



MEETING AGENDA
Wednesday, January 8, 2020
9:00 a.m.

- I. Call to Order**
- II. Election of Officers**
- III. Approval of Minutes from December 4, 2019 Public Procurement Review Board Meeting**
 - A. Motion to Amend Minutes from December 4, 2019 Public Procurement Review Board Meeting**
 - 1. Amend Item VI.B.5**

To correct the requested spending authority for Item VI.B.5, contract number 8200022434 between Division of Medicaid and Ascend Management Innovations, LLC from \$1,366,629.80 to \$1,366,629.82.
 - 2. Amend Attachment F**

To correct the contract number of rows 27 and 46 to 8200048554 between Division of Medicaid and Warner, Inc. d/b/a ServiceMaster One Call

To correct the contract number and vendor name of row 57 to 8200021240 between DMH-East Mississippi State Hospital and Valley Services, Inc.
 - 3. Amend 2019 Board Meeting Submission Deadline**

To correct the submission deadline for the October 7, 2020 meeting to September 2, 2020
- IV. Approval of Minutes from December 11, 2019 Public Procurement Review Board Meeting**
- V. Approval of per diem and expenses for the January 8, 2020 meeting and for any additional expenses incurred prior to the February 5, 2020 meeting**
- VI. DFA Office of Purchasing, Travel and Fleet Management (OPTFM)**
 - A. Petitions for Relief from Reverse Auction**

1. Governing Authorities

i. Requesting Governing Authority: Alcorn School District

Supplier: Unknown

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

Commodities: E-Rate Category 2 Project

Total Value: \$75,000.00 estimated

Summary of Request: Alcorn 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: Hinds 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: Hinds 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.

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

Supplier: Unknown

Term: 12 months

Commodities: Ready mix concrete

Total Value: \$50,000.00 estimated

Summary of Request: Harrison County has requested an exemption from using the reverse auction process for the purchase of ready mix concrete. 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.

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

Supplier: Unknown

Term: 12 months

Commodities: Pesticides and chemicals

Total Value: \$150,000.00 estimated

Summary of Request: Harrison County has requested an exemption from using the reverse auction process for the purchase of pesticides and chemicals. 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.

v. **Requesting Governing Authority:** Harrison County

Supplier: Unknown

Term: 12 months

Commodities: Polyethylene pipe

Total Value: \$64,000.00 estimated

Summary of Request: Harrison County has requested an exemption from using the reverse auction process for the purchase of polyethylene pipe. 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 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.

vi. **Requesting Governing Authority:** Lee County

Supplier: Unknown

Term: 12 months

Commodities: Hot mix asphalt

Total Value: \$1,200,000.00 estimated

Summary of Request: Lee County has requested an exemption from using the reverse auction process for the purchase of hot mix asphalt. 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.

vii. Requesting Governing Authority: Forrest County

Supplier: Unknown

Term: 12 months

Commodities: Asphalt

Total Value: \$1,800,000.00 estimated

Summary of Request: Forrest 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 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.

viii. Requesting Governing Authority: Forrest County

Supplier: Unknown

Term: 12 months

Commodities: Culverts

Total Value: \$200,000.00 estimated

Summary of Request: Forrest 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.

ix. Requesting Governing Authority: Starkville Oktibbeha Consolidated Public School District

Supplier: Apple Inc.

Term: One (1) year with four (4) optional twelve (12) month extensions

Commodities: Apple products

Total Value: \$3,357,910.00 estimated

Summary of Request: Starkville Oktibbeha Consolidated Public 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.

x. **Requesting Governing Authority:** Desoto County School District

Supplier: Apple Inc.

Term: 1 year

Commodities: Apple products

Total Value: \$150,000.00 estimated

Summary of Request: Desoto 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.

xi. **Requesting Governing Authority:** Clinton Public School District

Supplier: Apple Inc.

Term: 3 years

Commodities: Apple products

Total Value: \$8,000,000.00 estimated

Summary of Request: Clinton Public 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.

2. State Agencies

i. Requesting State Agency: Mississippi Emergency Management Agency (MEMA)

Supplier: Unknown

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

Commodities: Manufactured housing units

Total Value: \$10,500,000.00 estimated

Summary of Request: MEMA has requested an exemption from using the reverse auction process for the purchase of manufactured housing units. This would be a standby contract and used in the case of a natural disaster. They wish to solicit competitive sealed bids and award to multiple vendors that can provide the housing units.

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 Governing Authority Contracts for Board Action

1. Requesting Governing Authority: City of Brandon

Supplier: Southern Pipe and Supply Co.

Term: 1/8/2020 through 9/30/2020

Total Value: \$50,000.00 estimated

Summary of Request: The City of Brandon was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of water pipe and received one (1) bid. The City wishes to award to Southern Pipe and Supply Co.

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.

