



**MEETING AGENDA**  
**Wednesday, April 3, 2019**  
**9:00 a.m.**

- I. **Call to Order**
- II. **Approval of Minutes from March 6, 2019 Public Procurement Review Board Meeting**
- III. **Approval of per diem and expenses for the April 3, 2019 meeting and for any additional expenses incurred prior to the May 1, 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: Jackson Public School District**

**Supplier:** unknown

**Term:** unknown

**Commodities:** Math Curriculum Materials

**Total Value:** \$457,114.65 estimated

**Summary of Request:** Jackson Public School District has requested an exemption from using the reverse auction process for the purchase of math curriculum materials. The District wishes to issue an RFP for the procurement because of the technical aspect of the textbooks and accompanying materials for different grade levels. The District will use an evaluation committee to review the proposals and determine the best curriculum for their needs.

**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 by the District, OPTFM recommends approval of the exemption and the use of an RFP for the procurement.

**ii. Requesting Governing Authority: Oxford School District**

**Supplier:** Apple, Inc.

**Term:** One Time Purchase

**Commodities:** Apple computer devices

**Total Value:** \$680,000.00 estimated

**Summary of Request:** Oxford School District has requested an exemption from using the reverse auction process for the purchase of Apple devices. They are requesting an exemption because Apple does not participate in reverse auctions for school districts. OPTFM sought

clarification from Apple and was informed that school districts may only purchase directly from Apple and not resellers. Because there will only be one qualified supplier, the School District 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 by the District, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

iii. **Requesting Governing Authority:** Tupelo Public School District

**Supplier:** Apple, Inc.

**Term:** One Time Purchase

**Commodities:** MacBook computers

**Total Value:** \$70,000.00 estimated

**Summary of Request:** Tupelo Public School District has requested an exemption from using the reverse auction process for the purchase of Apple devices. They are requesting an exemption because Apple does not participate in reverse auctions for school districts. OPTFM sought clarification from Apple and was informed that school districts may only purchase directly from Apple and not resellers. Because there will only be one qualified supplier, the School District feels that competitive sealed bidding 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 by the District, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

iv. **Requesting Governing Authority:** Rankin County School District

**Supplier:** Unknown

**Term:** 07/01/2019 through 6/30/2020

**Commodities:** Snacks for Frontiers Program

**Total Value:** \$126,000.00 estimated

**Summary of Request:** Rankin County School District has requested an exemption from using the reverse auction process for the purchase of snacks for their after school Frontiers program. Bids have been advertised for the last six (6) years and only one (1) response has been submitted each year. Since only one bid has been submitted for the last six (6) years, the School District feels that the competitive sealed bid process should be utilized for this procurement.

**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 by the District, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

v. **Requesting Governing Authority:** Rankin County School District

**Supplier:** Apple, Inc.

**Term:** One Time Purchase

**Commodities:** Apple computer devices

**Total Value:** \$1,400,000.00 estimated

**Summary of Request:** Rankin County School District has requested exemption from using the reverse auction process for the purchase of Apple devices. They are requesting an exemption because Apple does not participate in reverse auctions for school districts. OPTFM sought clarification from Apple and was informed that school districts may only purchase directly from Apple and not resellers. Because there will only be one qualified supplier, the School District feels that competitive sealed bidding 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 by the District, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

## **B. Consideration of Awards for Governing Authorities Receiving Exemptions**

### **1. Requesting Governing Authority: Alcorn School District**

**Supplier:** Synergetics

**Term:** 07/01/2019 through 6/30/2020

**Total Value:** \$155,865.00

**Summary of Request:** Alcorn School District was granted an exemption from reverse auction on January 8, 2019. They advertised for competitive sealed bids for an E-Rate Category 2 Project. They received one (1) bid. The District wishes to award to the Synergetics.

**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 District, we ask that the Board approve this contract.

### **2. Requesting Governing Authority: Columbus-Lowndes Public Library System**

**Supplier:** Synergetics

**Term:** 07/01/2019 through 06/30/2024

**Total Value:** \$86,649.74

**Summary of Request:** Columbus-Lowndes Public Library System was granted an exemption from reverse auction on January 25, 2019. They advertised for competitive sealed bids for an E-Rate Category 2 Project. They received one (1) bid. The Library wishes to award to Synergetics.

**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, we ask that the Board approve this contract.

### **3. Requesting Governing Authority: Harrison County School District**

**Supplier:** C-Spire

**Term:** 07/01/2019 through 06/30/2020

**Total Value:** \$198,149.48

**Summary of Request:** Harrison County School District was granted an exemption from reverse auction on January 11, 2019. They advertised for competitive sealed bids for an E-Rate Category 2 Project. They received two (2) bids, but one was nonresponsive as the equipment did not meet specifications. The District wishes to award to C-Spire.

**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 District, we ask that the Board approve this contract.

**4. Requesting Governing Authority:** Lawrence County School District

**Supplier:** BCI

**Term:** 07/01/2019 through 06/30/2024

**Total Value:** \$118,891.88

**Summary of Request:** Lawrence County School District was granted an exemption from reverse auction on January 16, 2019. They advertised for E-Rate Category 2 equipment and cabling. They received one (1) bid. The District wishes to award BCI for the procurement.

