



MEETING AGENDA
Wednesday, December 4, 2019
9:00 a.m.

- I. **Call to Order**
- II. **Approval of Minutes from November 6, 2019 Public Procurement Review Board Meeting**
- III. **Approval of per diem and expenses for the December 4, 2019 meeting and for any additional expenses incurred prior to the January 8, 2020 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:** Aberdeen School District

- Supplier:** Unknown

- Term:** 7/1/2020 through 6/30/2021

- Commodities:** E-Rate Category 2 Project

- Total Value:** \$178,240.00 estimated

- Summary of Request:** Aberdeen School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-Rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

ii. **Requesting Governing Authority:** Bay St. Louis-Waveland School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: Use of remaining C2 budget

Summary of Request: Bay St. Louis-Waveland School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

iii. **Requesting Governing Authority:** Cleveland School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$ 350,000.00 estimated

Summary of Request: Cleveland School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

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

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$437,600.00 estimated

Summary of Request: Covington County School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

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

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$200,000.00 estimated

Summary of Request: Forrest County School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

vi. **Requesting Governing Authority:** Grenada School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$641,075.00 estimated

Summary of Request: Grenada School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund,

which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

vii. Requesting Governing Authority: Holly Springs School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$90,000.00 estimated

Summary of Request: Holly Springs School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

viii. Requesting Governing Authority: Leake County School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$475,000.00 estimated

Summary of Request: Leake County School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid.

Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

ix. Requesting Governing Authority: Long Beach School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: Use of remaining C2 budget

Summary of Request: Long Beach School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

x. Requesting Governing Authority: Monroe County School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$355,000.00 estimated

Summary of Request: Monroe County School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

xi. Requesting Governing Authority: Neshoba County School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$327,825.00 estimated

Summary of Request: Neshoba County School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

xii. Requesting Governing Authority: Nettleton School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$200,320.00 estimated

Summary of Request: Nettleton School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

xiii. Requesting Governing Authority: Newton Municipal School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$150,000.00 estimated

Summary of Request: Newton Municipal School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

xiv. Requesting Governing Authority: Oxford School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$250,000.00 estimated

Summary of Request: Oxford School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

xv. Requesting Governing Authority: Union Public School District

Supplier: Unknown

Term: 7/1/2020 through 6/30/2021

Commodities: E-Rate Category 2 Project

Total Value: \$258,240.00 estimated

Summary of Request: Union Public School District has requested an exemption from using the reverse auction process for the purchase of an E-Rate Category 2 project. E-rate is the commonly used name for the Schools and Libraries Program of the Universal Service Fund, which is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC). They are requesting an exemption because of the overall complexity of the project, which will include commodities and services. Vendors may make a primary bid and are able to send in an alternate equivalent bid. Vendors can bid on one or more items of the project or they may bid on the complete project. Because of the complexity of these projects, the District feels other evaluation factors may need to be considered, other than cost. The District feels that competitive sealed bidding should be utilized to procure the 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 the exemption and the use of competitive sealed bidding for the procurement.

xvi. Requesting Governing Authority: Chickasaw County

Supplier: Unknown

Term: 12 months

Commodities: Asphalt (CRS -2)

Total Value: \$60,000.00 - \$80,000.00

Summary of Request: Chickasaw County has requested an exemption from using the reverse auction process for the purchase of asphalt (CRS-2). They are requesting an exemption because the County wishes to make multiple awards. The County feels that the competitive sealed bidding process should be utilized to procure the 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 provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

xvii. Requesting Governing Authority: Chickasaw County

Supplier: Unknown

Term: 12 months

Commodities: Culverts

Total Value: \$60,000.00 - \$80,000.00

Summary of Request: Chickasaw County has requested an exemption from using the reverse auction process for the purchase of culverts. They are requesting an exemption because the County wishes to make multiple awards. The County feels that the competitive sealed bidding process should be utilized to procure the 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 provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

xviii. Requesting Governing Authority: Chickasaw County

Supplier: Unknown

Term: 12 months

Commodities: Crushed stone

Total Value: \$60,000.00 - \$80,000.00

Summary of Request: Chickasaw County has requested an exemption from using the reverse auction process for the purchase of crushed stone. They are requesting an exemption because the County wishes to make multiple awards. The County feels that the competitive sealed bidding process should be utilized to procure the 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 provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

xix. Requesting Governing Authority: Chickasaw County

Supplier: Unknown

Term: 12 months

Commodities: Rip/rap

Total Value: \$60,000.00 - \$80,000.00

Summary of Request: Chickasaw County has requested an exemption from using the reverse auction process for the purchase of rip/rap. They are requesting an exemption because the County wishes to make multiple awards. The County feels that the competitive sealed bidding process should be utilized to procure the 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 provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

xx. Requesting Governing Authority: Chickasaw County

Supplier: Unknown

Term: 12 months

Commodities: Fly ash

Total Value: \$60,000.00 - \$80,000.00

Summary of Request: Chickasaw County has requested an exemption from using the reverse auction process for the purchase of fly ash. They are requesting an exemption because the County wishes to make multiple awards. The County feels that the competitive sealed bidding process should be utilized to procure the 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 provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

xxi. Requesting Governing Authority: Lauderdale County

Supplier: Unknown

Term: 12 months

Commodities: Asphalt

Total Value: \$500,000.00 estimated

Summary of Request: Lauderdale County has requested an exemption from using the reverse auction process for the purchase of asphalt. They are requesting an exemption because the County has received only one bid when using reverse auction and the prices were highly inflated. The County feels that the competitive sealed bidding process should be utilized to procure the 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 provided, OPTFM recommends approval of the exemption and the use of competitive sealed bidding for the procurement.

xxii. Requesting Governing Authority: Lauderdale County

Supplier: Unknown

Term: 12 months

Commodities: Gravel, stone and concrete

Total Value: \$200,000.00

Summary of Request: Lauderdale County has requested an exemption from using the reverse auction process for the purchase of gravel, stone, and concrete. They are requesting an exemption because the County tried holding a reverse auction and no vendors participated. The County feels that the competitive sealed bidding 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.

