

*BALTIMORE COUNTY COUNCIL
NOTES TO THE AGENDA
LEGISLATIVE SESSION 2015*

*Issued: April 23, 2015
Work Session: April 28, 2015
Legislative Day No. 9 : May 4, 2015*

*The accompanying notes are
compiled from unaudited
information provided by
the Administration and
other sources.*



OFFICE OF THE COUNTY AUDITOR

BALTIMORE COUNTY COUNCIL

May 4, 2015

NOTES TO THE AGENDA

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**BALTIMORE COUNTY COUNCIL AGENDA
LEGISLATIVE SESSION 2015, LEGISLATIVE DAY NO. 9
MAY 4, 2015 6:00 P.M.**

**CEB = CURRENT EXPENSE BUDGET
BY REQ. = AT REQUEST OF COUNTY EXECUTIVE**

Page

CALL OF BILLS FOR FINAL READING AND VOTE

1 **DAVE THOMAS, DEPARTMENT OF PUBLIC WORKS**
Bill 28-15 - All Councilmembers - Basic Services Maps

8 **JEFF MAYHEW, DEPUTY DIRECTOR, DEPARTMENT OF PLANNING**
Bill 29-15 - Mrs. Bevins(By Req.) - Final Historical Landmarks

11 **TIM SHERIDAN, ADMINISTRATOR, CIRCUIT COURT**
Bill 30-15 - Mrs. Bevins(By Req.) - Courthouse Security Grant

APPROVAL OF FISCAL MATTERS/CONTRACTS

13 **VINCE GARDINA, DIRECTOR, DEPARTMENT OF ENVIRONMENTAL PROTECTION & SUSTAINABILITY**
1. Amendment to Contract - Parsons Brinckerhoff, Inc. - Stream restoration design, consultation mgt. & post-construction monitoring services

MISCELLANEOUS BUSINESS

18 **ANDREA VAN ARSDALE, DIRECTOR, DEPARTMENT OF PLANNING**
1. Res. 32-15 - Mrs. Bevins(By Req.) - Rural Legacy Area Applications - (5)

COUNCIL

2. Res. 33-15 - Mr. Kach - Property Tax Exemption - BLIND - John J. Maskeroni
3. Res. 34-15 - Mr. Jones - Property Tax Exemption - DAV - Matthew K. Cook
4. Res. 35-15 - Mrs. Bevins - Property Tax Exemption - DAV - Jovon M. Harris

Bill 28-15

Council District(s) All

All Councilmembers

Department of Public Works

Basic Services Maps

Article 4A of the Baltimore County Zoning Regulations sets out the provisions for growth management in Baltimore County. The growth management provisions are designed to facilitate implementation of the Master Plan with specific regard to the quantity and timing of new growth and development. Section 4A02.1 provides that:

“The County Council finds that important public facilities in certain predominately urban areas of the County are inadequate to serve all of the development that would be permitted under the regulations of the zones or commercial districts within which those areas lie. Basic Services Maps are hereby established to regulate nonindustrial development in those under-served areas to a degree commensurate with the availability of these facilities. Basic Services Maps are not permanent and will be reviewed annually with reports to the County Council.”

Basic Services Maps are designed to aid the County in providing public services (water, sewer, and transportation) in an amount that facilitates the level of growth allowed by the current zoning. This growth management system applies inside the Urban Rural Demarcation Line (URDL).

Article 4A requires that the three Basic Services Maps be prepared annually by the appropriate Executive agencies, and thereafter the Planning Board must recommend to the County Council any proposed annual revisions to the maps. The law requires the Council to take action on the maps after consideration of the recommendations of the Planning Board; the Council is required to hold one public hearing prior to the adoption of the maps. The hearing was held on April 6, 2015.

Bill 28-15 repeals the 2014 Basic Services Maps and enacts the 2015 Basic Services Maps. Attached is a summary of the changes proposed by the Planning Board on February 25, 2015. See Exhibit A.

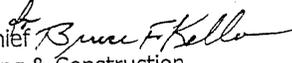
With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 28-15 will take effect on May 18, 2015.

BALTIMORE COUNTY MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: January 8, 2015

TO: Edward C. Adams, Jr., Director
Department of Public Works

FROM: Steven A. Walsh, Chief 
Bureau of Engineering & Construction

SUBJECT: 2015 Basic Services Maps
Public Water and Sewer Status

In accordance with your request, we are furnishing an update for the 2015 Basic Services Map.

Water

No deficiencies are known to exist.

Sewer

Sanitary Sewer Overflows (SSO) #47 (DuBois Avenue), #104 (Sussex Road Bridge) and #105 (Sussex Road Alley) have been monitored and have been closed. The areas of concern upstream of SSO #104 and #105 have been removed from the Basic Services Map. The area of concern upstream of SSO #47 has not been removed from the Basic Services Map as this area is still upstream of SSO #130 (Bagley Avenue).

All of the remaining sewer relief point locations are being metered. We have completed several rehabilitation projects and are now performing post-monitoring to determine the projects' effectiveness. In addition, we have projects still in construction and in design which will eventually eliminate the areas of concern.

Everyone should be aware that the removal of an area of special concern does not mean that an area has unlimited development potential. All developments are evaluated hydraulically on a case-by-case basis, and determinations are made to see if the development will need downstream supplementation.

