

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: May 7, 2013

TO: **BOARD OF EDUCATION**

FROM: S. Dallas Dance, Superintendent

SUBJECT: **RECOMMENDATIONS FOR AWARD OF CONTRACTS**

ORIGINATOR: Michael G. Sines, Chief Operations Officer

**RESOURCE
PERSON(S):** Rick Gay, Manager, Office of Purchasing
Pradeep Dixit, Executive Director, Physical Facilities

RECOMMENDATION

That the Board of Education approves the following contract recommendations.

See the attached list of contract recommendations presented for consideration by the Board of Education of Baltimore County.

**Recommendations for Award of Contracts
Board Exhibit – May 7, 2013**

1. Contract Modification and Extension: Instructional Materials
Contract #: JMI-601-08 (Anne Arundel County Public Schools Multiple Award Contract for Discounted Materials of Instruction #06CM-77)

Term: N/A **Extension:** 11 months **Contract Ending Date:** 3/31/14
Estimated contract authority: \$ 7,000,000
Estimated modification amount: \$ 1,000,000
New estimated total contract authority: \$ 8,000,000

Board meeting date: May 7, 2013

Description:

On August 14, 2007, the Board approved this contract for instructional supplies and materials. On August 9, 2011, and April 17, 2012, the Board approved contract modifications that exercised the option to extend the contract. This modification and extension includes the funds to exercise the option to extend the contract through March 31, 2014. The contracted vendors will provide 30,000+ line items of educational products and related materials (e.g., art materials, puzzles, hands-on learning kits, and multicultural and special need items). These catalogs are on our electronic platform.

Recommendation:

Award of contract modification and extension is recommended to:

ABC	Landisville, PA
ETA Cuisenaire	Vernon Hills, IL
Childcraft Education Corp.	Lancaster, PA
Demco, Inc.	Madison, WI
Dick Blick Art Materials	Galesburg, IL
Frey Scientific	Mansfield, OH
Hearlihy	Pittsburg, KS
Highsmith, Inc.	Fort Atkinson, WI
Kaplan Early Learning Co.	Lewisville, NC
Kurtz Brothers	Clearfield, PA
Lakeshore Learning	Carson, CA
Medco Supply	Tonawanda, NY
Nasco	Fort Atkinson, WI
PITSCO	Pittsburg, KS
School & PreSchool Supply Center	Baltimore, MD

t/a Learning How
School Specialty
US Toy Co DBA Constructive Playthings

Mansfield, OH
Grandview, MO

Responsible school or office:

Division of Curriculum and Instruction

Contact person:

Patricia Lawton

Funding source:

Operating budget

2. Contract: Classroom Learning Instructional Materials, Equipment, Supplies, and Related Items
Contract #: MWE-882-13 (Fort Bend ISD, RFP 12-009KK)

Term: 3 years **Extension:** N/A **Contract Ending Date:** 5/31/16
Estimated contract authority: \$ 200,000

Board meeting date: May 7, 2013
Bid issued: N/A
Pre-bid meeting date: N/A
Due date: N/A
No. of vendors issued to: N/A
No. of bids received: N/A
No. of no-bids received: N/A

Description:

This contract consists of equipment to provide language translation services for Title I schools to be used for parent involvement. Each school will be provided with a transmitter pack for the translator with 20 headphone receivers, a speaker pack, a pack of alcohol wipes, and extra batteries.

Section §5-112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, "...except as provided in subsection (e) of this section, a county board's participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures." Further, under the Education Article §4-123 Cooperative administration of programs (a) (1) states a "county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils." In §13-110 of the State Finance and Procurement Article, "Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement."

