

# INTERAGENCY COMMISSION ON SCHOOL CONSTRUCTION



**LARRY HOGAN**  
GOVERNOR

**KAREN B. SALMON, Ph.D.**  
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## Meeting Minutes May 14, 2020

### Call to Order:

Dr. Karen Salmon called the video-conference meeting of the Interagency Commission on School Construction to order at 11:15 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  
Edward Kasemeyer, Appointee of the President of the Senate  
Gloria Lawlah, Appointee of the President of the Senate  
Dick Lombardo, Appointee of the Governor  
Secretary Robert S. McCord, Maryland Department of Planning

### Members Not in Attendance:

None

### Revisions to the Agenda:

None

### Public Comment:

Cynthia Smith, Director of Facilities Design and Construction for Baltimore City Public Schools, spoke on a letter submitted to the IAC on May 12<sup>th</sup> in response to the balance of funds in the Reserved Appropriation Account. Baltimore City requested that a portion of available reserve appropriation funds be held in reserve to be applied to Furley Elementary School in the FY 2022 CIP and that the remainder be allocated to the following projects: George Washington Elementary School Roof/Windows/Doors project; Curtis Bay PK – 8 School Windows Doors project; Thomas Jefferson PK – 8 School Elevator project; Federal Hill Prep Elementary School Elevator project; Walbrook Building Roof project.

### IAC Correspondence:

None



## **I. Status Report on LEA Requests for Contract Award Approvals**

**Informational Only**

Kim Spivey, Deputy Director of Administration, presented an informational only Summary on the State Approved Projects for Award of Contract bid by the Local Education Agencies between February 6<sup>th</sup>, 2020 and April 2<sup>nd</sup>, 2020. She noted that despite the COVID-19 pandemic, work is ongoing.

## **II. Consent Agenda**

**Motion Carried**

Upon a motion by Ms. Avara and a second by Secretary McCord, the members voted unanimously to approve the consent agenda.

### **A. Approval of April 9, 2020 Minutes**

To approve the minutes of the March 12, 2020 Interagency Commission on School Construction Meeting.

### **B. Approval of Contracts**

To approve contract procurement as presented.

## **III. Facility Status Change Items**

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

### **A. Old Mill West HS - Anne Arundel County Site Approval**

**Motion Carried**

Upon a motion from Secretary Churchill and a second from Ms. Avara, the IAC voted unanimously to approve the acquisition by the Anne Arundel County Board of Education (AACBOE) of 47.973 acres of land, known as Papa Johns Farm, adjacent to New Cut Road and Grover Road, in Severn, Maryland, 21144, to enable the Anne Arundel County Public Schools (AACPS) to construct Old Mill West High School; adhering to the actions identified in the state clearinghouse review, state identifier MD20200210-0017.

### **B. Cherokee Lane ES - Prince George's County Site Approval**

**Motion Carried**

Upon a motion from Ms. Lawlah and a second from Mr. Kasemeyer, the IAC voted unanimously to approve the use by the Prince George's County Board of Education (PGCBOE) of 24.44 acres of land occupied by Buck Lodge Middle School, at 2617 Buck Lodge Road, Hyattsville, MD, 20783, for the construction of Cherokee Lane Elementary Replacement School (Pre-K through fifth grade), to be co-located on the same property; adhering to the actions identified in the state clearinghouse review, state identifier MD20200130-0076.

### **C. Sanner MS - Frederick County Site Approval**

**Motion Carried**

Upon a motion from Ms. Eberhart and a second from Secretary Churchill, the IAC voted unanimously to approve the acquisition by the Frederick County Board of Education (FCBOE) of 29.67 acres of land known as Sanner Farm (Tax Map 57, part of Parcel 18), adjacent to the future Tuscarora Creek Elementary School, located east of Walter Martz Road and Spring Run Circle in Frederick, Maryland, 21702, to enable the construction of Sanner Middle School; adhering to the actions identified in the state clearinghouse review, state identifier MD20200102-0005.

**D. Jersey Road Annex - Wicomico County Property Transfer**

**Motion Carried**

Upon a motion from Ms. Lawlah and a second from Mr. Kasemeyer, the IAC voted unanimously to approve the transfer of 3.3 acres of land (a portion of Tax Map 29, Parcel 243) on the west side of Jersey Road, north of North Curlew Road, north of the Salisbury Middle School campus, in Salisbury, Maryland, 21801, from the Wicomico County Board of Education to the Wicomico County Government, for future disposal as surplus property.

**E. Grove Park ES/MS - Baltimore City Property Transfer**

**Motion Carried**

Upon a motion from Ms. Avara and a second from Ms. Eberhart, the IAC voted unanimously to approve the transfer of the #022 Grove Park Elementary/Middle School, 5545 Kennison Avenue, Baltimore, MD, 21215, from the Baltimore City Board of School Commissioners to the Mayor and City Council of Baltimore, as approved by the Board on January 14, 2020 with the agreement that the city government will reimburse the State the outstanding bond debt service in the amount of \$2,844,159.99. The Baltimore City Government shall obtain approval of the Interagency Commission before transferring any right, title, or interest to any portion of the property.

