

MINUTES**REGULAR MEETING**

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

The meeting was called to order by the President.

BOARDS AND COMMISSIONS1. 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:

Builder Guru Contracting, Inc.	\$	8,000,000.00
Certified Maintenance Co., Inc.	\$	4,995,000.00
Civil Construction, LLC	\$	66,609,000.00
Comer Construction, Inc.	\$	8,000,000.00
Dustin Construction, Inc.	\$	94,698,000.00
Harnden Group, LLC	\$	25,000,000.00
MSI Controls, Inc.	\$	6,435,000.00
Mel McLaughlin Company	\$	1,500,000.00
Power Component Systems, Inc.	\$	8,000,000.00
Shrader Electric Co., Inc.	\$	5,724,000.00
Strait Steel, Inc.	\$	8,000,000.00
Turner Construction Company	\$4,210,000,000.00	
W. Concrete, Inc.	\$	1,017,000.00

MINUTES

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

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

ATCS, P.L.C.	Engineer Survey
Alpha Construction and Engineering Corporation	Engineer
Alpha TAU Mechanical Solutions	Engineer
Harry, Seth, Inc.	Architect
Huron Consulting	Engineer
JRS Architects, Inc.	Architect
Patton Harris Rust & Associates, Inc.	Landscape Architect Engineer Land Survey Property Line Survey
RMF Engineering, Inc.	Engineer
Sidhu Associates, Inc.	Engineer
Tech International Corporation	Engineer
Town Green	Architect

There being no objections, the Board, UPON MOTION, duly made and seconded, approved the prequalification of contractors and architects and engineers for the listed firms.

MINUTES

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following pages:

891 - 892

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. 4.

MINUTES

TRANSFERS OF FUNDS

	<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Transportation</u>			
1.	\$24,479.50	9950-901056-9512	9950-908073-9512-3
	MVR	Traffic Signal Installation of Fiber & Copper Communication System	Design & Studies 41 st Street & Falls Road Intersection Improvements

This transfer will fund the costs associated with the Task No. 21 on Project 1074, to McCormick, Taylor & Associates for engineering expenses for the storm drain analysis, Storm Water Management and Sediment Control Design for the 41st Street and Falls Road Intersection improvements.

2.	\$84,833.82	9950-902426-9506	9950-912616-9508-3
	MVR	Eastern Avenue Underpass	Design & Studies West Baltimore Trail

This transfer will clear the deficit in the account and fund costs associated with Task No. 20 on Project 1074, to McCormick, Taylor & Associates for engineering expenses for the proposed demolition activities to the MTA West Baltimore Marc Station.

Department of Housing and Community Development (DHCD)

3.	\$50,000.00	9910-907994-9587	9910-904083-9588
	29 TH CDB FY 2010	Special Capital Projects	Special Projects Ombudsman Office

This transfer will provide funds to carry-out ongoing unplanned emergency activities that arise throughout the City for fiscal year 2010.

MINUTES**TRANSFERS OF FUNDS**

	<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>DHCD</u> - cont'd			
4.	\$15,391.66 20 th EDB	9910-911004-9608 Preston Gardens	9910-914009-9607 Downtown Preston Gardens

This transfer will provide funds to implement the designed improvements to Preston Gardens. The designed improvements to Preston Gardens are coordinated efforts between the Department of Housing and Community Development, the Department of Recreation and Parks and Downtown Partnership of Baltimore.

MINUTES**TRAVEL REQUESTS**Police Department

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1. Kevin Allen	Federal Law Enforcement Training Center Mobile Device Investigative Program Glynco, GA April 4 - 9, 2010 (Reg. Fee \$3,062.00)	MD State Police	\$3,642.00
2. Daniel Montalvo	Federal Law Enforcement Training Center Mobile Device Investigative Program Glynco, GA May 16 - 28, 2010 (Reg. Fee \$5,057.00)	MD State Police	\$6,333.00

Office of Employment Development

3. Gerald B. Grimes	Defendant Offender Workforce Development Conference Dallas, TX April 4 - 8, 2010 (Reg. Fee \$275.00)	Federal Grant	\$1,335.80
------------------------	---	------------------	------------

MINUTES**TRAVEL REQUESTS**

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>Health Department</u>			
4. Rose Jefferson	44 th Nat'l Immunization Conference Atlanta, GA April 18-22, 2010 (Reg. Fee \$225.00)	Federal	\$1,152.21

The total cost of the travel is \$1,377.21 which includes a registration fee of \$225.00. The registration fee was paid by EA 000032891.

5. William Morris	44 th Nat'l Immunization Conference Atlanta, GA April 18-22, 2010 (Reg. Fee \$250.00)	Federal	\$1,135.40
-------------------	---	---------	------------

The total cost of the travel is \$1,385.40 which includes a registration fee of \$250.00. The registration fee was paid by EA 000032714.

TRAVEL REIMBURSEMENTCircuit Court for Baltimore City (CCBC)

6. Claudette Brown \$ 616.02

On January 25-27, 2010, Ms. Brown attended the Child Welfare League of America's National Conference in Washington, DC.

The travel request was not submitted to the Board of Estimates for approval prior to travel because of a misunderstanding regarding the travel procedures.

MINUTES

TRAVEL REIMBURSEMENTCCBC - cont'd

The subsistence rate for this location is \$278/night. The hotel cost was \$269.00 per night plus hotel tax of \$39.01/per night for two nights. The early registration fee in the amount of \$605.50 was paid in on EA 000010724. Therefore, the Board is requested to approve a reimbursement to Ms. Brown in the amount of \$616.02 for the additional costs.

Actual Costs:

Hotel cost	\$538.00
Tax	<u>78.02</u>
	\$616.02

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

MINUTES

Department of Public Works/ - Developer's Agreement No. 1192
Bureau of General Services

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of Developer's Agreement No. 1192 with PV Realty-Northwest, LLC, developer.

AMOUNT OF MONEY AND SOURCE:

\$17,297.00

BACKGROUND/EXPLANATION:

The developer would like to install new water service, to its proposed construction located in the vicinity of 4601 Pall Mall Road. 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 \$17,297.00 has been issued to PV Realty-Northwest, LLC, which assumes 100% of the financial responsibility.

MBE/WBE PARTICIPATION:

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Developer's Agreement No. 1192 with PV Realty-Northwest, LLC, developer.

MINUTES

Department of General Services - Minor Privilege Permit Applications

The Board is requested to approve the following applications for a Minor Privilege Permit. The applications are in order as the Minor Privilege Regulations of the Board and the Building Regulations of Baltimore City.

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
1. 1227 W. Baltimore St.	Lim Family, LLC	Retain cornice sign 28' x 3'
Annual Charge: \$147.00		
2. 4007 W. Belvedere Ave.	Hickory Investments, Inc.	One double face electric Sign 3' x 4½'
Annual Charge: \$71.55		
3. 3027 Dillon St.	Josh Stone	One set of steps, 2 oriel windows 2' x 13'
Annual Charge: \$290.90		
4. 3515 Eastern Ave.	Georgia Efthimiou	Awning w/signage 15' x 2'
Annual Charge: \$140.70		
5. 4001 Falls Rd.	WDM Limited Liability Co.	Seven bracket signs 2' x 2½'
Annual Charge: \$368.90		

MINUTES

Department of General Services - cont'd

<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
6. 3038 Greenmount Ave.	Peter S. Lee Realty, Inc.	Retain cornice 8' x 2'
Annual Charge: \$35.20		
7. 319 W. Lexington St.	Max Properties, Inc.	One awning 290" x 48", six fluores- cent tubes
Annual Charge: \$694.20		
8. 1003 Light Street	Donald R. Schmincke	Retain cornice sign 14'3" x 1½", five spot reflectors
Annual Charge: \$147.84		
9. 643 S. Linwood Ave.	Gregory Pezzo	Garage extension 17' x 2'
Annual Charge: \$119.00		
10. 2428 E. Monument St.	Yi Bong Park	Retain cornice sign 12' x 2', four spot reflectors
Annual Charge: \$105.60		

MINUTES

Department of General Services - cont'd

	<u>LOCATION</u>	<u>APPLICANT</u>	<u>PRIVILEGE/SIZE</u>
11.	1818 Pennsylvania Ave.	O & N Enterprise, Inc.	Retain flat sign 19' x 2'
	Annual Charge: \$70.30		
12.	2026 W. Pratt St.	Mohinder S. Aneja	Retain cornice sign 10' x 2'
	Annual Charge: \$35.20		
13.	200 E. Preston St.	200 East Preston Street, LLC	Garage extension 13' x 2'
	Annual Charge: \$91.00		
14.	405 W. Redwood St.	Redwood Partnership	One awning 15' x 9'7"
	Annual Charge: \$402.36		
15.	SS 25 ft. Alley 1 st S of 37 th St. 115 ft. E. of Chestnut Ave.	Jennifer Dalgarno	One service connection 4" conduit @ 38'
	Annual Charge: \$133.00		

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

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

MINUTES

Commission on Aging and Retirement Education (CARE) - Agreement and Amendment to Agreement

The Board is requested to approve and authorize execution of the agreement and amendment to agreement.

AGREEMENT

	<u>Hourly Rate</u>	<u>Amount</u>
1. RONA MARTIYAN	\$46.87	\$3,000.00

Account: 5000-532910-3250-535800-603026

Ms. Martiyan will provide services as a qualified Master Trainer for the Chronic Disease Self-Management Program (CDSMP), which is an evidenced-based health promotion developed by Stanford University, School of Medicine.

Master trainers for the CDSMP conduct training sessions for senior/volunteers designated by CARE to become lay leaders for the CDSMP. The Living Well Program supports leader training. Per the guidelines of the Living Well Licensing Agreement, Living Well leader training can only be facilitated by a Master Trainer who teaches patients how to manage their health, physical conditions, and maintain active and fulfilling lives. The period of the agreement is March 1, 2010 through September 30, 2010.

AMENDMENT TO AGREEMENT

2. ANGELS'S COVE ASSISTED LIVING FACILITY, INC.	\$ 6,500.00
--	--------------------

Account: 5000-534010-3250-319902-607001

On September 16, 2009, the Board approved an agreement with the Angels's Cove Assisted Living Facility, Inc. in the amount of \$23,400.00. This amendment to the agreement, in the amount of \$6,500.00, will allow CARE to disburse additional State subsidized assisted housing funds to low-income residents

MINUTES

CARE - cont'd

at the facility. There is an increase in the number of clients who are eligible for enrollment in the Senior Living Group Home Subsidy Program. All other terms and conditions of the original agreement remain unchanged.

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 and amendment to agreement.

MINUTES

Health Department - Agreements

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

1. **LIGHT HEALTH AND WELLNESS** **\$ 22,500.00**
COMPREHENSIVE SERVICES, INC.

