



Meeting Minutes – February 9, 2023

Call to Order:

Chair Kasemeyer called the video-conference meeting of the Interagency Commission on School Construction to order at 9:00 a.m.

Members in Attendance:

Edward Kasemeyer, Appointee of the President of the Senate, Chair
Acting Secretary Atif Chaudhry, Maryland Department of General Services
Superintendent Mohammed Choudhury, Maryland State Department of Education
Michael Darenberg, Appointee of the Governor
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
Valdis Lazdins, designee for Acting Secretary Rebecca Flora, Maryland Department of Planning

Members Not in Attendance:

None

Revisions to the Agenda:

There were no revisions to the agenda.

Public Comment:

There was no public comment.

IAC Correspondence:

None.

1. Executive Director Report **[Informational Only]**

Alex Donahue, IAC Executive Director, provided an update on the office move to the Warehouse at Camden Yards and background information on the concerns noted in the letter sent to Governor Moore by the Maryland Association of Boards of Education and the Public School Superintendents' Association of Maryland.

2. Consent Agenda – **[Motion Carried]**

Upon a motion by Ms. Lawlah, seconded by Ms. Eberhart, the IAC voted unanimously to approve the consent agenda.

A. Approval of the January 12, 2023 Minutes

To approve the minutes of the January 12, 2023 Interagency Commission on School Construction Meeting.

B. Contract Awards

To approve contract procurement as presented.

C. Approval of New Contracts and Revisions to Previously Approved Contracts - Frederick County Public Schools - Brunswick Elementary School Replacement

To approve two contract procurements and three revisions to previously approved contract awards for the Brunswick Elementary School (PSC 10.025 2022 C) replacement project in Frederick County. Approval of these actions does not result in a change to the total State funding applied to construction contracts for this project.

D. Approval of Revisions to Previously Approved Contracts

To approve revisions to previously approved contract awards for the William Paca Elementary Elevator Renovation/Upgrade Project in Baltimore City as presented.

E. Project Allocation Reversions

To approve the reversion of the amounts identified below to the appropriate reserve account.

F. Project Closeouts

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

G. Property Transfer - Anne Arundel County Public Schools - South River Complex

To approve the transfer of 3.0275 acres of the South River Complex at Stepney Lane, Edgewater, MD, 21037 from the Anne Arundel County Board of Education (AABOE) to the Anne Arundel County Council for the construction and use of a Woodland Beach Volunteer Fire Station.

H. Revision to the Maximum State Allocation, Allocation of Reserve Funding, and Contract Award Revision - Cecil County Public Schools - Elkton Middle School Roof Replacement Project

To nullify the December 8, 2022 IAC approval of modifications to the FY 2023 Capital Improvement Program (CIP) for the Cecil County Public Schools (CCPS) Elkton Middle School (PSC 07.029) roof replacement project Maximum State Allocation and to approve:

1. An increase to the Maximum State Allocation by \$104,000 from \$1,348,000 to \$1,452,000;
2. A transfer from the prior year appropriations account reserved for CCPS of \$104,000 to the FY 2023 CCPS Elkton Middle School roof replacement project; and
3. A revision to the January 12, 2023 IAC Approval of Contract Awards to reflect \$1,452,000 in State funds.

I. Approval of Easements

To approve the conveyance of the easements as noted within the agenda.

J. Built to Learn Act Project Status Report – [Informational Only]

K. Facility Status Change – [Informational Only]

3. Amendment Request for the FY 2021 School Safety Grant Program - Baltimore County Public Schools – [Motion Carried]

Arabia Davis, IAC Funding Programs Manager, presented Baltimore County Public Schools' request to rescind the \$350,000 Hereford Middle School Intercom Replacement Project and reallocate that funding to three intercom replacement projects at Cockeysville Middle School, Perry Hall Elementary, and Dogwood Elementary.

Upon a motion by Acting Secretary Chaudhry, seconded by Ms. Eberhart, the IAC voted unanimously to approve the rescission of allocations for the FY 2021 School Safety Grant Program (SSGP) from Hereford Middle School totaling \$350,000, to approve scope modifications to the Cockeysville Middle School intercom replacement project to include the installation of a district-wide intercom server, and to approve the reallocation of available funds to three previously approved projects.

