



**HOWARD COUNTY COUNCIL
AFFIDAVIT OF AUTHORIZATION
TO TESTIFY ON BEHALF OF AN ORGANIZATION**

I, Carol Ann Smith, Esq., have been duly authorized by
(name of individual)

The Waring Mitchell Law Society of Howard County to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding Council Bill 54-2018 to express the organization's
(bill or resolution number)

support for / opposition to / request to amend this legislation.
(Please circle one.)

Printed Name: Carol Ann Smith

Signature: Carol Ann Smith

Date: 7/20/18

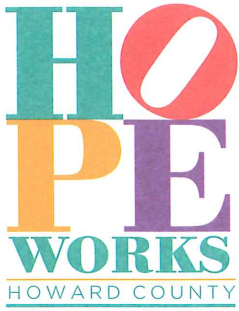
Organization: The Waring-Mitchell Law Society of Howard County

Organization Address: P.O. Box 1638, ELICOTT CITY, MD,
21043

Number of Members: 30

Name of Chair/President: Gregory Tancy, Esq.

This form can be submitted electronically via email to councilmail@howardcountymd.gov no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.



Public Hearing – CB54-2018

Testimony from HopeWorks of Howard County

July 13, 2018

Dear County Council Members,

On behalf of HopeWorks of Howard County, our community's only sexual and intimate partner violence center, I am requesting your support for CB54-2018, which authorizes a multi-year project agreement for the construction of a new Circuit Courthouse for Howard County.

HopeWorks prides itself on the comprehensive nature of services we are able to provide to people in our community, which includes legal services. We have two full-time attorneys who work to provide legal advice, brief consultation and direct representation regarding peace and protective orders – primarily in the District Court. Our legal staff also provides criminal accompaniment to victims in the Circuit Court.

In addition to staff, we have a cadre of specially trained volunteers who staff the domestic violence docket at the District Courthouse everyday where they provide safety planning and resource and referral services to anyone who comes to the court looking for protection from abuse. HopeWorks provides these same services to petitioners in civil cases and victims in criminal cases in the Circuit Court but on a more limited scale.

At the District Courthouse, there is a room designated for HopeWorks' use. Our staff and volunteers use this room to conduct safety planning, assess the ongoing needs of petitioners and make the appropriate referrals. This space is also used to house children when their parents are in court and it is used to protect a petitioner from a respondent both before and after their case is heard by the Court. No such room is currently available in the Circuit Courthouse due to limited space.

HopeWorks' partnership with the Courts is beneficial to the safety and wellbeing of our community members. We are asking your support for this bill because we hope that plans for the new Circuit Courthouse may include a space for use by HopeWorks so that we can provide the same level of care and services for victims whose cases are being heard by the Circuit Court.

Again, we respectfully ask that you support CB54-2018. Thank you so much for your consideration.

Respectfully,

Saman Akhtar
Assistant Director



HOWARD COUNTY COUNCIL
AFFIDAVIT OF AUTHORIZATION
TO TESTIFY ON BEHALF OF AN ORGANIZATION


I, Saman Akhtar, have been duly authorized by
(name of individual)

HopeWorks of Howard County to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding CB54-2018 to express the organization's
(bill or resolution number)

support for / opposition to / request to amend this legislation.
(Please circle one.)

Printed Name: Saman Akhtar

Signature: 

Date: 7-16-18

Organization: HopeWorks of Howard County

Organization Address: Columbia, MD 21046

Columbia, MD 21046

Number of Members: n/a

Name of Chair/President: Michele Beaulieu, Board President

This form can be submitted electronically via email to councilmail@howardcountymd.gov no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.

Ladies and gentleman of the council, I come before you today in opposition of CB54-2018. The first mandate of Choosing Civility is to "Pay Attention", and I HAVE. The question is, HAVE YOU? The following is an op-ed piece I wrote for the Baltimore Sun, and I think it clearly gives my viewpoint on why I oppose this bill. Additional information I have that is being submitted along with it is as follows:

Exhibit A: first pages of ECsmart.org website, which has been circulating around Howard County and beyond. The foundation of how this project got to where it is today is based on too many falsehoods to allow it to proceed. WE HAVE NO 6TH JUDGE COMING TO HOWARD COUNTY, a fact that Judge Gelfman knew before she gave that false testimony to the Spending Affordability committee. Questions also remain about what has and has not been done to the courthouse already, with monies previously spent that were earmarked FOR renovations that are supposedly now needed.

Exhibit B: An article from the Baltimore Sun showing how Hartford County was able to go ahead and "make do" with their current courthouse while they WERE getting an additional judge and didn't have space. Point being, it's not a new concept to make do.

Exhibit C: Expression of Interest document submitted by the team "Edgemoor-Star Judicial Partners" shows that one of its partners, Harkins Builders, has several current and pending lawsuits against it. They are for "negligence", tort and breach of contract claims. Was the Council aware of this?

Exhibit D: I don't know whether Clerk Robey has filed budget documents with the state that request additional staff for a 6th judge that isn't really coming, but he put that information in the P3 project documents that exist on the county's website. To make a request for funds from the state based on false pretenses, is essentially fraud. So, we've now involved the state and the General Assembly, a report to whom has already been made as of today.

Exhibit E: I can't be sure of any connections between "Fentress Inc" and "Fentress Architects", but shouldn't YOU be? The bidder documents clearly indicate that members of the Courthouse Consultant Support Team were NOT eligible to bid on the project. Fentress Architects was part of a bidding team.

Exhibit F: the recent Spending Affordability writeup in the Sun where they are suggesting we reign in spending. YES, starting with this project!

Here's the letter:

At the risk of making a few people angry who stand to profit from something, this needs to be done.

I saw those May 2018 Ellicott City flood pictures, just like many of you likely have too, but I wonder how many saw what I saw?

Kevin Rector of the Baltimore Sun, while taking pictures of some of the damage in Historic Ellicott City, captured a photo of what he referred to as having been two “old historic cabins”. One of them had been completely destroyed by the flood. The image looked familiar to me. I called attention to the building to Rector on Twitter, asking if the building was the original historic Howard County Courthouse? I had just seen a 2012 picture of the old courthouse building while doing some research about prior court clerks. Unfortunately, my plans to visit that courthouse will never materialize.

It WAS the courthouse. How many of you knew that we lost the first Howard County courthouse?

Like many aspects of history, the fewer the people around who can accurately tell the story...the more one has to research in order to find the story. I did about that courthouse. Almost immediately after the news of the flood hit, people took to Twitter with well-wishes and prayers. Most just couldn't believe that they were witnessing the same level of damage that the same area had just sustained two years prior in 2016.

And then the comments rolled in much like the flood waters; questioning if the development uphill possibly caused problems downhill. And then the questions came: could local government should have done more after the 2016 flood?

Whether Howard County government could have or should have done more between the 2016 and 2018 floods is a question that is difficult to fairly answer. It's hard to answer questions if you don't have all of the information you need. It becomes nearly impossible if information you rely upon turns out to be false.

Another question facing Howard County government and citizens in CB54-2018 is whether hundreds of millions of dollars should be spent over the course of the next 30 years to relocate the current Howard County circuit courthouse away from historic Ellicott City to Bendix road off of route 108 in Columbia. In light of stories of merchants deciding not to return to Ellicott City, I wonder what the additional economic impact on the area will be if our courthouse moves. A study was allegedly done, but I can't find it. I've seen renovation documents of the current building from 2012 that indicate that there would have been a green roof and a stormwater facility placed there that anyone could reasonably suspect would have helped address water downhill that came from uphill. A shame that it apparently wasn't done. I've read the justifications given for the alleged need for a new courthouse, but researched and found that much of the “facts” relied upon were actually false or severely outdated. I've read that a hired consultant firm created documents alleging that the current building's last renovations were in the 1980s, but prior Baltimore Sun stories from 2011-2013 mentioned renovations and millions allocated for them. My requests for information, as a citizen, from Howard County about

expenditures made when and for what remain largely unanswered. There are other falsehoods.