Account: 4000-425610-3040-276902-603051

Light Health and Wellness Comprehensive Services, Inc. will provide services in the area of HIV psychosocial services. The organization will facilitate a statewide coalition to address the needs of HIV infected and affected women, infants, children and youth. The services will focus on collaboration and coordination of existing resources, development of new resources where gaps are identified, and addressing challenges to client health. The period of the agreement is July 1, 2009 through June 30, 2010.

2. **LIGHT HEALTH AND WELLNESS** **\$ 64,500.00**
COMPREHENSIVE SERVICES, INC.

Account: 4000-425610-3040-278108-603051

Light Health and Wellness Comprehensive Services, Inc. will provide child care services to 20 unduplicated children, 2 - 5 years of age, who are infected/affected by HIV/AIDS. The child care services will allow the primary caregiver to attend primary medical care, Ryan White Title related meetings, HIV support services, trainings, and Planning Council activities and/or to provide respite for the primary caregiver. The period of the agreement is July 1, 2009 through June 30, 2010.

MWBOO GRANTED A WAIVER.

MINUTES

Health Department - cont'd

The agreements are late because the State AIDS Administration programmatically manages all Ryan White Part D services. Providers are selected through the Request for Proposal process. The Department prepares the agreements after receipt of an approved budget and scope of services and processes payments following approval.

3. **BALTIMORE HEALTH CARE ACCESS, INC.** **\$ 17,866.40**
(BHCA)

Account:	4000-496610-3050-283300-603051	\$ 16,502.40
	4000-422810-3050-283300-603051	\$ 1,364.00

The BHCA will assist the Department's Lead, Asthma, and Injury Prevention Bureau in the implementation of a Lead and Healthy Homes Promotores Program and a Public Housing Peer Educator Initiative. The goal of the Healthy Homes Promotores Program is to raise awareness among Baltimore's Latino population of poor health consequences caused by household pests, and safe methods to prevent and treat pests in homes. The period of the agreement is March 1, 2010 through October 31, 2010.

4. **THE PEOPLE'S COMMUNITY HEALTH** **\$ 10,000.00**
CENTER, INC.

Account: 5000-530310-3040-278902-603051

The People's Community Health Center, Inc. will work with the Department to provide informational and educational services on tobacco use prevention and cessation to African American adults in community settings and information about how to reduce secondhand smoke exposure. The period of the agreement is February 23, 2010 through June 30, 2010.

The agreement is late because notification of the award was recently received.

MINUTES

Health Dept. - cont'd

5. **BALTIMORE HEALTH CARE ACCESS, INC.** **\$472,836.00**
(BHCA)

Account: 4000-421010-3080-294600-404001

The BHCA is responsible for oversight of Medicaid Managed Care in Baltimore City. The BHCA will provide consumer education regarding navigation of the Medical Assistance program and operate an ombudsman unit, which will handle enrollees' complaints concerning access to appropriate health care within their assigned Managed Care Organization. In addition, the BHCA will maintain an outreach, tracking and care coordination system for Medicaid recipients and client linkages to relevant community programs. The period of the agreement is July 1, 2009 through June 30, 2010.

The agreement is late because notification of the award was recently received.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

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

MINUTES

Health Department - Federal Demonstration
Partnership Sub-Award Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a federal demonstration partnership sub-award agreement with the Johns Hopkins University, School of Nursing (JHUSON). The period of the agreement is December 1, 2009 through November 30, 2010.

AMOUNT OF MONEY AND SOURCE:

\$35,933.00 - 4000-431009-3080-294200-601001

BACKGROUND/EXPLANATION:

The JHUSON was awarded funds from the National Institute of Health, for the Domestic Violence Enhanced Home Visitation - DOVE Project. The purpose of the project is to test a home visitation intervention to reduce domestic violence and improve the lives of pregnant and postpartum women and their children.

The Department will collaborate with the JHUSON and will provide a Community Health Nurse II to provide home visits to pregnant women referred to its Maternal and Infant Program, along with specific DOVE activities.

The agreement is late because it was 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 federal demonstration partnership sub-award agreement with the Johns Hopkins University, School of Nursing. The President **ABSTAINED**.

MINUTES

Health Department - Grant Agreements and Declaration of
Covenants and Restrictions Agreements

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the grant agreements and the declaration of covenants and restrictions agreements with the listed grantee. The period of the agreement is effective upon Board approval for three years.

1. **HOLABIRD INVESTMENTS, LLC** **\$ 4,495.00**

The property is located at 851 Reinhardt Street.

2. **HOLABIRD INVESTMENTS, LLC** **\$17,415.00**

The property is located at 1422 Madison Avenue, Apartments 1, 2, and 3.

3. **HOLABIRD INVESTMENTS, LLC** **\$ 9,610.00**

The property is located at 1248 Washington Boulevard.

Account: 4000-428008-3050-282900-603026

The City has received grant funds from the Department of Housing and Urban Development for certain lead hazard reduction activities.

The grantee has applied to the City for a grant to undertake the lead hazard reduction work on the above listed properties. The grantee's contribution of 20% of the total project cost will be deposited into a non-interest bearing account of the City, and disbursed by the City to the Certified Contractor or other parties due payment, in accordance with the construction contract and the agreement.

MINUTESHealth Department - cont'd

The grantee or its certified contractor will perform the services and provide materials for the project on the properties and agrees that the project will be subject to occupancy and rental covenants and restrictions in the form required by the City for a three year period from the time the lead hazard reduction work is completed.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the grant agreements and the declaration of covenants and restrictions agreements with Holabird Investments, LLC, grantee.

MINUTES

Department of Housing and - Head Start Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Head Start agreement with the Baltimore Metropolitan Alumnae Chapter Delta Sigma Theta Sorority, Inc., delegate agency for the Metro Delta Head Start Program. The period of the agreement is October 1, 2009 through September 30, 2010.

AMOUNT OF MONEY AND SOURCE:

\$36,665.00 - 5000-586820-6050-449900-603051

BACKGROUND/EXPLANATION:

Under the terms of this agreement, the funds will allow the Metro Delta Head Start Program to extend the day/year services to 34 families from 7:30 a.m. to 5:30 p.m., Monday through Friday. The funds will also permit the organization to employ three additional staff to work in the classroom to ensure sufficient coverage for before and aftercare, and serve as substitutes for staff that are taking college courses. Additional support will also be provided for children requiring one-on-one attention due to behavioral concerns.

MINUTES

DHCD - cont'd

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

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the Head Start agreement with the Baltimore Metropolitan Alumnae Chapter Delta Sigma Theta Sorority, Inc., delegate agency for the Metro Delta Head Start Program. The Mayor **ABSTAINED.**

MINUTES

Department of Housing and - Head Start Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Head Start agreement with the YMCA of Central Maryland delegate agency for the Emily Price Jones Head Start Program. The period of the agreement is July 1, 2009 through September 30, 2010.

AMOUNT OF MONEY AND SOURCE:

\$132,161.00 - 4000-485810-5750-642423-603051

BACKGROUND/EXPLANATION:

The purpose of this agreement is to provide additional funding for the operation of the Emily Price Jones Head Start Program. The program provides Head Start services to 321 children and their families in Baltimore City.

The agreement is late because of delays in the assignment of a fiscal account number and 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 the YMCA of Central Maryland delegate agency for the Emily Price Jones Head Start Program.

MINUTES

Department of Housing and - Agreements
Community Development

ACTION REQUESTED OF B/E:

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

- 1. **SOUTH BALTIMORE LEARNING CORPORATION, \$ 55,000.00**
INC.

Account: 2089-208910-5930-438034-603051

The South Baltimore Learning Corporation, Inc. will provide Adult Basic Education tutoring, GED instruction, pre-GED instruction, and career counseling services to low and moderate-income adults who reside in Baltimore City and have dropped out of high school. Under the terms of this agreement, the funds will be used to subsidize the organization's operating costs. The period of the agreement is July 12, 2009 through July 11, 2010.

FOR FY 2010, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF \$12,350.00, AS FOLLOWS:

MBE: \$1,853.00

WBE: \$ 618.00

- 2. **OLIVER COMMUNITY ASSOCIATION, INC. \$ 51,000.00**

Account:	2089-208910-5930-433226-603051	\$ 9,000.00
	2089-208910-5930-433225-603051	\$ 7,000.00
	2089-208910-5930-433280-603051	\$ 15,000.00
	2089-208910-5930-433281-603051	\$ 9,000.00
	2089-208910-5930-433283-603051	\$ 11,000.00

This agreement will provide Community Development Block Grant Funds to assist the organization in providing a variety of public services to residents in the Oliver community. The period of the agreement is July 1, 2009 through June 30, 2010.

MINUTES

DHCD - cont'd

MWBOO GRANTED A WAIVER.

3. **COMMUNITIES ORGANIZED TO IMPROVE LIFE, INC. (COIL)** **\$ 34,916.00**

Account: 2089-208910-5930-437227-603051

COIL's Southwest Senior Center provides physical health screenings, educational classes, counseling, recreational activities, and intergenerational programs for low and moderate-income senior citizens who reside in the west and southwest areas of Baltimore City. Under the terms of this agreement, the funds will be used to subsidize the organization's operating costs. The period of the agreement is September 1, 2009 through August 31, 2010.

FOR FY 2010, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT OF \$9,793.00, AS FOLLOWS:

MBE: \$1,469.00

WBE: \$ 490.00

On May 13, 2009, 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 2009 Annual Action Plan for the following formula programs:

1. Community Development Block Grant (CDBG)
2. HOME Investment Partnership Act (HOME)
3. American Dream Downpayment Initiative (HOME)
4. Housing Opportunity for People with AIDS (HOPWA)
5. Emergency Shelter Grant Program (ESG)

MINUTES

DHCD - cont'd

The DHCD began negotiating and processing the CDBG agreements effective July 1, 2009 and beyond, as outlined in the Plan, pending approval of the Resolution. Consequently, the agreements were delayed due to final negotiations and processing.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

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

MINUTES

Department of Housing and Community Development - American Recovery and Reinvestment Act of 2009 (ARRA), Community Development Block Grant Recovery (CDBG-R) Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an ARRA, CDBG-R agreement with Maryland New Directions, Inc. The period of the agreement is October 1, 2009 through September 30, 2010.

AMOUNT OF MONEY AND SOURCE:

\$100,000.00 - 4000-485710-5750-643900-603051

BACKGROUND/EXPLANATION:

Under the terms of this agreement, Maryland New Directions, Inc. ARRA, CDBG-R funds will be used for the creation of gainful employment and/or apprenticeship opportunities. The organization will provide career counseling, job training, job placement, and follow-up services to 100 low to moderate-income persons to prepare them for employment that will provide a living wage and future promotional opportunities.

On May 27, 2009, the Board approved a Resolution authorizing the Department of Housing and Community Development (DHCD), on behalf of the Mayor and City Council, to accept American Recovery and Reinvestment Act of 2009 (ARRA) funds for the Community Development Block Grant Recovery (CDBG-R) Program.

