

Board of Public Works

MISSION

In order to protect and enhance the State's fiscal integrity, the Board of Public Works ensures that significant State expenditures are necessary, appropriate, fiscally responsible, fair, and lawful. In reviewing and approving capital projects, procurement contracts, impacts to the State's tidal wetlands, and the acquisition, use and transfer of State assets, the Board assures Maryland citizens, legislators, government contractors, bond-rating houses, and Federal funding partners that executive decisions are made responsibly and responsively.

VISION

A State in which Maryland citizens are confident that government actions concerning the stewardship of State assets and State's tidal wetlands, and the expenditure of General, Special, Federal, and General Obligation Bond funds are taken in a prudent, open, and fiscally responsible manner.

KEY GOALS, OBJECTIVES, AND PERFORMANCE MEASURES

Goal 1. Ensure that procurement expenditures are necessary and appropriate, fiscally responsible, fair, and lawful.

- Obj. 1.1** Ensure all contract actions brought to the Board comply with procurement laws and policies.
- Obj. 1.2** Strive to ensure that control agencies provide members with timely and accurate information on contracts before the Board.
- Obj. 1.3** Ensure that control agencies are using appropriate procurement methods to achieve broad-based competition and fair and equitable treatment of all persons who deal with the State procurement system.

Performance Measures	2018 Act.	2019 Act.	2020 Act.	2021 Act.	2022 Act.	2023 Est.	2024 Est.
Procurement contracts submitted for approval	776	689	660	786	758	750	750
Contract modifications submitted for approval	179	194	160	203	212	200	200
Procurement contracts approved	718	662	631	764	732	700	700
Contract modifications approved	171	182	147	195	201	190	190
Procurement contracts disapproved or deferred	5	2	29	5	1	5	5
Contract modifications disapproved or deferred	0	0	13	1	1	1	1
Total dollar value of approved contracts (billions)	\$3.46	\$4.44	\$4.36	\$4.40	\$4.87	\$5.00	\$5.00
Total dollar value of approved contract modifications (billions)	\$0.79	\$0.80	\$1.42	\$1.20	\$1.92	\$2.00	\$2.00
Total dollar value of approved contract renewals (options) (billions)	N/A	N/A	N/A	\$0.37	\$4.86	\$4.00	\$4.00
Contracts approved by procurement method:							
Competitive sealed bid	221	218	197	151	191	200	200
Competitive sealed proposals	107	105	78	73	97	100	100
Single bid/proposal received	25	13	30	48	57	50	50
Sole source	113	122	95	126	179	150	150
Emergency or expedited	84	63	78	210	104	100	100
Other	86	114	183	204	161	150	150

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Goal 2. Ensure that procurement agencies comply with Minority Business Enterprise (MBE) laws and procedures.

Performance Measures	2018 Act.	2019 Act.	2020 Act.	2021 Act.	2022 Act.	2023 Est.	2024 Est.
Approved contracts with zero percent MBE participation	468	411	443	464	457	450	450
Approved contracts with MBE participation between 1 and 10 percent	64	70	73	47	48	50	50
Approved contracts with MBE participation from 10 to 29 percent	108	107	150	113	139	150	150
Approved contracts with MBE participation greater than 29 percent	90	86	70	79	83	80	80

Goal 3. Provide efficient recommendations to the Board of Public Works on applications for wetlands licenses and promptly issue licenses as approved by the Board.

Obj. 3.1 Annually meet the Board's processing time of 30 days for wetlands licenses for at least 90 percent of the cases heard.

Performance Measures	2018 Act.	2019 Act.	2020 Act.	2021 Act.	2022 Act.	2023 Est.	2024 Est.
License applications submitted to the Board of Public Works	109	119	142	126	97	110	110
Wetlands licenses approved	107	119	142	126	96	110	110
Percent licenses processed (Board of Public Works) within 30 days	80%	74%	90%	90%	29%	33%	33%

Goal 4. Provide administratively and environmentally sound recommendations to the Board of Public Works on applications for wetlands licenses.

Obj. 4.1 Annually strive to achieve the Board's concurrence on 95 percent of wetlands license recommendations presented.

Obj. 4.2 In cooperation with the Maryland Department of the Environment, annually create at least 15 additional acres, enhance at least 4 acres, and restore at least 0.5 acres of vegetated tidal wetlands (living shorelines) through the regulatory permitting process.

Performance Measures	2018 Act.	2019 Act.	2020 Act.	2021 Act.	2022 Act.	2023 Est.	2024 Est.
Percent of recommendations upheld	100%	100%	100%	100%	99%	100%	100%
Acreage of tidal wetlands created	6.3	4.3	7.1	12.4	5.8	90.0	100.0
Acreage of tidal wetlands enhanced	0.4	0.0	0.0	0.3	4.8	5.0	6.0
Acreage of tidal wetlands restored	0.0	0.0	0.0	0.0	0.0	1.0	1.0

Goal 5. Provide monetary compensation for the utilization of the State's submerged lands.