Having spent years unwinding from the financial devastation that came as a result of my failure to do my due diligence when entering a business partnership, I understand the value of doing so and the potential ramifications when you don't. Untangling the truth from constructed fictions, though ultimately beneficial in my life, was extremely time consuming, painful and financial devastating. And it could have ALL been avoided had I known then what I ended up learning in the course of unraveling (and reporting) federal frauds and what it costs a person when they are a whistleblower.

While some things are meant to be, some things don't have to be because they are avoidable. I'm unable to do anything about one courthouse that we lost. I can do something about this one, because if there's one thing I took away from my experiences from the past it's that you don't build something that you want to last on a shaky foundation. And unless you've got money to burn, you must properly do your due diligence. Never have truer words been more appropriate: Trust, But Verify. We have hundreds of millions of reasons that we should.

Marlena Jareaux
P.O. Box 174
Simpsonville, MD 21150

Ex A

Search...

The rest is on #ECSmart
ecsmart.org

RECENT POSTS

Jul 14, 2018
Historic Courthouses
Disappearing

Jun 08, 2018
Looking back through floods



UNCATEGORIZED

Historic Courthouses Disappearing

July 14, 2018

(note: read all the way through to see why this is called what it's labeled)

We need to “..act like it’s our house”,
he said.

Steve Sachs, the chair of the Spending
Affordability Advisory Committee in

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My Part on Historic Courthouses
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Fired Up on Historic Courthouses
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Ellicott City Sunnorter on Looking

Howard County said those words at the start of a December 20, 2016 meeting regarding a proposal they were to evaluate. The proposal dealt with the relocation and building of a new circuit courthouse in Howard County. The price tag was steep, and the long-term implications were many for the Committee and for Howard Countians who will be footing the bill for years for the project. Part of its mandate was to “..Review in detail the status and projections of revenues and expenditures for the county, not only for fiscal year 2018, but also for fiscal years 2019–2022”. According to Administrative Testimony submitted by James Irvin, the Director of DPW, an annual service fee payment will be spent in FY 2022 of about \$10 million, give

...the city supports in funding

back through floods

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or take. \$75 million, being financed by the issuance of \$91 million in general obligation bonds, will be given in a payment when the building is ready for move-in. This is the same Mr. Irvin who told a Baltimore Sun reporter in November 2016 that retrofitting the old structure with renovations and an expansion was “nearly impossible”.

When I watched the video of that December 20, 2016, I couldn’t help but wonder about the identity of the “two council people” that Mr. Sachs said he sat down with about the project. I wondered it because of all the things he could have said to the Committee before they got down to business, he could be heard to say that he had initial concerns about being involved in something that was “political”. He indicated his clear reluctance

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to being involved in something political. It seemed to be clear, at least in the Committee’s report dated March 2017, that their task was also to “evaluate different options of a courthouse capital project given the project’s size and potential use of a new financing and business arrangement.”

Sounds a lot like there WASN’T the option at that point for us to keep the existing building? Was that ever a real possibility? I doubt I’ll ever know the truth on that. And while I think that the citizens of Howard County who will be bearing the costs for all of this for years to come deserve the truth, I will credit some on the Committee who seemed to be trying to inquire whether we really NEEDED to do this.

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NEED is different than WANT.

And, depending on what kind of “house” you are okay with living in, Needs vs Wants comes into the equation when you do as Mr. Sachs suggested. Also, every house is built upon a foundation. Build it on a shaky foundation, and you get problems later (or destruction). The decision to do anything rests first upon the alleged catalyst for the action.

The documents that the County has paid to have created by IMG Rebel for the Committee had a cover sheet, table of contents on page 2, and the following in the “Project Purpose and Need” areas on page 3-4:

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back through floods

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THE WATCHER ON HISTORIC COURTHOUSES

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Ellicott City Supporter on Looking

“..existing courthouse was built one and half centuries ago..with a few renovations/additions in 1938, 1965, and 1983”

What about the \$8.5 in renovations controlled by Mr. Irvin that were reported by the Baltimore Sun in July 2011? How much of THAT work got done? How about the \$31.6 million proposed by Ulman for the design and construction to upgrade and renovate the courthouse that was reported by the Baltimore Sun in April 2013?

Project Co290 from fiscal year 2003 has been funded and has had significant sums withdrawn from through the years. It was to originally “renovate the existing

...my support ...

back through floods

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Jul 2018
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META

The Watcher on Historic Courthouses

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WordPress Historic Courthouses

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Ellicott City Supporter on Looking

Ex B

Despite courthouse space issues, Harford moves ahead with selecting additional circuit judge



Nine lawyers have applied for a new Harford Circuit Court judgeship, joining three candidates from the last judicial nominating process. (Aegis file photo / Baltimore Sun)



By Allan Vought
The Aegis

SHARE THIS



The sixth Harford Circuit judgeship was approved last winter by the Maryland General Assembly

AUGUST 26, 2016, 6:00 AM

Nine lawyers have applied for a new Harford Circuit Court judgeship, joining three candidates from the last judicial nominating process, as the move to fill the post goes forward without any imminent improvements in court facilities to accommodate a sixth judge.

The Harford County Judicial Nominating Commission announced the applicants Tuesday: William Guy Cristoforo, Anthony Guy DePaula, Alison Marie Healey, Paul W. Ishak, William Henry Klumpp Jr., Robert Scott McCord, Kerwin Anthony Miller, State Sen. Howard Wayne Norman Jr. and Gavin Malachi Patashnick. The holdover candidates are District Court Judge David Earl Carey, Diane Adkins Tobin and Martin Eugene Wolf.

Carey, Tobin and Wolf were finalists for the last Circuit Court vacancy which was filled in December when Gov. Larry Hogan selected Judge Kevin Mahoney.

The nominating commission is required to send at least three nominees to the governor, more if it wishes. The governor is bound by executive order to select from the commission's list of nominees. He can, however, request the commission submit additional names.

The commission is soliciting signed, written comment on the latest group of applicants, which should be received by Sept. 30, addressed to: Trial Courts Judicial Nominating Commission District 4 – Harford County c/o Administrative Office of the Courts, Human Resources Department, Maryland Judicial Center, 580 Taylor Ave., Building A, First Floor, Annapolis, 21401.

The commission is scheduled to meet on Sept. 30, according to a schedule posted on the Maryland Courts website. In addition to soliciting comments about them, it will interview each applicant.

The sixth Harford Circuit judgeship was approved last winter by the Maryland General Assembly, which provided funding for the new judge's salary. Circuit judges are paid \$154,433 annually. In recent years both sitting judges and some local lawyers have pushed for expanding the bench because of increasing case loads.

The responsibility for providing courtroom and office space for the new judge falls to the county government, which owns the circuit courthouse.

"The county executive previously expressed concerns about the lack of additional space" for the sixth judge, Cindy Mumby, spokesperson for Harford County Executive Barry Glassman said Wednesday. "The judges, however, pushed ahead and said they would make do with what they have."

When there was talk last winter of the likelihood of Harford getting an additional judge, the county commissioned a feasibility study of the cost of retrofitting the courthouse to accommodate the new judge and his or her staff.

