



TELEPHONIC MEETING AGENDA
Wednesday, March 3, 2021
9:00 a.m.

****This Meeting will be held via teleconference. Public access to the meeting will be provided telephonically. For access to the call, please send a request to PPRB@dfa.ms.gov****

- I. Call to Order
- II. Approval of Minutes from the February 3, 2021 Public Procurement Review Board Meeting
- III. Approval of per diem and expenses for the March 3, 2021 meeting and for any additional expenses incurred prior to the April 7, 2021 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:** Marion County School District

Supplier: Unknown

Term: One Year

Commodities: E-Rate Category 2 Project

Total Value: \$200,000.00 estimated

Summary of Request: Marion 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.

ii. **Requesting Governing Authority:** Holmes County

Supplier: Unknown

Term: One Year

Commodities: Gravel

Total Value: \$350,000.00 estimated

Summary of Request: Holmes County has requested an exemption from using the reverse auction process for the purchase of gravel. They are requesting an exemption because they are wishing to award to multiple vendors. The County feels that competitive sealed bidding should be utilized to procure this 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.

1. **State Agencies**

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

Supplier: Unknown

RFx Number: 3180001296

Total Value: \$5,000,000.00 estimated

Term: 7/1/2021 through 6/30/2022

Summary of Request: MDOT is requesting an exemption from the reverse auction process for the purchase of hot and cold mix asphalt due to the need to multi award these contracts. Hot and cold asphalt mix is used by MDOT road maintenance crews at various locations throughout the State. The location of work, type of asphalt mix needed, and location of plants producing at the time of work must be known to determine lowest cost. Additionally, since hot mix must be used within a short time period, only plants within a certain geographical range of the work location can be considered when determining lowest cost. MDOT awards to all vendors and makes a determination of lowest cost at the time of purchase. The contracts will have two (2) possible twelve (12) month extensions.

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 Agency:** Mississippi Department of Transportation (MDOT)

Supplier: Unknown

RFx Number: 3180001297

Total Value: \$5,500,000.00 estimated

Term: 7/1/2021 through 6/30/2022

Summary of Request: MDOT has requested an exemption from using the reverse auction process for the purchase of crushed aggregates (limestone). Crushed aggregates are used by MDOT road maintenance crews at various locations throughout the State for repairs.

Availability and location of work must be known to determine lowest cost. MDOT will award to all vendors that respond. MDOT is requesting to utilize a competitive sealed bid procurement process to promote open competition. The contract will have two (2) possible twelve (12) month extensions.

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: Chickasaw County

Supplier: Vulcan Materials

Term: 3/3/2021 through 3/2/2022

Total Value: \$80,000.00 estimated

Summary of Request: Chickasaw County was granted an exemption from reverse auction on December 2, 2020. They advertised for competitive sealed bids for the purchase of rip rap. They received one (1) bid and wish to award to Vulcan Materials.

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

2. Requesting Governing Authority: Chickasaw County

Supplier: Blue Water Inc., Warren Paving

Term: 3/3/2021 through 3/2/2022

Total Value: \$80,000.00 estimated

Summary of Request: Chickasaw County was granted an exemption from reverse auction on December 2, 2020. They advertised for competitive sealed bids for the purchase of crushed stone. They received four (4) bids and wish to award to Blue Water Inc. as primary and Warren Paving 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 these contracts.

3. Requesting Governing Authority: Chickasaw County

Supplier: G & O Supply Inc., Coburn's, Gro-Green

Term: 3/3/2021 through 3/2/2022

Total Value: \$80,000.00 estimated

Summary of Request: Chickasaw County was granted an exemption from reverse auction on December 2, 2020. They advertised for competitive sealed bids for the purchase of culverts. They received three (3) bids and wish to award to G & O Supply Inc as a primary and Coburn's and Gro-Green 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 these contracts.

4. Requesting Governing Authority: Chickasaw County

Supplier: Cold Mix, Inc., APAC, Inc.

Term: 3/3/2021 through 3/2/2022

Total Value: \$80,000.00 estimated

Summary of Request: Chickasaw County was granted an exemption from reverse auction on December 2, 2020. They advertised for competitive sealed bids for the purchase of cold mix. They received two (2) bids and wish to award to Cold Mix, Inc. as primary and APAC 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 these contracts.

