

State of Maine Waiver of Competitive Bidding Request Form

DHHS/DCM Contract Administrator:	Nancy Tan/Elizabeth Heath	Office/Division/Program of Contract Administrator:	DHHS/SAMHS/Chet Barnes
Est. Contract Amount:	Service Group: \$ 2,836,666.00	Contract or RQS Number:	Multiple
		Purchasing Maine ID:	
		DHHS Agreement Number:	Multiple
Proposed Start Date:	2/1/2019	Proposed End Date:	12/31/2020
Vendor/Provider Name, City, State	Multiple		
Short Description of Good or Service:	PATH (Projects for Assistance in Transition from Homelessness)		
Please note, for transparency purposes, Waivers of Competitive Bidding will be publicly posted. Public postings are placed on the Division of Procurement Services website for a period of seven consecutive calendar days.		To be completed by the Division of Procurement Services Posting dates on Division of <i>Procurement Services</i> website: From: 4/1/2019 To: 4/7/2019	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0420190398	
1. Statutory Justification			
State of Maine statute (5 M.R.S. §1825-B(2)) allows waivers of competitive bidding only for the specific reasons listed below. Please mark the appropriate box (X) next to the justification which applies to this specific request.			
<input type="checkbox"/>	A. The procurement of goods or services by the State for county commissioners pursuant to Title 30-A, section 124, involves the expenditure of \$2,500 or less, and the interests of the State would best be served;		
<input type="checkbox"/>	B. The Director of the Bureau of General Services is authorized by the Governor, or the Governor's designee, to make purchases without competitive bidding because, in the opinion of the Governor or the Governor's designee, an emergency exists that requires the immediate procurement of goods or services;		
	<i>If citing the above justification for this Waiver of Competitive Bidding request, please have the requesting Department's Commissioner or Chief Executive (as the Governor's "designee") sign and date on the right.</i>	<i>By signing below, I signify as the Governor's designee there is an emergency that necessitates this non-competitive procurement.</i> Signature: Printed Name: _____ Date: _____	
<input checked="" type="checkbox"/>	C. After reasonable investigation by the Director of the Bureau of General Services, it appears that any required unit or item of supply, or brand of that unit or item, is procurable by the State from only one source;		
<input type="checkbox"/>	D. It appears to be in the best interest of the State to negotiate for the procurement of petroleum products;		
<input type="checkbox"/>	E. The purchase is part of a cooperative project between the State and the University of Maine System, the Maine Community College System, the Maine Maritime Academy, or a private, nonprofit, regionally accredited institution of higher education with a main campus in this State involving: (1) An activity assisting a state agency and enhancing the ability of the university system, community college system, Maine Maritime Academy, or a private, nonprofit, regionally accredited institution of higher education with a main campus in this State to fulfill its mission of teaching, research, and public service; (2) A sharing of project responsibilities and, when appropriate, costs;		
	<i>If citing the above justification for this sole source request, please note that the specific approval of the Governor's Office is required, in accordance with Executive Order 26 FY 11/12, "An Order to Enhance Competitive Bidding". The approval must be documented on DAFS/BGS/Division of Procurement Services "GOVCOOP" form, found here: http://www.maine.gov/purchases/info/forms/govcoop.doc.</i>		
<input type="checkbox"/>	F. The procurement of goods or services involves expenditures of \$10,000 or less, in which case the Director of the Bureau of General Services may accept oral proposals or bids;		
<input type="checkbox"/>	G. The procurement of goods or services involves expenditures of \$10,000 or less, and procurement from a single source is the most economical, effective and appropriate means of fulfilling a demonstrated need.		
	If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:		

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Please note that the following four points below (#2 through 5) all require a response.

2. Description of Specific Need

Please identify, and fully describe, the specific problem, requirement, or need the resulting non-competitive contract would address and which makes the goods or services necessary. Explain how the requesting Department determined that the goods or services are critical and/or essential to agency responsibilities or operations.