The study estimated the cost at \$1 million, Mumby said. The county in turn said it would fund \$500,000 and asked if the state would match it. Even so, she added, nothing could be done until after July 1, 2017, when the next fiscal year starts, as there is no funding in the current budget for the retrofit.

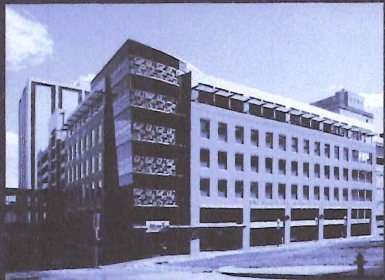
There's been no agreement from the state to put up any of the money, either, Mumby said.

"There's no capital project at this time," she said. "The judges have a plan and they are going forward."

In addition to the three holdover candidates, Norman, who represents northern Harford and western Cecil counties in the State Senate, and Miller have previously applied for judgeships. Miller, who formerly was a deputy state's attorney in Cecil County, was a finalist for Harford judgeships in 2011 and 2013 but was not selected by then-governor Martin O'Malley. Tobin, a deputy state's attorney in Harford, has been a finalist for the past three Circuit Court vacancies.

Ishak, who practices law in Bel Air, is also the attorney for the City of Havre de Grace. Christoforo is a former Harford prosecutor. McCord served as the Harford government's top attorney for 11 years before joining the Maryland State Department of Planning last year.

Exc



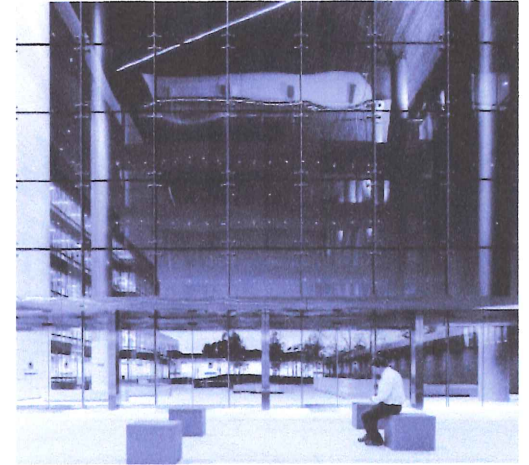
RESPONSE TO EOI NO. 01-2018 – **HOWARD COUNTY CIRCUIT COURTHOUSE PROJECT**

Offeror: Edgemoor-Star America Judicial Partners

September 20, 2017



MASTER COPY

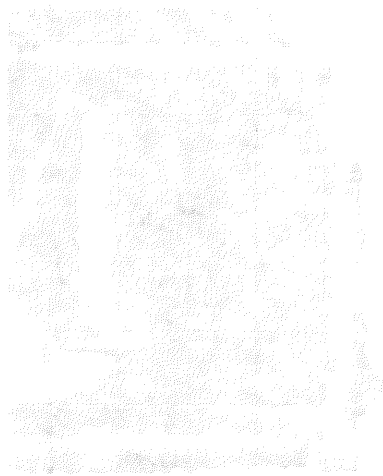


**Local Team with Long Standing
Relationships with Howard County**

**Largely the Same Team that Delivered the
only Availability-Payment P3 Courthouse
in the U.S.—the Long Beach Courthouse in
Long Beach, CA**

...that is what you get with Edgemoor-Star America Judicial Partners. We are able to offer Howard County an award-winning designer and design-builder of courthouses and 50 years of local knowledge, with over 70 projects completed in the county. We are a team led by two pioneers in the development of "social infrastructure" P3s—and we will leverage our leadership and expertise to be a trusted partner and ensure long-term success for the Project.





Business History

Officers RICHARD LOMBARDO, CEO;
GARY GAROFALO, PRES;
LARRY KRAEMER, EXEC VP

Directors THE OFFICER(S)

As of 07/15/2017

The Maryland Secretary of State's business registration file showed that Harkins Builders, Inc. was registered as a Corporation on December 11, 1974 under file registration number D00540104.

Business started 1974 by Thomas P Harkins. Present control succeeded 2002. 66% of capital stock is owned by ESOP. 34% of capital stock is owned by the officers.

RICHARD LOMBARDO. 1975-present active here.

GARY J GAROFALO. 1991-present active here.

LARRY KRAEMER. Antecedents are unknown.

Business address has changed from 2201 Warwick Way, Marriottsville, MD, 21104 to 10490 Little Patuxent Pkwy , Columbia, MD, 21044.

Business Registration

CORPORATE AND BUSINESS REGISTRATIONS REPORTED BY THE SECRETARY OF STATE OR OTHER OFFICIAL SOURCE AS OF Jul 18 2017:

Registered Name	HARKINS BUILDERS, INC.	Registration ID	D00540104	Filing Date	12/11/1974
Business Type	CORPORATION	Status	INCORPORATED	Registered Agent	JAMES C. THOMPSON, JR.
Corporation Type	PROFIT	Status Attained Date	12/11/1974		SUITE 400; 10490 LITTLE PATUXENT PARKWAY, COLUMBIA, MD 210440000
Incorporated Date	12/11/1974	Where Filed	SECRETARY OF STATE/DEPARTMENT OF ASSESSMENTS AND TAXATION/CORPORATE CHARTER DIVISION , BALTIMORE , MD		
State of Incorporation	MARYLAND				

Government Activity Summary

Activity Summary	Possible candidate for socioeconomic program consideration	
Borrower	No	Labor Surplus Area N/A
Administrative Debt	No	Small Business N/A
Grantee	No	Women Owned N/A
Party Excluded from Federal Programs	No	Minority Owned N/A
Public Company	N/A	
Contractor	Yes	
Importer/Exporter	N/A	

The details provided in the Government Activity section are as reported to Dun & Bradstreet by the federal government and other sources.

Operations Data

As of 07/15/2017

Description: Contractor of residential buildings, specializing in apartment buildings and multi-family dwelling remodeling (90%). Contractor of nonresidential buildings, specializing in new construction of commercial or office buildings (10%).

Contracts call for. Terms are.

Has 40 account(s). Terms are Net 30 days. Sells to general public, commercial concerns and government entities. Territory : Regional and Mid-Atlantic.

Nonseasonal.

Employees: 200 which includes officer(s). 50 employed here.

Facilities: Rents 5,000 sq. ft. in a three story brick building.

Location: Suburban business section on well traveled street.

Special Events

As of 01/10/2017

Business address has changed from 2201 Warwick Way, Marriottsville, MD, 21104 to 10490 Little Patuxent Pkwy , Columbia, MD, 21044.

As of 11/29/2016

ANNOUNCED BUSINESS MOVE: As of November 29, 2016, published reports stated that Harkins Builders, Inc. located at 2201 Warwick Way Marriottsville, MD will be moving its corporate headquarters in 10490 Little Patuxent Pkwy Columbia, MD at the end of 2016.

Industry Data

SIC		NAICS	
Code	Description	Code	Description
15220101	Apartment building construction	236116	New Multifamily Housing Construction (except For-Sale Builders)
15220201	Remodeling, multi-family dwellings	236118	Residential Remodelers
15420101	Commercial and office building, new construction	236220	Commercial and Institutional Building Construction

Family Tree

Branches Domestic

HARKINS BUILDERS, INC.
 (D-U-N-
 S@00-341-2868)
 AKA: HARKIN'S CONSTRUCTION MANAGEMENT
 610 E BALTIMORE PIKE FL 1,
 MEDIA, PA 19063-1750

Subsidiaries Domestic

MARRIOTTSVILLE CONSTRUCTION, LLC;
 (D-U-N-
 S@82-702-0855)
 2201 WARWICK WAY,
 MARRIOTTSVILLE,
 MD 21104-1600

This list is limited to the first 25 branches, subsidiaries, divisions and affiliates, both domestic and international. Please use the Global Family Linkage Link above to view the full listing.