**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 District, we ask that the Board approve this contract.

**5. Requesting Governing Authority:** Marshall County School District

**Supplier:** Howard Technologies

**Term:** 07/01/2019 through 06/30/2020

**Total Value:** \$132,589.00

**Summary of Request:** Marshall County was granted an exemption from reverse auction on January 10, 2019. They advertised for competitive sealed bids for their E-Rate Category 2 project. They received three (3) bids. The District wishes to award to the low bidder, Howard Technologies.

**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 District, we ask that the Board approve this contract.

**6. Requesting Governing Authority:** Pearl Public School District

**Supplier:** DCO Distribution, JSI, Network Cabling Solutions, Inc., BCI

**Term:** 07/01/2019 through 06/30/2020

**Total Value:** \$167,914.53

**Summary of Request:** Pearl Public School District was granted an exemption from reverse auction on December 12, 2018. They advertised for competitive sealed bids for their E-Rate Category 2 Project. They received bids for four (4) categories. For battery backup, they received three (3) bids and wish to award to the lowest bidder, DCO Distribution (\$21,608.00). For their fiber project, they received two (2) bids and wish to award to the lowest bidder, JSI (\$72,195.70). For fiber replacement, they received three (3) bids and wish to award to the lowest bidder, Network Cabling Solutions, Inc. (\$17,790.69). For the wireless project, they received two (2) bids and wish to award to the lowest bidder, BCI (\$56,320.14).

**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 District, we ask that the Board approve these contracts.

**7. Requesting Governing Authority:** Wayne County School District

**Supplier:** Venture Technologies

**Term:** 07/01/2019 through 06/30/2020

**Total Value:** \$142,450.00

**Summary of Request:** Wayne County School District was granted an exemption from reverse auction on January 7, 2019. They advertised for competitive sealed bids for their E-Rate Category 2 project. They received two (2) bids. The District wishes to award to the low bidder, Venture Technologies.

**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 District, we ask that the Board approve this contract.

**8. Requesting Governing Authority:** Pascagoula-Gautier School District

**Supplier:** iConvergence and Synergetics

**Term:** 07/01/2019 through 06/30/2024

**Total Value:** \$501,028.33

**Summary of Request:** Pascagoula-Gautier School District was granted an exemption from reverse auction on December 18, 2018. They advertised for competitive sealed bids for their E-Rate Category 2 project. They received five (5) bids for two (2) categories. The District wishes to award to iConvergence as lowest and best for switches (second low, but longest warranty) and to the lowest bidder Synergetics for wireless access points.

**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 District, we ask that the Board approve this contract.

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

**Supplier:** Blue Water Inc., Vulcan Inc, G & O Supply Co. Inc., Coburn's Supply Co., and Ergon Inc.

**Term:** 04/03/2019 through 12/31/2019

**Total Value:** Crushed stone and rip rap (\$80,000.00 estimated), culverts (\$70,000.00 estimated), liquid asphalt (\$80,000.00 estimated)

**Summary of Request:** Chickasaw County was granted an exemption from reverse auction at the December 5, 2018 PPRB Meeting in order to make multiple awards. They advertised for competitive sealed bids for rip rap, crushed stone, culverts, and liquid asphalt. For rip rap, they wish to award to Blue Water as primary and Vulcan Inc. as alternate. For crushed stone, they wish to award to Blue Water Inc., as primary and Vulcan Inc. as alternate. For culverts, they wish to award to G & O Supply Co. Inc. as primary and Coburn's Supply as alternate. For liquid asphalt, they wish to award to Ergon 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 these contracts.

**C. Consideration of State Agency Contracts for Board Action**

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

**Supplier:** Bimbo Bakeries, USA

**Contract #:** 8200038842

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$1,650,000.00

**Summary of Request:** MSDH is requesting to extend this contract for one (1) year with Bimbo Bakeries, USA, to purchase bread for the Women, Infants and Children Special Supplemental Nutrition (WIC) Program. PPRB approved a reverse auction exemption on 3/7/2018 to procure the commodity by competitive sealed bids due to MSDH only receiving one (1) responsive bid during a reverse auction. Competitive sealed bids were solicited and they received two (2) bids. One bidder was unresponsive for not submitting samples and the one (1) responsive bidder was awarded the contract. The original contract was approved by PPRB on 6/6/2018 with an expiration date of 6/30/2019. This extension does not contain price increases. The original bid did allow for this one and only extension. MSDH is requesting the Board's approval of this contract extension.

**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 extension.

**2. Requesting State Agency:** Mississippi Department of Marine Resources (MDMR)

**Supplier:** Spat-Tech of Mississippi, LLC

**Contract #:** 8200044375

**Term:** One (1) Year (05/01/2019 - 04/30/2020)

**Total Value:** \$3,000,000.00

**Summary of Request:** MDMR is requesting approval for a contract with Spat-Tech of Mississippi, LLC (Spat-Tech) for providing Mississippi brood stock oyster seed set onto cultch material, then deploying them into the Mississippi Sound. Even though live animals are exempt from the competitive bid process {per Section 3.101.02(12) of the MS Procurement Manual}, MDMR conducted research to identify and solicit other potential sources to maximize competition. Spat-Tech is the only vendor that has both access to Mississippi brood stock oysters and the capability to set them onto cultch material. This technique also has a higher survival rate for the oysters. Spat-Tech has performed similar work for the State under a contract approved by the prior Board, and post-contract monitoring has verified this seeding method as successful. MDMR has worked with the Governor's Office, the Mississippi Development Authority (MDA), and the Mississippi Department of Environmental Quality (MDEQ) to allocate Gulf of Mexico Energy Security Act (GOMESA) funds for this oyster restoration project.