The purpose of this Agreement is to provide Projects for Assistance in Transition from Homelessness (PATH) program is to reduce or eliminate homelessness for individuals with serious mental illnesses (SMI) or co-occurring SMI and Substance Use Disorders, who experience literal homelessness. The service is critical for the most vulnerable citizens of Maine and directly relates to the Department's mission. The Provider shall perform Outreach, Engagement, and Enrollment services for the eligible population and perform screening, diagnostic, and assessment services to determine eligibility for Mainstream Resources through the use of employed PATH Personnel.

3. Availability of other Public Resources

Please explain how the requesting Department concluded that sufficient staffing, resources, or expertise is not available within the State of Maine's government, or other governmental entities (local, other state, or federal agencies) external to the requesting Department, which would be able to address the identified need more efficiently and effectively than the identified vendor.

The department does not have the resources to provide these services.

4. Cost

Since a waiver of competitive bidding is being requested for this procurement, please explain how the requesting Department concluded the negotiated costs, fees, or rates are **fair and reasonable**.

The Department considers the costs for these services as fair and reasonable. They are consistent with the reviewed budgets of the previous PATH agreements as well as the regions that were being served.

5. Future Competition

Please describe potential opportunities which may be available to foster competition for these goods or services in the future.

As approved by the SPRC, these services will be competitively bid through an RFP for a contract start date of 1/1/23.

Please note that only one of the two points below ("Uniqueness" or "Timeframe") requires a response. Requesting Departments are not required to respond to both points.

State of Maine Waiver of Competitive Bidding Request Form

6. Uniqueness

Please explain if the goods or services required are unique to a specific vendor. Describe the unique qualifications, abilities, and/or expertise of the vendor and how those particular unique factors address the specific need identified above. If the vendor has unique equipment, facilities, or proprietary data, also explain the necessity of these particular unique assets.

Through RFP 201810197 for PATH Services, these were the only three providers that submitted a letter of intent to bid. Each was for a specific region: The Opportunity Alliance for Region 1, Kennebec Behavioral Health for Region 2, and Community Health and Counseling Services for Region 3. When the Department cancelled the RFP, the Department was granted permission to engage in contracts with each provider for the region for which they submitted their intent.

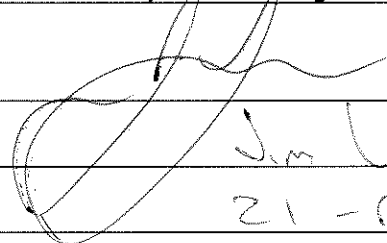
7. Timeframe (Complete only if B. is the Statutory Justification marked on Page 1)

Please explain if time is of the essence and an emergency exists which requires the immediate procurement of goods or services. Describe the nature of this emergency, provide the date by which the goods or services must be delivered, and explain how that date was determined and its significance (i.e. impact if delayed beyond this date). Also, provide information as to how it was determined this vendor is the best option to address this time-sensitive procurement.

Signature of requesting Department's Commissioner or Chief Executive (or designee within the Commissioner's Office):

By signing below, I signify that my Department requests, and I approve of, this Waiver of Competitive Bidding.

Printed Name:



Jim Lepotocky

Date:

21 - Mar - 19

State of Maine Waiver of Competitive Bidding Request Form

Office: Substance Abuse and Mental Health Services

Service Group: Projects for Assistance in Transition from Homelessness (PATH)

No. of Vendors: 3

Vendor	CT	Agreement Number	Start Date	End Date	Total Agreement Amount
Community Health & Counseling Services	CT 10A 20190220000000002411	MH4-19-1015	2/1/2019	12/31/2020	\$ 920,000.00
Kennebec Behavioral Health dba					
Kennebec Valley Mental Health Center	CT 10A 20190214000000002387	MH4-19-1013	2/1/2019	12/31/2020	\$ 1,121,250.00
The Opportunity Alliance	CT 10A 20190220000000002407	MH4-19-1014	2/1/2019	12/31/2020	\$ 795,416.00
					\$ 2,836,666.00