Financial Statements

Banking

December 2016:

Account maintained.

Key Business Ratios (Based on 10 establishments)

D&B has been unable to obtain sufficient financial information from this company to calculate business ratios. Our check of additional outside sources also found no information available on its financial performance. To help you in this instance, ratios for other firms in the same industry are provided below to support your analysis of this business.

	This Business	Industry Median	Industry Quartile
Profitability			
Return on Sales	UN	1.4	UN
Return on Net Worth	UN	25.4	UN
Short Term Solvency			
Current Ratio	UN	1.8	UN
Quick Ratio	UN	1.3	UN
Efficiency			
Assets Sales	UN	34.8	UN
Sales / Net Working Capital	UN	7.5	UN
Utilization			
Total Liabs / Net Worth	UN	125.5	UN

Most Recent Financial Statement

As of 10/28/2016

Statement Source

Accountant: CohnReznic, LLP, Belhesda, Maryland.

D&B has updated this report using available sources.

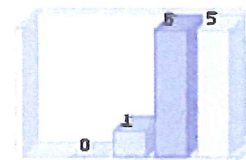
Indicators

Public Filings Summary

The following data includes both open and closed filings found in D&B's database on this company

Record Type	No. of Records	Most Recent Filing Date
Judgment	0	
Lien	1	06/20/2014
Suit	5	06/29/2017
UCC	5	01/07/2013

Public Filings



Bankruptcy Judgment Lien Suit UCC

The following Public Filing data is for information purposes only and is not the official record. Certified copies can only be obtained from the official source.

Full Filings

Suits

Amount	\$14,420	Latest Info Received	07/07/2017
Status	Pending	DOCKET NO.	201700011129-003
Where Filed	MONTGOMERY COUNTY DISTRICT COURT, ROCKVILLE, MD	Status Attained	06/29/2017
Plaintiff	WASHINGTON GAS LIGHT COMPANY, WASHINGTON, DC	Date Filed	06/29/2017
Defendant	HARKINS BUILDERS, INC.		
Cause	TORT		
Status	Pending	Latest Info Received	01/13/2017
Where Filed	PHILADELPHIA COUNTY COMMON PLEAS COURT, PHILADELPHIA, PA	DOCKET NO.	201700100734
Plaintiff	MCCALLISTER, DENNIS, HUNTINGDON VALLEY, PA MCCALLISTER, MARY, HUNTINGDON VALLEY, PA	Status Attained	01/06/2017
Defendant	HARKINS BUILDERS, INC., MEDIA, PA AND OTHERS	Date Filed	01/06/2017
Cause	Negligence		
Status	Pending	Latest Info Received	08/26/2016
Where Filed	PHILADELPHIA COUNTY COMMON PLEAS COURT, PHILADELPHIA, PA	DOCKET NO.	201600802533
Plaintiff	MCCALLISTER, DENNIS, HUNTINGDON VALLEY, PA MCCALLISTER, MARY, HUNTINGDON VALLEY, PA	Status Attained	08/19/2016
Defendant	HARKINS BUILDERS, INC., MEDIA, PA	Date Filed	08/19/2016
Cause	Negligence		
Status	Pending	Latest Info Received	04/04/2014
Where Filed	HOWARD COUNTY CIRCUIT COURT, ELLICOTT CITY, MD	DOCKET NO.	201400098238C
Plaintiff	MCCOY, NAKITE	Status Attained	03/18/2014
Defendant	HARKINS BUILDERS INC AND OTHERS	Date Filed	03/18/2014
Cause	TORT		
Status	Pending	Latest Info Received	02/07/2014
Where Filed	MONTGOMERY COUNTY CIRCUIT COURT, ROCKVILLE, MD	DOCKET NO.	201400386730V
Plaintiff	BRIGHTVIEW SENIOR LIVING LLC, BALTIMORE, MD	Status Attained	01/31/2014
Defendant	HARKINS BUILDERS INC AND OTHERS	Date Filed	01/31/2014
Cause	Breach of contract		

If it is indicated that there are defendants other than the report subject, the lawsuit may be an action to clear title to property and does not necessarily imply a claim for money against the subject.

Liens

Amount	\$582	Latest Info Received	06/27/2014
Status	Open	Type	State Tax
Where Filed	DELAWARE COUNTY PROTHONOTARY, MEDIA, PA	Status Attained	06/20/2014
Filed By	COMMONWEALTH OF PA UNEMPLOYMENT COMP FUND	Date Filed	06/20/2014
against	HARKINS BUILDERS INC, MEDIA, PA	DOCKET NO.	201400063476

UCC Filings

Collateral	Leased Inventory and proceeds - Leased Mobile Homes and	Latest Info	01/27/2012
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February, 21, 2017

FD

8. Clerk of the Courts

(Expanded Program & Full Program)

Space No.	Component	Unit SF	2016 Projected Need			2026 Projected Need			2036 Projected Need			Comments
			Quan.	NSF	Staff	Quan.	NSF	Staff	Quan.	NSF	Staff	
<i>Clerk Staff Space</i>												
8.01	Clerk of the Circuit Court	240	1	240	1	1	240	1	1	240	1	
8.02	Clerk of the Circuit Court's Toilet	50	1	50	0	1	50	0	1	50	0	
8.03	Chief Deputy	180	1	180	1	1	180	1	1	180	1	
8.04	Admin. Assitant	120	1	120	1	1	120	1	1	120	1	
8.05	Fiscal Clerk	120	1	120	1	1	120	1	1	120	1	
8.06	Civil Manager	100	1	100	1	1	100	1	1	100	1	private office
8.07	Criminal/Juvenile Manager	100	1	100	1	1	100	1	1	100	1	private office
8.08	Civil Supervisor	64	1	64	1	1	64	1	1	64	1	
8.09	Criminal/Juvenile Manager Supervisor	64	1	64	1	1	64	1	1	64	1	
8.10	Civil Clerk	48	14	672	14	15	720	15	15	720	15	
8.11	Criminal/Juvenile Clerk	48	10	480	10	12	576	12	12	576	12	1 additional courtroom clerk per new judge
	Sub-total			2,190	32		2,334	35		2,334	35	
<i>Land Records/Licensing Staff Space</i>												
8.36	Land Records License Manager	100	1	100	1	1	100	1	1	100	1	
8.37	Land Records/License Supervisor	64	1	64	1	1	64	1	1	64	1	
8.38	Land Records/License Clerk	48	9	432	9	9	432	9	9	432	9	
	Sub-total			596	11		596	11		596	11	
<i>Clerk Support Space</i>												
8.10	Waiting	300	1	300		1	300		1	300		20 people seated
8.11	Children's Play Area	50	1	50		1	50		1	50		
8.12	Public Counter	20	6	120		6	120		6	120		2 Civil, 1 Criminal/Juvenile, 3 Land Records/Licensing
8.13	Public Form Counter	20	3	60		3	60		3	60		
8.14	Public Computer Kiosks	20	4	80		4	80		4	80		
8.15	Work Room / Intevew Room	100	1	100		1	100		1	100		public work room, confidential interviews
8.16	Land Use Book Storage	30	1	30		1	30		1	30		
8.17	Title Search Bins	30	1	30		1	30		1	30		
8.18	Public Copier	20	1	20		1	20		1	20		
8.19	Marriage Ceremony Space	300	1	300		1	300		1	300		
8.20	Marriage Waiting	75	1	75		1	75		1	75		5 people seated, adjacent to general waiting area
8.21	Conference Room	225	1	225		1	225		1	225		accommodate 10 people
8.22	Exhibit Room	350	1	350		1	350		1	350		
8.23	Staff Copier / Office Equip. Room	150	1	150		1	150		1	150		copier, scanners, plotter, shredder
8.24	Staff Copier / Printer	30	1	30		1	30		1	30		
8.25	Tech. Closet	20	1	20		1	20		1	20		
8.26	Mail Room	180	1	180		1	180		1	180		
8.27	Supply Storage	120	1	120		1	120		1	120		
8.28	Safe	15	1	15		1	15		1	15		
8.29	Clerk Files: Lateral Cabinet	9	6	54		6	54		6	54		secure cabinets

Ex E

REQUEST FOR EXPRESSIONS OF INTEREST
EOI NO. 01-2018
HOWARD COUNTY CIRCUIT COURTHOUSE PROJECT

EOI ISSUANCE DATE: JULY 11, 2017

PRE- SUBMITTAL INFORMATION MEETING: JULY 25, 2017 AT 10:00 A.M.