SAW:GAK:MJM:bjk

cc: David L. Thomas – Assistant to the Director
Michael J. Mazurek – Chief, Water Design Section
Glen A. Keller – Chief, Sewer Design Section
Lisa K. Eicholtz – Sewer Design Section

BALTIMORE COUNTY, MARYLAND
BUREAU OF TRAFFIC ENGINEERING AND TRANSPORTATION PLANNING
INTER-OFFICE CORRESPONDENCE

DATE: December 23, 2014
TO: Ed Adams, Jr., Director
Department of Public Works
FROM: Gregory W. Carski, Chief
Bureau of Traffic Engineering and Transportation Planning
SUBJECT: 2015 Basic Services Maps – Transportation: Final Report

Our bureau has restudied all of the intersections currently on the Basic Services Map for 2014 as well as continued the update of all other signalized intersections. Based on these studies over the past year, we are recommending the following changes to the Transportation Map for 2015:

<u>ADDITIONS:</u>	<u>LEVEL-OF-SERVICE</u>
York Rd(MD 45)/Fairmount Ave	D
 <u>DELETIONS:</u>	
Eastern Ave(MD150)/Stemmers Run Rd	C(D-2014 map)
 <u>CHANGES:</u>	
Pulaski Hwy(US 40)/Ebenezer Rd	D to E
Falls Rd(MD 25)/Greenspring Valley Rd	D to F
Perring Pkwy(MD 41)/Joppa Rd	E to D

With the changes above, there are nine “F” level intersections and one “E” level intersections that are being proposed on the 2015 Basic Services Transportation Map that would control development. These intersections are:

Loch Raven Blvd (MD 542) /E. Joppa Rd	LOS = F
Falls Rd (MD 25) /W. Seminary Ave (MD 131)	LOS = F
Falls Rd (MD 25) /W. Joppa Rd	LOS = F
Falls Rd(MD 25)/Greenspring Valley Rd	LOS = F
Frederick Rd (MD 144) and Bloomsbury Ave-Ingleside Ave	LOS = F
Baltimore National Pike(US 40)/N. Rolling Rd	LOS = F
York Rd(MD 45)/Burke Ave	LOS = F
Perring Pkwy(MD 41)/Putty Hill Ave	LOS = F
Pulaski Hwy(US 40)/66 th Street	LOS = F
Pulaski Hwy(US 40)/Ebenezer Rd	LOS = E

2015 Basic Services Maps -- Transportation Report
December 23, 2014
Page 2

Numerous attempts were made by MdSHA to retime the traffic signals in the spring and fall of this year at the intersections noted above that were changed to E or F or that dropped to a D level intersections. Following these timing changes, field observations were conducted but these intersections remained at the D/E/F levels. We will continue to work with MdSHA on the timings and system coordination and are hopeful that some improvements can be realized in the future, especially at MD 45/Fairmount.

The intersection of MD 41/Joppa has been on the borderline of LOS D/E for the past several years. This year, two separate evaluations found it to be operating at a LOS D. Therefore it will be noted as a LOS D on the 2015 Map.

Following geometric improvements completed by Baltimore County earlier this year, the intersection of MD 150/Stemmers Run Rd was observed to be operating at a LOS C. These improvements greatly enhanced the traffic flows on the southbound Stemmers Run approach allowing the overall intersection operation to improve.

Commuter sheds for the intersections noted above are being updated and will be shown on the 2015 Basic Services Map.

Enclosed is a list of the current D, E, and F intersections for your use. Should you have any questions in regard to the Basic Services Transportation Map for 2015, please contact Greg Carski at ext. 3554.

GWC/gwc

Enclosure

cc: Dave Thomas
Mike Filsinger
Ben Myrick- OOTS
Erin Kuhn, Dist. 4 Traffic

S:\ADPW\TETP\2014 Documents\Engineering\Carski\Gwc\22214 Basic Services 2015 - Final.Docx

Sig#	Prev Date	Prev LOS	Curr Date	Curr LOS	Time	1st Rd Name	2nd Rd Name	3rd Rd Name	4th Rd Name
S 13	9/09/13F		3/10/14F			Baltimore Nat'l Pk	Rolling Rd N		
C 423	4/01/13D		9/18/14D			Beaver Dam Rd	Cuba Rd	Shawan Rd	
S 22	5/14/13D		3/11/14D			Belair Rd	Ebenezer Rd	Joppa Rd	
S 27	5/07/13D		3/31/14D			Belair Rd	Fullerton Ave	Taylor Ave	
S 39	9/25/13D		4/22/14D			Bellona Ave	Charles St	Kenilworth Dr	
C 31	9/16/13F		4/28/14F			Bloomsbury Ave	Frederick Rd	Ingleside Ave	
C 87	9/12/13F		4/01/14F			Burke Ave	Burke Ave W	York Rd	
C 002	9/10/13D		9/02/14D			Dulaney Valley Rd	Fairmount Ave		
C 379	9/03/13D		4/24/14D			Dulaney Valley Rd	Timonium Rd E		
S 72	4/16/13D		4/07/14D			Eastern Ave	Rolling Mill Rd	Eastpoint Mall	
S 76	4/24/13D		5/06/14E	P		Ebenezer Rd	Pulaski Hwy		
C 118	11/10/11C		6/12/14D			Fairmount Ave	York Rd		
C 376	9/18/13D		9/10/14F			Falls Rd	Greenspring Valley R	Station Dr	
C 174	9/18/13F		9/10/14F			Falls Rd	Seminary Ave W		
C 237	9/24/13D		5/07/14D			Falls Rd	Shawan Rd	Tufton Ave	
C 129	9/18/13F		9/10/14F			Falls Rd (S/B)	Falls Rd (E/B)	Jones Falls Expwy	Joppa Rd W
C 169	4/15/13D		9/08/14D			Frederick Rd	Rolling Rd S		
C 95	5/15/13D		5/22/14D			Goucher Blvd	Putty Hill Ave		
C 232	4/30/13D		4/08/14D			Harford Rd	Joppa Rd E		
C 32	5/01/13D		4/02/14D			Harford Rd	Taylor Ave		
C 591	4/09/13D		5/27/14D			Hillen Rd	Stevenson Ln		
S 90	3/24/10D		4/27/11D			Honeygo Blvd	White Marsh Blvd		
C 163	9/06/12D		5/16/13D			Jarrettsville Pike	Paper Mill Rd	Sweet Air Rd	
C 57	4/12/13F		4/10/14F			Joppa Rd E	Loch Raven Blvd		
C 90	9/04/13E		5/08/14D			Joppa Rd E	Perring Pkwy		
C 98	4/22/13D		3/24/14D			Liberty Rd	Washington Ave		
S 101	5/06/13D		5/12/14D		P	Middle River Rd	Pulaski Hwy		
C 112	5/08/13D		3/27/14D			Padonia Rd E/W	York Rd		
S 121	10/02/13F		5/21/14F			Perring Pkwy	Putty Hill Ave		
S 125	5/23/13F		4/23/14F		P	Pulaski Hwy	66th St		
C 220	4/08/13D		5/13/14D			Rolling Rd	Windsor Mill Rd		
C 54	9/17/13D		5/14/14D			Seminary Ave E/W	York Rd		
C 53	10/01/13D		5/20/14D			Timonium Rd E/W	York Rd		



