

**DETERMINATION AND FINDINGS
FOR
SOLE SOURCE PROCUREMENT**

AGENCY: Department of Motor Vehicles (DMV)

CONTRACT NO.: POKV-2006-C-0064

CONTRACTOR: Xerox State and Local Solutions, Inc.

CAPTION: Ticket Processing Contract Extension

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304

2. MINIMUM NEED:

The District of Columbia's Office of Contracting and Procurement (OCP), on behalf of the Department of Motor Vehicles (DMV) has a need to continue services awarded under the current Ticket Processing contract for the period from January 3, 2017 through January 2, 2018.

3. ESTIMATED REASONABLE PRICE:

The estimated price of the contract is \$10,285,296.00.

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

The current contract for ticket processing services was previously extended for a one-year period through January 2, 2017.

An additional sole source contract extension is needed to ensure continuation of the services provided by the Contractor following the expiration of the current contract extension period to maintain the continuity of services for the preparation of the ongoing competitive solicitation to be posted at a future date. Without an extension of the current contract, services will lapse. In total, over 20 public safety entities in the District are supported by the system and its associated services. Services provided under the contract have been satisfactory.

In 2012, the Office of Contracting and Procurement solicited a replacement contract but no responsive bids were received. Efforts were subsequently made by DMV to identify potential bidders and generate interest, and an updated solicitation was forwarded to

OCP. After legislation was introduced that would transfer the adjudication services function out of DMV the solicitation was placed on hold. DMV is currently in discussions to transfer the adjudication services function to the Office of Administrative Hearings. However, the ticket processing contract, and its associated functions, would not be transferred; therefore, the agency is in discussions with four other agencies on how this contract can be structured and divided within the appropriate agencies. It is not currently known whether the agency or agencies that assume responsibility for the contract will wish to make changes to the statement of work or revise the in-house system model that was integrated into the document; however, there will definitely need to be some contractual changes based on the pending reorganization.

Since the procurement and award of a new contract and complete system development and implementation will be a multi-year (5 to 6 years) effort, in view of the above considerations, it is not prudent to move forward with a solicitation at this time. In the interim, it will be necessary to continue ticket processing services on a sole source basis.

Continuation of services with the current Contractor during this period is requested because:

- (1) The Contractor has provided similar services to the District continuously since 1985;
- (2) The ticket processing program is operating effectively;
- (3) It is not feasible to seek other sources to implement and perform the contracted services prior to the expiration date;
- (4) Many of the contracted program applications have been developed or modified specifically for the District and would be complex and time-consuming to replace; and
- (5) The services provided under this contract are essential to traffic and parking enforcement and the revenue generation of over \$160 million annually. Failure to continue the services would result in the inability to enforce on-street infractions and to collect substantial revenue.

5. CERTIFICATION BY AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete.

Date

Lucinda Babers
Director
Department of Motor Vehicles

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify the notice of intent

to award a sole source contract was published in accordance with 27 DCMR 1304 and no response was received. I recommend the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Derrick White
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.04 and 27 DCMR sec. 2005.6(b)). Accordingly, I determine the District is justified in using the sole source method of procurement. The justification to use sole source is in the best interest of the District.

Date

George A. Schutter, III
Chief Procurement Officer
Office of Contracting and Procurement