



Wes Moore, Governor · Aruna Miller, Lt. Governor · Atif Chaudhry, Secretary

**Intergovernmental Cooperative Purchasing Agreement
Procurement Officer Determination
COMAR 21.05.09.04**

Per COMAR 21.05.09.02, as a Primary Procurement Unit, the DGS Office of State Procurement (OSP) may initially sponsor or participate in, renew, modify, or administer an Intergovernmental Cooperative Purchasing Agreement (ICPA) on its own behalf or on behalf of another agency when a determination is made under SFP §13-110 and COMAR 21.05.09.04.

In accordance with COMAR 21.05.09.03B, “A primary procurement unit may purchase its requirements from another government entity’s contract if that contract is an intergovernmental cooperative purchasing agreement and is available for use by the primary procurement unit.” As the DGS OSP Procurement Officer, I have determined that issuing an Indefinite Delivery Indefinite Quantity (IDIQ) contract based on Sourcewell master agreement# 10520-GNL to General Motors LLC for Original Equipment Manufacturer (OEM) Automotive Parts and Supplies is in the best interest of the State based upon the reasons stated below.

The proposed contract pricing meets the requirements of the ICPA under COMAR 21.05.09.01B(2)(a). The process to directly solicit such a contract would take a significantly longer period of time than participating in the completed ICPA, particularly since a competitive bid process has already been completed by Sourcewell. Additionally, the amount of time in the award process is reduced and this method promotes administrative efficiencies and provides cost benefits to the State as it relates to COMAR 21.01.01.03. The State will enter into an IDIQ Requirements type contract, with all State and Local government agencies placing orders against this awarded contract; therefore, the total contract value will be determined by the work orders. However, the estimated spend on the contract is around \$500,000 per year. This statewide contract is intended to decrease the occurrence of emergencies or small procurements when sudden OEM Automotive Parts and Supplies are needed.

The solicitation was issued on August 27, 2020, and publicly opened on October 15, 2020. A contract was awarded to General Motors LLC, which was determined to be qualified based on its ability to provide OEM Automotive Parts and Supplies. This vendor fully met and complied with all specifications and requirements of the solicitation, in accordance with the evaluation criteria of the RFP.

The Sourcewell contract was awarded on February 24, 2021, and was approved for a four-year term through December 14, 2024, with a one-year renewal option at the discretion of Sourcewell. The State of Maryland renewals will be based on the master contract terms and conditions, market research that will be conducted at the time of renewal, and the discretion of the Sourcewell who issued this Request for Proposals (RFP), which resulted in the ICPA. Awarding

this ICPA will provide contracts for all locations in the State of Maryland for OEM Automotive Parts and Supplies.

DGS and other agencies will receive fair and reasonable prices that were competitively bid. The proposed contract pricing meets the ICPA requirement under COMAR 21.05.09.01B (2)(a). Market research was conducted, and it has been determined that the pricing was within equitable price ranges.

Additionally, the State Department of Assessments and Taxation has confirmed that General Motor LLC is registered to conduct business within Maryland in compliance with state laws, and I have confirmed that the vendor has no pending tax obligations in Maryland.

Therefore, based upon this independent analysis, I have determined that it is in the best interest of the State to participate in this ICPA and issue an IDIQ contract to General Motors LLC and that doing so will provide cost benefits to the State, promote administrative efficiencies or promote intergovernmental cooperation, and is not intended as a means to evade the purposes set forth under COMAR 21.01.01.03 and request approval of the primary procurement unit head per COMAR 21.05.09.05.



03/05/24

Enayatullah Rayhan, Procurement Officer, DGS OSP / Date



JAMIE TOMASZEWSKI (May 3, 2024 10:09 EDT)

03/05/24

Jamie Tomaszewski, Acting Deputy Chief Procurement Officer / Date



03/05/24

Atif Chaudhry, Secretary, DGS / Date












DGS OSP ICPA POD for GM OEM

Final Audit Report

2024-05-03

Created:	2024-05-03
By:	JAMIE TOMASZEWSK (JAMIE.TOMASZEWSKI@MARYLAND.GOV)
Status:	Signed
Transaction ID:	CBJCHBCAABAAr0s6pBUkBVJDJAT9IB2CvsKBOJzoTgmF

"DGS OSP ICPA POD for GM OEM" History

-  Document created by JAMIE TOMASZEWSK (JAMIE.TOMASZEWSKI@MARYLAND.GOV)
2024-05-03 - 1:46:52 PM GMT
-  Document emailed to Enayatullah Rayhan (enayatullah.rayhan@maryland.gov) for signature
2024-05-03 - 1:46:55 PM GMT
-  Email viewed by Enayatullah Rayhan (enayatullah.rayhan@maryland.gov)
2024-05-03 - 1:53:33 PM GMT
-  Document e-signed by Enayatullah Rayhan (enayatullah.rayhan@maryland.gov)
Signature Date: 2024-05-03 - 1:53:44 PM GMT - Time Source: server
-  Document emailed to JAMIE TOMASZEWSK (JAMIE.TOMASZEWSKI@MARYLAND.GOV) for signature
2024-05-03 - 1:53:45 PM GMT
-  Email viewed by JAMIE TOMASZEWSK (JAMIE.TOMASZEWSKI@MARYLAND.GOV)
2024-05-03 - 2:08:58 PM GMT
-  Document e-signed by JAMIE TOMASZEWSK (JAMIE.TOMASZEWSKI@MARYLAND.GOV)
Signature Date: 2024-05-03 - 2:09:08 PM GMT - Time Source: server
-  Document emailed to Atif Chaudhry (atif.chaudhry@maryland.gov) for signature
2024-05-03 - 2:09:09 PM GMT
-  Email viewed by Atif Chaudhry (atif.chaudhry@maryland.gov)
2024-05-03 - 6:30:30 PM GMT
-  Document e-signed by Atif Chaudhry (atif.chaudhry@maryland.gov)
Signature Date: 2024-05-03 - 6:32:28 PM GMT - Time Source: server
-  Agreement completed.
2024-05-03 - 6:32:28 PM GMT