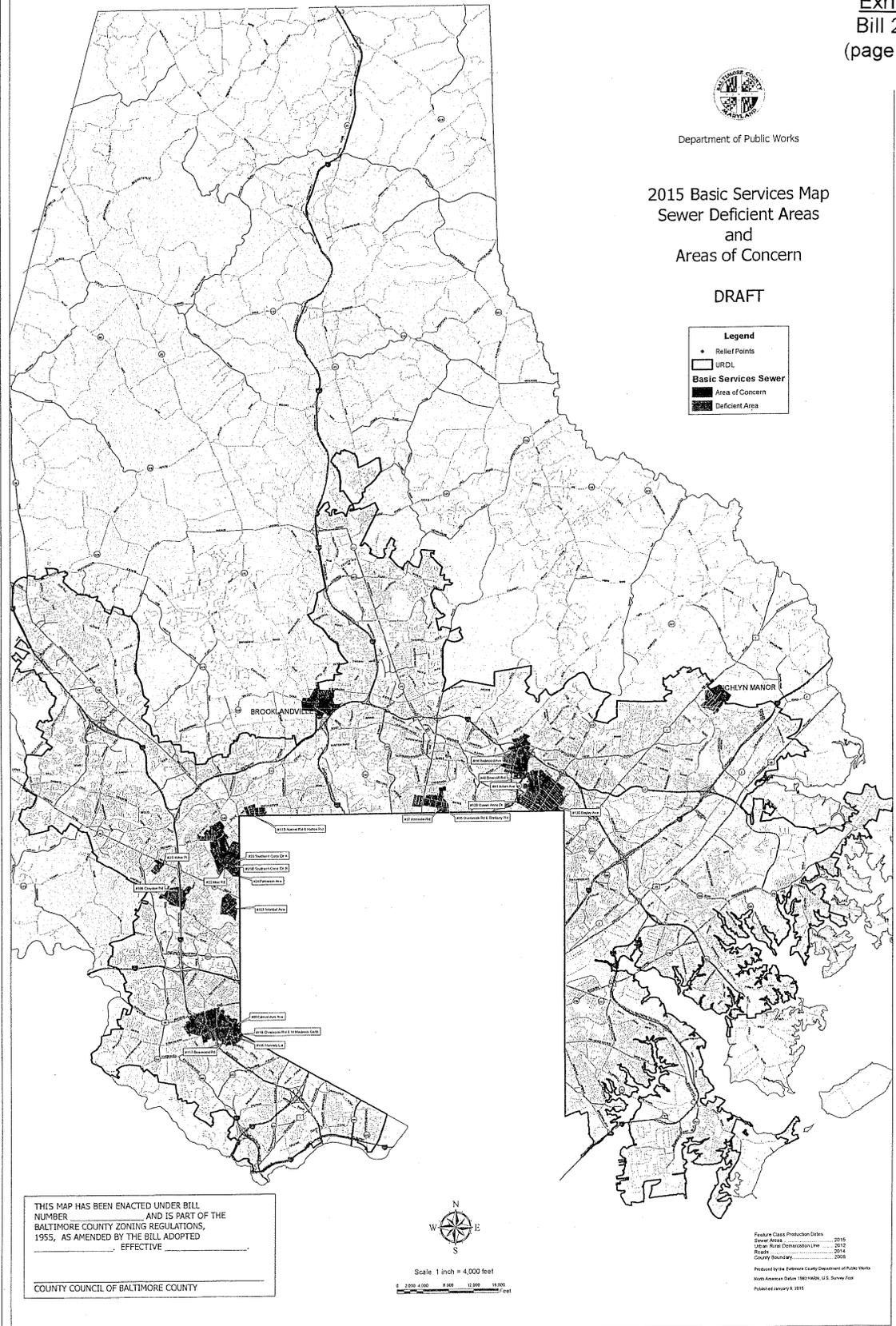
Department of Public Works

2015 Basic Services Map
 Sewer Deficient Areas
 and
 Areas of Concern

DRAFT

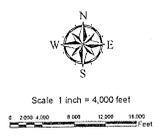
Legend

- Relief Points
- URDL
- Basic Services Sewer**
- Area of Concern
- Deficient Area



THIS MAP HAS BEEN ENACTED UNDER BILL NUMBER _____ AND IS PART OF THE BALTIMORE COUNTY ZONING REGULATIONS, 1955, AS AMENDED BY THE BILL ADOPTED _____ EFFECTIVE _____