MINUTES

DHCD - cont'd

Upon receipt of the Housing and Urban Development grant agreement for the CDBG-R funds on July 24, 2009, the DHCD's Contract Section began negotiating and processing CDBG-R agreements as awarded in the Substantial Amendment to the 2008 Annual Action Plan to be effective beginning October 1, 2009 and beyond. Consequently, the agreement was delayed due to final negotiations and processing.

MWBOO GRANTED A WAIVER.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the American Recovery and Reinvestment Act of 2009, Community Development Block Grant Recovery agreement with Maryland New Directions, Inc.

MINUTES

Department of Housing and Community - Grant Agreements
Development (DHCD)/Homeless Services

The Board is requested to approve and authorize execution of the various grant agreements. The period of the agreement is February 1, 2010 through January 31, 2011, unless otherwise indicated.

AGREEMENTS

1. **ASSOCIATED CATHOLIC CHARITIES, INC.** **\$290,379.00**

Account: 4000-496211-3570-591403-603051

The organization will provide housing and extended supportive services to approximately 27 homeless, mentally ill women (hereinafter "clients") in Baltimore City. The focus of the program is to assist women to achieve and maintain economic, residential and emotional stability. Services will include, but not be limited to, assess and evaluate each client after the first month of orientation and observation, using the life skills assessment and outlining areas that need to be strengthened.

2. **NEWBORN HOLISTIC MINISTRIES, INC.** **\$ 40,169.00**

Account: 4000-496211-3570-591420-603051

The organization will provide supportive services to homeless women that are residents of Martha's Place, Single Room Occupancy, located at 590 Pressman Street. The organization will ensure that all clients have at least one disability and are formerly homeless. The residents will be graduates of Martha's Place six-month residential transitional housing program.

MINUTES

DHCD/BHS

3. **MANNA HOUSE, INC.** **\$ 78,750.00**

Account: 4000-496211-3570-591420-603051

Manna House, Inc. will operate a drop-in center Monday through Friday, from 8:30 a.m. to 4:00 p.m. The funds will be used to hire a Client Homeless Advocate/Case Worker to assist clients in identifying problems and possible solution, and providing them with information and assistance in making connections that will result in greater self-determination.

4. **ASSOCIATED CATHOLIC CHARITIES, INC.** **\$ 96,428.00**

Account: 4000-496211-3570-591404-603051

The organization will operate "Christopher Place" a 24-hour transitional housing facility in Baltimore City. Services will include employment assistance and other support services for 12 homeless men with substance abuse problems. The approximate length of stay for each resident will be six to nine months.

5. **PRISONER'S AID ASSOCIATION OF MD, INC.** **\$112,072.00**

Account: 4000-496211-3570-591425-603051

The organization will provide support services to participants in the Supportive Housing Program. Services will be provided to approximately 52 participants who include individuals and families with disabilities who are in permanent housing.

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

MINUTES

DHCD/BHS

6. **ST. AMBROSE HOUSING AID CENTER, INC.** **\$ 34,502.00**

Account: 400-496211-3570-591452-603051

The organization will provide case management service to seven families and four individuals residing in the organization's permanent housing units. Services will include assisting clients in identifying their strengths and needs and to develop a plan to accomplish problem resolution and access to services. The period of the agreement is April 1, 2010 through March 31, 2011.

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

MINUTES

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

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an interdepartmental memorandum of understanding (MOU) with the Baltimore City Health Department. The period of the agreement is July 1, 2009 through December 31, 2010.

AMOUNT OF MONEY AND SOURCE:

\$100,000.00 - 2088-000000-5930-530363-603051, CDBG-33
 200,000.00 - 2089-000000-5930-530363-603051, CDBG-34
 200,000.00 - 2089-208910-5930-530363-603051, CDBG-35
\$500,000.00

BACKGROUND/EXPLANATION:

Pursuant to guidance from the U. S. Department of Housing and Urban Development (HUD), a MOU will be executed for the utilization of Community Development Block Grant (CDBG) funds to support other City agencies. Funds are being provided as a matching fund to the Health Department's Lead Hazard Reduction Demonstration Grant (2007) from HUD.

These funds will be used for system upgrades, lead hazard abatement, and structural repairs needed to treat lead hazards identified in homes in the lead paint initiative. The Health Department has taken on a comprehensive approach to eliminate childhood lead poisoning in the City.

On May 13, 2009, 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 2009 Annual Action Plan for the following formula programs:

MINUTES

DHCD - cont'd

6. Community Development Block Grant (CDBG)
7. HOME Investment Partnership Act (HOME)
8. American Dream Downpayment Initiative (HOME)
9. Housing Opportunity for People with AIDS (HOPWA)
10. Emergency Shelter Grant Program (ESG)

The DHCD began negotiating and processing the CDBG agreements effective July 1, 2009 and beyond, as outlined in the Plan, pending approval of the Resolution. Consequently, the agreement was delayed due to final negotiations and processing.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved and authorized execution of the interdepartmental memorandum of understanding with the Baltimore City Health Department.

MINUTES

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

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the land disposition agreement with the State of Maryland (Developer), for the use of the University System of Maryland on behalf of the Coppin State University (CSU), for the sale of the properties located at 1822 Thomas Avenue, 2519, 2531, 2541, and 2545 W. North Avenue; 1700, 1706, 1734, 1738, 1800, 1802, 1804, 1806, and 1810 Warwick Avenue, including non-descriptive properties known as Block 2308, Lot 034, SS 15' from the alley 1st S of North Avenue rear Block 2309, Lot 043, ES of the 10ft alley 1st W of Warwick Avenue 1716-30 Warwick Avenue rear.

AMOUNT OF MONEY AND SOURCE:

\$15,000.00	- 2531 W. North Ave.	- Vacant Building
11,200.00	- 2541 W. North Ave.	- Vacant Building
12,500.00	- 2545 W. North Ave.	- Vacant Building
17,000.00	- 1822 Thomas Ave.	- Vacant Building
1,000.00	- 2519 W. North Ave.	- Vacant Lot
1,000.00	- 1700 Warwick Ave.	- Vacant Lot
1,000.00	- 1706 Warwick Ave.	- Vacant Lot
1,000.00	- 1734 Warwick Ave.	- Vacant Lot
1,000.00	- 1738 Warwick Ave.	- Vacant Lot
1,000.00	- 1800 Warwick Ave.	- Vacant Lot
1,000.00	- 1802 Warwick Ave.	- Vacant Lot
1,000.00	- 1804 Warwick Ave.	- Vacant Lot
1,000.00	- 1806 Warwick Ave.	- Vacant Lot
1,000.00	- 1810 Warwick Ave.	- Vacant Lot
6,000.00	- Non-descriptive property known as Block 2308, Lot 034, SS 15 feet from the alley 1 st S of North Avenue rear 1800-18 Warwick Ave.	
500.00	- Non-descriptive property known as Block 2309, Lot 043, ES of the 10ft alley 1 st W of Warwick Avenue 1716-30 Warwick Ave. rear	
\$72,200.00	- Purchase price, payable at time of settlement	

MINUTES

DHCD - cont'd

BACKGROUND/EXPLANATION:

All of the 16 City-owned properties will be conveyed to the State of Maryland for Coppin State University to build a new Science and Technology Center.

On December 18, 2008, the Board approved the sale of the City-owned properties to the State of Maryland for the CSU to erect a Health and Human Services Building. Following the completion of the building, the CSU has received funding from the State of Maryland to build a new Science and Technology Center.

The 16 properties are being sold to the State of Maryland for the CSU at the offer price of \$72,200.00, which is higher than the appraised value.

Subsequent to Board approval, the LDA will be submitted to the State Board of Public Works.

MBE/WBE PARTICIPATION:

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

(FILE NO. 56674)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with the State of Maryland, developer, for the use of the University System of Maryland on behalf of the Coppin State University, for

MINUTES

DHCD - cont'd

the sale of the properties located at 1822 Thomas Avenue, 2519, 2531, 2541, and 2545 W. North Avenue; 1700, 1706, 1734, 1738, 1800, 1802, 1804, 1806, and 1810 Warwick Avenue, including non-descriptive properties known as Block 2308, Lot 034, SS 15' from the alley 1st S of North Avenue rear Block 2309, Lot 043, ES of the 10ft alley 1st W of Warwick Avenue 1716-30 Warwick Avenue rear.

MINUTES

PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

all of the Personnel matters

listed on the following pages:

925 - 927

All of the Personnel matters have been approved

by the EXPENDITURE CONTROL COMMITTEE.

All of the contracts have been approved

by the Law Department

as to form and legal sufficiency.

MINUTES**PERSONNEL**Health Department

	<u>Hourly Rate</u>	<u>Amount</u>
1. DELLA YVONNE DUNCAN	\$13.00	\$ 9,100.00

Account: 4000-422510-3030-273090-601009

Ms. Duncan will work as an Outreach Worker/Phlebotomist for the STD/HIV Prevention Program. Her duties will include but are not be limited to recruiting clients for STD/HIV testing in communities with high incidence of syphilis and/or HIV infection. She will also be responsible for providing phlebotomy services, distributing incentives and maintaining the incentive log. The period of the agreement is May 1, 2010 through December 31, 2010.

Department of Recreation and Parks

2. VICTOR MIRANDA	\$30.00	\$42,000.00
--------------------------	---------	--------------------

Account: 5000-577709-4710-362600-601009

Mr. Miranda will work as a Geographic Information Systems (GIS) Specialist in the Capital Development Division. His duties will include, but are not limited to converting the current GIS system to the new version of ARC software, assisting in the development of graphics to plan and promote the Department's Tree Baltimore program and assisting in the creation of an on-line site called "Park View" which will utilize GIS based maps to track baseball field demand and renovation. The period of the agreement is April 29, 2010 through April 28, 2011.

MINUTES**PERSONNEL**Dept. of Rec. & Parks - cont'd

	<u>Hourly Rate</u>	<u>Amount</u>
3. WILLIAM H. ANDERSEN	30.00	\$54,600.00

Account: 5000-577709-4710-362600-601009

Mr. Andersen will continue to work as a Landscape Architect in the Capital Development Division. He will be responsible for preparing contract drawings and specifications for the renovation or development of City parks and playgrounds, development of a comprehensive Master Plan for community parks, detailed cost estimates and meeting with community groups. The period of the agreement is April 8, 2010 through April 7, 2011.

Fire Department4. Create the following two new classifications:

- a. 41267 - Fire Apparatus Driver Operator
Grade 337 (\$38,193.00 - \$58,422.00)
- b. 41280 - Fire Apparatus Driver Operator ALS
Grade 366 (\$39,644.00 - \$59,918.00)

There are no costs associated with this action.