Obj. 5.1 Collect and forward license fees to the Wetlands and Waterways Program Fund, which is managed by the Maryland Department of the Environment.

Performance Measures	2018 Act.	2019 Act.	2020 Act.	2021 Act.	2022 Act.	2023 Est.	2024 Est.
¹ Fees collected for Wetlands & Waterways Program Fund	\$56,500	\$22,307	\$68,950	\$65,150	\$24,395	\$55,000	\$62,000

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Goal 6. Provide public outreach on issues and trends related to Maryland tidal wetlands.

Obj. 6.1 Publish a monthly wetlands blog on the Board of Public Works Wetlands website.

Obj. 6.2 Participate in wetland-related working groups.

Performance Measures	2018 Act.	2019 Act.	2020 Act.	2021 Act.	2022 Act.	2023 Est.	2024 Est.
Board of Public Works Wetlands blog site visits	716	574	357	298	328	425	500
Number of wetland-related working groups	N/A	3	2	2	3	2	2

NOTES

¹ License fees were eliminated at the end of fiscal year 2021 due to regulation changes that went into effect June 28, 2021.

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Summary of Board of Public Works

	2022 Actual	2023 Appropriation	2024 Allowance
Number of Authorized Positions	9.00	9.00	9.00
Salaries, Wages and Fringe Benefits	1,174,180	1,324,818	1,446,066
Technical and Special Fees	4,800	17,880	17,880
Operating Expenses	12,297,436	14,049,376	29,280,210
Net General Fund Expenditure	13,476,416	14,892,074	30,744,156
Special Fund Expenditure	0	500,000	0
Total Expenditure	<u>13,476,416</u>	<u>15,392,074</u>	<u>30,744,156</u>

Board of Public Works

D05E01.01 Administration Office

Program Description

This program provides administrative support to the Board of Public Works by scheduling Board meetings, preparing agendas and related materials, and maintaining Board minutes and records. Staff also researches and advises Board members on a variety of subjects; reviews all procurements; investigates fraud, waste and abuse complaints; instructs agencies on best procurement practices; and facilitates interagency communication on procurement matters.

Appropriation Statement

	2022 Actual	2023 Appropriation	2024 Allowance
Number of Authorized Positions	7.00	7.00	7.00
01 Salaries, Wages and Fringe Benefits	959,269	1,053,348	1,163,442
02 Technical and Special Fees	4,800	17,180	17,180
03 Communications	384	863	863
04 Travel	109	418	418
08 Contractual Services	97,074	78,545	81,082
09 Supplies and Materials	21,887	14,938	28,366
10 Equipment - Replacement	0	200	200
13 Fixed Charges	3,126	4,422	4,819
14 Land and Structures	0	538	538
Total Operating Expenses	122,580	99,924	116,286
Total Expenditure	1,086,649	1,170,452	1,296,908
Net General Fund Expenditure	1,086,649	1,170,452	1,296,908
Total Expenditure	1,086,649	1,170,452	1,296,908

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D05E01.02 Contingent Fund

Program Description

Article III, Section 32 of the State Constitution establishes a contingent fund from which the Board of Public Works may allocate funds to supplement an agency's annual appropriation.

Appropriation Statement

	2022 Actual	2023 Appropriation	2024 Allowance
12 Grants, Subsidies, and Contributions	389,342	165,000	2,500,000
Total Operating Expenses	<u>389,342</u>	<u>165,000</u>	<u>2,500,000</u>
Total Expenditure	<u><u>389,342</u></u>	<u><u>165,000</u></u>	<u><u>2,500,000</u></u>
Net General Fund Expenditure	<u>389,342</u>	<u>165,000</u>	<u>2,500,000</u>
Total Expenditure	<u><u>389,342</u></u>	<u><u>165,000</u></u>	<u><u>2,500,000</u></u>

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D05E01.05 Wetlands Administration

Program Description

Any person seeking to dredge in or to place fill on State tidal wetlands must first secure a license from the Board of Public Works. The Wetlands Administration conducts public hearings, prepares written recommendations and issues licenses after approval by the Board. This program also coordinates the State Wetlands licensing program with other government agencies, landowners and the general public.

Appropriation Statement

	2022 Actual	2023 Appropriation	2024 Allowance
Number of Authorized Positions	2.00	2.00	2.00
01 Salaries, Wages and Fringe Benefits	214,911	271,470	282,624
02 Technical and Special Fees	0	700	700
03 Communications	179	375	375
04 Travel	216	1,729	1,729
08 Contractual Services	1,260	6,047	6,047
09 Supplies and Materials	286	1,926	1,926
10 Equipment - Replacement	38	389	389
13 Fixed Charges	217	540	540
Total Operating Expenses	2,196	11,006	11,006
Total Expenditure	217,107	283,176	294,330
Net General Fund Expenditure	217,107	283,176	294,330
Total Expenditure	217,107	283,176	294,330

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D05E01.10 Miscellaneous Grants to Private Non-Profit Groups

Program Description

This program provides annual grants to private non-profit groups and sponsors that have statewide implication and merit State support.