COUNTY COUNCIL OF BALTIMORE COUNTY



Feature Class Production Dates
 Sewer Areas 2015
 Label Point Distribution Line 2012
 Roads 2014
 County Boundary 2008

Produced by the Baltimore County Department of Public Works
 North American Datum 1983 (NAD83), U.S. Survey Feet
 Published January 9, 2015



Department of Public Works

2015 Basic Services Map
 Transportation Zones

DRAFT

Legend

Intersections
 Level Of Service

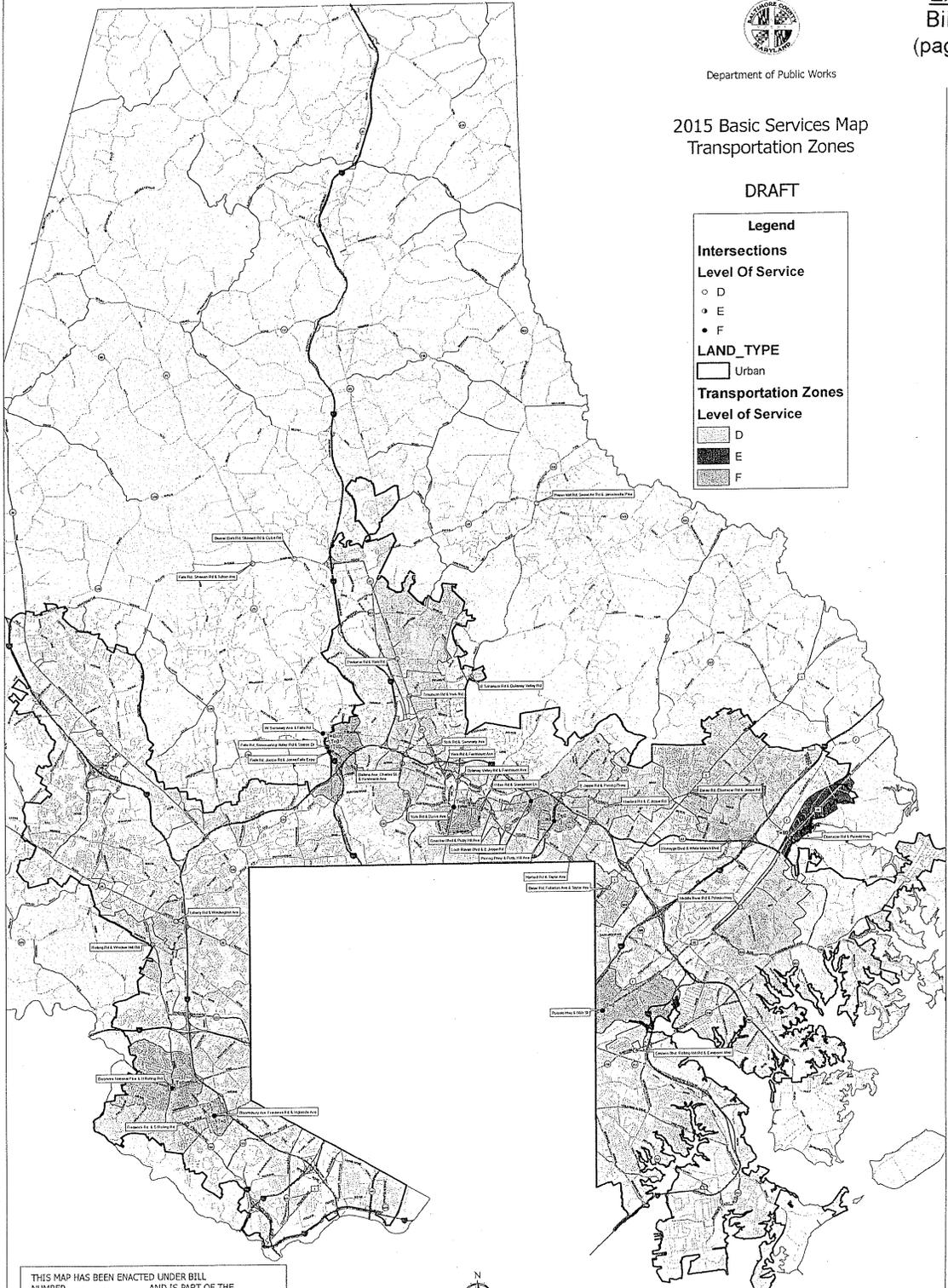
- D
- E
- F

LAND_TYPE

- Urban

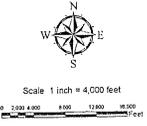
Transportation Zones
 Level of Service

- ▨ D
- ▩ E
- ▧ F



THIS MAP HAS BEEN ENACTED UNDER BILL NUMBER _____ AND IS PART OF THE BALTIMORE COUNTY ZONING REGULATIONS, 1955, AS AMENDED BY THE BILL ADOPTED _____ EFFECTIVE _____

COUNTY COUNCIL OF BALTIMORE COUNTY



Feature Class Production Dates

Transportation Zone	2015
Intersections	2015
Urban Land Classification Line	2012
Roads	2014
County Boundary	2008

Produced by the Baltimore County Department of Public Works
 North American Datum 1983 (NAD83), U.S. Survey Feet
 Published January 15, 2015



