

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

Resolution No CR-71-2017

Proposed by The Chairman (by request – County Executive)

Introduced by Council Member Davis

Co-Sponsors _____

Date of Introduction September 19, 2017

RESOLUTION

1 A RESOLUTION concerning

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

3 For the purpose of approving the waiver of certain requirements for any procurement equal to or
4 less than Five Hundred Thousand Dollars (\$500,000) pursuant to Section 10A-162(c)(3) of the
5 Prince George’s County Code (Code).

6 WHEREAS, pursuant to Section 10A-162(c) of the Code, any procurement, subject to
7 Section 10A-112, 10A-113, or 10A-114 of the Code, that is equal to or less than Five Hundred
8 Thousand (\$500,000) shall be “set-aside” for award to County-Based Small Businesses (CBSB)
9 subject to certain requirements; and

10 WHEREAS, pursuant to Sections 10A-162(c)(1) and 10A-162(c)(2) of the Code, the
11 Purchasing Agent is required to determine if there are at least two (2) responsible CBSB that can
12 sufficiently provide the services or goods for a procurement that is Five Hundred Thousand
13 Dollars (\$500,000) or less; and

14 WHEREAS, pursuant to Sections 10A-162(c)(1) and 10A-162(c)(2) of the Code, if the
15 Purchasing Agent determines that there are not at least two (2) responsible CBSB that can
16 sufficiently provide the services or goods which are the subject of a procurement that is Five
17 Hundred Thousand Dollars (\$500,000) or less, the Purchasing Agent may waive the CBSB
18 procurement requirement as set forth in 10A-162(c)(3) of the Code, upon approval by the
19 Council; and

20 WHEREAS, the Purchasing Agent received requests from certain County agencies for
21 waivers of CBSB procurement requirement as set forth in 10A-162(c)(3) of the Code, and are
22 described in Attachments A-1, A-2 and A-3 of this Resolution; and

1 WHEREAS, Attachments A-1, A-2 and A-3 are attached to this Resolution and made a part
2 hereof; and

3 WHEREAS, the Purchasing Agent conducted a search to identify responsible CBSB and
4 County-Based Businesses (CBB) that could provide the services or goods which are the subject
5 of a procurement that is Five Hundred Thousand Dollars (\$500,000) or less, including but not
6 limited to searches of the Supplier Development and Diversity Division (SDDD) vendor
7 database; and

8 WHEREAS, the search did not identify two (2) responsible CBSB or two (2) responsible
9 CBB; and

10 WHEREAS, the search conducted included searching businesses that qualify for automatic
11 County-based small business certification pursuant to Section 10A-163(g) of the Code, which
12 could provide the services or goods that are the subject of a procurement that is \$500,000 or less
13 at a reasonable price, as described by Attachments A-1, A-2 and A-3; and

14 WHEREAS, each Attachment contains a certification from the Executive Director of the
15 SDDD attesting to the search and results reflecting insufficient responsible CBSB and CBB; and

16 WHEREAS, each Attachment contains a certification from the Purchasing Agent that the
17 waiver requests are in compliance with Section 10A-162(c)(3) of the Prince George's County
18 Code; and

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

22 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
23 County, Maryland, in accordance with Section 10A-162(c)(3) of the Prince George's County
24 Code, grants the requests to waive the CBSB procurement requirement as set forth in the above-
25 mentioned section of the Code and as described in Attachments A-1, A-2 and A-3, are hereby
26 APPROVED.

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

Adopted this 19th 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: Police Interview room cameras and microphones

Total Dollar Value: \$359,820.00 for three-year lease.

Performance Term: Three (3) year managed service agreement - County will own the system at end of term (Non-Competitive Award)

Waiver Request: Request waiver of the procurement that is \$500,000 or less.