2. Requesting Governing Authority: City of Brandon

Supplier: Southern Pipe and Supply Co.

Term: 1/8/2020 through 9/30/2020

Total Value: \$50,000.00 estimated

Summary of Request: The City of Brandon was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of concrete pipe and received one (1) bid. The City wishes to award to Southern Pipe and Supply Co.

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: City of Brandon

Supplier: Southern Pipe and Supply Co., G&O Supply Co.

Term: 1/8/2020 through 9/30/2020

Total Value: \$50,000.00 estimated

Summary of Request: The City of Brandon was granted an exemption from reverse auction

on October 2, 2019. They advertised for competitive sealed bids for the purchase of polypropylene pipe and received two (2) bids. The City wishes to award to Southern Pipe and Supply Co. and G&O Supply Co. as an alternate.

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

4. Requesting Governing Authority: City of Brandon

Supplier: Southern Pipe and Supply Co.

Term: 1/8/2020 through 9/30/2020

Total Value: \$50,000.00 estimated

Summary of Request: The City of Brandon was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of sewer pipe and received one (1) bid. The City wishes to award to Southern Pipe and Supply Co.

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.

5. Requesting Governing Authority: Leake County

Supplier: Roger's Group, Vulcan Materials Co.

Term: 1/8/2020 through 1/4/2021

Total Value: \$50,000.00 estimated

Summary of Request: Leake County was granted an exemption from reverse auction on November 6, 2019. They advertised for competitive sealed bids for the purchase of aggregate material and received two (2) bids. The County wishes to award to Roger's Group as primary and Vulcan Materials Co. as alternate.

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

6. Requesting Governing Authority: Leake County

Supplier: Hammett Gravel Co., Inc., APAC Mississippi

Term: 1/8/2020 through 1/4/2021

Total Value: \$50,000.00 estimated

Summary of Request: Leake County was granted an exemption from reverse auction on November 6, 2019. They advertised for competitive sealed bids for the purchase of gravel and received two (2) bids. The County wishes to award to Hammett Gravel as primary and APAC Mississippi as alternate.

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

7. Requesting Governing Authority: Leake County

Supplier: Ergon Asphalt and Emulsions Inc., Blacklidge Emulsions, Inc.

Term: 1/8/2020 through 1/4/2021

Total Value: \$50,000.00 estimated

Summary of Request: Leake County was granted an exemption from reverse auction on November 6, 2019. They advertised for competitive sealed bids for the purchase of liquid asphalt and received two (2) bids. The County wishes to award to Ergon Asphalt and Emulsions as primary and Blacklidge Emulsions as alternate.

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

8. Requesting Governing Authority: Leake County

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

Term: 1/8/2020 through 1/4/2021

Total Value: \$50,000.00 estimated

Summary of Request: Leake County was granted an exemption from reverse auction on November 6, 2019. They advertised for competitive sealed bids for the purchase of cold mix asphalt and received three (3) bids. The County wishes to award to Cold Mix Inc. as primary and APAC Mississippi and W. E. Blaine and Sons as alternates.

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.

9. Requesting Governing Authority: Leake County

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

Term: 1/8/2020 through 1/4/2021

Total Value: \$50,000.00 estimated

Summary of Request: Leake County was granted an exemption from reverse auction on November 6, 2019. They advertised for competitive sealed bids for the purchase of hot mix asphalt and received three (3) bids. The County wishes to award to APAC Mississippi as primary and Dickerson & Bowen and W. E. Blaine and Sons as alternates.

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.

10. Requesting Governing Authority: Leake County

Supplier: Central Mississippi Rock and Pipe, Southern Pipe and Supply Co., G&O Supply Co.

Term: 1/8/2020 through 1/4/2021

Total Value: \$50,000.00 estimated

Summary of Request: Leake County was granted an exemption from reverse auction on November 6, 2019. They advertised for competitive sealed bids for the purchase of pipe and received three (3) bids. The County wishes to award to Central Mississippi Rock and Pipe as primary and Southern Pipe and Supply Co. and G&O Supply Co. as alternates.

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.

11. Requesting Governing Authority: Monroe County

Supplier: Fulton Pipe and Construction Co., Inc., G&O Supply Co.

Term: 1/8/2020 through 1/4/2021

Total Value: \$300,000.00 estimated

Summary of Request: Monroe County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of culvert and received two (2) bids. The County wishes to award to Fulton Pipe and Construction Co., Inc. as primary and G&O Supply Co. as alternate.

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

12. Requesting Governing Authority: Monroe County

Supplier: Hunt Refining Co., Ergon Asphalt and Emulsions Inc., APAC Mississippi Inc.

