

MINUTES**REGULAR MEETING**

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

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The meeting was called to order by the President.

President: "The October 24, 2012 meeting of the Board of Estimates is now called to order. Today is the first day the Board of Estimates will be televised and I am extremely proud and pleased and relieved after two years of hard by me and my council colleagues will result in citizens having greater access to public information. One of my first actions as Council President in 2010 was to introduce a resolution calling for procedures from three of the City's most influential decision making bodies to be broadcast to the general public. The Board of Estimates, Liquor Board and BMZA rule on everything from zoning challenges to awarding the multi-million dollar construction contracts. Citizens should not be shut out of these

MINUTES

meetings because of hectic work schedules or family obligations. So because of my efforts and those of the City Council, citizens will now be able to watch these procedures through the cable 25 station, and hopefully on line. For too long, citizens were kept in the dark about decisions made by these powerful boards, because they were not televised or streamlined -- or streamed on-line. I am thrilled that we have ushered in a new era of openness and accessibility and transparency.

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President: "I will direct the Board members attention to the memorandum from my office dated October 22, 2012, identifying matters to be considered as routine agenda items together with any corrections and additions that have been noted by the Deputy Comptroller. I will entertain a Motion to approve all of the items contained on the routine agenda."

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

Comptroller: "Second."

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

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

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

Adira Construction, Inc.	\$	8,000,000.00
Bruce-Merrilees Electric, Co.	\$	159,282,000.00
Costal Gunite Construction Company	\$	25,506,000.00
Comer Construction, Inc.	\$	8,000,000.00
CPP Construction Co., Inc.	\$	8,000,000.00
Eastern Highway Specialists	\$	7,452,000.00
Economic International Construction Company, Inc.	\$	4,113,000.00
The Fireline Corporation	\$	8,000,000.00
J & R Roofing Company, Inc.	\$	8,000,000.00
L & L Enterprises, Inc.	\$	1,500,000.00
Pleasants Construction, Inc. and Pleasant Excavating Co., Inc.	\$	8,000,000.00
Spears Mechanical Contractors, Inc.	\$	1,935,000.00
Subsurface Technologies, Inc.	\$	3,231,000.00
Total Contracting, Inc.	\$	35,820,000.00
TW Apex Holdings, LLC and Subsidiaries d/b/a Apex Companies, LLC	\$	199,953,000.00

2. Prequalification of Architects and Engineers

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

Aresolve Engineering, Inc.	Engineer Land Survey
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MINUTES**BOARDS AND COMMISSIONS** - cont'd

Baltimore Land Design Group, Inc.	Engineer
The Constellation Design Group, Inc.	Engineer
Core Studio Design, LLC	Landscape Architect
Johnson Consulting Engineers, Inc.	Engineer

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

MINUTES

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

The Board is requested to approve and authorize execution of the various grant agreements, unless otherwise indicated. The period of the agreement is August 1, 2012 through July 30, 2013.

1. **NEW VISION HOUSE OF HOPE, INC.** **\$360,285.00**

Account: 4000-480012-3571-333633-603051

The organization will provide essential outreach services to unsheltered homeless people in street outreach and provide housing and services to approximately 60 women. The period of the agreement is July 1, 2012 through June 30, 2013.

MWBOO GRANTED A WAIVER.

2. **THE WOMEN'S HOUSING COALITION, INC.** **\$ 42,542.00**
(WHC)

Account: 4000-496212-3573-591435-603051

The WHC will operate a program to provide Single Room Occupancy Housing and Supportive services to 22 homeless, very low-income women. The WHC will provide support services on-site and in the community, as needed. The services are targeted to change lifestyles and behaviors that lead to homelessness and/or addiction.

3. **GOVANS ECUMENICAL DEVELOPMENT CORPORATION,** **\$ 33,524.00**
INC.

Account: 4000-496212-3573-267850-603051

The organization will provide case management services to individuals and families with HIV/AIDS who are housed in Shelter Plus Care housing units or are currently homeless.

MINUTES

MOHS - cont'd

4. **JOBS HOUSING AND RECOVERY, INC.** **\$ 97,861.00**
(JHR)

Account: 4000-496212-3573-591458-603051

The JHR will operate a program to provide permanent housing for persons and/or families with disabilities that include physical, mental or emotional impairments with HIV/AIDS.

MWBOO GRANTED A WAIVER.

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

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

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

MINUTES

Mayor's Office of Human Services - Ratification of an Amendment to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to ratify the amendment to the agreement with YMCA of Central Maryland, Inc./The Emily Price Jones Head Start Program. The period of ratification of the amendment is July 1, 2011 to September 30, 2012.

AMOUNT OF MONEY AND SOURCE:

\$29,993.00 - 4000-486312-6051-516100-603051

BACKGROUND/EXPLANATION:

The Emily Price Jones Head Start Program serves 338 children and their families with comprehensive holistic health and education services. This amendment will provide funds for the program to purchase Core Knowledge Curriculum educational materials which includes books, kits, and learning materials. The curriculum is coherent, cumulative, and content-specific in order to help children establish strong foundations of knowledge grade by grade.

MBE/WBE PARTICIPATION:

N/A

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved the ratification of the amendment to agreement with the YMCA of Central Maryland, Inc./The Emily Price Jones Head Start Program.

The President **ABSTAINED.**

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Department of Housing and Community Development - Options</u>			
1. Oluwatoyin Kupoluyi	2751 Tivoly Ave.	L/H	\$16,000.00
2. KBY Properties, LLC.	2761 Tivoly Ave.	L/H	\$23,000.00

Funds are available in account 9910-904326-9588-900000-704040,
Coldstream Homestead Montebello Project.

(FILE NO. 57188)

3. Park Heights Community Develop- ment Corporation	4827 Park Heights Avenue	F/S	\$16,720.00
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Funds are available in account 9910-903187-9588-900000-
704040, Park Heights Demo-Woodland/Virginia Avenue Corridor
Project.

(FILE NO. 57083)

4. Hilda M. Rudo	938 N. Patterson Park Avenue	G/R \$90.00	\$ 825.00
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Funds are available in account 9910-906416-9588-900000-
704040, EBDI Phase II Project.

(FILE NO. 56017)Department of Housing and Community Development - Condemnation

5. Worthington Ridge Realty Partnership	1108 N. Bradford Street	G/R \$58.00	\$ 386.67
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Funds are available in account 9910-904488-9588-900000-
704040, Milton-Montford Project.

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
<u>Dept. of Housing and Community Development - Rescission and Approval</u>			
6. John O. Mitchell, III	2036 E. Federal St.	G/R \$42.00	\$ 280.00

On July 25, 2012, the Board approved a condemnation to acquire the \$42.00 ground rent interest in 2036 E. Federal Street. Since that approval, the previous owner agreed to the City's offer price and would like to proceed with a voluntary sales agreement. Therefore, the Board is requested to rescind its prior approval and approve an option to acquire the \$42.00 ground rent interest in 2036 E. Federal Street for \$280.00.

Funds are available in account 9910-908087-9588-900000-704040, Miscellaneous Project.

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

Department of Law - Payment of Settlement

7. Tamika N. Williams	4994 Denmore Ave.	L/H	\$8,000.00
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On May 11, 2012, the City filed a condemnation action to acquire the leasehold interest in the real property located at 4994 Denmore Avenue. On March 28, 2012, the Board approved \$7,000.00 to acquire the subject property interest. The owner of the property interest valued it at \$27,000.00. The parties agreed to settle the action for \$15,000.00. Therefore, the City is requested to approve an additional \$8,000.00.

Funds are available in account 9910-903187-9588-900000-704040.

(FILE NO. 57083)

MINUTES

OPTIONS/CONDEMNATION/QUICK-TAKES:

<u>Owner(s)</u>	<u>Property</u>	<u>Interest</u>	<u>Amount</u>
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UPON MOTION duly made and seconded, the Board approved the aforementioned options, condemnation, quick-takes, rescission and approval and payment of settlement.

MINUTES

Department of Planning - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with Blue Water Baltimore (BWB). The agreement is effective upon Board approval through December 31, 2012.

AMOUNT OF MONEY AND SOURCE:

\$42,990.00 - 9905-926005-9188

BACKGROUND/EXPLANATION:

The BWB is a non-profit comprised of four watershed associations plus the Harbor Waterkeeper. Under this contract, using Critical Area offset fee mitigation funds, the BWB will collaborate with the Baltimore City Department of Recreation and Parks to administer a green jobs program for high school age youth in four work teams. The teams will work in City parks, schools and neighborhoods to plant 400 native trees, then water and maintain those trees through the first year. In addition, they will provide follow-up maintenance on trees planted in 2011.

APPROVED FOR FUNDS BY FINANCE

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized execution of the agreement with Blue Water Baltimore.

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 Baltimore Metro Soccer Officials Association (Association). The period of the agreement is effective upon Board approval through May 31, 2013.

AMOUNT OF MONEY AND SOURCE:

\$6,400.00 - 6000-680513-4792-369800-603026

BACKGROUND/EXPLANATION:

The Association coordinates the assignment of knowledgeable and competent officials for youth and adult soccer games at the Department's indoor soccer facility, as well as outdoor fields city-wide. Under the terms of the agreement, the Association will also conduct training programs for officials on an annual basis.

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

UPON MOTION duly made and seconded, the Board approved and authorized execution of an agreement with the Baltimore Metro Soccer Officials Association.

MINUTES

Department of Public Works - License Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a license agreement with the Universal Music Publishing Group, Licensor. The period of the agreement is effective upon Board approval for ten years.

AMOUNT OF MONEY AND SOURCE:

\$7,500.00 - 1001-000000-1901-190300-603026

BACKGROUND/EXPLANATION:

The Universal Music Publishing Group will enter into an agreement for a Song Jingle that DPW is promoting for the Fall Clean Up that will be held October 27, 2012.

APPROVED FOR FUNDS BY FINANCE**A PROTEST HAS BEEN RECEIVED FROM MS. KIM TRUEHEART.**

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

(FILE NO. 57317)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the license agreement with the Universal Music Publishing Group, Licensor.

Kim A. Trueheart

October 23, 2012

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of Baltimore City, of which I am a member, in good standing.

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

1. Whom you represent: Self
2. What the issues are: Page 10, Department of Public Works – License Agreement, if approved:
 - a. My home town was recently bestowed the honor of being one of the dirtiest cities in America and this purchase squarely reflects the sheer incompetence and borderline malfeasance of this administration to put money directly on the problem!
 - i. A \$7500.00 Song Jingle that DPW is promoting for the Fall Clean Up is outrageous considering neighborhoods need trash bags and brooms to actually get rid of the trash.
 - b. Please provide access to the comprehensive Clean Up strategy which includes this song jingle for inspection.
3. How the protestant will be harmed by the proposed Board of Estimates' action: As a citizen I am experiencing a significant financial burden with annual tax increases, sewer and water service increases, user fee increases, parking meter rate increases and significantly reduce services as a resident. This onerous burden can only be relieved when the cost saving business practices are consistently applied to all procurement actions. This award fails to accomplish that end and will be most costly to the citizens of Baltimore and myself.
4. The Remedy I Seek: This award should NOT be approved.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on October 24, 2012.

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

Sincerely,
Kim Trueheart, Citizen

5519 Belleville Ave
Baltimore, MD 21207

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

- | | | |
|-----------------------------|-------------|---------|
| 1. THE GOURMET RODENT, INC. | \$23,100.00 | Renewal |
|-----------------------------|-------------|---------|
- Solicitation No. B50001693 - Animal Food for Carrie Murray Center - Department of Recreation and Parks - Req. No. R558789

On November 17, 2010, the City Purchasing Agent approved the initial award in the amount of \$7,547.00. The award contained two 1-year renewal options. On December 2, 2011, the City Purchasing Agent approved a renewal and an increase in the amount of \$11,547.00. This final renewal in the amount of \$23,100.00 is for the period November 17, 2012 through November 16, 2013.

A PROTEST HAS BEEN RECEIVED FROM MS. KIM TRUEHEART.

