

State of Maine Waiver of Competitive Bidding Request Form

DHHS/DCM Contract Administrator:	Chris Molies/Ryan Roberts	Office/Division/Program of Contract Administrator:	CDC/IDE Sara Robinson
Est. Contract Amount:	Amend \$100,000.00 New Total \$400,000	Contract or RQS Number:	CT-10A-20180410*3054
		Purchasing Maine ID:	
		DHHS Agreement Number:	CD0-19-5170C
Proposed Start Date:	7/1/2018	Proposed End Date:	7/31/2020
Vendor/Provider Name, City, State	Maine Health dba Maine Medical Center Portland, Maine		
Short Description of Good or Service:	Environmental Vector Surveillance		
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.		<i>To be completed by the Division of Procurement Services</i> Posting dates on Division of <i>Procurement Services</i> website: From: <u>6/27/2019</u> To: <u>7/3/2019</u>	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0620191092	
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.			
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;		
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:
x	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;		
	D. It appears to be in the best interest of the State to negotiate for the procurement of petroleum products;		
	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>		
	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;		
	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.		

State of Maine Waiver of Competitive Bidding Request Form

If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:

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.

Maine CDC's Division of Infectious Disease is directed to monitor and control infectious disease in the State, as defined in 22 MRSA Chp 250. Lyme disease is the third most commonly reported infectious disease in Maine, and anaplasmosis and babesiosis cases are on the rise as well. These three illnesses plus other tickborne illnesses are a huge public health burden on the state. Maine is endemic for the *Ixodes scapularis* tick which can carry up to five distinct pathogens in Maine, and we are at risk for the introduction of new pathogenic tick species including the Lonestar tick and the Longicornus tick.

This amendment will allow the Department to better address the increasing public health threat and to know where the ticks are located in the state and at what density, and to have a better idea of the infectivity rate of these ticks. Environmental surveillance is needed to provide this information.

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 CDC does not have sufficient internal expertise to complete tick surveillance. Surveillance requires a huge time commitment as well as has additional equipment costs. Tick surveillance also requires an experienced entomologist to identify ticks to gender and species. Maine CDC does not have an entomologist on staff.

Other governmental resources are not available to meet these needs. Although a few other state agencies may have some capacity, they do not have the time and experience to complete tick surveillance in a comprehensive, timely manner.

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**.

Proposed costs are similar to mosquito surveillance which the state already sponsors with the vendor. Funds for tick surveillance are available through federal grant carry-over requests. These funds expire on July 31, 2019. There are no other vendors or state personnel who can complete the work in this very limited time frame.

5. Future Competition

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

If additional funding is available in the future for tick surveillance, the Department will RFP the services.

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.

Maine Medical Center Research Institute's Vectorborne Disease Laboratory already has the existing staff, equipment, training, and partnerships that will allow them to complete these objectives. These funds expire on July 31, 2019 and there are no other vendors or state personnel who can complete the work in this very limited time frame.

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.

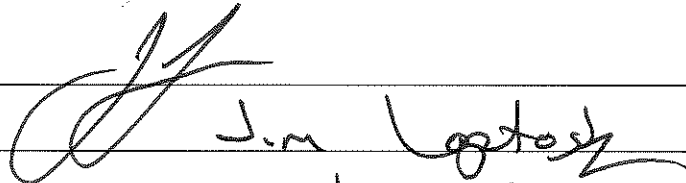
N/A

**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:

Date:


Jim Lapostol
20-02-19