**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 this contract.

**3. Requesting Agency:** Mississippi Department of Transportation (MDOT)

**Supplier:** Deep South Equipment Company

**Contract #:** 8200028616

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$1,135,000.00

**Summary of Request:** MDOT is requesting an extension of this contract for a period of one (1) year to allow for the purchase of up to ten (10) additional 100hp excavators, at the same unit price. The original bid was a competitive sealed bid with six (6) responsive bids and awarded to the lowest responsive bidder. The original contract was approved by the prior PPRB on 10/05/2016. The first extension request was approved on 10/05/2017 by the prior PPRB and

the second extension was approved by PPRB on 06/06/2018. This will be the third (3<sup>rd</sup>) of four (4) possible extensions. MDOT is requesting the Board's approval of this contract extension.

**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 extension.

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

**Supplier:** Clark Equipment Company

**Contract #:** 8200036521

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$1,636,682.40

**Summary of Request:** MDOT is requesting to extend this contract for a period of one (1) year to purchase up to thirty (30) additional 49hp excavators at the same unit price. The original bid was a competitive sealed bid with two (2) bids (1 non-responsive and 1 responsive) and awarded to the lowest responsive bidder. The original contract was approved by the prior PPRB on 12/06/2017 with the first extension approved for a one (1) year period on 06/06/2018. This will be the second (2<sup>nd</sup>) of four (4) possible extensions. MDOT is requesting the Board's approval of this contract extension.

**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 extension.

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

**Supplier:** Clark Equipment Company

**Contract #:** 8200036166

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$1,540,379.70

**Summary of Request:** MDOT is requesting to extend this contract for a period of one (1) year to purchase up to thirty (30) additional 72hp compact track loaders at the same unit price. The original bid was a competitive sealed bid with five (5) bids (3 non-responsive and 2 responsive) and awarded to the lowest responsive bidder. The original contract was approved by the prior PPRB on 12/06/2017 with the first extension approved for a one (1) year period on 06/06/2018. This will be the second (2<sup>nd</sup>) of four (4) possible extensions. MDOT is requesting the Board's approval of this contract extension.

**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 extension.

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

**Supplier:** Deep South Equipment Company

**Contract #:** 8200036169

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$1,963,500.00

**Summary of Request:** MDOT is requesting to extend this contract for a period of one (1) year to purchase up to fifteen (15) additional 170hp front end loaders at the same unit price. The

original bid was a competitive sealed bid with five (5) bids (4 non-responsive and 1 responsive) and awarded to the lowest responsive bidder. The original contract was approved by the prior PPRB on 12/06/2017 with the first extension approved for a one (1) year period on 06/06/2018. This would be the second (2<sup>nd</sup>) of four (4) possible extensions. MDOT is requesting the Board's approval of this contract extension.

**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 extension.

**7. Requesting Agency:** Mississippi Department of Transportation (MDOT)

**Supplier:** Deep South Equipment Company

**Contract #:** 8200036173

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$2,510,700.00

**Summary of Request:** MDOT is requesting to extend this contract for a period of one (1) year to purchase up to thirty (30) additional front end loader/backhoes at the same unit price. The original bid was a competitive sealed bid with three (3) responsive bids and awarded to the lowest responsive bidder. The original contract was approved by the prior PPRB on 12/06/2017 with the first extension approved for a one (1) year period on 06/06/2018. This would be the second (2<sup>nd</sup>) of four (4) possible extensions. MDOT is requesting the Board's approval of this contract extension.

**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 extension.

**8. Requesting Agency:** Mississippi Department of Transportation (MDOT)

**Supplier:** Deep South Equipment Company

**Contract #:** 8200036514

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** \$4,665,000.00

**Summary of Request:** MDOT is requesting to extend this contract for a period of one (1) year to purchase up to thirty (30) additional 140hp excavators at the same unit price. The original bid was a competitive sealed bid with eight (8) responsive bids and awarded to the lowest responsive bidder. The original contract was approved by the prior PPRB on 12/06/2017 with the first extension approved for a one (1) year period by PPRB on 06/06/2018. This would be the second (2<sup>nd</sup>) of four (4) possible extensions. MDOT is requesting the Board's approval of this contract extension.

**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 extension.

**9. Requesting Agency:** Mississippi Department of Transportation (MDOT)

**Suppliers:** Vulcan Materials Company-Birmingham, Greenville Gravel Company, Green Dream International, Leon Vance Ghetti, Fullen Dock and Warehouse, Two-J Ranch, Inc., TRN LWBR,



LLC, APAC – Mississippi Inc., Mallette Brothers Construction Company Inc., John E Smith & Company Inc., Warren Paving Inc., and Nunley Trucking Co Inc.