Term: 1/8/2020 through 1/4/2021

Total Value: \$2,200,000.00 estimated

Summary of Request: Monroe County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of asphalt and received four (4) bids. The County wishes to award to Hunt Refining Co. as primary and Ergon Asphalt and Emulsions Inc. as alternate, for asphalt emulsion. They wish to award to Cold Mix Inc. for cold mix asphalt with APAC Mississippi as an alternate. They wish to award to APAC Mississippi for hot mix asphalt.

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.

13. Requesting Governing Authority: Monroe County

Supplier: Crossway Trucking LLC., Century Construction and Realty Inc., Parker Sand and Gravel, APAC Mississippi Inc., Preston Dobbs Trucking and Gravel

Term: 1/8/2020 through 1/4/2021

Total Value: \$2,200,000.00 estimated

Summary of Request: Monroe County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of limestone and gravel and received five (5) bids. The County wishes to award the crushed limestone bid to Crossway Trucking LLC and Century Construction and Realty for primary and alternate, depending on the district. They wish to award to Parker Sand and Gravel for washed road gravel with APAC Mississippi Inc. as an alternate. They wish to award to Preston Dobbs Trucking and Gravel as primary and APAC Mississippi Inc. as alternate for clay gravel.

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.

14. Requesting Governing Authority: Rankin County

Supplier: Adcamp, Inc., Ergon Asphalt and Emulsions Inc., J & L Enterprises, Superior Asphalt, W.E. Blaine & Sons, Dickerson & Bowen, APAC Mississippi, Blacklidge Emulsions

Term: 1/8/2020 through 12/31/2020

Total Value: \$5,150,000.00 estimated

Summary of Request: Rankin County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of asphalt and received nine (9) bids for eleven (11) types of asphalt. The County wishes to award six (6) of the types to Adcamp, Inc. as primary with J & L Enterprises, Superior Asphalt, W. E. Blain and Sons, APAC Mississippi and Dickerson & Bowen as alternates. Three (3) of the types will be awarded to Ergon Asphalt and Emulsions as primary with Blacklidge Emulsions as alternate. One (1) type will be awarded to Superior Asphalt as primary with APAC Mississippi as alternate.

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

15. Requesting Governing Authority: Rankin County

Supplier: Warren Paving, White Sands, Vulcan Materials Inc.

Term: 1/8/2020 through 12/31/2020

Total Value: \$1,300,000.00 estimated

Summary of Request: Rankin County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of crushed aggregates and received three (3) bids. They wish to award to Warren Paving as primary with White Sands and Vulcan Materials as alternates.

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.

16. Requesting Governing Authority: Rankin County

Supplier: White Sands, Ronny Williamson Construction, J & L Enterprises, Blain Sand & Gravel

Term: 1/8/2020 through 12/31/2020

Total Value: \$262,500.00 estimated

Summary of Request: Rankin County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of gravel and received four (4) bids. They wish to award to White Sands as primary with Ronny Williamson Construction, J & L Enterprises and Blain Sand & Gravel as alternates.

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.

17. Requesting Governing Authority: Rankin County
Supplier: Southern Pipe and Supply Co. Inc., G & O Supply Co.
Term: 1/8/2020 through 12/31/2020
Total Value: \$339,500.00 estimated
Summary of Request: Rankin County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of metal culverts and received two (2) bids. They wish to award to Southern Pipe and Supply Co. as primary with G & O Supply Co., Inc. as alternate.

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

18. Requesting Governing Authority: Rankin County
Supplier: Southern Pipe and Supply Co. Inc., G & O Supply Co.
Term: 1/8/2020 through 12/31/2020
Total Value: \$80,000.00 estimated
Summary of Request: Rankin County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of polypropylene culverts and received two (2) bids. They wish to award to Southern Pipe and Supply Co. as primary with G & O Supply Co., Inc. as alternate.

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

19. Requesting Governing Authority: Rankin County
Supplier: T. L. Wallace
Term: 1/8/2020 through 12/31/2020
Total Value: \$1,960,000.00 estimated
Summary of Request: Rankin County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of scrub seal and slurry seal. They received one (1) bid and wish to award to T. L. Wallace.

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

20. Requesting Governing Authority: Amite County
Supplier: Ergon Asphalt and Emulsions, Blacklidge Emulsions
Term: 1/8/2020 through 12/31/2020 with four (4) optional twelve (12) month extensions
Total Value: \$1,960,000.00 estimated
Summary of Request: Amite County was granted an exemption from reverse auction on October 2, 2019. They advertised for competitive sealed bids for the purchase of liquid asphalt and emulsions and received two (2) bids. They wish to award to Ergon Asphalt and Emulsions Inc. as primary with Blacklidge Emulsions as alternate.

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

21. Requesting Governing Authority: Clinton School District

Supplier: Pileum/Metrix Solutions

Term: 7/1/2020 through 6/30/2022

Total Value: \$500,000.00 estimated

Summary of Request: Clinton School District was granted an exemption from reverse auction on October 2, 2019, for the purchase of cabling and equipment for an E-rate Category 2 project. The District advertised for bids and received three (3) responses. They wish to award to the vendor with the low price, which is Pileum/Metrix Solutions.

