



MEETING AGENDA
Wednesday, December 5, 2018
9:00 a.m.

- I. **Call to Order**
- II. **Approval of Minutes from November 7, 2018 Public Procurement Review Board Meeting**
- III. **Approval of per diem and expenses for the December 5, 2018 meeting and for any additional expenses incurred prior to the January 2019 meeting**
- IV. **DFA Office of Purchasing, Travel and Fleet Management (OPTFM)**
 - A. **Petitions for Relief from Reverse Auction**
 - 1. **Governing Authorities**
 - i. **Requesting Governing Authority:** Jones County
Supplier: Unknown
Term: Unknown
Commodities: Bituminous Materials (hot & cold mix and other mixtures), slurry seal, and striping
Total Value: Estimated \$750,000.00 (Bituminous material \$200,000.00, slurry seal \$500,000.00, striping \$50,000.00)
Summary of Request: Jones County has requested an exemption from using the Reverse Auction process for the purchase of various commodities. Reverse auction has been used by the County for these procurements but resulted in little competition with an inflation in prices. The County feels that the competitive sealed bid process should be utilized to procure the items.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.
 - ii. **Requesting Governing Authority:** Tippah County
Supplier: Unknown
Term: Unknown
Commodities: Aggregate material, cold mix emulsion, and CRS-2

Total Value: Estimated \$150,000.00 (aggregate material \$50,000.00, cold mix \$50,000.00, CRS-2 \$50,000.00)

Summary of Request: Tippah County has requested an exemption from using the Reverse Auction process for the purchase of various commodities. Reverse auction has been used by the County for these procurements but resulted in little competition with an inflation in prices. The County also wishes to award to alternate vendors. The County feels that the competitive sealed bid process should be utilized to procure the items.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

iii. **Requesting Governing Authority:** Chickasaw County

Supplier: Unknown

Term: Unknown

Commodities: CRS-2, #7 stone, crusher run, rip rap, and culverts

Total Value: Estimated \$205,000.00 (CRS-2 \$65,000.00, stone \$75,000.00, culverts \$65,000.00)

Summary of Request: Chickasaw County has requested a reverse exemption from using the Reverse Auction process for the purchase of various commodities. They are requesting an exemption because they make multiple awards for these commodities. The County feels that the competitive sealed bid process should be utilized to procure the items.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

iv. **Requesting Governing Authority:** Madison County

Supplier: Unknown

Term: Unknown

Commodities: Various crushed limestone products and fill dirt

Total Value: Estimated \$350,000.00

Summary of Request: Madison County has requested an exemption from using the Reverse Auction process for the purchase of various commodities. They are requesting an exemption because in previous Reverse Auctions they had no participation. The County feels that the competitive sealed bid process should be utilized to procure these items.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

2. State Agencies

i. **Requesting Agency:** Mississippi State Department of Health (MSDH)

Supplier: Unknown-N/A

Contract #: 3180000591

Term: One (1) Year (01/01/2019 – 12/31/2019)

Total Value: Unknown

Summary of Request: MSDH has submitted an exemption request from the Reverse Auction process for the Supplemental Nutrition Program for Women, Infants and Children (WIC) Infant Formula Rebate Program. MSDH is requesting the exemption because the federal guidelines require MSDH to solicit sealed bids through an invitation for bid (IFB). Reverse Auction process will not satisfy federal regulations regarding cost containment procedures. MSDH solicits sealed bids from infant formula manufacturers to supply and provide a rebate for infant formula. The rebate will offset the retail cost of the formulas. The MSDH sought clarification from the USDA and were instructed that the Reverse Auction process was not authorized by the applicable federal regulations.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, OPTFM asks that the Board approve this exemption and the use of competitive sealed bidding for the procurement.

ii. **Requesting State Agency:** Mississippi Department of Archives and History

Supplier: Unknown-N/A

Contract #: Unknown-N/A

Term: One-time procurement

Total Value: \$60,000.00 - \$100,000.00 (projected)

Summary of Request: The Mississippi Department of Archives and History (MDAH) is requesting an exemption from the Reverse Auction process and approval to issue a Request for Proposals for the custom design, fabrication, and installation of new exhibit housing for a 500-year-old canoe currently on display in the Mississippi Museum of History. MDAH is seeking a single firm to design new housing that will allow for better viewing of the artifact while still preserving and protecting it as the current housing obstructs full viewing of the canoe. At the time of building the original museum exhibit, there was no way to know that the lighting and canoe housing would interact in such a way that would obstruct full viewing of the artifact. Due to the lack of existing specifications and the complexity of the procurement, MDAH feels that conducting a Reverse Auction would be neither practicable nor advantageous. Additionally, MDAH feels that an RFP will allow them to effectively compare alternative design specifications, fabrication methods, and supplier experience. MDAH proposes evaluating the proposals using the following weights: 40% cost/price; 35% technical factors, and 25% management factors.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information provided, OPTFM recommends approval of the exemption and the use of a Request for Proposals for the procurement.

B. Consideration of Awards for Governing Authorities Receiving Exemptions

1. Requesting Governing Authority: Warren County

Supplier: Dickerson & Bowen and APAC, Inc. (Jackson & Vicksburg Plant)

Term: 01/01/19 – 12/31/19, with four optional one-year renewals

Total Value: Unknown

Summary of Request: Warren County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for asphalt products. Three bids were received. They are requesting to award to the low vendors per line item as a primary and alternate to Dickerson & Bowen and APAC, Inc. (Jackson and Vicksburg).

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

2. Requesting Governing Authority: Warren County

Supplier: Hammett & Green, Bootheel Investment, and Kelly Welding

Term: 01/01/19 – 12/31/19, with four optional one-year renewals

Total Value: Unknown

Summary of Request: Warren County was granted an exemption from Reverse Auction at the September 11, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for gravel products, clay, and wash gravel. Six bids were received. They are requesting to award to the low vendor per line item as a primary and alternate to Hammett & Green, Bootheel Investment and Kelly Welding.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

3. Requesting Governing Authority: Rankin County

Supplier: ADCAMP, Inc., Ergon Asphalt, W.E. Blain & Sons, Dickerson & Bowen, APAC, Blacklidge Emulsions, and AJ Construction

Term: 01/01/19 – 12/31/19

Total Value: Unknown

Summary of Request: Rankin County was granted an exemption from Reverse Auction at the August 1, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for asphalt. They are requesting to award a primary and alternate to the above vendors per line item.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

4. Requesting Governing Authority: Rankin County

Supplier: T.L. Wallace

Term: 01/01/19 – 12/31/19

Total Value: Unknown

Summary of Request: Rankin County was granted an exemption from Reverse Auction at the August 1, 2018 PPRB meeting because they typically only get one response to this particular bid. The County advertised for competitive sealed bids for slurry seal, micro-surfacing and scrub seal. They received one bid and wish to award to T.L. Wallace.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

5. Requesting Governing Authority: Rankin County

Supplier: Warren Paving, White Sands and Green Dream

Term: 01/01/19 – 12/31/19

Total Value: Unknown

Summary of Request: Rankin County was granted an exemption from Reverse Auction at the August 1, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for crushed aggregates. They received three bids and wish to award primary and alternate per line item to Warren Paving, White Sands, and Green Dream.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

6. Requesting Governing Authority: Rankin County

Supplier: White Sands and Grand's Gravel Hauling

Term: 01/01/19 – 12/31/19

Total Value: Unknown

Summary of Request: Rankin County was granted an exemption from Reverse Auction at the August 1, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for gravel and received two bids. They wish to award per line item to White Sands and Grand's Gravel Hauling as primary and the alternate.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

7. Requesting Governing Authority: Rankin County

Supplier: Southern Pipe, Coburn Supply, and G & O Supply

Term: 01/01/19 – 12/31/19

Total Value: Unknown

Summary of Request: Rankin County was granted an exemption from Reverse Auction at the August 1, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for metal culverts and received three bids. They wish to award per line item to Southern Pipe, Coburn Supply, and G & O supply as a primary and alternate.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the county, we ask that the Board approve this contract.