5. Create the following positions:

- a. 10216 - Grant Services Specialist II
1 Position
Grade 919 (\$31,695.00 - \$50,276.00)
Job No. to be assigned by BBMR

MINUTES

PERSONNEL

Fire Department

- b. 10217 - Grant Services Specialist III
 1 Position
 Grade 941 (\$49,400.00 - \$84,800.00)
 Job No. to be assigned by BBMR

Costs: \$ 88,960.00 - 4000-453908-2010-210702-601001
 59,209.00 - 4000-453908-2010-210702-601001
 \$148,169.00

PERSONNEL

Commission on Aging and Retirement Education

Amendment to Agreement

	<u>Amount</u>
6. LARISSA LANG	\$ 0.00

On October 31, 2009, the Board approved the original agreement in the amount of \$39,753.76 with Ms. Lang to work as a Senior Health Insurance Program Coordinator. The period of the agreement was effective upon Board approval through September 30, 2010. This amendment to agreement will change Ms. Lang's workweek from Monday through Friday to Sunday through Saturday not to exceed 37.5 hours per week.

MINUTES

Mayor's Office of Employment Development - Maryland Business Works Training Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a Maryland Business Works Training agreement with the Walter's Art Museum. The period of the agreement is March 3, 2010 through April 24, 2010.

AMOUNT OF MONEY AND SOURCE:

\$900.00 - 4000-805310-6310-532505-603051

BACKGROUND/EXPLANATION:

The Walter's Art Museum will provide 12 hours of training for nine incumbent employees. The incumbent employees will be trained in Basic Plumbing, Level II.

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 Maryland Business Works Training agreement with the Walter's Art Museum.

MINUTES

Mayor's Office of Employment Development - Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to agreement with Community Services of Central Maryland, Inc.

AMOUNT OF MONEY AND SOURCE:

\$65,000.00 - 5000-585410-5750-495505-603051

BACKGROUND/EXPLANATION:

This amendment to the agreement, in the amount of \$65,000.00, will increase the funding to expand the scope of services to provide occupational skills training services for unemployed and/or underemployed adults or dislocated workers.

The participants will learn life skills that will qualify them to enroll in a paid apprenticeship program. All other terms and conditions of the original agreement remain unchanged.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to agreement with Community Services of Central Maryland, Inc.

MINUTES

Department of Transportation - Amendment No. 1 to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve amendment no. 1 to agreement with AECOM USA, Inc. f/k/a DMJM & Harris, Inc., for Project No. 1003, Rehabilitation of Sinclair Lane Bridge over CSXT Railroad. This amendment will extend the agreement through March 14, 2014.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On March 15, 2006, the Board approved the original agreement in the amount of \$505,057.62 for the consultant to provide design efforts to include converting the existing trolley land and portions of the sidewalk space along Pratt, Calvert and Light Streets into multi-use trails. The Department is requesting an additional four-year extension at no cost to the City.

This amendment no. 1 to the agreement will allow the consultant to continue the design of the Bio-Retention location.

MBE/WBE PARTICIPATION:

The consultant will continue to adhere to the established goal of 24.52% MBE and 8.58% WBE.

AUDITS NOTED THE TIME EXTENSION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of amendment no. 1 to the agreement with AECOM USA, Inc. f/k/a DMJM & Harris, Inc., for Project No. 1003, Rehabilitation of Sinclair Lane Bridge over CSXT Railroad.

MINUTES

EXTRA WORK ORDERS AND TRANSFER OF FUNDS

* * * * *

UPON MOTION duly made and seconded,
the Board approved the
Extra Work Orders and Transfer of Funds
listed on the following pages:

932 - 933

All of the EWOs had been reviewed and approved

by the

Department of Audits, CORC,
and MWBOO, unless otherwise indicated.

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

The Mayor **ABSTAINED** on Item No. 1.

MINUTES**EXTRA WORK ORDERS**

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

Department of General Services

1. EWO #001, \$30,099.08 - PB 06816, Convention Center Roof
Terrace Renovations

\$ 1,969,247.00 -	National Roofing	-	-
	Co., Inc.		

DPW/Bureau of Water & Wastewater

2. EWO #003, \$124,042.50 - S.C. 841, Lighting Upgrade for
Access Roads at Back River Wastewater Treatment Plant

\$ 3,206,649.00	\$ 48,892.17	LAI Construction	0	99
		Services, Inc.		

3. EWO #030, \$102,863.00 - S.C. 873, Repair and Replacement of
Existing Sanitary Sewers at Various Locations

\$ 2,834,852.00	\$1,091,595.52	R & F Construction,	0	91
		Ltd.		

4. EWO #026, \$104,189.16 - S.C. 847, Lower Stony Run Waste-
water Pumping Station and Force Main

\$15,876,763.00	(\$44,834.14)	Whiting-Turner	40	99
		Contracting Co.,	Days	
		Inc.		

5. EWO #003, \$0.00 - S.C. 874, Cleaning and Lining Sanitary
Sewers Using Cured-In-Place Pipe

\$ 1,675,850.00	\$ 54,509.31	Am-Liner East,	180	46.11
		Inc.	Days	

6. EWO #016, \$434,200.00 - W.C. 1193, Repaving Utility Cuts
and Various Locations

\$ 2,793,512.50	\$1,460,041.03	Monumental Paving	0	49.18
		& Excavating, Inc.		

MINUTES

EXTRA WORK ORDERS

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

Department of Transportation

7. EWO #002, \$210,879.12 - Project 939, Rehabilitation of Pennington Avenue Bridge Over Curtis Creek Supplemental Agreement No.2

\$ 398,483.00	\$ 199,655.36	Hardesty and Hanover, LLP	-	-
---------------	---------------	------------------------------	---	---

8. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$243,159.21	9950-903332-9509	
Federal	Constr. Res.	
	Pennington Ave.	
	Draw Bridge	
94,366.00	" "	
<u>MVR</u>		
<u>\$337,525.21</u>	-----	9950-902332-9508-2
		Contingencies
		Pennington Avenue
		Bascule Bridge Rehab.

This transfer will clear the existing deficit in the account and cover the costs associated with the award of task no. 2 on project no. 939 with Hardesty and Hanover, LLP.

MINUTES

Department of Transportation - On-Call Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve an assignment of Task No. 14 to Century Engineering, Inc. under Project No. 1074, On-Call Consultant Services, Reconstruction, Rehabilitation and/or Resurfacing.

AMOUNT OF MONEY AND SOURCE:

\$362,804.33 - 9950-904327-9527-900020-703032

BACKGROUND/EXPLANATION:

This authorization provides for the design of a pile supported concrete platform, drainage, curb, and gutter, ADA compliance sidewalk ramps, landscape/hardscape, lighting, pavement markings and signing, storm water management, and erosion sediment control for Parcel D, Inner Harbor East.

MWBOO FOUND VENDOR IN COMPLIANCE.

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

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>TO ACCOUNT/S</u>	<u>FROM ACCOUNT/S</u>
\$400,083.15	9950-904324-9528	9950-904327-9527-3
MVR	Constr. Res. Harbor East	Design & Studies Inner Harbor East Parcel D, Phase III

MINUTES

Department of Transportation - cont'd

This transfer will fund costs associated with the award of task no. 14 on project 1074, Project "Inner Harbor East - Parcel D, Phase III."

UPON MOTION duly made and seconded, the Board approved and authorized execution of the assignment of Task No. 14 to Century Engineering, Inc. under Project No. 1074, On-Call Consultant Services, Reconstruction, Rehabilitation and/or Resurfacing. The Transfer of Funds was approved, SUBJECT to the receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, in accordance with the provisions of the City Charter.

MINUTES

Bureau of Water and Wastewater - Task Assignment

ACTION REQUESTED OF B/E:

The Board is requested to approve the assignment of Task No. 032 to Rummel, Klepper & Kahl, LLP, under Project 1027, Inspection and Engineering Services.

AMOUNT OF MONEY AND SOURCE:

\$104,869.60 - 9960-909700-9557-900020-705032

BACKGROUND/EXPLANATION:

Under the terms of Task Assignment No. 32, the Rummel, Klepper & Kahl, LLP will perform inspection services for W.C. 1163, Waverly Infrastructure Rehabilitation.

MWBOO FOUND VENDOR IN COMPLIANCE.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the assignment of Task No. 032 to Rummel, Klepper & Kahl, LLP, under Project 1027, Inspection and Engineering Services.

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Comm. Dev. - Condemnation/Quick-take</u>			
1. Ronald D. Williams	2000 Ashland Ave.	L/H	\$ 4,280.00
<u>Dept. of Housing and Comm. Dev. - Option</u>			
2. Mulberry Investments	2021 E. Eager St.	F/S	\$13,750.00

Funds are available in State Funds, Account No. 9910-904415-9588-900000-704040, EBDI Phase II Project.

(FILE NO. 56017)

Dept. of Housing and Comm. Dev. - Rescission and Approval of Option

3. Margaret Gatewood forlife with full powers, remainder to Verna Wims Davis	2009 E. Eager St.	L/H	\$11,760.00
---	-------------------	-----	-------------

On January 27, 2010, the Board approved the acquisition of the leasehold interest in 2009 E. Eager St., by condemnation and/or quick-take procedures, for \$11,760.00. Ms. Gatewood died in May of 1995. Since the original Board approval, Ms. Davis, Remainderman was located and Ms. Davis would like to proceed with a voluntary settlement. Therefore, the Board is requested to rescind its approval of the condemnation and/or quick-take and to approve the acquisition of the leasehold interest by option.

Funds are available in State Funds, Account No. 9910-906416-9588-900000-704040, EBDI 1587 Phase 2F Project.

(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 and quick-take proceedings for an amount equal to or lesser than the option amounts.

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Law - Payment of Settlement</u>			
4. Solid Rock Assembly of Yaweh (previous owner)	631 W. Lafayette Ave.	F/S	\$37,400.00

On February 21, 2007, the Board approved the acquisition, by condemnation and quick-take, of the fee simple interest in 631 W. Lafayette Ave. for the amount of \$30,600.00. The value of the property was determined utilizing a comparable sales method. A review in preparation for the condemnation revealed that the Maryland Real Property Code §12-104(d) Annotated Code of Maryland applied and mandated a methodology of appraisal practice requiring the cost of reproducing or replacement adjusted for physical and functional depreciation of the property. The appraisals were updated accordingly. A settlement was reached with the property owner stipulating the fair market value of the property at \$68,000.00. Therefore, the Board is requested to approve payment of the balance in the amount of \$37,400.00 in the Circuit Court for Baltimore City in settlement of this case.

Funds are available in Account No. 9910-904602-9588-900000-704040.

UPON MOTION duly made and seconded, the Board approved the options, condemnations, quick-takes, rescission, and the payment of the settlement.

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 fee simple interest in 2914 Westwood Avenue as a gift from Deutsche Bank National Trust Company, as Trustee for Long Beach Mortgage Loan Trust 2006-8 (Deutsche Bank).

AMOUNT OF MONEY AND SOURCE:

\$0.00

BACKGROUND/EXPLANATION:

Deutsche Bank is donating 2914 Westwood Avenue to the City as a contribution to the City's planning and redevelopment efforts. This property will be redeveloped. The property is now free and clear of liens. The owner will pay any liens that may accrue before settlement and all settlement cost.

