

# 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	2016 Act.	2017 Act.	2018 Act.	2019 Act.	2020 Act.	2021 Est.	2022 Est.
Procurement contracts submitted for approval	655	662	776	689	660	707	707
Contract modifications submitted for approval	332	261	179	194	160	160	160
Procurement contracts approved	623	620	718	662	631	703	703
Contract modifications approved	306	247	171	182	147	147	147
Procurement contracts disapproved or deferred	4	6	5	2	29	4	4
Contract modifications disapproved or deferred	4	14	0	0	13	3	3
Total dollar value of approved contracts (billions)	\$3.29	\$4.64	\$3.46	\$4.44	\$4.36	\$5.40	\$5.40
Total dollar value of approved contract modifications (billions)	\$1.02	\$1.36	\$0.79	\$0.80	\$1.42	\$1.00	\$1.00
Contracts approved by procurement method:							
Competitive sealed bid	238	217	221	218	197	197	197
Competitive sealed proposals	87	92	107	105	78	78	78
Single bid/proposal received	31	41	25	13	30	30	30
Sole source	80	66	113	122	95	95	95
Emergency or expedited	62	63	84	63	78	150	150
Other	125	133	86	114	183	183	183

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

Performance Measures	2016 Act.	2017 Act.	2018 Act.	2019 Act.	2020 Act.	2021 Est.	2022 Est.
Approved contracts with zero percent MBE participation	311	375	468	411	443	443	443
Approved contracts with MBE participation between 1 and 10 percent	60	51	64	70	73	73	73
Approved contracts with MBE participation from 10 to 29 percent	115	123	108	107	150	150	150
Approved contracts with MBE participation greater than 29 percent	102	91	90	86	70	70	70

**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	2016 Act.	2017 Act.	2018 Act.	2019 Act.	2020 Act.	2021 Est.	2022 Est.
License applications submitted to the Board of Public Works	111	109	109	119	142	150	150
Wetlands licenses approved	111	109	107	119	142	150	150
Percent licenses processed (Board of Public Works) within 30 days	99%	89%	80%	74%	90%	90%	90%

**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	2016 Act.	2017 Act.	2018 Act.	2019 Act.	2020 Act.	2021 Est.	2022 Est.
Percent of recommendations upheld	100%	100%	100%	100%	100%	100%	100%
Acreage of tidal wetlands created	28.6	16.7	6.3	4.3	7.1	10.0	12.0
Acreage of tidal wetlands enhanced	N/A	4.2	0.4	0.0	0.0	0.5	0.5
Acreage of tidal wetlands restored	N/A	0.6	0.0	0.0	0.0	0.5	0.5

**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	2016 Act.	2017 Act.	2018 Act.	2019 Act.	2020 Act.	2021 Est.	2022 Est.
Fees collected for Wetlands & Waterways Program Fund	\$59,650	\$60,700	\$56,500	\$22,307	\$68,950	\$70,000	\$70,000

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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	2016 Act.	2017 Act.	2018 Act.	2019 Act.	2020 Act.	2021 Est.	2022 Est.
Board of Public Works Wetlands blog site visits	N/A	674	716	574	357	400	550
Number of wetland-related working groups	N/A	N/A	N/A	3	2	2	2

## Board of Public Works

### Summary of Board of Public Works

	<b>2020 Actual</b>	<b>2021 Appropriation</b>	<b>2022 Allowance</b>
Number of Authorized Positions	9.00	9.00	9.00
Salaries, Wages and Fringe Benefits	1,133,897	1,141,365	1,124,688
Technical and Special Fees	15,215	10,444	17,687
Operating Expenses	8,756,994	9,811,893	10,501,399
Net General Fund Expenditure	9,906,106	10,963,702	11,643,774
Total Expenditure	9,906,106	10,963,702	11,643,774

## 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

	2020 Actual	2021 Appropriation	2022 Allowance
Number of Authorized Positions	7.00	7.00	7.00
01 Salaries, Wages and Fringe Benefits	926,432	918,063	904,995
02 Technical and Special Fees	15,215	9,937	17,180
03 Communications	969	714	714
04 Travel	152	402	402
08 Contractual Services	65,798	80,163	77,720
09 Supplies and Materials	15,893	11,644	9,726
10 Equipment - Replacement	0	135	135
11 Equipment - Additional	0	83	0
13 Fixed Charges	3,401	2,547	2,627
14 Land and Structures	425	0	0
Total Operating Expenses	86,638	95,688	91,324
Total Expenditure	1,028,285	1,023,688	1,013,499
Net General Fund Expenditure	1,028,285	1,023,688	1,013,499
Total Expenditure	1,028,285	1,023,688	1,013,499

## Board of Public Works

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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

	2020 Actual	2021 Appropriation	2022 Allowance
12 Grants, Subsidies, and Contributions	394,580	500,000	500,000
Total Operating Expenses	<u>394,580</u>	<u>500,000</u>	<u>500,000</u>
Total Expenditure	<u><u>394,580</u></u>	<u><u>500,000</u></u>	<u><u>500,000</u></u>
Net General Fund Expenditure	<u>394,580</u>	<u>500,000</u>	<u>500,000</u>
Total Expenditure	<u><u>394,580</u></u>	<u><u>500,000</u></u>	<u><u>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