8. Requesting Governing Authority: Rankin County

Supplier: Southern Pipe, Coburn Supply, and G & O Supply

Term: 01/01/19 – 12/31/19

Total Value: Unknown

Summary of Request: Rankin County was granted an exemption from Reverse Auction at the August 1, 2018 PPRB Meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for polypropylene culvert and received four bids. They wish to award per line item to three bidders Southern Pipe, Coburn Supply, and G & O Supply as a primary and alternate.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

9. Requesting Governing Authority: Leake County

Supplier: Dickerson & Bowen Inc., APAC, and W E Blaine

Term: 01/07/19 – 01/05/20

Total Value: Unknown

Summary of Request: Leake County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for hot mix. They wish to award a primary and alternates to Dickerson & Bowen, APAC, and W E Blaine.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

10. Requesting Governing Authority: Leake County

Supplier: Cold Mix Inc., W E Blaine, and APAC

Term: 01/07/19 – 01/05/20

Total Value: Unknown

Summary of Request: Leake County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for cold mix. They wish to award a primary and alternates to Cold Mix Inc., W E Blaine, and APAC.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

11. Requesting Governing Authority: Leake County

Supplier: Hammett Gravel Co. Inc.

Term: 01/07/19 – 01/05/20

Total Value: Unknown

Summary of Request: Leake County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB Meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for gravel. They wish to award to Hammett Gravel Co. Inc.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

12. Requesting Governing Authority: Leake County

Supplier: Blacklidge Emulsions Inc. and Ergon

Term: 01/07/19 – 01/05/20

Total Value: Unknown

Summary of Request: Leake County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for liquid asphalt. They wish to award a primary and alternates to Blacklidge Emulsions Inc. and Ergon.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

13. Requesting Governing Authority: Leake County

Supplier: Scotty's Recycling and Vulcan Materials

Term: 01/07/19 – 01/05/20

Total Value: Unknown

Summary of Request: Leake County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for aggregates. They wish to award a primary and alternate to Scotty's Recycling and Vulcan Materials.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract.

14. Requesting Governing Authority: Leake County

Supplier: Central Rock, G & O Supply, and Coburn Supply

Term: 01/07/19 – 01/05/20

Total Value: Unknown

Summary of Request: Leake County was granted an exemption from Reverse Auction at the October 3, 2018 PPRB meeting in order to award to multiple suppliers. The County advertised for competitive sealed bids for polyethylene pipe. They wish to award a primary and alternates to Central Rock, G & O Supply, and Coburn Supply.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the County, we ask that the Board approve this contract

C. Consideration of State Agency Contracts for Board Action

1. Requesting Agency: Mississippi Department of Human Services (MDHS)

Supplier: Toshiba America Business Solutions

Contract #: 8200043008: \$74,416.00; 8200042307: \$69,088.00; 8200041197: \$49,872.00; 8200042312: \$85,072.00; 8200042313: \$79,416.00; 8200042315: \$85,072.00; 8200042316: \$125,808.00; 8200042301: \$69,088.00; 8200042309: \$90,072.00

Term: 2 years and 10 months (01/01/2019 - 10/31/2021)

Total Value: \$727,904.00

Summary of Request: MSDH has submitted several P-1s requesting approval to enter into several rental agreements with Toshiba America Business Solutions to rent 31 copiers/multi-function devices for the central offices of MDHS and the Department of Child Protection Services (DCPS) and the county offices. Attached is the link to just one of the contracts, which is representative of the remainder, and is the OPTFM-approved form. MDHS used the State Copier contract to select this vendor. MDHS is requesting the Board's approval of these rental agreements.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, we ask that the Board approve these contracts.

2. Requesting Agency: Mississippi Department of Education (MDE)

Supplier: Canon USA, Inc.

Contract #: 82000042705

Term: Five (5) Years (01/01/2019 - 12/31/2023)

Total Value: \$958,122.60

Summary of Request: MDE has submitted a P-1 requesting approval to enter into a rental agreement with Canon USA, Inc., to rent 50 copiers/multi-function devices for the central office of MDE. MDE used the State Copier contract to select this vendor. This contract was presented to the MDE Board on 10/11/2018 and was approved. The Mississippi Department of Information Technology Systems (ITS) has approved the rental (See the attached CP-1). MDE selected, from the state contract, three dealers (Xerox Direct, RJ Young and Canon Solutions of America) to provide a proposal based on an assessment of the Agency's specifications for each office. MDE selected Canon USA, Inc. a dealer of Canon Solutions of America. MDE is requesting the Board's approval of this rental agreement.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, we ask that the Board approve this contract.

3. Requesting Agency: University of Southern Mississippi (USM)

Supplier: Quantum Design Inc.

Contract #: 8200042759

Term: One-time purchase

Total Value: \$546,120.00

Summary of Request: USM solicited a bid (institutes of higher learning are statutorily exempt from the use of Reverse Auction) for the purchase of one (1) SQUID Magnetometer to be used by their School of Polymer Sciences and Engineering. USM has received 100% federal funding from the National Science Foundation, grant award number (OIA 1757220) to purchase the required instrument. USM received two (2) responses from the solicitation, but one (1) submitted by Cryogenic US LLC was deemed nonresponsive because it did not meet three (3) specifications. The specifications that were not met by Cryogenic US LLC were: 1. Did not have the appropriate VSM Module, 2. Did not meet the performance requirements for AC susceptibility and 3. References of ten (10) similar systems installed in the US were not submitted with their bid response. USM requests to award to Quantum Design Inc. based on the fact that they met the required specifications and that no protests were received.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, we ask that the Board approve this contract.

4. Requesting Agency: Mississippi Department of Transportation (MDOT)

Supplier: McComb Diesel Inc.

Contract #: 8200042946, 8200042948

Total Value: \$588,000.00 (8200042946) for the initial purchase and up to \$392,000.00 (8200042948) for the Agency contract

Term: December 05, 2018 through June 30, 2019 for the initial purchase and December 5, 2018 through October 31, 2019 with the potential of four (4) twelve month extensions, for the Agency contract.

Summary of Request: MDOT completed a Reverse Auction for the purchase of six (6) tractor trucks with an agency contract for the purchase of an additional four (4) Tractor Trucks. Three vendors submitted pre-qualification information and two met specifications. Those two vendors participated in the Reverse Auction and the contract is being awarded to the low bidder.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, we ask that the Board approve these two contracts.

5. Requesting Agency: Mississippi Department of Transportation (MDOT)

Supplier: Tri-State Truck Center INC

Contract #: 8200043042, 8200043043

Total Value: \$143,600.00 (8200043042) for initial purchase and up to \$718,000.00 (8200043043) for the Agency contract.

Term: December 05, 2018 through June 30, 2019 for the initial purchase and December 5, 2018 through December 04, 2019 with the potential of four (4) twelve month extensions, for the Agency contract.

Summary of Request: MDOT completed a Reverse Auction for the purchase of two (2) cab & chassis single axle trucks with an agency contract for the purchase of an additional ten (10) tractor trucks. Three vendors submitted pre-qualification information and met specifications. Those three vendors participated in the Reverse Auction and the contract is being awarded to the low bidder.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, we ask that the Board approve these two contracts.

6. Requesting Agency: Mississippi Department of Transportation (MDOT)

Supplier: McComb Diesel Inc.

Contract #: 8200043040, 8200043041

Total Value: \$2,824,200.00 (8200043040) for the initial purchase and up to \$3,138,000.00 (8200043041) for the Agency contract.

Term: December 05, 2018 through June 30, 2019 for the initial purchase and December 5, 2018 through December 04, 2019 with the potential of four (4) twelve month extensions, for the Agency contract.

Summary of Request: MDOT completed a Reverse Auction for the purchase of twenty-seven (27) cab & chassis tandem axle trucks with an agency contract for the purchase of an additional thirty (30) tractor trucks. Three vendors submitted pre-qualification information and met specifications. Those three vendors participated in the Reverse Auction and the contract is being awarded to the low bidder.

STAFF RECOMMENDATION: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the Agency, we ask that the Board approve these two contracts.