xxiii. Requesting Governing Authority: Lauderdale County

Supplier: Unknown

Term: 12 months

Commodities: Corrugated metal, plastic and concrete pipe

Total Value: \$75,000.00

Summary of Request: Lauderdale County has requested an exemption from using the reverse auction process for the purchase of pipe. They are requesting an exemption because the County wishes to award to multiple vendors and use the one closest to the project. The County feels that the competitive sealed bidding 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.

xxiv. Requesting Governing Authority: Lauderdale County

Supplier: Unknown

Term: 12 months

Commodities: Scrub seal and micro surfacing

Total Value: \$75,000.00

Summary of Request: Lauderdale County has requested an exemption from using the reverse auction process for the purchase of scrub seal and micro surfacing. They are requesting an exemption because the County wishes to award to multiple vendors and use the one closest to the project. The County feels that the competitive sealed bidding 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.

xxv. Requesting Governing Authority: Jefferson Davis County

Supplier: Unknown

Term: 12 months

Commodities: Hot mix, cold mix and liquid asphalt

Total Value: \$400,000.00

Summary of Request: Jefferson Davis County has requested an exemption from using the reverse auction process for the purchase of asphalt. They are requesting an exemption because the County wishes to award to multiple vendors. The County feels that the competitive sealed bidding 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.

xxvi. Requesting Governing Authority: Jefferson Davis County

Supplier: Unknown

Term: 12 months

Commodities: Rock and pea gravel

Total Value: \$100,000.00

Summary of Request: Jefferson Davis County has requested an exemption from using the reverse auction process for the purchase of rock and pea gravel. They are requesting an exemption because the County wishes to award to multiple vendors and use the one closest to the project. The County feels that the competitive sealed bidding 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.

xxvii. Requesting Governing Authority: Lamar County School District

Supplier: Apple Inc.

Term: Multiple years

Commodities: Apple products

Total Value: \$2,000,000.00 estimated

Summary of Request: Lamar County School District has requested an exemption from using the reverse auction process for the purchase of Apple products. 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 from Apple and not resellers. Because there will be only one qualified supplier, the District feels that the competitive sealed bidding process should be utilized.

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.

B. Consideration of State Agency Contracts for Board Action

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

Supplier: McComb Diesel Inc.

Contract #: 8200048904 and 8200048944

Term: 8200048904 – One time purchase 12/4/2019 through 10/31/2020

8200048944 – 12/4/19 through 11/30/2020 with up to four (4) twelve (12) month extensions

Total Value: \$575,242.00, \$1,725,726.00

Summary of Request: MDOT was granted an exemption from the reverse auction process at the July 10, 2019 PPRB meeting for the purchase of one (1) Under-Bridge Inspection Unit-Truck Mounted and the establishment of an agency contract for the purchase of up to three (3) additional trucks. MDOT sent the Invitation for Bids to fifteen (15) vendors and received three (3) bids. MDOT is awarding to the second lowest bidder as the low bidder did not meet the specifications for brakes. This contract is available to MDOT, governing authorities, and state agencies.

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 contracts.

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

Supplier: McComb Diesel Inc.

Contract #: 8200048984, 8200048985

Term: 8200048984 - One Time Purchase (12/4/2019 through 6/30/2020)

8200048985 - 12/4/2019 through 11/30/2020 with up to four (4) twelve (12) month extensions

Total Value: \$542,500.00, \$3,924,000.00

Summary of Request: MDOT held a reverse auction for the purchase of five (5) truck tractors and to establish an agency contract for the purchase of up to thirty-six (36) additional truck

tractors. MDOT sent the Invitation for Bids to fifteen (15) vendors. They received five (5) responses and all five (5) qualified for the reverse auction, but only one (1) vendor participated. This contract is available to MDOT, governing authorities, and state agencies.

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 contracts.

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

Supplier: McComb Diesel Inc.

Contract #: 8200043041

Term: 12/5/2018 through 12/04/2020

Total Value: \$3,138,000.00

Summary of Request: MDOT is requesting a twelve (12) month extension. This is the first of a possible four (4) extensions for the purchase of tandem axle cab & chassis, 66,000 GVWR. MDOT completed a reverse auction to establish an agency contract for the purchase of up to an additional thirty (30) trucks. This contract was approved by the PPRB on December 5, 2018. This contract is available to MDOT, governing authorities, and state agencies.

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 extension.

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

Supplier: Tri-State Truck Center Inc.

Contract #: 8200043043

Term: 12/5/2018 through 12/04/2020

Total Value: \$718,000.00

Summary of Request: MDOT is requesting a twelve (12) month extension. This is the first of a possible four (4) extensions for the purchase of single axle cab & chassis, 33,000 GVWR. MDOT completed a reverse auction to establish an agency contract for the purchase of up to an additional ten (10) trucks. This contract was approved by the PPRB on December 5, 2018. This contract is available to MDOT, governing authorities, and state agencies.

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 extension.

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

Supplier: Alliance Bus Group Inc.

Contract #: 8200043281

Term: 1/9/2019 through 12/31/2020

Total Value: \$5,514,900.00

Summary of Request: MDOT is requesting a twelve (12) month extension. This is the first of a possible four (4) extensions for the purchase of 17-A Passenger, Non-ADA buses. MDOT completed a reverse auction to establish an agency contract for the purchase of up to an additional one hundred (100) buses. This contract was approved by the PPRB on January 9, 2019. This contract is available to MDOT, governing authorities, and state agencies.

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 extension.

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

Supplier: Emergency Equipment Professionals (Pierce Manufacturing Inc.)

Contract #: 8200043281

Term: 12/4/2019 through 12/31/2020

Total Value: \$560,556.00

Summary of Request: UMMC is requesting to purchase a C32X Mobile Communication Command Vehicle utilizing statewide contract 8200027988 for Fire Trucks and Fire Apparatus. This procurement is funded fully through the U.S. Department of Homeland Security Rural Emergency Medical Communications Demonstration Project Grant.