SOI DUE DATE: SEPTEMBER 06, 2017 AT 11:00 A.M.

BUYER: Dean Hof, Purchasing Administrator
PHONE: 410-313-4239 ▪ EMAIL: dhof@howardcountymd.gov



HOWARD COUNTY, MARYLAND

OFFICE OF PURCHASING

6751 Columbia Gateway Drive, Suite 501, Columbia, MD 21046
www.howardcountymd.gov/departments/county-administration/purchasing



2835698.11 041599 PRC

Formal EOI Solicitations and Submittal Results are available on our website

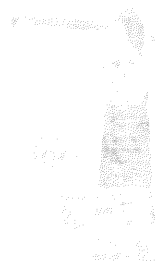
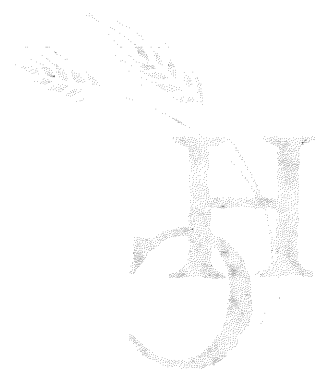
HOWARD COUNTY CIRCUIT COURT HOUSE PROJECT
BOT NO. 01-2018

FOR INFORMATION OF THE PUBLIC, THE
OFFICE OF PURCHASING HAS RECEIVED
PROPOSALS FOR THE PROJECT.

THE OFFICE OF PURCHASING IS
ACCEPTING PROPOSALS UNTIL
NOON, MONDAY, SEPTEMBER 17, 2018.

HOWARD COUNTY, MARYLAND
OFFICE OF PURCHASING

10000 Greenway Drive, Suite 200, Columbia, MD 21046
410-326-7000



2.8.7 Lifecycle Maintenance: responsibility during the term of the Project Agreement for lifecycle maintenance, repairs and capital replacement necessary meet the performance standards for the New Facility set forth in the Project Agreement.

2.8.8 Facility Management Services: management of utilities, water and sewer, janitorial services, landscaping, trash removal, window washing, snow removal, insurance, IT systems, security systems in coordination with the County Sheriff, parking, and other necessary operational services for the New Facility as defined in the facility management specifications during the facilities management period of the Project Agreement.

2.8.9 Public Communications: work together with the County on all aspects of public communications and outreach as set forth in the Project Agreement.

2.9 Intellectual Property Rights

Respondents agree that the County shall have the right to use (or permit the use of) all SOIs submitted pursuant to this EOI, including the data, information, concepts, and ideas contained therein, without any requirement of providing compensation to the Respondent, for all purposes associated with the continued development, implementation, operation or expansion of the Project. Notwithstanding the foregoing, the County agrees that any such use of SOIs by the County without the applicable Respondent's verification or adaptation for the specific purpose intended shall be at the sole risk of the County.

2.10 County's Consultant Support Team

The following entities have been retained or were previously retained to serve as the Consultant Support Team for the Project:

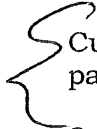
- IMG Rebel (financial advisor)
- Hawkins Delafield & Wood LLP (legal advisor)
- Arcadis and Ricci Greene Architects / Grimm + Parker JV (technical advisor), including the following team members:
 - Arcadis-US, Inc.
 - Ricci Greene Associates
 - Grimm + Parker Architecture, Inc.
 - CGL Management Group LLC (O&M)
 - Pennoni Associates, Inc. (Civil)
 - North Point Builders, Inc.
 - Gipe Associates, Inc. (MEP)
 - Professional Systems Engineering, LLC (Security)
 - Forella Group LLC (Estimating)
 - Maroon PR, Inc.

- Chartwell Enterprises LLC and their subcontractors including Cushman & Wakefield, Inc. and Jones Long LaSalle Securities LLC
- Fentress Inc.



Additional members may be added to the Consultant Support Team for the Project. The County may identify any new members in an addendum to this EOI if and when a member is added.

The Consultant Support Team's scope of services requires team members to provide assistance to the County and its Selection Committee in preparing the EOI and RFP, and in evaluating SOIs and Proposals, including providing financial, contractual and technical advice. The Consultant Support Team may also provide DBfOM project oversight, including, but not limited to, design reviews, construction monitoring and environmental compliance oversight.



Current and prior members of the Consultant Support Team are not eligible to assist or participate as Project team members with any Respondent.




2.11 Key Commercial Terms


The following are some of the key commercial terms that the County anticipates will be included in the Project Agreement:


- 2.11.1 Term: The term of the Project Agreement will commence on signing, and a 30-year maintenance term will commence from the occupancy date. It is anticipated that the New Facility will be substantially complete and available for occupancy in January 2021.
- 2.11.2 Payment: The County anticipates making a single milestone payment up to \$90 million upon occupancy. At this time, the County does not anticipate starting availability payments earlier than the scheduled occupancy date. The County anticipates making availability payments on a monthly payment cycle.
- 2.11.3 Payment Deductions: The Project Agreement will permit the County to make deductions from the availability payments. In order to achieve full payment, the Project Company will be required to make all functional areas available for use and meet the defined performance standards.
- 2.11.4 End of Term: The Project Agreement will describe the hand-back requirements for the New Facility at the end of the term and describe the provisions to enforce those requirements.
- 2.11.5 Title to the Project Site and New Facility: Title to the Project site will at all times be held by the County. The County will provide the Project Company with appropriate rights to use the site for purposes of the Project.
- 2.11.6 Change of Control: The Project Agreement will preclude any change in control of the Project Company until one year following the commencement

will value having a seasoned partner that it can trust to achieve results and share perspectives and lessons learned from previous projects, starting at the RFP Stage, through Financial Close, into Design and Construction, and for the duration of the Facilities Management Stage.