7. Requesting Agency: University of Mississippi Medical Center (UMMC)

Scope of Contract: Exemption to Chapter 8, "Disposal of Personal Property," Section 8.101.01.2 of the Procurement Manual

Purchase Method: Group Purchasing Organization (GPO)

Comments: UMMC is requesting an exemption to the requirements of the regulations of Chapter 8 "Disposal of Personal Property", Section 8.101.01.2, as it relates to personal property that will be traded-in as part of a purchases(s) facilitated through a GPO.

This chapter and section relates to personal property which becomes surplus to the Agency or is obsolete or inoperable, but still has a residual value and the Agency wants to trade the equipment in to receive a discount off the purchase price of new equipment. (Please see the attached request letter.)

Section 8.101.01.2 states: "when trading-in a commodity and applying the revenue towards a reduction in the purchase price, the Agency must evaluate the value of the commodity being traded as well as the value of the item being procured to determine the proper methods of soliciting bids. If the estimated value of the items or items being traded is greater than \$1,000 but not more than \$5,000, two written quotes are required. If the estimated value of the "trade-in" commodity exceeds \$5000 then the transaction shall be advertised.

Per Section 31-7-13, Mississippi Code of 1972, Annotated, if the estimated value of the commodity to be purchased exceeds \$50,000, then the transaction shall be advertised. If the estimated value of the commodity to be purchased exceeds, \$5,000, then the transaction shall be entered into after obtaining at least two competitive bids.

Since UMMC has authority to purchase through a GPO and is exempt from bid requirements,

they are asking to be exempt regarding the “disposal of personal property requirements” as well. The prior Board initially approved this exemption in April 2013 and asked that the request be brought back before the Board each year. UMMC’s current exemption approval expired June 30, 2017 and due to an oversight at OPTFM the approval was not presented to the Board for the FY 2018 and FY 2019 exemptions. OPTFM is asking for retroactive approval of those exemption requests and that the future approvals be delegated to OPTFM staff on a yearly basis.

Staff Recommendation: Based on the information submitted by the Agency, we ask for the Board’s retroactive approval of the FY 18 and 19 exemption requests and the delegation of approval authority to the OPTFM staff for subsequent annual requests.

8. Requesting Agency: Mississippi Department of Marine Resource (DMR)

Supplier: Gerald Robert Forte, B&W Seafood LLC, Crystal Seas Seafood LLC., Bayou Caddy Fisheries, Inc.

Contract#: 8900000926, 8900000927, 8900000928, 8900000929

Term: Twelve (12) months, 11/8/2018 – 11/7/2019

Total Value: \$1,984,000.00 (\$496,000.00 per vendor) + TBD increase

Summary of Request: DMR is requesting to amend contracts for the purchase of live oysters from NOAA qualified Mississippi oyster dealer/processors to ensure preservation and protection of the oysters. Live animals are exempt from the competitive bidding process under section 31-7-13(m), Mississippi Code of 1972. The live oysters will be relayed beginning December 10, 2018 from the Eastern Mississippi Sound to various areas in the Western Mississippi Sound. The oysters need to be relocated to a more favorable environment for sustainability. The Board approved these contracts in the amount of \$1,984,000.00 (\$496,000.00 per vendor) at the November 7, 2018 meeting. Since that time, the awarded dealer/processors have refused to execute contracts, stating that the compensation allowed by the DMR will not cover the cost of the insurance required in the contract. The DMR is requesting to increase the amount of each contract to cover the cost to the vendors.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules and regulations and legal requirements by DFA staff. Based on the information submitted by the agency, we ask that the Board approve this contract.

D. OPTFM Staff Approvals Reported to the Board

1. Emergency Purchases
2. Sole Source Purchases

E. OPTFM Director’s Report

V. DFA Bureau of Building, Grounds, and Real Property Management (BOB/RPM)

A. Consideration of Contracts for Board Action

B. BOB Staff Approvals Reported to the Board

C. BOB Director's Report

D. RPM Succeeding Leases

1. Requesting Agency: Mississippi Department of Corrections

Lease #: 170-261-23A

Lessor: China Street Investment Company, LLC.

Term: 01/01/2019 through 12/31/2023

Total Yearly Cost: \$12,000

Cost PSF: \$7.19 + Utilities & Janitorial

Previous Cost PSF: \$7.19 + Utilities & Janitorial

Federal Funds: 0%

Square Footage Proposed: 1,668

Previous Square Footage: 1,668

Address of Property: 103 West China Street, Lexington, MS

Purpose of Lease: Lexington Probation and Parole Office

Note: This is a five (5) year lease with no renewals.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules, regulations and legal requirements by DFA staff. RPM recommends the approval of this lease.

E. RPM Non-Competitive Leases (Exempt from Competition)

1. Requesting Agency: Mississippi Department of Environmental Quality

Lease #: 595-251-19B

Lessor: Jarvis Chappell

Term: 01/01/2019 through 12/31/2019

Total Yearly Cost: \$5,800.00

Cost PSF: \$2.50 Inclusive

Previous Cost PSF: \$2.50 Inclusive

Federal Funds: 0%

Square Footage Proposed: 2,320

Previous Square Footage: 2,320

Address of Property: 605 West Fortification Street, Jackson, MS.

Purpose of Lease: To store gas well samples and cores.

Note: This is a one (1) year storage lease with no renewals. This lease is exempt from competitive advertisement under 300.9 (6).

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules, regulations and legal requirements by DFA staff. RPM recommends the approval of this lease.

2. Requesting Agency: Mississippi State Veterans Affairs Board

Lease #: 857-612-19A

Lessor: Storage Choice

Term: 01/01/2019 through 12/31/2019

Total Yearly Cost: \$2,160.00

Cost PSF: \$10.80 Inclusive

Previous Cost PSF: \$10.80 Inclusive

Federal Funds: 0%

Square Footage Proposed: 200

Previous Square Footage: 200

Address of Property: 177 Pruitt Lane, Pearl, MS.

Purpose of Lease: To store IT equipment and personnel records.

Note: This is a one (1) year storage lease with no renewals. This lease is exempt from competitive advertisement under 300.9 (6).

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules, regulations and legal requirements by DFA staff. RPM recommends the approval of this lease.

F. RPM Amended Leases

1. **Requesting Agency:** Mississippi Department of Rehabilitation Services

Lease #: 725-531-39C

Lessor: Allred Investments, LLC.

Term: 07/01/2019 through 06/30/2039

Total Yearly Cost: \$92,190.00

Cost PSF: \$14.00 + Utilities & Janitorial

Previous Cost PSF: \$14.00 + Utilities & Janitorial

Federal Funds: 80%

Square Footage Proposed: 6,585

Previous Square Footage: 5,585

Address of Property: 313 Industrial Park Drive, Starkville, MS.

Purpose of Lease: This amendment is to add space to an existing lease in Starkville for the consolidation and closure of the Columbus facility.

Note: The Starkville lease was approved by PPRB on October 3rd, 2018. It is a 20 year base lease with no renewals.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules, regulations and legal requirements by DFA staff RPM recommends the approval of this lease amendment.

2. **Requesting Agency:** East Mississippi State Hospital

Lease #: 531-351-19A

Lessor: Mississippi Plantation Services, LLC

Term: 01/07/2019 through 07/07/2019

Total Yearly Cost: \$9,600.00

Cost PSF: \$5.56 + Utilities & Janitorial

Previous Cost PSF: \$5.56 + Utilities & Janitorial

Federal Funds: 0%

Square Footage Proposed: 1,727

Previous Square Footage: 1,727

Address of Property: 730 Main Avenue, DeKalb, MS.

Purpose of Lease: This amendment is to add additional time for the completion of a new building that will house the Community Services Division based in DeKalb. The extension of this lease by six (6) months should give enough time for the completion.

Note: This is a six (6) months extension to an existing lease.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules, regulations and legal requirements by DFA staff. RPM recommends the approval of this lease amendment.

