



SPECIAL MEETING MINUTES
Wednesday, June 20, 2018

- Location:** E.T. Woolfolk State Office Building
501 North West Street, Room 145
Jackson, Mississippi
- Board Members Present:** J.K. "Hoopy" Stringer, Jr., Chair
Rita Wray, Vice-Chair, (*arrived during the presentation of Item III.A.1*)
Jeffery Belk
Leila Malatesta, (*via teleconference*)
Laura Jackson, Department of Finance and Administration
Billy Morehead, (*via teleconference*)
- Staff:** Romaine Richards, Special Assistant Attorney General, (*via teleconference*)
Edward Wiggins, Special Assistant Attorney General
Aubrey Leigh Goodwin
Ross Campbell
Chuck McIntosh
Torri Martin
Alicia Coleman
Scott Owens
Liz DeRouen
Tenetra Walton
Shandra Thompson
Lashonda Washington
- Guests:** Craig Kittrell, Mississippi State Hospital
Raina Lee, Mississippi Department of Education, AGO
David Shumate, South Mississippi Regional Center
Lea Ann McElroy, DFA, Tort Claims
David Shumate, DMH, South Mississippi Regional Center
Walt Drane, Mississippi Department of Education
Sheila Shavers, Mississippi Department of Education
Jennifer Nance, Mississippi Department of Education
Madeleine Morris, Mississippi Department of Education
Monique Corley, Mississippi Department of Education
Gretchen Cagle, Mississippi Department of Education
David Pitcock, Department of Finance and Administration
Nathan Wilson, Division of Medicaid

Courtney E. Cockrell, Mississippi Department of Corrections
Janet Brown, Mississippi Department of Corrections
Sharon Pepper, Mississippi Department of Corrections
Samuel Cole, Office of the State Treasury
Yvonne Ellis, Mississippi Department of Education
Matt Nassar, Mississippi Division of Medicaid
Brittney Thompson, Mississippi Division of Medicaid
Nathan Wilson, Mississippi Division of Medicaid
Keesha Lowe, Hudspeth Regional Center
Jerrie T. Barnes, Hudspeth Regional Center
Toni Johnson, Mississippi Department of Health
Renee Brett, Mississippi Department of Health
Judy Miller, DFA, Budget and Accounting
Leah Kathryn Anzenberger, Mississippi Department of Education,
AGO
Emelia Nordan, Office of the State Treasury
Sheila Kearney, Mississippi Department of Medicaid
Rita Rutland, Mississippi Department of Medicaid
Terri Ashley, Mississippi Department of Finance and Administration
Rick Entrekin, Mississippi Department of Mental Health, East
Mississippi State Hospital (*via teleconference*)

I. Call to Order

The meeting was called to order by Chair J.K. "Hoopy" Stringer, Jr.

II. Approval of per diem and expenses for the June 20, 2018 meeting and for any additional expenses incurred prior to the July 11, 2018 meeting

Action: A motion was made by Mr. Belk to approve per diem and expenses for the June 20, 2018 meeting and for any additional expenses incurred prior to the July 11, 2018 meeting. The motion was seconded by Ms. Malatesta and unanimously approved by all members present.

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

A. Petitions for Relief from Competitive Sealed Bidding

- 1. Requesting Agency:** Mississippi Department of Finance and Administration/Mississippi Tort Claims Board
Procurement Request: Request for Proposals
Anticipated Term: Four years with one optional one-year renewal
Anticipated Contract Amount: \$1.5-\$1.6 million (5-year estimate)
Summary of Request: The agency has submitted a Petition for Relief from the use of an Invitation for Bids (IFB) as the procurement method as allowed by Miss. Code Ann. § 31-7-403(4) for the competitive procurement of one Third Party Administrator vendor to investigate tort claims filed against the State, determine liability exposure, evaluate and negotiate claim settlements, and perform other duties as assigned by the Mississippi Tort Claims Board. The

agency contends the use of an Invitation for Bids is neither practicable nor advantageous as the service requires relevant technical and professional experience and a varied pricing structure. The respondents will be evaluated based on technical, cost and management factors. The technical factors will be weighted at twenty-four percent (24%) or (24) points, price will be weighted at forty percent (40%) or (40) points and management factors will be weighted at thirty-six percent (36%) or (36) points.

Staff Recommendation: Granting of the agency's Petition for Relief from competitive bidding requirements as allowed by Miss. Code Ann. § 31-7-403(4) and approval of the agency's request to use a Request for Proposals as the procurement method to select one vendor to provide Third Party Administrator services to the Mississippi Tort Claims Board.

Action: A motion was made by Mr. Belk to approve the staff recommendation as presented. The motion was seconded by Ms. Malatesta and unanimously approved by all members present.

B. Consideration of Contracts for Board Action

Items III.B.1 and III.B.2 were presented and voted together.

1. Requesting Agency: Mississippi Department of Education

Supplier: Questar Assessment, Inc.

Contract #: 8200018500

Term: 07/01/2015 – 06/30/2019

Total Value: \$43,360,976.60

Renewal

\$8,538,929.00

Summary of Request: Modification Three has been submitted to renew the contract for one year. This is the third of nine optional renewals allowed by the original contract. Section 27-104-7(2)(I) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification Three modifies the scope of services to meet the upcoming 2018-2019 school year needs; continues with the activation of the cost option for the End-of-Course Algebra II assessment that is to be administered to students who take Algebra I in middle school; adds the Material Changes to Product/Deliverables and Subcontracting and Substitutions clauses; updates the Approval, E-payment, Procurement Regulations, Representation Regarding Gratuities, Stop Work Order, Price Adjustment, Priority, Change in Scope of Work, Debarment and Suspension, Compensation and Financial Reports, Budget Narrative, and Liquidated Damages clauses; and incorporates into the contract the Mississippi Academic Assessment Program 2018-2019 Contract Modification letter dated March 13, 2018 (Attachment 17); the 2018-2019 Budget Summary Form dated March 14, 2018 (Attachment 18); 2018-2019 Statement of Work (Attachment 19); Annually Renewable Performance Bond (Attachment 20); the Memorandum of Understanding between the agency and the contractor (Attachment 21), and the Liquidated Damages Rubric (Attachment 22). All other terms and conditions of the original contract remain the same. The contractor provides programmatic, technical, and psychometric activities for the English Language Arts (ELA) and Mathematics Grades 3 through 8 Assessments, End of Course Assessments in Algebra I and English II, and cost options for the Geometry and Algebra II Assessments, which are aligned with the 2016 Mississippi College and Career Readiness Standards for ELA and Mathematics. The services provided include the design and management of assessment programs, development of new

items (questions) and forms (tests). The contractor is responsible for providing the test online as well as processing, scoring, and reporting of tests. The contractor also offers re-testing opportunities for students who do not receive a passing score. The contractor was originally selected through a RFP. According to the RFP and contract, a bond for the total amount of the contract is required and the bond must be certified within ten days of execution. Proof of the vendor's performance bond certification must be received from the Agency prior to processing the contract renewal.

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

2. Requesting Agency: Mississippi Department of Education

Supplier: Questar Assessment, Inc.

Contract #: 8200019248

Term: 09/16/2015 to 06/30/2019

Total Value: \$9,599,598.00

Renewal

\$2,201,470.00

Summary of Request: Modification Three has been submitted to renew the contract for one year. This is the third of nine optional renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification Three modifies the scope of services to meet the upcoming 2018-2019 school year needs; adds the Material Changes to Product/Deliverables and Subcontracting and Substitutions clauses; updates the Approval, E-payment, Procurement Regulations, Representation Regarding Gratuities, Stop Work Order, Price Adjustment, Priority, Change in Scope of Work, Debarment and Suspension, Compensation and Financial Reports, Budget Narrative, and Liquidated Damages clauses; and incorporates into the contract the Mississippi Academic Assessment Program-Alternative 2018-2019 Contract Modification letter dated March 13, 2018 (Attachment 14); the 2018-2019 Budget Summary Form dated April 10, 2018 (Attachment 15); 2018-2019 Statement of Work (Attachment 16); Annually Renewable Performance Bond (Attachment 17); the Annually Renewable Memorandum of Understanding between the agency and the contractor (Attachment 18), and the Liquidated Damages Rubric (Attachment 19). All other terms and conditions of the original contract remain the same. The contractor administers alternate assessments for students with Significant Cognitive Disabilities (hereinafter "SCD"), which is known as the Mississippi Academic Assessment Program-Alternate (MAAP-A) for English Language Arts and Mathematics, Grades 3 through 8; Science, Grades 5 and 8; and High School Algebra I, English II, and Biology I. The agency is required to provide a custom alternate assessment based on alternative academic achievement standards for students with SCD, who by nature of their disability cannot access the general education standards pursuant to the Individuals with Disabilities Education Act, Section 300.160 (c)(1), and the Elementary and Secondary Education Act (ESEA). The contractor was originally selected through an RFP. According to the RFP and contract, a bond for the total amount of the contract is required and the bond must be certified within ten days of execution. Proof of the vendor's performance bond certification must be received from the agency prior to processing the contract renewal.