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, we ask that the Board approve this contract.

22. Requesting Governing Authority: Petal School District

Supplier: Pileum/Metrix Solutions

Term: 7/1/2020 through 6/30/2022

Total Value: \$1,375,000.00 estimated

Summary of Request: Petal School District was granted an exemption from reverse auction on October 2, 2019, for the purchase of cabling and equipment for an E-rate Category 2 project. The District advertised for bids and received four (4) responses from three (3) vendors. They wish to award to Pileum/Metrix Solutions, who they deemed lowest and best.

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, we ask that the Board approve this contract.

23. Requesting Governing Authority: Tupelo School District

Supplier: Apple Inc.

Term: One time purchase

Total Value: \$236,105.45

Summary of Request: Tupelo School District was granted an exemption from reverse auction at the November 6, 2019 PPRB meeting. They advertised for competitive sealed bids for Apple products and wish to award to Apple 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, we ask that the Board approve this contract.

C. Consideration of State Agency Contracts for Board Action

1. Requesting Agency: Mississippi State University (MSU)

Supplier: Babel Street Inc.

Contract #: 8800006731

Term: 6/5/2019 through 1/29/2020 with potential for four (4) extensions

Total Value: \$5,735,769.00 (5-year estimate)

Summary of Request: MSU has submitted a sole source P-1 request for the purchase of Babel Street computer software including the “Babel Box” blended network exploitation software. This program is 100% federally funded through the Department of Defense (DOD) and does not fall under the purview of the Department of Information Technology Services. The procurement was approved by PPRB at the June 5, 2019 meeting. MSU is now asking for approval of the first extension through September 24, 2020.

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.

2. Requesting Agency: Mississippi Department of Public Safety (DPS)

Supplier: Landers Dodge

Contract #: 4000409079 and 400409408

Term: One Time Purchase (1/8/2020)

Total Value: \$490,960.00 and \$801,040.00 (Total \$1,292,000.00)

Summary of Request: DPS has issued purchase order # 4000409079 to purchase nineteen (19) Dodge Charger PPV cars and purchase order # 4000409408 to purchase thirty-one (31) Dodge Charger PPV cars. DPS is purchasing these vehicles from state contract # 8200048074. The nineteen (19) vehicles are replacements and the thirty-one (31) vehicles are additions to the fleet and will be used by the next trooper school graduates.

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.

D. Master Lease Purchase Program

1. Requesting Agency: Ellisville State School

Master Lease Purchase: \$877,532.00

Term of Contract: Next available master lease purchase series

Purchase Method: Department of Information Technology Services (ITS) Express Products List (EPL)

Comments: Ellisville State School is requesting to use the Master Lease Purchase Program for the purchase of IT equipment and software. They will be using the ITS EPL for the majority of the purchases. An existing ITS purchase approval form (CP-1) from ITS will be amended to purchase the software.

Staff Recommendation: Granting of authority to the agency to proceed with participation in the next Master Lease Purchase Series to finance the proposed equipment.

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

Master Lease Purchase: \$2,840,000.00

Term of Contract: Master Lease Purchase Series 2018B

Purchase Method: MDOT contract

Comments: Pursuant to Miss. Code Ann. § 31-7-10, as amended, MDOT is requesting authority to amend a previously approved Master Lease Purchase Planning Form. The

Planning Form was approved at the 9/11/2018 PPRB meeting. A falling weight deflectometer was removed from the form on May 1, 2019 and MDOT wishes to purchase an asphalt distributor and a vehicle, instead of the deflectometer. They will use reverse auction to purchase the asphalt distributor and use the State vehicle contract to purchase the vehicle. There will be no change in the amount of master lease funds requested.

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. OPTFM Sole Source Purchases (2019 Annual Report)

G. OPTFM Emergency Purchases (2019 Annual Report)

H. OPTFM Director's Report

- Upcoming Certified Mississippi Purchasing Agent (CMPA) training to be held January 28-30

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

A. Consideration of BOB Contracts for Project Professionals

NOTE: Standard Operating Procedures established by the BOB 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:** University of Southern Mississippi
Number: GS# 108-296
Title: Preplan Criminal Justice Renovations
Location: Hattiesburg, Mississippi
Project Budget: \$8,500,000.00
Funding Sources: Senate Bill 3065, Laws of 2019
Professional Fee: C+ (estimated fees \$484,011.08)
Professional: Albert & Robinson Architects, PLLC (Hattiesburg, Mississippi)

Scope: Preplanning through the Construction Document Phase (CD's) of the exterior and interior renovation of the former Kinesiology Building (AKA Human Performance and Recreation Building) located on the main campus of the University of Southern Mississippi in Hattiesburg, Mississippi. The project will retain the building's original architectural integrity while facilitating repurposing of internal space for instructional, lab, and office use for the School of Criminal Justice. The renovated building will support the School of Criminal Justice, Forensic Science and Security. ADA, mechanical, electrical, plumbing and life safety systems improvements will also need to be addressed as part of this endeavor. Due to potential

Mississippi Landmark eligibility, coordination with the Mississippi Department of Archives and History will be required. A pre-qualification process may also be used to assist in the selection of general contractors and major subcontractors experienced in historic preservation projects. **Note:** Board Action required when fees exceed \$250,000.00.

