE: The Dirt Express Company	4%
--------------------------------------	----

MWBOO FOUND VENDORS IN COMPLIANCE.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS:Bureau of Purchases - cont'd

3. B50001791, 2011 Cars and Trucks		\$4,631,500.00
	Criswell Chevrolet, Inc. Chevrolet Vehicles Only Item Nos. 6, 7, 8, 9 10, 12, 13, 15 (Chevrolet), and 16	\$2,921,500.00
	Hertrich Fleet Services Chevrolet/Ford Vehicles Item Nos. 1, 2, 3, 4, 5 14, and 15 (Ford)	\$1,710,000.00

MWBOO GRANTED A WAIVER.

MINUTES**TRAVEL REQUESTS**Department of Recreation and Parks

	<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1.	Calvin Ford Mack Allison, III	2011 National Silver Gloves Tournament Kansas City, MO (March 9 -13, 2011)	Accessory Acct.	\$1,778.05

The subsistence rate for this location is \$160.00 per day. The attendees will be sharing a room therefore only \$40.00 per day is being requested for meals for one of the attendees. The Department is requesting a rental vehicle because there will be multiple trips to and from the event and it will be necessary to transport equipment.

TRAVEL REIMBURSEMENTHealth Department

2.	Katherine Scott	Asthma Home Visiting Program, 138 th Annual Mtg. Denver, CO (Nov. 7 - 10, 2010) Reg. fee \$585.00	CDC Reducing Asthma Disparities	\$1,656.65
----	--------------------	---	--	------------

The subsistence rate for this location is \$224.00 per day. The Department is requesting reimbursement for hotel accommodations and taxes, airfare, meals and registration.

MINUTES

TRAVEL REIMBURSEMENT - cont'd

Hotel Accommodations	-	\$	597.00
Occupancy Taxes	-		88.65
Airfare	-		327.80
Meals	-		58.20
Registration	-		585.00
Total Reimbursement:			<u>\$1,656.65</u>

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

MINUTES

Bureau of Water and Wastewater - Single Bond for Drain
Layers #2092988

ACTION REQUESTED OF B/E:

The Board is requested to approve acceptance of the single bond for drain layers #2092988 for the firm, Jas Trucking, Inc. The period of the bond will continue until either the firm or the surety gives notice of its termination.

AMOUNT OF MONEY AND SOURCE:

\$10,000.00 Bond

BACKGROUND/EXPLANATION:

Jas Trucking, Inc. is making three applications to obtain one bond to cover various permits that may be issued to them from time to time instead of being obligated to give a separate bond or deposit or money for each arrangement.

(FILE NO. 57082)

UPON MOTION duly made and seconded, the Board approved acceptance of the single bond for drain layers #2092988 for the firm, Jas Trucking, Inc. The President **ABSTAINED.**

MINUTES

Bureau of Water and Wastewater - Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to agreement with EBA Engineering, Inc., for Project No. 1063, Material Testing and Inspection Service. The amendment extends the period of the agreement through May 20, 2012.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On May 21, 2008, the consultant was awarded the contract to provide material testing, inspection, and engineering services for proposed improvements in the City's water and wastewater systems.

The Bureau is requesting a one-time extension from May 21, 2011 to May 2012 at no additional costs to the City. Under this amendment, the consultant will continue to provide material testing.

MBE/WBE PARTICIPATION:

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

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to agreement with EBA Engineering, Inc., for Project No. 1063, Material Testing and Inspection Service. The President **ABSTAINED.**

MINUTES

Bureau of Water and Wastewater - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with Rummel, Klepper & Kahl, LLP (RK&K), for Project 1124R, Wastewater Engineering Services for Improvements of the Herring Run Sewershed Collection System. The period of the agreement is effective upon Board approval for five years or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$1,064,027.19 - Baltimore City Wastewater Revenue Bonds
434,602.65 - Baltimore County
\$1,498,629.84 - 9956-906652-9551-900020-703032

BACKGROUND/EXPLANATION:

RK&K will provide engineering services necessary to evaluate, prepare a design memorandum, develop contract documents and provide post award services for this project. The improvements will include approximately 21,867 feet of Cured In Place Pipe (CIPP) of lining 2,020 feet of CIPP lining point repairs, 278 point repairs by other means, replacing/rehabilitating 46 manholes, opening/locating/inspecting 293 manholes, replacing 1,600 feet of 8-inch and 10-inch sewer and upsize 839 feet of 8 inch and 10-inch to 12-inch sewer and the re-inspection of 525,875 feet of sewers and 2,247 manholes to eliminate sanitary sewer overflows by providing additional hydraulic capacity and reducing infiltration and inflow in the Herring Run Sewershed Collection System. The consultant will also provide certain post award services such as reviewing and tracking of shop drawings and submittals, reviewing conditional and final acceptance and reviewing as-built drawings. These improvements were identified in the Herring Run Collection System Evaluation and Sewershed Plan under the Consent Decree. The consultant was approved by the Architectural and Engineering Awards Commission.