4. Adoption of the FY 2024 90% Capital Improvement Program Project Recommendations - [Motion Carried]

Mr. Donahue and Ms. Davis presented IAC staff recommendations for 90% of the preliminary school construction allocation for the FY 2024 Capital Improvement Program (CIP). The Governor's budget included \$485 million for the CIP and a separate conditional \$100 million that could be allocated to school construction if the U.S. General Services Administration does not choose a site in Maryland for the new FBI headquarters. Based on current budgetary language, IAC staff recommend \$436.5 million for 152 projects as well as reopening the resubmission period for CIP funding requests to allow LEAs to submit projects sufficient to utilize the additional funding. Total funds are subject to change with the General Assembly's approval of the final Capital Budget.

Commission members requested further information on the \$100 million allocated for the new FBI headquarters regarding when the funds could be released and the Local Education Agencies (LEAs) preparedness. IAC staff explained that at this time the timeline is unknown, but staff will provide updates to the Commission when more information becomes available. The IAC will continue to work with the LEAs to assist in preparing for the possible addition of funds.

Upon a motion by Ms. Eberhart, seconded by Ms. Lawlah, the IAC voted unanimously:

1. To recommend to the budget committees of the General Assembly and the Department of Legislative Services, in accordance with Education Article, §5-304(b)(f), the Fiscal Year 2024 90% Capital Improvement Program (CIP) IAC Staff recommendations for each school system and the Maryland School for the Blind totaling \$226.5 million as shown in the Summary of 90% Recommendation Details by Project column N Staff Recommendation 90% New Authorization, including minor adjustments as presented in column M Approved 75% New Authorization 12/8/22, for a total current recommendation of \$436.5 million or 90% of the school construction allocation included in the capital budget submitted by the Governor for FY 2024, contingent upon resolution of outstanding issues for projects with a "U" status; and
2. To approve the extension of the deadline for resubmission of CIP funding requests, including acceptance of new CIP project requests, until March 17, 2023.

5. Maryland Historical Trust Agreement Extension - [Motion Carried]

Hannah Sturm, IAC Communications Coordinator, presented the two year extension request of the programmatic agreement between the Maryland Historical Trust (MHT) and the IAC, which is originally set to expire this month. The agreement streamlines historic preservation review for school construction projects receiving state funds. During the extension period, MHT and IAC staff will review and update the programmatic agreement before presenting it for IAC approval.

Upon a motion by Mr. Lazdins, seconded by Mr. Gibbons, the IAC voted unanimously to approve the extension of the duration of the programmatic agreement between the Maryland Historical Trust (MHT) and the Maryland Public School Construction Program through December 31, 2024.

6. FY 2023 Capital Improvement Program Amendment - Calvert County Public Schools - Beach Elementary School Replacement Project Allocation - [Motion Carried]

Ms. Davis presented Calvert County Public Schools' request to amend their FY 2023 CIP by applying \$122,000 from their prior year appropriations account to satisfy the balance due for the Beach Elementary School Replacement project.

Upon a motion by Ms. Lawlah, seconded by Ms. Eberhart, the IAC voted unanimously to approve a transfer of \$122,000 from the prior year funds held in reserve for Calvert County to the FY 2023 Capital Improvement Program (CIP) Beach Elementary School Replacement Project (PSC 04.011.21/22/23 LP/C).

7. Request for Built to Learn Funding Approval - Howard County Public Schools - [Motion Carried]

Ms. Davis presented Howard County Public Schools' request for approval of Built to Learn (BTL) Program design funding only of \$1,742,000 to renovate and construct an addition at Oakland Mills Middle School. Mr. Donahue noted that this is the first design funding request through BTL and that the Commission can expect similar requests in the future.

Upon a motion by Ms. Eberhart, seconded by Mr. Gibbons, the IAC voted unanimously to approve Howard County Public Schools (HCPS) Built to Learn (BTL) request for design funding only for the renovation/addition project at Oakland Mills Middle School (PSC 13.008) totaling \$1,742,000. Funding factors established in the draft worksheet are preliminary until the IAC approves the project for construction funding at a later date. Because the project is expected to be fully funded through BTL, it will not be added to the IAC's Summary of Future Obligations.

Announcements:

Chair Kasemeyer announced that IAC staff will be attending legislative hearings the following week for pending House Bill 458 and Senate Bill 360 that will change the IAC's status from an independent commission functioning within the Maryland State Department of Education (MSDE) to an independent unit of the State Government. Mr. Donahue explained this bill would allow the IAC to take a more direct control of support roles currently being served by MSDE.

Superintendent Choudhury requested that the IAC invite the Blueprint for Maryland's Future Accountability and Implementation Board's Executive Director to an upcoming session to present information on the Blueprint. IAC staff will coordinate the effort.

Adjournment:

Upon a motion by Ms. Eberhart, with a second by Superintendent Choudhury, the IAC voted unanimously to adjourn the meeting at 9:39 a.m.