UPON MOTION duly made and seconded, the Board approved the acquisition of the fee simple interest in 2914 Westwood Avenue as a gift from Deutsche Bank National Trust Company, as Trustee for Long Beach Mortgage Loan Trust 2006-8 (Deutsche Bank).

MINUTES

Department of Law - Release Waiver & Covenant Not to Sue

ACTION REQUESTED OF B/E:

The Board is requested to approve a claim settlement and authorize execution of a release, waiver, and covenant not to sue, to settle a claim against ISOBunkers, LLC (ISOBunkers).

AMOUNT OF MONEY AND SOURCE:

(\$30,000.00) - Credited to Account No. 2030-000000-1890-189414-600000

BACKGROUND/EXPLANATION:

On September 19, 2009, City vehicles began to run poorly and cut off. The following morning, Fleet Management investigated and repaired about 110 vehicles and determined the problem was the fuel. After removing the bad fuel and cleaning the fuel injectors, the vehicles were back in service with no further problems. The fuel was traced back to Mid-town's unleaded fuel tanks which received its fuel from ISOBunkers. Those tanks were shut down, and other fuel sites were opened. The remaining 8,000 gallons of fuel was removed from the tanks, and fresh fuel was brought in.

ISOBunkers has agreed to pay the City \$30,000.00 in connection with the City's claim. The amount takes into consideration the City's repair, replacement, and labor costs associated with the alleged contaminated fuel.

MINUTES

Department of Law - cont'd

Based on a review by the Settlement Committee of the Law Department and General Services, Fleet Management Division, the Board of Estimates is requested to approve the settlement of this claim.

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved the claim settlement and authorized execution of a release, waiver, and covenant not to sue, to settle a claim against ISOBunkers, LLC.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

* * * * *

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

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

943 - 947

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.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation

1. TR 05314, Resurfacing Wilkens Ave. from 450'+/ West of Brunswick St. to Fulton Ave. M. Luis Construction Co., Inc. \$2,437,856.11

DBE: Baldwin Line Construction Co., Inc. \$775,192.50 31.80%

2. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$2,242,827.62	9950-903280-9509	
Federal	Constr. Res.	
	Wilkens Ave.	
112,051.66	" "	
MVR		
448,655.25	9950-906800-9514	
State Constr.	Constr. Res.	
Loan	Bond Fund	
<u>\$2,803,534.53</u>		
\$2,437,856.11	-----	9950-902280-9508-6
		Struc. & Improv.
243,785.61	-----	9950-902280-9508-5
		Inspection
121,892.81	-----	9950-902280-9508-2
<u>\$2,803,534.53</u>		Contingencies - Wilkens
		Ave. - W. of Brunswick
		St. to Fulton Ave.

This transfer will provide funds to cover the costs associated with the award of TR 05314 to M. Luis Construction Co., Inc.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation

3. TR 08314, Installation of Vehicle Detection Devices Midasco, LLC \$1,685,700.00

DBE: Bay City Construction Co., Inc.	\$31,600.00	1.87%
Plexus Installations, Inc.	36,000.00	2.14%
	<u>\$67,600.00</u>	<u>4.01%</u>

4. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$1,138,555.00	9950-903045-9512 Federal Traffic Signal Retrofit	9950-901062-9512-6 Struc. & Improv. Installation of Vehicle Detection Devices

This transfer will provide funds to cover the costs associated with the award of TR 08314 to Midasco, LLC.

5. TR 09026, Rebuild Deteriorated Manholes at Various Locations, City-wide, JOC LAI Construction Services, Inc. \$ 426,663.73

MBE: Phipps Construction Contractors, Inc.	\$10,500.00	2.46%
Priority Construction Corp.	12,000.00	2.81%
Machado Construction Co., Inc.	9,400.00	2.20%
	<u>\$31,900.00</u>	<u>7.47%</u>

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation - cont'd

WBE: The Barbour Group \$ 8,550.00 2.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

6. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$490,663.29	9962-941002-9563	
Other Fund	Constr. Res.	
	Conduit Replacement	
	Program	
\$426,663.73	-----	9962-915053-9562-6
		Struc. & Improv.
42,666.37	-----	9962-915053-9562-5
		Inspection
21,333.19	-----	9962-915053-9562-2
<u>\$490,663.29</u>		Contingencies, Re-
		build Deteriorated
		Manholes at Various
		Locations

This transfer will provide funds to cover the costs associated with the award of TR 09026 to LAI Construction Services, Inc.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

- | | | | |
|----|---|---|--------------|
| 7. | B50001345, Supply
and Deliver
Backpacks Filled
with School
Supplies | Charles J. Becker &
Bro. Inc., d/b/a Becker's
School Supplies | \$ 47,057.88 |
|----|---|---|--------------|

MWBOO GRANTED A WAIVER.

- | | | | |
|----|--|--------------|----------------|
| 8. | B50001367, Pro-
vide Maintenance,
Repairs & Instal-
lation Services
for Electronic
Security & Fire
Protection System | ASG Security | \$2,255,220.00 |
|----|--|--------------|----------------|

MBE: Stronghold Security, LLC 8%

WBE: Cabling Concepts, LLC 4%

THIS IS A REQUIREMENTS CONTRACT, DOLLAR AMOUNTS WILL VARY.

MWBOO FOUND VENDOR IN COMPLIANCE.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

9. B50001404, Provide Norment Security \$1,254,600.00
 Maintenance, Group, Inc.
 Repairs &
 Installation CCTV
 and Video
 Surveillance
 Systems

MBE: Stronghold Security, LLC 27%

WBE: Plexus Installation, Inc. 10%

MWBOO FOUND VENDOR IN COMPLIANCE.

10. B50001253, Pro- **REJECTION** - Four bids were received and
 vide Lockers opened on December 09, 2009. Due to a
 refinement by the user agency, it is
 recommended that all bids be rejected
 as not being in the best interest of
 the City. The specifications will be
 reviewed, revised, and re-bid at a
 later date.

MINUTESDepartment of Planning - Fiscal 2011 - 2016 Capital Budget
and Capital Improvement Program

On March 4, 2010 the Planning Commission adopted the recommended FY 2011 Capital Budget and FY 2011-2016 Capital Improvements Program.

The Board is requested to **NOTE** receipt of the recommended Capital Budget for FY 2011 and the Six-Year Capital Improvement Program and to **REFER** both to the Director of Finance and the Board of Finance for review and to make a report and recommendations to the Board of Estimates.

The recommended program totals \$2,900,000,000.00 for capital projects during fiscal years 2011 - 2016, and \$669,350,000.00 to be appropriated in July as part of the FY 2011 budget.

The Board **NOTED** receipt of the recommended Capital Budget for FY 2011 and the Six-Year Capital Improvement Program and **REFERRED** both to the Director of Finance and the Board of Finance for review and to make a report and recommendations to the Board of Estimates.

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 15** favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on March 10 and 17, 2010.

The Board **NOTED 15** favorable reports on Transfers of Funds approved by the Board of Estimates at its meetings on March 10 and 17, 2010.

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. WATEC CO. | \$24,927.50 | Low Bid |
| Solicitation No. B50001401 - Water Boiler Treatment Chemicals
- Department of Public Works - Req. No. R504183 | | |

The period of the award is April 1, 2010 through March 31, 2011 with two 1-year renewal options.

- | | | |
|--|-------------|---------|
| 2. PSA DBA EST
ANALYTICAL, INC. | \$ 9,960.00 | Low Bid |
| Solicitation No. B50001406 - Organics Annual Service Contract
- Department of Public Works - Req. No. R542708 | | |

- | | | |
|---|-------------|---------|
| 3. AMES, INC. | \$13,776.00 | Low Bid |
| Solicitation No. 07000 - Tigerflow Pump Less Motor -
Department of Public Works - Req. No. R544028 | | |

- | | | |
|---|-------------|-------------|
| 4. FOSTER & FREEMAN USA, INC. | \$13,962.03 | Sole Source |
| Solicitation No. 08000 - DNA Crime Lab Lights - Police
Department - Req. No. R542062 | | |

The lights are manufactured and are available only through this vendor.

- | | | |
|---|-------------|---------|
| 5. DAKTRONICS | \$ 8,560.00 | Low Bid |
| Solicitation No. 07000 - Swann Park Scoreboard - Department of
Recreation and Parks - Req. No. R539274 | | |

- | | | |
|---|-------------|----------|
| 6. ANDRE LENDSEY BURTON
CONSTRUCTION FIRM | \$14,777.80 | Only Bid |
| Solicitation No. 07000 - Janitorial Service for Dukeland
Childcare Center - Req. No. R538733 | | |

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

7. B & L ENTERPRISES DBA ANDRE LENDSEY BURTON CONSTRUCTION FIRM	\$ 7,470.00	Renewal
Solicitation No. 06000 - Janitorial Services - Department of Housing and Community Development - Req. No. R542003		

On February 27, 2010, the Board approved the initial award in the amount of \$7,470.00. The award contained renewal options at the sole discretion of the City. Subsequent actions have been approved. This renewal in the amount of \$7,470.00 is for the period April 1, 2010 through March 31, 2011.

8. AMERICAN TEST CENTER	\$24,000.00	Only Bid
Solicitation No. B50001407 - Annual and Five Year Inspection and Certification for Ladder Trucks - Department of General Services - Req. No. R542770		

The period of the award is April 1, 2010 through March 31, 2011 with one 1-year renewal option.

9. QUALITY ASSOCIATES, INC.	\$21,592.80	Low Bid
Solicitation No. 07000 - Software and Maintenance - Employees' Retirement Systems - Req. No. R538647		

10. DATABANK IMX	\$ 3,562.00	Low Bid
Solicitation No. 07000 - Software and Maintenance - Employees' Retirement Systems - Req. No. R538647		

11. STEVE'S CLEANING SERVICES, INC.	\$ 5,250.00	Ratification
Solicitation No. 06000 - Janitorial Services - Commission on Aging and Retirement Education - Req. No. R543725		

This is for past due invoices for services rendered for the period November 23, 2009 through February 28, 2010. The using agency secured these services without a Purchase Order.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | |
|---|-------------|-----------------|
| 12. MARYLAND MENTORING
PARTNERSHIP | \$10,700.00 | Selected Source |
| Solicitation No. 06000 - Youth Works Program - Mayor's Office
of Employment Development - Req. No. R544355 | | |

This vendor provided customized training, certification, and technical support to mentors for the 2009 Summer Youth Works Program and is needed for continuity of training and operations.

- | | | |
|--|-------------|---------|
| 13. JANI-KING OF BALTIMORE | \$ 8,340.00 | Renewal |
| Solicitation No. B50000925 - Janitorial Services - Department
of Housing and Community Development - Req. No. Various | | |

On February 18, 2009, the Board approved the original award in the amount of \$8,340.00. The award contained three 1-year renewal options at the sole discretion of the City. This is the first 1-year renewal in the amount of \$8,340.00 is for the period April 6, 2010 through April 5, 2011.