3. **Requesting Agency:** Mississippi Department of Banking and Consumer Finance

Lease #: 090-251-24A-R

Lessor: Moore Limited Family Partnership

Term: 01/01/2019 through 08/31/2024

Total Yearly Cost: \$175,250.50

Cost PSF: \$12.50 Inclusive

Previous Yearly Cost: \$171,712.50

Previous Cost PSF: \$12.50 Inclusive

Federal Funds: 0%

Square Footage Proposed: 14,020

Previous Square Footage: 13,657

Address of Property: 4780 I-55 North Frontage Road, Jackson, MS.

Purpose of Lease: This amendment is to add space to an existing lease in the current location due to the increase in employees.

Note: This is an increase in space of 363 square feet. The original lease was approved by PPRB on May 5th, 2014 and an amendment was approved by PPRB on November 1, 2017.

Staff Recommendation: This request has been reviewed for compliance and has been determined to comply with all rules, regulations and legal requirements by DFA staff. RPM recommends the approval of this lease amendment.

4. **Requesting Agency:** Mississippi Board of Pharmacy

Lease #: 655-251-23A

Lessor: Hertz Jackson Two, LLC

Term: 01/01/2019 through 12/31/2023

Total Yearly Cost: \$120,660.00

Cost PSF: \$15.00 Inclusive

Previous Cost PSF: \$15.00 Inclusive

Federal Funds: 0%

Square Footage Proposed: 8,044

Previous Square Footage: 8,044

Address of Property: 6360 I-55 North, Jackson, MS.

Purpose of Lease: This is the home office of the Mississippi Board of Pharmacy for the State.

Note: This amendment extends the present contract by five (5) years with no renewals. Mississippi Board of Pharmacy asks PPRB for a waiver on the Space Efficiency Allowance because the original contract was executed prior to the regulation taking effect. The Space Efficiency Allowance stands at 365 square feet per occupant.

Staff Recommendation: Upon the granting of the waiver for the Space Efficiency Allowance by PPRB this lease request will have complied with all rules, regulations and legal requirements by DFA staff. RPM recommends the approval of this lease.

G. RPM Ratification of Emergency Storage Leases

The Mississippi Department of Human Services requests the ratification by PPRB of the subsequent temporary storage leases used during the emergency situation mentioned in the Emergency Lease Certificate issued on June 12th, 2018. The leases described below indicate the cost of the temporary storage facilities incurred by Mississippi Department of Human Services during the emergency move.

- 1. Requesting Agency:** Mississippi Department of Human Services
Lease #: 865-615-19Y
Location: 4600 Lakeland Drive, Flowood, MS. 39232
Lessor: Storage Max Lakeland
Duration: 06/14/2018 through 08/15/2018
Remaining Monthly Cost: \$187.00 Monthly
Purpose of Lease: 6 storage units leased during the emergency and subsequent move to new location.
Note: Total cost expended on the storage units- \$4,305.35. Five units have been vacated and only one unit remains in use; unit 733.
- 2. Requesting Agency:** Mississippi Department of Human Services
Lease #: 865-611-19Z
Location: 842 Luckney Road, Brandon, MS. 39047
Lessor: Storage Max Luckney
Duration: 06/14/2018 through 08/15/2018
Remaining Monthly Cost: \$158.00 Monthly
Purpose of Lease: 9 storage units leased during the emergency and subsequent move to new location.
Note: Total cost expended on the storage units- \$3,409.19. Eight units have been vacated and only one unit remains in use; unit 065.
- 3. Requesting Agency:** Mississippi Department of Human Services
Lease #: 865-251-19Z
Location: 304 South State Street, Jackson, MS.39201
Lessor: Storage Max Downtown
Duration: 06/14/2018 through 08/15/2018
Remaining Monthly Cost: N/A
Purpose of Lease: 22 storage units leased during the emergency and subsequent move to new location and 0 remain in use.
Note: Total cost expended on the storage units- \$10,409.12.

Staff Recommendation: These requests have been reviewed for compliance and have been determined to comply with all rules, regulations and legal requirements by DFA staff. RPM recommends the ratification of these leases in accordance with 300.9(3).

H. RPM Director's Report

VI. DFA Office of Personal Service Contract Review (OPSCR)

A. Petitions for Relief from Competitive Sealed Bidding

1. **Requesting Agency:** Mississippi Department of Health

RFx Number: 3180000594

Procurement Request: Request for Proposals

Anticipated Term: July 1, 2019 to June 30, 2023 (1 optional 1 year renewal)

Anticipated Contract Amount: \$1,800,000.00 (initial term)

Summary of Request: The Agency has submitted a Petition for Relief from the use of an Invitation for Bids (IFB) as the procurement method as allowed by Miss. Code Ann. § 31-7-403(4) for the competitive procurement of one single vendor to provide all required testing for over forty genetic conditions/diseases and birth defects specified by the Mississippi Department of Health through Newborn Screening. The Agency contends the use of an Invitation for Bids is neither practicable nor advantageous as the service requires a qualified genetics laboratory with expertise in processing Dried Blood Spot (DBS) cards submitted by birthing hospitals, midwives, and county health departments. The qualified laboratory must be located within the United States and must be capable of testing a minimum of 40,000 specimens per year. According to the Agency, screening by tandem mass spectrometry does not always render clear cut results and this type of screening requires extensive expertise and experience in this type of testing methodology. In previous procurements, selecting a vendor through a Request for Proposals allowed the Agency to evaluate the ability of the vendor to carry out detailed functions based on Mississippi's specific needs. The respondents will be evaluated based on technical, cost and management factors. Technical factors will be weighted at twenty-five percent (25%) or 25 points, cost factors will be weighted at forty percent (40%) or 40 points (with price (relative cost) assigned an individual weight of thirty-five percent (35%) or 35 points), and management factors will be weighted at a combined thirty-five percent (35%) or 35 points).

Staff Recommendation: Granting of the Agency's Petition for Relief from competitive bidding requirements as allowed by Miss. Code Ann. § 31-7-403(4) and approval of the Agency's request to use a Request for Proposals as the procurement method to select one vendor to provide Newborn Genetic Screening.

B. Consideration of Contracts for Board Action

1. **Requesting Agency:** Mississippi Department of Human Services

Supplier: Southern Mississippi Planning and Development District

Contract #: 8200042865

Term: 01/01/2019 – 12/31/2021

Total Value: \$1,311,240.00

New

\$1,311,240.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation

of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following fifteen counties: Covington, Forrest, George, Greene, Hancock, Harrison, Jackson, Jefferson Davis, Jones, Lamar, Marion, Pearl River, Perry, Stone, and Wayne. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$437,080.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$2,185,400.00

2. **Requesting Agency:** Mississippi Department of Human Services

Supplier: Central Mississippi Planning and Development District

Contract #: 8200042863

Term: 01/01/2019 – 12/31/2021

Total Value: \$846,954.00

New

\$846,954.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following seven counties; Copiah, Hinds, Madison, Rankin, Simpson, Warren, and Yazoo. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$282,318.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$1,411,590.00

3. **Requesting Agency:** Mississippi Department of Human Services

Supplier: North Delta Planning and Development District

Contract #: 8200042880

Term: 01/01/2019 – 12/31/2021

Total Value: \$406,752.00

New

\$406,752.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in

private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following seven counties; Coahoma, Desoto, Panola, Quitman, Tallahatchie, Tate, and Tunica. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$135,584.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$677,920.00

4. **Requesting Agency:** Mississippi Department of Human Services

Supplier: Three Rivers Planning and Development District

Contract #: 8200042882

Term: 01/01/2019 – 12/31/2021

Total Value: \$377,316.00

**New
\$377,316.00**

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following eight counties; Calhoun, Chickasaw, Itawamba, Lafayette, Lee, Monroe, Pontotoc, and Union. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$125,772.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$628,860.00

5. **Requesting Agency:** Mississippi Department of Human Services

Supplier: East Central Planning and Development District

Contract #: 8200042868

Term: 01/01/2019 – 12/31/2021

Total Value: \$337,176.00

**New
\$337,176.00**

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten

respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following nine counties; Clarke, Jasper, Kemper, Lauderdale, Leake, Neshoba, Newton, Scott, and Smith. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$112,392.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$561,960.00