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 contract.

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

Supplier: Becton, Dickson and Company

Contract #: 8800007014

Term: 12/4/2019 through 10/30/2020

Total Value: \$1,367,586.68

Summary of Request: UMMC has submitted a sole source P-1 request for the purchase of two flow cytometry instruments: a FACSSymphony analyzer and BD FACSAria fusion cell sorter with a biosafety hood. These items are used to perform both clinical and basic science research. The FACSSymphony analyzer quantitates the defined characteristics of single cells in a population, one cell at a time. The FACSAria Fusion physically sorts cells based on the defined markers under sterile conditions. The sorted cells can directly be used for research experiments or be placed in culture to expand that specific population for research purposes. UMMC followed the regulations in the OPTFM Procurement Manual by advertising twice in the newspaper and for fourteen (14) days on the Procurement Portal. UMMC received no objections to this sole source 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, OPTFM recommends approval of the contract.

C. OPTFM Staff Approvals reported to the Board

D. OPTFM Sole Source Purchases

E. OPTFM Emergency Purchases

F. OPTFM Director's Report

- New hires in OPTFM – LaShun Smith and Easter Haimur
- November CMPA class – 20 new CMPAs

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

A. BOB Staff Approvals Reported to the Board

B. BOB Director's Report

- Professional Selection Request for Qualifications (RFQ)

C. RPM New Leases

1. Requesting Agency: Mississippi Department of Employment Security

Lease #: 260-431-22A

Lessor: Tom L. Moak Properties

Term: 01-01-2020 thru 12-31-2022

Total Yearly Cost: \$38,400.00

Cost PSF: \$7.73 + Utilities & Janitorial

Previous Cost PSF: N/A

Total Space per Occupant: 496

Federal Funds: 100%

Square Footage Proposed: 4,966

Previous Square Footage: N/A

Address of Property: 545 Broadway Blvd., Brookhaven, MS.

Purpose of Lease: WIN Job Center

Note: MDES advertised for lease space and received one response. MDES requests a waiver on the Space Efficiency Allowance due to the need for a computer/training room. The computers give the candidates access to the internet during their job searches and are used in the preparation of resumes.

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 #: 170-651-24A

Lessor: Jerrel T. Bowen

Term: 01-01-2020 thru 12-31-2024

Total Yearly Cost: \$14,400.00

Cost PSF: 6.86 + Utilities & Janitorial

Previous Cost PSF: N/A

Total Space per Occupant: 233

Federal Funds: 0%

Square Footage Proposed: 2,100

Previous Square Footage: N/A

Address of Property: 230 Magnolia Drive, Raleigh, MS.

Purpose of Lease: This location will serve as the Smith County Probation and Parole office.

Note: MDOC advertised and received one response. MDOC awarded the lease based on the lowest cost. 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 #: 170-751-25A

Lessor: John R. Middleton dba Cappaert Enterprises

Term: 02-01-2020 thru 01-31-2025

Total Yearly Cost: \$22,800.00

Cost PSF: \$12.00 + Utilities & Janitorial

Previous Cost PSF: N/A

Total Space per Occupant: 237

Federal Funds: 0%

Square Footage Proposed: 1,900

Previous Square Footage: N/A

Address of Property: 4211 Rifle Range Road, Vicksburg, MS.

Purpose of Lease: This location will serve as the Warren County Probation and Parole office.

Note: MDOC advertised and received two responses. MDOC awarded the lease based on lowest cost. 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.

D. RPM Succeeding Leases

1. Requesting Agency: Mississippi Department of Employment Security

Lease #: 260-242-24A

Lessor: Trebig Southpark Properties, LLC.

Term: 1-1-2020 thru 12-31-2024

Total Yearly Cost: \$292,020.00

Cost PSF: \$18.84 + Utilities & Janitorial

Previous Cost PSF: \$18.84 + Utilities & Janitorial

Total Space per Occupant: 1,550 sq. ft.

Federal Funds: 100%

Square Footage Proposed: 15,500

Previous Square Footage: 15,500

Address of Property: 10162 Southpark Drive, Gulfport, MS.

Purpose of Lease: This job center houses partners of MDES and provides required meeting space, including training labs and classrooms. There is also an area with computer access for the job candidates.

Note: This is a five (5) year lease with no renewals. MDES requests a waiver on the Space Efficiency Allowance due to the need for a computer room. The computers give the candidates to access the internet during their job searches and are used in the preparation of resumes.

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 Secretary of State

Lease #: 775-251-21A

Lessor: Mattiace Office Company, LLC.

Term: 05-01-2020 thru 04-30-2021

Total Yearly Cost: \$402,137.60

Cost PSF: \$12.80 Inclusive

Previous Cost PSF: \$12.50 Inclusive

Total Space per Occupant: 327

Federal Funds: 0%

Square Footage Proposed: 31,417

Previous Square Footage: 31,417

Address of Property: 125 South Congress, Jackson, MS.

Purpose of Lease: This is the main office for the Mississippi Secretary of State.

Note: This is the second of a possible five (5) one (1) year options to renew. MSOS asks for a waiver on the Space Efficiency Allowance due to the fact that the original contract was signed prior to the policy taking effect.

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

3. Requesting Agency: Mississippi State Department of Health

Lease #: 390-452-24C

Lessor: Nerhus Properties

Term: 12-15-2019 thru 12-14-2024

Total Yearly Cost: \$94,500.00

Cost PSF: \$14.00 Inclusive

Previous Cost PSF: \$14.00 Inclusive

Total Space per Occupant: 241

Federal Funds: 100%

Square Footage Proposed: 6,750

Previous Square Footage: 6,750

Address of Property: 805 S. Wheatley Street, Ridgeland, MS.

Purpose of Lease: This location will serve as the central office for the WIC program and will have oversight of the entire program in Mississippi. That oversight includes the WIC-IT unit, Financial Management, and Vendor Management.

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.