Recommendation:

Award of contract is recommended to:

Audio Resource Group	West Fargo, ND
Responsible school or office:	Office of Special Programs
Contact person:	Kathleen McMahon
Funding source:	Grant funds

3. Contract: Data Acquisition Technology
Contract #: JNI-760-13

Term: 1 year **Extension:** N/A **Contract Ending Date:** 5/31/14
Estimated contract authority: \$ 35,000

Board meeting date: May 7, 2013
Bid issued: N/A
Pre-bid meeting date: N/A
Due date: N/A
No. of vendors issued to: N/A
No. of bids received: N/A
No. of no-bids received: N/A

Description:

On January 28, 2004, the Board approved a sole-source contract to purchase a data acquisition software and hardware package from Vernier Software and Technology Company. Data acquisition technology allows students to participate in the full spectrum of the scientific experience, from hypothesis to conclusion, by incorporating tools that reduce error and emphasize higher-order thinking skills. The experiments can be set up and run in a matter of minutes. Data are collected and graphed in real time, and data analysis is completed quickly. The time saved can be utilized to relate the data collected to scientific concepts under discussion during the lesson.

Because most of the existing technology purchased in 2004 is wearing out and becoming obsolete, the science office needs to upgrade the current equipment. The Office of Science will purchase a set of four new LabQuest2 units for each high school. This purchase supports the Science, Technology, Engineering, and Mathematics program, the Common Core State Standards, the Next Generation Science Standards, the 21st Century learning, and the BCPS' goal of producing students who are college and career ready.

The Vernier LabQuest2 is a stand-alone interface device with built-in graphing and analysis applications. This makes it totally portable--it can even be taken outdoors when appropriate to collect data in the field. The LabQuest2 unit is compatible with all Vernier sensors and probes currently in use. Additionally, it comes with built-in sensors, such as global positioning systems and accelerometers, increasing its functionality. It has 200 MB data storage capability and automatically receives free software updates as they become available from Vernier. The LabQuest2 is also compatible with Windows and MacIntosh computers.

Under §13-107 (a) (1) Sole-Source procurement defined in the State Finance and Procurement Article of the Annotated Code of Maryland – whenever a procurement officer determines that there is only one available source for the subject of a procurement contract, the procurement officer may award the procurement contract without competition to that source. Furthermore, Superintendent's Rule 3209, paragraph 2a. - States that all purchases are subject to the published

procedures, authority, and scrutiny of the Office of Purchasing. Also Superintendent's Rule 3215 creates guidelines and procedures for sole-source procurement only under specific guidelines. The rule permits a sole-source contract when the Office of Purchasing determines that it would be advantageous or [that it would be] impractical to seek or utilize another source when the requirement is only available from a single source and when the compatibility of equipment, accessories, or replacement parts is the paramount consideration. In addition, under Office of Purchasing Procedure 3215.003, paragraph 2.7, "a sole-source purchase may also arise from the following condition: copyrighted products, such as software, publications, textbooks, media, or products (specialized and/or advanced technology), which ensure a compatible learning environment for students/faculty at various school sites. The existence of limited rights in data patent rights copyrights or secret processes make the supplies or services available from only one source."

Recommendation:

Award of contract is recommended to:

Vernier Software and Technology Beaverton, OR

Responsible school or office: Department of Science, Technology, Engineering,
and Mathematics

Contact person: Dr. John Quinn

Funding source: Operating budget

4. Contract: Financing Various Vehicles
Contract #: MBU-513-13

Term: 5 years, 1 mo. **Extension:** N/A **Contract Ending Date:** 7/3/18
Principal: \$ 7,895,744
Interest: \$ 146,876 (0.923%)
Total: \$ 8,042,620

Board meeting date: May 7, 2013
Bid issued: March 28, 2013
Pre-bid meeting date: N/A
Due date: April 16, 2013
No. of vendors issued to: 37
No. of bids received: 12
No. of no-bids received: 4

Description:

This contract consists of financing for required school buses and trucks. The recommendation for the purchase of vehicles is based on selecting the financing option that provides the most cost-effective financing plan. The proposed interest rate shall be fixed, and the principal and interest will be budgeted and paid each year in accordance with an established repayment schedule. The total principal and interest will be repaid over a period of six fiscal years (July 1 through June 30), but shall not exceed a period of 61 months. The financing arrangement has been coordinated with the Baltimore County Government Office of Budget and Finance to ensure that the annual payments required are funded in the budget. James E. Cumbie, Venable LLP, 750 E. Pratt St., Baltimore, MD 21202, Suite 900, shall serve as special tax counsel for this transaction.