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

Action: A motion was made by Ms. Wray to approve the staff recommendations for Items III.B.1 and III.B.2 contingent upon receipt of required documents, as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

3. Requesting Agency: Mississippi Department of Education

Supplier: Language Arts Center, Inc. d/b/a Brainspring

Contract #: 8200032893

Term: 07/19/2017 - 06/30/2019

Total Value: \$3,570,900.00

Renewal

\$1,980,900.00

Summary of Request: Modification One has been submitted to renew the contract for one year. This is the first of four optional one-year renewals allowed by the original contract. Modification One updates the Priority, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Price Adjustment, Approval, Copyrights, Compensation and Financial Reports, and Budget Narrative clauses. All other terms and conditions of the original contract remain the same. The contractor provides a professional development training system based on the Orton Gillingham reading methodology to a minimum of 500 new teachers of students with disabilities annually; follow-up trainings; and an annual survey of all participants trained as it relates to program process, practice and other concerns as needed/identified by the agency. The contractor was originally selected through an RFP. According to the RFP and contract, a bond for the total amount of the contract is required and the bond must be certified within ten days of execution. Proof of the vendor's performance bond certification must be received from the agency prior to processing the contract renewal.

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

Action: A motion was made by Ms. Malatesta to approve the staff recommendation contingent upon receipt of required documents, as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

4. Requesting Agency: Mississippi Department of Education

Supplier: Mississippi State University (Research and Curriculum Unit)

Contract #: 8200032516

Term: 07/19/2017 - 06/30/2019

Total Value: \$2,537,750.00

Renewal

\$1,263,723.00

Summary of Request: Modification One has been submitted to renew the contract for one year. This is the first of nine optional one-year renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education

to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification One modifies the scope of services to include providing occupation specific tests to assess the performance of secondary and postsecondary Career and Technical Education (CTE) students. Modification One also adds the Ethics clause, and updates the Priority, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Price Adjustment, Approval, Compensation and Financial Reports, and Budget Narrative clauses. All other terms and conditions of the original contract remain the same. The contractor provides technical services and products for the Mississippi Career Planning and Assessment System, Third Edition (MS-CPAS3). The contractor was originally selected through an RFP.

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

Action: A motion was made by Ms. Wray to approve the staff recommendation as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

5. **Requesting Agency:** Office of the State Treasurer

Supplier: Intuition College Savings Solutions, Inc.

Contract #: 8200015086/89555/8800001440

Term: 07/01/2014 to 06/30/2019

Total Value: \$4,633,933.00

**Renewal
\$806,503.80**

Summary of Request: Modification Two has been submitted to renew the contract for one year. This is the only optional one-year renewal allowed by the original contract. Modification Two incorporates into the contract the annually renewable performance bond; updates the Consideration, Applicable Law, Representation Regarding Contingent Fees, Representation Regarding Gratuities, Procurement Regulations, Compliance with Laws, Stop Work Order, E-Payment, Paymode, Transparency, E-Verification, Price Adjustment, and Priority clauses; and adds the Approval, Termination Upon Bankruptcy, Termination for Convenience, Termination for Default, and Trade Secrets, Commercial and Financial Information clauses. Modification Two also implements the CPI increase for years three and four as allowed by the original contract, which allows for a price adjustment in years three and four equal to the change in the average Consumer Price Index (hereinafter "CPI") for All Urban Consumers, or two percent, whichever is less. The CPI adjustments do not apply to the benefit disbursement, special projects, or programming fees. All other terms and conditions of the original contract remain the same. The contractor serves as the records administrator and provides call center services for the Mississippi Prepaid Affordable College Tuition Program, which is part of the Mississippi College Savings Plan. The contractor was originally selected through an RFP. Proof of the vendor's required performance bond must be received from the agency prior to processing the contract modification/renewal.

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

Action: A motion was made by Ms. Malatesta to approve the staff recommendation contingent upon receipt of the required documents as presented. The motion was seconded by Ms. Wray and unanimously approved by all members present.

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

Supplier: Renaissance Learning, Inc.

Contract #: 87485/8200007507

Term: 02/19/2014 - 06/30/2019

Total Value: \$8,992,904.65

Modification/Renewal

\$450,000.00

Summary of Request: Modification Six has been submitted to renew the contract for one year. This is the fourth of eight optional one-year renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification Six increases the price per student as allowed by the original contract and the contractor's proposal, which contained incremental increases; incorporates into the contract the 2018-2019 Budget Summary Form (Attachment 9), Liquidated Damage Rubric (Attachment 10), and the Annually Renewable Performance Bond (Attachment 11); adds the Approval, Subcontracting and Substitutions, and Material Changes to Product/Deliverables clauses; and updates the E-payment, Procurement Regulations, Representation Regarding Gratuities, Stop Work Order, Price Adjustment, Priority, Debarment and Suspension, Compensation and Financial Reports, Budget Narrative, and Liquidated Damages clauses. Modification Six also modifies the scope of services to meet requirements for the upcoming 2018-2019 school year via the removal of Component One (Universal Screener and Diagnostic Assessment) and Component Three (MKAS² 3rd Grade Reading Summative Assessment) along with any and all associated participation and performance reports, deliverables, and deliverable dates; the removal of the Administrator Account Activation Details and the Data Sharing Agreement Status Metrics; the removal of the Renaissance-U web-based professional development tutorial platform for all teachers in schools with K-3 along with associated deliverables, deliverables dates, and associated MDE responsibilities with district, school, and collaborative information; the removal of the Braille test format option with associated deliverables and deliverables dates; the addition of state rostering and data integration service for all Pre-K and K students in the state participating in the K-Readiness assessment with an associated budget request of \$86,850.00; and, the addition of MKAS Portal/State Reporting (consisting of site and portal maintenance and assessment window and daily extract ports) with an associated budget request of \$39,300.00. Modification Six also changes to lump sum payment in lieu of payment per invoice of cost per student and school format. All other terms and conditions of the original contract remain the same. The contractor provides the Kindergarten Readiness Assessment tool using Renaissance Data Integration (RDI) services. The contractor was originally selected through an RFP.

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

Action: A motion was made by Mr. Morehead to approve the staff recommendation as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

7. Requesting Agency: Department of Finance and Administration

Supplier: ThyssenKrupp Elevator Americas

Contract #: 89058/8200008588

Term: 07/01/2014 to 06/30/2019

Total Value: \$1,783,935.26

Modification/Renewal

\$401,106.26

Summary of Request: Amendatory Rider Two has been submitted to renew the contract for one year. This is the only optional one-year renewal allowed by the original contract. Amendatory Rider Two updates the Period of Performance, Consideration, E-Payment, Paymode, Record Retention and Access to Records, Anti-Assignments/Subcontracting, Transparency, E-Verification, Independent Contractor Status, Modification or Renegotiation, Procurement Regulations, Representation Regarding Contingent Fees, Representation Regarding Gratuities, Termination for Default, Stop Work Order, Price Adjustment, Indemnification, Notices, Approval, Priority, and Change in Scope of Work clauses and adds the Trade Secrets, Commercial and Financial Information, Termination Upon Bankruptcy, and Confidentiality clauses. Amendatory Rider Two also increases the amount of the contract by \$401,106.26, which is comprised of a \$31,655.29 adjustment to Year Four to compensate the contractor for increased labor and material costs as allowed by the original contract, and \$369,450.97 for the renewal term. All other terms and conditions of the original contract remain the same. The contractor provides elevator preventative maintenance and repair services for the Capital Complex buildings in Jackson and the Eldon Langston Bolton Building in Biloxi. The contractor furnishes all supplies, materials, labor, tools, and equipment necessary to provide inspection, maintenance, adjustment, repair, and emergency call-back services for elevators and elevator equipment. The contractor was originally selected through an RFP.

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

Action: A motion was made by Ms. Wray to approve the staff recommendation as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

8. Requesting Agency: Mississippi Department of Education

Supplier: CTB/McGraw-Hill, LLC d/b/a Data Recognition Corporation

Contract #: 8200019197

Term: 08/01/2015 to 06/30/2019

Total Value: \$1,079,998.00

Renewal

\$291,000.00

Summary of Request: Modification Three has been submitted to renew the contract for one year. This is the third of four optional one-year renewals allowed by the original contract. Modification Three also modifies the scope of services to meet the requirements for the upcoming 2018-2019 school year; incorporates into the contract the updated budget summary (Attachment 12), the Liquidated Damage Rubric (Attachment 13), and the Annually Renewable Performance Bond (Attachment 14); adds Subcontracting and Substitutions and Material Changes to Product/Deliverables clauses; and updates the Change in Scope of Work, Priority,

Liquidated Damages, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Price Adjustment, Approval, Debarment and Suspension, Compensation and Financial Reports, and Budget Narrative clauses. All other terms and conditions of the original contract remain the same. The contractor provides test development, professional development for test administration, teacher resources, technical services of scoring and reporting, and products for the English Language Proficiency Test (ELPT) in the domain of reading, speaking, listening, and writing to access proficiency level in students identified as English language learners, kindergarten through grade twelve. The contractor was originally selected through an RFP. According to the RFP and contract, a bond for the total amount of the contract is required, and the bond must be certified within ten days of execution. Proof of the vendor's required performance bond must be received from the agency prior to processing the contract renewal.