6. **Requesting Agency:** Mississippi Department of Human Services
Supplier: Northeast Mississippi Planning and Development District
Contract #: 8200042867
Term: 01/01/2019 – 12/31/2021
Total Value: \$306,402.00

New
\$306,402.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following six counties; Alcorn, Benton, Marshall, Prentiss, Tippah, and Tishomingo. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$102,134.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$510,670.00

7. **Requesting Agency:** Mississippi Department of Human Services
Supplier: South Delta Planning and Development District
Contract #: 8200042883
Term: 01/01/2019 – 12/31/2021
Total Value: \$270,276.00

New
\$270,276.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the

following six counties; Bolivar, Humphreys, Issaquena, Sharkey, Sunflower, and Washington. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$90,092.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$450,460.00

8. **Requesting Agency:** Mississippi Department of Human Services

Supplier: Golden Triangle Planning and Development District

Contract #: 8200042881

Term: 01/01/2019 – 12/31/2021

Total Value: \$268,938.00

New

\$268,938.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following seven counties; Choctaw, Clay, Lowndes, Noxubee, Oktibbeha, Webster, and Winston. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$89,646.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$448,230.00

9. **Requesting Agency:** Mississippi Department of Human Services

Supplier: Southwest Mississippi Planning and Development District

Contract #: 8200042869

Term: 01/01/2019 – 12/31/2021

Total Value: \$248,868.00

New

\$248,868.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following ten counties; Adams, Amite, Claiborne, Franklin, Jefferson, Lawrence, Lincoln, Pike, Walthall, and Wilkinson. The Agency's Petition for Relief from competitive bidding

requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$82,956.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$414,780.00

10. Requesting Agency: Mississippi Department of Human Services

Supplier: North Central Planning and Development District

Contract #: 8200042884

Term: 01/01/2019 – 12/31/2021

Total Value: \$230,136.00

New

\$230,136.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide adult protective services which include the investigation of abuse, neglect, self-neglect, and reports of exploitation of vulnerable adults residing in private homes as mandated by the Mississippi Vulnerable Persons Act of 1986 (Miss. Code Ann. §§ 43-47-1 – 43-47-39). The Contractor was selected through an RFP with ten respondents and resulted in the award of ten contracts. The RFP allowed for multiple awards to ensure sufficient coverage for the entire State. However, this Contractor will service the following seven counties; Attala, Carroll, Holmes, Grenada, Leflore, Montgomery, and Yalobusha. The Agency's Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4), was approved at the June 6, 2018 PPRB meeting. The contract includes a clause to not exceed \$76,712.00 annually.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$383,560.00

11. Requesting Agency: Mississippi Division of Medicaid

Supplier: Ascend Management Innovations, LLC

Contract #: 8200022434

Term: 01/01/2016 -12/31/2019

Total Value: \$3,572,759.65

Renewal

\$1,027,160.77

Summary of Request: The original term of the contract was three years with two optional one-year renewals. Amendment One exercises the first optional renewal. The Contractor provides Preadmission Screening and Resident Reviews (hereinafter "PASRR"). The PASRR program is a collaborative effort between the Division of Medicaid and the Department of Mental Health. All persons who apply to or reside in Medicaid certified nursing facilities must have a Level I (preliminary) screening. The Level I screening is conducted by a staff member of the discharging hospital or admitting nursing facility. The Contractor evaluates all Level I reviews to determine if there is an indication of mental illness or intellectual disability/developmental disability. The Contractor conducts all Level II screenings for individuals referred from Level I. The Level II screening determines the appropriateness of nursing facility placement. The Contractor was originally selected through an RFP. The cost

per assessments remains at \$38.50 for Level I and \$502.27 for Level II. Amendment One decreased the estimated volume of Level I assessments from 4,890 to 3,836 and increased Level II assessments from 1,262 to 1,751 to adjust the number of screenings to more accurately reflect changes in the Medicaid population subject to these screenings as allowed in the RFP. It also updates the Entire Agreement, Period of Performance, Cost for Services, E-Payment, Procurement Regulations, Stop Work Order, Termination for Default, Termination for Convenience, Termination Upon Bankruptcy, Availability of Funds, Applicable Law, Risk Management, E-Verification, Representation Regarding Gratuities, Representation Regarding Contingency Fees, Transparency, Modifications, and Performance Standards, Actual Damages, Liquidated Damages, and Retainage clauses; and adds the Approval, Compliance with Laws, and Trade Secrets, Commercial and Financial Information clauses. All other terms and conditions of the original contract remain the same.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract renewal as requested.

Projected Budget for Life of the Contract: \$4,300,681.68

12. Requesting Agency: Mississippi Department of Marine Resources

Supplier: J.E. Borries, Inc.

Contract #: 8200042745

Term: 12/06/2018 – 12/05/2019

Total Value: \$225,000.00

New

\$225,000.00

Summary of Request: The term of the contract is one year with one optional one-year renewal. The Contractor will provide personnel, vessels and/or barges, equipment and machinery for the transfer of oysters as directed by MDMR from unfavorable growing waters to waters more conducive oyster growth. The Contractor was selected through an IFB with one respondent. The daily rate for barge use is \$15,000.00. Proof of the vendor's required updated workers' compensation insurance certificate must be received from the Agency prior to processing the contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff, and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested contingent upon receipt of the required updated workers' compensation insurance certification.

Projected Budget for Life of the Contract: \$450,000.00

13. Requesting Agency: Mississippi Division of Medicaid

Supplier: UnitedHealthcare of Mississippi, Inc.

Contract #: 8200041776

Term: 07/01/2017 – 06/30/2020

Total Value: \$718,870,179.00

Modification

\$0.00

Summary of Request: Amendment Three has been submitted to update Section 13.A.9, Capitation Rates, to reflect the application of the 5% provider assessment by the Coordinated

Care Organization (hereinafter "CCO") for certain non-facility services, which establishes the CCO capitation rates per member per month (hereinafter "PMPM") varying by region and Rate Cell for The Mississippi Coordinated Access Network (hereinafter "MississippiCAN"), based on October 22, 2018 actuarial report. Mississippi Code Title 43-13-117(B) states, "Notwithstanding any other provision of this article to the contrary, the division shall reduce the rate of reimbursement to providers for any service provided under this section by five percent (5%) of the allowed amount for that service." The estimated cost of MississippiCAN has been decreased from \$2,144,273,540.00 to \$2,127,725,676.00 for all three contracts collectively. The adjustment was calculated separately by Rate Cell (SSI/Disabled, Foster Care, Breast and Cervical Cancer, SSI/Disabled Newborn, MA Adults, Pregnant Women, Newborns, Delivery Kick Payment, MA Children, Quasi-CHIP Children, and Serious Emotional Disturbance (SED)) reflecting the mix of services and the applicability of the 5% provider assessment specific to the given population. While the provider assessment provision is not new, it was not applied to MississippiCAN provider reimbursement for all applicable services by the CCO previously. The MississippiCAN contracts are paid via a medical claims process through DOM's fiscal agent. DOM will pay the contracts PMPM capitation payment to cover the services provided. DOM calculates state-set rates by rate category on a statewide basis with area adjustment based on an enrolled member's county of residence. DOM retained Milliman, an independent actuarial and consulting firm, to calculate, document, and certify its capitation rate development. Additionally, capitation rates will be recertified after actual membership is known. The Agency contends CMS will not review or approve any contracts or modifications from DOM unless they are submitted fully executed. Therefore, DOM must receive PPRB approval prior to submitting the executed contracts or modifications to CMS.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends retroactive approval of the contract modification as requested.

Projected Budget for Life of the Contract: \$1,198,116,965.00

14. Requesting Agency: Mississippi Division of Medicaid

Supplier: Magnolia Health Plan, Inc.