Recommendation:

Award of contract is recommended to:

U.S. Bancorp Government Leasing Denver, CO
and Finance

Responsible school or office: Department of Fiscal Services

Contact person: Barbara Burnopp

Funding source: Operating budget

5. Contract: Maintenance Tools and Supplies
Contract #: JNI-759-13 (Buy Board Proposal #339-10)

Term: 5 years **Extension:** 3 years **Contract Ending Date:** 5/31/21
Estimated contract authority: \$ 5,000,000

Board meeting date: May 7, 2013
Bid issued: N/A
Pre-bid meeting date: N/A
Due date: N/A
No. of vendors issued to: N/A
No. of bids received: N/A
No. of no-bids received: N/A

Description:

This contract consists of facility maintenance products that include lighting, electrical, security, janitorial, and HVAC supplies as well as various tools. The award bidder will become part of our electronic platform catalog offerings.

Section §5-112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, "...except as provided in subsection (e) of this section, a county board's participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures." Further, the Education Article §4-123 Cooperative administration of programs (a) (1) states a "county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils." In §13-110 of the State Finance and Procurement Article, "Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement."

Recommendation:

Award of contract is recommended to:

Sexauer	Jacksonville, FL
Responsible school or office:	Department of Physical Facilities
Contact person:	Pradeep Dixit
Funding source:	Operating budget

6. Contract: Overhead Door and Folding Wall Maintenance and Repair
Contract #: PCR-282-13

Term: 5 years **Extension:** N/A **Contract Ending Date:** 5/31/18
Estimated contract authority: \$ 500,000

Board meeting date: May 7, 2013
Bid issued: March 7, 2013
Pre-bid meeting date: March 18, 2013
Due date: March 27, 2013
No. of vendors issued to: 11
No. of bids received: 5
No. of no-bids received: 0

Description:

This contract consists of furnishing labor, equipment, and materials to repair and maintain overhead doors and folding walls at various locations. This contract replaces PCR-289-08, which expired March 30, 2013.

Recommendation:

Award of contract is recommended to:

All About Doors, Inc.	Glen Burnie, MD
Baltimore Precision Door, Inc.	Baltimore, MD
Modern Door & Equipment, Inc.	White Plains, MD

Responsible school or office: Department of Physical Facilities

Contact person: Pradeep Dixit

Funding source: Operating budget

7. Contract: Safety Shoes
Contract #: JMI-627-13 (Fairfax County, VA IFB #2000000552)
Term: 5 years, 8 mos. **Extension:** N/A **Contract Ending Date:** 12/31/18
Estimated contract authority: \$ 290,000

Board meeting date: May 7, 2013
Bid issued: N/A
Pre-bid meeting date: N/A
Due date: N/A
No. of vendors issued to: N/A
No. of bids received: N/A
No. of no-bids received: N/A

Description:

This contract consists of the purchase of safety shoes. This contract replaces JMI-605-10, which expired on January 31, 2013.

Section §5–112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, “...except as provided in subsection (e) of this section, a county board’s participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures.” Further, under the Education Article §4-123 Cooperative administration of programs (a) (1) states a “county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils.” In §13-110 of the State Finance and Procurement Article, “Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement.”

Recommendation:

Award of contract is recommended to:

Lehigh Outfitters	Nelsonville, OH
Lehigh Valley Safety Supply Co.	Allentown, PA
Red Wing Brands of America, Inc.	Linthicum, MD
Saf-Gard Safety Shoe Co.	Lancaster, PA

Responsible school or office: Department of Physical Facilities

Contact person: Pradeep Dixit

Funding source: Operating budget

8. Contract: School Supplemental Educational Materials
Contract #: JN1-758-13 (Interlocal Purchasing System (TIPS/TAPS)
Pittsburg, TX, #2062812)
Term: 5 years **Extension:** 3 years **Contract Ending Date:** 5/31/21
Estimated contract authority: \$ 600,000

Board meeting date: May 7, 2013
Bid issued: N/A
Pre-bid meeting date: N/A
Due date: N/A
No. of vendors issued to: N/A
No. of bids received: N/A
No. of no-bids received: N/A

Description:

This contract consists of supplemental educational instructional materials and supplies. Schools have been purchasing items from the company with individual purchase orders. This award bidder will become part of our electronic platform catalog offerings.

