

PROCUREMENT OFFICER'S DETERMINATION  
INTERGOVERNMENTAL COOPERATIVE PURCHASING  
MODIFICATION NO. 3  
CONTRACT NO. 217042-IT  
MDOT MPA, MDTA & MDOT FIBER INSTALLATION  
C&W OUTSIDE PLANT MASTER CONTRACT #060B1400067

**I. EXECUTIVE SUMMARY**

Noovis, LLC is the awardee of Contract No. 217042-IT under Department of Information Technology (DOIT) C&W Outside Plant Master Contract No. 060B6400046. This award was approved by the Maryland Port Commission on January 5, 2018 and the Board of Public Works on January 24, 2018.

**III. BACKGROUND**

Modification No. 3 is required due to unforeseen permitting issues and utility conflicts for Area 1. The following changes to the scope of work are needed in order to complete Area 1:


- a. The scope of Item 1 – “Furnish and install two (2) 2-inch HDPE conduit” has been modified, removing work originally planned along Broening Highway, and adding work at Maryland Avenue. The effect on the contract value is a net reduction in cost. The value of this item is reduced by \$48,017.70 to \$87,908.30. Specific changes to the scope are:
  - i. TO Contractor will not install approximately 3,300 feet of two 2-inch HDPE underground conduits.
  - ii. TO Contractor will deliver this conduit material, which has already been purchased, to MDOT MPA at MDOT MPA’s request, as a condition of acceptance of this item.
  - iii. TO Contractor will install approximately 700 feet of two 2-inch HDPE underground conduits between Maryland Avenue and the Dundalk Marine Terminal.
- b. The scope of Item 2 - “Furnish and install two (2) 2-inch HDPE conduit on bridge” has been modified, relocating work from the bridge, to the perimeter fence at Dundalk Marine Terminal. The description of this item is changed to “Furnish and install one (1) 2-inch rigid steel conduit on perimeter fence”. The effect on the contract value is a net increase in cost. The value of this item is increased by \$24,218.25 to \$64,218.25. Specific changes to the scope are:
  - i. TO Contractor will not install approximately 250 feet of two 2” conduits on the bridge and adjoining area.
  - ii. TO Contractor will install approximately 3,300 feet of one 2” rigid steel conduit on the Dundalk Marine Terminal perimeter fence from approximately Maryland Avenue to approximately the 300’ tower communication.
- c. The scope of Item 36 – “Engineering and Permitting (Included in the “Total Price for ALL Phases)” has been modified, adding additional work to re-engineer the new proposed route. The effect on the contract value is a net increase in cost. The value of the work is increased by \$10,621.38 to \$51,035.38.

- d. The specification for SC connectors is changed to LC connectors. The effect on the contract value is a net increase in cost of \$1,892.94.
- e. The Contract term is extended by six months. The contract will expire on February 9, 2019.

**IV. DETERMINATION**


- A. DOIT C&W Outside Plant Master Contract meets the requirements of an intergovernmental cooperative purchasing agreement under COMAR 21.05.09.01B(2)(a).
- B. It is in the best interest of the Maryland Department of Transportation Maryland Port Administration (MDOT MPA) to issue a modification to this contract because doing so will provide cost benefits to the State. It will promote administrative efficiencies as DOIT and MDOT MPA have already deemed Noovis, LLC responsible, and is not intended as a means to evade the purposes set forth under COMAR 21.01.01.03.
- C. The award amount is within the funding available.
- D. Modifying the current contract, will save MDOT MPA considerable time as it would take time prepare a new Task Order Request for Proposal, solicit to all DOIT Master Contractors, obtain necessary approvals prior to publication, publish the solicitation, receive and evaluate proposals, and then complete an award. It will also provide MDOT MPA with contract pricing, procedures, and services identical to those provided by DOIT to other State agencies.
- E. Modification No. 3 decreases the total Contract value by \$11,285.13, for a revised total contract value of \$538,166.57.
- F. This modification is less than \$50,000, therefore approval from the Maryland Port Commission or the Board of Public Works is not required.

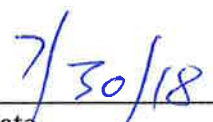
**V. APPROVAL REQUIRED**

  
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Trisha O'Neal  
Procurement Officer

  
\_\_\_\_\_  
Date

APPROVED:

  
\_\_\_\_\_  
John H. Thornton  
Manager, Procurement / Designer

  
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Date