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

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|--------------------|-------------|---------|
| 2. R & S NORTHEAST | \$16,994.00 | Renewal |
|--------------------|-------------|---------|
- Solicitation No. B50002108 - Medroxy AC - Health Department - Req. No. P518803

On December 2, 2011, the City Purchasing Agent approved the initial award in the amount of \$16,994.00. The award contained three 1-year renewal options. This renewal in the amount of \$16,994.00 is for the period December 1, 2012 through November 30, 2013, with two one-year renewals remaining.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

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| 3. CITIZENS PHARMACY | \$14,545.65 | Renewal |
| Solicitation No. B50001685 - Nicotine Patches - Health Department - Req. No. P518669 | | |

On November 17, 2010, the City Purchasing Agent approved the initial award in the amount of \$14,545.65. The award contained two 1-year renewal options. On November 9, 2011, the Board approved the first renewal in the amount of \$14,545.65. This final renewal in the amount of \$14,545.65 is for the period November 17, 2012 through November 16, 2013.

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| 4. EASTERN FOOD SERVICE | \$10,000.00 | Renewal |
| Solicitation No. 07000 - Bulk Foods - Health Department - Req. No. P516168 | | |

On December 8, 2010, the City Purchasing Agent approved the initial award in the amount of \$10,000.00. The award contained two 1-year renewal options. On December 21, 2011, the City Purchasing Agent approved the first renewal in the amount of \$10,000.00. This final renewal in the amount of \$10,000.00 is for the period December 31, 2012 through December 30, 2013.

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|---|-------------|-----------|
| 5. LEXISNEXIS RISK SOLUTIONS
INC. | \$46,980.00 | Agreement |
| Solicitation No. 06000 - LexisNexis Investigative Databases - Citywide - Req. No. TBD | | |

The Board is requested to approve and authorize execution of an agreement with LexisNexis Risk Solutions, Inc. The period of the agreement is October 24, 2012 through October 23, 2013, with one one-year renewal.

The agreement provides for consolidation of the software licenses used by several agencies.

(FILE NO. 57132)

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

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| 6. KENNEDY PERSONNEL SERVICES | \$184,500.00 | Renewal |
|-------------------------------|--------------|---------|
- Solicitation No. B50001259 - Provide Nutrition Aide and Lactation Consulting Services - Agencies Various - P.O. P511631

On December 23, 2009, the Board approved the initial award in the amount of \$184,500.00. The award contained four 1-year renewal options. Subsequent actions have been approved. This renewal in the amount of \$184,500.00 is for the period January 1, 2013 through December 31, 2013, with one 1-year renewal option remaining.

MBE: Swift Staffing 15%

WBE: All Pro Placement Services, Inc. 10%

MWBOO FOUND VENDOR IN COMPLIANCE.

- | | | |
|---------------------------------|----------------|-----------------|
| 7. ATLANTIC EMERGENCY SOLUTIONS | \$1,810,458.00 | Selected Source |
|---------------------------------|----------------|-----------------|
- Solicitation No. 06000 - Pierce Tiller Aerial Fire Trucks - Fire Department - Req. No. R602241

The two units requested are being purchased from a cooperative purchasing contract HGAC, #FS12-11 with the Baltimore Regional Cooperative Purchasing Committed (BRCPC) and Houston-Galveston Area Council.

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

MWBOO GRANTED A WAIVER.

MINUTES

INFORMAL AWARDS, RENEWALS, INCREASES TO CONTRACTS AND EXTENSIONS

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

8. SUNBELT RENTALS, INC.	\$ 300,000.00	Increase and Extension
Solicitation No. B50000172 - Provide Temporary Bypass Pumping Systems - Department of Public Works, Bureau of Water and Wastewater - P.O. No. P501329		

On January 30, 2008, the Board approved the initial award in the amount of \$649,990.00. The award contained two 1-year renewal options. On December 8, 2010, the Board approved the first renewal. On January 18, 2012, the Board approved the final renewal. The recent events at Monument Street and other unexpected leakages have increased usage of this contract. The current contract will expire on January 9, 2013. A process to receive competitive bids to have a new contract for this requirement has been initiated. This increase in the amount of \$300,000.00 will make the total award amount \$949,990.00. The period of the extension is January 9, 2013 through March 31, 2013.

This is a requirements contract, therefore, dollar amounts will vary.

MBE: R.E. Harrington Plumbing & Heating, Inc. 14%

MWBOO FOUND VENDOR IN COMPLIANCE.

UPON MOTION duly made and seconded, the Board approved the informal awards, extensions, and increases to contracts. The Board also approved and authorized execution of the agreement with LexisNexis Risk Solutions, Inc. The President **ABSTAINED** on item no. 8.

Kim A. Trueheart

October 23, 2012

Board of Estimates

Attn: Clerk

City Hall, Room 204

100 N. Holliday Street,

Baltimore, Maryland 21202

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of questionable management and administration within the Department of Recreation and Parks.

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 11, Item #1, Department of Recreation and Parks - Animal Food for Carrie Murray Center – Req. No. R558789, if approved:
 - i. The 300% cost growth of this contract since 2010;
 1. Please provide access to the list of animals being fed and their food schedule for inspection.
3. How the protestant will be harmed by the proposed Board of Estimates' action: As a citizen I have witnessed the continued disinvestment in municipal recreation facilities, programs and services. This action services to highlight what I perceive to be disparate policy and practices within the Department of Recreation and Parks which continue to diminish the quality and availability of recreational programs and services available to me and more importantly for our children!

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on October 24, 2012.

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

Sincerely,

Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTES

TRANSFERS OF FUNDS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Transfers of Funds

listed on the following pages:

4273 - 4274

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 President **ABSTAINED** on items no. 3 and 4.

MINUTES**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Department of Housing and Community Development</u>		
1. \$300,000.00	9910-9588-907410	9910-9588-909120
State	East Baltimore	Hoen Building
Revenue	Initiative	

This transfer will provide the funds to stabilize 2101 East Biddle Street, also known as the Hoen Building - Phase II. Funds are being used to make improvements to the building to preserve its historical and architectural significance until such time development is feasible.

Department of Transportation

2. \$1,060,000.00	9950-911032-9528	
MVR	Constr. Res.	
	Dev. Age	
	Claremont/	
	Freedom Village	
900,000.00	9950-923013-9509	
Gen. Fund	Constr. Res.	
Highway User	Highway Facilities	
<u>Revenue</u>	Master Plan (Falls)	
\$1,960,000.00	-----	9950-902874-9508
		DOT Facilities

This transfer will cover the cost associated with the DOT Facilities Modular Building - Salt Dome.

MINUTES

TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
<u>Bureau of Water and Wastewater</u>		
3. \$ 100,000.00	9956-905533-9549	
County Approp.	Constr. Res.	
	Annual Facilities	
	Improvements	
100,000.00	" "	
Wastewater Rev.		
Bonds		
<u>\$ 200,000.00</u>		
143,482.38	-----	9956-905545-9551-3
		Engineering
56,517.62	-----	9956-905545-9551-9
Wastewater Rev		Administration
Bonds		
<u>\$ 200,000.00</u>		

This transfer of funds will cover the cost of Project 1077 - Task No. 9 (SC915), Improvements to Primary Settling Tanks No. 11 & Grit Tank No. 3 at Back River Wastewater Treatment Plant.

4. \$ 283,300.00	9960-910031-9558	
Counties	Const. Res.	
	Water Supply	
	Facilities	
716,700.00	" "	
Water Utility	-----	9960-905697-9557-2
Fund		Extra Work
<u>\$1,000,000.00</u>		

The funds are required to cover the cost of extra work for WC 1212, Water Appurtenances Installations.

MINUTES**EXTRA WORK ORDERS AND TRANSFERS OF FUNDS**

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

4276 - 4277

All of the EWOs had been reviewed and approved

by the

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

The Transfers of Funds were approved
SUBJECT to receipt of favorable reports

from the Planning Commission,
the Director of Finance having reported favorably
thereon, as required by the provisions
of the City Charter.

The President **ABSTAINED** on item no. 6.

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 Transportation

1. EWO #001, \$145,800.00 - TR 12011, Citywide Slab Repairs

\$344,329.00	-	Machado Con-	-	-
		struction Co.,		
		Inc.		

2. **TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$110,000.00	9950-902465-9509	9950-905657-9508
Gen'l. Funds	Constr. - Reserve	Citywide Slab
Highway User	Curb Repair Job	Repair TR 12011
Revenue	Order Contract	

This transfer will cover the costs associated with the needed repair to the slabs located at Fallstaff Road from Clarks Lane to Willow Glen Road.

3. EWO #004, \$0.00 - TR 11301, Resurfacing Highways at Various Locations - North West Sector II

\$2,043,094.97	\$341,172.00	M. Luis Con-	212	-
		struction Co,		
		Inc.		

MINUTES**EXTRA WORK ORDERS**

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

Department of Transportation

4. EWO #018, \$38,350.00 - TR 03313, Reconstruction of Washington Boulevard: I-95 to Monroe Street				
\$ 4,568,854.30	\$169,847.69	Civil Con- struction, LLC	-	-

5. **TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$72,000.00	9962-941002-9563	9962-909052-9562-2
Other	Constr. Reserve Conduit Replace- ment Program	Contingencies Washington Blvd - I-95 to Monroe

This transfer will provide funds to cover the costs associated with TR 03313, Change Order Nos. 16, 17, and 18, Reconstruction of Washington Blvd: Monroe Street to I-95 by Civil Construction, LLC

Bureau of Water and Wastewater

6. EWO #021, \$25,310.00 - W.C. 1164, Towson Finished Water Reservoir Cover and Miscellaneous Repairs				
\$18,393,000.00	\$189,731.87	Whiting-Turner - Contracting Co., Inc.	-	0

MINUTES

PERSONNEL MATTERS

* * * * *

UPON MOTION duly made and seconded,

the Board approved

the Personnel matters

listed on the following pages:

4279 - 4288

All of the Personnel matters have been approved

by the EXPENDITURE CONTROL COMMITTEE.

All of the contracts have been approved

by the Law Department

as to form and legal sufficiency.

The President **ABSTAINED** on Page 4284 item no. 12

MINUTES**PERSONNEL**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Law Department</u>		
1. SHAWNTE' WRIGHT	\$16.82	\$ 35,000.00

Account: 1001-000000-8610-175200-601009

Ms. Wright will work as a Secretary/Legal Assistant for the Land Use Division. Her duties will include, but are not limited to researching legal issues, assisting with the drafting of court pleadings, as well as assisting with Coblam and court inquisitions. In addition, she will type documents and reports, organize and file documents, answer telephones, copy, scan, and sort condemnation reports and files. The period of the agreement is effective upon Board approval for one year.

2. MARK J. DIMENNA	\$29.00	\$ 58,000.00
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Account: 1001-000000-8620-175200-601009	\$ 29,000.00
2036-000000-1752-175200-601009	\$ 29,000.00

Mr. Dimenna will continue to work as a Special Assistant Solicitor. His duties will include but are not limited to advising City agencies and filing responses to subpoenas. He will handle guardianship cases filed in court for the City Health Department. In addition he will advise City agencies on responses to public information requests. He will answer public information act requests on behalf of the City as well, as provide training to City agencies on public information law and requests. Mr. Dimenna will also

MINUTES**PERSONNEL**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Law Department</u> - cont'd		

advise City agencies on public information policies and assist in litigation involving the City. The period of the agreement is effective upon Board approval for one year.

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.

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

Department of Planning

3. MARK CAMERON	\$32.73 plus \$300 for travel	\$ 60,300.00
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Account: 5000-518413-1875-187400-601009	\$ 25,000.00
4000-406913-1875-187400-601009	\$ 35,300.00

Mr. Cameron will work as a Special Landscape Architect. His duties will include, but are not limited to coordinating initiatives and providing expertise related to water quality, landscaping and green infrastructure as part of the Mayor's Growing Green Initiative. His work will support the goals established in the Baltimore Sustainability Plan and the Baltimore Comprehensive Plan, as well as the regulations set forth in the new zoning code, the City and State Critical Area regulations, and the City and State storm water regulations. The period of the agreement is November 1, 2012 through October 31, 2013.