Section §5-112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, "...except as provided in subsection (e) of this section, a county board's participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures." Further, the Education Article §4-123 Cooperative administration of programs (a) (1) states a "county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils." In §13-110 of the State Finance and Procurement Article, "Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement."

Recommendation:

Award of contract is recommended to:

Really Good Stuff

Monroe, CT

Responsible school or office:

Division of Curriculum and Instruction

Contact person:

Patricia Lawton

Funding source:

Operating funds

Contract Name: Renovation and Addition to Hereford HS – Package 2

Contract #: MBU-506-13

	Bidder's Names				
	Cam Construction	Towson Mechanical, Inc.	Dustin Construction	James W. Ansel, Inc.	J. Vinton Shaefer & Sons, Inc.
Base Bid: (Include \$60,000 allowance for Industrial Hygienist Services)	\$25,443,472	\$25,792,000	\$26,295,000	\$27,267,000	\$29,000,000
Alternate No.2 ADD: Add renovations and improvements to the freestanding, pre-engineered fitness building.	\$122,000	\$54,000	\$185,000	\$217,000	\$68,000
Alternate No.3 ADD: Replace corridor lockers in the existing building.	\$135,000	\$143,000	\$136,000	\$142,000	\$140,000
Alternate No.4 ADD: Replace interior doors and hardware.	\$230,000	\$251,000	\$242,000	\$262,000	\$310,000
Alternate No.5 ADD: Install proposed Field "A"	\$392,000	\$585,500	\$125,000	\$557,000	\$228,000
Alternate No.6 ADD: Provide new Fritz Tile Flooring in all corridors and stair landings in the existing building.	\$313,000	\$328,500	\$330,000	\$439,000	\$321,000
Total	\$26,635,472	\$27,154,000	\$27,313,000	\$28,884,000	\$30,067,000

10. Contract: Lutherville Area Elementary School at Mays Chapel
Construction Package 16A – Electrical

Contract #: MWE-868-13

Term: N/A **Extension:** N/A **Contract Ending Date:** N/A
Estimated annual award value: \$ 2,486,285
Estimated contingency amount: \$ 248,629
Estimated total award value: \$ 2,734,914

Board meeting date: May 7, 2013
Bid issued: March 26, 2013
Pre-bid meeting date: March 12, 2013
Due date: March 26, 2013
No. of vendors issued to: 5
No. of bids received: 4
No. of no-bids received: 0

Description:

This project consists of the construction of all labor and material required to furnish and install new electrical systems in the new facility.

Recommendation:

Award of contract is recommended to:

Key Systems, Inc.

Baltimore, MD

Responsible school or office:

Department of Physical Facilities

Contact person:

Pradeep Dixit

Funding source:

Capital budget

Contract Name: Construction of the New Lutherville Area Elementary School at Mays Chapel,
Trade Package 16A - Electrical

Contract Number: MWE-868-13

	Bidders' Names			
	Key Systems, Inc.	Electrico, Inc.	Action Electrical Contractors, Inc.	Jan-El Contracting Co.
TOTAL BASE BID	\$2,440,000	\$2,705,000	\$2,632,700	\$2,770,000
Alternate No.6 ADD: MC Cable for branch electrical circuits:	\$5,165	\$23,500	\$135,000	\$110,000
Alternate No.9 ADD: Lighting protection:	\$41,120	\$61,150	\$47,000	\$52,100
Alternate No.11 ADD: Carbon dioxide sensors:	\$0	\$0	\$19,000	\$12,500
Total Base Bid + Alternates	\$2,486,285	\$2,789,650	\$2,833,700	\$2,944,600