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

Action: A motion was made by Mr. Belk to approve the staff recommendation after removal of the contingency, since the documents had been received. The motion was seconded by Mr. Morehead and unanimously approved by all members present.

9. Requesting Agency: DMH-Central Office

Supplier: Public Consulting Group

Contract #: 8200038917

Term: 07/01/2018 – 06/30/2019

Total Value: \$185,747.00

New

\$185,747.00

Summary of Request: The contractor will work with DMH staff to conduct interviews of customers and providers to determine compliance with the Centers for Medicare and Medicaid Services (CMS) regulations and train DMH staff, develop HIPAA compliant methods for collecting medical data, and provide consultation services to the agency. The term of the contract is one year with three optional one-year renewals. The contractor was selected through an IFB with four respondents. Three post-award vendor debriefings were requested and held. The vendor must provide current verification of "Good Standing" registration with the Mississippi Secretary of State prior to processing the contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested contingent upon receipt of the required currently in "Good Standing" in Mississippi Secretary of State Registration.

Action: A motion was made by Ms. Wray to approve the staff recommendation contingent upon receipt of the required documents, as presented. The motion was seconded by Ms. Malatesta and unanimously approved by all members present.

10. Requesting Agency: DMH-Hudspeth Regional Center

Supplier: Jo Luresa Harbour

Contract #: 8200039628

Term: 07/01/2018 – 06/30/2019

Total Value: \$168,000.00

**New
\$168,000.00**

Summary of Request: The contractor will provide general and emergency medical care to psychiatric patients residing at the Hudspeth Regional Center. The term of the contract is one year with four optional one-year renewals. As this solicitation was issued on March 7, 2018, prior to adoption of the PPRB OPSCR Rules, the procurement must comply with PSCRB Rules and Regulations (7/1/2016) while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The contractor was selected through the Alternative Competitive Procurement for Contract Worker Contracts When Pricing is Set by the Agency method (currently known as Request for Applications (RFA)) with one respondent.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PSCRB Rules and Regulations (7/1/2016) and PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

Action: A motion was made by Mr. Belk to approve the staff recommendation as presented. The motion was seconded by Mr. Morehead and unanimously approved by all members present.

11. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Mischa Woods

Contract #: 98665

Term: 07/01/2016 - 06/30/2019

Total Value: \$436,628.40

**Modification/Renewal
\$155,885.60**

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the Contract Term, Consideration, Applicable Law, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, and Entire Agreement clauses. The update to the Consideration clause allows Amendment Two to correct previous errors in the contract by increasing the amount of Fiscal Year 2017 and 2018 spending authority by \$10,342.80 for FICA for each fiscal year. This is consistent with the spending authority for FY 2019 as well as with that approved by the Mississippi State Board of Mental Health. However, due to technical issues in SPAHRS, the agency can only electronically increase Fiscal Year 2018. All other terms and conditions of the original contract remain the same. Ms. Woods is a contract worker. She provides speech language pathology services. She is paid \$65.00 per hour not to exceed 40 hours per week. The Fiscal Year 2019 spending authority is \$145,542.80, which is comprised of \$135,200.00 for personal services and \$10,342.80 for FICA. The contractor was originally selected through an RFQ with three respondents. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations (7/1/2016) while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The original contract was statutorily approved in June 2016. Amendment One, which was statutorily approved in June 2017, exercised the first of four optional one-year renewals allowed by the original contract, updated the Contract Term and

Consideration clauses, and increased the spending authority by \$135,200.00 for personal services.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PSCR Rules and Regulations (7/1/2016) and PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract modification/renewal as requested.

Action: A motion was made by Ms. Malatesta to approve the staff recommendation as presented. The motion was seconded by Ms. Wray and unanimously approved by all members present.

12. Requesting Agency: DMH-Mississippi State Hospital

Supplier: Melba Ann Morris

Contract #: 103815

Term: 07/01/2017 – 06/30/2019

Total Value: \$243,100.00

Renewal
\$121,550.00

Summary of Request: First Addendum has been submitted to renew the contract for one year. This is the first of three optional one-year renewals allowed by the original contract. First Addendum updates the Period of Performance, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Compliance with Laws, and Approval clauses as well as Attachment C, Compensation. All other terms and conditions of the original contract remain the same. The original contract was statutorily approved in June 2017. Ms. Morris is a contract worker. She leads and directs the agency's audit and compliance of medical documentation, ensures accurate coding, and prepares billable services. She is paid \$85.00 per hour not to exceed an average of twenty-five (25) hours per week. The total requested FY 2019 spending authority is \$121,550.00, which consists of \$110,500.00 for personal services and \$11,050.00 for FICA. The contract worker was originally selected through an RFQ with one respondent. As this RFQ was issued on March 8, 2017, the procurement must comply with PSCR Rules and Regulations (7/1/2016) while the resulting contract must comply with PPRB OPSCR Rules and Regulations.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PSCR Rules and Regulations (7/1/2016) and PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract renewal as requested.

Action: A motion was made by Ms. Wray to approve the staff recommendation as presented. The motion was seconded by Mr. Morehead and unanimously approved by all members present.

13. Requesting Agency: Department of Finance and Administration

Supplier: Alok Dixit

Contract #: 98786

Term: 07/01/2016 – 06/30/2019

Total Value: \$335,868.00

Renewal
\$111,956.00

Summary of Request: Amendatory Rider Two has been submitted to renew the contract for one year. This is the second of three optional one-year renewals allowed by the original

contract. Amendatory Rider Two adds the Approval, Termination Upon Convenience, and Termination Upon Default clauses and updates the Period of Performance, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Priority, and E-Payment clauses. All other terms and conditions of the original contract remain the same. Mr. Dixit is a contract worker. He provides technical assistance in the support of the Statewide Payroll and Human Resource system (SPAHRs). He is paid \$50.00 per hour not to exceed 2,080 hours per year. The Fiscal Year 2019 spending authority is \$111,956.00, which consists of \$104,000.00 for personal services and \$7,956.00 for FICA. The contract worker was originally selected through the Alternative Competitive Procurement for Contract Worker Contracts When Pricing is Set by the Agency. The original contract was statutorily approved in June 2016. Amendatory Rider One, which was statutorily approved in June 2017, exercised the first of three optional one-year renewals allowed by the original contract, updated the Period of Performance clause, and increased the spending authority by \$111,956.00 for Fiscal Year 2018.

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

Action: A motion was made by Mr. Belk to approve the staff recommendation with the corrections of \$335,868.00 Total Value, and payment not to exceed 2,080 hours per year, as presented. The motion was seconded by Ms. Malatesta and Ms. Wray, and unanimously approved by all members present.

14. Requesting Agency: Mississippi Division of Medicaid

Supplier: Stephen Oshinsky

Contract #: 98805

Term: 07/01/2016 – 06/30/2019

Total Value: \$364,800.00

Renewal
\$121,600.00

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the Period of Performance, Cost for Services, Representation Regarding Gratuities, Procurement Regulations, and E-Payment clauses and adds the Priority and Approval clauses. All other terms and conditions of the original contract remain the same. Mr. Oshinsky is a contract worker. He manages DOM's eligibility modernization project implementation throughout the entirety of the System Development Life Cycle (SDLC) process. He is paid \$65.00 per hour not to exceed 1840 hours per year. The total requested FY 2019 spending authority is \$121,600.00, which is comprised of \$119,600.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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.

Action: A motion was made by Mr. Belk to approve the staff recommendation as presented. The motion was seconded by Mr. Morehead and unanimously approved by all members present.

Items III.B.15 through III.B.17 were presented and voted together.

15. Requesting Agency: Mississippi Division of Medicaid

Supplier: Sally Harrison

Contract #: 98800

Term: 07/01/2016 – 06/30/2019

Total Value: \$309,600.00

**Renewal
\$103,200.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Ms. Harrison is a contract worker. She assists with training and mentoring for specific project areas as requested. She also acts as a liaison between the Office of Information Technology Management and other DOM business areas. She is paid \$55.00 per hour. The total requested FY 2019 spending authority is \$103,200.00, which is comprised of \$101,200.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

16. Requesting Agency: Mississippi Division of Medicaid

Supplier: Cheryl Mize

Contract #: 98803

Term: 07/01/2016 – 06/30/2019

Total Value: \$309,600.00

**Renewal
\$103,200.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Ms. Mize is a contract worker. She analyzes sensitive codes for inclusion in Mississippi's redaction list and works with DOM program areas to establish and refine policies related to sensitive code sets. She also maintains timely assessments and status reviews of deliverables and impact for all activities within scope of work. She is paid \$55.00 per hour. The total requested FY 2019 spending authority is \$103,200.00, which is comprised of \$101,200.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

17. Requesting Agency: Mississippi Division of Medicaid

Supplier: Nick Maisel

Contract #: 98811

Term: 07/01/2016 – 06/30/2019

Total Value: \$309,600.00

**Renewal
\$103,200.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Mr. Maisel is a contract worker. He develops and delivers Provider Incentive Payment, Meaningful Use, and Electronic Health Record technology training across a diverse group of users both one-on-one and in a classroom setting. He also performs various duties to ensure appropriate incentive payments and reduce fraud. He is paid \$55.00 per hour. The total requested FY 2019 spending authority is \$103,200.00, which is comprised of \$101,200.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

Action: A motion was made by Ms. Malatesta to approve the staff recommendations for Items III.B.15 through III.B.17 as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

Items III.B.18 through III.B.19 were presented and voted together.