**F. Dr. Martin Luther King Jr. ES/MS – Baltimore City Property Transfer**

**Motion Carried**

Upon a motion from Ms. Eberhart and a second from Secretary McCord, the IAC voted unanimously to approve the transfer of the #254 Dr. Martin Luther King, Jr. PK-8 School, 3750 Greenspring Avenue, Baltimore, MD, 21211, from the Baltimore City Board of School Commissioners to the Mayor and City Council of Baltimore, as approved by the Board on January 8, 2019 with the agreement that the city government will reimburse the State the outstanding bond debt service in the amount of \$397,569.99 by the scheduled dates provided by the State Treasurer's Office. The Baltimore City Government shall obtain approval of the Interagency Commission before transferring any right, title, or interest to any portion of the property.

**G. Sarah M. Roach ES - Baltimore City Property Transfer**

**Motion Carried**

Upon a motion from Ms. Eberhart and a second from Ms. Lawlah, the IAC voted unanimously to approve the transfer of the #073 Sarah M. Roach Elementary School, 3434 Old Frederick Road, Baltimore, MD, 21229, from the Baltimore City Board of School Commissioners to the Mayor and City Council of Baltimore, as approved by the board on January 14, 2020 with the agreement that the city government will reimburse the State the outstanding bond debt service in the amount of \$15,832.15. The Baltimore City Government shall obtain approval of the Interagency Commission before transferring any right, title, or interest to any portion of the property.

**IV. FY 2021 Capital Improvement Program 100% and Impact of Approval on Out-Year Obligations; Approval of Non-Public Aging Schools Program Reversions**

**Motion Carried**

Arabia Davis, Funding Program Manager presented the FY 2021 100% CIP recommendations, and Kim Spivey, Deputy Director of Administration presented an analysis on the impact of the staff recommended planning and systemic renovation projects on the State's out-year funding obligations.



In response to questions from the Commission, Director Gorrell explained that the IAC is aware that Baltimore City will be requesting revisions to their allocated projects, most likely at the June IAC meeting, and that the IAC is also aware of the need to fund Furley Elementary School in a future year after the project is designed.

In response to questions from the Commission, Director Gorrell confirmed that funding through the Enrollment Growth and Relocatable Classroom program was allocated consistent with the 2020 Capital Budget Bill, which increased the funding level above what is statutorily required and made allocations that deviated from the statutory formula for EGRC distribution.

Upon a motion made from Ms. Lawlah and a second from Ms. Avara, the IAC voted unanimously to approve the following 3-part motion:

- 1) To approve the reversion of \$710,621 unexpended appropriation of the Senator James E. “Ed” DeGrange Non-Public Aging Schools to the Unreserved Statewide Appropriation account for the Capital Improvement Program pursuant to Chapter 14, Laws of Maryland 2019 (HB101) as presented in this item; and
- 2) To approve the Fiscal Year 2021 Capital Improvement Program in the total amount of \$392.078 million, including \$386.2 million for allocation to funding and planning projects as specified for each local school system in the attached document dated May 14, 2020, \$.5 million for Department of General Services (DGS) design consultant fees and \$5.3 million new authorization held for unanticipated project costs; and
- 3) To authorize the IAC staff to make minor adjustments to allocations based on calculation of the project’s net state funding amount to avoid the over or under funding of a project.

**V. Adoption of Maryland Guidelines and Best Practices for the Design, Assessment, and Modification of Physical Facilities and Spaces to Reduce Opportunities for Child Sexual Abuse** **Motion Carried**

Cassandra Viscarra, Program Support Administrator, presented the Maryland Guidelines and Best Practices for the Design, Assessment, and Modification of Physical Facilities and Spaces to Reduce Opportunities for Child Sexual Abuse. A draft of the guidelines was presented to the IAC for approval at the February, 2020 IAC meeting but was postponed until additional revisions could be made.

Upon a motion from Secretary Churchill and a second from Ms. Lawlah, the IAC voted unanimously to adopt the Maryland Guidelines and Best Practices for the Design, Assessment, and Modification of Physical Facilities and Spaces to Reduce Opportunities for Child Sexual Abuse.

**VI. Approval of Baltimore City E15M HVAC Project Allocation Adjustments – Ben Franklin HS Motion Carried**

Jamie Bridges, Baltimore City Project Manager, presented a request from Baltimore city for a project allocation adjustment at Ben Franklin High School.

According to Baltimore City, a like-for-like boiler replacement was performed due to the failure of the existing building system that, without an immediate response, would have disrupted the educational program. At the time, project design for the replacement of the two 40 year-old boilers was complete but construction services had not been contracted. As such, Baltimore City requests to cancel the construction allocation of \$650,000, at the recommendation of IAC Staff.

Upon a motion from Ms. Avara and a Second from Mr. McCord, the IAC voted unanimously to approve allocation adjustments for one (1) Baltimore City E15M HVAC project at Ben Franklin HS #239 by reducing the original allocation of \$717,965 by \$650,000 for a revised project allocation of \$67,965.

**VII. Baltimore City E15M HVAC Status Report**

**Informational Only**

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

**Adjournment:**

The video-conference meeting of the Interagency Commission on School Construction was called to adjourn by the Chair at 12:30 p.m.