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 and IHL approval (IHL did not meet in December).

2. **Using Agency:** Buccaneer State Park (Mississippi Department of Wildlife, Fisheries and Parks)
Number: GS# 631-036
Title: RV Infrastructure Improvements
Location: Waveland, Mississippi
Project Budget: \$2,000,000.00
Funding Sources: Gulf of Mexico Energy Security Act Funds
Professional Fee: C (estimated fees \$133,311.54)
Professional: Machado-Patano, PLLC (Biloxi, Mississippi)

Scope: Planning through construction of improvements at Buccaneer State Park including an RV site expansion at beachfront and related water, sewer, electrical and roadway infrastructure.

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.

3. **Using Agency:** Buccaneer State Park (Mississippi Department of Wildlife, Fisheries and Parks)
Number: GS# 631-037
Title: Recreational Improvements
Location: Waveland, Mississippi
Project Budget: \$3,000,000.00
Funding Sources: Senate Bill 3065, Laws of 2019, Senate Bill 3049, Laws of 2019
Professional Fee: C (estimated fees \$194,530.86)
Professional: unabridged Architecture, PLLC, et al (Bay St. Louis, Mississippi)

Scope: Planning through the Construction Document Phase of water related amenities at Buccaneer State Park including a lazy river with cabanas, raft ride and a mat racer waterslide.

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.

B. BOB Staff Approvals Reported to the Board

C. BOB Director's Report

- Update on Site Work Project at New Capitol

D. RPM New Leases

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

Lease #: 170-181-25A

Lessor: Equity Alliance of Hattiesburg, LLC

Term: .1-31-2020 thru 01-31-2025

Total Yearly Cost: \$38,499.00

Cost PSF: \$11.67 + Utilities & Janitorial

Previous Cost PSF: N/A

Total Space per Occupant: 235 sq. ft.

Federal Funds: 0%

Square Footage Proposed: 3,300

Previous Square Footage: N/A

Address of Property: 5916 Hwy 49. Space B-6, Hattiesburg, MS.

Purpose of Lease: This location will be the Probation & Parole office for Forrest County.

Note: Agency advertised and receive only one response. The response was from the current landlord. This is a five (5) year lease with no renewals.

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

E. RPM Succeeding Leases

1. **Requesting Agency:** Mississippi Development Authority

Lease #: 225-172-22A

Lessor: EBI Land, LLC dba Golden Oak Office

Term: 04-04-2020 thru 04-03-2022

Total Yearly Cost: \$5,820.00

Cost PSF: \$40.42 Inclusive

Previous Cost PSF: \$40.42 Inclusive

Total Space per Occupant: 144 sq. ft.

Federal Funds: 66.2%

Square Footage Proposed: 144 sq. ft.

Previous Square Footage: 144 sq. ft.

Address of Property: 7075 Golden Oaks Loop West, Southaven, MS.

Purpose of Lease: This is the office for the Mississippi Development Authority in Northwest Mississippi.

Note: This is a two (2) 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 Rehabilitation Services

Lease #: 725-061-22A

Lessor: Security Services, Inc.

Term: 06-01-2020 thru 05-31-2022

Total Yearly Cost: \$24,612.00

Cost PSF: \$8.31+ Utilities & Janitorial

Previous Cost PSF: \$8.31+ Utilities & Janitorial

Total Space per Occupant: 247

Federal Funds: 80%

Square Footage Proposed: 2,962

Previous Square Footage: 2,962

Address of Property: 504 N. Chrisman Ave., Cleveland, MS.

Purpose of Lease: This location will serve approximately 300-500 disabled people who require rehabilitation services.

Note: This is a two (2) 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.

F. RPM Amended Leases

1. Requesting Agency: Mississippi Secretary of State - Hernando Office

Lease #: 775-171-20A-R

Lessor: Desoto County Economic Development Council

Term: Month to Month

Total Yearly Cost: \$12.00

Cost PSF: \$.01

Previous Cost PSF: \$.01

Federal Funds: 0%

Square Footage Proposed: 185

Previous Square Footage: 185

Address of Property: 316 West Commerce Street, Hernando, MS.