**Contract #:** 8900000804, 8900000805, 8900000807, 8900000808, 8900000809, 8900000814, 8900000820, 8900000821, 8900000822, 8900000830

**Term:** One (1) Year Extension (07/01/2019 – 06/30/2020)

**Total Value:** 3,475,000.00 (Previously: 3,545,000.00)

**Summary of Request:** MDOT is requesting to extend these multi-award contracts for a period of one (1) year to purchase crushed aggregate material for highways at the same price. PPRB approved an MDOT reverse auction exemption request on 05/02/2018 to procure using competitive seal bids, due to the reverse auction process not allowing for multi-awards for the same commodities. MDOT awarded contracts to all twelve (12) vendors that met specifications and the contracts were approved by PPRB on 08/01/2018. At this time, only ten (10) of the twelve (12) vendors have agreed to extend their contracts. This would be the first (1<sup>st</sup>) of two (2) possible extensions. Purchases are made based on lowest possible cost to MDOT, factoring in a timely delivery based on project needs. MDOT is requesting the Board's approval to extend these contracts.

**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 these extensions.

#### **D. Master Lease Purchase Proposed Equipment Acquisitions**

##### **1. Requesting Agency:** Mississippi Department of Revenue

**Master Lease Purchase:** \$319,190.00

**Term of Contract:** Master Lease Purchase Series 2018A

**Purchase Method:** State contract, EPL and Reverse Auction

**Comments:** Pursuant to Miss. Code Ann. § 31-7-10, as amended, Mississippi Department of Revenue is requesting authority to utilize the Master Lease Purchase Program to finance vehicles, fork lifts and IT equipment (schedule of equipment is attached). This planning form was originally approved by PPRB at the May 2, 2018 meeting. The planning form was amended and approved by PPRB, at the February 6, 2019 meeting, with five (5) Dodge Ram pickups included. Dodge cannot deliver the vehicles, so MDOR wishes to purchase five (5) Ford pickups, which are on state contract.

**Staff Recommendation:** Granting of authority to the agency to proceed with procuring and financing the equipment listed using the Master Lease Purchase Program.

#### **E. OPTFM Staff Approvals reported to the Board**

#### **F. Sole Source Purchases**

#### **G. OPTFM Director's Report**

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

### A. Consideration of Contracts for Board Action

1. **Using Agency:** Jackson State University

**Number:** GS# 103-286

**Project Title:** Stewart Renovation

**General Contractor:** Diversified Construction, Inc. (lowest of 5 bids received)

**Construction Days from Notice to Proceed [Term]:** 480 days

**Total Value at Award:** \$6,134,000.00

**Project Scope:** Renovations of the 37,033 square foot E.T. Stewart Hall. Scope will include reconfiguration and interior upgrades, ADA compliance, asbestos abatement, along with major renovations of mechanical, electrical, plumbing, and life safety systems.

**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. BOB has reviewed the documentation and recommends PPRB approval, contingent upon IHL approval and executed contracts.

### B. Consideration of Prime Professionals Selected by RFQ's

**NOTE:** BOB Standard Operating Procedures established in April 2004 require PPRB approval of fees in excess of \$250,000.00. The following Professionals were selected by interview by the Using Agency and Bureau of Building, et al, procedures. (Fees may or may not be anticipated to be beyond \$250,000.00; however, the Bureau of Building, et al, has established an interoffice procedure to bring RFP/RFQ selections to PPRB for approval or ratification.)

1. **Using Agency:** Pearl River Community College

**Location:** Poplarville, Mississippi

**Number:** GS# 214-070

**Title:** Preplan Seal Hall Renovation

**Project Budget:** \$500,000.00

**Funding Sources:** House Bill 1649, Laws of 2018

**Professional Fee:** C+ (estimated fees \$153,308.00)

**Professional:** Albert & Robinson Architects, PLLC (Hattiesburg, Mississippi)

**Scope:** Preplanning, through Construction Document Phase, for the renovation of Seal Hall on the Pearl River Community College Poplarville campus. This 17,300 square foot building, constructed in 1968, currently serves as home for the liberal arts department. This dated facility houses administrative offices, classrooms, and labs which are in desperate need of modernization in order to meet all applicable Codes including academic, life safety, and ADA requirements. The existing mechanical, electrical, and communication systems will also need to be addressed. Given the age of this building, it is anticipated that coordination with the Mississippi Department of Archives and History will be required.

**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. BOB has reviewed the documentation and recommends PPRB approval, contingent upon executed contracts.

**C. BOB Staff Approvals Reported to the Board**

**D. BOB Director's Report**

**E. RPM Succeeding Leases**

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

**Lease #:** 515-061-24A

**Lessor:** McClellan's Rental, LLC.

**Term:** 05-01-2019 thru 04-30-2024

**Total Yearly Cost:** \$62,015.00

**Cost PSF:** \$7.75 + Utilities & Janitorial

**Previous Cost PSF:** \$7.75 + Utilities & Janitorial

**Total Space per Occupant:** 347 sq. ft.

**Federal Funds:** 50%

**Square Footage Proposed:** 8,000

**Previous Square Footage:** 8,000

**Address of Property:** 211 N. Chrisman Avenue, Cleveland, MS.

**Purpose of Lease:** This location will serve as the Cleveland Regional Office for the Mississippi Division of Medicaid.

**Note:** This is a five (5) year lease with no renewals. Mississippi Division of Medicaid asks PPRB for a waiver on the Space Efficiency Allowance because the original contract was executed prior to the regulation taking effect.