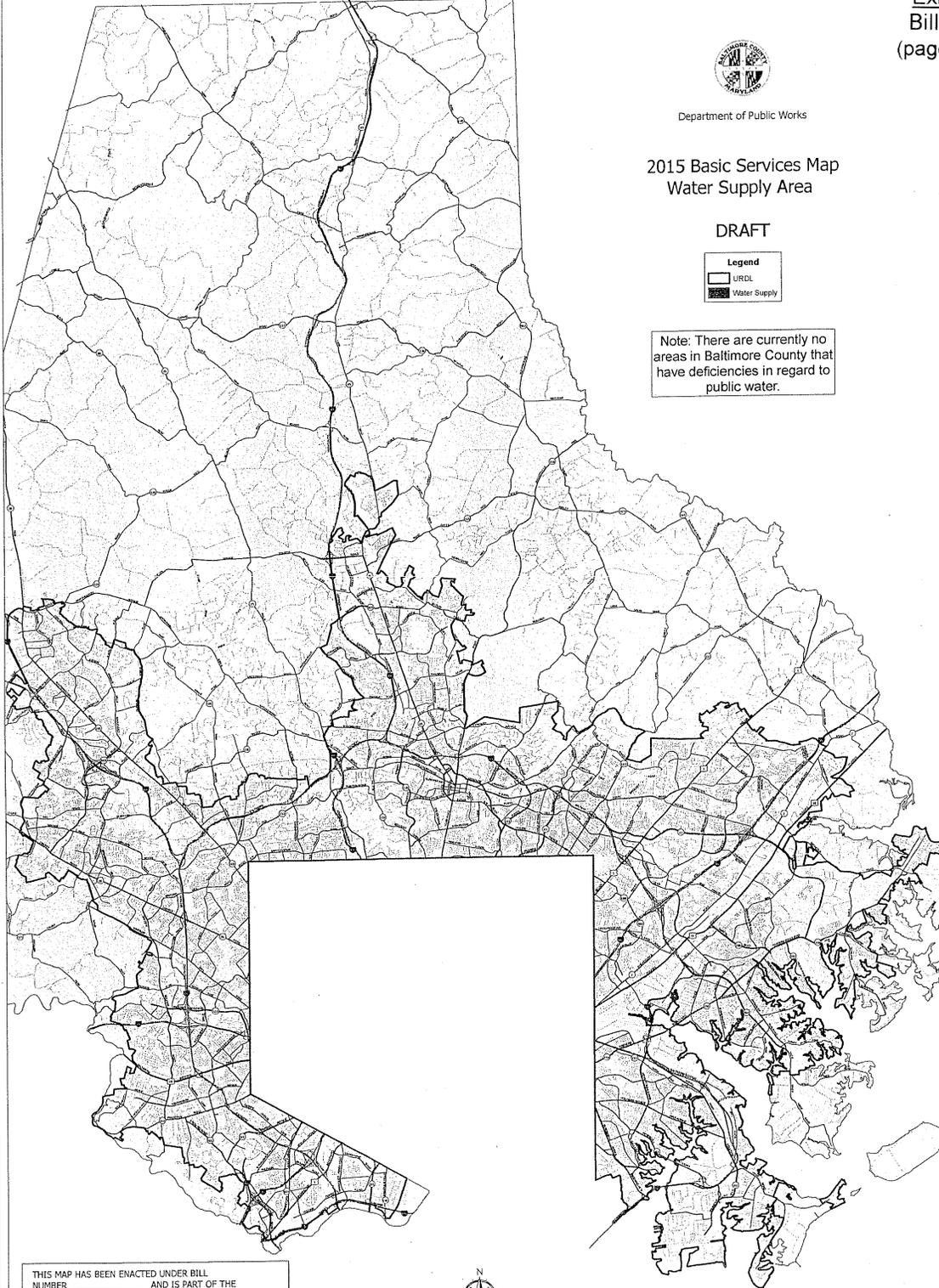
Department of Public Works

2015 Basic Services Map Water Supply Area

DRAFT



Note: There are currently no areas in Baltimore County that have deficiencies in regard to public water.



THIS MAP HAS BEEN ENACTED UNDER BILL NUMBER _____ AND IS PART OF THE BALTIMORE COUNTY ZONING REGULATIONS, 1955, AS AMENDED BY THE BILL ADOPTED _____ EFFECTIVE _____

COUNTY COUNCIL OF BALTIMORE COUNTY



Scale 1 inch = 4,000 feet
0 2000 4000 8000 12000 16000 Feet

Feature Class Production Date
Water Supply Area 2015
UIRDL (Urban Intersected Road Line) 2012
Roads 2014
County Boundary 2008
Produced by the Baltimore County Department of Public Works
North Arrow Date: 10/25/09 U.S. Survey Feet
Published January 9, 2015

Bill 29-15

Council District(s) 5 & 7

Mrs. Bevins (By Req.)

Department of Planning

Final Historical Landmarks

Article 32, Title 7 of the Baltimore County Code establishes a system of historic and architectural preservation for Baltimore County. The law authorizes the creation of a Landmarks Preservation Commission and sets forth the procedure to be followed for the creation of historic districts and for the compilation and maintenance of a Historic Landmarks List.

The Historic Landmarks List currently includes 390 properties. The law authorizes placement of historic “structures” and historic environmental settings on the list. A structure is defined as any man-made or natural combination of materials to form stable constructions including, but not limited to, buildings, bridges, towers, walls, trees, and rock formations.

Periodically, after reviewing structures for eligibility and conducting a public hearing, the Landmarks Preservation Commission approves additional structures for placement on a preliminary landmarks list. Each list of proposed structures is then sent to the County Executive for review before being forwarded to the County Council for consideration. The Council may approve the list, in whole or in part, for adoption as additions to the Final Landmarks List.

The Landmarks Preservation Commission recommended two new structures and settings for addition to the list. The County Executive reviewed the list submitted by the Commission, and the list was sent to the County Council. Thereafter, the owners were notified by the Department of Planning of the public hearing, which the Council is required to hold. The Council hearing was held on March 16, 2015.

Bill 29-15 proposes to amend the Landmarks List by adding two new structures to the list. A description of each structure is attached (see Exhibit A).