MINUTES**PERSONNEL**Hourly RateAmount4. Abolish the following filled position:

Job No: 1871-15095
 Job Code: 83292
 Class: Museum Curator
 Grade: 088 (\$38,939.00 - \$47,176.00)

Cost: (\$83,369.00) - 1001-000000-1872-187500-601001

Department of Housing & Community Development (DHCD)

5. **CAROLE A. TAYLOR** \$25.50 \$ 30,603.20

Account: 1001-000000-1773-179400-601009

Ms. Taylor, retiree, will continue to work as an Accountant II. Her duties will include, but are not limited to reviewing, approving, and maintaining records on all personnel actions for the Department and the Housing Authority of Baltimore City contractual employees. In addition, she will maintain and keep a current personnel roster which will include a vacancy listing and a listing of salary saved positions. Ms. Taylor will also work up salary and benefit information, track paperwork for personnel actions such as Form 79s, Form 80s, position descriptions and employee action requests. She will be responsible for all budget and accounting for Administration, Housing Code Enforcement, Register & License Properties, Building & Zoning Inspections; budget matters, revenue collection report, and training the new fiscal supervisor. The period of the agreement is effective upon Board approval for one year.

MINUTES**PERSONNEL**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Department of Recreation & Parks</u>		
6. WILLIAM RUSKIN	\$25.00	\$ 35,100.00

Account: 5000-578713-4711-361800-601009

Mr. Ruskin, retiree, will continue to work as a Civil Engineer. His duties will include, but are not limited to developing engineering plans, specifications and cost estimates for Capital Projects. In addition, he will design utility systems and act as liaison between the Department, local utility companies, and State and City agencies. The period of the agreement is October 29, 2012 through October 28, 2013.

A WAIVER OF THE NUMBER OF HOURS A RETIREE MAY WORK AS STIPULATED IN AM 212-1 PART I OF THE ADMINISTRATIVE MANUAL IS REQUESTED THAT LIMITS THE TOTAL NUMBER OF HOURS THAT A RETIREE CAN WORK TO 1,200.

7. JALEEL NASH	\$25.17	\$ 24,000.00
8. SCOTT MYERS	\$25.17	\$ 24,000.00

Account: 1001-000000-4783-583800-601009

Messers. Nash and Myers will continue to work as Urban Forestry Specialists in the Forestry Division of the Bureau of Parks. Their duties will include performing hazardous tree assessments using an ANSI accepted Tree Risk Rating System for all City owned trees. In addition, they will identify required tree care to mitigate urgent and hazardous conditions that threaten the public's safety. These individuals will work with community organizations to promote green infrastructure and the management of tree populations, monitoring and updating the CSR system and coordinating tree maintenance and planting contracts. The period of the agreement is November 4, 2012 through May 3, 2013.

MINUTES**PERSONNEL**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Department of Recreation and Parks - cont'd</u>		
9. STEPHANIE PARHAM BROWN	\$36.03	\$ 43,236.00

Account: 5000-577713-4711-361800-601009

Ms. Parham Brown, retiree, will continue to work as an Accounting Analyst. Her duties will include, but are not limited to reviewing fiscal reports for submission to the Federal and State government for verification and proper documentation. She will monitor the Department's capital expenditures, prepare monthly financial reports for various capital projects, and verify accounts to assure compliance with City standards. The period of the agreement is October 27, 2012 through October 26, 2013.

Circuit Court

10. JOHN F. SHETTLE, III	\$32.40	\$ 58,968.00
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Account: 5000-544412-1100-117000-601009

Mr. Shettle, III will work as an Assistant Counsel for the Civil Division. He will be responsible for reviewing motions and making recommendations in a wide variety of civil non-domestic cases. In addition, he will perform legal research and draft opinions and orders. The period of the agreement is effective upon Board approval through June 30, 2013.

MINUTES**PERSONNEL**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Circuit Court - cont'd</u>		
11. GREGORY C. FEY	\$60.00	\$40,980.00

Account: 1001-000000-1100-109700-601009

Mr. Fey will work as a Forensic Psychiatrist. He will be responsible for pretrial and presentence psychiatric evaluations, custody/visitation evaluations and coordinating of training programs through the Medical Services Division. The period of the agreement is effective upon Board approval for eight months.

Office of the President

12. CHRISTINE MULDOWNNEY	\$19.23	\$20,000.00
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Account: 1001-000000-1000-106500-601009

Ms. Muldowney will work as a Contract Services Specialist to perform constituent services for Mr. Robert Curran. She will be responsible for attending community meetings, answering constituent questions, following through to investigate and respond to constituent concerns, advising on community issues and assisting in the development of public forums and hearings on issues of interest to the community. The agreement is effective upon Board approval for one year.

MINUTES**PERSONNEL**

	<u>Hourly Rate</u>	<u>Amount</u>
<u>Health Department</u>		
13. MARTHA GADSON	\$ 7.40	\$ 7,311.20

Account: 4000-432912-3024-268400-601009

Ms. Gadson will work as a Kitchen Aide for the Waxter Senior Center. She will be responsible for setting-up the kitchen and the serving line for breakfast and lunch; serving food on the serving line; assisting seniors that cannot seat or serve themselves; heating/warming food as needed; cleaning-up after breakfast and lunch and restocking the kitchen for next day services. The period of the agreement is effective upon Board approval through September 30, 2013.

14. Create the following position:

Job Code: 31420
 Class: Liaison Officer I
 Grade: 090 (\$42,267.00 - \$51,371.00)

Job No.: To be assigned by BBMR

Cost: \$64,364.00 - 4000-428512-3160-308400-601001

15. Create the following position:

Job Code: 61112
 Class: Health Program Administrator II
 Grade: 113 (\$46,700.00 - \$56,500.00)

Job No.: To be assigned by BBMR

Cost: \$69,894.00 - 4000-422513-3030-271500-601001

MINUTES**PERSONNEL**Health Department - cont'd16. a. Reclassify the following vacant position:Job No.: 2401-14160

From: 41435 - Director, Bureau of Animal Control
Grade: 119 (\$61,900.00 - \$75,500.00)

To: 10172 - Division Chief II
Grade: 952 (\$62,700.00 - \$90,900.00)

b. Abolish the following class:

41435 - Director, Bureau of Animal Control
Grade: 119 (\$61,900.00 - \$75,500.00)

Cost: \$998.00 - 1001-000000-2401-258300-601001

Department of Transportation17. Reclassify the following position:

From: 33232 - Secretary II
Grade 078 (\$27,958.00 - \$32,241.00)

To: 33213 - Office Assistant III
Grade 078 (\$27,958.00 - \$32,241.00)

Cost: \$ 0.00 - 1001-000000-2391-627300-601001

MINUTES**PERSONNEL**State's Attorney Office

	<u>Hourly Rate</u>	<u>Amount</u>
18. AVON MACKEL	\$25.88	\$44,788.00

Account: 1001-000000-1150-118000-601009

Mr. Mackel, retiree, will serve as an Investigator. He will be responsible for reviewing charging documents and statement of charges; interviewing and locating witnesses; performing record checks and appearing before the grand jury. The period of the agreement is October 29, 2012 through October 28, 2013.

Police Department

19. BRIAN J. HORTON	\$200.00 per scheduled exam and \$100.00 for each no show	\$35,000.00 (not to exceed)
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Account: 1001-000000-2003-195500-603026

Mr. Horton, retiree, will continue to work as a Polygraph Examiner. He will conduct pre-employment screenings. The period of the agreement is effective upon Board approval through June 30, 2013.

Department of Public Works

20. Create the following four positions:

31311 - Administrative Analyst I
Grade 087 (\$37,407.00 - \$45,218.00)
Job Nos. to be assigned by BBMR

Cost: \$241,434.00 - 2071-000000-5471-609100-601001

MINUTES**PERSONNEL**Hourly RateAmountFire Department21. Create the following position:

00142 - Executive Level I
 Grade 948 (\$55,200.00 - \$99,200.00)
 Job No. to be assigned by BBMR

Cost: \$134,865.00 - 4000-458011-2015-683902-601001

Department of Finance

22. **ROBERT S. FOLDERAUER** \$17.17 **\$17,667.00**

Account: 1001-000000-1480-166400-601009

Mr. Folderauer, retiree, will continue to work as a City License Inspector. He will be responsible for conducting city-wide on-site inspections of gas stations, pawnbrokers, open-air garages, massage parlors, theaters, skating rinks, bars, club restaurants, movie houses, amusement arcades, and other establishments for a variety of business occupational and amusement type licenses required by Article 15 of the Baltimore City Code. The period of the agreement is effective upon Board approval for one-year.

Kim A. Trueheart

October 23, 2012

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

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of questionable management, oversight and administration of the Baltimore City Public School System under this administration.

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 22, Item 2, Law Department – MARK J. DIMENNA – Employment Contract, if approved:
 - i. Mr. Dimenna appears to be unqualified based on very recent demonstrations of his legal knowledge and skills to perform as “Special Assistant Solicitor”.
 - ii. Mr. Dimenna has demonstrated a clear lack of ability to interpret and apply the laws of the state of Maryland with respect to public information disclosure;
 - iii. Mr. Dimenna has NOT demonstrated that he possesses the requisite knowledge or skills to provide training to City agencies on public information law and requests nor has he demonstrated the ability to advise City agencies on public information policies and assist in litigation involving the City.
 - b. Please provide access to documentation demonstrating beyond a dusty law degree that Mr. Dimenna has obtained recent training and/or education regarding Maryland’s Public Information Act.
3. How the protestant will be harmed by the proposed Board of Estimates’ action: The effectiveness of any organization is generally a function of the competence of its workforce. The Baltimore City Law Department appears to be lacking in a skilled and capable workforce that can server effectively on behalf of the citizens of Baltimore City.
4. The remedy I seek and respectfully request is that this action is used as justification to stem the continued ineffectiveness of the Law Department and this opportunity be used to more clearly enhance the readiness of the workforce to perform and better serve the public good.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on October 24, 2012.

5519 Belleville Ave
Baltimore, MD 21207

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

Sincerely,
Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTESHealth Department - Agreement and Ratification of Agreement

The Board is requested to approve and authorize execution of an agreement and approve ratification of an agreement.

AGREEMENT

1. **AIDS ACTION BALTIMORE, INC.** **\$ 13,500.00**

Account: 4000-422313-3023-294204-603051

The organization will use the Non-Radically Identified Rewiring Inner Scripts curriculum to assist men who have sex with men in making the connection between past oppression and current behavior and to better prepare them to participate and engage in other health programs. The period of the agreement is July 1, 2012 through December 31, 2012.

The agreement is late because the request was received on August 7, 2012.

RATIFICATION OF AGREEMENT

2. **AIDS ACTION BALTIMORE, INC.** **\$ 32,088.00**

Account: 4000-418712-3080-274430-603051

On September 20, 2011, the Health Department prepared the agreement in the amount of \$32,500.00. Because of budget revisions the agreement was reduced by \$412.00 making the total amount \$32,088.00. The period of the agreement was July 1, 2011 through December 31, 2011.

The agreement was signed on October 3, 2011, but was lost during the Department's internal review.

MINUTESHealth Department - cont'd

The Department is requesting the Board to ratify the agreement and authorize and approve payment to the organization for services rendered.

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 agreement and ratification of agreement.

MINUTES

Department of General Services (DGS) - Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an agreement with the C.A.R.E. Community Association, Inc. The agreement is effective upon Board approval through November 30, 2012.

AMOUNT OF MONEY AND SOURCE:

\$1,452.00 - 9916-913900-9197

BACKGROUND/EXPLANATION:

The DGS has been provided with funds from the Energy Efficiency and Conservation Block Grant for community education and outreach that will inform the public sector of ways to improve energy efficiency. The DGS and the Department of Planning Office of Sustainability have worked in collaboration to critically review applications for education and outreach awards. C.A.R.E. Community Association Inc., based on a strong application, was awarded \$1,452.00 to underwrite an energy education and outreach project that will directly impact 50 households.

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 C.A.R.E. Community Association, Inc.

MINUTESSpace Utilization Committee - Third Amendment to Lease Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve and authorize execution of the third amendment to the lease agreement with APC Realty and Equipment Company, LLC., a Delaware Limited Liability Company, Lessee, for the rental of a portion of the tower and storage space located at 6201 E. Lombard Street.

AMOUNT OF MONEY AND SOURCE:

\$5,400.00 - Annual Rent

BACKGROUND/EXPLANATION:

The lease agreement was entered into on April 17, 2002 to lease a portion of the tower and property located at 6201 E. Lombard Street. The first amendment to the lease was September 2, 2009 which allowed the lessee to add two microwave antennas not to exceed two feet in diameter in return for an additional yearly rent of \$4,800.00. The lessor and lessee entered into a second amendment to the lease on March 17, 2010 which allowed the lessee to add one microwave antenna not to exceed two and one half feet in diameter in return for additional yearly rent of \$4,200.00.