MBE/WBE PARTICIPATION:

MWBOO SET GOALS OF 27% MBE AND 9% WBE.

MINUTES

BW&WW - cont'd

MBE:	Daniel Consultants, Inc.	\$141,840.86	9.46%
	RJM Engineering, Inc.	109,426.42	7.30%
	Tech International Corp.	101,236.56	6.76%
	Savin Engineers, PC	52,500.00	3.50%
		<u>\$405,003.84</u>	<u>27.02%</u>
WBE:	Phoenix Engineering, Inc.	\$ 40,787.71	2.72%
	Carroll Engineering, Inc.	37,892.98	2.53%
	Foundation Test Group, Inc.	55,325.76	3.69%
		<u>\$134,006.45</u>	<u>8.94%</u>

MWBOO FOUND VENDOR IN COMPLIANCE.

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

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$1,171,500.00	9956-907624-9549	
Wastewater	Constr. Reserve	
Revenue Bonds	Rehab Prog.	
	Herring Run	
478,500.00	" "	
County		
<u>Appropriations</u>		
<u>\$1,650,000.00</u>		

MINUTES

BW&WW - cont'd

\$1,499,656.29	-----	9956-906652-9551-3
		Design
<u>150,343.71</u>	-----	9956-906652-9551-9
\$1,650,000.00		Administrative

The funds are needed to award Project 1124R, Design Improvements to the Herring Run Sewershed Collection System.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to agreement with Rummel, Klepper & Kahl, LLP, for Project 1124R, Wastewater Engineering Services for Improvements of the Herring Run Sewershed Collection System. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter. The President **ABSTAINED**.

MINUTES

Bureau of Water and Wastewater - Rescission of Notice of Letting

ACTION REQUESTED OF B/E:

The Board is requested to rescind the Notice of Letting for Water Contract 1197-Susquehanna Transmission Main Valve Replacements.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On January 12, 2011, the Board approved the advertisement of the notice of letting for Water Contract 1197 to be advertised on January 14, 2011. Permission is requested to rescind the notice of letting at this time for further review of the contract documents, plans, and specifications.

UPON MOTION duly made and seconded, the Board approved the rescission of the Notice of Letting for Water Contract 1197-Susquehanna Transmission Main Valve Replacements. The President

ABSTAINED.

MINUTES

Bureau of Water and Wastewater - Amendment No. 2 to Agreement
for Project No. 1028

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of amendment no. 2 to agreement with ADS, Environmental Services/Johnson Mirmiran and Thompson, Inc., a Joint Venture (ADS/JMT), under Project No. 1028, High Level Collection System Evaluation and Sewershed Plan. This amendment no. 2 extends the period of the agreement through January 31, 2012.

AMOUNT OF MONEY AND SOURCE:

No additional funds are required.

BACKGROUND/EXPLANATION:

On January 31, 2007, the Board approved an agreement with ADS/JMT to provide engineering services for the high level collection system evaluation and development of a sewershed plan to comply with Paragraph 9 of the Consent Decree.

On February 24, 2010, the Board approved amendment no. 1 which extended the period of the agreement through January 31, 2011.

This amendment no. 2 to agreement will allow the consultant to continue to provide engineering services to address the comments from the Environmental Protection Agency and the Maryland Department of Energy on the Sewershed Study and Plan until the final approval of the same.

The consultant was approved by the Office of Boards and Commissions and the Architectural and Engineering Awards Commission.

MINUTES

BW&WW - cont'd

MBE/WBE PARTICIPATION:

The consultant will comply with all terms and conditions of the Minority and Women's Business Enterprise programs in accordance with the Baltimore City Code, Article 5, Subtitle 28.

APPROVED FOR FUNDS BY FINANCE

AUDITS NOTED THE TIME EXTENSION.

(FILE NO. 55986A)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment no. 2 to agreement with ADS, Environmental Services/Johnson Mirmiran and Thompson, Inc., a Joint Venture, under Project No. 1028, High Level Collection System Evaluation and Sewershed Plan. The President **ABSTAINED.**

MINUTES

Bureau of Water and Wastewater - Amendment No. 1 to
Agreement for Project No. 1096J

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment no. 1 to agreement with Johnson, Mirmiran, and Thompson, Inc., (JMT), under Project No. 1096J, Engineering Support Services for the Utilities Geographic Information Systems (GIS).