18. Requesting Agency: Mississippi Division of Medicaid

Supplier: Melvin Jenkins

Contract #: 98798

Term: 07/01/2016 – 06/30/2019

Total Value: \$254,400.00

**Renewal
\$84,800.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Mr. Jenkins is a contract worker. He monitors database and application backups and designs, installs, creates, and maintains databases. He is paid \$45.00 per hour. The total requested FY 2019 spending authority is \$84,800.00, which is comprised of \$82,800.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

19. Requesting Agency: Mississippi Division of Medicaid

Supplier: Pam Woods

Contract #: 98806

Term: 07/01/2016 – 06/30/2019

Total Value: \$248,400.00

**Renewal
\$82,800.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Ms. Woods is a contract worker. She assists DOM staff with technical research and provides technical guidance in the implementation of a document storage and retrieval system to be housed by DOM. She is paid \$45.00 per hour. The total requested FY 2019 spending authority is \$82,800.00, which is comprised of \$80,800.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

Action: A motion was made by Ms. Wray to approve the staff recommendations for Items III.B.18 through III.B.19 as presented. The motion was seconded by Mr. Belk, and unanimously approved by all members present.

20. Requesting Agency: Office of the State Treasurer

Supplier: Morgan Stanley Smith Barney, LLC (Graystone Consulting)

Contract #: 88765/8200008532

Term: 07/1/2014 - 06/30/2019

Total Value: \$400,000.00

**Renewal
\$80,000.00**

Summary of Request: Modification Two has been submitted to renew the contract for one year. This is the last of two optional one-year renewals as allowed by the original contract. Modification Two updates the Period of Performance, Procurement Regulations, Authority to Contract, Independent Contractor Status, Anti-Assignment/Subcontractor, Agreement, Notices, E-Verification, Transparency, Representation Regarding Gratuities, Stop Work Order, E-Payment, Termination for Default, and Price Adjustment clauses and adds the Approval and Priority clauses. All other terms and conditions of the original contract remain the same. Modification One, which was statutorily approved in June 2017, exercised the first of two optional one-year renewals allowed by the original contract, increased the amount of the contract by \$80,000.00, and added the Applicable Law, Termination Upon Bankruptcy, and Trade Secrets, Commercial and Financial Information clauses. The contractor serves as the investment manager for the Mississippi Prepaid Affordable College Tuition Program, which is part of the Mississippi College Savings Plan. The contractor was originally selected through an RFP. Proof of the regulatory board's approval (Board of Directors for the College Savings Plans of Mississippi) must be received from the agency prior to processing the contract renewal. This Board met on June 19, 2018.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR

recommends approval of the contract renewal as requested contingent upon the agency providing regulatory board approval verification.

Action: A motion was made by Mr. Belk to approve the staff recommendation contingent upon the agency providing regulatory board approval verification as presented. The motion was seconded by Ms. Wray and unanimously approved by all members present.

A five minute recess was taken before the presentation of Item III.B.21.

Items III.B.21 through III.B.22 were presented and voted together.

21. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Steven Schepens Medical, LLC

Contract #: 8200025260

Term: 07/01/2016-6/30/2019

Renewal (N)

Total Value: \$234,000.00

\$78,000.00

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the E-Payment, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Notices, and E-Verification clauses and adds the Approval clause. All other terms and conditions of the original contract remain the same. The contractor provides medical care services for the SMRC main campus and four satellite programs. The contractor was selected through an RFQ process with four respondents. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. The original contract was statutorily approved in June 2016. Amendment One, which was statutorily approved June 2017, increased the amount of the contract by \$82,800.00 and exercised the first of four optional one-year renewals allowed by the original contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of exception and approval of the contract renewal as requested.

22. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Dimitriadis Management, LLC

Contract #: 8200025249

Term: 07/01/2016 - 06/30/2019

Renewal (N)

Total Value: \$112,500.00

\$37,500.00

Summary of Request: Modification Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Modification Two adds the Approval clause and updates the Contract Term, Consideration, Insurance, Entire Agreement, Applicable Law, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Paymode, Termination for

Convenience, Termination for Default, Termination Upon Bankruptcy, Record Retention and Access to Records, and E-Verification clauses. All other terms and conditions of the original contract remain the same. The contractor provides medical care services for the SMRC main campus and four satellite programs. The contractor was originally selected through an RFQ with four respondents and resulted in the award of four contracts. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. This is the first time this contract has been presented to the PPRB because the previous value did not exceed \$75,000.00 cumulatively and did not require PPRB approval.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of exception and approval of the contract renewal as requested.

Action: A motion was made by Ms. Wray to grant the exception and approve the staff recommendations for Items III.B.21 through III.B.22 as presented. The motion was seconded by Mr. Belk and unanimously approved by all members present.

23. Requesting Agency: DMH-East Mississippi State Hospital

Supplier: Rush Foundation Hospital

Contract #: 8200037399

Term: 02/10/2018 – 06/30/2019

Total Value: \$150,000.00

Renewal (N)
\$75,000.00

Summary of Request: Amendment One has been submitted to renew the contract for one year. This is the first of four optional one-year renewals allowed by the original contract. Amendment One adds the Priority clause and updates the Approval, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, and E-Payment clauses. All other terms and conditions of the original contract remain the same. The contractor provides licensed independent clinical laboratory services. The contractor was originally selected through an RFP with one respondent. As this RFP was issued on December 18, 2017, the procurement must comply with PSCRB Rules and Regulations (effective 7/1/2016), while the contract must comply with OPSCR Rules and Regulations. The agency requests an exception to Section 3-202.06.3 of the PSCRB Rules and Regulations as a result of the date fixed for receiving proposals was on a Monday. OPSCR staff does not have concerns regarding the competitiveness of this procurement. This is the first time this contract has been presented to the PPRB because the previous value did not exceed \$75,000.00 and did not require PPRB approval.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-202.06.3 of the OPSCR Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the exception request and approval of the contract renewal as requested.

Action: A motion was made by Mr. Belk to grant the exception request and approve the staff recommendation as presented, with the correction of Section 3-202.06.3 in the Staff Recommendation. The motion was seconded by Ms. Malatesta and unanimously approved by all members present.

24. Requesting Agency: DMH-South Mississippi Regional Center

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

Contract #: 8200026729

Term: 03/1/2017- 06/30/2019

Total Value: \$131,760.00

**Renewal
\$56,160.00**

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the Contract Term, Consideration, Applicable Law, Price Adjustment, E-Payment, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Notices, E-Verification, Termination for Convenience, Termination for Default, Termination Upon Bankruptcy, and Entire Agreement clauses and adds the Approval clause. All other terms and conditions of the original contract remain the same. The contractor provides day sitter services for clients with intellectual and developmental disabilities at the Robert Lott Community Home in Poplarville, MS. The contractor was selected through an RFQ with two respondents. Amendment One, which was statutorily approved in June 2017, increased the amount of the contract by \$56,160.00 and exercised the first of four optional one-year renewals allowed by the original 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 staff recommends approval of the contract renewal as requested.

Action: A motion was made by Mr. Morehead to approve the staff recommendation as presented. The motion was seconded by Ms. Malatesta and unanimously approved by all members present.

Items III.B.25 through III.B.26 were presented and voted together.

25. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Dr. Robert Culpepper

Contract #: 8200025252

Term: 07/01/2016 – 06/30/2019

Total Value: \$144,000.00

**Renewal
\$48,000.00**

Summary of Request: Renewal Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Renewal Two adds the Approval clause and updates the Contract Term, Consideration, Representation Regarding Gratuities, Applicable Law, Stop Work Order, E-Payment, E-Verification, and Entire Agreement clauses. All other terms and conditions of the original contract remain the same. The contractor provides psychiatric services to individuals with intellectual and developmental disabilities at the agency's Long Beach Campus and four satellite community programs. The contractor was originally selected through a RFQ with two respondents and resulted in the

award of two contracts. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. The original contract was system approved as the previous value did not exceed \$75,000.00 cumulatively and did not require approval. Renewal One, which was statutorily approved June 2017, increased the amount of the contract by \$48,000.00 and exercised the first of four optional one-year renewals allowed by the original contract. Proof of the vendor's updated required professional liability insurance certification must be received from the agency prior to processing the contract renewal.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the exception and approval of the contract renewal as requested contingent upon the agency providing the required vendor's professional liability insurance certification.

26. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Dr. Bryan Vyverberg

Contract #: 8200029602

Term: 07/01/2016 – 06/30/2019

Total Value: \$144,000.00

**Renewal
\$48,000.00**

Summary of Request: Renewal Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Renewal Two adds the Approval clause and updates the Contract Term, Consideration, Representation Regarding Gratuities, Applicable Law, Stop Work Order, E-Payment, E-Verification, and Entire Agreement clauses. All other terms and conditions of the original contract remain the same. The contractor provides psychiatric services to individuals with intellectual and developmental disabilities at the agency's Long Beach Campus and four satellite community programs. The contractor was originally selected through a RFQ. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. The original contract was system approved as the previous value did not exceed \$75,000.00 cumulatively and did not require approval. Renewal One, which was statutorily approved June 2017, increased the amount of the contract by \$48,000.00 and exercised the first of four optional one-year renewals allowed by the original contract. Proof of the vendor's updated required professional liability insurance certification must be received from the agency prior to processing the contract renewal.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the exception and approval of the contract renewal as

requested contingent upon the agency providing the required vendor's professional liability insurance certification.