This third amendment to the lease agreement will allow for the addition of up to nine remote radio heads at an existing site. The lessee will be permitted to add up to nine remote radio heads, along with mounting hardware and coaxial cables (Collectively, the Remote Radio Head Equipment). During the period of the time Radio Head Equipment is installed on the tower lessee will pay the lessor additional rent of \$5,400.00. All other terms and conditions of the lease will remain unchanged.

MINUTESSpace Utilization Committee - cont'd

The Space Utilization Committee approved this third amendment to the lease at its meeting of September 11, 2012.

(FILE NO. 55895)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the third amendment to the lease agreement with APC Realty and Equipment Company, LLC.

MINUTES**RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTION**

* * * * *

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

4295 - 4308

to the low bidders meeting the specifications,
and rejected the bid 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.

The Mayor **ABSTAINED** on Page 4296 item no. 4.

The President voted **NO** on Page 4296 item no. 4.

The President **ABSTAINED** on Page 4308 item no. 6 and item no. 8.

The Comptroller voted **NO** on Page 4296 item no. 4.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation

1. TR 05308, Dundalk Avenue Streetscape from Eastern to City Line Civil Construction, \$14,163,131.25 LLC.

DBE: Guardrails, Etc., Inc.	\$ 32,560.00	0.23%
Machado Construction Co., Inc.	466,000.00	3.29%
Pipeline Investigations, Inc.	40,550.00	0.29%
Traffic Systems, Inc.	1,895,661.00	13.38%
Luna Concrete, Inc.	817,287.00	5.77%
Short's Trucking, LLC	290,000.00	2.05%
	<u>\$3,542,058.00</u>	<u>25.01%</u>

2. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$7,968,000.00	9950-904453-9509	
FED	Constr. Reserve	
	Dundalk Streetscape	
1,813,044.38	9950-901439-9507	
FED	Constr. Reserve	
<u>\$9,781.044.38</u>	Motor Vehicle Funds	
\$8,505,255.98	-----	9950-903453-9508-6
		Structure & Improvement
850,525.60	-----	9950-903453-9508-5
		Inspections
<u>425,262.80</u>	-----	9950-903453-9508-2
		Contingencies
<u>\$9,781.044.38</u>		Dundalk Streetscape

This transfer will partially fund the cost associated with the award of TR 05308, Dundalk Avenue Streetscape: Eastern Avenue to City Line to Civil Construction, LLC.

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONS

Department of Transportation

3. TRANSFER OF FUNDS

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$4,661,661.00	9960-907101-9558	
Water Rev. Bonds	Constr. Reserve	
	Small Water Mains	
\$ 353,156.00	-----	9960-908651-9557-2
		Extra Work
353,156.00	-----	9960-908651-9557-3
		Design
211,894.00	-----	9960-908651-9557-5
		Inspection
3,531,561.00	-----	9960-908651-9557-6
		Construction
<u>211,894.00</u>	-----	9960-908651-9557-9
		Administrative
\$4,661,661.00		

The funds are required to cover the cost of the award for TR 05308, Dundalk Avenue Streetscape.

Bureau of Purchases

4. B50002466, Trash Removal Services for Baltimore Convention Center (Convention Center Complex)

BFI Waste Services, LLC d/b/a Allied Waste Service of Baltimore \$ 426,096.00

MBE: L&J Waste Recycling, LLC 8.00%

WBE: A2Z Environmental Group, LLC 2.00%

MWBOO FOUND VENDOR IN COMPLIANCE

PROTESTS WERE RECEIVED FROM WASTE MANAGEMENT OF MARYLAND, INC. AND LAWRENCE STREET INDUSTRY, LLC.

MINUTES

President: "The first item on the non-routine agenda can be found on page 39, item four, Trash Removal Services for Baltimore Convention Center. Protests have been received from Waste Management of Maryland and Lawrence Street Industry, LLC. Will the parties please come forward?"

Mr. Corey: "Good morning Mr. President--"

President: "Good morning."

Mr. Corey: "-- and members of the Board, Thomas Corey, Chief of the Minority and Women's Business Opportunity Office. Are we hearing Lawrence Waste Management first or Waste Management?"

Mayor: "Council President."

Mr. Corey: "Are we hearing Lawrence first or Waste Management, there are two protests?"

President: "We'll hear Waste Management first."

Mr. Corey: "The Minority and Women's Opportunity Office found Waste Management uh bid uh to be non-compliant because on their Statement of Intent Form, there is a requirement that you state the services that would be performed by your MBE and WBE and also state the amount or the percentage if it's a requirements contractor must be on that form. On both the MBE and WBE

MINUTES

Statement of Intent Forms, Waste Management failed to provide this information. So, consequently it's a material defect in their submission. We found them non-compliant."

President: "Okay. Do you want speak for Waste Management?"

Mr. Hudnet: "Yes Sir. Good morning."

President: "Lift the mic up."

Mr. Hudnet: "Good morning. On that form --."

President: "You have to state your name."

Mr. Hudnet: "I'm sorry, Chris Hudnet. I'm the Area Sales Director for Waste Management of Maryland. On the form we completed it, executed it our minority partner signed and executed the document as well, and on the form that actually says percentage or dollar. We have the percentage circled. I would also state that out of the three bids, two were ruled non-conforming, therefore there was only one bid it's a significant savings to the City almost \$69,000.00. Also, I would also state that when you review the BFI bid, uh - it was also non-conforming. They changed on page let's see, B4R they crossed out and made it a change to the bid form which should also be found non conforming. So we protest and feel that the whole bid should be kicked out and resubmitted."

MINUTES

Mr. Corey: "Mr. President, members of the Board, Mr. Hudnet said that he circled the percentage to be on the form. There's no dollar amount, no percentage amount and nothing circled on the form. If you care to inspect it. On both their forms it's the same way."

Director of Public Works: "Is this the percentage?"

Mr. Corey: "Figures are supposed to be there. There's no figure and nothing circled."

Mr. Hudnet: "So, we would still state that BFI's bid is also non-conforming because they changed their bid on page B4R."

President: "Okay, next."

Comptroller: "Is that correct Mr. Corey?"

President: "Is that correct?"

Mr. Corey: "To what?"

Comptroller: "Did he change his bid?"

Mr. Corey: "With Law --?"

Comptroller: "Four."

Mr. Corey: "Page four?"

Comptroller: "The statement -- is it true?"

Mr. Hudnet: "On BFI's bid."

MINUTES

Mr. Corey: "Well let me look it Madam, (inaudible) said we didn't see that."

City Solicitor: "Was that an item raised in the Written Bid Protest?"

Mr. Hudnet: "Uh our bid protest was generic and stated that it was --."

City Solicitor: "I'm sorry it was generic."

Mr. Hudnet: "We were protesting the outcome in the --."

City Solicitor: "But did you specify the problem with the BFI in your bid protest materials?"

Mr. Hudnet: "We did not specify that. We were unable to review the bids prior. We had made numerous requests from the City to allow us to come in review. We weren't able to review them until 8:30 this morning."

Mr. Corey: "Well in answer to your question Madam Comptroller. There is nothing on the MBE submission forms that says that anything was changed by BFI."

Mr. Hudnet: "It's not on the minority form it's on the submission of the pricing form."

Comptroller: "Does that make a difference?"

MINUTES

Mr. Corey: "Not to us. I mean that's not within our scope of duties. That would be with the Purchasing Department."

City Solicitor: "And I'm sorry, to whom did you make a request to review the bids, and who denied you the opportunity to review until 8:30 this morning, if anyone?"

Mr. Hudnet: "We made numerous ah, Dale can you help out with some names here? We made numerous requests, numerous people within the City Purchasing Department. Finally ah --."

Mayor: "Correct me if I'm wrong, but the Comptroller maintains those documents, correct?"

Mr. Krus: "That is correct. Tim Krus, Bureau of Purchases."

Comptroller: "And Ms. Taylor --."

Mr. Hudnet: "Mr. Krus was copied on these."

Mr. Krus: "We also have here the price opening sheet, when the Comptroller opens the prices."

Comptroller: "Yeah. And Ms. Taylor, I was in the office with her yesterday when she when you talked to her and she told you that you could review the bids."

Mr. Hudnet: "Yes and she made them available to me this morning."

Comptroller: "Right, but they were denied by Purchasing you said."

MINUTES

Mr. Hudnet: "All of our requests were not responded to."

Comptroller: "Right and then when you responded then when you called the Comptroller's Office we responded?"

Mr. Hudnet: "That is correct."

Comptroller: "Thank you."

Mr. Hudnet: "I was told I could review them at 8:30 this morning."

Mr. Krus: "The Bureau of Purchases typically refers bidders to the Comptroller's Office to look at the public copy of the bid."

Mayor: "That's the job of the Comptroller, correct?"

Mr. Krus: "That is correct."

Mayor: "To maintain the public records."

Mr. Krus: "That is correct."

Comptroller: "But, what you are saying is that you never got a response from the Purchasing Department, so you didn't know that you that they referred you because they were non responsive."

Mr. Hudnet: "That is correct."

Mr. Krus: "Madam Comptroller that was also not part of this protest. So, there is no opportunity to investigate that either."

MINUTES

President: "Mister are you from Lawrence?"

Mr. Evans: "Yes, sir."

President: "You can come on up. Is yours different from his?"

Mr. Evans: "Yes, sir."

Comptroller: "State your name?"

Mr. Evans: "Sam Evans, Projects Manager for Lawrence Street Industries. My protest this morning in reference to the above referenced bid is that we feel that the SW3 is a part of the bid package solicitation -- uh states the method of award and in that method of award it does not say anything about requirement or mandatory uh -- set aside for the MBE process. We took that to understand in our understanding that we had two options. We could choose the MBE or the WBE. We chose the higher of the two and did fill out the necessary forms to that effect and do understand that we are to abide by that according to GC18 which is the general conditions. Submission of Affidavits A -- part A through D refer to MBE/WBE participation as "or" order. So, it may be a misunderstanding on our part, but I would also mention that it's conceivably should have been listed as a mandate or a requirement in a part of the evaluation factors as an item of

MINUTES

dismissal to not to abide by those. Also this morning as we reviewed the bids, we also noted that on the price sheet that there is a material defect on the addendum one, which is a modification to the pricing sheet, and on that modification, we see that the preferred vendor in this particular case did strike out items on the price sheet and did write in what they believed or to conceive that pricing document to convey. That's a material defect to the pricing sheet."

President: "Mr. Corey."

Mr. Corey: "I can respond to the MBE/WBE portion as far as the pricing information I will defer to Mr. Krus. On the MBE/WBE portion of his bid, we found them non-compliant because under the MBE laws of the City of Baltimore, you must commit to trying to meet the MBE and the WBE goal. You cannot choose the higher one and not do the other. That's the position he's taken. Secondly on the form itself, the affidavit that he speaks of is very easy to word or that's a misreading of the form. On that form you are required to put a dollar amount if it's a flat fee type contract or a percentage if it's a requirements contract, and in this instance he just put the MBE amount or percentage

MINUTES

for the uh -- on that form and he didn't commit to achieving the WBE goal nor did they request a waiver of the WBE goal. So, we found them non compliant."

President: "Okay."

City Solicitor: "Mr. Krus is anything can say this morning to address the contention merely a notion from I gather from both protestants about the BFI."

Mr. Krus: "Be more than I've already said that the prices were opened by the Board in its normal process. No material defect was seen by the Board at the time of price opening and a defect in the winning bidder's price was not part of either of these protests. So, as far as we're concerned we still recommend the award to BFI."

President: "I entertain a Motion."

City Solicitor: "Let me if it's okay Mr. Council President."

President: "Go ahead."

City Solicitor: "Let me make two separate motions, because we have two bid protests. On the Waste Management protest I would move that we deny the protest and accept the recommendation and that communication snafu by Waste Management is a very large

MINUTES

sophisticated firm that's done business with the City for years and years. In many respects I would expect them to know that if they wanted to examine bid materials they should be coming to the Comptroller's Office because that's where they are maintained and I think the issue is too late to be raised. So, I would move to deny that protest."

Director of Public Works: "Second."

President: "All those in favor say AYE. Please note that I vote NO."

City Solicitor: "I entertain a second motion."

President: "I entertain a second a Motion."