4. Requesting Agency: Mississippi State Department of Health

Lease #: 390-452-24B

Lessor: Nerhus Properties

Term: 12-15-2019 thru 12-14-2024

Total Yearly Cost: \$166,764.00

Cost PSF: \$13.00 Inclusive

Previous Cost PSF: \$13.00 Inclusive

Total Space per Occupant: 377

Federal Funds: 50%

Square Footage Proposed: 12,828

Previous Square Footage: 12,828

Address of Property: 805 S. Wheatley Drive, Ridgeland, MS

Purpose of Lease: This location will serve as the Supplemental Special Nutrition Program for Women, Infants and Children. It will also house the Tobacco Control Program that is mandated to prevent tobacco use, increase adult cessation opportunities, reduce second hand smoke exposure, and reduce tobacco-related disparities.

Note: This is a five (5) year lease with no renewals. MSDH asks for a waiver on the Space Efficiency Allowance due to the fact that the original contract was signed prior to the policy taking effect.

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

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

1. Requesting Agency: Mississippi Department of Corrections

Lease #: 170-073-22A

Lessor: Calhoun County Board of Supervisors

Term: 01-01-2020 thru 12-31-2022

Total Yearly Cost: \$5,000

Cost PSF: \$4.15 + Utilities & Janitorial

Previous Cost PSF: \$4.15 + Utilities & Janitorial

Total Space per Occupant: 241

Federal Funds: 0%

Square Footage Proposed: 1,205

Previous Square Footage: 1,205

Address of Property: 111 East Main Street, Pittsboro, MS.

Purpose of Lease: This location serves as the Parole and Probation office for Calhoun County.

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.

2. Requesting Agency: Mississippi Department of Finance and Administration

Lease #: 899-251-20A Special

Lessor: Angelo Dorizas & Family

Term: 12-4-19 thru 6-30-20

Cost Per Event: \$247.50

Number of Parking Spaces: 165

Address of Property: 255 George Street, Jackson, MS.

Purpose of Lease: This is a request for supplemental parking during special events while permanent parking is under construction.

Note: This is a temporary parking 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 contingent upon an executed lease agreement.

F. RPM Director's Report

- Update on Parchman Penitentiary Farmland Leasing

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

A. Petitions for Relief from Competitive Sealed Bidding

1. Requesting Agency: Mississippi Development Authority

RFx Number: 3180000940

Procurement Request: Request for Proposals (RFP)

Anticipated Term: Four (4) years with one (1) optional one-year renewal

Anticipated Contract Amount: \$300,000.00 per year or \$1,200,000.00

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 recruitment of investment services, expansion of existing firms in Mississippi, and new investment opportunities from Japan. The Agency will award to one Contractor to provide full-time representation of the State of Mississippi in Japan to recruit foreign direct investments to Mississippi. The Agency contends the use of an IFB is neither practicable nor advantageous as an RFP allows the greatest amount of flexibility in evaluating the proposals for experience, capabilities, staffing, technical proficiencies, and other factors that would not be considered during the IFB process. The respondents will be evaluated based on technical, management, and cost factors. The technical factors will be weighted at thirty-two (32) points or 32%, management factors will be weighted at thirty-three (33) points or 33%, and cost factors (price) will be weighted at thirty-five (35) points or 35%.

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 for the recruitment of investment services, expansion of existing firms in Mississippi, and new investment opportunities from Japan.

2. Requesting Agency: Mississippi Department of Corrections

RFx Number: 3180000933

Procurement Request: Request for Proposals (RFP)

Anticipated Term: Three (3) years with two (2) optional one-year renewals

Anticipated Contract Amount: \$35,880,000.00

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 on-site food services at the Mississippi State Penitentiary, Central Mississippi Correctional Facility, Youthful Offender Unit, South Mississippi Correctional Institution, 14 Community Work Centers, and four Restitution Centers. The Agency will award to one contractor. The Agency contends the use of an IFB is neither practicable nor advantageous as an RFP allows the greatest amount of flexibility in evaluating the proposals for experience, capabilities, staffing, food quality, preparation and management based on the special needs of the population being served including dietary restrictions, which would not be considered during the IFB process. The respondents will be evaluated based on technical, management, and cost factors. The technical factors will be weighted at twenty (20) points or 20%, management factors will be weighted at twenty-five (25) points or 25%, and cost factors will be weighted at twenty (20) points or 20%. Price will be weighted at thirty-nine (39) points or 39%, which includes an additional four (4) points or 4% from “relative cost” in cost factors.

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 on-site food services.

3. **Requesting Agency:** DMH – North Mississippi State Hospital

RFx Number: 3180000970

Procurement Request: Request for Qualifications

Anticipated Term: One (1) year with four (4) optional one-year renewals

Anticipated Contract Amount: \$208,000.00 per year or \$1,040,000.00

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 a part-time psychiatrist that will admit, evaluate, diagnose, treat and provide consultation to adult patients who suffer from mental, behavioral, addictive, and/or emotional disorders under the direct supervision of the Agency’s clinical director. The Agency contends the use of an Invitation for Bids will not provide the flexibility needed to be able to interview applicants and enter into in-depth conversations that would better access skills and evaluate candidates’ knowledge. Particular knowledge and experience in an inpatient psychiatric hospital is necessary due to the chronic nature of the mental illness not traditionally found in other hospital settings. The respondents will be evaluated based on technical, cost and management factors. The technical factors will be weighted at (33%) or 33 points, management factors will be weighted at (32%) or 32 points, and cost factors will be weighted at (35%) or 35 points. Whether the vendor accepts the agency’s price is the only factor to be considered under cost factors.

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 Qualifications as the procurement method to select one vendor to serve as the Utilization Review Physician Advisor.