Purpose of Lease: North Mississippi office for the Mississippi Secretary of State

Note: Amendments to original lease:

1. This lease will be a Month to Month lease ending no later than December 31, 2020.
2. The Lessee agrees to pay a flat rental rate of \$1.00 per month per the payment terms of the original contract.
3. Both Lessee and Lessor agree to give the other party a 10 day written notice of termination should termination be deemed necessary by either party.

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. Parchman Farmland Leases

NEW LEASES:

Sunflower County

Tract		Winning Bidder	Acres	Total Bid
1	All	Josh Chandler	165.08	\$19,149.28
2/39	All	Roosevelt Jones	638.10	\$57,429.00
7	All	Josh Chandler	233.45	\$27,080.20
16	All	Orlando Simon/Marcus Johnson	295.17	\$23,613.60
22	All	C & B Farms	330.10	\$27,502.00

Quitman County

Tract				
1	All	C2 Farms	141.16	\$11,330.00

Note: This request is based on recommendation from the Mississippi Department of Corrections, Mississippi State Penitentiary at Parchman, MS, and the Division of Agricultural Enterprises. MDOC requests PPRB approve the new leases listed above. These leases are presented for consideration from a bid that took place on 12-10-2019. There were no protests to the bid. This request is also contingent upon the execution of the farming lease contracts.

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 these new farmland leases, contingent upon receipt of executed lease contracts.

LEASE RENEWALS:

Sunflower County

Tract		Lessee	Acres	Bid Amount	Year of Contract
3	All	Camron Burrell	469.66	\$70,449.00	2/8
4	(fields 1,2,3,11)	William Livingston	373.89	\$28,864.31	2/8
5	(Parts of fields 4,5,6,7,8,9)	William Livingston	222.56	\$14,755.73	2/3
6	All	Hunter Doty Farms	294.62	\$44,487.62	2/8
10	All	Adrian Nelson	397.09	\$25,501.12	2/3
11	All	Adrian Nelson	425.00	\$25,454.10	3/3
14	All	Adrian Nelson	480.67	\$26,595.47	3/3

Sunflower County

Tract		Lessee	Acres	Bid Amount	Year of Contract
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15	(fields 1,2,3,4,5,9,10	C & B Farms	308.29	\$27,501.00	2/8
18	All	Orlando Simon/ Marcus Johnson	396.90	\$25,798.50	2/8
21	All	C & B Farms	254.20	\$17,780.00	3/3
23	All	C & B Farms	269.30	\$18,900.00	3/3
24	All	Tyrone Grayer	646.34	\$42,134.90	3/3
25	All	C & B Farms	370.43	\$26,107.91	3/3
26	All	Tyrone Grayer	307.63	\$27,680.55	3/3
27	All	Camron Burrell	373.30	\$32,618.95	2/8
30	All	C & B Farms	436.17	\$40,616.15	2/8
31	All	C & B Farms	440.56	\$42,734.00	2/8
32	All	Willie Nelson	290.23	\$24,669.55	2/8

Note: This request is based on recommendation from the Mississippi Department of Corrections, Mississippi State Penitentiary at Parchman, MS, and the Division of Agricultural Enterprises. MDOC request PPRB approve these farmland lease renewals listed above. This request is also contingent upon the execution of the farming lease contracts.

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 these farmland lease renewals, contingent upon receipt of executed lease contracts.

H. RPM Director's Report

- Update on status of Mississippi Department of Health WIC lease program

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

A. Petitions for Relief from Competitive Sealed Bidding

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

RFx Number: 3180000963

Procurement Request: Request for Proposals

Anticipated Term: Four (4) years with no renewals

Anticipated Contract Amount: \$4,600,000.00

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 qualified vendors, to provide a freight, hauling, and delivery plan for the distribution of alcoholic beverages for the Alcoholic Beverage Control (ABC) Distribution Center from Madison County throughout the Jackson metro area. The Agency contends the use of an IFB is neither practicable nor advantageous, as the service requires skilled contractors with experience in providing safe transport of fragile cargo to ABC permittees located in Hinds County, Rankin County, and South Madison County (not including Canton or Flora). ABC operates on a bailment system which means ABC does not own the liquor stored at the Distribution Center and the Contractor will assume responsibility for all

cargo it transports. ABC will not have to purchase/maintain trucks or employ workers to ship its products. The State depends on more than one hundred million dollars (\$100,000,000.00) in general fund revenue that is generated by the ABC Distribution Center every year. The respondents will be evaluated based on technical, cost and management factors. Technical factors will be weighted at twenty percent (20%) or 20 points, cost factors will be weighted at thirty-five percent (35%) or 35 points, and management factors will be weighted at a combined forty-five percent (45%) or 45 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 experienced vendors to provide a freight, hauling and delivery plan for the distribution of alcoholic beverages for the Alcoholic Beverage Control Distribution Center.