AMOUNT OF MONEY AND SOURCE:

\$124,286.93 - 9956-904531-9551-900020-703032
124,286.92 - 9960-906531-9557-900020-703032
\$248,573.85

BACKGROUND/EXPLANATION:

On November 9, 2009, the Board approved a two-year agreement with the JMT to provide engineering services for the Wastewater, Water and Utility easement/ROW and the GIS features.

Due to funding issues at the time of the award, the original agreement was approved for \$500,887.01 in lieu of the full agreement amount. This amendment will encumber the balance of funds needed for the duration of the agreement. The consultant was approved by the Architectural and Engineering Awards Commission.

MBE/WBE PARTICIPATION:

MBE: GeographIT	\$144,291.00	28.80%
WBE: Ross Technical Services	\$ 47,223.68	9.43%

MWBOO FOUND VENDOR IN COMPLIANCE.

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

MINUTES

BW&WW - cont'd

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 350,000.00	9956-906144-9549	9956-904531-9551-3
Wastewater	Constr. Res.	Design
Utility Funds	Mapping Program	
\$ 380,252.71	9960-907099-9558	
Water Utility	Constr. Res.	
Funds	Mapping Program	
69,747.29	" "	Water Revenue
Bonds		9960-906531-9557-3
<u>\$ 450,000.00</u>	-----	Design

The additional funds are required to allow the consultant to provide the geographic information system and the utility easement for Water and Wastewater and to cover the current account deficit.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment no. 1 to agreement with Johnson, Mirmiran, and Thompson, Inc., under Project No. 1096J, Engineering Support Services for the Utilities Geographic Information Systems. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter. The President **ABSTAINED**.

MINUTES

Bureau of Water and Wastewater - Settlement and Release
Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a settlement and release agreement with Heery International, Inc.

AMOUNT OF MONEY AND SOURCE:

\$2,376,048.33 - Account Nos. Various

BACKGROUND/EXPLANATION:

On September 26, 2007, the Board approved the original one-year agreement with Heery International, Inc., which included options to extend the agreement for two additional one-year periods. The request to the Board for an amendment to exercise the first option year was not executed in time, and the agreement expired on September 25, 2008. However, the consultant continued to provide critical support services, pending resolution of the expired contract.

The approval of this settlement and release agreement will allow the Department of Public Works to reimburse the consultant for extra work performed after the original agreement expired. The services provided and costs incurred are from September 26, 2008 until the work was stopped on August 8, 2010.

The City and Heery International, Inc. now wish to settle and resolve any and all claims, demands, suits, and litigation that have been brought, could be brought or might be brought in the future by either party against the other, except for the rights and obligations of the parties that ordinarily survive final payment under the contract. This is the FINAL PAYMENT against costs incurred during this period.

MINUTES

BW&WW - cont'd

MBE/WBE PARTICIPATION:

This payment to the consultant includes costs for MBE/WBE participation as follows:

MBE: Daniel Consultants	\$428,016.45	18.01%
WBE: Ross Technical Services	\$128,811.34	5.42%

APPROVED FOR FUNDS BY FINANCE

AUDITS DEFERS TO THE BOARD ON PAYMENT FOR THE EXTRA WORK PERFORMED AFTER THE AGREEMENT EXPIRED ON SEPTEMBER 25, 2008. AUDITS REVIEWED DOCUMENTATION THAT SUPPORTS THE AMOUNT REQUESTED.

(FILE NO. 57218)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the settlement and release agreement with Heery International, Inc. The President **ABSTAINED.**

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

1. NS MICROWAVE	\$49,630.00	Sole Source
Solicitation No. 08000 - NS9200 MSA Audio/Video Control System Upgrade - Police Department - Req. No. R568076		

The vendor is the sole provider of this proprietary system.

2. FREEMIRE & ASSOCIATES, INC.	\$44,000.00	Sole Source/ Agreement
Solicitation No. B50001795 - DeZURIK Plug valves and Parts - Department of Public Works - Req. No. R564386		

The Board is requested to approve and authorize execution of a agreement with Freemire & Associates, Inc. The period of the agreement is effective upon Board approval for one-year, with two 1-year renewal options.

The vendor is the sole distributor for these parts already in use by the Department of Public Works.