City Solicitor: "In the second Motion I would move to deny the protest and confirm the recommendation for award. I think the misreading of the MBE/WBE form requirements is something that I've never seen any other vendor or bidder make and I think the forms are pretty clear. You have to reach out and deal with both the MBE and the WBE requirements. So, I would deny that protest and affirm the recommendation for the same reasons as BFI Waste Management case."

MINUTES

Director of Public Works: "Second."

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

Please note that I vote NO."

* * * * *



WASTE MANAGEMENT

6994 Columbia Gateway Drive
Suite 200
Columbia, MD 21046
(410) 796-7010
(410) 309-7090 Fax

October 22, 2012

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

Dear Clerk,

Re: Solicitation Number B50002400, Trash Removal Services for the Baltimore Convention Center

I am the Public Sector Manager of Waste Management of Maryland, Inc. ("WMMD"), which submitted a bid according to the above-referenced solicitation. I understand that the City of Baltimore, Bureau of Purchases, Department of Finance ("City"), intends to make an award of the contract under the above solicitation to a company other than WMMD, even though WMMD's bid price of \$357,607 was the lowest price offered by any bidder. As a responsible bidder submitting the lowest responsive bid to the solicitation, WMMD should be awarded the contract, and any failure by the City to award the contract to WMMD under such circumstances would create an irreparable injury to WMMD and to the taxpayers from which the contract funds are derived. I would appreciate the opportunity to meet with the City's representatives as soon as possible to discuss this matter. WMMD reserves all rights and legal remedies in relation to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Chris Hudnet", with a long horizontal line extending to the right.

Christopher Hudnet
Public Sector Manager
Waste Management of Maryland, Inc.

CC: Jeff Viola

From everyday collection to environmental protection, Think Green® Think Waste Management.

034401/0305 000 22 11 2 00 0001

**MINORITY AND WOMEN'S BUSINESS OPPORTUNITY OFFICE
MBE AND WBE PARTICIPATION COMPLIANCE REVIEW**

To (Agency): Bureau of Purchases

Contract Number: B50002466 – Trash Removal Services for BCC

MBE Goal: 8 %

WBE Goal: 2 %

Contractor: Lawrence Street Industry, LLC

Total Contract Amount: Unknown (Requirements contract)

MBE/WBE Firms	Dollar Amount	Percentage
MBE: L&J Waste Recycling, LLC		8.00 %

WBE:

Compliant

Non-Compliant

Comments:

* Bidder failed to meet the WBE goal and did not submit a waiver request.

Stephanie Pringle 10/2/12
Analyst Date

Thomas B. King 10/2/12
Chief, MWBOO Date

MINUTES

RECOMMENDATIONS FOR CONTRACT AWARDS/REJECTIONSBureau of Purchases

5. B50002524, Lock Box Merkle Response \$1,267,540.00
Services Services, Inc.

(Finance Department)

MWBO SET MBE AND WBE GOALS AT 0%.

6. B50002591, American L/B Water Services, \$ 175,000.00
Hydrants & Parts Inc.

(DPW, Bureau of Water & Wastewater)

MWBO GRANTED A WAIVER.

7. B50002600, Vehicle Smith Auto Service, \$ 500,000.00
Upholstery Service Inc.

(Department of General Services)

MWBO GRANTED A WAIVER.

8. B50002625, Polymeric BASF Corporation \$ 499,502.00
Flocculent for Centrifuge
Dewatering for the Back
River Wastewater Treatment
Plant

(DPW, Bureau of Water & Wastewater)

MWBO GRANTED A WAIVER.

MINUTESPolice Department - Interagency Agreement**ACTION REQUESTED OF B/E:**

The Board is requested to approve an interagency agreement with the Baltimore City Health Department (BCHD). The period of the agreement is July 01, 2012 through June 30, 2013.

AMOUNT OF MONEY AND SOURCE:

\$90,700.00 - 4000-468311-2252-694201-600000

BACKGROUND/EXPLANTION:

The Baltimore City's Juvenile Assistance Grant 6 Program supports "Safe Streets Strategy" to stop or reduce the shootings and killings occurring in Baltimore City. Among the objectives, one of them is to obtain the public's trust through targeted enforcement, community engagement and building strong partnerships among criminal justice agencies.

This agreement with the BCHD will strengthen and allow for collaboration with city-wide community-based crime prevention programs.

APPROVED FOR FUNDS BY FINANCE**A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.**

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

UPON MOTION duly made and seconded, the Board approved the interagency agreement with the Baltimore City Health Department.

Kim A. Trueheart

October 23, 2012

Board of Estimates

Attn: Clerk

City Hall, Room 204

100 N. Holliday Street,

Baltimore, Maryland 21202

Dear Ms. Taylor:

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

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

1. Whom you represent: Self
2. What the issues are:
 - a. Pages 41, Health Department –Interagency Agreement - Police Department, if approved:
 - i. The agreement appears to contradict one of the fundamental elements of the Chicago Safe Streets model which specifically distanced itself from overt associations with the Police Department.
3. How the protestant will be harmed by the proposed Board of Estimates' action: This action commits \$90,000.00 for services without specific measureable desired outcomes or goals. As a citizen I am significantly impacted by poor fiscal administration and management within my home town government. These details are important for the public to feel comfortable that our scarce tax dollars are NOT being haphazardly expended and thus potentially producing little or NO public benefit. The limited information provided appears to be worthy; however, I and the rest of the public deserve more insight and details about this expenditure.
4. The remedy I seek and respectfully request is that this grant NOT be approved until the details about measurable goals are disclosed to the public.

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on October 24, 2012.

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

Sincerely,

Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTES

Bureau of Water and Wastewater - Payment of Outstanding Invoice
for Southwest Transmission Main

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize an expenditure of funds to pay the outstanding invoice for repairs to the Southwest Transmission Main under Water Contract 1080.

AMOUNT OF MONEY AND SOURCE:

\$50,533.64 - 9960-903689 -9557-900020-703032

BACKGROUND/EXPLANATION:

This expenditure of funds will be used to pay the outstanding invoice for the City's portion of the costs to repair the 54" water transmission main repaired by Baltimore County. The City's total cost share of the project cost is \$52,298.96. However, \$1,765.32 was paid to Baltimore County on March 31, 2009.

AUDITS REVIEWED AND HAD NO OBJECTION.

UPON MOTION duly made and seconded, the Board approved and authorized the expenditure of funds to pay the outstanding invoice for repairs to the Southwest Transmission Main under Water Contract 1080. The President **ABSTAINED**.

MINUTES

Department of Transportation - Traffic Mitigation Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a traffic mitigation agreement with Fells Point Station, LLC. The period of the traffic mitigation agreement is effective upon Board approval and termination will be deemed in writing by the Department.

AMOUNT OF MONEY AND SOURCE:

\$28,400.00 - 9950-902071-9514-000000-490375

BACKGROUND/EXPLANATION:

Fells Point Station, LLC proposes to construct 3,000 gross square feet of retail space and 47 apartments for Fells Point Station located at 1621 Bank Street.

Under the terms of this agreement, Fells Point Station, LLC. will make a one-time contribution in the amount of \$28,400.00 to fund the City's multimodal transportation improvements in the project's vicinity.

APPROVED FOR FUNDS BY FINANCE

(FILE NO. 56537)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the traffic mitigation agreement with Fells Point Station, LLC.

MINUTES

Department of Transportation - Amendment No. 3 to Agreement

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of amendment no. 3 to agreement with Jacobs Engineering Group, Inc. The amendment no. 3 to the agreement extends the period of the agreement through October 11, 2014.

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

On October 11, 2006, the Board approved an agreement with Jacobs Engineering Group, Inc., formally known as Edward & Kelcey, Inc., to perform engineering design services in connection with Project 1007, Dundalk Avenue Streetscape. On September 10, 2008, the Board approved amendment no. 1 to the agreement for a two-year time extension to fully complete extra work. On November 24, 2010, the Board approved amendment no. 2 for a two-year time extension to finish the project and post award services. This additional request for a two year time extension is needed for services to be provided during the construction phase of the project.

MBE/WBE PARTICIPATION:

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

AUDITS NOTED THE TIME EXTENSION.

MINUTES

Department of Transportation - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the amendment no. 3 to agreement with Jacobs Engineering Group, Inc.

MINUTES

Department of Transportation - Memorandum of Understanding

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a memorandum of understanding (MOU) with the Maryland Transit Administration (MTA).

AMOUNT OF MONEY AND SOURCE:

N/A

BACKGROUND/EXPLANATION:

The MOU outlines roles and responsibilities of both parties in the design and construction of the Red Line Transit project. The project is a 14.1 mile light rail system proposed to operate from Woodlawn to Bayview Medical Center via downtown Baltimore. The \$2,500,000,000.00 project is to be owned and operated by the MTA, but the City plays a critical role in the development of the project.

The Red Line continues to move forward on an aggressive timetable to begin construction in late 2014 and open for service in 2021. President Obama has designated the Red Line as one of a dozen projects nationally for expedited environmental review under his "We Can't Wait" initiative. The Federal Transit Administration (FTA) has granted Preliminary Engineering status to the project, which secures a spot in the federal funding when the project is ready for construction; and, by the end of this fiscal year, the State will have spent nearly \$300,000,000.00 in planning, engineering and right-of-way acquisition costs for the project. In order to grant approval to the Final Environmental Impact Statement through a Record of Decision, the FTA has requested that the local government and other major stakeholders reach an agreement that confirms

MINUTES

DOT - cont'd

various planning assumptions and confirms commitments from the City. The agreement provides for areas where the State will reimburse the City for certain activities.

Key provisions of the agreement include:

- a commitment by the City to relocate Department of General Services/Department of Public Works facilities at Calverton Road and Franklin Street at the City's expense, except for that portion of the cost which is associated with either the water or wastewater utility fund,
- assignment of "prior rights" to the MTA for relocation of various utilities (gas, electric, telephone, etc.) so that the costs will be borne by the utility rather than the MTA (If the City were constructing the project, the utility would pay for relocation.),
- inclusion of additional width and loading capacity for light rail when the Edmondson Avenue bridge over CSX/Hilton Street is reconstructed next year,
- complete construction of the Boston-O'Donnell Connector Road ("Boh-Donnell Street") prior to construction of the Red Line in this area,
- acquisition of land for and construction of a parking lot for the Red Line/Bayview MARC Station on Lombard Street (The new Bayview MARC station is in design and planned for opening by 2018.),

MINUTES

DOT - cont'd

- no cost acquisition of all City right-of-way needed for the project; additionally, the City will take the lead in private property acquisition, subject to full reimbursement by the MTA for the City's staff, legal and real property costs,
- a commitment to station design review by UDARP and the inclusion of public art in the project,
- reimbursement by the MTA of specialty design review costs such as Fire Department life safety analysis, etc,
- commitment for an aggressive local workforce and disadvantaged business enterprise program, and
- subject to the approval of the General Assembly, the MTA has agreed that any unreimbursed City costs will be deducted from any financial contribution to the project which may be required in the final project financing package.

The MOU has been signed by the Director of Transportation and concurred with by the Directors of the Departments of Public Works, Recreation and Parks, General Services, Housing and Community Development, Planning and Law.

(FILE NO. 57223)

A PROTEST WAS RECEIVED FROM MS. KIM TRUEHEART.

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

MINUTES

DOT - cont'd

Today there is one -- uh today one of the items is the approval of the Memorandum of Understanding the Red Line Transit projects. The agreement is with the uh -- Maryland Transit Administration. It outlines the City's commitment in helping to get the Red Line Transit project under construction by late 2015. This major milestone exemplifies our commitment toward ensuring final approval of the Red Line project and securing the multitude of economic impact for Baltimore residents. The Red Line is so much more than a transportation project. It will be a driver for community development and neighborhood revitalization. To really improve the environment across the City and it's a model for responsiveness and civic engagement. We know that the Red Line, will bring more employment opportunities, business ventures and local investment, things that we need to get our City growing again. The Red Line, a 14.1 mile east west transit line will connect the Woodlawn area of Baltimore County through west Baltimore, Downtown, southeast Baltimore and ending in the new east Bayview Marc station. The Red Line Transit project will build uh -- 19 conveniently located stations in communities in downtown Baltimore and near major attractions and employment centers. This \$2.5 billion

MINUTES

dollar project will serve more than 55,000 people per day and connect the existing Light Rail to Metro subway as well as the Marc train. Over the past year, the Red Line Project Office has been negotiating the framework agreement with MTA for the City's participation in the final design and construction of the Red Line Transit Project. The agreement sets a high standard for local government commitment to the Red Line Transit Project. The Red Line MOU confirmed various planning assumptions and seeks various in-kind commitments from the City. Likewise, the agreement provides for areas where the State will reimburse the City for certain activities. The agreement commits the City to constructing projects necessary to building the Red Line such as widening up Edmondson Avenue Bridge over Gwynns Falls in west Baltimore during its planning reconstruction and the construction of the Boston Street O'Donnell Street Connector Road in southeast Baltimore. Another key provision in the Red Line MOU is the MTA's commitment for an aggressive local workforce and disadvantaged business enterprise program. With this agreement, we are confident that Baltimore will continue to

MINUTES

collaborate with all of our partners to make the Red Line Project a reality for Baltimore and its citizens, and before I close I want to recognize our colleague in government Councilman Robert Curran for being here today. Thank you very much Mr. President."

