

#### Presenters



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### Agenda



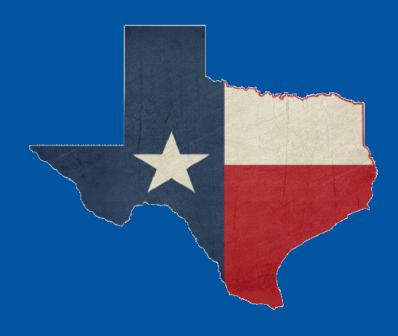
- Texas Government Code
- What is an RFP?
- RFP Solicitations:
  - Goods and Services
  - Construction Competitive Sealed Proposal (CSP), Construction Manager at Risk (CMAR)
- Solicitation Process
- Successfully Responding to an RFP
- Contract Execution
- Post Contract Execution
- Procurement Programs



### Texas Government Code



- Texas Local Government Code (LGC), Chapter 252. Purchasing and Contracting Authority of Municipalities
- Texas Government Code Chapter 2269. Contracting and Delivery Procedures for Construction Projects.



### What is an RFP?



- Request for Proposals
- Price is usually not the primary evaluation factor.
- Criteria and weighting announced in solicitation
  - Experience, schedule, approach to project, etc.
- Best value based on evaluation criteria
- Allows for the negotiation of some contract items, including price, schedule and scope prior to contract award.
- May include a provision for the negotiation of best and final offers.
- May be a single-step or multistep process.

### RFP Solicitations



- Goods and Services
- Construction Alternative Delivery Methods based on "best value" criteria (Alternative to the traditional design/bid/build – low bid method) solicited as an RFP:

- Competitive Sealed Proposal (CSP) Start with Completed Design, One contractor who provides "best value".
  - Job Order Contracting (JOC) CSP Solicitation, Assignment based contract.
- Construction Manager-at-risk (CMAR) Two Separate contracts (The Designer and a CMAR Contractor), collaborative delivery.

#### RFP Process



- Published to Austin Finance Online (AFO)
- Public meeting to introduce project, review process, discuss criteria, introduce authorized contacts, Q&A
- Offers submitted through eResponse
- Solicitation Due Date log of offers posted on Austin Finance Online
- Evaluation of responses
- Recommendation for award posted on Austin Finance Online
- Negotiations
- Council approval
- Contract execution

### Successfully Responding to an RFP



- Comply with the Anti-Lobbying Ordinance
- Know the Authorized Points of Contacts
- Attend Pre-Response (Pre-Offer) Meetings
- Austin Finance Online (AFO)
  - Effective October 1, 2023 eResponse only
  - Make sure you're registered through Vendor Registration
  - eResponse Instructions in Solicitation
  - Do not wait until last minute to upload your response to the solicitation
  - Solicitation file size upload limitations and number of files
  - Contact SMBR for questions prior to submittal
  - Submit all required documentation
  - Read solicitation carefully, including addenda and protest process
  - Ask questions during Q&A period
- Follow requirements of M/WBE Procurement Program (Compliance Plan, Good Faith Efforts)

### **Post Contract Execution**





- Contract kick off meeting (Project Kickoff Meeting)
  - Meet project team
  - Discuss expectations and how the contract will work
- Contract Management
  - Amendments, Change Orders and Request for Change (RFCs)
  - Deliverables
  - Disputes
  - Invoicing
  - Project Closeout

### Procurement Programs



MBE/WBE Program
Living and Prevailing Wage Programs
City of Austin Wage Theft Program

#### (Construction)

- Construction Training Program (CTP)
- Contractor Performance Evaluation (CPE)
- Quick Pay Program
- Mobilization Prompt Payment Program

#### (Goods and Services)

- Local Business Preference
- Small Business Preference

# Questions

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