B. Consideration of Contracts for Board Action

1. **Requesting Agency:** Mississippi Department of Child Protection Services

Supplier: Public Catalyst Group Corporation

Contract #: 8800007005

Term: 01/01/2020 – 12/31/2020

Total Value: \$1,654,000.00

New

\$1,654,000.00

Summary of Request: The term of the contract is one year with no optional renewal. The Contractor provides court monitoring services required by the Second Modified Settlement Agreement and Reform Plan approved by the United States District Court for the Southern District of Mississippi. The Contractor will be paid \$1,500,000.00 for monitoring fees, which includes compensation for the Monitoring Team Members (staff, consultants, experts and administrative support), fringe/tax, and administrative costs; and \$89,000.00 for project expenses, which includes airfare, hotel, meals, ground transportation, parking, tolls and mileage incurred by the Monitoring Team and consultants/experts, teleconference and video conference services, costs of meetings related to monitoring, printing and reproduction costs for large or specialized documents, and electronic storage of documents. This contract is part of the *Olivia Y. v. Bryant* Second Modified Mississippi Settlement Agreement and Reform Plan. The Contractor was declared a sole-source provider by the Agency, as mandated by a federal court order. The Agency provided a copy of the court order and complied with all sole-source requirements.

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: \$1,654,000.00

2. **Requesting Agency:** Mississippi Department of Finance and Administration

Supplier: ActiveHealth Management, Inc.

Contract #: 8200021987

Term: 01/01/2016 – 12/31/2020

Total Value: \$31,990,000.00

Renewal

\$1,590,000.00

Summary of Request: The term of the original contract was four years with one optional one-year renewal. Amendment One exercises the only optional renewal allowed by the original contract; modifies Section 3.F.15.c, d, f, and h-j to clarify the requirements of the Maternity Case Management Program; retroactively removes the 24-hour Nurse Line Program from Year 4 (2019) and Year 5 (2020) as it was replaced with a telemedicine services contract; modifies Exhibit B, Performance Standards, by adding a minimum qualifier for the performance guarantee associated for the Highly Impactible Emergency Room Visits, Highly Impactible Hospital Admissions, and All Cause Hospital Readmission to be applicable in Year 5 and the removal of the standards for Disease Management Services rendered in Year 5; and modifies the costs associated with the renewal term identified in Exhibit A, Fee Schedule. The Contractor provides comprehensive health management services for the Mississippi State and School Employees' Health Insurance Plan. Health management services include but are not

limited to case management, utilization management, disease management, and wellness promotion services. The Core Health Management Program fee per participant per month remains \$2.34. The Contractor was originally selected through an RFP. The original contract was approved at the December 2016 PSCRB meeting. Amendment One updates the Contract Term, Procurement Regulations, Representation Regarding Gratuities, Approval, Notices, and Incorporation of Documents clauses and adds the Termination Upon Bankruptcy and Trade Secrets, Commercial and Financial Information clauses. All other terms and conditions of the original contract remains the same. This contract is subject to a protective order entered into by the Hinds County Chancery Court on April 14, 2016 to protect from release any confidential proprietary, commercial and financial information and/or trade secrets with regard to the proposal and its attachments submitted by ActiveHealth Management.

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: \$31,990,000.00

3. **Requesting Agency:** Mississippi Department of Finance and Administration

Supplier: American Well Corporation

Contract #: 8200029792

Term: 03/01/2017 – 02/28/2021

Total Value: \$414,000.00

**Renewal
\$0.00**

Summary of Request: The term of the original contract remains three years with two optional one-year renewals. Amendment Two exercises the first optional renewal allowed by the original contract and decreases the Year Four rates/fees contained in Exhibit A, Financial Exhibit, for the medical consultation, marketing and communication, and account management services. The Agency requests no additional spending authority because only \$185,000.00 has been expended so far. The Contractor provides Mississippi State and School Employees' Health Insurance Plan participants with access to qualified healthcare professionals providing HIPAA-compliant delivery of healthcare services such as diagnosis, consultation, or treatment through the use of interactive audio, video, or other electronic media to improve a person's health and well-being. The Contractor was originally selected through an RFP. Amendment One was approved at the February 2019 PPRB meeting. Amendment Two also updates the Contract Term, Incorporation of Documents, Procurement Regulations, Representation Regarding Gratuities, Indemnification, 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 renewal as requested.

Projected Budget for Life of the Contract: \$414,000.00

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

Supplier: The University of Mississippi, School of Pharmacy

Contract #: 8200048860

Term: 01/01/2020 – 12/31/2022

New

Total Value: 2,357,150.00

\$2,357,150.00

Summary of Request: The term of the contract is three years with two optional one-year renewals. The Contractor will provide retrospective drug utilization review services and Centers for Medicare and Medicaid Services child and adult quality measure reporting. 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 Executive Director of DOM determined that the services meet the Agency's requirements and the price represents a fair market value for the services based on a cost comparison of other states with similar programs.

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: \$4,029,932.00

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

Supplier: Ascend Management Innovations, LLC

Contract #: 8200022434

Term: 01/01/2016 – 12/31/2020

Total Value: 4,939,389.47

Renewal

\$1,366,629.80

Summary of Request: The term of the original contract was three years with two optional one-year renewals. Amendment Two exercises the last optional renewal allowed by the original contract. 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 screening. The Level I (preliminary) screening is conducted by a staff member of the discharging hospital or admitting nursing facility. The Contractor reviews 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 was approved at the December 2018 PPRB meeting. Amendment Two increased the estimated volume of Level I assessments from 3,836 to 6,587 and increased the Level II assessments from 1,751 to 2,216 to adjust the number of screenings to more accurately reflect the changes in the Medicaid population subject to these screenings due to the 2016 final regulations for Long Term Care and revisions to Survey and Certification guidance as allowed in the RFP and updates the Entire Agreement, Period of Performance, and Cost for Services clauses. All other terms and conditions of the original contract remain the same. Proof of the vendor's updated workers' compensation, professional liability, general liability against bodily injury or death, and property damage and fire insurance certificates 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

vendor's updated workers' compensation, professional liability, general liability against bodily injury or death, and property damage and fire insurance certificates.

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

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

Supplier: W.C. Fore Trucking, Inc.

