

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2017 Legislative Session

Resolution No. CR-64-2017

Proposed by The Chairman (by request – County Executive)

Introduced by Council Member Davis

Co-Sponsors _____

Date of Introduction September 12, 2017

RESOLUTION

1 A RESOLUTION concerning

2 Waiver Approval for Procurement of greater than \$500,000

3 For the purpose of approving the waiver of the participation requirement of at least forty percent
4 (40%) certified County-Based Small Businesses (CBSB) in procurements greater than Five
5 Hundred Thousand (\$500,000) pursuant to Section 10A-161(a)(1) of the Prince George’s County
6 Code (Code).

7 WHEREAS, pursuant to Section 10A-161(a)(1) of the Code, any procurements in which the
8 Prince George's County government secures competitive bids or proposals pursuant to Sections
9 10A-112 and 10A-113 of the Code and that are greater than Five Hundred Thousand Dollars
10 (\$500,000) requires at least forty percent (40%) certified CBSB participation; and

11 WHEREAS, pursuant to Section 10A-161(a)(1) of the Code, the Purchasing Agent must
12 determine if there are insufficient responsible CBSB to completely fulfill the forty percent (40%)
13 certified CBSB participation requirement for a procurement; and

14 WHEREAS, pursuant to Section 10A-161(a)(1) of the Code, the Purchasing Agent may
15 waive the requirement upon approval by Council Resolution and concurrence of the County
16 Executive; and

17 WHEREAS, the Purchasing Agent received requests from Departments for waivers, as
18 described in Attachments A-1, A-2, A-3, A-4, A-5 and A-6 attached hereto and made a part
19 hereof; and

20 WHEREAS, the Purchasing Agent conducted a search to identify responsible CBSB and
21 County-Based Businesses (CBB) that could provide the services or goods which are the subject
22 of a procurement of more than \$500,000; and

1 WHEREAS, the Purchasing Agent conducted a search to identify responsible CBSB and
2 CBB that could provide the services or goods which are the subject of a procurement that is
3 \$500,000 or more, including but limited to searches of the Supplier Development and Diversity
4 Division (SDDD) vendor database; and

5 WHEREAS, the search did not identify sufficient responsible CBSB, including businesses
6 that qualify for automatic CBSB certification pursuant to Section 10A-163(g) of the Code, as
7 evidenced by Attachments A-1, A-2, A-3, A-4, A-5 and A-6; and

8 WHEREAS, each Attachment contains a certification from the Executive Director of the
9 Supplier Development and Diversity Division attesting to the search and results reflecting
10 insufficient responsible CBSB; and

11 WHEREAS, each Attachment contains a certification from the Purchasing Agent that the
12 waiver requests are in compliance with Section 10A-161(a)(1) of the Code; and

13 WHEREAS, the County Executive concurs with the requests for waivers, as described in
14 Attachments A-1, A-2, A-3, A-4, A-5 and A-6; and

15 WHEREAS, the Council further finds that the approval of such waivers necessitating
16 Council action are plainly in the public interest and essential for the seamless continuation of
17 governmental functions.

18 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
19 County, Maryland, in accordance with Section 10A-161(a)(1) of the Prince George's County
20 Code, grants the request to waive the forty percent (40%) certified CBSB requirement for any
21 procurement of \$500,000 or more, described in in Attachments A-1, A-2, A-3, A-4, A-5 and A-6
22 are hereby APPROVED.

23 BE IT FURTHER RESOLVED that this Resolution shall be become effective as of the date
24 of its adoption.

Adopted this 12th day of September , 2017.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Derrick Leon Davis
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

ATTACHMENT A-1

TERM SHEET

Contract: Insurance Brokerage Services

Total Contract Value: \$927,000.00

Performance Term: Initial term of agreement is two (2) years and may be extended for four (4) additional one (1) year periods by mutual agreement of the parties.

Waiver Request: Request waiver of the 40% participation requirement, to exercise the first of four (4) one (1) year options to extend.

Background on Contract: Aon Risk Services, Inc. of Washington D.C. provides two Phases of Service. *Phase I* services are provided to the Risk Fund Committee. Committee members are the County Government, Board of Education, Library System and Community College. *Phase I* services include full-range of risk management services to assist the Office of Finance/Risk Management Section and the Risk Fund Committee in marketing, developing, advising and consulting on all insurance operational matters. Risk consulting services include Actuarial Services, Safety/Loss Control, Claims Audition and OCIP Design. Full brokerage/Consulting Insurance services to assist the County and the Library System. *Phase II* services provide Health & Benefit Consulting and Marketing services as needed and other services, to include the Disruption Study as required by County’s Medical Health Plan Request for Proposal.

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify responsible County-based small businesses that could provide the subject or service forming the basis of this procurement and identified zero responsible County-based small businesses, including businesses that automatically qualify pursuant to Section 10A-163(g), having the required capacity to satisfy the above-referenced procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: August 16, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-161(a)(1) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017

**ATTACHMENT A-2
TERM SHEET**

Contract: Occupational Employee Medical Services

Annual Contract Value: \$650,000

Performance Term: Extension (Non-Competitive)

Waiver Request: Request waiver of the 40% participation requirement to extend contract.