**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.

**2. Requesting Agency: Mississippi Department of Corrections**

**Lease #:** 170-141-24A

**Lessor:** Graham Media, Inc.

**Term:** 05-01-2019 thru 04-30-2024

**Total Yearly Cost:** \$10,800

**Cost PSF:** \$6.35 + Utilities & Janitorial

**Previous Cost PSF:** \$6.35 + Utilities & Janitorial

**Total Space per Occupant:** 242 sq. ft.

**Federal Funds:** 0%

**Square Footage Proposed:** 1,700

**Previous Square Footage:** 1,700

**Address of Property:** 132 Sunflower Avenue, Clarksdale, MS.

**Purpose of Lease:** This location serves as the Coahoma County area Probation & 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.

**3. Requesting Agency:** Mississippi Department of Corrections

**Lease #:** 170-821-22A

**Lessor:** Alan T. Ramsay

**Term:** 05-01-2019 thru 04-30-2022

**Total Yearly Cost:** \$9,600

**Cost PSF:** \$8.00 + Utilities & Janitorial

**Previous Cost PSF:** \$8.00 + Utilities & Janitorial

**Total Space per Occupant:** 240 sq. ft.

**Federal Funds:** 0%

**Square Footage Proposed:** 1,200

**Previous Square Footage:** 1,200

**Address of Property:** 333 N. Main Street, Suite F & G, Yazoo City, MS.

**Purpose of Lease:** This location serves as the Yazoo County area Probation & Parole Office.

**Note:** This is a three (3) 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.

**4. Requesting Agency:** Mississippi Department of Corrections

**Lease #:** 170-591-24A

**Lessor:** John T. Sanders

**Term:** 05-01-2019 thru 04-30-2024

**Total Yearly Cost:** \$5,700

**Cost PSF:** \$5.23 + Utilities & Janitorial

**Previous Cost PSF:** \$5.23+ Utilities & Janitorial

**Total Space per Occupant:** 272 sq. ft.

**Federal Funds:** 0%

**Square Footage Proposed:** 1,090

**Previous Square Footage:** 1,090

**Address of Property:** 106 Pinehill Drive, Booneville, MS.

**Purpose of Lease:** This location serves as the Prentiss County area Probation & Parole Office.

**Note:** This is a five (5) year lease with no renewals. MDOC asks PPRB for a waiver on the Space Efficiency Allowance because the original contract was executed prior to the regulation taking effect.

**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.

## F. RPM Non-Competitive Leases (Exempt from Competition)

### 1. Requesting Agency: Mississippi Department of Public Safety

**Lease #:** 670-254-20A

**Lessor:** John Bell Williams Airport, Hinds Comm. College.

**Term:** 07-01-2019 thru 06-30-2020

**Total Yearly Cost:** \$45,000.00

**Cost PSF:** \$3.75 Inclusive

**Previous Cost PSF:** 3.75

**Total Space per Occupant:** N/A

**Federal Funds:** 0%

**Square Footage Proposed:** 12,000

**Previous Square Footage:** 12,000

**Address of Property:** 4100 Airport Road, Bolton, MS.

**Purpose of Lease:** This hangar will house several aircraft owned and operated by the Department of Public Safety. The hangar also has crew quarters for the 24/7 operation requirements.

**Note:** This is a one (1) 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.

## G. RPM Amended Lease

### 1. Requesting Agency: Mississippi Department of Corrections

**Lease #:** 170-251-19A-R

**Lessor:** 633 North State Street LLC.

**Term:** 06-01-2019 thru 08-31-2019

**Total Yearly Cost:** \$874,224.00

**Total Monthly Cost:** \$72,852.00

**Cost PSF:** \$19.50 Inclusive

**Previous Cost PSF:** \$12.75 Inclusive

**Total Space per Occupant:** 276 sq. ft.

**Federal Funds:** 0%

**Square Footage Proposed:** 44,832

**Previous Square Footage:** 44,832

**Address of Property:** 633 North State Street, Jackson, MS.

**Purpose of Lease:** This is the main office for the Mississippi Department of Corrections.

**Note:** This is a month-to-month lease written in accordance with 300.9 (7). MDOC will be moving into a State owned building as soon as construction is finished. The planned move-in date is July 15, 2019. Written notice of termination must be given to the Lessor 10 days prior to the start of the next month. Mississippi Department of Corrections asks PPRB for a waiver on the Space Efficiency Allowance because the original contract was executed prior to the regulation taking effect. Modifications to this lease are as follows:

1. The Month-to Month rental rate on 44,832 square feet will be \$19.50 per square foot or \$72,852.00 per month for up to three (3) months.
2. In accordance with State Leasing policy 300.9 (7) this lease shall include an option to terminate upon written Notice of Termination by Lessee to Lessor not less than ten (10) days prior to the start of the subsequent month.
3. This is Month-to-Month extension of the current contract as provided under 300.9 (7) of the State Leasing manual.
4. The start date of this agreement will be June 1, 2019 and will expire on August 31, 2019 unless Lessor is notified by the Lessee of an early termination in accordance with 300.9 (7).

**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.

#### H. Wildlife Farmland Lease

1. Consider a request from the Mississippi Department of Wildlife, Fisheries and Parks (MDWFP) to award the following new farmland WMA Lease for the next five years to Lee Ross Farms. A check for the full rent was delivered with the bid to MDWFP for the year 2019. This request from the MDWFP includes a lease for one (1) year in duration for grain crop only, with four (4) options to renew by mutual consent in writing by October 1 of the given year with payment for the renewal term received by MDWFP no later than December 1st of each succeeding year.

