

## State of Maine Procurement Justification Form

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 website (Forms page) for additional instructions.

### PART I: OVERVIEW

Department Office/Division/Program:		DAFS/Bureau of General Services			
Department Contract Administrator or Grant Coordinator:		Elaine Clark			
(If applicable) Department Reference #:					
Amount: (Contract/Amendment/Grant)		\$263,975.67	Advantage CT / RQS #:		CT 18F 20171103*1579
CONTRACT	Proposed Start Date:	07/01/2021	Proposed End Date:	6/30/2022	
AMENDMENT	Original Start Date:	10/25/2017	Effective Date:	07/01/2021	
	Previous End Date:	06/30/2021	New End Date:	06/30/2022	
GRANT	Project Start Date:		Grant Start Date:		
	Project End Date:		Grant End Date:		
Vendor/Provider/Grantee Name, City, State:		Town of East Millinocket, ME			
Brief Description of Goods/Services/Grant:		Professional Services (Municipal Wastewater treatment plant engineering/operations/construction/demolition).			

### PART II: JUSTIFICATION FOR VENDOR SELECTION

Mark an "X" before the justification(s) that applies to this request. (Check all that apply.)

	A. Competitive Process		G. Grant
x	B. Amendment		H. State Statute/Agency Directed
x	C. Single Source/Unique Vendor		I. Federal Agency Directed
	D. Proprietary/Copyright/Patents		J. Willing and Qualified
	E. Emergency		K. Client Choice
	F. University Cooperative Project		L. Other Authorization

### PART III: SUPPLEMENTAL INFORMATION

Please respond to ALL of the following:

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

State of Maine acquired the Dolby Landfill in East Millinocket from Katahdin Paper Company, pursuant to Resolve 2011, Ch90. On September 2011, State and Great Northern Paper (formerly Katahdin Paper) finalize a leachate treatment agreement whereby GNP agrees to treat leachate generated by the Dolby Landfill and conveyed by pipeline to the East Millinocket paper mill wastewater treatment plant. The East Mill treatment plant also provides secondary treatment for the Town of East Millinocket sanitary wastewaters. GNP files Ch 11 bankruptcy in 2014, and all equipment building assets at the East Mill were purchased at auction December 2014, excluding the wastewater treatment plant. The Bankruptcy

# State of Maine Procurement Justification Form

## PART III: SUPPLEMENTAL INFORMATION

Trustee retained control of the wastewater treatment plant pending transfer and/or ownership to the Town or State. The Town acquired deed to the treatment plant assets from the Trustee in June 2015 and has received all required wastewater discharge licenses from the Maine DEP to operate the facility. The Town and State have entered into an MOU, whereby the Town and State agree to cost share all operations and maintenance expenses for treatment of municipal sanitary wastes and landfill leachate pursuant to terms and conditions of the Maine DEP wastewater discharge license. The MOU and cost share agreements include construction of a new municipal wastewater treatment plant. The Town will reserve treatment capacity for all leachate generated at the Dolby Landfill at the newly constructed wastewater treatment plant. The Town completed construction of a new wastewater treatment plant in Fall 2018, which provides ongoing treatment of leachate generated by the state-owned Dolby Landfill.

**2. Provide a brief justification for the selected vendor to supplement the response in Part II.**

The State does not have certified wastewater treatment plant operators that can be located to East Millinocket to provide daily treatment plant operations. The Town owns/operates the municipal wastewater treatment plant, which provides ongoing treatment of leachate from the state-owned Dolby Landfill. Leachate is conveyed to the town's wastewater treatment plant via subsurface pipeline owned and operated by the State. The Town has also retained Wright Peirce Engineering, Topsham, Maine for technical/engineering support at the new town wastewater treatment plant

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

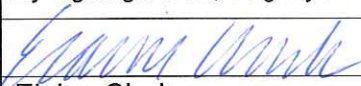
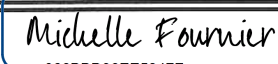
The Town of East Millinocket and Wright Pierce Engineers have developed a cost-share budget for O/M expenses at the Town's wastewater treatment plant to treat leachate generated at the state-owned Dolby Landfill. State cost share expenses are based upon current leachate generation volumes. The State anticipates additional MGFA Bond funding in current biennial budget to complete closure capping at the Dolby Landfill beginning FY2022. Additional landfill capping is projected to reduce future volumes of landfill leachate that will need to be conveyed to the Town's treatment plant. The State anticipates that future expenses for leachate treatment will be reduced as leachate volumes are diminished.

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

This is a unique scenario, resulting from the Great Northern Paper Company bankruptcy filing and Asset Purchase Sale on December 4, 2014. The Town of East Millinocket owns/operates the wastewater treatment plant and has reserved treatment capacity at the plant for ongoing treatment of leachate generated from the state-owned Dolby Landfill in East Millinocket.

Wastewater treatment rates are currently under review by the state and will be discussed with the town in FY22.

## PART IV: APPROVALS

<b>Signature of requesting Department's Commissioner (or designee):</b>	<i>By signing below, I signify that I approve of this procurement request.</i>		
			<i>5.26.21</i>
<b>Printed Name:</b>	Elaine Clark	<b>Date:</b>	
	<small>DocuSigned by:</small>		
<b>Signature of DAFS Procurement Official:</b>			
	<small>066BBD96EE5347F...</small>		
<b>Printed Name:</b>	Michelle Fournier	<b>Date:</b>	6/10/2021