

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**

**2017 Legislative Session**

Resolution No. CR-70-2017

Proposed by The Chairman (by request – County Executive)

Introduced by Council Members 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 Dollars (\$500,000) shall be "set-aside" for award to County-Based Small Businesses  
9 (CBSB) 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 Five Hundred Thousand 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, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12 and

1 A-13 of this Resolution; and

2 WHEREAS, Attachments A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12  
3 and A-13 are attached to this Resolution and made a part hereof; and

4 WHEREAS, the Purchasing Agent conducted a search to identify responsible CBSB and  
5 County-Based Businesses (CBB) that could provide the services or goods which are the subject  
6 of a procurement that is Five Hundred Thousand Dollars (\$500,000) or less, including  
7 conducting searches of the Supplier Development and Diversity Division (SDDD) vendor  
8 database; and

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

11 WHEREAS, the search conducted included searching businesses that qualify for automatic  
12 County-based small business certification pursuant to Section 10A-163(g) of the Code, which  
13 could provide the services or goods that are the subject of a procurement that is Five Hundred  
14 Thousand Five Hundred Thousand Dollars (\$500,000) or less at a reasonable price, as described  
15 by Attachments A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12 and A-13; and

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

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

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

24 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's  
25 County, Maryland, in accordance with Section 10A-162(c)(3) of the Prince George's County  
26 Code, grants the requests to waive the CBSB procurement requirement as set forth in the above-  
27 mentioned section of the Code and as described in Attachments A-1, A-2, A-3, A-4, A-5, A-6,  
28 A-7, A-8, A-9, A-10, A-11, A-12 and A-13, are hereby APPROVED.  
29

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

Adopted this 19<sup>th</sup> 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:** Risk Management and Insurance Consultant Services

**Total Contract Value:** \$184,000.00

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

**Waiver Request:** Request waiver of the procurement that is \$500,000 or less, to exercise the final option year of the contract.

**Background on Contract:** Insurance Buyers' Council was awarded a contract in response to the County Bid for Risk Management and Insurance Consultant Services. The Contractor provides consulting services to the County's Risk Pool Members (County, Board of Education, Library System and Community College). Contractor provides studies and advice to County's Risk Manager on the condition of commercial insurance market, annual recommendations on appropriate procurement of commercial coverage or participation in other insurance options, such as pools, advise on maintaining the financial integrity and effectiveness of the County's Self Insurance programs, reviewing the actuarial reports for accuracy and substantive date, prepare specification for use in securing bids/proposals for insurance coverage as required to maintain the County's insurance program.

<b><u>Supplier Development and Diversity Division Certification</u></b>	
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: August 16, 2017

<b><u>Purchasing Agent Certification</u></b>	
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: August 16, 2017

**ATTACHMENT A-2**  
**TERM SHEET**

**Solicitation:** Inspection and Testing of Fire Alarm Systems and Sprinklers

**Total Contract Value:** \$275,000.00

**Performance Term:** Initial term of agreement is 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:** Contractor will provide maintenance, repair, and testing of fire alarm and sprinkler systems within the County buildings. The contract includes miscellaneous supplies, labor and equipment.

<b>Supplier Development and Diversity Division Certification</b>
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<p>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.</p>
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<p>By: Cydnee Phoenix, Executive Director, Supplier Development and Diversity Division</p>	<p>Date: August 16, 2017</p>
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<b>Purchasing Agent Certification</b>
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<p>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.</p>
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<p>By: Roland L. Jones, Purchasing Agent</p>	<p>Date: August 15, 2017</p>
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**ATTACHMENT A-3****TERM SHEET**

**Solicitation:** Water Treatment Services

**Total Contract Value:** \$375,000.00

**Performance Term:** Initial term of agreement is 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:** Contractor will provide monthly water treatment services to include equipment, labor, materials and chemicals. Contractor is required to be available on a twenty-four (24) hour, seven (7) day a week basis for various County facilities on an as needed basis.

<b><u>Supplier Development and Diversity Division Certification</u></b>	
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: August 16, 2017

<b><u>Purchasing Agent Certification</u></b>	
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: August 16, 2017

**ATTACHMENT A-4**  
**TERM SHEET**

**Contract:** Laser Scanning System

**Total Contract Value:** \$146,739.00

**Performance Term:** One-time Purchase (Non-Competitive Award).

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

**Background on Contract:** Faro Technology, Incorporated will provide Laser Scanning System with a 3-D Laser Scanner suitable for police crime scene data collection and post processing software. The contract includes calibration, maintenance and training on the system. The equipment will enable the Crime Scene Investigators to perform a variety of forensic disciplines, such as crime scene diagramming, bullet trajectory and blood splatter documentation to a level of accuracy that has not be feasible in the past. The goal is to provide empaneled jurors with the 3-D experience when viewing a crime scene in a court room. The system meets the *Daubert* Hearing standard for expert, scientific, technical, testimony and evidence accepted in United States Courts.

<b><u>Supplier Development and Diversity Division Certification</u></b>		
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.		
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<b><u>Purchasing Agent Certification</u></b>		
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.		
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**ATTACHMENT A-5**  
**TERM SHEET**

**Contract:** Inmate Clothing and Footwear

**Total Contract Value:** \$480,000.00

**Performance Term:** Initial term of the agreement is one year. The contract 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, to exercise the final option year of the contract.

