

INTERAGENCY COMMISSION ON SCHOOL CONSTRUCTION



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Meeting Minutes MARCH 12, 2020

Call to Order:

Dr. Karen Salmon called the meeting of the Interagency Commission on School Construction to order at 9:02 a.m.

Members in Attendance:

Dr. Karen Salmon, State Superintendent of Schools, Chair
Denise Avara, Appointee of the Governor
Secretary Ellington Churchill, Department of General Services
Linda Eberhart, Appointee of the Speaker of the House
Brian Gibbons, Appointee of the Speaker of the House
Gloria Lawlah, Appointee of the President of the Senate
Secretary Robert S. McCord, Maryland Department of Planning

Members Not in Attendance:

Edward Kasemeyer, Appointee of the President of the Senate
Dick Lombardo, Appointee of the Governor

Revisions to the Agenda:

Executive Director Robert Gorrell requested that Items II and III be moved to the end of the agenda. Secretary McCord asked that Item I. E. be pulled from the consent agenda and considered separately.

Public Comment:

None

IAC Correspondence:

None

I. Consent Agenda Items I. A. through I. D.

Motion Carried

Upon a motion by Ms. Lawlah and a second by Ms. Avara, the members voted unanimously to approve the Consent Agenda Items A through D.

A. Approval of February 6, 2020 Minutes

To approve the minutes of the February 6, 2020 Interagency Commission on School Construction Meeting.

B. Approval of Contracts

To approve contract procurement as presented.

C. Approval of Closed Projects

To approve the final State project costs as presented and to remove the projects from the active project detailed financial report.

D. Approval of Project Allocation Reversions

To approve, subject to final audit, the reversion of the amounts identified to the appropriate statewide contingency accounts.

E. Approval to Transfer FY 2020 SSGP Funding to Maryland Center for School Safety

Motion Carried

Upon a motion from Ms. Lawlah and a second from Secretary Churchill, the IAC voted unanimously to approve the transfer of \$2,400,000 in FY 2020 School Safety Grant Program (SSGP) funding to the Maryland Center for School Safety.

IV. Property Transfer Approvals

Michael Bayer, Manager of Infrastructure and Development at the Maryland Department of Planning, presented two facility status change items to the IAC.

A. Lewiston Elementary School – Frederick County Site Approval

Motion Carried

Upon a motion from Ms. Lawlah and a second from Secretary McCord, the IAC voted unanimously to approve the transfer by the Frederick County Board of Education (FCBOE) of 0.52 acres of land at the southwest corner the Lewistown Elementary School property, at 11119 Hessong Bridge Road, Thurmont, MD, 21788, to the Frederick County Government, as approved by the FCBOE on December 11, 2019, to enable Frederick County to establish a new wastewater treatment plant to serve the school and the surrounding community.

B. North East Middle School site – Cecil County Site Approval

Motion Carried

Upon a motion from Mr. Kasemeyer and a second from Ms. Avara, the IAC voted unanimously to approve the acquisition by the Cecil County Board of Education (CCBOE) of 29.012 acres of land known as the Chesapeake Club middle school site, directly adjacent to North East High School, on property east of 300 Irishtown Road, North East, MD, 21901, to enable the construction of a school to replace the existing North East Middle School; adhering to the actions identified in the state clearinghouse review, state identifier MD20200107-0016.

V. Property Transfer Approvals

Fred Mason, School Facilities Branch Chief, presented two nonpublic allocation items to the IAC.

A. DeGrange Nonpublic Aging Schools Program

Motion Carried*

The Nonpublic Aging Schools Program, jointly administered by the Maryland State Department of Education and the Interagency Commission on School Construction, provides grants of general obligation bond proceeds to nonpublic schools to renovate and improve school facilities. These grants fund projects in buildings at least 16 years of age that would have been eligible under the Aging Schools Program if they were public Schools, meeting basic requirements.

Upon a motion from Ms. Avara and a second from Ms. Lawlah, the IAC voted unanimously to approve FY 2020 Senator James E. "Ed" DeGrange Nonpublic Aging Schools Program project allocations as presented, totaling \$3,077,793.

***Due to necessary corrections to the Nonpublic Aging Schools Program Allocations tables, this item will be amended at the next meeting of the IAC. Please contact Gloria Mikolajczyk at (Gloria.mikolajczyk@maryland.gov) for more information.**

B. Nonpublic School Safety Grants

Motion Carried

The Nonpublic School Safety Improvement Program, jointly administered by the Maryland State Department of Education and the Interagency Commission on School Construction, provides grants of general obligation bond proceeds to nonpublic schools to renovate and improve school facilities. These grants fund projects in buildings at least 16 years of age that would have been eligible under the Aging Schools Program if they were public schools, meeting basic requirements.

