



Board of Directors Meeting

View online at:

<https://www.youtube.com/watch?v=kHbc4Yt6OpA>

October 20, 2022

9:30 a.m.

Agenda

Board Members

Hon. Frederic N. Smalkin <i>Chair</i>	Call to Order	Frederic Smalkin
Robert L. Witt II <i>Secretary</i>	Inspire Awards	Managing Directors
Hon. Robert R. Neall <i>Treasurer</i>	RSM FY22 Financial Audit	Valerie Colimon
Dereck E. Davis <i>State Treasurer</i>	Approval of Minutes – October 10, 2022	Frederic Smalkin
Shelley L. Heller <i>Chair, Audit Committee</i>	Executive Director’s Report	Charles Glass
Marian C. Hwang, Esq. <i>Chair, HR Committee</i>	Agency Activity Report	Managing Directors
Hiram L. Tanner Jr., P.E.	Financial Update	Hament Patel
Charles C. Glass Ph.D., P.E. <i>Executive Director</i>	Audit Committee Report	Shelley Heller
	Human Resources Report	Steven Barzal
	Human Resources Committee Report	Marian Hwang
	<ul style="list-style-type: none">Sexual Harassment Policy update – Update MES Policy HR 10.01 to reflect recent changes in the State definition of sexual harassmentCOLA adjustment – discuss proposed 4.5% COLA for MES employeesMES Salary Card update – discuss recommendation to adjust the minimum, midpoint, and maximum for each MES Grade by 10%Salary Grade Compliance – discuss impacts of MES Salary card update	
	Group Updates	Managing Directors
	Procurement	Hattie Crosby
	<ul style="list-style-type: none">Procurement Items (attached)<ul style="list-style-type: none">Item 1: Dundalk Marine Terminal - sodium hydroxide, Maryland Chemical Company, Inc.Item 2: Midshore II Landfill – leachate hauling, Murphy TransportItem 3: Dredged Material Management Program -Engineering & Environmental servicesItem 4: BWI Fire pit – hauling & disposal of AFFS, Kalyani Environmental Solutions, LLCNotifications	

Legal Report

- Standard of Care training

Sean Coleman

New/Old Business

- 2023 Board meeting proposed schedule - DRAFT

Frederic Smalkin

Adjournment

Frederic Smalkin

Approval after Solicitation
PROCUREMENTS, CONTRACTS, PURCHASE ORDERS,
AMENDMENTS AND CHANGE ORDERS
FOR
BOARD OF DIRECTOR'S APPROVAL

October 20, 2022

Item: 1

Type: Supplies over \$200,000

Group & Division: Water & Wastewater Group, Operation & Maintenance Division

MES Contract Number: 1-23-2-01-5R

Project Name: 25% & 50% Sodium Hydroxide – Dundalk Marine Terminal

Title/Description: 25% & 50% Sodium Hydroxide at the Dundalk Marine Terminal wastewater treatment plant to control pH.

Procurement Method: Competitive Sealed Bid

Bids/Proposals: Maryland Chemical Company, Inc. - \$210,600.00

Awarded To: Maryland Chemical Company, Inc.

Amount: \$210,600.00

Term: Contract is for a one year period

Client/Fund Source: Dundalk Marine Terminal 2598-1201

MBE Goal: No goal was set for this procurement

Remarks: Maryland Chemical Company, Inc. is a Certified MBE firm and the total contract amount will count towards the MBE participation.

Change Order approval
PROCUREMENTS, CONTRACTS, PURCHASE ORDERS,
AMENDMENTS AND CHANGE ORDERS
FOR
BOARD OF DIRECTOR'S APPROVAL

October 20, 2022

Item: 2

Type: Services over \$200,000

Group & Division: Environmental Operations

MES Contract Number: 1-21-4-14-5

Project Name: Midshore II Regional Solid Waste Facility

Title/Description: Midshore II Leachate Hauling Services

Original Procurement Method: Competitive sealed bid

Contractor: Murphy Transport, Inc.