President: "Thank you."

UPON MOTION duly made and seconded, the Board approved and authorized execution of the memorandum of understanding with the Maryland Transit Administration.

Kim A. Trueheart

October 23, 2012

Board of Estimates

Attn: Clerk

City Hall, Room 204

100 N. Holliday Street,

Baltimore, Maryland 21202

Dear Ms. Taylor:

Herein is my written protest on behalf of the underserved and disparately treated citizens of the Baltimore City who appear to be victims of a lack of vision, poor fiscal planning and management and a complete failure to provide transparent communications about priorities and outcomes by the Mayor of Baltimore City and the various Departments and Agencies under her leadership and direction.

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

1. Whom you represent: Self
2. What the issues are:
 - a. Page 45, Department of Transportation - Memorandum of Understanding - MTA, if approved:
 - i. Fails to provide the details of the “commitment for an aggressive local workforce and disadvantaged business enterprise program”;
 - ii. Fails to note that at least ½ of 1% of the appropriated federal transportation funding will be expended on workforce development of local residents;
 - iii. Fails to note that the MOU has been concurred with by the Director Mayor's Office of Minority and Women-Owned Business Development (MWBD);
 - iv. Fails to note that the details of the commitment are in support of the MWBD strategic visioning.
3. How the protestant will be harmed by the proposed Board of Estimates' action: The mere thought that a \$2.5B federal transportation project beginning in 2014 does NOT include a significant minority and/or disadvantaged workforce engagement commitment is troubling. This MOU is the precise method to address JOBS for many underserved and unemployed BMore workers and ensure workforce training will be included in the project. When opportunities to bring services to the underserved go without local investment my community and I suffer needlessly because of the resulting bad outcomes.
4. The remedy I seek and respectfully request is that this action be delayed until the issues identified in paragraph 2, above are fully addressed.

5519 Belleville Ave
Baltimore, MD 21207

I look forward to the opportunity to address this matter in person at your upcoming meeting of the Board of Estimates on October 24, 2012.

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

Sincerely,
Kim Trueheart, Citizen & Resident

5519 Belleville Ave
Baltimore, MD 21207

MINUTES**TRAVEL REQUESTS**Health Department

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
1. Jesse Ungard	Ryan White 2012 Grantee Meeting Washington, DC Nov. 26 - 29, 2012 (Reg. Fee \$0.00)	Ryan White Part A	\$948.10

Department of Planning

2. Lynette Boswell- Washington	ACSP 53 rd Annual Conference Cincinnati, OH Nov. 1 - 3, 2012 (Reg. Fee \$135.00)	UPWP Grant	\$921.58
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TRAVEL REIMBURSEMENTOffice of City Council President

3. Helen Holton	NACo Annual Conference Pittsburg, PA July 13 - 17, 2012 (Reg. Fee \$465.00)	Elected Officials Expense Acct.	\$86.04
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On June 6, 2012, the Board approved the original travel request in the amount of \$1,471.40.

It was necessary for Ms. Holton to extend her stay for one day because the conference ended later than anticipated, therefore ground transportation arrangements were delayed to allow for daytime travel. In addition she incurred costs for the membership fee and luncheon of \$135.00 and \$17.60 for cab fares making the total amount of the travel expenses \$1,710.04.

MINUTES**TRAVEL REIMBURSEMENT**

Office of City Council President - cont'd

On August 6, 2012 Ms. Holton submitted an expense statement for a portion of the additional expenses in the amount of \$152.60 in expenses. The August 6, 2012, request was submitted without Board approval. Ms. Holton is requesting approval of the reimbursement of \$152.60, already received and the remaining \$86.04 in expenses.

TRAVEL APPROVAL/REIMBURSEMENT

Department of Recreation and Parks

<u>Name</u>	<u>To Attend</u>	<u>Fund Source</u>	<u>Amount</u>
<u>APPROVAL</u>			
4. William Vondrasek	Urban Parks Conference New York, NY July 14-18, 2012	Program Open Space	\$1,158.64

REIMBURSEMENT

The subsistence rate for this location is \$287.00 for a total amount of \$1,148.00. The hotel cost was \$216.00 per night, not including the occupancy tax in the amount of \$3.50 per night.

Mr. Vondrasek received permission from the Deputy Mayor to attend the four-day Urban Parks Conference in New York City. Due to the scheduling deadlines for the submission of items to the agenda for the Board of Estimates, a travel

MINUTES**TRAVEL APPROVAL/REIMBURSEMENT**Department of Recreation and Parks - cont'd

request was not submitted prior to Mr. Vondrasek's travel. Mr. Vondrasek stayed over one night after the conference ended, because the conference did not end until after 7:00 p.m. on July 17, 2012. The Department now seeks to reimburse Mr. Vondrasek for out-of-pocket expenses incurred while attending this conference.

This request is late because of an unforeseen medical emergency situation that occurred within the agency.

The reimbursement to Mr. Vondrasek will be as follows:

Hotel	\$1,005.44
Meals	51.20
Parking (Train station)	<u>102.00</u>
Total Reimbursement	\$1,158.64

The Board, UPON MOTION duly made and seconded, the Board approved the aforementioned travel requests, travel reimbursements and travel approval. The President **ABSTAINED** on item no. 3.

MINUTES

Department of Housing & - Land Disposition Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of a land disposition agreement with Church of God and Saints of Christ (Church) for the sale of a vacant lot located at 1608 - 1610 Ashland Avenue in the Gay Street I Urban Renewal Area.

AMOUNT OF MONEY AND SOURCE:

\$1,000.00 - Sale Price

BACKGROUND/EXPLANATION:

Private owners in the City are given the opportunity to purchase City-owned vacant lots that are adjacent to their properties. The Church's property is located at 1606 Ashland Avenue, next to a City-owned lot at 1608 Ashland Avenue. The vacant lot will be converted into an "urban produce garden." The Church intends to grow and harvest its own locally produced produce that will be mostly vegetables, without spending a lot of money and energy expenditure that is required to import the same types of food from other parts of the country. The conversion of the lot will consist of five garden beds with raised frames of cement blocks. The garden will also be surrounded by a fence. The Church plans to invest approximately \$1,750.00 into this project. Much of the labor will be provided by the Church's members. Once transferred and redeveloped, the lot will be active and will no longer cost the City in maintenance. The redevelopment will also stop the blight influence in the community.

The Waiver Valuation process was used in lieu of an appraisal. The DHCD has determined the price of the lot using available real estate data. The vacant lot has been priced at \$1,229.00.

MINUTES

DHCD - cont'd

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

The property is being sold for less than the price determined by the Waiver Valuation Process because of these factors:

1. the lot has been vacant for a number of years and the Church has been maintaining it,
2. selling it will save the City the cost of removing the dumped materials on the lot,
3. the lot is located next to the church and creating a blight influence not only on the Church, but also on the community as a whole,
4. the developer is a non-profit organization and the project is one that will benefit the community, and
5. the developer's offer to purchase was the only response to the offer to sell and selling the lot will bring it to a productive use.

(FILE NO. 57211)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the land disposition agreement with Church of God and Saints of Christ for the sale of a vacant lot located at 1608 - 1610 Ashland Avenue in the Gay Street I Urban Renewal Area.

MINUTES

Department of Housing and - Lien Release
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve the release of liens, plus all accrued interest and/or penalties on the vacant property located at 1631 Thomas Avenue, for the transferee, Coppin State University.

AMOUNT OF MONEY AND SOURCE:

\$10,085.55, plus all accrued interest and/or penalties

BACKGROUND/EXPLANATION:

Pursuant to the Annotated Code of Maryland, Tax Property 14-806, the Board has the authority to release liens against real property under certain circumstances. In this case, the property in question complies with all requirements under the lien release law:

- the property is a vacant building,
- the liens exceed the assessed value of the property, and
- the transferee will redevelop the property and return it to productive use within a reasonable time and eliminate blighting conditions.

The transferee, will redevelop the vacant property, return it to productive use within a reasonable time, and eliminate blighting conditions. Coppin State University will assemble properties as part of a ten-acre site for the construction of a new Science and Technology Center. The release of liens on the property will make it financially feasible for redevelopment to move forward and prevent tax abandonment.

MINUTES

DHCD - cont'd

Prior to settlement, transferee will pay the purchase price listed in the agreement of sale in the amount of \$21,100.00 which comes to the City. This amount exceeds the flat tax and water charges of the property in the amount of \$4,084.14. The amount paid will be applied to satisfy the water bill, real estate flat tax first and other liens that have accrued prior to the date of this lien release.

Any additional property tax assessments, water charges, and liens that accrue from the date of this lien release will be the responsibility of the transferee to pay prior to settlement. Failure to record the deed and pay the purchase price of \$21,100.00, within 120 days from the date of approval by the Board, will void this release.

(FILE NO. 57120)

UPON MOTION duly made and seconded, the Board approved the release of liens, plus all accrued interest and/or penalties on the vacant property located at 1631 Thomas Avenue, for the transferee, Coppin State University.

MINUTES

Department of Housing and - Lien Release
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve the release of liens, plus all accrued interest and/or penalties on the vacant property located at 1628 N. Warwick Avenue, for the transferee, Coppin State University.

AMOUNT OF MONEY AND SOURCE:

\$9,404.42, plus all accrued interest and/or penalties

BACKGROUND/EXPLANATION:

Pursuant to the Annotated Code of Maryland, Tax Property 14-806, the Board has the authority to release liens against real property under certain circumstances. In this case, the property in question complies with all requirements under the lien release law:

- the property is a vacant building,
- the liens exceed the assessed value of the property, and
- the transferee will redevelop the property and return it to productive use within a reasonable time and eliminate blighting conditions.

The transferee, will redevelop the vacant property, return it to productive use within a reasonable time, and eliminate blighting conditions. Coppin State University will assemble properties as part of a ten-acre site for the construction of a new Science and Technology Center. The release of liens on the property will make it financially feasible for redevelopment to move forward and prevent tax abandonment.

MINUTES

DHCD - cont'd

Prior to settlement, transferee will pay the purchase price listed in the agreement of sale in the amount of \$20,000.00 which comes to the City. This amount exceeds the flat tax and water charges of the property in the amount of \$1,896.56. The amount paid will be applied to satisfy the water bill, real estate flat taxes first, and other liens that have accrued prior to the date of this lien release.

Any additional property tax assessments, water charges, and liens that accrue from the date of this lien release will be the responsibility of the transferee to pay prior to settlement. Failure to record the deed and pay the purchase price of \$20,000.00, within 120 days from the date of approval by the Board, will void this release.

(FILE NO. 57120)

UPON MOTION duly made and seconded, the Board approved the release of liens, plus all accrued interest and/or penalties on the vacant property located at 1628 N. Warwick Avenue, for the transferee, Coppin State University.

MINUTES

Department of Housing and - Agreements
Community Development

The Board is requested to approve and authorize execution of the various agreements. The period of the agreement is July 1, 2012 through June 30, 2013, unless otherwise indicated.

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

Accounts: 2089-208913-5930-435026-603051	\$22,410.00
2089-208913-5930-435081-603051	\$ 9,000.00
2089-208913-5930-435083-603051	\$ 9,450.00

The funds will subsidize HEBCAC's operating costs. The HEBCAC will provide general oversight, management and coordination of CDBG eligible funded activities. HEBCAC will also provide public information regarding activities being carried out within the Historic East Baltimore area of the City, and provide public services to low and moderate-income persons seeking recovery from drug addiction.