- | | | |
|--------------------------|--------------------|----------|
| 14. DELTA OMEGA | \$11,400.00 | Renewal/ |
| COMMERCIAL CLEANING, LLC | \$ 600.00 | Increase |
| | \$12,000.00 | |

Solicitation No. B50000960 - Janitorial Services - Department
of Housing and Community Development - Req. No. R544753

On March 4, 2009, the Board approved the initial award in the amount of \$11,400.00. The award contained three 1-year renewal options at the sole discretion of the City. This is the first 1-year renewal in the amount of \$12,000.00 for the period April 1, 2010 through March 31, 2011.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

<u>VENDOR</u>	<u>AMOUNT OF AWARD</u>	<u>AWARD BASIS</u>
<u>Bureau of Purchases</u>		
15. THE BALTIMORE TIMES	\$10,500.00	Low Bid
Solicitation No. 07000 - Tax Sale Advertisement 2010 - Department of Finance - Req. No. R540899		
16. DISYS	\$ 5,890.53	Low Bid
Solicitation No. 07000 - Software and Maintenance - Employees' Retirement Systems - Req. No. R538647		
17. FIDELITY ENGINEERING CORPORATION	\$30,810.00	Agreement/ Sole Source
Solicitation No. 08000 - Kohler Generators Maintenance - Department of Public Works, Bureau of Water and Wastewater - Req. No. R538399		

The Board is requested to approve and authorize execution of an agreement with Fidelity Engineering Corporation. The period of the agreement is March 31, 2010 through March 30, 2013, with two 1-year renewal options.

The vendor will provide annual maintenance of Kohler Power Systems diesel generators. The vendor is the sole authorized distributor for Maryland for Kohler Power Systems generators and annual maintenance.

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

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

- | | | |
|--|--------------|-------------|
| 18. ENVIRONMENTAL SYSTEMS | | Agreement/ |
| RESEARCH INSTITUTE, INC. | \$152,610.68 | Sole Source |
| Solicitation No. 08000 - ESRI GIS Software Maintenance -
Department of Public Works, Bureau of Water and Wastewater -
Req. No. R534202 | | |

The Board is requested to approve and authorize execution of an agreement with Environmental Systems Research Institute, Inc. The period of the agreement is March 31, 2010 through March 30, 2013, with two 1-year renewal options.

The vendor will provide annual software maintenance for ESRI GIS software. The vendor is the sole provider of the ESRI GIS software applications and annual maintenance.

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.

- | | | |
|---|--------------|-------------|
| 19. CCG SYSTEMS, | | Agreement/ |
| INC. | \$ 42,859.00 | Sole Source |
| Solicitation No. 08000 - FASTER Fleet Management Software
Annual Software Support Service - Department of General
Services, Fleet Management - Req. No. R543001 | | |

The Board is requested to approve and authorize execution of an agreement with CCG Systems, Inc. The period of the agreement is May 1, 2010 through April 30, 2011.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

Annual maintenance and technical support is required for the Fleet Management Division's operations software. The vendor is the sole source of support for this proprietary system.

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.

20. PITNEY BOWES	\$ 45,000.00	Sole Source
Solicitation No. 08000 - Postage System - Sheriff's Office - Req. No. R544138		

The vendor is the sole source for postage for the currently installed meters.

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.

21. L/B WATER SERVICE, INC.	\$ 0.00	Renewal
Solicitation No. 080000 - Sensus Water Meters - Department of Public Works, Bureau of Water and Wastewater - Req. Nos. Various		

On June 11, 2008, the Board approved the initial award in the amount of \$900,000.00. The award contained two 1-year renewal options at the sole discretion of the City. This is the first 1-year renewal for the period June 1, 2010 through May 31, 2013.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

24. NATIONAL CAPITAL
INDUSTRIES

BELAIR ROAD SUPPLY
COMPANY, INC.

\$ 20,000.00

Renewal

Solicitation No. B50000450 - Cement, Mortar & Concrete Mix -
Agencies - Various - Req. Nos. Various

On June 4, 2008, the Board approved the initial award in the amount of \$750,000.00. The award contained two 1-year renewal options at the sole discretion of the City. This is the first renewal in the amount of \$20,000.00 for the period July 1, 2010 through June 30, 2012.

MWBOO GRANTED A WAIVER.

25. INTERACT 911

Assignment

MOBILE SYSTEMS, INC. \$1,547,875.20

Agreement

Purchase Order P511796 - Pocket Cop - Police Department - P.O. No. P511796

The Board is requested to approve and authorize execution of an assignment agreement with InterAct 911 Mobile Systems, Inc. The period of the agreement is effective upon Board approval.

On January 13, 2010, the Board approved an award for software support for one-year to BIO-Key, International. InterAct 911 Mobile Systems, Inc. has purchased the rights, title,

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

Bureau of Purchases

obligations, conditions, assets and interests of Support Solutions and is requesting assignment of Purchase Order P511796. Consent to the assignment has been signed by BIO-Key International.

UPON MOTION duly made and seconded, the Board approved the informal awards, renewals, increases to contracts, extensions, and the ratification. The Board further approved and authorized execution of the various agreements and the assignment agreement. The Comptroller **ABSTAINED** on Item Nos. 10 and 16.

MINUTES

Bureau of Purchases - Termination of Award B50001089

ACTION REQUESTED OF B/E:

The Board is requested to approve the termination of award Contract No. B50001089 - Weatherization Assistance Program - Energy Conservation 2009 with OMF Contractors, Inc.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On July 1, 2009, the Board awarded this requirement contract to OMF Contractors, Inc. in the amount of \$1,223,194.00. The Bureau of Purchases recommends that the award be terminated effective upon Board approval, in accordance with paragraph GC32, subparagraphs A through C of the contract.

The basis for this action is the failure of performance. OMF Contractors, Inc. was given notice on December 10, 2009 to cure the failure to perform within 30 days and has failed to do so.

Because this requirements contract was awarded to multiple contractors, the work previously allocated to OMF Contractors, Inc. will be reassigned to the other successful bidders.

UPON MOTION duly made and seconded, the Board approved the termination of award Contract No. B50001089 - Weatherization Assistance Program - Energy Conservation 2009 with OMF Contractors, Inc. The Comptroller **ABSTAINED**.

MINUTES

Space Utilization Committee - Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a lease agreement with Maryland Art Place, Inc., landlord, for the rental of approximately 5,870 square feet of space on the 2nd and 3rd floors located at 216-218 W. Saratoga Street. The period of the agreement is December 15, 2009 through December 31, 2010.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Quarterly Rent</u>
\$83,375.72	\$20,843.93

Accounts: 1001-000000-3160-308000-603013
1001-000000-3160-308100-603013

BACKGROUND/EXPLANATION:

The lessee will use the leased premises for office space for its administrative offices and counseling offices for the Health Department's Operation Safe Kids Program.

The tenant will be responsible for telephone and computer services, electricity and water usage.

The lease agreement is late because an assessment was necessary to determine if City-owned facilities could meet the needs of the Department. It has been determined at this time that there is not an available City-owned building that will meet the needs of this program.

MINUTES

Space Utilization Committee - cont'd

The Space Utilization Committee approved this lease at its meeting on March 9, 2010.

(FILE NO. 55933)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the lease agreement with Maryland Art Place, Inc., landlord, for the rental of approximately 5,870 square feet of space on the 2nd and 3rd floors located at 216-218 W. Saratoga Street.

MINUTES

Space Utilization Committee - Amendment to Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to lease agreement with Continental Realty Corporation, agent for the owner of Hunting Hills Apartments, for rental of one apartment unit on the property known as 4613-B Pen Lucy Road. The period of the agreement is April 1, 2010 through March 31, 2011.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Monthly Rent</u>
\$11,820.00	\$ 985.00

Account: 4000-428008-3050-282900-603026

BACKGROUND/EXPLANATION:

The Health Department temporarily relocates families because of lead paint contamination in their homes through the Healthy Homes Lead Abatement Program. The families will reside in leased premises while the lead paint is being removed from their residences.

Under this amendment, the rental amount will increase from \$11,280.00 to \$11,820.00 annually and increase from \$940.00 to \$985.00 monthly. In addition, there will be an additional fee of \$20.00 per month for pets, where applicable. All other conditions and provisions of the Assignment of the Lease Agreement dated October 10, 2007 will remain in full force and effect.

MINUTES

Space Utilization Committee - cont'd

The Space Utilization Committee approved this lease at its meeting on March 23, 2010.

(FILE NO. 56494)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to lease agreement with Continental Realty Corporation, agent for the owner of Hunting Hills Apartments, for rental of one apartment unit on the property known as 4613-B Pen Lucy Road.

MINUTES

Space Utilization Committee - Amendment to Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to lease agreement with Continental Realty Corporation, agent for the owner of Hunting Hills Apartments, for rental of one apartment unit on the property known as 24-D N. Beechfield Avenue. The period of the agreement is April 1, 2010 through March 31, 2011.

AMOUNT OF MONEY AND SOURCE:

<u>Annual Rent</u>	<u>Monthly Rent</u>
\$11,820.00	\$ 985.00

Account: 4000-428008-3050-282900-603026

BACKGROUND/EXPLANATION:

The Health Department temporarily relocates families because of lead paint contamination in their homes through the Healthy Homes Lead Abatement Program. The families will reside in leased premises while the lead paint is being removed from their residences.

Under this amendment, the rental amount will increase from \$11,280.00 to \$11,820.00 annually and increase from \$940.00 to \$985.00 monthly. In addition, there will be an additional fee of \$20.00 per month for pets, where applicable. All other conditions and provisions of the Assignment of the Lease Agreement dated October 10, 2007 will remain in full force and effect.

MINUTESSpace Utilization Committee - cont'd

The Space Utilization Committee approved this lease at its meeting on March 23, 2010.

(FILE NO. 56494)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to lease agreement with Continental Realty Corporation, agent for the owner of Hunting Hills Apartments, for rental of one apartment unit on the property known as 24-D N. Beechfield Avenue.

MINUTES

Space Utilization Committee - Amendment to Lease Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to lease agreement with the Mondawmin Business Trust, Landlord, for a portion of the building known as Mondawmin Retail Center located at 1200 Mondawmin Mall Concourse, being on the lower level, consisting of approximately 2,270 square feet. The amendment will extend the lease through April 30, 2013.

AMOUNT OF MONEY AND SOURCE:

<u>Year</u>	<u>Annual Rent</u>	<u>Monthly Installments</u>
1	\$35,412.00	\$2,951.00
2	\$36,819.00	\$3,068.28
3	\$38,294.00	\$3,191.24
4/15/2013 - 4/30/2013		\$1,701.92 (16 days)

Account: 4000-423210-3080-294100-603013

BACKGROUND/EXPLANATION:

On July 13, 2005, the Board approved the original lease for the period April 15, 2004 through April 14, 2007, with a renewal option of an additional three years. This amendment will extend the lease for three years and 16 days beginning April 15, 2010 through April 30, 2013. All other terms and conditions of the original agreement will remain unchanged.