- 

• **The Right Solution:** HCJP will implement a thoughtful, dignified design that draws on Fentress Architects’ award-winning experience designing courthouses and civic institutions that will speak to local sensibilities and will seamlessly integrate owner priorities with user group functionalities. Fully realized, the HCCC Project will capture civic pride and the existing Howard County Courthouse’s sense of place, complement its new surroundings, and effectively address stated objectives relating to:

 - The safety and security of courthouse users (judges, juries, affected families, magistrates, attorneys, sheriffs, deputies, and detainees), starting with the parking structure, through entrances, in corridors and holding facilities, and inside courtrooms
 - Well-conceived wayfinding and circulation strategies that create ease-of-movement for courthouse users and eliminate the anxiety and security issues that can be inherent when sometimes conflicting stakeholders have to share the same routes
 - Properly planned and programmed space to house the variety of entities that will share the new Howard County Circuit Courthouse, complete with technology infrastructure that will facilitate new advancements in justice administration and be flexible to integrate future emerging technologies
- 

• **The Right Team:** A Respondent Team led by a top-tier developer and composed of local/regional leaders in their respective fields, who each bring demonstrated successful records of completing projects with comparable mandates, and have deep experience working effectively together. Construction Lead, Hensel Phelps, has partnered with Design Lead, Fentress Architects, on more than 60 projects, including six county courthouses, two using the Design Build delivery method very similar to the HCCC Project. Furthermore, Hensel Phelps has partnered with seasoned courthouse facilities management, operations and maintenance (“FMOM”) team member, Veolia Energy Operating Services LLC (“Veolia”), on a number of projects. HCJP’s collaborative experience creates team efficiencies, reduces ramp-up time, and mitigates risks associated with disciplines coming together for the first time on a high-profile public project and ensures a smooth transition to the concession term
- 

• **The Best Value:** More than just the lowest cost financial submission, Howard County will achieve its greatest benefit from the proposal that offers the greatest efficiency and effectiveness over the whole life of the Project. HCJP has a proven and long track record of delivering value over the life on their projects. As an example, the combined, independently client measured Value for Money (“VfM”) of five Forum P3 projects detailed in this submission is \$82 million. Forum’s oversight has saved governments millions through innovative strategies to combine capital projects. Forum also brings an exceptional record of on-time, on-budget projects, including a just completed university residence and hub building, anticipated to be \$1million under budget

1.1 Identification of the Respondent Team

(1) Entity Legal Names

The legal names of the Respondent Team Members are provided in Table No. 1.1-1.

Table No.1.1-1 – Entity Legal Names

Team Role	Respondent Team Member Legal Names
Respondent Team Lead	Forum Equity Partners (US) Inc.
Project Company	Forum Equity Partners (US) Inc.
Equity Provider	Forum Equity Partners (US) Inc.
Design Lead	Fentress Architects Ltd. *

Handwritten initials or mark.



By Kate Magill
Howard County Times

MARCH 2, 2018, 5:00 AM

Continuing its conservative tone from last year, a Howard County financial advisory committee is urging the county to tighten its belt on spending for next year and consider raising some taxes.

Facing continued growth in the demand for county services, uncertainty over federal funding levels and a possible decline in development, the Spending Affordability Advisory Committee recommended the county rein in its spending on government services and schools, as the county will face “significant challenges” in funding its capital construction and operating budgets.

To increase revenue, the 32-member committee suggested the county raise its transfer tax by 25 percent, a move that would need state approval. A transfer tax is paid when owners sell their property; if implemented the committee estimated the increase would bring the county \$6.5 million in annual revenue.

Building on its recommendation last year to study a fee for ambulance service, the committee encouraged the county to implement a fee, which would be billed to insurance companies.

A study on a fee is underway and County Executive Allan Kittleman said he is “very open” to the idea, which the committee estimated could bring \$3 million to \$5 million to the county annually.

In its report released Thursday, the committee did not explicitly recommend raising property taxes, but did say the county could should consider “property and transfer tax increases and reallocation opportunity.”

Committee chairman Steve Sachs, a Howard County real estate and hotel business executive, said that because the county has some of the highest property taxes in the state, he did not want to see property taxes raised.

Kittleman has said he has no plans to raise taxes. While he said he couldn’t promise that he was “going to do exactly what they’ve said here,” Kittleman praised the work of the committee at a briefing for reporters.

The cautionary message on the county’s budget matched recent warnings from Kittleman that the pending 2019 county budget will be tight, with county departments taking a 2 percent midyear cut and a temporary hiring freeze in effect.

Th committee recommended the county develop its 2019 budget based on a 1.75 percent projected growth in revenues, lower than the 2.2 percent growth most recently projected by the Office of Budget, as a way to trim spending amid uncertainty in the federal government’s tax cut and how changes would alter state and local tax structures.

Committee member Richard Clinch, executive director of the University of Baltimore's Jacob France Institute, said that because many county businesses rely on government contracts, they could see growth stall as the federal government pulls back spending under President Donald Trump. However, Clinch noted that defense contractors in the county would likely be exempt from federal spending cuts.

"There aren't going to be massive layoffs, but we are going to see a decline in the procurement for jobs and slow growth in federal employment and spending," Clinch said. "It's unlikely to cause wholesale unemployment, but these people are going to have less money to spend. We're just saying be cautious in your spending."

The committee also recommended lowering the maximum amount the county may borrow through general obligation bonds to \$75 million; last year it recommended \$85 million.

"We've got to get a handle on our expenses," Sachs said.

With the county's recent passage of an updated Adequate Public Facilities Ordinance, legislation that works to ensure schools and roads keep pace with development, Sachs said the committee was concerned by what economic impact the tighter development limits could have on the county's economy if construction projects, and the taxes they bring, slow.

The committee urged the county to perform a long term study of the economic impact of the new legislation, a recommendation Kittleman said he accepts. He said a study will soon be underway in the Department of Planning and Zoning.

"We don't care whether [APFO] is good or bad, we care about the financial impact," Sachs said.

The school system was a major point of concern for the committee, which recommended the county "really look" at whether to fund the school system above its mandatory \$10.2 million maintenance of effort, said committee member Steve Poynot, the chief administrative officer for Howard Bank.

Superintendent Michael Martirano has proposed a request for \$11.4 million above the so-called maintenance of effort, the minimum amount of spending the county is mandated by the state to provide the schools.

As school officials also grapple with a deficit slated to reach \$50 million by summer, committee members stated they wanted to see the school system "take ownership" of its mistakes and craft a multiyear plan to address the issue before it requests county assistance. Martirano has said that county and state assistance will be necessary to pay off the debt.

Sachs said the deficit, which has been created over several years, was "egregious," and that officials needed to "start getting smart and look at everything" in its finances to solve the issue.

Last year the county passed a \$1.58 billion budget, almost two-thirds of which went to the school system, library system and Howard Community College.

Clinch said that while overall the county is in good economic health that hasn't translated into revenue growth, leaving the county in a tight fiscal spot.

"What we did in the past doesn't look like it's sustainable in the long term," Clinch said. "We need to balance service demands with revenue ability. What we want to do is

say that the growth has to be sustainable in the long term, and with the risk factors that are out there caution is called for.”

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Office of the Sheriff

Howard County, Maryland

William J. McMahon
Sheriff

Testimony to County Council on New Courthouse

July 16, 2018

Chairperson Sigaty and members of the County Council:

Thank you for the opportunity to testify in front of you this evening in **SUPPORT of Council Bill 54** that will allow for funding for construction of a new Circuit Courthouse for Howard County.

On February 21, 2017, I testified in support of Council Resolution 27, the resolution that initiated this process (testimony attached). During that testimony, I identified the major safety and security concerns of the current courthouse and the urgent need for construction of a new one. In the interest of time, I will not detail them again tonight. One of the **primary responsibilities of the Howard County Sheriff's Office is the safety and security of those who come to the Courthouse**. This includes parties, witnesses, attorneys, judges and court support personnel, as well as the general public. The current Courthouse, despite its historical significance and charm, makes this task almost impossible to complete. The proposed courthouse addresses those concerns.

Among the highlights:

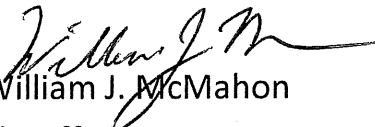
- The location and positioning on the property ensure **recommended setbacks from assaults by vehicles**.
- The configuration of **the main entrance allows for the effective and efficient screening of all visitors**.
- **The Sally Port used for prisoner arrival and departure provides for multiple vehicles and an enhanced level of safety for the prisoners, our deputies, and the community**.
- The Lock-Up area used **for prisoner detention and processing (juvenile and adult) is very well designed**. It allows for the **safe and efficient movement of prisoners**. It also will allow us to **maintain sight and**

sound separation of prisoners based on age and gender, as required by law and professional policy.