2. **THE DEVELOPMENT CORPORATION OF NORTHWEST BALTIMORE, INC.** **\$34,780.00**

Account: 2089-208913-5930-429591-603051

The funds will subsidize the operating costs of the organization. The organization will utilize the funds to provide housing counseling services, housing workshops and other aspects of homeownership to eligible low and moderate-income persons. The period of the agreement is September 1, 2012 through August 31, 2013.

3. **ACTION IN MATURITY, INC. (AIM)** **\$30,000.00**

Account: 2089-208913-5930-709327-603051

The funds will subsidize AIM's operating costs. AIM will provide transportation services, information and social

MINUTES

DHCD - cont'd

service assistance to seniors and disabled non-elderly persons residing in HABC mixed population housing developments and HUD subsidized apartment communities to encourage "aging in place".

4. SOUTHEAST COMMUNITY DEVELOPMENT CORPORATION, INC. \$111,430.00

Accounts:	2089-208913-5930-437681-603051	\$ 14,950.00
	2089-208913-5930-437683-603051	\$ 7,050.00
	2089-208913-5930-437691-603051	\$ 89,430.00

The organization will utilize the funds to continue its Housing Counseling Program and neighborhood outreach activities. The period of the agreement is August 1, 2012 through July 31, 2013.

FOR THE FY 2013, MBE AND WBE PARTICIPATION GOALS FOR THE ORGANIZATION WERE SET ON THE AMOUNT \$35,200.00 AS FOLLOWS:

MBE: \$ 9,504.00
WBE: \$ 3,520.00

5. BALTIMORE OFFICE OF PROMOTION AND THE ARTS \$ 65,000.00

Account: 9993-909333-9593-900003-706047

The Baltimore Mural Program works with artists, neighborhood groups, associations and funding sources to abate graffiti, revitalize blighted areas, beautify the cityscape, employ local artists, increase exposure to the arts and unite community residents by engaging them in neighborhood improvement projects. The murals are created by professional artists in a variety of styles throughout Baltimore neighborhoods. Under this agreement five murals will be designed and painted or repaired. The period of the agreement is September 1, 2012 through August 31, 2013.

MWBOO GRANTED A WAIVER.

MINUTESDHCD - cont'd**6. TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$65,000.00	9993-908333-9587	9993-909333-9593
38 th CDBG	Mural Program - Reserve	Baltimore Mural Program

This transfer will provide Community Development Block Grant funds to the Baltimore Office of Promotion and the Arts for the Baltimore Mural Program for fiscal year 2013.

(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.)

On May 2, 2012, 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 2012 Annual Action Plan for the following formula programs:

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

The DHCD began negotiating and processing the CDBG agreements effective July 1, 2012 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.

MINUTES

DHCD - cont'd

UPON MOTION duly made and seconded, the Board approved and authorized execution of the aforementioned various agreements. The Transfer of Funds was approved SUBJECT to receipt of favorable report from the Planning Commission, the Director of Finance have reported favorably thereon, as required by the provisions of the City Charter. The President **ABSTAINED** on item no. 3.

MINUTES

Department of Housing and - Local Government Resolutions
Community Development

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

The below listed organizations are applying to the State of Maryland's Community Legacy Program (CLP). A local government resolution of support is required by the State for all applications to the program for funding.

1. **THE AUTOGRAPH PLAYHOUSE, INC** **\$30,000.00**
(CLP)

The Autograph Playhouse, Inc., located at 9 W. 25th Street, proposes to replace existing heating and cooling system controls and air handlers within a controlled building. The vision of the playhouse is to attract business and arts partnerships, which will utilize the Playhouse as a self-sustaining, multi-use facility and incubator for such diverse cultural initiatives as a community café, a teaching theatre, festival competitions, and leasing opportunities for local, regional and national arts programming.

The mission of The Autograph Playhouse, organized in 2011, is to provide a venue to serve locally based performing artistic organizations, repertory companies and community groups to express their art with an expectation of excellence and professional quality.

2. **120 WEST NORTH AVE, LLC** **\$100,000.00**
(CLP)

120 West North Avenue, LLC proposes the Loads of Fun Arts Project to upgrade the building located at 120 West North Avenue to comply with current codes for existing and projected use. The project will allow for the installation of a modern fire protection sprinkler and alarm system to a 24,000 square foot, circa, 1900 historic building.

MINUTESDHCD - cont'd

Loads of Fun Arts are twenty artists' studios, thirty-four artists', four theatre groups, and two theatres. Loads of Fun Arts is a part of an overall strategy to create a vibrant multi-cultural center for entertainment and the arts. The organization is located in the Station North Arts and Entertainment District.

3. **JUBILEE BALTIMORE, INC.** **\$100,000.00**
(CLP)

Jubilee Baltimore, Inc., located at 1228 North Calvert Street proposes a project to provide a new roof to the building so that it may be transformed into a 66,000 square foot multi-use arts hub.

Jubilee Baltimore, Inc., a non-profit corporation, has the mission of helping people of Baltimore to build neighborhoods that are safe, stable, historic, attractive and diverse. The organization works to develop both affordable and market-rate housing and brings experience in historic renovation and community planning.

4. **CENTRAL BALTIMORE PARTNERSHIP'S** **\$65,000.00**
"FAÇADE RENOVATION PROJECT" **(CLP)**

The Central Baltimore Partnership's "Façade Renovation Project" located at 5 and 29 East North Avenue, proposes restoring the façades of the buildings located at 5 and 29 East North Avenue. The project will renovate the facades of two buildings of two live-in artists' residents in the Station North Arts and Entertainment District.

Mr. Martinez is an architect living in the building at 5 E. North Avenue while Lat Naylor, an Industrial Designer occupies the building located at 29 E. North Avenue. Both individuals act as project managers.

MINUTESDHCD - cont'd

5. **BALTIMORE DESIGN SCHOOL** **\$100,000.00**
(CLP)

The Baltimore Design School is a new public middle school that will focus on three specific areas of design; Fashion Design, Architecture, and Graphic Design. The mission of the Baltimore Design School engenders a belief that all students, with good instruction and practice, can learn art and design skills, and achieve high standards in their academic program. The organization values student interests in drawing fashion ideas, creative problem-solving, three dimensional ability, planning and building, and communicating visually through graphics. The school values students who see problems that need new solutions, who envision possibilities, and imagine a better world.

The Baltimore Design School, currently located at 1101 Winston Avenue proposes to complete the streetscape, ornamental fencing and high visibility signage as part of the restoration of a 117,000 square foot vacant industrial building, located at 1500 Barclay Street to permanently house the Baltimore Design School.

6. **HOW-NOR LP** **\$ 20,000.00**
(CLP)

The How-Nor LP, located at 200 W. North Avenue, proposes a project to provide a safe, secure parking area that will support businesses within the growing Station North Arts and Entertainment District. The project includes new monumental steel fencing, new lighting, new parking lot controls, new security cameras that allow both remote and on-site monitoring and entry gates, new striping arrangements and a new entrance from the cross street to the North, which is much safer than using Howard Street. This project will be a self-pay facility, with an electronically managed access and payment system.

MINUTES

DHCD - cont'd

7. SEAWALL DEVELOPMENT COMPANY, LLC \$100,000.00
(CLP)

The Seawall Development Company, LLC, located at 2601 N. Howard Street, proposes to renovate ten row-houses on Remington Avenue and sell these homes as affordable housing to first-time home buyers. Seawall Development Company, LLC is a Baltimore based real estate development company whose goal is to use real estate to bring about social change.

UPON MOTION duly made and seconded, the Board approved and adopted the aforementioned local government resolutions for the aforementioned organizations that are applying to the State of Maryland's Community Legacy Program.

MINUTES

Department of Housing and - Interagency Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve and authorize execution of an interagency agreement with the Baltimore Development Corporation, Inc. (BDC). The agreement is effective upon Board approval through December 2012.

AMOUNT OF MONEY AND SOURCE:

\$15,000.00 - 9910-910826-9588

BACKGROUND/EXPLANATION:

The funds will be used to convene an Urban Land Institute-sponsored Technical Assistance Panel to provide recommendations to make the Dolfield Commercial Area pedestrian friendly and more attractive as a Transit Oriented Development site.

In 2007, the State legislature passed the Maryland Education Land Trust Fund - Video Lottery Terminal Legislation (2007 SC3), which provides slots revenue funding to the City of Baltimore for a period of 15 years to support community and economic development in the Pimlico area. Under the terms of the legislation 25 percent of the revenue received must be allocated to census tracts that are within a one-mile radius of the Pimlico Racetrack. Funds are to be used primarily for capital purposes benefiting economic and community development.

These are three distinct geographic areas within the one-mile radius: the North West Community Planning Forum SNAP, portions of the NW Roundtable (formerly known as the Greater Northwest Community Coalition SNAP), and Coldspring Newtown.

MINUTES

DHCD - cont'd

In Fiscal Year 12 a total of \$148,475.00 was available for the one-mile radius: \$111,356.00 was allocated to the Northwest Community Planning Forum; \$22,271.00 was allocated to the Northwest Roundtable; and, \$14,848.00 was allocated to Coldspring Newtown. Under the terms of the State Legislation, the City is required to prepare a spending plan in consultation with a Local Development Council which, in the Pimlico Area, is the Pimlico Community Development Authority. Based on public input, three projects were recommended for funding, one of which is improvements to the Dolfield Commercial Area.

The Dolfield Commercial Area is bounded by Coldspring Lane to the north, Belle Avenue to the south, Wabash Avenue to the east and Dolfield Avenue to the west. The commercial area is adjacent to a stable residential area but lacks pedestrian connections that would provide a more convenient access for the area's residents to take advantage of services as well as make the area more attractive to new investment. In order to make the commercial area more attractive, the Baltimore Development Corporation has contracted with the Urban Land Institute to conduct a Technical Assistant Panel (TAP) who will visit the commercial area and work with stakeholders to provide recommendations to improve land use, pedestrian amenities and design. Recommendations will be published and implemented pending future allocations of slots revenue.

MINUTESDHCD - cont'd**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$15,000.00	9910-905962-9587	9910-910826-9588
Northwest Neighborhood State-Slots Funding	Northwest Neigh- borhood Improv. Reserve	Baltimore Development Corporation/Dolfield Improvements: Prop. U. Dolfield Commercial Area

This transfer is in accordance with the Ordinance of Estimates for FY 2012 to support this project located within census tracts that are within a one-mile radius of the Pimlico Racetrack with funds received from Video Lottery Terminal (Slots) Revenue Spending Plan Proposal U: Dolfield Commercial Area.

(FILE NO. 57012)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the interagency agreement with the Baltimore Development Corporation, Inc. The transfer of funds was approved SUBJECT to receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter.

MINUTES

Department of Housing and - Lease Agreement
Community Development

ACTION REQUESTED OF B/E:

The Board is requested to approve a lease agreement with the Strength to Love II, a Maryland Corporation, in partnership with Big City Farms Holdings, LLC. (Big City Farms), for the properties located at 1800-1852 (even side), 1803-1821, (odd side) 1825-1837, and 1841-1853 Lorman Street, and 1803-1817, 1821-1835 (odd side) and 1839-1853 Kavanaugh Street.

AMOUNT OF MONEY AND SOURCE:

\$100.00/year for 75 properties

BACKGROUND/EXPLANATION:

In March 2011, the Baltimore City Department of Planning (DOP), in partnership with the Department of Housing and Community Development, issued a Request for Qualification (RFQ) for farmers to participate in the development of a certain selection of pre-identified City-owned vacant and under-utilized properties throughout the city of Baltimore for the purpose of urban agriculture. This offering was intended to: 1) develop successful entrepreneurial urban farms throughout the city of Baltimore, 2) ameliorate the problem of food deserts in Baltimore City neighborhoods, 3) transform vacant and unused land to achieve economic, social, and environmental benefits.

In response to the RFQ, two applicants chose to partner and apply for a farm site together in an effort to effectively pool resources and expertise in the Sandtown/Winchester community. Strength to Love II, founded in 1993, is a faith-based initiative to address the incarceration problem and the accompanying high recidivism rates in the Sandtown/Winchester community by providing jobs and training for returning citizens. Big City Farms is an established urban farming company with a one-acre organic lettuce and "leafy green" farm on an asphalt

MINUTES

DHCD - cont'd

parking lot (national-first) near the Middle Branch in Baltimore City. The company delivers its produce locally within the City limits to multiple grocery, restaurant and institutional clients including: Whole Foods, Eddies of Roland Park, Graul's, Bon Appetit (Goucher College and University of Maryland, Baltimore) and numerous restaurants.