The leased premises will be used for municipal purposes for the Department of Health's Maternal and Child Health Services and Well Baby Clinic.

MINUTESSpace Utilization Committee - cont'd

The Space Utilization Committee approved this amendment to lease agreement at its meeting of March 9, 2010.

(FILE NO. 51024)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to lease agreement with the Mondawmin Business Trust, Landlord, for a portion of the building known as Mondawmin Retail Center located at 1200 Mondawmin Mall Concourse, being on the lower level, consisting of approximately 2,270 square feet.

MINUTES

Department of Real Estate - Rental Payment

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize the payment of monthly rent by Expenditure Authorization to Baltimore Harbor Properties, LLC., landlord for the Health Department, Infants and Toddlers Program, tenant, located at 5610 Harford Road, lower level. The rent is for the period March 1, 2010 through May 31, 2010.

AMOUNT OF MONEY AND SOURCE:

Monthly Rent

\$3,215.63 - 4000-423210-3080-294100-603013

BACKGROUND/EXPLANATION:

The lease agreement with Baltimore Harbor Properties, LLC., Inc. and Health Department's Infants and Toddler Program expired on February 28, 2010.

A new lease agreement was presented to the Space Utilization Committee, action was deferred pending further review of the needs of the agency and alternative locations, which may be more economical. The Department of Health's Infants and Toddlers Program will continue to pay rent on a month-to-month basis until a determination is reached. The month-to-month rent is for March 1, 2010 through May 31, 2010. It is expected that the review will be concluded within 90 days.

MINUTES

Department of Real Estate - cont'd

APPROVED FOR FUNDS BY FINANCE

(FILE NO. 57136)

UPON MOTION duly made and seconded, the Board approved and authorized the payment of monthly rent by Expenditure Authorization to Baltimore Harbor Properties, LLC., landlord for the Health Department, Infants and Toddlers Program, tenant, located at 5610 Harford Road, lower level.

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</u>	<u>Property</u>	<u>Sale Price</u>
Louis A. Leo	17 N. Monroe St.	\$5,000.00

The purchaser agrees to complete the renovation of the property 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 for the above property.

MINUTES

Baltimore City Fire Department - Addendum to Memorandum
of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an addendum to the FY 2010-2015 Memorandum of Understanding with the Maryland Department of the Environment and the Baltimore City Local Emergency Planning Committee.

AMOUNT OF MONEY AND SOURCE:

\$ 5,367.00 - 5000-558810-2130-229200

BACKGROUND/EXPLANATION:

On January 20, 2010, the Board approved the Memorandum of Understanding between the Maryland Department of the Environment and the Baltimore City Local Emergency Planning Committee for the period of March 01, 2010 to February 28, 2011. This is a state grant administered through the Maryland Department of the Environment.

Acceptance of this grant funding will allow federally required planning and training activities for the Local Emergency Planning Committee. The level of funding for each grant year is dependent upon the total amount of fees collected by the Mary-

MINUTES

Baltimore City Fire Department - cont'd

land Department of the Environment and the number of eligible Local Emergency Planning Committees requesting funding for that grant period not to exceed \$10,000.00 per year.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the addendum to the FY 2010-2015 Memorandum of Understanding with the Maryland Department of the Environment and the Baltimore City Local Emergency Planning Committee.

MINUTES

Police Department - No-Cost Time Extensions

The Board is requested to approve the following Grant Adjustment Notices for no-cost time extensions:

AMOUNT

1. **GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION** **\$0.00**

On December 9, 2009, the Board approved the original award for the Serology Enhancement Program in the amount of \$375,000.00, for the period December 1, 2009 through December 31, 2010.

Additional time is needed in order to expend the funds on personnel contracts that will be submitted to the Board. The no-cost time extension extends the grant award through March 31, 2011.

2. **U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, NATIONAL INSTITUTE OF JUSTICE** **\$0.00**

On November 14, 2007, the Board approved the original award for the FY 07 Forensic DNA Backlog Reduction Program Formula Grant in the amount of \$344,432.00, for the period October 1, 2007 through September 30, 2008. On September 10, 2008, the Board approved a one-year extension. On September 30, 2009, the Board approved an additional one-year extension through March 31, 2010.

MINUTES

Police Department - cont'd

Additional time is needed in order to expend the funds on personnel contracts that will be submitted to the Board. The no-cost time extension extends the grant award through June 30, 2010.

APPROVED FOR FUNDS BY FINANCE.

AUDITS NOTED THE NO-COST TIME EXTENSIONS.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the foregoing Grant Adjustment Notices for no-cost time extensions.

MINUTES

Department of Recreation and Parks - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with the M&R Bartee Basketball Officials Association. The period of the agreement is effective upon Board approval through December 31, 2010.

AMOUNT OF MONEY AND SOURCE:

\$9,750.00 - 6000-677910-4790-371303-603026

BACKGROUND/EXPLANATION:

The Department is in need of an assignor to coordinate the assignment of Certified Officials for its various basketball leagues, including but not limited to the Baltimore Neighborhood Basketball League, the Summer Basketball Leagues, and Midnight Madness. The M&R Bartee Basketball Officials Association will provide these services for the Department.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with the M&R Bartee Basketball Officials Association.

MINUTES

Department of Recreation and Parks - Lease Agreement, Funding Agreement, and Program Open Space Funding Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of the following documents: 1) a lease agreement with the Parks & People Restoration Project, Inc. (PPRP), tenant/developer; 2) a City funding agreement with the Parks and People Foundation, Inc. (PPF); and, 3) a program open space (POS) funding agreement with the PPF. The period of the lease agreement is effective upon Board approval for 55 years with the option to renew for one additional 20-year term.

AMOUNT OF MONEY AND SOURCE:

Annual Rent

\$1.00 - If demanded

City Funding Agreement

\$	400,000.00	-	9938-901745-9474-000000-709092
	145,000.00	-	9938-901729-9474-000000-709092
	90,000.00	-	9938-901779-9474-000000-709092
	115,000.00	-	9938-901742-9474-000000-709092
\$	750,000.00		

Program Open Space Funding Agreement

\$1,000,000.00	-	5000-577710-4710-362600-603026	(POS FY'10)
250,000.00	-	5000-577711-4710-362600-603026	(POS FY'11)
250,000.00	-	5000-577712-4710-362600-603026	(POS FY'12)
\$1,500,000.00			

BACKGROUND/EXPLANATION:

The PPRP, a wholly-owned subsidiary of the PPF, is proposing to redevelop the former Superintendent's Mansion and grounds at Druid Hill Park into an urban ecology center, to be called, the Center for Parks & People at Druid Hill Park (Center). Once the historic and abandoned mansion is restored and expanded, it will

MINUTES

Rec. & Parks - cont'd

be used for educational programming, exhibit space, and professional and community meetings and events. The Center will serve as the PPF's Headquarters and "Urban Greening" Teaching Center.

The PPRP will rehabilitate nine-acres of Druid Hill Park, including forest restoration and improve the pedestrian connection to the park. The restored and reopened park grounds will be used for public recreational and educational activities such as training gardens, a nature play area, walking trails, and an ecology center to provide environmental education programming and training.

The PPRP will build a new LEED platinum certified building adjacent to the former mansion where it will relocate the organization's offices, allowing the PPRP staff to serve as caretakers for this section of the park.

The period of the lease agreement is 55 years with one 20-year renewal at the discretion of the PPRP and the City. During the period of the lease, the PPRP will pay the City an annual fixed-rent of \$1.00.

Under the terms of the lease agreement, the PPRP will be responsible for any and all operating expenses associated with carrying out its responsibilities during the period of the lease. The tenant will bear all costs relating to the renovation, improvement, use, operation, repair, and maintenance of the premises.

The total project cost is approximately \$12,000,000.00. In addition to the \$750,000.00 provided by the City, the funding sources include \$1,500,000.00 of POS, Federal transportation funds, State bonds, historic tax credits, foundations and private sources.

MINUTESRec. & Parks - cont'd

The PPF was founded in 1984 to address the unique and challenging problems of a large, older, urban Recreation and Parks system. The PPF was formed to raise and manage funds, develop new programs, explore opportunities with entrepreneurs and leverage in-kind resources, and to otherwise lessen the burden on the Baltimore City government in providing for the welfare of all of its citizens through a system of Parks and Recreation facilities for their use.

Examples of the PPF projects since its founding include funding for the Druid Hill Park Master Plan, Outward Bound, a feasibility study for Gwynns Falls Trail, sports programs and leagues, and SuperKids Camp, which has served over 15,000 Baltimore City children to date.

MBE/WBE PARTICIPATION:

The developer has signed the Commitment to Comply with the Minority and Women's Business Enterprise Program of the City of Baltimore.

(FILE NO. 57128)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the foregoing documents: 1) a lease agreement with the Parks & People Restoration Project, Inc., tenant/developer; 2) a City funding agreement with the Parks and People Foundation, Inc.; and, 3) a program open space funding agreement with the Parks and People Foundation, Inc. The Mayor

ABSTAINED.

MINUTES

Department of Recreation and Parks - Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to the agreement with Greenman-Pedersen, Inc. for the on-call agreement for Project No. 1064, Engineering and Design Services. The amendment extends the period of the agreement through September 11, 2011 or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$500,000.00 - Accounts various depending on individual tasks assigned.

BACKGROUND/EXPLANATION:

On September 12, 2007, the Board approved the original on-call agreement with Greenman-Pedersen, Inc. for Project No. 1064, Engineering and Design Services for three years or until the upset limit of \$750,000.00 was reached. This amendment to the agreement will increase the upset limit by \$500,000.00 and will extend the period of the agreement through September 11, 2011. The extension will allow the consultant additional time to complete several Federal and State funded on-going capital projects. The new upset limit is \$1,250,000.00. All other terms and conditions of the original agreement remain unchanged.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to the agreement with Greenman-Pedersen, Inc. for the on-call agreement for Project No. 1064, Engineering and Design Services.

MINUTES

Department of Recreation and Parks - Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an amendment to the agreement with Hord Coplan Macht, Inc. for the on-call agreement for Project No. 1066, Architectural Design Services. The amendment extends the period of the agreement through April 29, 2012 or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$500,000.00 - Account various depending on individual tasks assigned.

BACKGROUND/EXPLANATION:

On April 30, 2008, the Board approved the original on-call agreement with Hord Coplan Macht, Inc. for Project No. 1066, Architectural Design Services for three years or until the upset limit of \$750,000.00 was reached. This amendment to the agreement will increase the upset limit by \$500,000.00. The extension will extend the period of the agreement through April 29, 2012 to allow the consultant additional time to complete several on-going capital projects. The new upset limit is \$1,250,000.00. All other terms and conditions of the original agreement remain unchanged.