(FILE NO. 57210)

3. EARLBECK GASES & TECHNOLOGIES	\$ 0.00	Renewal
Solicitation No. B50000968 - General Welding Equipment and Supplies - Agencies Various - Req. Nos. Various		

On March 4, 2009, the Board approved the initial award in the amount of \$70,000.00. The award contained one 2-year renewal option at the sole discretion of the City. The period of the renewal is March 4, 2011 through March 3, 2013.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | |
|---|----------------|-------------|
| 4. GEIGER PUMP AND
EQUIPMENT COMPANY | \$1,000,000.00 | Sole Source |
|---|----------------|-------------|
- Solicitation No. 08000 - Moyno Pump Parts and Complete Units -
Department of Public Works, Bureau of Water and Wastewater -
Req. No. R565714

This requirement is specific for these patented items, which must be compatible with the existing installed equipment. The vendor is the sole authorized distributor of these items for this area.

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

- | | | |
|-----------------|---------------|---------|
| 5. PRAXAIR INC. | \$ 200,000.00 | Renewal |
|-----------------|---------------|---------|
- Solicitation No. 06000 - Liquid Oxygen - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P510889

On March 4, 2009, the Board approved the initial award in the amount of \$100,000.00. The award contained an option to renew at the sole discretion of the City. Subsequent actions have been approved. This renewal in the amount of \$200,000.00 is for the period May 31, 2011 through May 30, 2012.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

6. INDUSTRIAL ORGANIZATIONAL

SOLUTIONS, INC.	\$ 62,000.00	Renewal
-----------------	--------------	---------

Solicitation No. B50000128 - Police Testing Services -
Department of Human Resources - Req. No. R569423

On March 5, 2008, the Board approved the initial award in the amount of \$61,295.00. The award contained two 1-year renewal options at the sole discretion of the City. Subsequent actions have been approved. This is the final renewal for the period March 14, 2011 through March 13, 2012.

MWBOO GRANTED A WAIVER.

7. ENTERPRISE SPECIALTY

PRODUCTS, INC.	\$ 22,000.00	Increase
----------------	--------------	----------

Solicitation No. B50000749 - Anitfoam Defoamer - Department of
Public Works, Bureau of Water and Wastewater - P.O. No.
P510720

On December 10, 2008, the Board approved the initial award in the amount of \$17,516.60. Subsequent actions have been approved. This increase in the amount of \$22,000.00 is necessary due to increased usage of this product, and will make the total award amount \$57,031.59.

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

8. ASG SECURITY	\$400,000.00	Increase
-----------------	--------------	----------

Solicitation No. B50000984 - Installation Repair and Maintenance for Commercial Security Alarm & Fire Protection Systems for Various City Agencies - Agencies Various - P.O. No. P508352

On May 13, 2009, the Board approved the initial award in the amount of \$400,000.00. This increase in the amount of \$400,000.00 is necessary to meet an increased demand for this service and will make the total award amount \$800,000.00.

MWBOO SET GOALS OF 11% MBE AND 4% WBE.

MWBOO FOUND VENDOR IN COMPLIANCE BASED ON A GOOD FAITH EFFORT, WITH A PLAN TO MAKE UP THE WBE SHORTFALL.

MBE: Tri-Teks Telecommunications, Inc. 35%

WBE: Plexus Installations, Inc. 0%

9. EASTERN FOOD SERVICE INC.	N/A	Agreement
---------------------------------	-----	-----------

Solicitation No. 07000 - Bulk Foods - Health Department - PO. No. R555510

The Board is requested to approve and authorize execution of an agreement with Eastern Food Service, Inc. The period of the agreement is effective upon Board approval through December 31, 2011.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

On December 08, 2010, the Board approved the award for Bulk Food Service. This agreement finalizes that award.

MWBOO GRANTED A WAIVER.

(FILE NO. 57210)

UPON MOTION duly made and seconded, the Board approved the informal awards, renewals, increases to contracts, and extensions. The Board further approved and authorized execution of the agreement with Freemire & Associates, Inc. (Item No. 2) and the agreement with Eastern Food Service, Inc. (Item No. 9). The President **ABSTAINED** on Item Nos. 4, 5, and 7. The Comptroller **ABSTAINED** on Item No. 8.

MINUTES

PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

all of the Personnel matters

listed on the following pages:

661 - 663

All of the Personnel matters have been approved

by the EXPENDITURE CONTROL COMMITTEE.

All of the contracts have been approved

by the Law Department

as to form and legal sufficiency.