5. Requesting Governing Authority: Chickasaw County

Supplier: Ergon, Inc.

Term: 3/3/2021 through 3/2/2022

Total Value: \$80,000.00 estimated

Summary of Request: Chickasaw County was granted an exemption from reverse auction on December 2, 2020. They advertised for competitive sealed bids for the purchase of liquid asphalt. They received one (1) bid and wish to award to Ergon, Inc.

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

6. Requesting Governing Authority: Clarke County

Supplier: Dunn Roadbuilders, Ergon, Inc.

Term: 3/3/2021 through 3/2/2022

Total Value: \$500,000.00 estimated

Summary of Request: Clarke County was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of asphalt and emulsions. They received four (4) bids and wish to award to Dunn Roadbuilders as primary and Ergon, 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 these contracts.

7. Requesting Governing Authority: Clarke County

Supplier: JWC Environmental, Southern Pipe & Supply, Coburn Supply, G & O Supply

Term: 3/3/2021 through 3/2/2022

Total Value: \$500,000.00 estimated

Summary of Request: Clarke County was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of corrugated

pipe. They received four (4) bids and wish to award to JWC Environmental as primary and Southern Pipe, Coburn, and G & O Supply 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 these contracts.

8. Requesting Governing Authority: Clarke County

Supplier: Vulcan Materials Co.

Term: 3/3/2021 through 3/2/2022

Total Value: \$500,000.00 estimated

Summary of Request: Clarke County was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of crushed limestone. They received one (1) response and wish to award to Vulcan Materials 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.

9. Requesting Governing Authority: Clarke County

Supplier: Vossburg Sand & Gravel, APAC

Term: 3/3/2021 through 3/2/2022

Total Value: \$500,000.00 estimated

Summary of Request: Clarke County was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of gravel. They received two (2) bids and wish to award to Vossburg Sand & Gravel for sanded gravel and clay gravel. For washed gravel and semi-washed gravel, they wish to award to APAC.

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

10. Requesting Governing Authority: Clarke County

Supplier: Dunn Roadbuilders, APAC

Term: 3/3/2021 through 3/2/2022

Total Value: \$500,000.00 estimated

Summary of Request: Clarke County was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of milling. They received two (2) responses. They wish to award to Dunn Roadbuilders as primary and APAC 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 these contracts.

11. Requesting Governing Authority: Clarke County
Supplier: Vulcan Materials Co.
Term: 3/3/2021 through 3/2/2022
Total Value: \$500,000.00 estimated
Summary of Request: Clarke County was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of rip rap. They received one (1) bid and wish to award to Vulcan Materials 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.

12. Requesting Governing Authority: Desoto County
Supplier: DTPM, Inc.
Term: 3/3/2021 through 3/2/2026
Total Value: \$275,000.00 estimated
Summary of Request: Desoto County was granted an exemption from reverse auction on March 4, 2020. They advertised for competitive sealed bids for the purchase of drug testing kits. They received two (2) bids and wish to award to DPTM, 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.

13. Requesting Governing Authority: Nettleton School District
Supplier: S.H.O.T.S
Term: 7/1/2021 through 6/30/2022
Total Value: \$189,497.00
Summary of Request: Nettleton School District was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of their E-Rate Category 2 Project and received two (2) bids. The District wishes to award to S.H.O.T.S.

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: Union Public Schools
Supplier: S.H.O.T.S
Term: 7/1/2021 through 6/30/2022
Total Value: \$145,665.00
Summary of Request: Union Public Schools was granted an exemption from reverse auction on October 7, 2020. They advertised for competitive sealed bids for their E-Rate Category 2 Project and received three (3) bids. The District wishes to award to S.H.O.T.S.

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: Covington County School District

Supplier: Synergetics

Term: 7/1/2021 through 6/30/2022

Total Value: \$134,348.01

Summary of Request: Covington County School District was granted an exemption from reverse auction on November 4, 2020. They advertised for competitive sealed bids for the purchase of their E-Rate Category 2 Project and received one (1) bid. The District wishes to award to the Synergetics.