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

RFx Number: 3180000964

Procurement Request: Request for Proposals

Anticipated Term: Four (4) years with no renewals

Anticipated Contract Amount: \$4,600,000.00

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 qualified vendors, to provide a freight, hauling, and delivery plan for the distribution of alcoholic beverages for the Alcoholic Beverage Control (ABC) Distribution Center from Madison county throughout the State. The Agency contends the use of an IFB is neither practicable nor advantageous, as the service requires skilled contractors with experience in providing safe transport of fragile cargo to ABC permittees located in Mississippi (excluding Hinds County, Rankin County, and South Madison County). ABC operates on a bailment system which means ABC does not own the liquor stored at the Distribution Center and the Contractor will assume responsibility for all cargo it transports. ABC will not have to purchase/maintain trucks or employ workers to ship its products. The State depends on more than one hundred million dollars (\$100,000,000.00) in general fund revenue that is generated by the ABC Distribution Center every year. The respondents will be evaluated based on technical, cost and management factors. Technical factors will be weighted at twenty percent (20%) or 20 points, cost factors will be weighted at thirty-five percent (35%) or 35 points, and management factors will be weighted at a combined forty-five percent (45%) or 45 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 experienced vendors to provide a freight, hauling and delivery plan for the distribution of alcoholic beverages for the Alcoholic Beverage Control Distribution Center.

3. **Requesting Agency:** Mississippi Development Authority

RFx Number: 3180000966

Procurement Request: Request for Proposals (RFP)

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

Anticipated Contract Amount: \$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 a Military Base Realignment and Closure (BRAC) consultant, with experience related to the BRAC process, Mississippi's military installations, force levels, and defense programs in the State. The Agency contends that the proposal process is more advantageous in that it will allow the Agency the greatest amount of flexibility in evaluating the proposals received. Due to the nature of the work to be performed, it is very important for the Agency to be able to evaluate experience, staffing, technical proficiencies, and other factors. The Agency previously procured this service through an RFP and found that companies who handle this type of work generally specialize in military bases and closures at the national level. The chosen contractor will need to possess knowledge and experience related to Mississippi's unique needs for our State. Every time Congress evaluates United States Military Bases to determine whether they should be minimized or closed, Mississippi's bases are in jeopardy of being targeted. The companies responding to this RFP will need to be evaluated based on their established network of connections and understanding of the realignment process. The respondents will be evaluated based on technical, cost and management factors. Technical factors will be weighted at thirty-two percent (32%) or 32 points, cost factors (the only factor listed under cost is price) will be weighted at thirty-five percent (35%) or 35 points, and management factors will be weighted at thirty-three percent (33%) or 33 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 a Military Base Realignment and Closure (BRAC) consultant.

B. Consideration of Contracts for Board Action

1. Requesting Agency: DMH – Central Office

Supplier: CONTACT the Crisis Line

Contract #: 8200049304

Term: 01/09/2020 – 01/08/2021

Total Value: \$199,069.00

New

\$199,069.00

Summary of Request: The term of the contract is one year with four optional one-year renewals. The Contractor will provide certified crisis telephone services for the Mississippi Department of Mental Health After Hours Helpline and the National Suicide Prevention Lifeline Network to individuals in suicidal crisis or emotional distress. The Contractor was selected through an IFB with two respondents, one was deemed non-responsive for failure to complete IFB Attachment D, Certifications and Assurance. Proof of the regulatory board's approval (Mississippi Board of Mental Health) must be received from the Agency prior to processing the contract. The Mississippi Board of Mental Health met on December 19, 2019 and approved this contract.

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

Projected Budget for Life of the Contract: \$995,345.00

2. **Requesting Agency:** Mississippi Department of Environmental Quality

Supplier: Bayou Town Productions, LLC

Contract #: 8200030676

Term: 02/14/2017 – 02/13/2021

Total Value: \$254,800.00

Renewal
\$71,500.00

Summary of Request: The term of the original contract was two years with three optional one-year renewals. Modification Two has been submitted to exercise the second optional renewal allowed by the original contract. The Contractor provides professional education services to help the Agency comply with requirements of Section 319 of the Clean Water Act, which focuses on the protection of water resources from Non-Point Source (hereinafter “NPS”) pollution and best management practices used to prevent NPS pollution. The education services include “Environmental Education and Outreach Mobile Classroom” to educate primarily third through sixth grade students, teachers, administrators, and other public officials about NPS pollution in watersheds. The Contractor was originally selected through an RFP. The unit price remains \$1,300.00 per event. Modification One was approved at the January 2019 PPRB meeting. Modification Two updates the Period of Performance, Consideration and Payment, and Price Adjustment 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: \$326,300.00

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

Supplier: ACT, Inc.