Action: A motion was made by Mr. Belk to grant the exceptions and approve the staff recommendations for Items III.B.25 through III.B.26 contingent upon receipt of the vendor's required documents, as presented. The motion was seconded by Mr. Morehead and unanimously approved by all members present.

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

Supplier: CorVel Enterprise Corp., Inc.

Contract #: 8200038032

Term: 07/01/2018 - 06/30/2021

Modification

Total Value: \$1,909,767.00

\$0.00

Summary of Request: Amendment One has been submitted to incorporate the vendor's license agreement into the contract and assign document priority by updating the Entire Agreement clause. This modification will grant MDOC access to the vendor's RMIS claims processing system. All other terms and conditions of the original contract remain the same. The contractor serves as the MDOC third party administrator for the agency's self-insured workers' compensation program, which includes handling claim administration, risk management, loss control, managed care, reporting requirements, and all other administration for the program. The contractor was originally selected through an RFP.

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

Action: A motion was made by Mr. Belk to approve the staff recommendation as presented. The motion was seconded by Ms. Wray and unanimously approved by all members present.

IV. Adjournment

Action: A motion was made by Mr. Belk to adjourn. The motion was seconded by Ms. Wray and unanimously approved by all members present.

These Minutes of the Public Procurement Review Board were approved by the members on the 11th of July, 2018.


J. K. "Hoopy" Stringer, Jr., Chair


Date



STATE OF MISSISSIPPI
GOVERNOR PHIL BRYANT
DEPARTMENT OF FINANCE AND ADMINISTRATION
LAURA D. JACKSON
EXECUTIVE DIRECTOR

NOTICE

A Special Meeting of the

PUBLIC PROCUREMENT REVIEW BOARD

will be held Wednesday, June 20, 2018
9:00 a.m. in the
Conference Room 145
Woolfolk State Office Building



PUBLIC PROCUREMENT REVIEW BOARD

Special Meeting

Wednesday, June 20, 2018
9:00 a.m.

GUEST ATTENDANCE SHEET

NAME AND TITLE

AGENCY/COMPANY

(Please Print)

| | |
|--------------------------|------------------------|
| Craig Kittrell | MS State Hospital |
| David Lee | MDE/AGD |
| David Shultz | South MS Regional Corp |
| WALT DRAKE | MS DEPT OF EDUCATION |
| Sheila Shavers | MS DEPT OF EDUCATION |
| Jennifer Nance | MS Dept. of Edu |
| Madeline Morris | MDE |
| Monique Corley | MDE |
| David Pitroic | DFA |
| Nathan Wilson | Div of Medicaid |
| Courtney E Lockrell | MDOC |
| Jakob Brown | MDOC |
| Sharon Pepper | MDOC |
| Samuel Cole | Treasurer |
| Yvonne Allen | MDE |
| Matt Nasser | DM |
| Brittney Thompson | DM |
| Nathan Wilson | DM |

NAME AND TITLE

AGENCY/COMPANY

(Please Print)

| | |
|------------------|--------------------------|
| Keesha Lowe-Nah | Hudspeth Regional Center |
| Jerric T. Barnes | Hudspeth |
| Toni Johnson | DMH |
| Pencee Brett | DMH |
| LEA ANN McELROY | DFA/TORT |
| Judy Miller | DFA |
| L K Anzenberger | AGO INDE |
| Emelia Nordin | GST |
| Sheila Kearney | DOM |
| Rita Rutland | DOM |
| Terri Ashley | DFA |



MEETING AGENDA
Wednesday, June 20, 2018
9:00 a.m.

- I. **Call to Order**
- II. **Approval of per diem and expenses for the June 20, 2018 meeting and for any additional expenses incurred prior to the July 11, 2018 meeting**
- III. **DFA Office of Personal Service Contract Review (OPSCR)**

A. Petitions for Relief from Competitive Sealed Bidding

- 1. **Requesting Agency:** Mississippi Department of Finance and Administration/Mississippi Tort Claims Board

Procurement Request: Request for Proposals

Anticipated Term: Four years with one optional one-year renewal

Anticipated Contract Amount: \$1.5-\$1.6 million (5-year estimate)

Summary of Request: The agency has submitted a Petition for Relief from the use of an Invitation for Bids (IFB) as the procurement method as allowed by Miss. Code Ann. § 31-7-403(4) for the competitive procurement of one Third Party Administrator vendor to investigate tort claims filed against the State, determine liability exposure, evaluate and negotiate claim settlements, and perform other duties as assigned by the Mississippi Tort Claims Board. The agency contends the use of an Invitation for Bids is neither practicable nor advantageous as the service requires relevant technical and professional experience and a varied pricing structure. The respondents will be evaluated based on technical, cost and management factors. The technical factors will be weighted at twenty-four percent (24%) or (24) points, price will be weighted at forty percent (40%) or (40) points and management factors will be weighted at thirty-six percent (36%) or (36) points.

Staff Recommendation: Granting of the agency's Petition for Relief from competitive bidding requirements as allowed by Miss. Code Ann. § 31-7-403(4) and approval of the agency's request to use a Request for Proposals as the procurement method to select one vendor to provide Third Party Administrator services to the Mississippi Tort Claims Board.

B. Consideration of Contracts for Board Action

- 1. **Requesting Agency:** Mississippi Department of Education

Supplier: Questar Assessment, Inc.

Contract #: 8200018500

Term: 07/01/2015 – 06/30/2019

Renewal

Total Value: \$43,360,976.60

\$8,538,929.00

Summary of Request: Modification Three has been submitted to renew the contract for one year. This is the third of nine optional renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification Three modifies the scope of services to meet the upcoming 2018-2019 school year needs; continues with the activation of the cost option for the End-of-Course Algebra II assessment that is to be administered to students who take Algebra I in middle school; adds the Material Changes to Product/Deliverables and Subcontracting and Substitutions clauses; updates the Approval, E-payment, Procurement Regulations, Representation Regarding Gratuities, Stop Work Order, Price Adjustment, Priority, Change in Scope of Work, Debarment and Suspension, Compensation and Financial Reports, Budget Narrative, and Liquidated Damages clauses; and incorporates into the contract the Mississippi Academic Assessment Program 2018-2019 Contract Modification letter dated March 13, 2018 (Attachment 17); the 2018-2019 Budget Summary Form dated March 14, 2018 (Attachment 18); 2018-2019 Statement of Work (Attachment 19); Annually Renewable Performance Bond (Attachment 20); the Memorandum of Understanding between the agency and the contractor (Attachment 21), and the Liquidated Damages Rubric (Attachment 22). All other terms and conditions of the original contract remain the same. The contractor provides programmatic, technical, and psychometric activities for the English Language Arts (ELA) and Mathematics Grades 3 through 8 Assessments, End of Course Assessments in Algebra I and English II, and cost options for the Geometry and Algebra II Assessments, which are aligned with the 2016 Mississippi College and Career Readiness Standards for ELA and Mathematics. The services provided include the design and management of assessment programs, development of new items (questions) and forms (tests). The contractor is responsible for providing the test online as well as processing, scoring, and reporting of tests. The contractor also offers re-testing opportunities for students who do not receive a passing score. The contractor was originally selected through a RFP. According to the RFP and contract, a bond for the total amount of the contract is required and the bond must be certified within ten days of execution. Proof of the vendor's performance bond certification must be received from the Agency prior to processing the contract renewal.

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

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

Supplier: Questar Assessment, Inc.

Contract #: 8200019248

Term: 09/16/2015 to 06/30/2019

Total Value: \$9,599,598.00

Renewal
\$2,201,470.00

Summary of Request: Modification Three has been submitted to renew the contract for one year. This is the third of nine optional renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification Three modifies the scope of services to meet the upcoming 2018-2019 school year needs; adds the Material Changes to Product/Deliverables and Subcontracting and Substitutions

clauses; updates the Approval, E-payment, Procurement Regulations, Representation Regarding Gratuities, Stop Work Order, Price Adjustment, Priority, Change in Scope of Work, Debarment and Suspension, Compensation and Financial Reports, Budget Narrative, and Liquidated Damages clauses; and incorporates into the contract the Mississippi Academic Assessment Program-Alternate 2018-2019 Contract Modification letter dated March 13, 2018 (Attachment 14); the 2018-2019 Budget Summary Form dated April 10, 2018 (Attachment 15); 2018-2019 Statement of Work (Attachment 16); Annually Renewable Performance Bond (Attachment 17); the Annually Renewable Memorandum of Understanding between the agency and the contractor (Attachment 18), and the Liquidated Damages Rubric (Attachment 19). All other terms and conditions of the original contract remain the same. The contractor administers alternate assessments for students with Significant Cognitive Disabilities (hereinafter "SCD"), which is known as the Mississippi Academic Assessment Program-Alternate (MAAP-A) for English Language Arts and Mathematics, Grades 3 through 8; Science, Grades 5 and 8; and High School Algebra I, English II, and Biology I. The agency is required to provide a custom alternate assessment based on alternative academic achievement standards for students with SCD, who by nature of their disability cannot access the general education standards pursuant to the Individuals with Disabilities Education Act, Section 300.160 (c)(1), and the Elementary and Secondary Education Act (ESEA). The contractor was originally selected through an RFP. According to the RFP and contract, a bond for the total amount of the contract is required and the bond must be certified within ten days of execution. Proof of the vendor's performance bond certification must be received from the agency prior to processing the contract renewal.

