

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:	Department of Marine Resources, Bureau of Marine Science		
Department Contract Administrator or Grant Coordinator:	Amber Lisi		
(If applicable) Department Reference #:			
Amount: (Contract/Amendment/Grant)	\$ 10,822.50	Advantage CT / RQS #:	13A 20190926000000001036
CONTRACT	Proposed Start Date:		Proposed End Date:
AMENDMENT	Original Start Date:	November 1, 2019	Effective Date:
	Previous End Date:	October 30, 2021	New End Date: October 30, 2022
GRANT	Project Start Date:		Grant Start Date:
	Project End Date:		Grant End Date:
Vendor/Provider/Grantee Name, City, State:	Scott Murphy, Dennysville, Maine		
Brief Description of Goods/Services/Grant:	Services of the Captain, crew, and vessel for a series of scallop dredge surveys throughout Cobscook Bay.		

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.
<p>Vessel services are being secured in support of sea scallop surveys of Cobscook Bay. The purpose of the project is to assess the status of the scallop resource before and during the fishing season, which starts December 1, 2021. Estimates of abundance, size frequency distributions, and recruitment patterns of the stock will be determined. The information obtained by this project is needed to manage the commercial harvest of the Maine scallop resource.</p>

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The first portion of these services must be performed before November 16, 2020 to meet the biological needs of the scallop survey.

The Provider is to procure and obtain Protection and Indemnity Insurance and provide the DMR with a Certificate of Insurance demonstrating this coverage. The provider shall acquire and provide proof of a USCG Commercial F/V Safety Examination ("Commercial Fishing Vessel Inspection Decal"). The Provider will provide services of himself, his vessel, and crew for the 2021-2022 in-state scallop surveys of Cobscook Bay. The crew will operate the vessel and fishing gear, and assist with sorting, weighing, and measuring the catch. The provider will participate in industry outreach, assist in employing alternative site selection methods where necessary, and arrange vessel docking.

The original RFP #201806112 for Cobscook Bay/St. Croix River scallop survey vessel resulted in no bids. Scott Murphy was awarded the project in a similar contract in 2018-2019 through a BP-54 (13A-2018092700000001157) with four renewal periods that would extend through 2024. The second year and first renewal in 2019 was 2019092600000001036. These proposed services would reflect the third renewal period for that BP-54, though the BP-54 expired and therefore we are submitting this PJF. This PJF is the amendment of contract 2019092600000001036.

Mr. Murphy's vessel is set up and rigged to handle our special research survey drag and he is experienced in the survey. Since ME DMR does not own a fishing vessel of sufficient size nor one that is equipped to execute fishing operations (scallop dragging) using the research gear designed for this project, these services need to be contracted. The contractor has provided these services and has all the equipment needed to perform these services. Furthermore, this research benefits from standardized survey gear and vessel between surveys.

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

Mr. Murphy's vessel is set up and rigged to handle our special research survey drag and he is experienced in the survey. Since ME DMR does not own a fishing vessel of sufficient size or one that is equipped to execute fishing operations (scallop dragging) using the research gear designed for this project, these services need to be contracted. The contractor has previously provided these services and has all the equipment needed to perform these services. Furthermore, scientific practice requires standardized survey gear and vessel between surveys. Having this vessel repeat the survey work provides a better time series for comparing data across years by reducing vessel bias/additional uncertainty in abundance estimates.

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

The contract is based on the rates used in the first year under the aforementioned BP-54 contract (13A-2018092700000001157). The vessel will receive \$1,202.50 a day, for a maximum of 12 total survey days within this contract period. The daily rate will be \$1,252.50 per day when three scientific personnel are aboard. This daily charter rate is a very fair rate for a vessel of that size and capacity.

Since ME DMR does not own a fishing vessel of sufficient size or one that is equipped to execute fishing operations (scallop dragging) using the research gear designed for this project, these services need to be contracted. An RFP (201806112) for Cobscook Bay/St. Croix River scallop survey vessel was posted in July/August of 2018 and was well-publicized among the fishing community. No bids were received. After the posting closed, Mr. Murphy was approached and expressed interest in the project. He was selected due to his scallop fishing experience and vessel capabilities.

Scott Murphy was awarded the project in a similar contract in 2018-2019 through a BP-54 (13A-2018092700000001157) with four renewal periods that would extend through 2024. The second year and first renewal in 2019 was 2019092600000001036. These proposed services would reflect the second renewal period for that BP-54, though the BP-54 expired and therefore we are submitting this PJF. This PJF is the amendment of contract 2019092600000001036.

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

These services can be put out to RFP after the current service contract and associated renewals expire in 2024.

PART IV: APPROVALS

Signature of requesting Department's Commissioner (or designee):	<i>By signing below, I signify that I approve of this procurement request.</i>		
	<i>Carl Wilson</i> <small>Carl Wilson (Oct 5, 2021 09:53 EDT)</small>		
Printed Name:	Carl Wilson	Date:	Oct 5, 2021
	<small>DocuSigned by:</small>		
Signature of DAFS Procurement Official:	<i>Debbie Jacques</i> <small>1DFA565D481F42E...</small>		
Printed Name:	Debbie Jacques	Date:	10/19/2021


SMurphy PJF unsigned 20210930153254064

Final Audit Report

2021-10-05

Created:	2021-10-05
By:	Amy Swan (Amy.Swan@maine.gov)
Status:	Signed
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