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

16. Requesting Governing Authority: Oxford School District

Supplier: Howard Technology Solutions

Term: 7/1/2021 through 6/30/2024

Total Value: \$385,000.00

Summary of Request: Oxford School District was granted an exemption from reverse auction on October 7, 2020. They advertised for competitive sealed bids for the purchase of their E-Rate Category 2 Project and received two (2) bids. The District wishes to award to Howard Technology 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 submitted, we ask that the Board approve this contract.

C. Consideration of State Agency Contracts for Board Action

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

Supplier: Potters Industries LLC.

Contract #: 8200046831

Total Value: \$535,000.00

Term: 7/23/2019 through 6/30/2021

Summary of Request: MDOT conducted a reverse auction and awarded this contract for glass beads that add a reflective property to traffic paint. Two (2) responses were received with no protests. The original award was not presented to PPRB as the contract value was below the threshold requiring PPRB approval. This requested increase now requires PPRB approval. The contract is currently in the second twelve (12) month term with one (1) possible twelve (12) month extension remaining. MDOT is requesting an increase in total value to meet the need for road safety projects.

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 increase in contract amount.

2. **Requesting Agency:** Mississippi Department of Employment Security (MDES)

Supplier: MPX, LLC

Contract #: 8900000418

Total Value: \$5,000,000.00

Term: 9/27/2017 through 9/26/2022 with requested final extension

Summary of Request: MDES entered into a contract with MPX, LLC on September 27, 2017 for purchasing printing and mail service, using a cooperative contract adopted by the Office of Purchasing, Travel and Fleet Management. The original contract was approved by the prior PPRB on 6/22/2017 and a modification was approved on 10/4/2017; however, the contract negotiations and product testing with the vendor took several months to complete for printing and mailing services. Upon completion of the contract negotiations and testing, a contract was signed and executed September 27, 2017. The contract will expire on March 26, 2021, if not extended. The language in the original contract allows for an extension. Both parties agree to extend the contract from March 26, 2021 to September 26, 2022. The contract amount will also be increased by \$2,000,000.00 for the remaining eighteen (18) months.

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. Based on the information submitted by the agency, OPTFM recommends approval of the contract extension.

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

Supplier: Transportation South, Inc.

Contract #: 8200050825

Total Value: \$5,898,100.00

Term: 4/28/2020 through 3/31/2022

Summary of Request: This is the first of four (4) possible twelve (12) month extensions for the purchase of up to one hundred (100) 24/25 Passenger-A-Non-ADA buses. MDOT completed a reverse auction to establish an agency contract for the purchase of up to one hundred (100) 24/25 Passenger-A-Non-ADA buses. Two vendors submitted pre-qualification information and both met specifications. Those two vendors participated in the reverse auction and the contract was awarded to the low bidder. This contract is available to quasi-state agencies or other political subdivisions of the State of Mississippi, agencies of the United States Government, Public Procurement Units, and recipients of Federal Transit Authority funds. The original contract was approved by OPTFM staff in accordance with the Emergency Declaration by the DFA Executive Director dated 4/10/20 and was subsequently reported to the Board in June 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 submitted by the Agency, we ask that the Board approve this contract extension.

D. **OPTFM Staff Approvals Reported to the Board**

E. **OPTFM Sole Source Purchases Reported to the Board**

F. **OPTFM Emergency Purchases Reported to the Board**

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

A. Consideration of Change Orders for Board Action

- Using Agency:** Mississippi Department of Finance and Administration
Project Number: GS# 362-061
Project Title: Elevator Improvements (Woolfolk Mezzanine)
General Contractor: Fountain Construction Co., Inc.
Original Contract Sum: \$765,000.00
Net Change by Previous Change Orders: \$189,272.00
Total Value of Award before this Change Order: \$954,272.00
Total Value of this Change Order: \$9,576.00
Construction Days to Date [Term]: 343 (including 24 for this CO)
Change Order Scope: Add security cameras and core drill data sleeve. The justification is based on the Professional's recommendation dated February 23, 2021.
Note: Board Action is required when cumulative Change Orders exceeds 25% of original bid.