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

3. Requesting Agency: Mississippi Department of Education

Supplier: Language Arts Center, Inc. d/b/a Brainspring

Contract #: 8200032893

Term: 07/19/2017 - 06/30/2019

Total Value: \$3,570,900.00

Renewal

\$1,980,900.00

Summary of Request: Modification One has been submitted to renew the contract for one year. This is the first of four optional one-year renewals allowed by the original contract. Modification One updates the Priority, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Price Adjustment, Approval, Copyrights, Compensation and Financial Reports, and Budget Narrative clauses. All other terms and conditions of the original contract remain the same. The contractor provides a professional development training system based on the Orton Gillingham reading methodology to a minimum of 500 new teachers of students with disabilities annually; follow-up trainings; and an annual survey of all participants trained as it relates to program process, practice and other concerns as needed/identified by the agency. The contractor was originally selected through an RFP. According to the RFP and contract, a bond for the total amount of the contract is required and the bond must be certified within ten days of execution. Proof of the vendor's performance bond certification must be received from the agency prior to processing the contract renewal.

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

4. Requesting Agency: Mississippi Department of Education

Supplier: Mississippi State University (Research and Curriculum Unit)

Contract #: 8200032516

Term: 07/19/2017 - 06/30/2019

Total Value: \$2,537,750.00

Renewal

\$1,263,723.00

Summary of Request: Modification One has been submitted to renew the contract for one year. This is the first of nine optional one-year renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification One modifies the scope of services to include providing occupation specific tests to assess the performance of secondary and postsecondary Career and Technical Education (CTE) students. Modification One also adds the Ethics clause, and updates the Priority, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Price Adjustment, Approval, Compensation and Financial Reports, and Budget Narrative clauses. All other terms and conditions of the original contract remain the same. The contractor provides technical services and products for the Mississippi Career Planning and Assessment System, Third Edition (MS-CPAS3). The contractor was originally selected through an RFP.

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

5. Requesting Agency: Office of the State Treasurer

Supplier: Intuition College Savings Solutions, Inc.

Contract #: 8200015086/89555/8800001440

Term: 07/01/2014 to 06/30/2019

Total Value: \$4,633,933.00

Renewal

\$806,503.80

Summary of Request: Modification Two has been submitted to renew the contract for one year. This is the only optional one-year renewal allowed by the original contract. Modification Two incorporates into the contract the annually renewable performance bond; updates the Consideration, Applicable Law, Representation Regarding Contingent Fees, Representation Regarding Gratuities, Procurement Regulations, Compliance with Laws, Stop Work Order, E-Payment, Paymode, Transparency, E-Verification, Price Adjustment, and Priority clauses; and adds the Approval, Termination Upon Bankruptcy, Termination for Convenience, Termination for Default, and Trade Secrets, Commercial and Financial Information clauses. Modification Two also implements the CPI increase for years three and four as allowed by the original contract, which allows for a price adjustment in years three and four equal to the change in the average Consumer Price Index (hereinafter "CPI") for All Urban Consumers, or two percent, whichever is less. The CPI adjustments do not apply to the benefit disbursement, special projects, or programming fees. All other terms and conditions of the original contract remain the same. The contractor serves as the records administrator and provides call center services

for the Mississippi Prepaid Affordable College Tuition Program, which is part of the Mississippi College Savings Plan. The contractor was originally selected through an RFP. Proof of the vendor's required performance bond must be received from the agency prior to processing the contract modification/renewal.

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

6. Requesting Agency: Mississippi Department of Education

Supplier: Renaissance Learning, Inc.

Contract #: 87485/8200007507

Term: 02/19/2014 - 06/30/2019

Total Value: \$8,992,904.65

Modification/Renewal
\$450,000.00

Summary of Request: Modification Six has been submitted to renew the contract for one year. This is the fourth of eight optional one-year renewals allowed by the original contract. Section 27-104-7(2)(l) of the Mississippi Code Annotated allows the State Board of Education to enter into contractual agreements for student assessment for a period up to ten (10) years. Modification Six increases the price per student as allowed by the original contract and the contractor's proposal, which contained incremental increases; incorporates into the contract the 2018-2019 Budget Summary Form (Attachment 9), Liquidated Damage Rubric (Attachment 10), and the Annually Renewable Performance Bond (Attachment 11); adds the Approval, Subcontracting and Substitutions, and Material Changes to Product/Deliverables clauses; and updates the E-payment, Procurement Regulations, Representation Regarding Gratuities, Stop Work Order, Price Adjustment, Priority, Debarment and Suspension, Compensation and Financial Reports, Budget Narrative, and Liquidated Damages clauses. Modification Six also modifies the scope of services to meet requirements for the upcoming 2018-2019 school year via the removal of Component One (Universal Screener and Diagnostic Assessment) and Component Three (MKAS² 3rd Grade Reading Summative Assessment) along with any and all associated participation and performance reports, deliverables, and deliverable dates; the removal of the Administrator Account Activation Details and the Data Sharing Agreement Status Metrics; the removal of the Renaissance-U web-based professional development tutorial platform for all teachers in schools with K-3 along with associated deliverables, deliverables dates, and associated MDE responsibilities with district, school, and collaborative information; the removal of the Braille test format option with associated deliverables and deliverables dates; the addition of state rostering and data integration service for all Pre-K and K students in the state participating in the K-Readiness assessment with an associated budget request of \$86,850.00; and, the addition of MKAS Portal/State Reporting (consisting of site and portal maintenance and assessment window and daily extract ports) with an associated budget request of \$39,300.00. Modification Six also changes to lump sum payment in lieu of payment per invoice of cost per student and school format. All other terms and conditions of the original contract remain the same. The contractor provides the Kindergarten Readiness Assessment tool using Renaissance Data Integration (RDI) services. The contractor was originally selected through an RFP.

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

7. **Requesting Agency:** Department of Finance and Administration

Supplier: ThyssenKrupp Elevator Americas

Contract #: 89058/8200008588

Term: 07/01/2014 to 06/30/2019

Total Value: \$1,783,935.26

Modification/Renewal

\$401,106.26

Summary of Request: Amendatory Rider Two has been submitted to renew the contract for one year. This is the only optional one-year renewal allowed by the original contract. Amendatory Rider Two updates the Period of Performance, Consideration, E-Payment, Paymode, Record Retention and Access to Records, Anti-Assignments/Subcontracting, Transparency, E-Verification, Independent Contractor Status, Modification or Renegotiation, Procurement Regulations, Representation Regarding Contingent Fees, Representation Regarding Gratuities, Termination for Default, Stop Work Order, Price Adjustment, Indemnification, Notices, Approval, Priority, and Change in Scope of Work clauses and adds the Trade Secrets, Commercial and Financial Information, Termination Upon Bankruptcy, and Confidentiality clauses. Amendatory Rider Two also increases the amount of the contract by \$401,106.26, which is comprised of a \$31,655.29 adjustment to Year Four to compensate the contractor for increased labor and material costs as allowed by the original contract, and \$369,450.97 for the renewal term. All other terms and conditions of the original contract remain the same. The contractor provides elevator preventative maintenance and repair services for the Capital Complex buildings in Jackson and the Eldon Langston Bolton Building in Biloxi. The contractor furnishes all supplies, materials, labor, tools, and equipment necessary to provide inspection, maintenance, adjustment, repair, and emergency call-back services for elevators and elevator equipment. The contractor was originally selected through an RFP.

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

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

Supplier: CTB/McGraw-Hill, LLC d/b/a Data Recognition Corporation

Contract #: 8200019197

Term: 08/01/2015 to 06/30/2019

Total Value: \$1,079,998.00

Renewal

\$291,000.00

Summary of Request: Modification Three has been submitted to renew the contract for one year. This is the third of four optional one-year renewals allowed by the original contract. Modification Three also modifies the scope of services to meet the requirements for the upcoming 2018-2019 school year; incorporates into the contract the updated budget summary (Attachment 12), the Liquidated Damage Rubric (Attachment 13), and the Annually Renewable Performance Bond (Attachment 14); adds Subcontracting and Substitutions and Material Changes to Product/Deliverables clauses; and updates the Change in Scope of Work, Priority, Liquidated Damages, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Price Adjustment, Approval, Debarment and Suspension, Compensation and Financial Reports, and Budget Narrative clauses. All other terms and conditions of the original contract remain the same. The contractor provides test development,

professional development for test administration, teacher resources, technical services of scoring and reporting, and products for the English Language Proficiency Test (ELPT) in the domain of reading, speaking, listening, and writing to access proficiency level in students identified as English language learners, kindergarten through grade twelve. The contractor was originally selected through an RFP. According to the RFP and contract, a bond for the total amount of the contract is required, and the bond must be certified within ten days of execution. Proof of the vendor's required performance bond must be received from the agency prior to processing the contract renewal.