Upon a motion from Ms. Lawlah and a second from Secretary McCord, the IAC voted unanimously to approve FY 2020 Nonpublic Schools Safety Improvement Program project allocations as presented, totaling \$3,653,772.00.

VI. Adoption of Final COMAR Revision 14.39.02.05-.06 and 14.39.07

Motion Carried

Cassandra Viscarra, Program Support Administrator, introduced the IAC approved proposed COMAR revisions for publication at their meeting on November 14, 2019. Ms. Viscarra reported that IAC staff recommends the final adoption of proposed actions on regulation, published in the January 17, 2020 Maryland Register (Volume 47; Issue 2; Pages 125-126), and that the IAC received no public comment regarding the proposed change.

Upon a motion from Ms. Lawlah and a second from Secretary Churchill, the IAC voted unanimously to adopt the final COMAR Revisions as published in the January 17, 2020 Maryland Register (Volume 47; Issue 2; Pages 125-126).

VII. Baltimore City Public Schools — Cancellation of FY 2020 Capital Improvements Program (CIP) Vertical Package Unit (VPU) Project at Franklin Square PK-8 #095

Motion Carried

Jamie Bridges, Baltimore City Project Manager for the IAC, spoke on a letter where Baltimore City Public Schools requested the cancellation of their FY 2020 CIP Franklin Square PK-8 #095 VPU project. The LEA has determined that replacing the entire HVAC system (except for boilers) and all windows and doors throughout the school is more cost efficient and the best use of State dollars.

Upon a motion by Ms. Lawlah with a second by Ms. Avara, the IAC voted unanimously to approve the cancellation of one VPU project in Baltimore City Public Schools; in accordance with Education Article §5-303(j)(3)(i), transfer the allocation of \$1,173,000 to the Statewide Reserved Appropriation Account for Baltimore City Public Schools.

VIII. Baltimore City E15M HVAC Project Status Report

Informational Only

Jamie Bridges, Baltimore City Project Manager, presented a status report on the Baltimore City E15M HVAC allocation.

IX. State Fire Prevention Commission Adoption of 2018 NFPA 101 and 2018 NFPA 1

Informational Only

Fred Mason, School Facilities Branch Chief, presented a summary on a recent State Fire Prevention Commission code relevant to the IAC that was adopted by the State of Maryland. The code adopts National Fire Protection Association 101 Life Safety Code 2018 Edition (NFPA 101), with amendments, and National Fire Protection Association 1 Fire Code 2018 Edition (NFPA 1), with amendments. Extinguishment Requirements was adopted without amendments, making the practical effect that sprinkler systems would be required in relocatable classroom buildings with very few exceptions.

Based upon a recommendation from staff, IAC members agreed with a recommendation to survey LEAs regarding the potential fiscal and operational impacts of this change, with a report back to the IAC at a future IAC meeting.

II. Kent County FY2021 CIP Allocation Appeal

Informational Only

Dr. Karen Couch, Superintendent of Kent County Public Schools, presented an appeal to the FY 2021 CIP allocations for the Galena Elementary School Addition/Building System Replacement Project.

The IAC will make final allocations for the FY 2021 CIP at their meeting currently scheduled for May 14, 2020, consistent with Education Article §5-304(b)(5), Annotated Code of Maryland. IAC members agreed that the project scope and progress are critical and directed staff to identify whether or not funding may be available for the project prior to final adoption of the CIP at the May meeting.

III. Directors Report – Baltimore City Furley ES & Vanguard MS FY22 Funding

Informational Only

Bob Gorrell, Executive Director of the IAC, presented a report to the IAC regarding a request for more information by Senator McCray of Baltimore City regarding why students from Furley Elementary School and Vanguard Middle School continued to be housed in the Thurgood Marshall High School facility. Fiscal year 2021 CIP requests for Furley Elementary school and Northeast Middle School projects were not recommended by IAC staff because the proposed projects would only fix part of the problem and would result in an incomplete solution. Director Gorrell elaborated on this, clarifying that there was not enough existing funding to fully fund complete solutions. Director Gorrell stated that this highlights the need for an additional needs-based funding solution in addition to the Capital Improvements Program. Potential solutions have been discussed by the Workgroup on the Assessment and Funding of School Facilities.

Dr. Lynnette Washington, Chief Operating Officer of Baltimore City Public Schools (BCPS), Cindy Smith, Director of Design and Construction of BCPS, and Nichole Stewart, Director of Planning of BCPS, shared additional information with the IAC and stood for questions.

Adjournment:

Following a motion made by Ms. Lawlah and a second made by Secretary McCord, the meeting of the Interagency Commission on School Construction adjourned at 10:18 a.m.