	FY 2021	FY 2022	FY 2023	FY 2024
	Actual	Actual	Estimated	Estimated
Allocation of Grants				
Historic Annapolis Foundation	710,100	800,000	880,100	880,100
Maryland Zoo in Baltimore Lease Payment	4,949,182	4,949,182	5,559,665	5,634,665
Western Maryland Scenic Railroad	225,000	112,500	137,500	250,000
West North Avenue Development Authority	0	250,000	250,000	0
Justice Thurgood Marshall Center	0	0	1,750,000	1,750,000
Signal 13 Foundation	0	0	250,000	250,000
Historic Sotterley	0	0	0	350,000
Chesapeake Bay Trust	0	0	0	11,500,000
Total	<u>5,884,282</u>	<u>6,111,682</u>	<u>8,827,265</u>	<u>20,614,765</u>

Appropriation Statement

	2022	2023	2024
	Actual	Appropriation	Allowance
12 Grants, Subsidies, and Contributions	<u>6,111,682</u>	<u>8,827,265</u>	<u>20,614,765</u>
Total Operating Expenses	<u>6,111,682</u>	<u>8,827,265</u>	<u>20,614,765</u>
Total Expenditure	<u><u>6,111,682</u></u>	<u><u>8,827,265</u></u>	<u><u>20,614,765</u></u>
Net General Fund Expenditure	<u>6,111,682</u>	<u>8,827,265</u>	<u>20,614,765</u>
Total Expenditure	<u><u>6,111,682</u></u>	<u><u>8,827,265</u></u>	<u><u>20,614,765</u></u>

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D05E01.11 Miscellaneous Grants to Local Governments

Program Description

This program provides grants to local governments.

Appropriation Statement

	2022 Actual	2023 Appropriation	2024 Allowance
12 Grants, Subsidies, and Contributions	0	500,000	0
Total Operating Expenses	0	500,000	0
Total Expenditure	0	500,000	0
Special Fund Expenditure	0	500,000	0
Total Expenditure	0	500,000	0
Special Fund Expenditure			
SWF307 Dedicated Purpose Account	0	500,000	0

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D05E01.15 Payments of Judgments Against the State

Program Description

This program contains funds appropriated to pay settlements or judgments against the State or any State personnel pursuant to Title 12, Subtitle 4 of the State Government Article.

Appropriation Statement

	2022 Actual	2023 Appropriation	2024 Allowance
12 Grants, Subsidies, and Contributions	5,671,636	4,446,181	6,038,153
Total Operating Expenses	5,671,636	4,446,181	6,038,153
Total Expenditure	5,671,636	4,446,181	6,038,153
Net General Fund Expenditure	5,671,636	4,446,181	6,038,153
Total Expenditure	5,671,636	4,446,181	6,038,153

3 Year Position Summary

Classification Title	FY 2022 Positions	FY 2022 Expenditures	FY 2023 Positions	FY 2023 Appropriation	FY 2024 Positions	FY 2024 Allowance
D05 - Board of Public Works						
D05E0101 - Administration Office						
Admin Officer II	1.00	0	0.00	0	0.00	0
Admin Spec II	1.00	44,998	1.00	47,871	1.00	50,026
Administrative Mgr Senior I	1.00	111,081	1.00	117,214	1.00	123,655
Administrative Mgr Senior II	1.00	79,664	1.00	139,155	0.00	0
Administrative Mgr Senior IV	0.00	58,745	0.00	0	1.00	165,780
Administrator I	0.00	55,205	1.00	66,367	0.00	0
Administrator III	1.00	0	0.00	0	0.00	0
Administrator IV	0.00	0	0.00	0	1.00	78,851
Administrator V	1.00	104,293	2.00	166,724	1.00	81,011
Administrator VII	0.00	34,016	0.00	0	1.00	95,902
Prgm Mgr Senior III	1.00	136,615	1.00	145,649	1.00	152,204
Total D05E0101	7.00	624,617	7.00	682,980	7.00	747,429
D05E0105 - Wetlands Administration						
Admin Spec III	1.00	0	0.00	0	0.00	0
Administrator I	0.00	50,586	1.00	66,367	1.00	68,697
Administrator VI	1.00	99,437	1.00	105,909	1.00	110,675
Total D05E0105	2.00	150,023	2.00	172,276	2.00	179,372
Total D05 Board of Public Works	9.00	774,640	9.00	855,256	9.00	926,801