Howard Miller WMA-Farms 1310 (Issaquena County)

**Bid Date:** March 19, 2019 11:00 a.m.

**Acreage:** 1718<sub>+</sub>

**Lessee:** Lee Ross Farms

**Bid Amount:** \$310,958.00

**Note:** Selection was based on the highest of three bids received.

**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 new farmland lease.

#### I. 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 Education  
**RFx Number:** 3180000681  
**Procurement Request:** Request for Proposals  
**Anticipated Term:** One (1) year with four (4) optional one-year renewals  
**Anticipated Contract Amount:** \$250,000.00  
**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 a comprehensive early learning assessment/screener for schools providing services to pre-kindergarten aged

children. The Agency contends the use of an Invitation for Bids is neither practicable nor advantageous as this assessment/screener will be used to measure “whole child development” required by the State to ensure that programs are meeting the developmental and instructional needs of Pre-K children. The characteristics of the assessment/screener must be specific to collect and compile information of the development of the child to indicate if there are any delays. The respondents will be evaluated based on technical, management, and cost factors. The Agency also requests to score cost factors openly as price is based on an objective determination and the only factor under cost. The technical factors will be weighted at thirty (30) points, management factors will be weighted at fifteen (15) points, cost factors (price) will be weighted at forty-five (45) points, and the oral presentation will be weighted at ten (10) 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 a comprehensive early learning assessment/screener.

## **B. Consideration of Contracts for Board Action**

### **1. Requesting Agency:** Department of Finance and Administration

**Supplier:** Prime Therapeutics, LLC

**Contract #:** 8200018362

**Term:** 01/01/2016 – 12/31/2020

**Total Value:** \$34,000,000.00

**Renewal**  
**\$6,000,000.00**

**Summary of Request:** The term of the original contract is four years with one optional one-year renewal. Amendment One has been submitted to exercise the only optional renewal allowed by the original contract. The Contractor provides pharmacy prescription drug benefit management services for the Mississippi State and School Employees’ Health Insurance Plan. The Contractor was originally selected through an RFP. The original contract was approved at the June 2015 PSCR meeting. Amendment One updates the E-Payment, Transparency, E-Verification, Procurement Regulations, Representation Regarding Gratuities, Incorporation of Documents, and Approval clauses and adds the Paymode, Termination Upon Bankruptcy, and Trade Secrets, Commercial and Financial Information clauses. All other terms and conditions of the original contract remain the same. This contract is subject to a protective order entered into by Hinds County Chancery Court on August 31, 2015 to protect from release of confidential proprietary, commercial and financial information and/or trade secrets with regard to the proposal and its attachments submitted by Prime Therapeutics, LLC dated March 6, 2015, which was incorporated into the final contract as Exhibit C, and the State of Mississippi Request for Proposal for Pharmacy Benefit Manager dated January 30, 2015, which was incorporated into the final contract as Exhibit D.

**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:** \$34,000,000.00

2. **Requesting Agency:** Mississippi Department of Education  
**Supplier:** North Mississippi Education Consortium  
**Contract #:** 8200044355  
**Term:** 07/01/2019- 06/30/2020  
**Total Value:** \$5,250,136.84 **New**  
**\$5,250,136.84**  
**Summary of Request:** The term of the contract is one year with no optional renewals. The Contractor will provide various professional development and technical assistance training services for regional training opportunities to include 312 sessions planned for approximately 48,560 participants during the 2019-2020 school year. The Contractor will subcontract with five other Regional Educational Service Agencies (hereinafter "RESAs") and the University of Mississippi for coordinating and facilitating training sessions, procuring speakers and/or trainers, developing training materials, and offering focused professional assistance to schools and school districts. The Contractor was selected pursuant to Miss. Code Ann. § 37-7-345, which grants MDE statutory authority to contract with and provide funds to RESAs for any education-related service. Proof of the regulatory board's approval (State Board of Education) must be received by the Agency prior to processing the contract. This Board meets on March 28, 2019.

**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 proof of regulatory board approval.

**Projected Budget for Life of the Contract:** \$5,250,136.84

3. **Requesting Agency:** Mississippi State Hospital  
**Supplier:** BFI Waste Services, LLC d/b/a Republic Services, Inc.  
**Contract #:** 8200044310  
**Term:** 05/01/2019- 04/30/2022  
**Total Value:** \$218,758.56 **New**  
**\$218,758.56**  
**Summary of Request:** The term of the contract is three years with no optional renewal. The Contractor will provide waste management services which includes collection, containment, transport, tracking, and disposal of general wastes. The services will be provided at MSH programs and divisions, which include Whitfield Medical Surgical Hospital, Jaquith Nursing Home, and Oak Circle Center. The location of the waste containers, size of containers and frequency of waste pick up will be according to the submitted schedule in Attachment A of the contractor's proposal. The Contractor was selected through an RFP with three respondents.