- **Interview rooms for attorney/prisoner consultation provide an acceptable level of privacy.**
- The design allows for **controlled movement that limits contact** between accused, prisoners, witnesses, jurors and other parties to cases.
- **Parking for the public, court employees and Sheriff's Office deputies is much improved.**
- **Parking for judges** will comply with judiciary safety standards.
- The design of the new Courthouse will allow all **our employees to be located on-site**. This will significantly increase the **efficiency of the Sheriff's Office and our operations**.
- I remind you from my earlier testimony that at least two **security assessment reports** have been done on the building by the non-profit *National Center for State Courts* over the last ten years. While improvements have been made based on the recommendations in those reports, some **significant issues remain. These deficiencies are all addressed in the design and building of a new Courthouse.**

In conclusion, there is a very real and well documented need for a new Courthouse. As the Sheriff, I am concerned about our ability to maintain the level of safety and security required in today's society. I urge you to vote in favor of this bill and to approve the ultimate construction of a new Courthouse. I also urge you to approve CB 51-2018, which allows the County to lease office space at 6095 Marshalee Dr in Elkridge. Part of this lease agreement will provide temporary working space for Sheriff's Office employees and functions currently located at the Dorsey Building.

Sincerely,


William J. McMahon
Sheriff



Office of the Sheriff

Howard County, Maryland

William J. McMahon
Sheriff

Testimony to County Council on New Courthouse

February 21, 2017

Chair Weinstein and members of the County Council:

Thank you for the opportunity to testify in front of you this evening in **SUPPORT of Council Bill 27** that will allow for the construction of a new Circuit Courthouse for Howard County.

One of the **primary responsibilities of the Howard County Sheriff's Office is the safety and security of those who come to the Courthouse.** This includes parties, witnesses, attorneys, judges and court support personnel, as well as the general public. The current Courthouse, despite its historical significance and charm, makes this task almost impossible to complete.

As you know, the Court house was **originally constructed in 1851, with major renovation's in the mid-1980s and again a decade ago.** Despite the changes made during those periods, the building is outdated and does not support the security measures needed in the 21st Century.

One of my first activities was to assess the safety and security environment of the building, the training our deputies receive and the overall readiness of County personnel to respond to an emergency there. I was pleased to find that our deputies have been involved in "active shooter" training for some time. I have worked with Chief Gardner's staff to ensure that the Police Department's SWAT team and other specialized personnel have exposure to the building and access to it for training. However, **the building itself does not lend itself to the environment of safety that we all want. Among the significant issues are:**



Office of the Sheriff

Howard County, Maryland

William J. McMahan
Sheriff

- The configuration of **the front entrance poses significant challenges in properly screening employees and the public** coming to the Court house. Lines quickly form and the integrity of the screening process is easily compromised. As an example, two main stairways that are located just inside the entrance offer a quick path to bypass the deputies, the x-ray machine and the magnetometer, requiring us to often provide additional staffing there.
- **The exterior area of the Courthouse (Sally Port) used for prisoner arrival and departure is on a public street.** The street must be blocked during prisoner arrival/departure. The Sally Port is located in an extremely open location and **does not offer an acceptable level of concealment or cover in the event of a security breach. Neighbors who may be out taking a walk are interrupted** and have to be held up or diverted as suspects are escorted to and from the Court. Additionally, the actual Sally Port is very narrow and does not allow for access of transport vehicles.
- The Lock-Up area used **for prisoner detention and processing (juvenile and adult) is cramped and poorly designed.** Deputies are required to take extraordinary measures to maintain ample security while escorting prisoners to and from courtrooms. **In fact, court employees, including judges, must remain in their offices as we escort these incarcerated defendants to the courtrooms.**
- **Maintaining sight and sound separation, as required by Maryland and Federal law, for juvenile detainees is nearly impossible.** Once again, extraordinary measures must be exercised by deputies/security officers in order to maintain compliance and a safe custodial environment.



Office of the Sheriff

Howard County, Maryland

William J. McMahon
Sheriff

- **Interview rooms for attorney/prisoner consultation do not provide an acceptable level of privacy.** Conversations can easily be heard from an adjacent hallway and the Lock-Up area.
- The outdated design of the courtrooms makes **it difficult for deputies to maintain a safe environment for the public, court employees, jurors and prisoners.** In custody defendants are often in close proximity to the general public and those attending court proceedings. The use of one courtroom is restricted to only cases involving non-in-custody defendants. Several courtrooms are restricted in the case of serious criminal jury trials.
- **Parking for the public, court employees and Sheriff's Office deputies is limited.** Designated parking spaces for **individuals with disabilities** in close proximity to the Courthouse are frequently full requiring those individuals to park in general parking. The Courthouse is very inconvenient and challenging to access, particularly during inclement weather, for individuals with disabilities.
- **Parking for judges** is not consistent with judiciary safety standards and is not enclosed.
- The current Courthouse office **area designated for Sheriff's Office operations is limited.** HCSO personnel who routinely are required to be present at the Courthouse (Domestic Violence, Warrant/Fugitive, Landlord/Tenant, and Administrative Support) do not have offices at the Circuit Courthouse. **HCSO efficiency would be significantly improved if these units could be more centralized to Courthouse operations.**
- **The age and construction materials of the building make alterations difficult, if not impossible.** Thick granite walls are commonly found throughout the building. Even a seemingly simple addition of a camera



Office of the Sheriff

Howard County, Maryland

William J. McMahon
Sheriff

or an alarm presents significant challenges and can be costly and time consuming.

- At least two **security assessment reports** have been done on the building by the non-profit ***National Center for State Courts*** over the last ten years. While improvements have been made based on the recommendations in those reports, some **significant issues remain. These can be easily addressed in the design and building of a new Courthouse.**

In conclusion, there is a very real and well documented need for a new Courthouse. As the Sheriff, I am concerned about our ability to maintain the level of safety and security required in today's society. I urge you to vote in favor of this resolution and ultimate construction of a new Courthouse.

HCCA testimony on CB54, July 16, 2018

Good evening,
I'm Susan Garber, speaking on behalf of the Howard County Citizens' Association, HCCA.

HCCA throughout the years has brought its members vital information in order to garner a greater understanding of the issues facing our county. As a watchdog organization, HCCA is seeking to understand some information which has been circulating recently within the community. It would be inappropriate and a failure of one's fiduciary responsibilities to categorize out of hand the information as "fake news" without pausing to examine the facts. Given the large amount of documentation provided to support the allegations it is imperative that the rumored findings be fully investigated. We are simply requesting that you pause to thoroughly examine information which has been presented before green lighting this bill.

The financial obligation relative to the new courthouse --now and 30 years into our future-- is staggering. Based on County figures of an annual operating budget impact of \$15 to \$16 million, over 30 years that represents \$450 million on top of initial construction costs, with a milestone payment of \$75 million at the time of occupancy. While on one level it is admirable that a creative solution was sought for funding such a large undertaking, perhaps the P3 arrangement is not in our best fiscal interest. Have we basically worked out a complex and costly scheme analogous to leasing a Ferrari when our Ford is still running?

Perhaps based on inaccurate information activities simply began to snowball. CR27 provided the structure for proceeding full steam ahead but the recent rate of acceleration, perceived conflicts within the choice of location and within the bidding process are deeply troubling.