Contract #: 8200048663

Term: 12/06/2019 – 12/05/2020

Total Value: \$350,000.00

**New
\$350,000.00**

Summary of Request: The term of the contract is one year with no optional renewal. The Contractor will transport and deploy artificial reef material, donated by Ingalls Shipbuilding in Pascagoula, by barge from the Ingalls Shipbuilding loading area to Fish Haven 13 (FH-13) for the development of artificial reefs. The project must begin during the fourth quarter of 2019 or early first quarter of 2020 and must be completed in 2020. Although the term of the contract is one year, the contract may be terminated once the project has been completed to MDMR's satisfaction and all approved invoices are paid. Artificial reefs promote the production of marine life in state and adjacent federal waters as these waters consist primarily of a flat mud/sand bottom. The Agency contends the addition of artificial reefs will enhance the environment by providing reef fish and other invertebrates with structures acceptable for producing viable reef habitats. The Contractor will be paid \$33.20 per ton. The Contractor was selected through an IFB with two respondents. The Agency requests an exception to Section 3-202.12.4.1, Minor Informalities, of the PPRB OPSCR Rules and Regulations for not deeming the respondents non-responsive for failure to fully complete the required document of Attachment H, Bidder's Checklist. As the two respondents were not awarded the contract based solely on the amount of their bids, OPSCR does not have concerns regarding competition, fairness, and transparency. Proof of the vendor's required worker's compensation and general liability insurance certificates, performance bond, and payment bond must be received from the Agency prior to processing the contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting of the requested exception will comply with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the requested exception and approval of the contract as requested contingent upon receipt of the vendor's required worker's compensation and general liability insurance certificates, performance bond, and payment bond.

Projected Budget for Life of the Contract: \$350,000.00

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

Supplier: W.C. Fore Trucking, Inc.

Contract #: 8200048740

Term: 12/09/2019 – 12/08/2020

Total Value: \$200,000.00

**New
\$200,000.00**

Summary of Request: The term of the contract is one year with no optional renewal. The Contractor will transport and deploy concrete culvert material by barge from MDMR's staging site in Gulfport to Katrina Key in the Gulf of Mexico, which is located approximately three quarters of a mile south of Deer Island, for the development of artificial reefs. The project must begin during the fourth quarter of 2019 or early first quarter of 2020 and must be completed within a maximum of 120 business days. Although the term of the contract is one year, the contract may be terminated once the project has been completed to MDMR's satisfaction and all approved invoices are paid. Artificial reefs promote the production of marine life in state and adjacent federal waters as these waters consist primarily of a flat mud/sand bottom. The Agency contends the addition of artificial reefs will enhance the environment by providing reef fish and other invertebrates with structures acceptable for producing viable reef habitats. The Contractor will be paid \$32.00 per ton. The Contractor was selected through an IFB with three respondents. The Agency requests an exception to Section 3-202.12.4.1, Minor Informalities, of the PPRB OPSCR Rules and Regulations for not deeming the respondents non-responsive for failure to fully complete the required document of Attachment H, Bidder's Checklist. As the two respondents were not awarded the contract based solely on the amount of their bids, OPSCR does not have concerns regarding competition, fairness, and transparency. Proof of the vendor's required workers' compensation and general liability insurance certificates, performance bond, and payment bond must be received from the Agency prior to processing the contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting of the requested exception will comply with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the requested exception and approval of the contract as requested contingent upon receipt of the vendor's required worker's compensation and general liability insurance certificates, performance bond, and payment bond.

Projected Budget for Life of the Contract: \$200,000.00

8. Requesting Agency: Mississippi Department of Finance and Administration

Supplier: Health Data and Management Solutions, Inc.

Contract #: 8200048498

Term: 03/01/2020 – 02/28/2024

Total Value: \$997,352.00

New

\$997,352.00

Summary of Request: The term of the contract is four years with one optional one-year renewal. The Contractor will provide decision support and health care analysis to the Mississippi State and School Employees Health Insurance Management Board (hereinafter "Board"), which includes assisting the Board by providing analytical reporting, access to a health care database that integrates information collected from the State and School Employees' Health Insurance Plan's third party administrator, pharmacy benefits manager, and a medical management vendor to support various analysis. Such services include, but not limited to claims expense and utilization analysis, benchmarking against valid comparable standards (national norms, regional norms, etc.), plan and program evaluation, and benefit design and modeling. The Contractor will also provide management with assistance in identifying trends in the medical data and make recommendations based on an analysis of those trends, as well as assist in constructing analyses to evaluate the impact of proposed or previously implemented benefit changes. The Contractor was selected through an RFP with

four respondents. One respondent was deemed non-responsive and rejected for failure to meet the minimum of five years of experience. The Agency requests an exception to Section 3-202.08.2 for failure to post the Question and Answer Amendment documents onto the Mississippi Contract Opportunity Procurement Search Portal. The Question and Answer document was posted on the Agency's website and prospective contractors were notified in the RFP that questions and answers would be posted to the Agency's website. As all respondents submitted Acknowledgements of the Question and Answer document with their submission, OPSCR does not have concerns regarding competition, fairness, and transparency of this procurement. Two post award vendor debriefings were requested and held. Receipt of the current Performance Bond and Professional Liability 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 upon granting of the requested exception will comply with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the requested exception and approval of the contract as requested contingent upon receipt of the performance bond and professional liability insurance certificate.

Projected Budget for Life of the Contract: \$1,219,690.00

9. **Requesting Agency:** Mississippi Department of Public Safety

Supplier: National Medical Services, Inc.