Background on Contract: The Police Department leased the system from InterVid for the past 15 years. InterVid owns and maintains the current digital evidence system that captures, records, stores and manages all the audio/video evidence from Police interview rooms. Pursuant to the proposed 3-year managed service agreement, InterVid will convert the existing systems from proprietary to a new non-proprietary high definition IP-based cameras and microphones, including installation of new cable from the new cameras and microphone to existing network switches on the County local area network. The three (3) year managed service agreement will result in the County owning a non-proprietary system that will no longer be limed to a relationship with InterVid.

Supplier Development and Diversity Division Certification	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify two (2) responsible County-based small businesses that can sufficiently provide the services or goods which are the subject of this procurement or, in the absence of such vendors, identify two (2) responsible County-based businesses that can sufficiently provide the services or goods which are the subject of this procurement. My search identified zero responsible County-based small businesses and zero responsible County-based businesses, including businesses that automatically qualify for County-based small business certification pursuant to Section 10A-163(g), that can sufficiently provide the services or goods which are the subject of this procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: September 7, 2017

Purchasing Agent Certification	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-162(c)(3) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: September 7, 2017

**ATTACHMENT A-2
TERM SHEET**

Solicitation: Inmate Commissary Services

Total Dollar Value: \$116,848 commission earned by County in FY 17 from contract

Performance Term: Initial term of the agreement will be two (2) 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 procurement that is \$500,000 or less.

Background on Contract: Solicitation for Inmate Commissary Services and state of the art turnkey kiosk system to include the furnishing of stock, supplies, labor, on-site supervisor, staff, packaging and equipment to satisfactorily fill inmate orders. The contractor staff will deliver and distribute filled orders to the inmate housing units in accordance with the schedule established by the Department of Corrections.

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify two (2) responsible County-based small businesses that can sufficiently provide the services or goods which are the subject of this procurement or, in the absence of such vendors, identify two (2) responsible County-based businesses that can sufficiently provide the services or goods which are the subject of this procurement. My search identified zero responsible County-based small businesses and zero responsible County-based businesses, including businesses that automatically qualify for County-based small business certification pursuant to Section 10A-163(g) that can sufficiently provide the services or goods which are the subject of this procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: September 7, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-162(c) (3) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: September 7, 2017

**ATTACHMENT A-3
TERM SHEET**

Solicitation: Inmate Telephone System

Total Dollar Value: \$333,351 commission earned by County in FY 17 from contract

Performance Term: Initial term of the agreement will be three (3) years and may be extended for two (2) additional one (1) year periods by mutual agreement of the parties.

Waiver Request: Request waiver of the procurement that is \$500,000 or less.

Background on Contract: Solicitation for Inmate Telephone System to include deposit kiosk, and an Adult Learning Center at the Correctional and Work Release Centers. The system will facilitate inmate and detainee calls and provide monitoring capabilities. The solicitation request new technology that will include electronic tables, video visitation, video games, inmate voice mail and email, security features allow blockage of requested numbers, voice recognition, word mining, the recording or phone conversation and other investigative features in accordance with state-of-the market standards.

<u>Supplier Development and Diversity Division Certification</u>	
I, the undersigned, searched the Supplier Development and Diversity Division (“SDDD”) vendor database to identify two (2) responsible County-based small businesses that can sufficiently provide the services or goods which are the subject of this procurement or, in the absence of such vendors, identify two (2) responsible County-based businesses that can sufficiently provide the services or goods which are the subject of this procurement. My search identified zero responsible County-based small businesses and zero responsible County-based businesses, including businesses that automatically qualify for County-based small business certification pursuant to Section 10A-163(g) that can sufficiently provide the services or goods which are the subject of this procurement.	
By: Cydnee Phoenix, Executive Director Supplier Development and Diversity Division	Date: September 7, 2017

<u>Purchasing Agent Certification</u>	
I, the Purchasing Agent, hereby certify that this waiver request is in compliance with Section 10A-162(c)(3) of the Prince George’s County Code.	
By: Roland L. Jones, Purchasing Agent	Date: September 7, 2017