There is also the elephant in the room, the second devastation of Old Ellicott City in two years. The cost to repair and rebuild --and to mitigate the storm water issues—may be the more pressing obligation at this time.

If I may present an analogy to family finances. Suppose you had gone through all of the planning to construct a garden room addition on your house. Just as you are about to sign on the dotted line it is discovered that not only is your foundation seriously deteriorating, but significant termite

damage has also been detected. One might be forced to abandon the plans for the garden room addition until the more pressing needs to preserve your house are sorted out and paid for.

The most frequently heard reason for needing a new court house has been that the current one is overly crowded. Couldn't the same be said for our schools, for our roads, for our emergency room? The County has many needs. It is owed to the citizens that prioritization be transparent.

Additionally, if at this time when so much effort and money is going into bringing OEC back to life, shouldn't we more closely examine the negative impact to the businesses by removing a significant source of daytime business away from Main Street? Isn't this counterproductive?

While already owning the land on Bendix Road may have seemed advantageous, what does it ultimately cost us to move into new leased space the many departments housed under one roof in the Dorsey Building? Are we really expending \$8500 a month to a PR company? How does promoting the court house benefit us citizens? Did we really award a half million dollars to each unsuccessful bidder? How come? These and many, many more questions make one feel very uncomfortable.

The public, and you, deserve a full fiscal analysis and time to examine documents. Consequently entering into a Project Agreement should be delayed until such an analysis is complete. Tabling CB-54 at this time is in the best interest of the public.

We urge that concerns be fully investigated until such time we can all be completely comfortable with the results. Only then should a course be set. Full transparency is necessary to secure the public trust..... when setting priorities, when conducting needs analyses, when selecting contractors.

In summary, the HCCA would greatly appreciate it if the accusations presented by others would be investigated for accuracy and possible needed action **before** voting on CB54.

Thank you for your consideration.



HOWARD COUNTY COUNCIL
AFFIDAVIT OF AUTHORIZATION
TO TESTIFY ON BEHALF OF AN ORGANIZATION

I, SUSAN GARBER, have been duly authorized by
(name of individual)

HOWARD COUNTY CITIZENS ASSOCIATION to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding CB-54 to express the organization's
(bill or resolution number)

support for / opposition to / request to amend this legislation.
(Please circle one.)

Printed Name: SUSAN GARBER

Signature: _____

Date: 16 July 18

Organization: HCCA

Organization Address: P.O. Box 89 ELLICOTT CITY, MD 21041

Number of Members: 300

Name of Chair/President: Stu Kahn

This form can be submitted electronically via email to councilmail@howardcountymd.gov no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.



HOWARD COUNTY COUNCIL
AFFIDAVIT OF AUTHORIZATION
TO TESTIFY ON BEHALF OF AN ORGANIZATION

I, George Hermina, have been duly authorized by
(name of individual)

Howard County Bar Association to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding 54-2018 to express the organization's
(bill or resolution number)

support for / opposition to / request to amend this legislation.
(Please circle one.)

Printed Name: George Hermina

Signature: [Handwritten Signature]

Date: 7/23/18

Organization: HCBA

Organization Address: Courthouse ~~square~~ Drive

Ellicott city, MD

Chair/President: Ali Kalarestaghi

Ed Trumbull
4208 Purple Twilight Way
Ellicott City, Maryland 21042
(Howard County Council District 1)

July 23, 2018

RE: Council Bill 54-2018

Dear Council Chair Sigaty and Members of the Howard County Council,

My written remarks represent my opinions alone as a citizen of Howard County, Maryland.

Today, I am writing on CB 54-2018 pursuant to Section 612 of the Howard County Charter, approving a multi-year Project Agreement for the Design, Construction, Financing, Operation and Maintenance of the Howard County Circuit Courthouse between Howard County, Maryland and a special purpose entity formed by Edgemoor-Star America Judicial Partners for the design, construction, partial financing, operation and maintenance of a new Courthouse and related Parking Structure to be located on the Project Site located at 9250 Judicial Way (formerly known as 9240 and 9250 Bendix Road) in Ellicott City; authorizing the County Executive to enter into the Agreement and to make changes to the Agreement before executing it, under certain conditions; and generally relating to a multi-year agreement for the design, construction, financing, operation and maintenance of the Howard County Circuit Courthouse.

This project is known as a Public-Private Partnership (P3), which encompasses an array of Design, Build, Finance, Operate, and Maintain (DBFOM) projects across the United States and around the world. P3s often bring together the nation's best lawyers, banks and private equity partners, general contractors, architects and engineers. However, these projects – like our new Courthouse – are still local projects where local Howard County residents will receive justice, local Howard County residents will work, and local Howard County businesses and entrepreneurs will provide required goods and services.

A hallmark of successful P3s is the recognition and formal inclusion of Community Benefit Agreements (CBA) that have qualitative and quantitative goals. To the north and east of Howard County is Baltimore City. The \$660 million Tax Increment Finance (TIF) agreement between the City of Baltimore and Sagamore Development Company to finance the infrastructure for the \$5.5 - \$6 billion redevelopment of Port Covington in South Baltimore has a robust CBA. The Port Covington CBA includes a data-driven, evidenced-based workforce

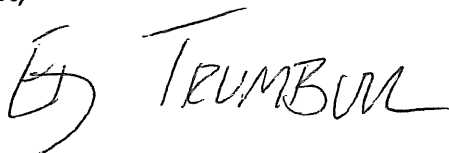
strategy, affordable housing goals, women and minority-business enterprise goals, and a hyper focus on the neighborhoods adjacent to Port Covington. Under the workforce strategy, the master developer and the City of Baltimore have agreed to 30% local hiring for all on-site jobs, 51% net new hires for local residents who work on the TIF funded infrastructure, creation of apprenticeships starting at 12% and increasing to 20% over five years, and reserving one-quarter of the apprenticeships for individuals with barriers to employment, such as youth aging out of foster care, re-entering ex-offenders, and individuals on public assistance. In regards to minority and women-owned business enterprises, the master developer has agreed to a utilization of 27% for minority businesses and 10% for women-owned businesses.

To the south of Howard County is the District of Columbia in Washington, DC. The government of the District of Columbia has created an Office for Public-Private Partnerships (OP3). OP3 is working on a wide application of P3s, including modernization of the Metropolitan Police Department's Headquarters, Correctional Centers, Educational Facilities, Fire and Emergency Medical Facilities, Waste Management and Recycling, Solar and Micro-grid Projects, and Streetlight Modernization with 5G Wi-Fi Operability. *All* District of Columbia projects with government assistance of \$5 million or more include a workforce community benefit, which is known as First Source.

Howard County's Courthouse is a laboratory for future innovative P3s for both the County and the State of Maryland. In fact, Maryland's Department of Transportation is moving forward with a massive \$7 – \$ 9 billion P3 for traffic congestion relief on the Maryland portion of the Washington Beltway of I-495 and I-270. There is a high probability that these roadway projects will require both women and minority owned business enterprise goals and workforce requirements.

As a 20-plus year citizen, taxpayer and voter in Howard County, Maryland, I respectfully request that we pause execution of the Howard County Courthouse P3 contract, convene a group of community stakeholders and the project's leadership, and craft a robust, written and enforceable CBA, which includes workforce opportunities as well as women and minority-owned enterprise goals (beyond the 15% sub-contracting goals noted on page 508 of RFP Exhibit A). The agreed upon CBA will become a national model and an attachment to the executed contract.

Best,

A handwritten signature in black ink that reads "Ed Trumbull". The signature is written in a cursive, slightly slanted style.

Ed Trumbull