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 29-15 will take effect on May 18, 2015.

[7] "Allmond Confectionery Store" and setting, 201 Main Street, Turner Station

Allmond's Confectionery Store is situated within the African American community of Turner Station in the Sparrows Point area of Baltimore County. Constructed ca. 1924 by Thomas and Minnie Burman, the original bungalow was altered in 1943 by Thomas and Martha Allmond to allow for their successful confectionery store which would become a neighborhood landmark. Not only was Mrs. Allmond a successful businesswoman at a time when professional employment was not always available to African American women, she was a community activist and organizer whose time and generosity helped support generations of neighbors and family members. Her business interactions along with her involvement in several local organizations, gave her the opportunity to find ways to solve community problems. Mr. and Mrs. Allmond's well known and respected contributions to their community have been honored through the establishment of the Thomas and Martha Allmond Economic Development Center which was established in their former home. The Allmond Confectionery Store is significant as an example of an African American owned business which contributed to the success of Turner Station and played an important role in the business history of the area. It also serves as a physical reminder of the accomplishments of Mrs. Martha Allmond, which is especially important as many sites associated with African American women are often overlooked or lack official recognition. The structure is also associated with the early period of development in Turner Station and retains excellent historic integrity in terms of setting, feeling and association within the Turner Station community, a thriving African American enclave since its late 19th century. Part of the property .067 acres total (map 110, parcel 51) was delineated as its historic environmental setting.

[5] “Onion-Rawl House”, Shed, Garden House, Well & setting, 11314 Reynolds Road, Bradshaw

Situated in the Eleventh Election District of Baltimore County, the “Onion-Rawl House” was constructed by William Francis Heath Onion and expanded by his family on land inherited from his great-uncle Stephen Onion through his father Zacheus Barrett Onion. The Onion family’s association with the property dates to ca. 1740 which is when Stephen Onion arrived to the Little Gunpowder area of Baltimore County. The land was part of a large tract called “Onion’s Inheritance” that had been created through the compilation of several older tracts of land including “Fortune” and “Expectation”. Stephen Onion, who emigrated from England in the 1720’s, was part of a wealthy group of British businessmen who established themselves in the burgeoning iron industry in Maryland. By the time he died in 1754, his estate included land, mills, and building lots in the Baltimore County seat of Joppa which gave him status among the Baltimore elite of the 18th century in Maryland. Onion’s nephew, Zacheus Barrett Onion, was heir to his vast fortune which crossed the Gunpowder River into Harford County. After Zacheus’ death in 1781, the land, homes and various mill seats would eventually be divided and shared among his children including William Francis Heath Onion. The property, with its advantageous access to the Little Gunpowder River and the Philadelphia Road, would evolve into a diverse enterprise, spearheaded by William’s son John Weston Onion. The original several hundred acre parcel containing the “Onion-Rawl House” would eventually shrink to 44 acres in 1913 when it was conveyed out of the Onion family. The construction of the Northeastern Expressway, now I-95, would reduce it further. In the 20th century, the property became less associated with agriculture and found itself to become a summer house, first to the Brown family, and then to the Gorsuch family, who sold the home to the present owners in 1967. Although the size of the original farm has been reduced, the property retains excellent historic integrity in setting, feeling and association. The home is significant through its association with the Onion family who were very

Bill 30-15 (Supplemental Appropriation)

Council District(s) 5

Mrs. Bevins (By Req.)

Circuit Court

Courthouse Security Grant

The Administration is requesting a supplemental appropriation of state funds totaling \$20,000 to the Courthouse Security Grant Gifts and Grants Fund program. The funds will be used to improve the security of the Baltimore County Courts Building by installing employee badge-operated locks and a video/audio doorbell system to all non-public doors in the building to allow remote access to court personnel.

Fiscal Summary

Funding Source	Supplemental Appropriation	Current Appropriation	Total Appropriation
County	--	--	--
State ⁽¹⁾	\$ 20,000	--	\$ 20,000
Federal	--	--	--
Other	--	--	--
Total	<u>\$ 20,000</u>	<u>--</u>	<u>\$ 20,000</u>

⁽¹⁾ Maryland Administrative Office of the Courts funds. No County matching funds are required.

Analysis

The proposed grant funds will be used to improve the security of the Baltimore County Courts Building by equipping all non-public doors with employee-accessible remote entry devices. Up to 10 doors may be equipped with employee badge-operated locks and a video/audio doorbell

system that will permit court personnel to grant access to the non-public portions of the Courts Building. Installation will be provided by Easter's Lock and Access Systems, Inc., a subcontractor under a current contract with Skyline Network Engineering, LLC, which was approved by the Council on July 1, 2013.

The grant period is February 19, 2015 through May 31, 2015. The grant requires all funds to be expended by the end of the grant period; the Circuit Court advised that it expects to comply with this requirement. No County matching funds are required for this grant.

With the affirmative vote of five members of the County Council, Bill 30-15 will take effect May 17, 2015.

FM-1 (Contract Amendment)

Council District(s) All

Department of Environmental Protection and Sustainability

Stream Restoration Design, Consultation Mgt. & Post-Construction Monitoring Services

The Administration is requesting an amendment to a contract with Parsons Brinckerhoff, Inc. (formerly known as PB Americas, Inc.) to provide additional on-call engineering services for stream restoration design, management, and monitoring. The amendment increases the maximum compensation of the contract by \$1.0 million, from \$1.0 million to \$2.0 million, for the entire 7-year term. The contract commenced in October 2011. See Exhibit A.

