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## Contracting Opportunity

**Title:** On-Call Construction Management Services

**Agency:** Hugh L. Carey Battery Park City Authority

**Division:** Procurement

**Contract Number:** TBD

**Contract Term:** It is anticipated that the term of the contracts awarded pursuant to this RFP (the "Contracts") will be up to thirty-six (36) months. The Contracts will also contain an option for BPCA, within its sole discretion, to extend the term for up to twelve (12) additional months.

**Date of Issue:** 04/29/2019

**Due Date/Time:** 05/23/2019 5:00 PM

**County(ies):** All NYS counties

**Location:** Battery Park City

**Classification:** Construction Vertical: Building Construction; Rehabilitation & New Construction - *Consulting & Other Services*

**Opportunity Type:** General

**Entered By:** Robert Nesmith

**Description:** **Description of Goods or Services to Be Bid**

Battery Park City Authority d/b/a Hugh L. Carey Battery Park City Authority ("BPCA") requests proposals (individually, a "Proposal" or collectively, the "Proposals") from construction management firms (each individually, a "Proposer" or collectively, the "Proposers) to provide on-call construction management services ("On-Call CM Services"), from time to time as requested by BPCA, for various construction and capital maintenance and repair projects (collectively, the "On-Call Projects").

Pre-proposal meeting: May 6, 2019 at 2:00 pm. Meeting Location: BPCA Offices, 200 Liberty Street, 24th Floor, New York, NY 10281 (attendance is highly recommended).

Interested parties may download the complete request for proposals ("RFP") via the link provided below or by visiting BPCA's website at [www.bpca.ny.gov](http://www.bpca.ny.gov) and clicking on the "Opportunities" tab. **All Proposals must meet the requirements listed in the RFP.**

As stated in the RFP, firms interested in responding to the RFP must complete

the Mandatory Forms Packet located on BPCA's website at <http://bpca.ny.gov/wp-content/uploads/2015/03/Vendor-ResponsibilityQuestionnaire.pdf>. The completed forms must accompany the firm's proposal.

### **Restricted Period**

Proposers are restricted from making contact with anyone other than the Designated Contacts (identified below) during the period from the time of publication of this advertisement through approval of the procurement contract by BPCA (the "Restricted Period"). Employees of BPCA are required to record certain contacts during the Restricted Period, including, but not limited to, any oral, written or electronic communication with a governmental entity under circumstances where a reasonable person would infer that the communication was intended to influence the governmental entity's conduct or decision regarding the governmental procurement, and to make a determination of responsibility based, in part, upon any such contact. Failure to abide by this process may result in a finding of non-responsibility.

### **Eligibility / Qualifications Requirements / Preferences**

MBE/WBE/SDVOB Participation, Joint Ventures, and Sub-contracting Goals Contractor requirements and procedures for business participation opportunities for New York State certified MBEs/WBEs/SDVOBs and equal employment opportunity requirements relating to minority group members and women are attached as Exhibit B. Note that, as this solicitation has been issued to develop a list of pre-qualified vendors and will result in the award of a number of prime Contracts, no MWBE or SDVOB goals have been established at this time. However, BPCA will assess each Contract issued pursuant to this solicitation for MWBE and SDVOB goals prior to award. Please also note that a prospective Contractor's use of MWBE/SDVOB firms is among the factors BPCA will consider when assigning Legal Services work (see Section IX.D of this RFP). For questions relating to MBE/WBE/SDVOB participation, joint ventures and sub-contracting goals only, please contact the "MBE/WBE/SDVOB Designated Contact" Mr. Anthony Peterson at [Anthony.peterson@bpca.ny.gov](mailto:Anthony.peterson@bpca.ny.gov) or [212-417-2337](tel:212-417-2337)

### **MBE/WBE UTILIZATION GOAL REQUIREMENTS FOR BPCA CONTRACTS:**

In accordance with Article 15-A of the New York State Executive Law and regulations adopted pursuant thereto, BPCA has established separate goals for participation of New York State Certified minority and women-owned business enterprises for all state contracts. BPCA is required to implement the provisions of Article 15-A and 5 NYCRR Part 143 for all state contracts (1) in excess of \$25,000 for labor, services, equipment, materials or any combination for the foregoing and (2) in excess of \$100,000 for real property renovations and construction. For purposes of this procurement, the Organization hereby establishes a goal of 15% for Minority-owned Business Enterprises (MBE) participation and 15% for Women-owned Business

Enterprises (WBE) participation. (We are happy to work with you to help you identify opportunities for M/WBE participation, joint ventures and sub-contracting). As a condition of this procurement, the Proposer and BPCA agree to be bound by the provisions of §316 of Article 15-A of the Executive Law regarding enforcement. Proposers must document “good faith efforts” to provide meaningful participation by certified M/WBE subcontractors or suppliers in the performance of the awarded contract. For guidance on how BPCA will determine a Proposer’s “good faith efforts,” refer to 5 NYCRR § 143.8. Additionally, Proposers must refer to Mandatory Forms of this document for a list of forms that must be provided in order to fully comply with Article 15-A of the New York State Executive Law and 5 NYCRR Part 143.

**SDVOB UTILIZATION GOAL REQUIREMENTS FOR BPCA CONTRACTS:** In accordance with Article 17-B of the New York State Executive Law and regulations adopted pursuant thereto, BPCA has established separate goals for participation of New York State Certified service-disabled veteran-owned business enterprises for all state contracts. BPCA is required to implement the provisions of Article 17-B and 9 NYCRR Part 252 for all state contracts (1) in excess of \$25,000 for labor, services, equipment, materials or any combination for the foregoing and (2) in excess of \$100,000 for real property renovations and construction. For purposes of this procurement, the Organization hereby establishes a goal of 6% for Service-Disabled Veteran-Owned Business (SDVOB) participation. (We are happy to work with you to help you identify opportunities for SDVOB participation, joint ventures and sub-contracting). As a condition of this procurement, the Proposer and BPCA agree to be bound by the provisions of 9 NYCRR §252.2 regarding enforcement. Proposers must document “good faith efforts” to provide meaningful participation by certified SDVOB subcontractors or suppliers in the performance of the awarded contract. For guidance on how BPCA will determine a Proposer’s “good faith efforts,” refer to 9 NYCRR § 252.2(s).

**BPCA reserves the right to cancel or withdraw in whole or in part this RFP at its sole discretion. Proposers will be notified in the event the RFP is cancelled via the BPCA website.**

**Service-Disabled Veteran-Owned Set Aside: No**

**Minority Owned Sub-Contracting Goal: 15%**

**Women Owned Sub-Contracting Goal: 15%**

**Service-Disabled Veteran-Owned Business Contracting Goal: 6%**

## Contact Information

**Primary contact:** Hugh L. Carey Battery Park City Authority  
Procurement  
Battery Park City Authority  
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Assistant Contracting Officer  
200 Liberty Street  
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**Submit to contact:** Hugh L. Carey Battery Park City Authority  
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**Supporting document shown below:**

The following supporting documents are available for download:

Document title	Description	Type
On-Call Construction Management Services	RFP	pdf

To download these documents, please visit the New York State Contract Reporter website: <http://www.nyscr.ny.gov>

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