As a joint venture, Strength to Love II will operate a for-profit farm whose proceeds will support the organization's mission to help rebuild the lives of ex-offenders returning to the community. As a Network Grower with Big City Farms, Strength to Love II will be mentored by Big City Farms, which will employ horticultural experts that will have the responsibility for the success of the farm site. Following the Big City Farm model for developing an urban farm, Strength to Love II will create a "crop square" of six hoop houses residing on approximately one-half acre of land. Strength to Love II will operate between two and three crop squares on between one and one half acres producing \$260,000.00 in gross sales volume. The perimeters of the crop square will be designated as the "Gleaning Orchard". Planted with beautiful, flowering fruit trees and shrubs, the orchard will be a place where the community can freely enjoy organic produce. As passive areas for reintroducing diverse edible plants, the Gleaning Orchard supplements the farm variety with pockets of fruits in a food desert.

One of the primary goals for Strength to Love II is for the farm to be totally operated by the community's returning citizens and become one of several training facilities that assists in successful re-entry. In addition to technical training, secondary educational partnerships can be realized with nearby schools like Gilmor Elementary and New Song Academy. Trained residents in energy system consulting and LEED certification can be a resource for future educational needs and planning for development.

Both Strength to Love II and Big City Farms are in good standing with the Maryland Department of Assessment and Taxation.

Strength to Love II and Big City Farms will be responsible for all maintenance and utility costs associated with occupying the properties.

MINUTES

DHCD - cont'd

The properties that will be leased are listed below:

	<u>Address</u>	<u>Block/Lot</u>
1.	1800 LORMAN ST	0026 022
2.	1802 LORMAN ST	0026 023
3.	1803 LORMAN ST	0031 019
4.	1804 LORMAN ST	0026 024
5.	1805 LORMAN ST	0031 020
6.	1806 LORMAN ST	0026 025
7.	1807 LORMAN ST	0031 021
8.	1808 LORMAN ST	0026 026
9.	1809 LORMAN ST	0031 022
10.	1810 LORMAN ST	0026 027
11.	1811 LORMAN ST	0031 023
12.	1812 LORMAN ST	0026 028
13.	1813 LORMAN ST	0031 024
14.	1814 LORMAN ST	0026 029
15.	1815 LORMAN ST	0031 025
16.	1816 LORMAN ST	0026 030
17.	1817 LORMAN ST	0031 026
18.	1818 LORMAN ST	0026 031
19.	1819 LORMAN ST	0031 027
20.	1820 LORMAN ST	0026 032
21.	1821 LORMAN ST	0031 028
22.	1822 LORMAN ST	0026 033
23.	1824 LORMAN ST	0026 034
24.	1825 LORMAN ST	0031 030
25.	1826 LORMAN ST	0026 035
26.	1827 LORMAN ST	0031 031
27.	1828 LORMAN ST	0026 036
28.	1829 LORMAN ST	0031 032
29.	1830 LORMAN ST	0026 037
30.	1831 LORMAN ST	0031 033
31.	1832 LORMAN ST	0026 038
32.	1833 LORMAN ST	0031 034

MINUTES

DHCD - cont'd

	<u>Address</u>	<u>Block/Lot</u>
33.	1834 LORMAN ST	0026 039
34.	1835 LORMAN ST	0031 035
35.	1836 LORMAN ST	0026 040
36.	1837 LORMAN ST	0031 036
37.	1838 LORMAN ST	0026 041
38.	1840 LORMAN ST	0026 042
39.	1841 LORMAN ST	0031 038
40.	1842 LORMAN ST	0026 043
41.	1843 LORMAN ST	0031 039
42.	1844 LORMAN ST	0026 044
43.	1845 LORMAN ST	0031 040
44.	1846 LORMAN ST	0026 045
45.	1847 LORMAN ST	0031 041
46.	1848 LORMAN ST	0026 046
47.	1849 LORMAN ST	0031 042
48.	1850 LORMAN ST	0026 047
49.	1851 LORMAN ST	0031 043
50.	1852 LORMAN ST	0026 048
51.	1853 LORMAN ST	0031 044
52.	1803 KAVANAUGH ST	0026 076
53.	1805 KAVANAUGH ST	0026 075
54.	1807 KAVANAUGH ST	0026 074
55.	1809 KAVANAUGH ST	0026 073
56.	1811 KAVANAUGH ST	0026 072
57.	1813 KAVANAUGH ST	0026 071
58.	1815 KAVANAUGH ST	0026 070
59.	1817 KAVANAUGH ST	0026 069
60.	1821 KAVANAUGH ST	0026 067
61.	1823 KAVANAUGH ST	0026 066
62.	1825 KAVANAUGH ST	0026 065
63.	1827 KAVANAUGH ST	0026 064
64.	1829 KAVANAUGH ST	0026 063
65.	1831 KAVANAUGH ST	0026 062
66.	1833 KAVANAUGH ST	0026 061
67.	1835 KAVANAUGH ST	0026 060

MINUTES

DHCD - cont'd

	<u>Address</u>	<u>Block/Lot</u>
68.	1839 KAVANAUGH ST	0026 058
69.	1841 KAVANAUGH ST	0026 057
70.	1843 KAVANAUGH ST	0026 056
71.	1845 KAVANAUGH ST	0026 055
72.	1847 KAVANAUGH ST	0026 054
73.	1849 KAVANAUGH ST	0026 053
74.	1851 KAVANAUGH ST	0026 052
75.	1853 KAVANAUGH ST	0026 051

The Space Utilization Committee approved the lease at its meeting of September 11, 2012.

(FILE NO. 57318)

UPON MOTION duly made and seconded, the Board approved and authorized execution of the lease agreement with the Strength to Love II, a Maryland Corporation, in partnership with Big City Farms Holdings, LLC. for the properties located at 1800-1852 (even side), 1803-1821, (odd side) 1826-1837 and 1841-1853 Lorman Street, and 1803-1817, 1821-1835 (odd side and 1839-1853 Kavanaugh Street.

MINUTES

Department of Finance - Supplementary General Fund Operating
Appropriation, General Fund Appropri-
ation Transfer, and Restoration of
Positions

ACTION REQUESTED OF B/E:

The Board is requested to approve: 1) a supplemental general fund operating appropriation to the Fire Department, Service 602 Fire Suppression and Emergency Rescue; 2) an appropriation transfer from the Mayoralty-Related Miscellaneous General Expenses, Service 122; and, 3) approve restoration of 22 positions to the Fire Department.

AMOUNT OF MONEY AND SOURCE:**SUPPLEMENTAL GENERAL FUND OPERATING APPROPRIATION:**

\$ 500,000.00	From: Revenue - overdue Admission and Amusement Taxes from the 2011 Grand Prix
	To: Fire Department Service 602 Fire Suppression and Emergency Rescue
300,000.00	From: Revenue - Admission and Amusement taxes from 2012 Grand Prix
	To: Fire Department Service 602 Fire Suppression and Emergency Rescue
<u>300,000.00</u>	From: Revenue - Fees from the Race organizers
	To: Fire Department Service 602 Fire Suppression and Emergency Rescue
\$1,100,000.00	

MINUTESDepartment of Finance - cont'd

5 Positions 41277 - Fire Emergency Vehicle Driver, ALS
Grade 354 (\$36,022.00 - \$57,334.00)

10 Positions 41210 - Firefighter/Paramedic
Grade 312 (\$35,148.00 - \$56,094.00)

APPROVED FOR FUNDS BY FINANCE

UPON MOTION duly made and seconded, the Board approved: 1) a supplemental general fund operating appropriation to the Fire Department, Service 602 Fire Suppression and Emergency Rescue; 2) an appropriation transfer from the Mayoralty-Related Miscellaneous General Expenses, Service 122; and, 3) approved restoration of 22 positions to the Fire Department. The President **ABSTAINED**.

MINUTES

Baltimore Development - Business Relocation Expenses
Corporation (BDC)

ACTION REQUESTED OF B/E:

The Board is requested to approve the payment of relocation expenses to Flair Hair for the firm's move from 433-435 Old Town Mall to 514 Ensor Street.

AMOUNT OF MONEY AND SOURCE:

\$80,363.58 - 9910-902879-9601

BACKGROUND/EXPLANATION:

BDC has purchased 433 Oldtown Mall, to be included in the Disposition Lot 25B land assembly in accordance with the Oldtown Mall Urban Renewal Plan. As a result, it is necessary to relocate the business from this property.

On August 26, 2009, the Board approved \$103,450.00 in relocation expenses for Flair Hair. This was for moving expenses associated with moving personal property. On November 2, 2009, the Board approved \$73,585.00 for space design, search expenses, and reestablishment expenses. On February 15, 2012, the Board approved \$9,977.00 for gas lines. The total amount of this claim is \$80,363.58, and covers reestablishment expenses and moving expenses that have not been covered by prior claims. This figure was provided to BDC by Diversified Property Services, the company that BDC has contracted to assist in this relocation process.

AUDITS REVIEWED AND HAD NO OBJECTION.

MINUTESBDC - cont'd**TRANSFER OF FUNDS**

<u>AMOUNT</u>	<u>FROM ACCOUNT/S</u>	<u>TO ACCOUNT/S</u>
\$ 37,038.00 15 th EDF	9910-994001-9600 Constr. Reserve Unallocated Reserve	9910-902879-9601 Commercial Revit.
35,077.24 19 th EDF	" "	" "
8,248.01 21 st EDF	" "	" "
<u>\$ 80,363.58</u>		

This transfer will provide funds associated with the business relocation of Flair Hair from 433 Oldtown Mall which is necessary because the City has acquired this property as part of the land assembly needed for the redevelopment of Oldtown Mall.

(FILE NO. 57116)

UPON MOTION duly made and seconded, the Board approved the payment of relocation expenses to Flair Hair for the firm's move from 433-435 Old Town Mall to 514 Ensor Street. The transfer of funds was approved SUBJECT to receipt of a favorable report from the Planning Commission, the Director of Finance having reported favorably thereon, as required by the provisions of the City Charter.

MINUTES

President: "There being no more business --."

Mayor: "I have a statement."

President: "Madam Mayor."

Mayor: "Thank you very much Mr. President and good morning. It is very exciting for me to take part in the City's first televised Board of Estimates meeting. Since we took office more than two years ago, we worked together to make transparency and open government a priority and even as I reduce the size in the budget for the Mayor's Office of Cable and Communications, we focused our resources uh -- into making the Board of Estimates, the Zoning, the Liquor Board and the Liquor Board meetings more accessible to the public. I'd like to thank the hard working employees of the Mayor's Office of Cable and Communication and the Mayor's Office of Employment Tech - Information Technology excuse me, for implementing this new programming."

President: "I was going to recognize Councilman Curran and I want to thank you and all of the other council people for your help to make sure that all of these procedures are televised and I also want to thank the Comptroller's Office who worked with us because we had to go through some closets in her area to make this possible. Again, thank you and this ends this meeting."

* * * * *

MINUTES

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

BIDS, PROPOSALS AND CONTRACT AWARDS

THERE WERE NO ADDENDA RECEIVED.

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:

Department of Transportation - TR 10311R, Historic Preservation and Traffic Improvements along Liberty Heights Avenue in Druid Hill Park in Baltimore City

Monumental Paving & Excavating,
Inc.

P. Flanigan & Sons, Inc.
Civil Construction, LLC
Allied Contractors, Inc.
Henry H. Lewis Contractors,
LLC, d/b/a Lewis Contractors

Bureau of Purchases - B50002573, Bio-Deisel Fuel

Tri Gas & Oil Co., Inc.
James River Solutions
JJ Adams Fuel Co., LLC
Petroleum Marketing Group

Bureau of Purchases - B50002642, Valve Installation

American Contracting &
Entertainment Services, Inc.
JLN Construction Services, LLC
EMH Environmental
TEAM Service Corporation
DSI, Inc.

Department of Finance,
Bureau of Treasury
Management - Tax Sale Auction of Tax Sale
Liens

NO BIDS WERE RECEIVED

MINUTES

There being no objections, the Board UPON MOTION duly made and seconded, adjourned until its next regularly scheduled meeting on Wednesday, October 31, 2012.



Handwritten signature of Joan M. Pratt, CPA in cursive script.

JOAN M. PRATT
Secretary