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 executable Change Order.

- Using Agency:** Pat Harrison Waterway District
Project Number: GS# 573-001
Project Title: Tornado Damage Repairs (Big Creek Park)
General Contractor: Traxler Construction, LLC
Original Contract Sum: \$575,000.00
Net Change by Previous Change Orders: \$143,574.80
Total Value of Award before this Change Order: \$718,574.80
Total Value of this Change Order: \$23,682.77
Construction Days to Date [Term]: 191 (including 27 for this CO)
Change Order Scope: Replace Solar Powered LED lights and poles; repair/replace street lights; repair/rebuild playground equipment. The justification is based on the Professional's recommendation dated February 23, 2021.
Note: Board Action is required when cumulative Change Orders exceeds 25% of original bid.

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 executable Change Order.

B. Consideration of Agency Contracts for Board Action

Using Agency: Mississippi Department of Environmental Quality

Project Title: Oil in Inland Areas

1. **Vendor:** Clarkco Oilfield Services
Days: 4 years 6 months of a 5 year max (including 3 months renewal herein)
taking the end date to June 30, 2021
Total Value of Contract: \$1,500,000.00 (no increase)
2. **Vendor:** W. T. Drilling Co., Inc.
Days: 4 years 6 months of a 5 year max (including 3 months renewal herein)
taking the end date to June 30, 2021
Total Value of Contract: \$1,500,000.00 (no increase)
3. **Vendor:** Enhanced Environmental & Emergency Services, Inc.
Days: 4 years 6 months of a 5 year max (including 3 months renewal herein)
taking the end date to June 30, 2021
Total Value of Contract: \$1,500,000.00 (no increase)
4. **Vendor:** Complete Environmental and Remediation Co., LLC
Days: 4 years 6 months of a 5 year max (including 3 months renewal herein)
taking the end date to June 30, 2021
Total Value of Contract: \$1,500,000.00 (no increase)
5. **Vendor:** Enhanced Environmental & Emergency Services, Inc.
Days: 4 years 6 months of a 5 year max (including 3 months renewal herein)
taking the end date to June 30, 2021
Total Contract Value: \$3,000,000.00 (no increase)

Scope for #'s 1-4: Professional, effective, and safe response to emergency incidents involving oil inland areas in Mississippi.

Scope for #5: Professional, effective, and safe response to emergency incidents involving hazardous materials/pollutants in Mississippi.

Note: Approval by prior PPRB on December 7, 2016 for original Contract was contingent upon further approval for any amendment or extension of the primary term of contract. These amendments extend the period of performance by an additional three (3) months. All other terms and conditions remain the same.

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 Contract Amendments.

C. BOB Staff Approvals Reported to the Board

D. RPM Succeeding Leases

1. Requesting Agency: Mississippi Department of Employment Security

Lease #: 260-612-24A

Lessor: 3D MGMT, LLC.

Term: 04-01-2021 thru 03-31-2024

Total Yearly Cost: \$65,667.96

Cost PSF: \$11.03 + Utilities & Janitorial

Previous Cost PSF: \$11.03 + Utilities & Janitorial

Total Space per Occupant: 74.85 sq. ft.

Federal Funds: 100%

Square Footage Proposed: 5,956 sq. ft.

Previous Square Footage: 5,956 sq. ft.

Address of Property: 212 St. Paul Street, Pearl, MS.

Purpose of Lease: This location will serve as a call center for MDES.

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 Employment Security

Lease #: 260-761-24A

Lessor: Delta Plaza, LLC.

Term: 04-01-2021 thru 03-31-2024

Total Yearly Cost: \$137,749.92

Cost PSF: \$9.50 + Utilities & Janitorial

Previous Cost PSF: \$9.50 + Utilities & Janitorial

Total Space per Occupant: N/A

Federal Funds: 100%

Square Footage Proposed: 14,500 sq. ft.

Previous Square Footage: 14,500 sq. ft.

Address of Property: 800 Martin Luther King Blvd., Suite C54, Greenville, MS.

