

**Government of the District of Columbia
Office of the Chief Financial Officer**



Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Vincent C. Gray
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi 
Chief Financial Officer

DATE: March 12, 2009

SUBJECT: Fiscal Impact Statement – “Procurement by Competitive Sealed Proposals for the 11th Street Bridge Amendment Approval Resolution of 2009”

REFERENCE: PR 18-48, As Introduced

Conclusion

Funds are sufficient in the FY 2009 through FY 2012 budget and financial plan to implement the proposed resolution. The proposed resolution amends the procurement process for the design and construction of the 11th Street Bridge, allowing the District to pay stipends to up to four unsuccessful submitters under the “Request for Proposals” (“RFP”). The Department of Transportation could absorb the costs of the stipends with existing resources; therefore, the proposed resolution has no financial impact on the District of Columbia Government.

Background

The proposed resolution would amend Chapter 16 of Title 27 of the District of Columbia Municipal Regulations to authorize a two-step procurement process with regards to the design and construction of the 11th Street Bridge. The proposed rule change would authorize the issuance of a “Request for Qualifications” (“RFQ”) by the District prior to the issuance of an RFP. The RFQ process would allow the District to obtain statements of qualifications from prospective contractors, allowing the District to determine whether or not the prospective contractors are qualified to respond to an RFP.¹ Additionally, the proposed rule change would

¹ This phase of the procurement process was completed on September 28, 2008. Emergency rules were adopted to amend Chapter 16 of Title 27 of the District of Columbia Municipal by the Chief Procurement Officer of the District of Columbia, pursuant to authority granted by 23 U.S.C. § 101, 23 CFR §636, sections 202 and 204 of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986, D.C. Law 6-85, D.C. Official Code §§ 2-302.02 and 2-302.04 (2001), and Mayor’s Order 2002-207 (dated December 18, 2002).

authorize the District to pay individual stipends of \$750,000 to up to four unsuccessful RFP offerors in order for the District to retain the right to use the ideas and information contained in the offerors' proposals.²

Financial Plan Impact

Funds are sufficient in the FY 2009 through FY 2012 budget and financial plan to implement the proposed resolution. The proposed resolution amends the procurement process for the design and construction of the 11th Street Bridge, allowing the District to pay stipends to up to four unsuccessful submitters under a Request for Proposals. The Department of Transportation could absorb the costs of the stipends with existing resources in the 11th Street Bridge capital project budget; therefore, enactment of the proposed resolution does not have a financial impact on the District.

² Robin Jackson, Office of Contracting and Procurement. (personal communication, February 17, 2009) emailed background information regarding PR18-48.