Fiscal Summary

Funding Source	Contract Amendment	Current Maximum Compensation	Amended Maximum Compensation
County ⁽¹⁾	\$ 1,000,000	\$ 1,000,000	\$ 2,000,000
State	--	--	--
Federal	--	--	--
Other	--	--	--
Total	<u>\$ 1,000,000</u> ⁽²⁾	<u>\$ 1,000,000</u>	<u>\$ 2,000,000</u> ⁽³⁾

⁽¹⁾ Capital Projects Fund (County Bonds and Stormwater Remediation Fees).

⁽²⁾ Additional compensation for the entire 7-year term.

⁽³⁾ Maximum compensation for the entire 7-year term.

Analysis

The contractor provides on-call engineering services for the preparation of stream restoration designs, consultation management, and post-construction monitoring services. Services include producing designs, drawings, plans, specifications, incidental work reports, calculations,

computer programs, technical reports, operating manuals, and other subject data and materials required to complete a project.

The Department advised that the proposed amendment is necessary to meet stream nutrient and sediment reduction goals (NPDES-MS4 Permit/WIP-TMDLs) and to complete the increasing number of stream restoration projects anticipated under the Stormwater Remediation Program. The Department also advised that the amendment will allow for additional assignments of work to the contractor based on the required expertise. (See Exhibit A for the current and pending projects for the contractor.)

On October 3, 2011, the Council approved the original 7-year contract, along with seven other contracts, with compensation not to exceed \$1 million each (\$8 million combined). The proposed amendment increases the maximum compensation of the contract by \$1.0 million, from \$1.0 million to \$2.0 million, for the entire 7-year term. The amendment also incorporates the contractor's supplemental proposal for the additional work including renewals, revised insurance certificates, and revised MBE/WBE forms. All other terms and conditions remain unchanged. The County may terminate the agreement by providing 30 days prior written notice. Funding for the contract will not be encumbered at this time. Rather, contract costs will be charged to specific projects as they are assigned.

Services will be performed at the engineer's cost plus profit. Profit is limited to 10% of the combined total of direct labor costs plus overhead and payroll burden. Hourly rates and percentages for overhead, payroll burden, and profit are within established County limits.

The contract stipulates that should work be performed under the September 20, 2005 consent decree, the contractor shall be liable for payment of penalties charged to the County for failure by the contractor to meet or achieve deadlines or requirements. The damages payable are dependent upon the type of project and the length of delay in completing the project. The Department advised that it has not been necessary to utilize this contractor for consent decree projects; however, it decided to build flexibility into the contract should the need arise.

The Department advised that expenditures/encumbrances as of April 17, 2015 for the eight on-call contractors approved by the Council on October 3, 2011 to perform stream restoration design services are as follows:

Contractor	Contract Total	Expenditures/ Encumbrances as of April 17, 2015	Balance
McCormick Taylor, Inc.	\$ 2,000,000	\$ 1,232,896	\$ 767,104
CEI/WBCM Joint Venture	2,000,000	999,914	1,000,086
KCI Technologies, Inc.	1,000,000	802,602	197,398
Parsons Brinckerhoff, Inc.	1,000,000	999,999	1
Gannet Fleming, Inc.	1,000,000	192,973	807,027
Johnson, Mirmiran & Thompson, Inc.	1,000,000	0	1,000,000
EA Engineering, Science, and Technology, Inc.	1,000,000	0	1,000,000
Biohabitats, Inc.	1,000,000	467,012	532,988
Total	\$ 10,000,000	\$ 4,695,396	\$ 5,304,604

On July 7, 2014, the Council approved contract amendments with McCormick Taylor, Inc. and CEI/WBCM Joint Venture to increase the maximum compensation of each contract by \$1.0 million, from \$1.0 million to \$2.0 million, for the entire 7-year term to allow for the additional assignment of work according to the required expertise.

On May 11, 2011, the Professional Services Selection Committee (PSSC) selected the 8 engineering firms to perform on-call engineering services from 22 submittals based on qualifications.

On July 7, 2010, the Council approved a 7-year on-call contract not to exceed \$1.25 million with Parsons Brinckerhoff, Inc. to provide watershed management planning services for various County projects in order to meet national permit and water quality pollutant reduction requirements. As of April 15, 2015, expenditures/encumbrances under the contract totaled \$959,620.

County Charter, Section 715, requires that “any contract must be approved by the County Council before it is executed if the contract is...for services for a term in excess of two years or involving the expenditure of more than \$25,000 per year....”

**EXECUTIVE SUMMARY
ON-CALL STREAM RESTORATION DESIGN SERVICE CONTRACT AMENDMENT**

**PARSONS BRINCKERHOFF, INC. (formerly PB AMERICAS, INC.)
PROJECT NO. 2010-08, MASTER AGREEMENT 00002036**

Project Summary

The scope of services includes preparation of stream restoration designs, providing consultation management and post-construction monitoring services with project directives and job order numbers assigned for specific jobs. The scope of services does not change with this amendment; this request is to increase the upset limit to utilize Parsons Brinckerhoff for additional tasks. Please note that this company changed its name from PB Americas, Inc. to Parsons Brinckerhoff, Inc. effective October 27, 2011.

Justification For Amendment

The Stream Restoration Program is an important mechanism for Baltimore County to meet Federal and State mandated pollutant load reductions (TMDL's) and for the implementation of the local Stormwater Remediation Program for the Chesapeake Bay and its tributaries.

Stream restoration is a highly specialized field which requires unique technical capabilities including fluvial morphology, hydrology and hydraulics engineering, and ecological restoration. Firms must have relevant project experience and demonstrate a thorough knowledge and sound systems approach to stream restoration. In addition to design, firms must also have capabilities to perform construction oversight and post-construction monitoring to meet permit conditions.