**Background on Contract:** Contractor provides inmate uniforms, footwear, undergarments, socks and footwear.

<b><u>Supplier Development and Diversity Division Certification</u></b>	
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: August 16, 2017

<b><u>Purchasing Agent Certification</u></b>	
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: August 16, 2017



**ATTACHMENT A-6**  
**TERM SHEET**

**Solicitation:** Marine Fleet Maintenance

**Total Contract Value:** \$300,000.00

**Performance Term:** Initial term of the agreement is 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.

**Background on Contract:** Contractor will provide maintenance service for the Police Department's Marine Unit's fleet of seven public safety vessels. The vessels require preventive maintenance by certified professionals on a routine basis, to include inspection, yearly paint and fiberglass repair, biannually or every 500 hour inspections. Services also include parts replacement, every 5 years canvas and upholstery replacement as needed.

<b><u>Supplier Development and Diversity Division Certification</u></b>		
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.		
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**ATTACHMENT A-7**  
**TERM SHEET**

**Contract:** Towing Services

**Total Contract Value:** \$110,000.00

**Performance Term:** Exercise final option to extend for a six (6) month period.

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

**Background on Contract:** Contractor provides 24-hour towing services within an established response time for the Police Department, Public Safety Communications and County personnel driving County vehicles.

<b>Supplier Development and Diversity Division Certification</b>
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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.	
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By: Cydnee Phoenix, Executive Director, Supplier Development and Diversity Division	Date: August 16, 2017
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<b>Purchasing Agent Certification</b>
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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.	
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By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017
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**ATTACHMENT A-8**  
**TERM SHEET**

**Solicitation:** Surveillance Van

**Total Contract Value:** \$90,000.00

**Performance Term:** One-time purchase

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

**Background on Solicitation:** Solicitation shall procure a surveillance van with multiple digital high definition low-light capable cameras to give full perimeter of the platform providing officer safety and 360 degree view of surrounding area with zoom capabilities as well as license plate readers and state of the art technology to conduct surveillance to protect County's assets located within the County. The van is for the Police Department's Narcotics Enforcement Division use.

<b><u>Supplier Development and Diversity Division Certification</u></b>	
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: August 16, 2017

<b><u>Purchasing Agent Certification</u></b>	
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: August 16, 2017

**ATTACHMENT A-9**  
**TERM SHEET**

**Solicitation:** Harley Davidson Maintenance and Repairs

**Total Contract Value:** \$300,000

**Performance Term:** Initial term of agreement is 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 a procurement that is \$500,000 or less.

**Background on Solicitation:** Contractor will provide maintenance and repair services for the Office of the Sheriff and police Department motorcycles. Services will also include provide repairs, to include parts, at County owned facility, Contractors facility or in the field.

<b>Supplier Development and Diversity Division Certification</b>
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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.	
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By: Cydnee Phoenix, Executive Director, Supplier Development and Diversity Division	Date: August 16, 2017
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<b>Purchasing Agent Certification</b>
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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.	
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By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017
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**ATTACHMENT A-10**  
**TERM SHEET**

**Solicitation:** Veterinary Services

**Total Contract Value:** \$100,000

**Performance Term:** Initial term of agreement is 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 a procurement that is \$500,000 or less.

**Background on Solicitation:** Contractor will provide veterinarian services for the Police Department and other Public Safety Agencies canines. Services include preventive care, surgical care and general dental care for canines.

<b>Supplier Development and Diversity Division Certification</b>
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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.	
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By: Cydnee Phoenix, Executive Director, Supplier Development and Diversity Division	Date: August 16, 2017
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<b>Purchasing Agent Certification</b>
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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.	
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By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017
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**ATTACHMENT A-11**  
**TERM SHEET**

**Contract:** Work Release Facility Correctional Furniture

**Total Contract Value:** \$128,631

**Performance Term:** One-time purchase (Non-Competitive Award)

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

**Background on Solicitation:** Contractor, Norix Group, will provide institutional security grade furniture with no moving parts, multiple occupant durability, to withstand day to day use of detainees living in the Work Release Correctional Facility.

<b><u>Supplier Development and Diversity Division Certification</u></b>
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: August 16, 2017

<b><u>Purchasing Agent Certification</u></b>
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: August 16, 2017

**ATTACHMENT A-12**  
**TERM SHEET**

**Solicitation:** 24-Hour Security Locksmith Services

**Total Contract Value:** \$150,000

**Performance Term:** Initial term of agreement is 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 a procurement that is \$500,000 or less.

**Background on Solicitation:** Contractor to provide security locksmith services, to include routine maintenance and respond to services on a 24-hour as needed bases at the County Correctional Facility.

<b>Supplier Development and Diversity Division Certification</b>
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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.	
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By: Roland L. Jones, Purchasing Agent	Date: August 16, 2017
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**ATTACHMENT A-13**  
**TERM SHEET**

**Solicitation:** Overhead Door Repair Services

**Total Contract Value:** \$200,000

**Performance Term:** Initial term of agreement is 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 a procurement that is \$500,000 or less.

**Background on Solicitation:** Contractor to provide overhead door repair services, to include labor, material and equipment for maintenance and or repair of overhead doors located at loading docks and Fire Stations.

<b><u>Supplier Development and Diversity Division Certification</u></b>		
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.		
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