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

9. **Requesting Agency:** DMH-Central Office

Supplier: Public Consulting Group

Contract #: 8200038917

Term: 07/01/2018 – 06/30/2019

Total Value: \$185,747.00

New

\$185,747.00

Summary of Request: The contractor will work with DMH staff to conduct interviews of customers and providers to determine compliance with the Centers for Medicare and Medicaid Services (CMS) regulations and train DMH staff, develop HIPAA compliant methods for collecting medical data, and provide consultation services to the agency. The term of the contract is one year with three optional one-year renewals. The contractor was selected through an IFB with four respondents. Three post-award vendor debriefings were requested and held. The vendor must provide current verification of "Good Standing" registration with the Mississippi Secretary of State prior to processing the contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested contingent upon receipt of required current "Good Standing" Mississippi Secretary of State registration.

10. **Requesting Agency:** DMH-Hudspeth Regional Center

Supplier: Jo Luresa Harbour

Contract #: 8200039628

Term: 07/01/2018 – 06/30/2019

Total Value: \$168,000.00

New

\$168,000.00

Summary of Request: The contractor will provide general and emergency medical care to psychiatric patients residing at the Hudspeth Regional Center. The term of the contract is one year with four optional one-year renewals. As this solicitation was issued on March 7, 2018, prior to adoption of the PPRB OPSCR Rules, the procurement must comply with PSCR Rules and Regulations (7/1/2016) while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The contractor was selected through the Alternative Competitive Procurement for Contract Worker Contracts When Pricing is Set by the Agency method (currently known as Request for Applications (RFA)) with one respondent.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PSCRB Rules and Regulations (7/1/2016) and PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract as requested.

11. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Mischa Woods

Contract #: 98665

Term: 07/01/2016 - 06/30/2019

Modification/Renewal

Total Value: \$436,628.40

\$155,885.60

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the Contract Term, Consideration, Applicable Law, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, and Entire Agreement clauses. The update to the Consideration clause allows Amendment Two to correct previous errors in the contract by increasing the amount of Fiscal Year 2017 and 2018 spending authority by \$10,342.80 for FICA for each fiscal year. This is consistent with the spending authority for FY 2019 as well as with that approved by the Mississippi State Board of Mental Health. However, due to technical issues in SPAHRS, the agency can only electronically increase Fiscal Year 2018. All other terms and conditions of the original contract remain the same. Ms. Woods is a contract worker. She provides speech language pathology services. She is paid \$65.00 per hour not to exceed 40 hours per week. The Fiscal Year 2019 spending authority is \$145,542.80, which is comprised of \$135,200.00 for personal services and \$10,342.80 for FICA. The contractor was originally selected through an RFQ with three respondents. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations (7/1/2016) while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The original contract was statutorily approved in June 2016. Amendment One, which was statutorily approved in June 2017, exercised the first of four optional one-year renewals allowed by the original contract, updated the Contract Term and Consideration clauses, and increased the spending authority by \$135,200.00 for personal services.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PSCRB Rules and Regulations (7/1/2016) and PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract modification/renewal as requested.

12. Requesting Agency: DMH-Mississippi State Hospital

Supplier: Melba Ann Morris

Contract #: 103815

Term: 07/01/2017 – 06/30/2019

Renewal

Total Value: \$243,100.00

\$121,550.00

Summary of Request: First Addendum has been submitted to renew the contract for one year. This is the first of three optional one-year renewals allowed by the original contract. First Addendum updates the Period of Performance, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Compliance with Laws, and Approval clauses as well as Attachment C, Compensation. All other terms and conditions of the original contract remain the same. The original contract was statutorily approved in June 2017. Ms. Morris is a

contract worker. She leads and directs the agency's audit and compliance of medical documentation, ensures accurate coding, and prepares billable services. She is paid \$85.00 per hour not to exceed an average of twenty-five (25) hours per week. The total requested FY 2019 spending authority is \$121,550.00, which consists of \$110,500.00 for personal services and \$11,050.00 for FICA. The contract worker was originally selected through an RFQ with one respondent. As this RFQ was issued on March 8, 2017, the procurement must comply with PSCRB Rules and Regulations (7/1/2016) while the resulting contract must comply with PPRB OPSCR Rules and Regulations.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and complies with PSCRB Rules and Regulations (7/1/2016) and PPRB OPSCR Rules and Regulations and all legal requirements. OPSCR recommends approval of the contract renewal as requested.

13. Requesting Agency: Department of Finance and Administration

Supplier: Alok Dixit

Contract #: 98786

Term: 07/01/2016 – 06/30/2019

Total Value: \$353,868.00

Renewal

\$111,956.00

Summary of Request: Amendatory Rider Two has been submitted to renew the contract for one year. This is the second of three optional one-year renewals allowed by the original contract. Amendatory Rider Two adds the Approval, Termination Upon Convenience, and Termination Upon Default clauses and updates the Period of Performance, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Priority, and E-Payment clauses. All other terms and conditions of the original contract remain the same. Mr. Dixit is a contract worker. He provides technical assistance in the support of the Statewide Payroll and Human Resource system (SPAHRs). He is paid \$50.00 per hour not to exceed 40 per week. The Fiscal Year 2019 spending authority is \$111,956.00, which consists of \$104,000.00 for personal services and \$7,956.00 for FICA. The contract worker was originally selected through the Alternative Competitive Procurement for Contract Worker Contracts When Pricing is Set by the Agency. The original contract was statutorily approved in June 2016. Amendatory Rider One, which was statutorily approved in June 2017, exercised the first of three optional one-year renewals allowed by the original contract, updated the Period of Performance clause, and increased the spending authority by \$111,956.00 for Fiscal Year 2018.

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

14. Requesting Agency: Mississippi Division of Medicaid

Supplier: Stephen Oshinsky

Contract #: 98805

Term: 07/01/2016 – 06/30/2019

Total Value: \$364,800.00

Renewal

\$121,600.00

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the Period of Performance, Cost for Services, Representation Regarding Gratuities, Procurement Regulations, and E-Payment clauses and adds the Priority

and Approval clauses. All other terms and conditions of the original contract remain the same. Mr. Oshinsky is a contract worker. He manages DOM's eligibility modernization project implementation throughout the entirety of the System Development Life Cycle (SDLC) process. He is paid \$65.00 per hour not to exceed 1840 hours per year. The total requested FY 2019 spending authority is \$121,600.00, which is comprised of \$119,600.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

15. Requesting Agency: Mississippi Division of Medicaid

Supplier: Sally Harrison

Contract #: 98800

Term: 07/01/2016 – 06/30/2019

Total Value: \$309,600.00

**Renewal
\$103,200.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Ms. Harrison is a contract worker. She assists with training and mentoring for specific project areas as requested. She also acts as a liaison between the Office of Information Technology Management and other DOM business areas. She is paid \$55.00 per hour. The total requested FY 2019 spending authority is \$103,200.00, which is comprised of \$101,200.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

16. Requesting Agency: Mississippi Division of Medicaid

Supplier: Cheryl Mize

Contract #: 98803

Term: 07/01/2016 – 06/30/2019

Total Value: \$309,600.00

**Renewal
\$103,200.00**

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Ms. Mize is a contract worker. She analyzes sensitive codes for inclusion in Mississippi's redaction list and works with DOM program areas to establish and refine policies related to sensitive code sets. She also maintains timely assessments and status reviews of deliverables and impact for all activities within scope of work. She is paid \$55.00 per hour. The total requested FY 2019 spending authority is \$103,200.00, which is comprised of \$101,200.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

17. Requesting Agency: Mississippi Division of Medicaid

Supplier: Nick Maisel

Contract #: 98811

Term: 07/01/2016 – 06/30/2019

Total Value: \$309,600.00

Renewal
\$103,200.00

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Mr. Maisel is a contract worker. He develops and delivers Provider Incentive Payment, Meaningful Use, and Electronic Health Record technology training across a diverse group of users both one-on-one and in a classroom setting. He also performs various duties to ensure appropriate incentive payments and reduce fraud. He is paid \$55.00 per hour. The total requested FY 2019 spending authority is \$103,200.00, which is comprised of \$101,200.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

18. Requesting Agency: Mississippi Division of Medicaid

Supplier: Melvin Jenkins

Contract #: 98798

Term: 07/01/2016 – 06/30/2019

Total Value: \$254,400.00

Renewal
\$84,800.00

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Mr. Jenkins is a contract worker. He monitors database and application backups and designs, installs, creates, and maintains databases. He is paid \$45.00 per hour. The total requested FY 2019 spending authority is \$84,800.00, which is comprised of \$82,800.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

19. Requesting Agency: Mississippi Division of Medicaid

Supplier: Pam Woods

Contract #: 98806

Term: 07/01/2016 – 06/30/2019

Total Value: \$248,400.00

Renewal
\$82,800.00

Summary of Request: Amendment Three has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Three updates the Period of Performance, Cost for Services, and Priority clauses. All other terms and conditions of the original contract remain the same. Ms. Woods is a contract worker. She assists DOM staff with technical research and provides technical guidance in the implementation of a document storage and retrieval system to be housed by DOM. She is paid \$45.00 per hour. The total requested FY 2019 spending authority is \$82,800.00, which is comprised of \$80,800.00 for personal services and \$2,000.00 for travel reimbursement. The contract worker was originally selected through an RFQ.

