



PROCUREMENT JUSTIFICATION FORM (PJF)

This form must accompany all contract requests and sole source requisitions (RQS) over \$5,000 submitted to the Division of Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below. All responses (except signatures) must be typed; no hand-written forms will be accepted. See the guidance document posted with this form on the Division of Procurement Services intranet site (Forms page) for additional instructions.

PART I: OVERVIEW
Table with 4 columns and 10 rows containing contract details such as Department Office/Division/Program, Amount (\$40,400), Proposed Start Date (4/5/2024), and Vendor/Provider/Grantee Name (Lakes Environmental Association).

PART II: JUSTIFICATION FOR VENDOR SELECTION

Check the box below for the justification(s) that applies to this request. (Check all that apply.)
Table with 4 columns and 7 rows listing justification options: A. Competitive Process, B. Amendment, C. Single Source/Unique Vendor (checked), D. Proprietary/Copyright/Patents, E. Emergency, F. University Cooperative Project, G. Grant, H. State Statute/Agency Directed, I. Federal Agency Directed, J. Willing and Qualified, K. Client Choice, L. Other Authorization.

Please respond to ALL of the questions in the following sections.

PART III: SUPPLEMENTAL INFORMATION

1. Provide a more detailed description and explain the need for the goods, services or grant to supplement the response in Part I.

Lake associations in Maine run boat inspection and plant removal programs to prevent spread of invasive aquatic plants and limit habitat and recreational impacts of invasive aquatic plants. The DEP is charged with developing programs to prevent, detect and manage invasive aquatic plants (38MRS §410-N and §1862, among other sections).

The DEP provides grants directly to lake associations conducting boat inspection and plant removal programs but support for the lake association programs cannot be fully met by DEP staff. This agreement provides the needed support for prevention and plant removal programs including training inspectors, arranging for boat inspections at infested lakes, reviewing grant reports and providing statewide technical assistance and training to further prevention efforts.

These services are essential for protecting the native habitat of Maine's inland waterbodies, maintaining the high quality of recreational use of Maine's lakes and ponds, reducing costs associated with managing infestations and preventing reductions in property values associated with invasive aquatic plant infestations.

2. Provide a brief justification for the selected vendor to supplement the response in Part II. Reference the RFP number, if applicable.

Lakes Environmental Association (LEA) has an extensive base of volunteers in lake associations and towns who have been active in invasive species prevention and control efforts since 2001. Communication and information exchange with this volunteer base is critical to an effective program. LEA has extensive experience combining state funds with local fundraising and volunteer efforts in watershed protection projects, lake water quality monitoring, and habitat protection. LEA has a proven track record of a close working relationship with other statewide and regional lake groups, including towns and agencies, and a principle of maximizing the value-added nature of projects and efficient use of funds.

The Provider is uniquely qualified to provide these services. The track record of LEA in these aspects of the statewide invasive species prevention and control program is rivaled by no other organization in the state.

3. Explain how the negotiated costs or rates are fair and reasonable; or how the funding was allocated to grantee.

The DEP has extensive experience contracting with the Provider. Work done under past contracts was timely, comprehensive and met objectives of contracts. The cost basis in this amendment is on par with previous costs charged by the Provider in the past, which were reasonable. If DEP had staff time to run this program with internal staff, costs would likely be greater than what we're paying with this contract, say nothing of the fact that other program demands would not be accomplished.

PART III: SUPPLEMENTAL INFORMATION

4. Describe the plan for future competition for the goods or services.

Based on our experience with grant and contract administration, competition by other potential contractors will not lead to a better product either economically or with respect to quality of work without significant upfront costs by the contractor and DEP. Considering the public mission of the Provider, its track record of working with agencies and all other entities in the state who are currently involved with the invasive plant species programs, there is no real incentive or need for others to develop competing programs, particularly as there are no profits to be made. The DEP's discussions with entities involved with invasive aquatic plant programs in Maine suggest that there is no interest to compete for these services. The open process of annual program scrutiny by the Governor-appointed Interagency Task Force on Invasive Aquatic Plants and Nuisance Species, DEP, and all cooperators means that DEP is constantly looking for program efficiencies.

PART IV: AMERICAN RESCUE PLAN ACT (ARPA) / MAINE JOBS & RECOVERY PLAN (MJRP)



Does this request utilize ARPA/MJRP funds?

Yes – If Yes, please attach the approved Business Case(s).

No – If No, proceed to Part V.

PART V: APPROVALS

The signatures below indicate approval of this procurement request.

Signature of requesting Department's Commissioner (or designee):			
Typed Name:	Melanie Loyzim, Commissioner	Date:	Mar 29, 2024
Signature of DAFS Procurement Official:	 <small>41C2BA36FAF44CD...</small>		
Typed Name:	kathy Paquette	Date:	4/24/2024