Purpose of Lease: This location will serve as a WIN Job center for MDES. The Greenville WIN Job Center partners with Mississippi Delta Community College and the Mississippi Department of Rehabilitation Services at this location. GED classes are conducted here along with job fairs and counseling services.

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.

E. RPM Emergency Leases

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

Lease #: 390-572-22E Covid-19 Emergency

Lessor: Rockstep McComb, LLC.

Term: 01-19-2021 thru 01-18-2022

Total Yearly Cost: \$150,000.00

Cost PSF: N/A

Previous Cost PSF: N/A

Total Space per Occupant: N/A

Federal Funds: 100%

Address of Property: 1722 Veterans Blvd., McComb, MS.

Purpose of Lease: MSDH will use the site for Covid-19 testing and vaccinations.

Note: A Certificate of Emergency was issued by the State Fiscal Officer of the State of Mississippi on 01-08-2021 for the purpose of providing space for the listed activity. This is a one year lease per Section 300.9 (3) of the State Leasing Manual.

2. **Requesting Agency:** Mississippi State Department of Health

Lease #: 390-241-22E Covid-19 Emergency

Lessor: Mississippi Coast Coliseum Commission

Term: 01-15-2021 thru 01-14-2022

Total Yearly Cost: \$340,000.00

Cost PSF: N/A

Previous Cost PSF: N/A

Total Space per Occupant: N/A

Federal Funds: 100%

Address of Property: 2350 Beach Avenue, Biloxi, MS.

Purpose of Lease: MSDH will use the site for Covid-19 testing and vaccinations.

Note: A Certificate of Emergency was issued by the State Fiscal Officer of the State of Mississippi on 01-08-2021 for the purpose of providing space for the listed activity. This is a one year lease per Section 300.9 (3) of the State Leasing Manual.

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

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

A. Petitions for Relief from Competitive Sealed Bidding

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

RFx Number: 3180001304

Procurement Request: Request for Qualifications

Anticipated Term: One Year with Four Optional One-Year Renewals

Anticipated Contract Amount: \$15,000,000.00

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. Ann. § 31-7-403(4) for the competitive procurement of up to sixty contractors to serve as consulting medical or psychological specialists for the Office of Disability Determination Services in the Mississippi Department of Rehabilitation Services. The Agency contends that the use of an IFB is neither practicable nor advantageous because the compensation is on a per-case basis at a rate established by the Agency. A Request for Qualifications allows the Agency to be able to effectively evaluate each respondent's individualized qualifications and ability to provide these services beyond the minimum requirements. The respondents will be evaluated based on management and cost factors. Management factors Phase 1 will be weighted at 30 points (30%), management factors Phase 2 will be weighted at 30 points (30%), and cost (price) factors will be weighted at 40 points (40%).

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 multiple consulting medical and psychological specialists for the Office of Disability Determination Services in the Mississippi Department of Rehabilitation Services.

2. Requesting Agency: Mississippi Department of Education

RFx Number: 3180001291

Procurement Request: Request for Proposals

Anticipated Term: One Year with Four Optional One-Year Renewals

Anticipated Contract Amount: \$10,000,000.00

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. Ann. § 31-7-403(4) for the competitive procurement of one vendor to provide for an English Language Proficiency Test (ELPT) in accordance with Section 1111 (1)(G)(i) of the *Elementary and Secondary Education Act of 1965*, as amended by the *Every Student Succeeds Act*. The Agency contends that the use of an IFB is neither practicable nor advantageous as a Request for Proposals is necessary to adequately and thoroughly evaluate potential offerors' expertise and professional abilities. Due to the need for a high-quality assessment for English learners and English learners with disabilities from a reputable company with a proven track record for success in the areas of test development, delivery, scoring, and reporting of a statewide assessment, it is imperative that the Agency be able to make a more detailed evaluation of comparable offerors. The respondents will be evaluated based on technical, management, and cost factors. The technical factors will be weighted at 33 points (33%), management factors will be weighted at 32 points (32%), and cost (price) factors will be weighted at 35 points (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 to provide the English Language Proficiency Test (ELPT).