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

20. Requesting Agency: Office of the State Treasurer

Supplier: Morgan Stanley Smith Barney, LLC (Graystone Consulting)

Contract #: 88765/8200008532

Term: 07/1/2014 - 06/30/2019

Total Value: \$400,000.00

Renewal
\$80,000.00

Summary of Request: Modification Two has been submitted to renew the contract for one year. This is the last of two optional one-year renewals as allowed by the original contract. Modification Two updates the Period of Performance, Procurement Regulations, Authority to Contract, Independent Contractor Status, Anti-Assignment/Subcontractor, Agreement, Notices, E-Verification, Transparency, Representation Regarding Gratuities, Stop Work Order, E-Payment, Termination for Default, and Price Adjustment clauses and adds the Approval and Priority clauses. All other terms and conditions of the original contract remain the same. Modification One, which was statutorily approved in June 2017, exercised the first of two optional one-year renewals allowed by the original contract, increased the amount of the contract by \$80,000.00, and added the Applicable Law, Termination Upon Bankruptcy, and Trade Secrets, Commercial and Financial Information clauses. The contractor serves as the investment manager for the Mississippi Prepaid Affordable College Tuition Program, which is part of the Mississippi College Savings Plan. The contractor was originally selected through an RFP. Proof of the regulatory board's approval (Board of Directors for the College Savings Plans of Mississippi) must be received from the agency prior to processing the contract renewal. This Board meets on June 19, 2018.

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

21. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Steven Schepens Medical, LLC

Contract #: 8200025260

Term: 07/01/2016-6/30/2019

Total Value: \$234,000.00

Renewal (N)
\$78,000.00

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract.

Amendment Two updates the E-Payment, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Notices, and E-Verification clauses and adds the Approval clause. All other terms and conditions of the original contract remain the same. The contractor provides medical care services for the SMRC main campus and four satellite programs. The contractor was selected through an RFQ process with four respondents. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. The original contract was statutorily approved in June 2016. Amendment One, which was statutorily approved June 2017, increased the amount of the contract by \$82,800.00 and exercised the first of four optional one-year renewals allowed by the original contract.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of exception and approval of the contract renewal as requested.

22. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Dimitriades Management, LLC

Contract #: 8200025249

Term: 07/01/2016 - 06/30/2019

Renewal (N)

Total Value: \$112,500.00

\$37,500.00

Summary of Request: Modification Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Modification Two adds the Approval clause and updates the Contract Term, Consideration, Insurance, Entire Agreement, Applicable Law, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, E-Payment, Paymode, Termination for Convenience, Termination for Default, Termination Upon Bankruptcy, Record Retention and Access to Records, and E-Verification clauses. All other terms and conditions of the original contract remain the same. The contractor provides medical care services for the SMRC main campus and four satellite programs. The contractor was originally selected through an RFQ with four respondents and resulted in the award of four contracts. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. This is the first time this contract has been presented to the PPRB because the previous value did not exceed \$75,000.00 cumulatively and did not require PPRB approval.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of exception and approval of the contract renewal as requested.

23. Requesting Agency: DMH-East Mississippi State Hospital

Supplier: Rush Foundation Hospital

Contract #: 8200037399

Term: 02/10/2018 – 06/30/2019

Total Value: \$150,000.00

Renewal (N)

\$75,000.00

Summary of Request: Amendment One has been submitted to renew the contract for one year. This is the first of four optional one-year renewals allowed by the original contract. Amendment One adds the Priority clause and updates the Approval, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, and E-Payment clauses. All other terms and conditions of the original contract remain the same. The contractor provides licensed independent clinical laboratory services. The contractor was originally selected through an RFP with one respondent. As this RFP was issued on December 18, 2017, the procurement must comply with PSCRB Rules and Regulations (effective 7/1/2016), while the contract must comply with OPSCR Rules and Regulations. The agency requests an exception to Section 3-202.06.3 of the PSCRB Rules and Regulations as a result of the date fixed for receiving proposals was on a Monday. OPSCR staff does not have concerns regarding the competitiveness of this procurement. This is the first time this contract has been presented to the PPRB because the previous value did not exceed \$75,000.00 and did not require PPRB approval.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-202.06.4 of the OPSCR Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the exception request and approval of the contract renewal as requested.

24. Requesting Agency: DMH-South Mississippi Regional Center

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

Contract #: 8200026729

Term: 03/1/2017- 06/30/2019

Total Value: \$131,760.00

Renewal

\$56,160.00

Summary of Request: Amendment Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Amendment Two updates the Contract Term, Consideration, Applicable Law, Price Adjustment, E-Payment, Representation Regarding Gratuities, Procurement Regulations, Stop Work Order, Notices, E-Verification, Termination for Convenience, Termination for Default, Termination Upon Bankruptcy, and Entire Agreement clauses and adds the Approval clause. All other terms and conditions of the original contract remain the same. The contractor provides day sitter services for clients with intellectual and developmental disabilities at the Robert Lott Community Home in Poplarville, MS. The contractor was selected through an RFQ with two respondents. Amendment One, which was statutorily approved in June 2017, increased the amount of the contract by \$56,160.00 and exercised the first of four optional one-year renewals allowed by the original 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 staff recommends approval of the contract renewal as requested.

25. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Dr. Robert Culpepper

Contract #: 8200025252

Term: 07/01/2016 – 06/30/2019

Total Value: \$144,000.00

**Renewal
\$48,000.00**

Summary of Request: Renewal Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Renewal Two adds the Approval clause and updates the Contract Term, Consideration, Representation Regarding Gratuities, Applicable Law, Stop Work Order, E-Payment, E-Verification, and Entire Agreement clauses. All other terms and conditions of the original contract remain the same. The contractor provides psychiatric services to individuals with intellectual and developmental disabilities at the agency's Long Beach Campus and four satellite community programs. The contractor was originally selected through a RFQ with two respondents and resulted in the award of two contracts. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. The original contract was system approved as the previous value did not exceed \$75,000.00 cumulatively and did not require approval. Renewal One, which was statutorily approved June 2017, increased the amount of the contract by \$48,000.00 and exercised the first of four optional one-year renewals allowed by the original contract. Proof of the vendor's updated required professional liability insurance certification must be received from the agency prior to processing the contract renewal.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the exception and approval of the contract renewal as requested contingent upon the agency providing the required vendor's professional liability insurance certification.

26. Requesting Agency: DMH-South Mississippi Regional Center

Supplier: Dr. Bryan Vyverberg

Contract #: 8200029602

Term: 07/01/2016 – 06/30/2019

Total Value: \$144,000.00

**Renewal
\$48,000.00**

Summary of Request: Renewal Two has been submitted to renew the contract for one year. This is the second of four optional one-year renewals allowed by the original contract. Renewal Two adds the Approval clause and updates the Contract Term, Consideration, Representation Regarding Gratuities, Applicable Law, Stop Work Order, E-Payment, E-Verification, and Entire Agreement clauses. All other terms and conditions of the original contract remain the same. The contractor provides psychiatric services to individuals with intellectual and developmental disabilities at the agency's Long Beach Campus and four satellite community programs. The contractor was originally selected through a RFQ. As this RFQ was issued on April 1, 2016, the procurement must comply with PSCRB Rules and Regulations while the resulting contract must comply with PPRB OPSCR Rules and Regulations. The agency requests an exception to Section 3-204.02(e) of the PSCRB Rules and Regulations for failure to identify the type of

contract to be used within the RFQ. OPSCR staff does not have concerns regarding the competitiveness of this procurement. The original contract was system approved as the previous value did not exceed \$75,000.00 cumulatively and did not require approval. Renewal One, which was statutorily approved June 2017, increased the amount of the contract by \$48,000.00 and exercised the first of four optional one-year renewals allowed by the original contract. Proof of the vendor's updated required professional liability insurance certification must be received from the agency prior to processing the contract renewal.

Staff Recommendation: This request has been reviewed for compliance by OPSCR staff and upon granting the exception to Section 3-204.02(e) of the PSCRB Rules and Regulations, will comply with PSCRB and OPSCR Rules and Regulations and all legal requirements. OPSCR recommends granting of the exception and approval of the contract renewal as requested contingent upon the agency providing the required vendor's professional liability insurance certification.

27. Requesting Agency: Mississippi Department of Corrections

Supplier: CorVel Enterprise Corp., Inc.

Contract #: 8200038032

Term: 07/01/2018 - 06/30/2021

Modification

Total Value: \$1,909,767.00

\$0.00

Summary of Request: Amendment One has been submitted to incorporate the vendor's license agreement into the contract and assign document priority by updating the Entire Agreement clause. This modification will grant MDOC access to the vendor's RMIS claims processing system. All other terms and conditions of the original contract remain the same. The contractor serves as the MDOC third party administrator for the agency's self-insured workers' compensation program, which includes handling claim administration, risk management, loss control, managed care, reporting requirements, and all other administration for the program. The contractor was originally selected through an RFP.

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

IV. Adjournment