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

**Projected Budget for Life of the Contract:** \$218,758.56

4. **Requesting Agency:** DMH – Ellisville State School  
**Supplier:** Maxim Health Systems d/b/a Maxim Healthcare Services, Inc.  
**Contract #:** 8200044440  
**Term:** 04/22/2019 – 04/21/2020 **New**



**Total Value:** \$2,000,000.00

**\$2,000,000.00**

**Summary of Request:** The term of the contract is one year with four optional one-year renewals. The Contractor will provide professional registered nursing and/or licensed practical nursing services. The Contractor was selected through an RFQ with three respondents. The Agency requests exceptions to Section 3-202.08.1 for failure to compile all questions and answers into an Amendment and failure to obtain acknowledgement of Amendments and to Section 3-202.13.2 for not deeming HMP Nursing Services and Precision Healthcare non-responsive as their responses failed to conform to all material respects of the RFQ. As the amendments were posted on the Agency website and the Mississippi Contract/Procurement Opportunity Contract Search Portal and the vendors' mistakes were minor with little or no effect on price, quantity, quality, delivery, or contractual conditions, OPSCR does not have concerns regarding competition, fairness, and transparency. The rates will be \$39.00 per hour for registered nurses and \$33.00 per hour for licensed practical nurses. No holiday, overtime, or weekend rates will be paid. 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 April 22, 2019.

**Staff Recommendation:** This request has been reviewed for compliance by OPSCR staff and upon granting the exceptions to Section 3-202.08.1 and Section 3-202.13.2, will comply with OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested contingent upon proof of regulatory board approval.

**Projected Budget for Life of the Contract:** \$10,000,000.00

5. **Requesting Agency:** DMH – East Mississippi State Hospital

**Supplier:** Rush Medical Foundation, Inc.

**Contract #:** 8200037399

**Term:** 02/10/2018 – 06/30/2020

**Total Value:** \$235,000.00

**Renewal  
\$85,000.00**

**Summary of Request:** The term of the original contract was approximately five months with four optional one-year renewals. Amendment Two has been submitted to exercise the second optional renewal allowed by the original contract. The Contractor provides licensed independent clinical laboratory services. The Contractor was originally selected through an RFP. Amendment One was approved at the June 2018 PPRB meeting; while the original contract was system approved as the value did not exceed \$75,000.00 cumulatively and did not require regulatory approval. Amendment Two updates the Contract Term and Entire Agreement clauses. All other terms and conditions of the original contract remain the same. Proof of regulatory board's approval (Mississippi Board of Mental Health) and general or professional liability insurance certificate must be received from the Agency prior to processing the contract renewal.

**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 receipt of the required regulatory board's approval and general or professional liability insurance certificate.

**Projected Budget for Life of the Contract:** \$400,000.00

6. **Requesting Agency:** Mississippi Department of Marine Resources

**Supplier:** Cypress Environmental Services, LLC

**Contract #:** 8200032069

**Term:** 05/01/2017 – 04/30/2020

**Total Value:** \$147,839.00

**Renewal**

**\$49,295.00**

**Summary of Request:** The term of the original contract remains one year with four optional one-year renewals. Amendment Two has been submitted to exercise the second optional renewal allowed by the original contract and begin Phase Three, Year One of the Comprehensive Ecological Risk Assessment and Land Use Management Planning project. The Contractor provides inventory services for Coastal Preserves to develop an ecological risk assessment to support a quantitative process for management decision making. Phases One and Two have been completed. Phase Three includes incorporating ecological risk assessment into the development of Coastal Preserves management/site use plans for all inventoried sites. The Contractor was originally selected through an RFP. Amendment One was approved at the April 2018 PPRB meeting; while the original contract was system approved as the value did not exceed \$75,000.00 cumulatively. Amendment Two updates the Summary, Scope of Services, Deliverables, Consideration and Payment, Period of Performance, E-Payment, Stop Work Order, and Entire Agreement clauses and adds the Approval clause. All other terms and conditions of the original contract remain the same including the phase and year pricing.

**Staff Recommendation:** This request has been reviewed for compliance by OPSCR staff and complies 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:** \$216,009.00

7. **Requesting Agency:** Mississippi Department of Employment Services

**Supplier:** Warner, Inc. d/b/a Service Master One Call

**Contract #:** 8200017250

**Term:** 05/01/2015 – 04/30/2020

**Total Value:** \$750,000.00

**Renewal**

**\$0.00**

**Summary of Request:** The term of the original contract is four years with one optional one-year renewal. Modification One has been submitted to exercise the only optional renewal allowed by the original contract. The Contractor provides janitorial services at the Echelon Parkway location of MDES. The rate is \$0.075 per square foot for services provided during non-business hours. The Contractor was originally selected through an RFP. The original contract was approved at the April 2015 PSCR meeting. Modification One also updates Representation Regarding Gratuities, Duration, E-Verification, Stop Work Order, Procurement Regulations, Approval, Insurance, Paymode, Priority, Termination for Convenience, Termination for Default, Compliance with Laws, and Modifications or Amendments clauses and adds the Termination Upon Bankruptcy, E-Payment, 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: \$750,000.00**