APPROVED FOR FUNDS BY FINANCE

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment to the agreement with Hord Coplan Macht, Inc. for the on-call agreement for Project No. 1066, Architectural Design Services.

MINUTES

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

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an on-call Consultant agreement with the Alpha Corporation for WC 1101, Construction Claims Review Services. The period of the agreement is effective upon Board approval for three years or until the upset limit is reached, whichever occurs first.

AMOUNT OF MONEY AND SOURCE:

\$1,500,000.00 - upset limit

BACKGROUND/EXPLANATION:

The consultant will analyze construction claims and investigate design liability. The work will include establishing design and construction histories through review of project files, interviews with personnel familiar with the project and other available means, evaluating design methods and drawings to determine appropriateness for the project, reviewing change orders to determine cause and liability, reviewing construction schedules to establish viability and liability for any time extension requests and assist the Bureau with constructability review of upcoming projects. The consultant has been approved by the Office of Boards and Commission and the Architectural Awards and Engineering Commission.

MWBOO SET GOALS OF 27% MBE AND 10% WBE:

MBE:	Sidhu Associates	\$135,000.03	9.00%
	Glyndon Engineering & Technology	135,000.03	9.00%
	Kumi Construction Management Corp.	<u>135,000.05</u>	<u>9.00%</u>
		\$405,000.11	27.00%
WBE:	Phoenix Engineering, Inc.	\$135,000.05	9.00%

MWBOO FOUND VENDOR IN COMPLIANCE.

MINUTES

BW&WW - cont'd

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of on-call Consultant agreement with the Alpha Corporation for WC 1101, Construction Claims Review Services.

MINUTES

Bureau of the Budget and Management Research (BBMR) - Emergency Medical Services
Fee Changes

ACTION REQUESTED OF B/E:

The Board is requested to grant the Department of Finance permission to change fees charged by the Baltimore City Fire Department (BCFD) Emergency Medical Services (EMS) for City Services. The period of the new fees will be effective upon enactment.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The City Code in Article 9, Section 12A titled "Ambulance service; fees, indemnity, regulations", was originally adopted July 1, 1989 giving the authority to the BCFD to charge fees for ambulance services in subsection (a). In subsection (d)(3) of the same provision it allows for the fee schedule to be modified from time to time. The last time the fees were changed and approved by the Board was April 17, 2002.

In an effort to implement a transparent fee policy, the City contracted with Public Financial Management (PFM) to perform a cost analysis of City fees. The PFM developed a fee inventory of over 2,000 fees utilized by the City. They examined in-depth 300 fees in the areas of development, public safety, health and environmental protection. A steering committee of senior City officials reviewed the data and made final recommendations.

The PFM recommendation includes increases to both advance life support and basic life support services. Also included in the request are new fees that are designed to recoup the cost of goods and services supplied during the EMS procedures. The City is currently losing revenue because it does not have fees in place to charge Medicare, Medicaid, and insurance companies for items and procedures they routinely reimburse. The fee increase request represents a range of actual costs based on fiscal year 2008. These fees are usual and customary for the industry.

MINUTES

BBMR - cont'd

Medicare and covering insurances will be charged actual costs for ancillary supplies, e.g. oxygen, EKG, IV Set, Auto Pulse Disposable Bands and/or miscellaneous supplies as per the submitted table. Estimates only include reimbursement from Medicare and insurance providers. It is anticipated with the advent of a newly passed healthcare legislation most persons will be covered by insurance. These new fees are not being charged to citizens but rather to third party insurers.

The fee request will increase reimbursement to the City of Baltimore by an estimated \$543,176.00 annually for a total of \$11,543,176.00 in total revenue. These funds help offset the cost of operating the EMS which has a total budget of \$20,700,000.00 for FY 2010. The BBMR and the Fire Department will report back to the Board in six months on the actual increases in revenue itemized by each fee title and units and the actual revenue collected from each insurance company itemized by each fee title and the units.

MBE/WBE PARTICIPATION:

N/A

UPON MOTION duly made and seconded, the Board granted the Department of Finance permission to change fees charged by the Baltimore City Fire Department Emergency Medical Services for City Services.

MINUTES

Bureau of the Budget and
Management Research (BBMR)

- Board of Municipal Zoning
Appeals Fee Changes

ACTION REQUESTED OF B/E:

The Board is requested to grant the Department of Finance permission to change fees charged by the Baltimore City Board of Municipal Zoning Appeals (BMZA) for City Services. The period of the new fees will be effective upon enactment.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The City contracted with Public Financial Management (PFM) to perform a cost analysis of City fees. The PFM developed a fee inventory of over 2,000 fees utilized by the City. They examined in-depth 300 fees in the areas of development, public safety, health, and environmental protection. The analysis utilized Activity Based Costing (ABC) to determine the cost of fees in eight City agencies. The ABC is a costing technique that identifies both the direct and indirect costs of a specific task or activity. For example, a Fire Department inspection of a sprinkler protection system includes not only the cost associated with the fireperson performing the inspection but also costs associated with travel, equipment, supervision, clerical, and employee fringe benefits. The ABC identifies these costs and allocates them to the specific performance of a given task resulting in a per-unit cost for the task or activity.

One of the study's recommendations was for the BMZA to reduce its fee structure from 29 fees to eight by aggregating like services. The eight fees include three variance related fees, a non-conforming use fee, a sign issues fee, a negative fee, a conditional use fee, and a combination fee when one or more fees apply. The new structure is much clearer to customers and easier to administer. The estimated net additional revenue for the General Fund is \$30,392.00.

MINUTES

BBMR - cont'd

The BMZA is currently in the process of implementing a new computer system. Approval of the new fee structure at this time will avoid duplicate efforts in programming this change into the new computerized billing system.

MBE/WBE PARTICIPATION:

N/A

UPON MOTION duly made and seconded, the Board granted the Department of Finance permission to change the fees charged by the Baltimore City Board of Municipal Zoning Appeals for City Services.

MINUTES

Department of Law - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with James L. Outtz. The period of the agreement is effective upon Board approval for three years.

AMOUNT OF MONEY AND SOURCE:

\$612,000.00 - 2043-000000-1450-163000-03070

BACKGROUND/EXPLANATION:

Mr. Louis Hopson and fifteen other current or former police officers sued the Baltimore Police Department (BPD) and the City alleging discrimination in the disciplinary process at the Baltimore Police Department from 1992 to the date of settlement in 2009. The Law Department expended approximately \$1,350,000.00 since March 2006 defending the action before settlement, including litigation costs for the production of electronic discovery, expert witnesses, depositions, and the hiring of outside temporary staff to assist with production of documents and review, and other general litigation expenses. Plaintiffs' accumulated attorneys' fees and costs significantly exceed \$8,000,000.00 and would have been recoverable against the City under federal law if plaintiffs were to prevail in the case.

The parties conducted discovery with respect to class certification issues although no motion for class certification was filed. Based on the opinions of expert witnesses retained by the City, as well as testimony procured from the plaintiffs and other witnesses, and to avoid incurring further expenses to defend the case, the parties agreed to implement certain monetary and non-monetary relief that addresses the concerns of the Plaintiffs, which were the subject of the suit.

MINUTES

Department of Law - cont'd

In addition to the establishment of a settlement fund for the individual Plaintiffs and their attorneys, the Baltimore City Police Department agreed to retain the services of an outside consultant (to be agreed upon by the parties) for a term of three-years.

Beginning in July 2010, and continuing every six months thereafter through the term of the consultant, the BPD will deliver to the consultant a report reflecting all disciplinary activity within the BPD as reflected in the collective disciplinary databases and other internal information. Based on this information, the consultant will submit reports to the BPD, which include any areas of progress or concern, observations, and any recommended actions for the BPD to consider in light of the data provided to, and otherwise obtained by the consultant. There are agreed-upon provisions for a response by the BPD to the consultant's report. The Consultant's term is extendable by up to an additional two years if at the end of three years, the consultant reports there is a continuing problem relative to racial discrimination or disparities in the BPD's disciplinary system on, which the BPD is not making identifiable progress.

The BPD has also agreed to implement additional remedial measures (i.e. enhancing disciplinary MIS data capture and reporting systems, offering leadership training to minority and women Sergeants and Lieutenants in the BPD, offering training to IAD and Trial Board members) to provide plaintiffs and all other employees of the BPD with a work environment free of illegal discrimination and retaliation and to assure that the BPD's disciplinary policies and procedures are applied to African-American employees in a manner equivalent to the manner in which those same disciplinary policies are applied to non-African American employees. An additional purpose of these remedial efforts is to ensure that the BPD provides an effective means for employees to lodge internal complaints of discrimination and/or retaliation.

MINUTES

Department of Law - cont'd

The Board previously authorized settlement funds for \$2,500,000.00 to settle all claims of named plaintiffs and attorney fees in 2009. Additionally, the Board authorized approval for litigation expenses in March 2006 for \$500,000.00 and on February 14, 2008 for \$300,000.00.

The Settlement Committee of the Law Department has previously approved the Hopson settlement and recommends that the Board approve funds for the implementation of the consultant agreement, which was accepted by the parties, approved by the Court, and the Board in the Hopson settlement in 2009.

APPROVED FOR FUNDS BY FINANCE.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with James L. Outtz.

ANNOUNCEMENT

President: "I would just like to remind everybody that the Board of Estimates Taxpayer's Night is next Wednesday, April 7, at 6:00 p.m. in the War Memorial Building. If there is no more business before the Board, the meeting will recess until the bid opening at 12:00 noon. Thank you."

* * * * *

MINUTES

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

In the absence of Mr. Donald E. Huskey, Deputy City Solicitor, Ms. Leslie Winner, Chief Solicitor, sat and acted on his behalf.

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.

Bureau of Purchases - B500014000, One-Ton 4x4
Utility Body Pickup Trucks
BIDS TO BE RECV'D: 04/07/2010
BIDS TO BE OPENED: 04/07/2010

MINUTES

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

Bureau of Water and Wastewater - SWC 7761, Drainage Repairs
and Improvements at Various
Locations

Monumental Paving & Excavating,
Inc.

R&F Construction, LTD

V&S Contractors, Inc.

Angelozzi Brothers, Inc.

Allied Contractors, Inc.

Iacoboni Site Specialists, Inc.

Spiniello Companies

R.E. Harrington Plumbing
and Heating, Inc.

Civil Construction, LLC

Bureau of Purchases - B50001373, Oil Containment
Vessel

Goldsborough's Marine

Bureau of Purchases - B50001394, Integrated Pest
Management Services

Pest Services Company

Home Paramount Pest Control

MINUTES

There being no objections, the Board UPON MOTION duly made and seconded, the Board adjourned until its next regularly scheduled meeting on Wednesday, April 7, 2010.



JOAN M. PRATT
Secretary