	<b>2020 Actual</b>	<b>2021 Appropriation</b>	<b>2022 Allowance</b>
Number of Authorized Positions	2.00	2.00	2.00
01 Salaries, Wages and Fringe Benefits	207,465	223,302	219,693
02 Technical and Special Fees	0	507	507
03 Communications	245	375	375
04 Travel	359	2,955	1,729
08 Contractual Services	1,155	7,753	6,047
09 Supplies and Materials	3,491	1,926	1,926
10 Equipment - Replacement	0	389	389
13 Fixed Charges	372	518	518
Total Operating Expenses	5,622	13,916	10,984
Total Expenditure	213,087	237,725	231,184
Net General Fund Expenditure	213,087	237,725	231,184
Total Expenditure	213,087	237,725	231,184

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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.

	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>	<b>FY 2022</b>
Allocation of Grants	<b>Actual</b>	<b>Actual</b>	<b>Estimated</b>	<b>Estimated</b>
Council of State Governments	166,927	166,927	0	0
Historic Annapolis Foundation	789,000	789,000	710,100	710,100
Maryland Zoo in Baltimore Lease Payment	5,215,209	5,209,665	4,688,698	4,949,182
Western Maryland Scenic Railroad	250,000	250,000	225,000	112,500
<b>Total</b>	<u>6,421,136</u>	<u>6,415,592</u>	<u>5,623,798</u>	<u>5,771,782</u>

#### Appropriation Statement

	<b>2020</b>	<b>2021</b>	<b>2022</b>
	<b>Actual</b>	<b>Appropriation</b>	<b>Allowance</b>
12 Grants, Subsidies, and Contributions	<u>6,415,592</u>	<u>5,623,798</u>	<u>5,771,782</u>
Total Operating Expenses	<u>6,415,592</u>	<u>5,623,798</u>	<u>5,771,782</u>
Total Expenditure	<u><u>6,415,592</u></u>	<u><u>5,623,798</u></u>	<u><u>5,771,782</u></u>
Net General Fund Expenditure	<u>6,415,592</u>	<u>5,623,798</u>	<u>5,771,782</u>
Total Expenditure	<u><u>6,415,592</u></u>	<u><u>5,623,798</u></u>	<u><u>5,771,782</u></u>

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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.

<b>Appropriation Statement</b>	<b>2020 Actual</b>	<b>2021 Appropriation</b>	<b>2022 Allowance</b>
12 Grants, Subsidies, and Contributions	1,854,562	3,578,491	4,127,309
Total Operating Expenses	<u>1,854,562</u>	<u>3,578,491</u>	<u>4,127,309</u>
Total Expenditure	<u><u>1,854,562</u></u>	<u><u>3,578,491</u></u>	<u><u>4,127,309</u></u>
Net General Fund Expenditure	<u>1,854,562</u>	<u>3,578,491</u>	<u>4,127,309</u>
Total Expenditure	<u><u>1,854,562</u></u>	<u><u>3,578,491</u></u>	<u><u>4,127,309</u></u>

### 3 Year Position Summary

Classification Title	FY 2020 Positions	FY 2020 Expenditures	FY 2021 Positions	FY 2021 Appropriation	FY 2022 Positions	FY 2022 Allowance
<b>D05 - Board of Public Works</b>						
<b>D05E0101 - Administration Office</b>						
Admin Officer II	1.00	23,927	1.00	51,515	1.00	53,451
Admin Spec II	1.00	42,696	1.00	34,516	1.00	43,503
Administrative Mgr Senior I	1.00	101,790	1.00	107,347	1.00	107,347
Administrative Mgr Senior II	1.00	119,524	1.00	126,047	1.00	126,047
Administrator I	1.00	68,399	1.00	72,133	0.00	0
Administrator III	1.00	65,631	1.00	69,215	1.00	69,215
Administrator V	0.00	0	0.00	0	1.00	73,056
Prgm Mgr Senior III	1.00	127,603	1.00	134,568	1.00	132,015
<b>Total D05E0101</b>	<b>7.00</b>	<b>549,570</b>	<b>7.00</b>	<b>595,341</b>	<b>7.00</b>	<b>604,634</b>
<b>D05E0105 - Wetlands Administration</b>						
Admin Spec III	1.00	52,770	1.00	55,650	1.00	55,650
Administrator VI	1.00	91,124	1.00	96,099	1.00	96,099
<b>Total D05E0105</b>	<b>2.00</b>	<b>143,894</b>	<b>2.00</b>	<b>151,749</b>	<b>2.00</b>	<b>151,749</b>
<b>Total D05 Board of Public Works</b>	<b>9.00</b>	<b>693,464</b>	<b>9.00</b>	<b>747,090</b>	<b>9.00</b>	<b>756,383</b>