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

**Supplier:** U.S. Security Associates, Inc.

**Contract #:** 8200017251

**Term:** 05/01/2015 – 04/30/2020

**Total Value:** \$1,500,000.00

**Renewal**

**\$0.00**

**Summary of Request:** The term of the original contract is four years with one optional one-year renewal. Modification One has been submitted to exercise the only optional renewal allowed by the original contract. The Contractor provides armed security services for the main office location of MDES, the Pearl WIN Job Center, the Jackson WIN Job Center, and other MDES offices statewide as requested. The rate is \$17.60 per hour per security guard. The contract allows for an overtime rate of \$26.40 per hour if the Agency requests additional guards and does not give 24-hours' notice. The Contractor was originally selected through an RFP. The original contract was approved at the April 2015 PSCR meeting. Modification One updates the Duration, Paymode, Priority, Insurance, Termination for Convenience, Termination for Default, Representation Regarding Gratuities, E-Verification, Stop Work Order, Procurement Regulations, Approval, Compliance with Laws, and Modifications or Amendments clauses and adds the E-Payment, Termination Upon Bankruptcy, 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: \$1,500,000.00**

**9. Requesting Agency: Mississippi Department of Corrections**

**Supplier:** Mississippi State University, Office of Sponsored Projects

**Contract #:** 8200044402

**Term:** 04/03/2019 – 09/30/2021

**Total Value:** \$89,600.00

**New**

**\$89,600.00**

**Summary of Request:** The term of the contract is approximately two years and six months with no optional renewal. The Contractor will provide project evaluation services for the Second Chance Act Re-Entry Program for Adults with Co-Occurring Substance Abuse and Mental Health Disorders Competitive Grant to ensure that data tracking systems are sufficient to meet all reporting requirements associated with the grant. These project evaluation services include preparing, reviewing, and completing all associated project reports and making presentations related to project expansion and sustainability. The Contractor was selected pursuant to Section 3-102.04, Procuring Services Offered by Governmental Entities Not Under Purview of the PPRB, of the PPRB OPSCR Rules and Regulations, which allows agencies to contract directly with state entities without soliciting the private sector. The MDOC Commissioner determined that the services meet the Agency's requirements and the price represents a fair market value for similar positions of surrounding universities and colleges in Mississippi and in two neighboring states (Louisiana and Alabama).

**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:** \$89,600.00

**C. Department of Child Protection Services Contracts and Department of Human Services Contracts Useful in Establishing and Operating DCPS for Calendar 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*

**D. Emergency Contracts Reported to the Board for Calendar 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.*

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

**Supplier:** Raney's Carpet Care, Inc.

**Contract #:** 8400001001

**Term:** 02/26/2019 – 06/30/2019

**Total Value:** \$125,000.00

**New  
\$125,000.00**

**Summary of Request:** The term of the contract is approximately four months. The Contractor will provide emergency fire and water damage response and cleaning services for the second, third, and fourth floors of the Osborne Building. The agency requests \$125,000.00 in spending authority, in which \$43,088.41 has been invoiced and expended for services already rendered. The Contractor was selected through emergency procurement procedures pursuant to Section 3-207 of the Public Procurement Review Board Office of Personal Service Contract Review Rules and Regulations, which states "[i]f the Agency Head ... determines ... that the delay incident to undertaking a competitive procurement would threaten the health or safety of any person, or the preservation or protection of property, then the Agency Head ... may make an emergency procurement." The agency contends the emergency contract is necessary to restore affected areas to operational conditions for the Epidemiology, Legal, and Immunization

and STD/HIV departments. The Agency Head declared a state of emergency for the Mississippi Department of Health on March 6, 2019 after a fire occurred February 25, 2019.

**2. Requesting Agency: Mississippi Department of Education**

**Supplier:** Margie B. Pulley

**Contract #:** 8400001000

**Term:** 07/01/2019 – 12/31/2019

**Total Value:** \$99,750.00

**New  
\$99,750.00**

**Summary of Request:** The term of the contract is six months. The Contractor will serve as the conservator (interim superintendent) responsible for the administration, management, and operation of the Tunica County School District. This Independent Contractor is a Mississippi Public Employees Retirement System retiree. The agency requests \$99,750.00 in spending authority, which is comprised of \$85,000.00 for personal services or \$850.00 a day for 100 days and \$14,750.00 for travel. The Contractor was selected through emergency procurement procedures pursuant to Section 3-207 of the Public Procurement Review Board Office of Personal Service Contract Review Rules and Regulations, which states "[i]f the Agency Head ... determines ... that the delay incident to undertaking a competitive procurement would threaten the health or safety of any person, or the preservation or protection of property, then the Agency Head ... may make an emergency procurement." The Agency contends the extreme emergency situation jeopardizes the safety, security, and educational interest of children enrolled in schools in this district and without intervention by the State, it could result in the continuation of an inadequate and unstable educational environment, thereby denying the students of this district the opportunity to learn, to excel, and to obtain a free and appropriate public education. The Governor declared a state of emergency for Tunica County School District on July 9, 2015.

**E. OPSCR Staff Approvals Reported to the Board**

**F. Quarterly Report to the House of Representatives and Senate Committees on Accountability, Efficiency, and Transparency on Sole-Source Contracts**

**Staff Recommendation:** Authorization to file the report with the House of Representatives and Senate Committees on Accountability, Efficiency, and Transparency.

**G. Quarterly Report to the House of Representatives and Senate Committees on Accountability, Efficiency, and Transparency on Emergency Contracts**

**Staff Recommendation:** Authorization to file the report with the House of Representatives and Senate Committees on Accountability, Efficiency, and Transparency.

**H. OPSCR Director's Report**

**VII. Other Business**

**A. Legislative Update**

**VIII. Adjournment**