Contract #: 8200023279

Term: 03/01/2016 – 02/28/2021

Total Value: \$2,350,000.00

Renewal
\$450,000.00

Summary of Request: The original term of the contract was one year with four optional one-year renewals. Renewal Four exercises the last optional renewal allowed by the original contract. The Contractor provides customized testing and reporting services for forensic dry testing in ante and post mortem human biological samples, which include post-mortem toxicology testing, including blood, urine, and vitreous humor, liver, muscle, and other body tissue when required. This information is used by the Medical Examiner's Office to aid in determining cause and manner of death. The Contractor was originally selected through an RFP. Renewal Three was approved at the January 2019 PPRB meeting. Renewal Four updates the Period of Contract, Compensation, and Priority of Documents 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: \$2,350,000.00

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

Supplier: Curriculum Associates, LLC

Contract #: 8200048332

Term: 1/09/2020 – 06/30/2020

Total Value: \$97,565.16

New
\$97,565.16

Summary of Request: The term of the contract is approximately six months with four optional one-year renewals. The Contractor will provide a Comprehensive Early Learning Assessment/Screening tool on an annual basis that will be used throughout the district to evaluate and assess the effectiveness of pre-kindergarten (pre-k) classrooms. The Contractor was selected through an RFP with three respondents. The Agency requests an exception to Section 3-202.08.1 and 3-202.08.2 for failure to treat the Question and Answer document as an Amendment and not obtaining signature for Acknowledgement of Amendments and for not posting the Amendment onto the Mississippi Procurement Portal. The Question and Answer document was posted on the Agency's website and prospective contractors were notified in the RFP that questions and answers would be posted to the Agency's website. OPSCR does not have concerns regarding competition, fairness, and transparency of this procurement. Proof of the vendor's performance bond 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 granting of the requested exceptions and approval of the contract as requested contingent upon receipt of the performance bond certificate.

Projected Budget for Life of the Contract: \$247,192.36

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

Supplier: SeeWriteHear, LLC

Contract #: 8200048897

Term: 01/01/2020 – 12/31/2020

Total Value: \$75,000.01

**New
\$75,000.01**

Summary of Request: The term of the contract is one year with four optional one-year renewals. The Contractor will provide new braille textbooks and instructional material services on an as needed basis to the Mississippi Instructional Resource Center and the Mississippi School for the Blind. The services include formatting, transcribing, creating tactile, proofing, embossing binding, packaging and delivery of braille versions of all new textbooks and instructional materials. The Contractor was selected through an RFP with three respondents and resulted in the award of two contracts. Two post-award vendor debriefings were requested and held. The Foundation for the Blind was deemed non-responsive and rejected for being a late submission. The Agency requests an exception to Sections 3-202.08.1 and 3-202.08.2 for failure to treat the Question and Answer document as an Amendment and not obtaining signature for Acknowledgement of Amendments and for not posting the Amendment onto the Mississippi Procurement Portal. The Question and Answer document was posted on the Agency's website and prospective contractors were notified in the RFP that questions and answers would be posted to the Agency's website. OPSCR does not have concerns regarding competition, fairness, and transparency of this procurement. Proof of the regulatory board's approval (State Board of Education) and current Performance Bond certificate must be received from the Agency prior to processing the contract. This Board will meet December 19, 2019.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting of the requested exceptions will comply with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the requested

exceptions and approval of the contract as requested contingent upon proof of regulatory board approval and receipt of the performance bond certificate.

Projected Budget for Life of the Contract: \$300,000.04

12. Requesting Agency: Mississippi Department of Education

Supplier: T-Base Communications USA, Inc.

Contract #: 8200048896

Term: 01/01/2020 – 12/31/2020

Total Value: \$75,000.01

**New
\$75,000.01**

Summary of Request: The term of the contract is one year with four optional one-year renewals. The Contractor will provide new braille textbooks and instructional material services on an as need basis to the Mississippi Instructional Resource Center and the Mississippi School for the Blind. The services include formatting, transcribing, creating tactile, proofing, embossing binding, packaging and delivery of braille versions of all new textbooks and instructional materials. The Contractor was selected through an RFP with three respondents and resulted in the award of two contracts. Two post-award vendor debriefings were requested and held. The Foundation for the Blind was deemed non-responsive and rejected for being a late submission. The Agency requests an exception to Sections 3-202.08.1 and 3-202.08.2 for failure to treat the Question and Answer document as an Amendment and not obtaining signature for Acknowledgement of Amendments and for not posting the Amendment onto the Mississippi Procurement Portal. The Question and Answer document was posted on the Agency's website and prospective contractors were notified in the RFP that questions and answers would be posted to the Agency's website. OPSCR does not have concerns regarding competition, fairness, and transparency of this procurement. Proof of the regulatory board's approval (State Board of Education) and current Performance Bond certificate must be received from the Agency prior to processing the contract. This Board will meet December 19, 2019.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting of the requested exceptions will comply with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the requested exceptions and approval of the contract as requested contingent upon proof of regulatory board approval and receipt of the performance bond certificate.

Projected Budget for Life of the Contract: \$300,000.04

13. Requesting Agency: Mississippi Oil and Gas Board

Supplier: Black Jack Oil Company

Contract #: 8200048854

Term: 12/05/2019 – 06/30/2020

Total Value: \$489,000.00

**New
\$489,000.00**

Summary of Request: The term of the contract is approximately seven months with no optional renewal. The Contractor will plug thirteen abandoned wells in Adams, Amite, Jefferson, Pike, and Wilkinson County. The Contractor was selected through an Invitation for Bid (IFB) with four respondents. The Agency requests an exception to PPRB OPSCR Rules and Regulations Section 3-202.14.4.1 for failure to obtain corrected documents from all vendors. As documents submitted contained minor informalities or insignificant mistakes with

little or no effect on price, quantity, quality, delivery, or contractual conditions, OPSCR does not have concerns regarding competition, fairness, and transparency as all respondents were considered. Proof the vendor's surety bond 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 upon granting of the requested exception will comply with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the requested exception and approval of the contract as requested contingent upon proof of the vendor's surety bond certificate.

Projected Budget for Life of the Contract: \$489,000.00

C. 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.

D. Mississippi Veterans Affairs f/k/a State Veterans Affairs Board State Veterans Homes Service Contracts

Pursuant to Senate Bill 2723 (2019 Regular Session) when procuring contracts to operate and provide services to state veterans homes, the Mississippi State Veterans Affairs Board decisions supersede any rule or regulation of the Public Procurement Review Board to the contrary. OPSCR staff processed the contracts in MAGIC upon receipt and reviewed these contracts for technical compliance. OPSCR will notify the Agency of any problems found during the review, however it is the responsibility of the Agency to correct any errors. These 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.

