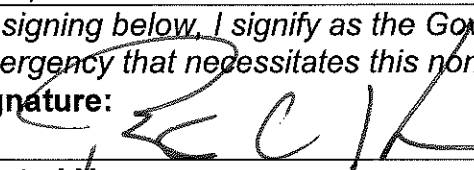


State of Maine Waiver of Competitive Bidding Request Form

Form Instructions: Please provide the requested information in the white boxes below. This form is to precede all contract requests that are not the direct result of a competitive bid process.

Requesting Department's Contract Administrator:	Thomas Gildersleeve Thomas.Gildersleeve@maine.gov 207-592-3274	Office/Division/Program of Contract Administrator:	DMR
Est. Contract Amount:	\$ 10,532.00	Contract or RQS Number:	
Proposed Start Date:	May 28, 2019	Proposed End Date:	August 1, 2019
Vendor/Provider Name, City, State:		Horizon Aircraft Services LLC, 100 Airport Road Hanger 100-6, Old Town, ME 04468 Gordon W. Pease 207-944-6012 horizonacft@aol.com	
Short Description of Good or Service:		Emergency Aircraft Repairs	
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 Procurement Services website: From: <u>5/30/2019</u> To: <u>6/5/2019</u>	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0520190779	
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.			
X	<p>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;</p> <p>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;</p> <p><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></p>		
	<p>By signing below, I signify as the Governor's designee there is an emergency that necessitates this non-competitive procurement.</p> <p>Signature: </p>		
	<p>Printed Name: Patrick Keliher Commissioner, DMR</p>		<p>Date: 5-28-2019</p>

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	<p>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;</p>
	<p>D. It appears to be in the best interest of the State to negotiate for the procurement of petroleum products;</p>
	<p>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:</p> <p>(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;</p> <p>(2) A sharing of project responsibilities and, when appropriate, costs;</p> <p><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></p>
	<p>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;</p>
	<p>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.</p>
	<p>If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:</p>

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 MMP aircraft is 36 years old has two airworthiness issues that were recently discovered by Maine Forest Service mechanics during a 100-hour inspection. The first is a cracked right side outboard gear box bracket where wheels/skis/floats are attached to the aircraft. This is a labor-intensive job to remove and replace the part. The left side outboard gear box bracket is showing considerable wear as well and should be replaced at the same time as the aircraft floor will be removed. The second airworthiness issue is that the pilot seat rails need to be replaced as they have worn beyond the acceptable tolerance and risk not locking in place. The MMP aircraft is a vital operational asset and is presently grounded until these repairs are made.

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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.

Maine Forest Service aircraft mechanics recently performed a 100-hour inspection on the MMP aircraft which takes them a week to complete. They did not anticipate the additional repairs and presently do not have the two weeks available for the necessary repairs as it is the height of fire season and they have their own aircraft which require maintenance at this time.

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**.

Maine Forest Service aircraft mechanics discovered the maintenance issues on the MMP aircraft. They are aware of the timeframe required to make the repairs. They have reviewed the quote provided by Horizon Aircraft Services LLC and concur with the estimate.

5. Future Competition

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

MMP's aircraft is presently 36 years old. This repair should not be necessary again in the next few decades as improvements have been made to the worn-out part that essentially strengthens the original component by replacing the stressed bracket with a much-improved aftermarket product designed and manufacturer specifically for float/ski/wheel "bush" type aircraft.

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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.

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.

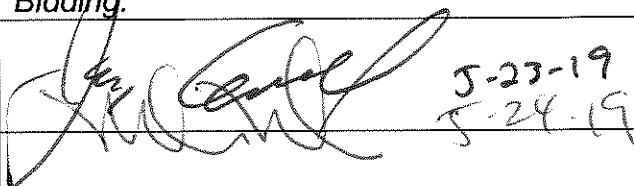
7. Timeframe (Complete only if B. is the Statutory Justification marked on Page 1)

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.

These are aircraft emergency repairs that are required for the MMP aircraft to return to an airworthiness state. The MMP only has one aircraft and it is vital that it return to an operation state of readiness as soon as possible. Presently the aircraft is grounded at the Old Town Airport and cannot be flown. Horizon Aircraft Services LLC is the only maintenance facility at the Old Town Airport capable of doing the work besides the Maine Forest Service mechanics. Horizon Aircraft Services LLC will be able to begin the work immediately and have it completed in 2 weeks. Horizon Aircraft Services LLC provides maintenance service exclusively to the Maine Warden Service’s 4 aircraft and to some degree periodically to the Maine Forest Service aircraft. They specialize in work on Cessna 185 Skywagons. It is not possible to fly the aircraft to another vender at this time due to it being grounded and it’s state of airworthiness.

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: Col. Jay Carroll, Chief
Maine Marine Patrol

Date: May 23, 2019

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HORIZON AIRCRAFT SERVICES LLC
 100 Airport Road, Hangar 100-6 Old Town, MAINE 04468
 PHONE 207-944-6012
 horizonact@aol.com

ESTIMATE

Date: 05-07-19

STEVE INGRAM
 DEPARTMENT OF MARINE RESOURCES
 21 STATE HOUSE
 AUGUSTA, MAINE 04333
 207-561-4600
STEVE.INGRAM@MAINE.GOV

Repairs Estimate N714JQ A185F S/N 18504399

QUANTITY	DESCRIPTION	LABOR	EACH	PARTS
2	Repairs to right and left outboard gear box			
2	Remove and replace pilots side seat rails			
1	Remove and replace pilots side seat rollers			
	INCLUDES			
8 HRS	Float removal, Landing gear installation	\$600.00		
12 HRS	Landing gear removal, float installation	\$900.00		
52 hrs	Remove and replace Left & right angle stiffeners	\$3,900.00	2 ea 753.00	\$1,506.00
1 hr	Pilots seat rail rollers	\$75.00		\$186.00
3 hrs	Pilots seat rail outboard	\$225.00		\$351.00
3 hrs	Pilots seat rail inboard	\$225.00		\$319.00
79 HRS	Total labor	\$5,925.00		
1	Misc supplies			\$50.00
1	Attaching hardware			\$135.00
1	shipping and handling (ground only)			\$150.00
2	Outboard gear box (P Ponk)		\$955.00	\$1,910.00
	STATE OF MAINE VENDOR CODE			
	VS0000018947			
	THIS ESTIMATE IS GOOD FOR 30 DAYS		LABOR	\$5,925.00
			TOTAL	\$10,532.00