MINUTES

PERSONNELDepartment of Planning

	<u>Hourly Rate</u>	<u>Amount</u>
1. JOHN TRAVIS PATE	\$25.64	\$ 47,000.00

Account: 1001-000000-1877-187400-601009

Mr. Pate will serve as a Demographer. His duties will include but are not limited to overseeing, planning and coordinating the physical and logistical arrangement of meetings, public events and other activities aimed at raising awareness of the 2010 Census Complete Count Campaign. The period of agreement is effective upon Board approval for one year.

Fire Department2. Abolish the following 11 unpopulated classes:

- a. 10084 - Fire Operations Aide
Grade 336 (\$35,284.00 - \$56,748.00)
- 41253 - Battalion Fire Chief
(Automotive Maintenance)
Grade 344 (\$64,163.00 - \$80,164.00)
- 41283 - Battalion Fire Chief (Line Maintenance)
Grade 344 (\$64,163.00 - \$80,164.00)
- 41298 - Fire Cadet
Grade 813 (\$17,239.00 Flat)
- 41252 - Fire Captain (Automotive Maintenance)
Grade 341 (\$56,363.00 - \$69,521.00)

MINUTES**PERSONNEL**Fire Department - cont'd

- 41251 - Fire Lieutenant (Automotive Maintenance)
Grade 338 (\$50,283.00 - \$61,355.00)
- 41281 - Fire Lieutenant (Line Maintenance)
Grade 338 (\$50,283.00 - \$61,355.00)
- 41292 - Fire Lieutenant (Pilot)
Grade 338 (\$50,283.00 - \$61,355.00)
- 62791 - Paramedic/Firefighter
Grade 316 (\$36,160.00 - \$57,747.00)
- 62716 - Paramedic Administrator
Grade 341 (\$56,363.00 - \$69,521.00)
- 62715 - Paramedic Supervisor
Grade 339 (\$50,283.00 - \$61,355.00)

Abolish the following grade:

- b. Grade 339 (\$50,283.00 - \$61,355.00)

Cost: There are no costs associated with these actions.

Department of Public Works (DPW)

	<u>Rate of Pay</u>	<u>Amount</u>
3. ALAN S. CARMEL	\$250.00 per conf. session not to exceed three hours	\$26,000.00

MINUTES**PERSONNEL**DPW - cont'd

	<u>Rate of Pay</u>	<u>Amount</u>
4. BARRETT W. FREEDLANDER	\$250.00 per conf. session not to exceed three hours	\$26,000.00

Account: 2071-000000-5471-400504-603021

Messrs. Carmel and Freedlander will each work as a Conference Chairman for the DPW. They will be responsible for conducting informal conferences for persons who wish to have their utility bills reviewed and/or abated pursuant to the Baltimore City Code, Article 24. They will take testimony from the complainants and any witnesses presented by the complainant, review the DPW files and records on each complaint, and take testimony from DPW personnel. Messrs. Carmel and Freedlander will make preliminary determinations as to whether the costs shown on utility bills are justified and correct, pursuant to the standards established by the DPW and the Baltimore City Code. They will render written recommendations for the DPW/Bureau of Water and Wastewater/Division of Revenue Measurement and Billing at the end of each conference.

If a conference exceeds three hours, the Conference Chairman will receive a prorated amount for the time in excess of three hours. They will also be compensated for parking and/or public transportation. The period of the agreement is effective upon Board approval for one year.

MINUTES

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

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

BIDS, PROPOSALS AND CONTRACT AWARDS

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

Department of Transportation - TR 11010, Resurfacing Highways
at Various Locations Citywide
Emergency - JOC
BIDS TO BE RECV'D: 03/09/11
BIDS TO BE OPENED: 03/09/11

MINUTES

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

Bureau of Purchases - B50001828, Spring 2011 Trees

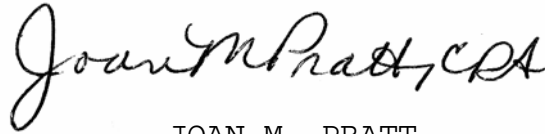
John Deere Landscapes
Schichtels Nursery

Bureau of Purchases - B50001831, Rear Loading Refuse
Collection Trucks

Maryland Industrial Trucks
THC/Enterprises, Inc. t/a
Mid-Atlantic Waste Systems
Waste Equipment Sales &
Service
Peterbilt of Baltimore

MINUTES

There being no objections, the Board, UPON MOTION duly made and seconded, adjourned until its next regularly scheduled meeting on Wednesday, March 9, 2011.

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

JOAN M. PRATT
Secretary