Original Term: 3-years

Modified Term: Two (2) 1-year extensions

Original Amount: \$62,387

Modifications to Date: CO #1, 10/29/2021 – \$69,000
CO #2, 05/09/2022 – no increase in funding, rate increase
CO #3, 06/24/2022 - \$60,000

Amount of this Change Order: \$120,000

Revised Total Contract Amount: \$311,387.00

Client/Fund Source: Midshore Fund; 2574-1200

MBE Participation: MBE Goal – 0%; Actual MBE Participation – 0%

Remarks: The amount of leachate hauled by the contractor is considerably more than what was estimated at the time of the solicitation. This is due to the prolonged flooring out of waste in the new landfill cell coupled with the amount of rain received, and an intermittent availability of Midshore drivers to self-perform leachate hauling.

Pre-Solicitation Approval
PROCUREMENTS, CONTRACTS, PURCHASE ORDERS,
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FOR
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October 20, 2022

Item: 3

Type: A/E Services: over \$200,000

Group & Division: Environmental Dredging and Restoration

MES Procurement #: TBD

Project Name: Request for Proposals for Engineering and Environmental Services in Support of MDOT MPA's Dredged Material Management Program (DMMP) Activities & Projects

Title/Description: The solicitation is for proposals from qualified firms to provide engineering and/or environmental services to MES in support of MDOT MPA's DMMP and dredged material management activities and related projects. Up to five successful offerors will be awarded a contract to provide services contingent on the work assigned by MES.

Procurement Method: Request for Proposals (RFP)

Advertising Date: TBD (November/December)

Estimate: The initial four-year term of each of the Contract(s) shall have a limit of up to \$6 million.

Client/Fund Source: Contract 07-07-13: Masonville Dredging & Construction
Contract 06-07-43: Masonville Construction Management
Contract 15-03-38: Cox Creek Demo & Construction
And other MOUs as tasks are identified.

MBE Goal: 29% overall on each contract awarded

Remarks: MES and MDOT MPA will participate on the proposed technical evaluation team. There would be no guaranteed minimum of work or minimum dollar amount of work. There are 3 optional 2-year/up to \$2 million extensions for each potential contract. The options may be added at MES discretion and pending BOD approval, if needed.

Change Order Approval
PROCUREMENTS, CONTRACTS PURCHASE ORDERS,
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Item: 4

Type: Services over \$200,000

Group & Division Technical & Environmental Services (TES)

MES Contract Number: 1-21-4-58-5

Project Name: BWI Fire Pit

Title/Description: Increase contract funds for hauling and disposal of Aqueous Film Forming Foam (AFFF) from BWI Airport to Buckeye Brine in Ohio.

Original Procurement Method: Competitive Sealed Bid

Contractor: Kalyani Environmental Solutions, LLC

Original Term: June 30, 2026

Original Amount: \$850,000.00

Amount of this Change Order: \$1,800,000

Revised Total Contract Amount: \$2,300,000

Fund Source: MDOT-MAA BWI Fire Rescue Training pit fluid Hauling 2684-0000

MBE Participation: Goal 6.5%

Remarks: BWI Fire Rescue performs controlled training burns at the BWI Fire Rescue Training Pit burning JETA fuel which is pumped on top of a lined pit filled with water. During the live burn training, BWI Fire Rescue use water and Aqueous Film Forming Foam (AFFF) as a fire suppressant. This chemical contained in the AFFF is Per-and poly-fluoroalkyl substances (PFAS) which is a long carbon chain also known as "the forever chemical" and does not break down through current treatment methods. EPA is currently reviewing regulations regarding PFAS disposal, and the disposal facility in close proximity to BWI (Lancaster, PA) which was previously accepting and treating this waste is no longer an option. The waste fluid containing the AFFF must now be disposed at a facility in Ohio that performs deep well injection as a permitted means of disposal. This new location and

disposal method has significantly increased the cost to the contractor since the bid was originally developed.

PBWI Fire Pit pumping fluid to be hauled to Buckeye Brine Ohio.



Live Burn training exercise BWI Fire Pit