The Department of Environmental Protection and Sustainability developed the scope of Project No. 2010-08 with the intent to hire eight separate stream restoration design firms. Having eight firms capable of providing on-call stream restoration design services at the same time was deemed necessary to facilitate the completion of multiple, concurrent stream restoration projects in watersheds around Baltimore County.

Twenty-two firms submitted expressions of interest in Project No. 2010-08, and the Professional Services Selection Committee (PSSC) chose the eight firms deemed best qualified from the list. Parsons Brinckerhoff was among those selected.

Each of the contractors was awarded an initial 5-year contract with two renewal term(s) of one year each. The contracts are currently in the Initial Term, with more than two years left on each. To date, \$995,748.83 has been encumbered on the contract awarded to Parsons Brinckerhoff, out of a total not-to-exceed amount of \$1,000,000.

Due to the need to meet stream nutrient and sediment reduction goals (NPDES-MS4 Permit/ WIP-TMDL's), the Department of Environmental Protection and Sustainability anticipates that the number of stream restoration projects will continue to increase over the next several years. The required costs for new project assignments previously exceeded the agreement amounts for both McCormick Taylor & Associates, Inc. and Century Engineering, Inc. – WBCM (JV), whose previous contract amendments were approved by Council on July 7, 2014. In order to also retain the services of Parsons Brinckerhoff for the remainder of its contract period, it is recommended that the County amend the contract with Parsons Brinckerhoff, as done previously for the other two contracts referenced above, by increasing the not-to-exceed amount to \$2,000,000.

Prepared by: Department of Environmental
Protection and Sustainability

MBE/WBE Goals and Compliance

Goals* (original agreement)		
a. Total Price	\$1,000,000.00	
b. MBE/WBE	\$ 200,000.00	20%
c. Prime	\$ 800,000.00	80%

Compliance (billed to date)		
a. Total	\$ 596,396.23	
b. MBE/WBE	\$ 90,900.24	15.2%
c. Prime	\$ 505,495.99	84.8%

* Goal for amendment remains the same per original agreement: 20% MBE/WBE.

Open and Pending Projects with Associated Costs

Original Contract Agreement Not To Exceed Value **\$ 1,000,000**

Open Projects:	Project Encumbrance	Total Cost Open Projects
Dead Run at Westview Park Stream Restoration	\$ 314,417.99	
Tidal Back River Greening & Water Quality Retrofits	\$ 201,571.01	
Tidal Back River Construction Services	\$ 80,407.23	
Slaughterhouse Run Stream Restoration, Phase I	\$ 274,355.16	
Dead Run at Westview Park Water Quality Retrofit	\$ 124,997.44	
		\$ 995,748.83

Contract Balance (Current Contract Value *Less* the Total Cost of Open Projects) **\$ 4,251.17**

Pending projects to be assigned:	Cost Proposal	Total Cost Pending Projects
Slaughterhouse Run Stream Restoration, Phase II	\$ 254,883.89	
		\$ 254,883.89

Consultant Agreement

Parsons Brinckerhoff, Inc. was selected by the (PSSC) on May 11, 2011.

Original Agreement: Approved – October 3, 2011

Scope: Provide on-call preparation of stream restoration designs, to provide consultation management and post-construction monitoring services with project directives and job order numbers assigned for specific jobs.

Amount: \$1,000,000.00

1st Addendum: For Council Approval

Scope: Continue to provide on-call preparation of stream restoration designs, to provide consultation management and post-construction monitoring services with project directives and job order numbers assigned for specific jobs.

Amount: \$1,000,000.00

Total Agreement

Amount Requested: \$2,000,000.00

MB-1 (Res. 32-15)

Council District(s) 2, 3, 5, 6 & 7

Mrs. Bevins (By Req.)

Department of Planning

Rural Legacy Area Applications

Resolution 32-15 approves and endorses, in priority order, five Rural Legacy Area Plan applications for FY 2016 funding for consideration and approval by the Maryland Rural Legacy Board.

The Maryland Rural Legacy Program is part of the Smart Growth initiative approved by the Maryland General Assembly during its 1997 session and is administered by the Maryland Department of Natural Resources. The purpose of the program is to preserve large blocks of rural landscape to protect and foster rural economies such as agriculture and tourism, to protect important natural resources, and to maintain the rural culture.

The Rural Legacy Program provides for the designation of specific areas as rural legacy areas and provides the opportunity for the sponsors of the rural legacy areas to compete for state funding. The sponsors can be a political jurisdiction or a private land trust.

The state requires that counties with more than one rural legacy area prioritize their applications. There are five state-approved rural legacy areas in Baltimore County and all have submitted applications for FY 2016 funding.

Rural legacy areas have a specific boundary in which state funds, if awarded, may be spent. Similarly, County funds provided to rural legacy areas must be spent within the approved State Rural Legacy Area.

The Maryland Rural Legacy Program requires local jurisdiction approval of the applications, and, in the case of multiple applications in one jurisdiction, a ranking is also required. Baltimore County

has five designated rural legacy areas - the most in the state. The County ranking is included in the state's evaluation of the applications. County ranking is based on factors that include: degree of completion, threat of development, water quality delivery to the Bay, percentage of forest protected, extent of agriculture, recent easement activity, prior state ranking, and lastly but of great importance - public benefits.

The proposed ranking for FY 2016 is:

1. Baltimore County Coastal Rural Legacy Area;
2. Manor Rural Legacy Area;
3. Piney Run Watershed Rural Legacy Area;
4. Long Green Land Trust Rural Legacy Area; and
5. Gunpowder Valley Rural Legacy Area.

The State Rural Legacy Advisory Committee will review the applications and make a recommendation to the Rural Legacy Board comprised of the Secretaries of the Departments of Natural Resources, Planning, and Agriculture. The Rural Legacy Board will determine the funding levels subject to the approval of the State Board of Public Works.