Background on Contract: The County awarded a contract to Concentra Health Services (Contractor) based upon their cost proposal and technical response to Request for Proposal #S09-033 to provide Occupational Employee Medical Services. The Contractor provides all medical examinations and procedures for all applicants and employees. As required, their facility is located in Prince George’s County having flexible operational hours with physicians and licensed healthcare professionals on staff, to perform medical examination and procedures. Public Safety personnel are required to undergo medical examination and follow-up examinations on an as-needed basis. The medical examinations are also required for employees in safety sensitive Department of Transportation positions. Concentra Health Services also provided workplace drug and alcohol tests for random, reasonable suspicion, post-accident and return to duty as required by the County.

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify responsible County-based small businesses that could provide the subject or service forming the basis of this procurement and identified zero responsible County-based small businesses, including businesses that automatically qualify pursuant to Section 10A-163(g), having the required capacity to satisfy the above-referenced procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: August 16, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-161(a)(1) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017

**ATTACHMENT A-3
TERM SHEET**

Solicitation: Inmate Medical Services

Total Contract Value: \$5,600,000

Performance Term: Initial term of the agreement will be three (3) years and may be extended for three (3) additional one (1) year periods by mutual agreement of the parties.

Waiver Request: Request waiver of the 40% participation requirement.

Background on Contract: The County is required to maintain an accredited inmate healthcare program. The Contractor will provide routine medical care and specialty services to the inmate population at the County Correctional Center on a twenty-four (24) hour seven (7) day a week basis.

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify responsible County-based small businesses that could provide the subject or service forming the basis of this procurement and identified zero responsible County-based small businesses, including businesses that automatically qualify pursuant to Section 10A-163(g), having the required capacity to satisfy the above-referenced procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: August 16, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-161(a)(1) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017

**ATTACHMENT A-4
TERM SHEET**

Contract: Bloodborne Pathogens and Infectious Control

Annual Contract Value: \$800,000

Performance Term: Extension (Non-Competitive)

Waiver Request: Request waiver of the 40% participation requirement to extend contract.

Background on Contract: County awarded a contract to Concentra Health Services (Contractor) based upon their cost proposal and technical response to Request for Proposal #S09-039 to provide Bloodborne Pathogens services as required by the Occupational Safety and Health Administration (OSHA) 29 CFR 1910.1030. The Contractor is certified in Bloodborne Pathogens Infectious Control Diseases and provides medical evaluation and treatment to employees who experience an occupational exposure to human blood or other potentially infectious materials. The Contractor provides a Post-exposure notification, is available at all times to respond to infectious and non-infectious exposure issues, follow up 24-hours a day/365 days a year, provides an after hour hotline staffed by their employee(s), treatment plan if needed, and provides vaccinations and skin tests.

Supplier Development and Diversity Division Certification	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify responsible County-based small businesses that could provide the subject or service forming the basis of this procurement and identified zero responsible County-based small businesses, including businesses that automatically qualify pursuant to Section 10A-163(g), having the required capacity to satisfy the above-referenced procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: August 16, 2017

Purchasing Agent Certification	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-161(a)(1) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017

**ATTACHMENT A-5
TERM SHEET**

Contract: Dental Insurance

Annual Contract Value: \$1,032,721

Performance Term: Extension (Non-Competitive)

Waiver Request: Request waiver of the 40% participation requirement.

Background on Contract: Aetna Dental provides two dental plans to County employees, employee dependents and retirees. One plan is a Preferred Provider Organization (PPO) and the other plan is a Dental Maintenance Organization (DPO).

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify responsible County-based small businesses that could provide the subject or service forming the basis of this procurement and identified zero responsible County-based small businesses, including businesses that automatically qualify pursuant to Section 10A-163(g), having the required capacity to satisfy the above-referenced procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: August 16, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-161(a)(1) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017

**ATTACHMENT A-6
TERM SHEET**

Contract: Medical Health Benefits

Annual Dollar Value: \$13,662,599 (Kaiser Permanente) \$3,634,497 (Cigna Healthcare)

Performance Term: Extension (Non-Competitive)

Waiver Request: Request waiver of the 40% participation requirement.

Background on Contract: The medical plans, Health Maintenance Organization and Preferred Provider Organization are administered by Kaiser Permanente (HMO) and Cigna Healthcare (HMO and PPO) to provide comprehensive medical coverage to employees, their dependents and retirees.

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify responsible County-based small businesses that could provide the subject or service forming the basis of this procurement and identified zero responsible County-based small businesses, including businesses that automatically qualify pursuant to Section 10A-163(g), having the required capacity to satisfy the above-referenced procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: August 16, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-161(a)(1) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017