Contract #: 8200041775

Term: 07/01/2017 – 06/30/2020

Modification

Total Value: \$718,870,179.00

\$0.00

Summary of Request: Amendment Three has been submitted to update Section 13.A.9, Capitation Rates, to reflect the application of the 5% provider assessment by the Coordinated Care Organization (hereinafter "CCO") for certain non-facility services, which establishes the CCO capitation rates per member per month (hereinafter "PMPM") varying by region and Rate Cell for The Mississippi Coordinated Access Network (hereinafter "MississippiCAN"), based on October 22, 2018 actuarial report. Mississippi Code Title 43-13-117(B) states, "Notwithstanding any other provision of this article to the contrary, the division shall reduce the rate of reimbursement to providers for any service provided under this section by five percent (5%) of the allowed amount for that service." The estimated cost of MississippiCAN has been decreased from \$2,144,273,540.00 to \$2,127,725,676.00 for all three contracts collectively. The adjustment was calculated separately by Rate Cell (SSI/Disabled, Foster Care, Breast and Cervical Cancer, SSI/Disabled Newborn, MA Adults, Pregnant Women, Newborns, Delivery Kick Payment, MA Children, Quasi-CHIP Children, and Serious Emotional

Disturbance (SED)) reflecting the mix of services and the applicability of the 5% provider assessment specific to the given population. While the provider assessment provision is not new, it was not applied to MississippiCAN provider reimbursement for all applicable services by the CCO previously. The MississippiCAN contracts are paid via a medical claims process through DOM's fiscal agent. DOM will pay the contracts PMPM capitation payment to cover the services provided. DOM calculates state-set rates by rate category on a statewide basis with area adjustment based on an enrolled member's county of residence. DOM retained Milliman, an independent actuarial and consulting firm, to calculate, document, and certify its capitation rate development. Additionally, capitation rates will be recertified after actual membership is known. The Agency contends CMS will not review or approve any contracts or modifications from DOM unless they are submitted fully executed. Therefore, DOM must receive PPRB approval prior to submitting the executed contracts or modifications to CMS.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends retroactive approval of the contract modification as requested.

Projected Budget for Life of the Contract: \$1,198,116,965.00

15. **Requesting Agency:** Mississippi Division of Medicaid

Supplier: Molina Healthcare of Mississippi, Inc.

Contract #: 8200041827

Term: 07/01/2017 – 06/30/2020

Modification

Total Value: \$718,870,179.00

\$0.00

Summary of Request: Amendment Three has been submitted to update Section 13.A.9, Capitation Rates, to reflect the application of the 5% provider assessment by the Coordinated Care Organization (hereinafter "CCO") for certain non-facility services, which establishes the CCO capitation rates per member per month (hereinafter "PMPM") varying by region and Rate Cell for The Mississippi Coordinated Access Network (hereinafter "MississippiCAN"), based on October 22, 2018 actuarial report. Mississippi Code Title 43-13-117(B) states, "*Notwithstanding any other provision of this article to the contrary, the division shall reduce the rate of reimbursement to providers for any service provided under this section by five percent (5%) of the allowed amount for that service.*" The estimated cost of MississippiCAN has been decreased from \$2,144,273,540.00 to \$2,127,725,676.00 for all three contracts collectively. The adjustment was calculated separately by Rate Cell (SSI/Disabled, Foster Care, Breast and Cervical Cancer, SSI/Disabled Newborn, MA Adults, Pregnant Women, Newborns, Delivery Kick Payment, MA Children, Quasi-CHIP Children, and Serious Emotional Disturbance (SED)) reflecting the mix of services and the applicability of the 5% provider assessment specific to the given population. While the provider assessment provision is not new, it was not applied to MississippiCAN provider reimbursement for all applicable services by the CCO previously. The MississippiCAN contracts are paid via a medical claims process through DOM's fiscal agent. DOM will pay the contracts PMPM capitation payment to cover the services provided. DOM calculates state-set rates by rate category on a statewide basis with area adjustment based on an enrolled member's county of residence. DOM retained Milliman, an independent actuarial and consulting firm, to calculate, document, and certify its capitation rate development. Additionally, capitation rates will be recertified after actual membership is known. The Agency contends CMS will not review or approve any contracts or

modifications from DOM unless they are submitted fully executed. Therefore, DOM must receive PPRB approval prior to submitting the executed contracts or modifications to CMS.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends retroactive approval of the contract modification as requested.

Projected Budget for Life of the Contract: \$1,198,116,965.00

16. Requesting Agency: Mississippi Fair Commission

Supplier: Waste Management of Mississippi, Inc.

Contract #: 8200042991

Term: 12/05/2018 – 12/04/2022

Total Value: \$797,120.04

**New
\$797,120.04**

Summary of Request: The term of the contract is four years with a one-year optional renewal. The Contractor will collect all solid waste from the fairgrounds and dispose of it in a landfill, recycle facility or other waste disposal. The unit prices are listed in the “Fees” section of the contract. The Contractor was selected through an RFP with two respondents. One respondent was rejected and not considered based on late submission. There was one protest filed regarding the procurement: Republic Services, Inc. filed a protest to the contract award dated October 1, 2018. On October 15, 2018, the Mississippi Fair Commission responded and determined the protest had no merit. Pursuant to PPRB OPSCR Rules and Regulations, Republic Services, Inc. had until October 22, 2018 to file an appeal with PPRB if they were unsatisfied with the Mississippi Fair Commission protest decision. Although the required statement regarding discussions was not directly included in the RFP, it was included by reference and thus met the requirements set forth in H.B. 1109 (Regular Session 2017). As only two vendors have consistently responded to this RFP and both vendors’ proposals contained reference to potential discussions, OPSCR does not have concerns regarding competition, fairness, and transparency of the procurement.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$996,400.00

17. Requesting Agency: Mississippi Department of Environmental Quality

Supplier: EMC, Inc.

Contract #: 8200025975

Term: 07/22/2016 – 07/21/2020

Total Value: \$2,484,888.69

**Modification/Renewal
\$585,613.69**

Summary of Request: The original term of the contract was three years with two optional one-year renewals. Modification Three exercises the first optional renewal and retroactively changes the start date from August 1, 2016 to July 22, 2016. The original contract was approved prior to July 22, 2016 and the contract was actually executed and entered into July 22, 2016. The Contractor provides benthic habitat mapping related to the Oyster Restoration and Management Project. The purpose of this project is to collect physical data for potential

and existing oyster reef locations throughout the Mississippi Sound and adjoining bays and estuaries. The Contractor was originally selected through an RFP. The original contract was approved at the July 19, 2016 PSCR meeting; while Modification One was approved at the November 14, 2017 PSCR meeting; and Modification Two was approved at the October 3, 2018 PPRB meeting. The unit price is paid according to the hourly rates provided in Exhibit C, Rate Schedule, with a federal mileage rate of \$0.54 per mile. Modification Three updates the Consideration, Period of Performance, and Approval clauses. All other terms and conditions of the original contract remain the same.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract modification and renewal as requested.

Projected Budget for Life of the Contract: \$3,070,502.38

18. Requesting Agency: Department of Mental Health

Supplier: CONTACT the Crisis Line

Contract #: 8200042803

Term: 01/01/2019 – 12/31/2019

Total Value: \$168,767.00

New

\$168,767.00

Summary of Request: The term of the contract is one year with four optional one-year renewals. The Contractor will provide certified crisis telephone services for the Mississippi Department of Mental Health After Hours Helpline and the National Suicide Prevention Lifeline Network to individuals in suicidal crisis or emotional distress. The Contractor was selected through an IFB with two respondents, of which one was rejected based on late submission. The Agency requests an exception to Appendix D of the PPRB OPSCR Rules and Regulations for failure to include the required Acknowledgement of Amendment clause in the IFB. There were no amendments issued; therefore, OPSCR staff does not have concerns regarding the competitiveness of this procurement.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Appendix D, will comply with OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$846,835.00

19. Requesting Agency: DMH – Ellisville State School

Supplier: Waste Services of Hattiesburg, LLC d/b/a SanTek Waste Services LLC

Contract #: 8200037404

Term: 02/01/2016 – 01/31/2020

Total Value: \$192,965.51

Renewal

\$81,632.16

Summary of Request: The original term of the contract was one year with four optional one-year renewals. Amendment Four exercises the third optional renewal allowed by the original contract. The Contractor provides a pick-up and disposal system of all solid waste. The Contractor was originally selected through an RFP. Amendment Four increases the Ellisville State School Campus dump rate per pull from \$80.00 to \$120.00 per 30/40 cu. yard; land fill fee from \$7.00 to \$10.00 per cu. yard; removes services to five locations; updates the Contract

Term, Consideration, Procurement Regulations, Stop Work Order, Representation Regarding Gratuities, E-Payment, Price Adjustment, and Entire Agreement clauses; and adds the Approval clause. The original contract allowed for changes in the scope of services performed by the Contractor, and comparable compensation adjustments. All other terms and conditions of the original contract remain the same. Proof of the regulatory board's approval (Mississippi Board of Mental Health) must be received from the Agency prior to processing the contract. This Board meets on December 20, 2018.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract renewal as requested contingent upon proof of regulatory board approval.