3. Requesting Agency: Mississippi Department of Education

RFX Number: 3180001309

Procurement Request: Request for Qualifications

Anticipated Term: One Years with Two Optional One-Year Renewals

Anticipated Contract Amount: \$127,500.00

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 Contractor that will provide updates and additional information for the Mississippi Recipes for Success (MRS). The Contractor will ensure the implementation of the regulations from the USDA Food and Nutrition Service Nutrition Standards including Food Based Menu Planning through the development of new tools, reviews, and revisions of MRS and maintenance of the Nutrikids Program. The Agency contends that the use of an IFB is neither practicable nor advantageous due to the need to give weight to quality and experience. The respondents will be evaluated based on technical, management, and cost factors. The technical factors will be weighted at 35 points (35%), the management factors will be weighted at 25 points (25%), and cost (price) factors will be weighted at 40 points (40%).

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 provide information for the Mississippi Recipes for Success.

B. Consideration of Contracts for Board Action

1. Requesting Agency: North Mississippi State Hospital

Supplier: Dr. Andrea Garrison

Contract #: 8200051103

Term: 06/04/2020 – 03/04/2022

Total Value: \$320,000.00

**Renewal
\$160,000.00**

Summary of Request: The term of the original contract was approximately nine months with four optional one-year renewals. Amendment One has been submitted to exercise the first optional renewal allowed by the original contract. The Contractor provides onsite professional psychiatric/medical services to adults admitted to North Mississippi State Hospital (NMSH). This contract was originally processed in June 2020 under the March 14, 2020 Governor's Emergency Proclamation (E.O. 1458) and the June 15, 2020 DFA Emergency Declaration regarding the temporary suspension of the review and recommendation of all June 3, 2020 submissions for PPRB consideration and action.

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: \$800,000.00

2. Requesting Agency: DMH – Ellisville State School

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

Contract #: 8200050212

Term: 04/02/2020 – 04/01/2022

Total Value: \$200,568.00

**Renewal
\$101,364.00**

Summary of Request: The term of the original contract was one year with four optional one-year renewals. Amendment One has been submitted to exercise the first optional renewal allowed by the original contract. The Contractor will provide waste management services, which includes pick up and disposal of all solid waste. Proof of the regulatory board's approval (Board of Mental Health) must be received from the Agency prior to processing the contract. The Board of Mental Health meets on March 18, 2021.

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

Projected Budget for Life of the Contract: \$506,820.00

3. Requesting Agency: Mississippi Division of Medicaid

Supplier: LanchPoint Ventures, LLC

Contract #: 8200030999

Term: 04/01/2017- 03/31/2022

Total Value: \$8,166,600.00

**Renewal
\$0.00**

Summary of Request: The term of the original contract was three years with two optional one-year renewals. Amendment Three has been submitted to exercise the final optional renewal allowed by the original contract. The Agency requests no additional spending authority because only \$158,355.29 has been expended. The Contractor provides Medicaid recovery audit services to identify and facilitate recovery of improper payments made by DOM and managed care organizations as federally required by the Centers for Medicare and Medicaid Services. Amendment Three updates the Period of Performance 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 renewal as requested.

Projected Budget for Life of the Contract: \$11,923.236.00

4. Requesting Agency: Mississippi Department of Finance and Administration

Supplier: Rotolo Consultants, Inc.

Contract #: 8200036110

Term: 12/01/2017 - 06/30/2021

Total Value: \$286,520.21

**Renewal
\$16,326.52**

Summary of Request: The term of the original contract was three years with two optional one-year renewals. Amendment One was approved at the November 4, 2020 PPRB meeting and extended the current contract until April 30, 2021. Amendment Two has been submitted to exercise the final renewal to extend the current contract for an additional two months. The Contractor provides lawn and landscaping maintenance services at the Museum District, the Old

Capitol Green area, and Central High School grounds on a scheduled basis. Amendment Two updates the Contract Term and Consideration 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: \$286,520.21

- C. **OPSCR Emergency Contracts Reported to the Board**
- D. **OPSCR Sole Source Contracts Reported to the Board**
- E. **OPSCR Staff Approvals Reported to the Board**
- VII. **Other Business**
- VIII. **Adjournment**