NYS Contract Reporter Announcement
NYSDOT Website Announcement
Title Searching and Abstract Services For NYSDOT
Contract #C031302
March 16, 2015

The New York State Department of Transportation anticipates the release of a Non-Engineering Request for Proposals (RFP) to seek responsive and responsible Consultants to provide high quality and cost effective title searching and abstract services on an as-needed, task assignment basis for a five-year period commencing summer 2015 with a six month shadow period to complete any work begun during the five-year period.

Responsive and responsible consultants interested in receiving the RFP should submit a brief, one-page Letter of Interest (LOI) to: Barbara.Sonenberg@dot.ny.gov. The LOI should include, at a minimum, the firm name, address, e-mail address, and phone number of a contact person at your firm. An e-mail announcing the release of the RFP will be sent to all parties submitting a LOI. When ready, the RFP will be posted to the NYSDOT website and will contain all the information necessary for firms to submit a complete proposal. All parties who submit an LOI will be notified via e-mail when the RFP is released. If the release of the RFP is delayed for any reason, the due date for proposals will be extended appropriately.

It is expected that the RFP will be released on or after March 31, 2015. If the release of the RFP is delayed for any reason, the anticipated due date for proposals will be extended appropriately.

The base term of this contract is five years (5) years, with a six month shadow period to complete any work begun during the five-year period.

The anticipated proposal due date of May 28, 2015 is subject to change.

For a full description of the project and requirements, please visit the NYSDOT website at: https://www.dot.ny.gov/business and click on ‘Consulting Service Opportunities’ then click on ‘Ads’ then click on the date associated with C031182 (to be available once posted).

Under the requirements of the State Procurement Act, all communications regarding advertised projects are to be channeled through the NYSDOT Contract Management Bureau Designated Contact Person. Until a contract is approved by the State Comptroller, contact with any other NYSDOT employee concerning this project should not be made unless otherwise directed by NYSDOT Contract Management. Communications made contrary to this policy and deemed an attempt to influence the outcome, may result in disqualification.

Procurement Lobbying Law Compliance
Required Forms: The consultant shall sign and e-mail/fax the following forms. These forms are part of and due with the consultants’ proposals.

a) “Offerer’s Affirmation of Understanding of and Agreement pursuant to State Finance Law §139-j (3) and §139-j (6) (b)”
b) “Offerer Disclosure of Prior Non-Responsibility Determinations”.

NYSDOT Guidelines and Procedures
Under the requirements of the State Procurement Act all communications regarding advertised projects are to be channeled through NYSDOT Contract Management Bureau (*Designated Contacts). Until a designation is made, communication with any other NYSDOT employee concerning this project that is determined to be an attempt to influence the procurement may result in disqualification.


Contacts Prior to Designation:
Any communications involving an attempt to influence the procurement are only permitted with the following Designated Contact Persons:
- The Contract Management Bureau Designation Contract Specialist
- The Contract Management Bureau Designation Analyst Supervisor
- The Contract Management Bureau Civil Rights Unit Supervisor
- The Contract Management Bureau Assistant Directors
- The Contract Management Bureau Director

These are some communications exempted from this restriction:
- Participation in a pre-proposal conference
- Submittal of written questions when written responses will be provided to all offerers
- Protests, complaints of improper conduct or misrepresentation

If any other NYSDOT employee is contacted and they believe a reasonable person would infer that the communication was intended to influence the procurement, the contact must be reported by the NYSDOT employee. If the Department determines an impermissible contact was made, that offerer cannot be awarded the contract. A second violation would lead to a four-year bar on the award of public contracts to the offerer.

Contacts after designation
NYSDOT identifies its primary negotiation contacts. The designated contacts include:
- The Contract Management Bureau Negotiation Contract Specialist
- The Contract Management Bureau Negotiation Analyst Supervisor
- The Contract Management Bureau Civil Rights Unit Supervisor
- The Contract Management Bureau Assistant Directors
- The Contract Management Bureau Director
- The Consultant Management Bureau consultant job manager
- The Consultant Management Bureau consultant job manager’s immediate supervisor

Individual(s) that the Department may identify at or after designation
The law does not limit who may be contacted during the negotiation process. However, if any NYSDOT employee is contacted and they believe a reasonable person would infer that the
communication was intended to influence the procurement, the contact must be reported by the
NYSDOT employee.

Information Required from Offerers that contact NYSDOT staff, prior to contract
approval by the Office of the State Comptroller:
The individuals contacting NYSDOT should refer and shall be prepared to provide the following
information, either by e-mail or fax as directed by NYSDOT. Person’s name, firm person works
for, address of employer, telephone number, occupation, firm they are representing, and whether
owner, employee, retained by or designated by the firm to appear before or contact the
NYSDOT.

Applicability to an executed contract
Restrictions similar to those described above apply to approval or denial of an assignment,
amendment (other than amendments that are authorized and payable under the terms of the
procurement contract as it was finally awarded or approved by the comptroller, as applicable),
renewal or extension of a procurement contract, or any other material change in the procurement
contract resulting in a financial benefit to the offerer. The staff noted above as well as the
project manager and consultant manager are considered designated contact persons. The
Department may identify other contact persons for each of these processes.

Rules and Regulations and More Information on this Law, Please Visit:
https://www3.ogs.state.ny.us/legal/lobbyinglawfaq/default.asp (Advisory Council FAQs)
http://www.nyintegrity.org
http://www.nyintegrity.org/law/lob/guidelines.html (New York State Lobbying Act)
http://www.ogs.state.ny.us/aboutOgs/regulations/defaultAdvisoryCouncil.html

or contact the designated NYSDOT Contact Person:
Ms. Barbara Sonenberg
NYSDOT Contract Management Bureau
50 Wolf Road, 6th Floor
Albany, New York 12232-0203
E-mail: Barbara.Sonenberg@dot.ny.gov
Fax: (518) 457-2875