


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:	Russell Gauvin	Office/Division/Program of Contract Administrator:	Bureau of Capitol Police
Est. Contract Amount:	\$ 6,358.75	Contract or RQS Number:	RQS 16A 20190708*016
Proposed Start Date:	7/1/2019	Proposed End Date:	6/30/2020
Vendor/Provider Name, City, State:	Tritech Software Systems, 1000 Business Center Drive, Lake Mary, FL 32746		
Short Description of Good or Service:	Police Records Management Software		
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.	<p style="text-align: center;">To be completed by the Division of Procurement Services</p> <p>Posting dates on Division of Procurement Services website: From: <u>7/24/19</u> To: <u>7/30/19</u></p>		
Notice of Intent to Waive Competitive Bidding Number:	NOI# 0720191264		
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;		
<input checked="" type="checkbox"/>	<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><i>By signing below, I signify as the Governor's designee there is an emergency that necessitates this non-competitive procurement.</i></p> <p>Signature: </p> <p>Printed Name: Michael J. Sauschuck</p> <p>Date: 7-09-19</p>	
<input 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;		

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	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.	
	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.

This is the purchase of an annual contract (\$6,358.75) for software maintenance for a police records management software package from Trittech Software Systems. The Trittech Software Systems software is a "multi-agency" product that is hosted on a City of Augusta server. In addition to managing Capitol Police's police records, use of this software enables the managing and sharing of critical law enforcement information with our partner agencies. Since the City of Augusta and over 60 other Maine Law Enforcement agencies use Trittech Software Systems software, this is the most economical, effective, and appropriate means of fulfilling the Bureau's records management needs.

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.

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Comparisons to other products on the market were conducted when we first purchased this software 10 years ago. This was the best and most cost-effective product for our needs. This product was and is already in use by over 60 L.E. agencies in Maine. The shared use and hosting by our closest L.E. partner, Augusta Police, are both efficient and economical. This product is not available within State government.

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**.

Comparisons were done before the initial software purchase 10 years ago. This product is unique and the cost is a continuation of existing service. Changing to a different vendor/product would entail considerable cost and require significant resources to convert. Ultimately, another product would cost more and not enable us to interact and share critical information with our law enforcement partners who use the Trittech Software Systems product and share costs with us - keeping the cost low.

5. Future Competition

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

The various agencies that use and share the Trittech Software Systems software do monitor the competition and could, if it became cost effective, convert as a group to a new vendor or product.

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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.

This is proprietary software that manages and shares law enforcement information. This includes police records, police dispatch, criminal investigation, evidence and property information. This software retains and makes this information available to Bureau employees on our desk top computers and via mobile data terminals in Bureau police cruisers. This software is part of a multiagency package that save resources while also allowing the sharing or critical law enforcement information between various law enforcement partners.

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):	<i>By signing below, I signify that my Department requests, and I approve of, this Waiver of Competitive Bidding.</i>
	
Printed Name:	Michael J. Sauschuck
Date:	7-09-19