1. Requesting Agency: Mississippi Veterans Affairs f/k/a State Veterans Affairs Board

Supplier: Precision Healthcare Staffing, LLC

Contract #: 8200031574

Term: 03/17/2017 – 06/30/2020

Total Value: \$2,274,000.00

**Modification
\$100,000.00**

Summary of Request: The term of the original contract was two years with optional renewals not to extend past December 31, 2021 as allowed by the PSCRB Professional Nursing Services IFB No. 2016.02. Modification Eight was submitted to increase the amount of the contract by \$100,000.00 for continuity of services. All other terms and conditions of the contract remain the same. The Contractor provides professional nursing services for the Jackson VAB facility. Modification Eight is exempt from purview of PPRB OPSCR as allowed by Senate Bill 2723, which states, "The State Veterans Affairs Board may contract with nongovernmental entities or the United States Department of Veterans Affairs to operate and provide services to state veterans homes....The provisions of this paragraph shall supersede any rule or regulation of the***Public Procurement Review Board to the contrary."

2. **Requesting Agency:** Mississippi Veterans Affairs f/k/a State Veterans Affairs Board

Supplier: Precision Healthcare Staffing, LLC

Contract #: 8200032806

Term: 06/01/2017 – 06/30/2020

Modification

Total Value: \$580,000.00

\$30,000.00

Summary of Request: The term of the original contract was two years with optional renewals not to extend past December 31, 2021 as allowed by the PSCRB Professional Nursing Services IFB No. 2016.02. Modification Six was submitted to increase the amount of the contract by \$30,000.00 for continuity of services. All other terms and conditions of the contract remain the same. The Contractor provides professional nursing services for the Oxford VAB facility. Modification Six is exempt from purview of PPRB OPSCR as allowed by Senate Bill 2723, which states, "The State Veterans Affairs Board may contract with nongovernmental entities or the United States Department of Veterans Affairs to operate and provide services to state veterans homes....The provisions of this paragraph shall supersede any rule or regulation of the***Public Procurement Review Board to the contrary."

3. **Requesting Agency:** Mississippi Veterans Affairs f/k/a State Veterans Affairs Board

Supplier: AHS Staffing, LLC

Contract #: 8200034273

Term: 07/01/2017 – 06/30/2020

Modification

Total Value: \$60,000.00

\$15,000.00

Summary of Request: The term of the original contract was two years with one optional one-year renewal. Modification Five was submitted to increase the amount of the contract by \$15,000.00 for continuity of services. All other terms and conditions of the contract remain the same. The Contractor provides professional nursing services for the Oxford VAB facility. Modification Four, and Modification Three were approved by OPSCR staff, while Modification Two, Modification One, and the original contract were system approved; however, Modification Five is exempt from purview of PPRB OPSCR as allowed by Senate Bill 2723, which states, "The State Veterans Affairs Board may contract with nongovernmental entities or the United States Department of Veterans Affairs to operate and provide services to state veterans homes....The provisions of this paragraph shall supersede any rule or regulation of the***Public Procurement Review Board to the contrary."

4. **Requesting Agency:** Mississippi Veterans Affairs f/k/a State Veterans Affairs Board

Supplier: Mid South Rehab Outpatient Clinic

Contract #: 8200034313

Term: 07/01/2017 – 06/30/2020

Modification

Total Value: \$75,000.00

\$10,000.00

Summary of Request: The term of the original contract was two years with one optional one-year renewal. Modification Four was submitted to increase the amount of the contract by \$10,000.00 for continuity of services. All other terms and conditions of the contract remain the same. The Contractor provides professional nursing services for the Oxford VAB facility. Modification Three, Modification Two, and Modification One were approved by OPSCR staff, while the original contract was system approved; however, Modification Four is exempt from purview of PPRB OPSCR as allowed by Senate Bill 2723, which states, "The State Veterans Affairs Board may contract with nongovernmental entities or the United States Department of Veterans Affairs to operate and provide services to state veterans homes....The provisions of this paragraph shall supersede any rule or regulation of the***Public Procurement Review Board to the contrary."

5. Requesting Agency: Mississippi Veterans Affairs f/k/a State Veterans Affairs Board

Supplier: Gamma Healthcare, Inc.

Contract #: 8200034249

Term: 07/01/2017 – 06/30/2020

Modification

Total Value: \$32,000.00

\$7,000.00

Summary of Request: The term of the original contract was two years with one optional one-year renewal. Modification Three was submitted to increase the amount of the contract by \$7,000.00 for continuity of services. All other terms and conditions of the contract remain the same. The Contractor provides professional nursing services for the Jackson VAB facility. Modification Two was approved by OPSCR staff, while Modification One and the original contract were system approved; however, Modification Three is exempt from purview of PPRB OPSCR as allowed by Senate Bill 2723, which states, "The State Veterans Affairs Board may contract with nongovernmental entities or the United States Department of Veterans Affairs to operate and provide services to state veterans homes....The provisions of this paragraph shall supersede any rule or regulation of the***Public Procurement Review Board to the contrary."

E. OPSCR Staff Approvals Reported to the Board

F. OPSCR Director's Report

- PVL market research held separately in November with agencies and vendors
- Upcoming OPSCR Training on December 12, 2019

VII. Other Business

A. 2019 Board Meeting Dates and Submission Deadlines

PPRB Meeting Date

Submission Deadlines

January 8, 2020
February 5, 2020
March 4, 2020
April 1, 2020
May 6, 2020
June 3, 2020

December 4, 2019
January 8, 2020
February 5, 2020
March 4, 2020
April 1, 2020
May 6, 2020

July 1, 2020
August 5, 2020
September 2, 2020
October 7, 2020
November 4, 2020
December 2, 2020

June 3, 2020
July 1, 2020
August 5, 2020
September 5, 2020
October 7, 2020
November 4, 2020
December 2, 2020

Staff Recommendation: Adoption of 2020 meeting dates and submission deadlines.

VIII. Adjournment