Contract #: 8800006380

Term: 09/11/2018 – 06/30/2020

Total Value: \$2,808,000.00

Modification
\$0.00

Summary of Request: The term of the renewed contract remains the same with three optional one-year renewals remaining. Amendment Two has been submitted to add additional dates for online testing within the 2019-2020 School Year, as stated in Exhibit 1-B. The Contractor administers the ACT assessment (college and career readiness) once to all eleventh grade students enrolled in Mississippi public schools. The Mississippi Legislature appropriated funds for ACT testing and directs the Agency to use the funds to provide services as part of the Mississippi Statewide School District Accountability Models. The Contractor was declared to be a sole-source provider by the Agency based on ACT, Inc. being the sole owner of the ACT assessment, test materials, scoring algorithms, reporting, and research services. In accordance with Miss. Code Ann. § 27-104-7(2)(o)(iii) the Agency published sufficient notice to the public that this was a sole-source contract with optional renewals. Amendment One was approved at the May 2019 PPRB meeting. The cost per assessment for the 2019-2020 school year remains \$40.00; while the per-unit cost for a student testing outside of this agreement remains \$50.50. Amendment Two updates the Entire Agreement clause. All other terms and conditions of the original contract remain the same.

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

Projected Budget for Life of the Contract: \$7,128,000.00

4. **Requesting Agency:** Mississippi Oil and Gas Board

Supplier: Lee and Lee Services, Inc.

Contract #: 8200049309

Term: 01/08/2020 – 06/30/2020

Total Value: \$163,145.00

**New
\$163,145.00**

Summary of Request: The term of the contract is approximately six months with no optional renewal. The Contractor will plug five abandoned wells in Simpson County. The Contractor was selected through an IFB with four respondents. The Agency initially deemed three of the four respondents non-responsive due to their inability to provide plugging procedures for decontamination and disposal of naturally occurring radioactive materials (hereinafter "NORM"). Upon issuing an Intent to Award to Oilfield Service & Supply Co., the Agency received a Protest from Lee and Lee Services October 30, 2019. The Agency sustained the Protest finding the Lee and Lee Services Bid did in fact account for plugging procedures for the decontamination and removal of NORM. Pursuant to 7-113.02 the Agency remedied the error by rescinding the original Intent to Award and issuing a revised Intent to Award to Lee and Lee Services, Inc, the lowest bid of the four respondents. No further Protests or Debriefings have been submitted or requested.

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: \$163,145.00

5. **Requesting Agency:** Mississippi Development Authority

Supplier: The University of Southern Mississippi, Trent Lott National Center

Contract #: 8200045900

Term: 07/11/2019 – 01/10/2021

Total Value: \$250,000.00

**Modification
\$0.00**

Summary of Request: The term of the original contract remains one year and six months with no optional renewal. Amendment One has been submitted to replace the part-time Project Administrator (\$24,612.60) and Project Assistant Administrator (\$16,978.00) as well as the Military Policy/Planning and Defense Marketing subcontractors (\$40,000.00 each) with a full-time Program Director (\$130,600.00), decrease the part-time communication/website/media expense from \$19,800.00 to \$10,780.00, and increase other expenses for supplies and meetings by \$10.47. The Agency requests no additional spending authority as no money has been expended. All other terms and conditions of the original contract remain the same. The Contractor prioritizes and implements elements of the Mississippi Defense Initiative Strategic Plan 2019-2023 in coordination with the Mississippi Development Authority. The Contractor was originally selected pursuant to Section 3-102.94 Procuring Services Offered by Governmental Entities Not Under Purview of PPRB, of the PPRB OPSCR Rules and Regulations, which allows agencies to contract directly with state entities without soliciting the

private sector. The Agency determined the services meet the Agency's requirements and the price represents a fair market value for the service based on the comparison of other similar contracts.

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

Projected Budget for Life of the Contract: \$250,000.00

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.

1. Requesting Agency: Mississippi Department of Education

Supplier: Margie B. Pulley, Ph.D.

Contract #: 8400001000

Term: 07/01/2019 – 06/30/2020

Total Value: \$199,500.00

**Modification
\$99,750.00**

Summary of Request: The term of the original contract was six months. Modification One was submitted to extend the contract for six months and add \$99,750.00 in spending authority for a contract total of \$199,500.00, which is comprised of \$170,000.00 for personal services or \$820.00 per day for 200 days and \$29,500.00 for travel. The Contractor serves 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 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 the children enrolled in the 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. This original contract was

approved at the April 2019 PPRB meeting. Modification One updated the Introduction, Compensation and Financial Reports and Budget Narrative clauses and added the Priority clause. All other terms and conditions of the original contract remain the same.

D. Sole-Source Contracts Reported to the Board for Calendar Year 2019

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

- Update on PPRB OPSCR Rule Revisions
- Update on December 12, 2019 OPSCR Training

IX. Other Business

X. Adjournment