Projected Budget for Life of the Contract: \$274,597.67

20. Requesting Agency: Mississippi Department of Education

Supplier: Questar Assessment, Inc.

Contract #: 8200019248

Term: 09/16/2015 – 06/30/2019

Modification

Total Value: \$9,599,598.00

\$0.00

Summary of Request: The term of the contract remains four years with six optional one-year renewals. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten years. Modification Four has been submitted to revise the following Modification Three clauses and attachments: updates the Priority clause and modifies the Liquidated Damages clause and Liquidated Damages Rubric (Attachment 19). All other terms and conditions of the original contract will remain the same. The Contractor administers the alternate assessments for students with Significant Cognitive Disabilities (hereinafter "SCD"), which is known as the Mississippi Academic Assessment Program - Alternate for English Language Arts and Mathematics, Grades 3 through 8; Science, Grades 5 and 8; and High School Algebra I, English II, and Biology I. The Agency is required to provide a custom alternate assessment based on alternative academic achievement standards for students with SCD, who by nature of their disability cannot access the general education standards pursuant to the Individuals with Disabilities Education Act, Section 300.160.C, and the Elementary and Secondary Education Act. The Contractor was originally selected through an RFP.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract modification as requested.

Projected Budget for Life of the Contract: \$17,615,373.00

21. Requesting Agency: Mississippi Department of Education

Supplier: Questar Assessment, Inc.

Contract #: 8200018500

Term: 07/01/2015 – 06/30/2019

Modification

Total Value: \$43,360,976.60

\$0.00

Summary of Request: The term of the contract remains four years with six optional one-year renewals. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten years. Modification Four has been submitted to revise the following Modification Three clauses and attachments: updates the Priority clause and modifies the Liquidated Damages clause and Liquidated Damages Rubric (Attachment 21). All other terms and conditions of the original contract remain the same. The Contractor provides programmatic, technical, and psychometric activities for the ELA and Mathematics Grades 3 through 8 Assessments, End of Course Assessments in Algebra I and English II, and cost options for the Geometry and Algebra II Assessments, which are aligned with the 2016 Mississippi College and Career Readiness Standards for ELA and Mathematics. The services provided include the design and management of assessment programs, development of new items (questions) and forms (tests). The Contractor is responsible for the on-line delivery of tests as well as processing, scoring, and reporting of tests. The Contractor also offers re-testing opportunities for students who do not receive a passing score. The Contractor was originally selected through an RFP.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract modification as requested.

Projected Budget for Life of the Contract: \$133,717,267.00

22. Requesting Agency: Mississippi Department of Corrections

Supplier: New Way Mississippi, Inc.

Contract #: 8200022161

Term: 01/01/2016 – 03/31/2019

Total Value: \$1,177,240.00

**Renewal
(\$1,012,760.00)**

Summary of Request: The original term of the contract remains three years with two optional one-year renewals. Amendment One exercises the first optional one-year renewal for a three-month period. The Contractor provides transitional housing for individuals released from the care and custody of MDOC. The transitional housing program includes alcohol and drug counseling and assists ex-offenders with re-entering society. Each ex-offender's stay is between four month and six months. However, the Contractor aggressively assists residents to secure employment and move to a more permanent housing location. The maximum number of housed ex-offenders cannot exceed one hundred, consisting of seventy-five male and twenty-five female residents. The Contractor has nine housing locations in Jackson and one location in McComb. The rate remains \$20.00 per day per ex-offender, but no more than \$620.00 per month per resident. Although incorrectly labeled an IFB, the Contractor was originally selected through an RFP (subjective criteria was used), which resulted in the award of two contracts as a result of the need. The original contract was approved at the December 15, 2015 PSCRB meeting. Amendment One updates the Procurement Regulations, E-Payment, Representation Regarding Gratuities, and Approval clauses. All other terms and conditions of the original contract remain the same.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$3,650,000.00

23. Requesting Agency: Mississippi Department of Corrections

Supplier: Crossroads Outreach Ministries, Inc.

Contract #: 8200022162

Term: 01/01/2016 – 03/31/2019

Total Value: \$336,880.00

**Renewal
(\$101,120.00)**

Summary of Request: The original term of the contract remains three years with two optional one-year renewals. Amendment One exercises the first optional one-year renewal for a three-month period. The Contractor provides transitional housing for individuals released from the care and custody of MDOC. The transitional housing program includes alcohol and drug counseling and assists ex-offenders with re-entering society. Each ex-offender's stay is between four month and six months. However, the Contractor aggressively assists residents to secure employment and move to a more permanent housing location. The maximum number of housed ex-offenders cannot exceed twenty female residents located in Canton. The rate remains \$20.00 per day per ex-offender, but no more than \$620.00 per month per resident. Although incorrectly labeled an IFB, the Contractor was originally selected through an RFP (subjective criteria was used), which resulted in the award of two contracts as a result of the need. The original contract was approved at the December 15, 2015 PSCRB meeting. Amendment One updates the Procurement Regulations, E-Payment, Representation Regarding Gratuities, and Approval clauses. All other terms and conditions of the original contract remain the same

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Projected Budget for Life of the Contract: \$730,000.00

C. Department of Child Protection Services Contracts and Department of Human Services Contracts Useful in Establishing and Operating DCPS for Fiscal Year 2019

Neither the Public Procurement Review Board nor OPSCR staff approves Department of Child Protection Services (DCPS) contracts or Department of Human Services (DHS) contracts useful in establishing and operating DCPS. These contracts are reported to the board for consideration of recommendations, but are not subject to OPSCR Rules and Regulations. The implementation of any board recommendations is at the discretion of DHS and/or DCPS. Pursuant to Miss. Code Ann. § 27-104-7(f), the board is not authorized to disapprove any proposed personal service contracts for DCPS or DHS contracts that are useful in establishing and operating DCPS

1. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Methodist Children's Home of Mississippi, Inc.

Contract #: 8200042239*

Term: 10/01/2018 – 06/30/2019

Total Value: 1,089,876.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's

permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4). *This contract number was inadvertently used to input two separate contracts, the agency has been advised to split the contracts and enter one as a new contract with a new contract number.

2. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Methodist Children's Home of Mississippi, Inc.

Contract #: 8200042239*

Term: 10/01/2018 – 06/30/2019

Total Value: \$2,874,220.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Foster Care Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4). *This contract number was inadvertently used to input two separate contracts, the agency has been advised to split the contracts and enter one as a new contract with a new contract number.

3. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Rehabilitation Center, Inc. d/b/a Millcreek of Pontotoc

Contract #: 8200042252

Term: 10/01/2018 – 06/30/2019

Total Value: \$2,723,175.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18

respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

4. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Apelah, Inc.

Contract #: 8200042232

Term: 10/01/2018 – 06/30/2019

Total Value: \$2,719,863.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Foster Care Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7- 13.

5. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Southern Christian Services for Children & Youth

Contract #: 8200042234*

Term: 10/01/2018 – 06/30/2019

Total Value: \$1,904,693.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4). *This contract number was inadvertently used to input two separate contracts, the agency has been advised to split the contracts and enter one as a new contract with a new contract number.

6. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Southern Christian Services for Children & Youth

Contract #: 8200042234*

Term: 10/01/2018 – 06/30/2019

Total Value: \$764,400.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Foster Care Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4). *This contract number was inadvertently used to input two separate contracts, the agency has been advised to split the contracts and enter one as a new contract with a new contract number.

7. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Rehabilitation Centers, Inc. d/b/a Millcreek

Contract #: 8200042251

Term: 10/01/2018 – 06/30/2019

Total Value: \$1,446,570.06

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

8. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Hope Village for Children

Contract #: 8200042240

Term: 10/01/2018 – 06/30/2019

Total Value: \$1,327,533.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

9. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Catholic Charities, Inc.

Contract #: 8200042228

Term: 10/01/2018 – 06/30/2019

Total Value: \$867,059.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child's permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

10. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Christians in Action, Inc.

Contract #: 8200042235

Term: 10/01/2018 – 06/30/2019

Total Value: \$481,801.32

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services as a short-term interim placement resource in a 45-day maximum period in accordance with the "2nd Modified Mississippi Settlement Agreement and Reform Plan". The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement

types. However, this Contractor will provide Emergency Shelter Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

11. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Faith Haven, Inc.

Contract #: 8200042250

Term: 10/01/2018 – 06/30/2019

Total Value: \$481,801.32

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services as a short-term interim placement resource in a 45-day maximum period in accordance with the “2nd Modified Mississippi Settlement Agreement and Reform Plan”. The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Emergency Shelter Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

12. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Hope Village for Children

Contract #: 8200042241

Term: 10/01/2018 – 06/30/2019

Total Value: \$481,801.32

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services as a short-term interim placement resource in a 45-day maximum period in accordance with the “2nd Modified Mississippi Settlement Agreement and Reform Plan”. The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Emergency Shelter Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

13. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Mississippi Children’s Home Society Cares Center, Inc.

Contract #: 8200042237

Term: 10/01/2018 – 06/30/2019

Total Value: \$449,109.57

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child’s permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental

problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Therapeutic Foster Care Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

14. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Hancock County Human Resources

Contract #: 8200042242

Term: 10/01/2018 – 06/30/2019

Total Value: \$401,501.10

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services as a short-term interim placement resource in a 45-day maximum period in accordance with the “2nd Modified Mississippi Settlement Agreement and Reform Plan”. The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Emergency Shelter Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

15. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Mississippi Children’s Home Society Cares Center, Inc.

Contract #: 8200042231

Term: 10/01/2018 – 06/30/2019

Total Value: \$401,501.10

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services as a short-term interim placement resource in a 45-day maximum period in accordance with the “2nd Modified Mississippi Settlement Agreement and Reform Plan”. The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Emergency Shelter Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

16. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Sally Kate Winters Family Services

Contract #: 8200042253

Term: 10/01/2018 – 06/30/2019

Total Value: \$322,377.00

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services as a short-term interim placement resource in a 45-day maximum period in accordance with the “2nd Modified Mississippi Settlement Agreement and Reform Plan”. The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Emergency Shelter Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

17. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: Sunnybrook Children’s Home, Inc.

Contract #: 8200042230

Term: 10/01/2018 – 06/30/2019

Total Value: \$232,966.80

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child’s permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. However, this Contractor will provide Group Home Services. The agency was not required to request a Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

18. DCPS Agency: Mississippi Department of Child Protection Services

Supplier: The Berean Children’s Home, Inc.

Contract #: 8200042233

Term: 10/01/2018 – 06/30/2019

Total Value: \$225,907.20

Purpose of the Contract: The term of the contract is nine months with four optional renewals, not to extend past June 30, 2022. The contractor will provide comprehensive residential services, therapeutic support, behavioral intervention and other services identified in a child’s permanency plan for children with moderate clinical and behavioral needs to children ages birth to twenty (20) years with at least moderate emotional, behavioral, medical, developmental problems, or other diagnosed mental illnesses according to the Diagnostic and Statistical Manual of Disorders-V-TR (DSMV-TR). The contractor was selected through an RFP with 18 respondents and resulted in the award of 18 contracts to 16 entities. MDCPS Comprehensive Residential Services encompasses a range of four (4) placement types: emergency shelter, group home, therapeutic foster home, and therapeutic group home, and the RFP allowed for multiple awards for all four (4) placement types. The agency was not required to request a

Petition for Relief from competitive bidding requirements, as allowed by Miss. Code Annotated § 31-7-403(4).

D. Emergency Contracts Reported to the Board for Fiscal Year 2019

Emergency contracts are reviewed by OPSCR staff for technical compliance upon the written request of the submitting agency. The OPSCR staff will process the contract in MAGIC upon receipt of the contract, and then conduct the requested review and notify the Agency of any problems found during the requested review; however, it is the responsibility of the Agency to correct any errors. If no written request for review is made by the submitting agency, OPSCR staff will process the contract in MAGIC upon receipt of same, and then conduct a review of the contract for internal auditing purposes. Emergency contracts are presented to the PPRB at its regular meeting and are included in the minutes of said meeting, but no action is required by the PPRB as to these contracts. Any approval in MAGIC or any other state system does not constitute approval of the emergency procurement by the PPRB and is done solely for processing purposes. This provision is not intended to prevent the PPRB from making a report under the statutory authority to audit or to take other action as deemed appropriate.

E. OPSCR Staff Approvals Reported to the Board

F. OPSCR Director's Report

VII. Proposed Dates for 2019 Meetings and Submission Deadlines

Future Meeting Dates

Wednesday, January 9, 2019
Wednesday, February 6, 2019
Wednesday, March 6, 2019
Wednesday, April 3, 2019
Wednesday, May 1, 2019
Wednesday, June 5, 2019
Wednesday, July 10, 2019
Wednesday, August 7, 2019
Wednesday, September 4, 2019
Wednesday, October 2, 2019
Wednesday, November 6, 2019
Wednesday, December 4, 2019

Future Submission Deadlines

Wednesday, December 5, 2019 (Wednesday, January 9, 2019)
Wednesday, January 9, 2019 (Wednesday, February 6, 2019)
Wednesday, February 6, 2019 (Wednesday, March 6, 2019)
Wednesday, March 6, 2019 (Wednesday, April 3, 2019)
Wednesday, April 3, 2019 (Wednesday, May 1, 2019)
Wednesday, May 1, 2019 (Wednesday, June 5, 2019)
Wednesday, June 5, 2019 (Wednesday, July 10, 2019)
Wednesday, July 10, 2019 (Wednesday, August 7, 2019)

Wednesday, August 7, 2019 (Wednesday, September 4, 2019)
Wednesday, September 4, 2019 (Wednesday, October 2, 2019)
Wednesday, October 2, 2019 (Wednesday, November 6, 2019)
Wednesday, November 6, 2019 (Wednesday, December 4, 2019)
Wednesday, December 4, 2019 (January 2020)

Staff Recommendation: Adoption of the proposed dates and authorization of posting on PPRB website.

VIII. **Consideration of Protest Appeals**

- A. **Appeal By Evoqua Water Technologies LLC**
- B. **Appeal By Ovivo USA, LLC**
- C. **Response to Appeals By West Rankin Utility Authority**

Staff Recommendation: Upon review of the protests and in consultation with the Attorney General's Office, we recommend dismissal of the protests on the grounds that the PPRB has no appellate purview over protests of procurements made by governing authorities. Accordingly, we recommend authorizing the Attorney General to inform the Appellants of the Board's dismissal in writing.

IX. **Annual Report to Legislature**

Miss. Code Ann. § 31-7-407(4) requires the DFA to monitor agency websites and the Mississippi Procurement Portal to ensure that agencies are posting notice of pending procurements through Requests for Proposals or Requests for Qualifications and to report its findings to the Chairs of the House of Representatives and Senate Accountability, Efficiency and Transparency Committees and House of Representatives and Senate Appropriations Committees by December 31 of each year.

Staff Recommendation: Authorization of filing of the Report as proposed.

X. **Adjournment**