

# **Understanding Procurement Policies and Procedures: Information for Research Administration**

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## Welcome & Introduction

#### **Today's Topics**

- Introduction to Procurement at U-M
- Competitive Bid Process
- Uniform Guidance and Non-Competitive Bid Purchases (Sole Source)
- Contracting Basics
- Procurement Services Website and Resources



## Introduction

- Procurement Services provides support to the Ann Arbor, Flint and Dearborn campuses and Michigan Medicine
- We are responsible for the acquisition, use and disposal of nearly \$3 billion of goods and services annually
- We assist the University of Michigan (U-M) units in their purchase of a wide variety of products and services in support of educational, research, and healthcare activities
- We develop and manage university contracts and are available to assist units with all purchases regardless of the value



## Introduction

- Procurement Services mitigates legal, financial, compliance, risk and liability concerns while ensuring an ethical, transparent and accountable process is adhered to when expending funds
- Procurement has the signing authority for the university on contracts and other forms that require a signature
  - Authority is passed down from the Regents
- As a participant in the procurement process, Departments are accountable for all purchases you make or authorize



# Department Responsibilities

- Faculty and staff are authorized to complete transactions totaling less than \$10,000
- The Regents require that all transactions \$10,000 or greater be competitively bid by Procurement Services and also be managed by Procurement Services, to ensure that prices are fair and reasonable in an open and competitive marketplace
  - If the total value of the purchase will be \$10,000 or greater over a period of time, then the bidding process needs to take place



# Department Responsibilities

- As a participant in the procurement process, departments need to contact Procurement Services early in the process and be prepared to include:
  - ✓ Scope of Work
  - Identify potential suppliers for the product or service
  - ✓ Timeline
  - Evaluation Criteria
- <u>SPG 507.01</u> details responsibilities required of both the purchasing unit and Procurement Services





See also the Buying at U-M: Quick Start Guide

http://procurement.umich.edu/sites/default/files/buying-at-u-m-a-quickstart-guide.pdf





#### **Internal Service Providers**

U-M business units that provide goods/services to other departments

Procurement review is **not** necessary.

#### **Strategic Contracts**

Contracts that are open for use by all authorized faculty and staff

Go to "Find Products & Services" or shop in M-Marketsite.

#### **M-Marketsite**

U-M's online catalog ordering system where faculty and staff can place orders from many different suppliers





- Quote to Order System (QTO)
  - A web-based portal designed to help U-M faculty and staff obtain estimates from multiple strategic suppliers based on available commodities currently in the QTO website:
    - ✔ Printing & Mail March 2017
    - ✓ Website & Graphic Design Fall 2017
    - ✓ IT Temp Staffing 2019



#### eProcurement Requisition (ePro Req)

The ePro Req is the only transaction that you complete in M-Pathways to order goods and services:

- Used for one-time purchases from suppliers that do not have contracts with the University
- Used as a "Release" off M-Pathways contracts that can be set up for you

This process results in a *Purchase Order* 

#### PeoplePay eProcurement Requisition

Used to pay individuals for non-appointment-related services





#### **PCard**

- The Purchasing Card (PCard) is a credit card granted to authorized U-M faculty and staff
  - Its primary use is to pay for business travel and hosting expenses, dues and subscriptions
  - ✓ It can also be used for the occasional purchase of low dollar, supply-type items if the items are not available from a University Contract



# Competitive Bid Process - \$10K & Over

- The Regents of the University of Michigan established a policy that all goods and services valued equal to or over \$10,000 must be competitively bid to ensure a fair and reasonable price in an open and competitive marketplace
- Contact your Procurement Team or Procurement Agent early in the purchasing process
- Provide the Procurement Agent with detailed information about your requirements for the transaction
- Allow the Procurement Agent sufficient time to research potential suppliers, review and clarify your department's requirements, and prepare the bid documents





# Competitive Bid Process - \$10K & Over

- Allow sufficient time (two to four weeks on average) for the suppliers to respond to a bid request
- Departments will be asked to assist with the evaluation and supplier selection process
- Departments will manage the relationship after the award to the supplier



# **Types of Competitive Bidding**

- Differences in sourcing events are based on the level of readiness to buy
- RFI (Request for Information) (Educate) Survey the marketplace to help understand available options
- RFP (Request for Proposal) (Compare) Know what is needed and want suppliers to propose solutions to meet those needs
- RFQ (Request for Quotation) (Quantify) Know exactly what is needed and want to understand pricing, warranties, timelines, etc.



# **Competitive Bid Timeline Impacts**

- Project team availability
- Scope
- Supplier response
- Evaluation criteria
- Terms and Conditions



# **Non-Competitive Bid Purchases**

 A non-competitive purchase is defined as any purchase of goods or services which has not been subject to an open solicitation for pricing from multiple suppliers or has not been subject to evaluation by Procurement Services to determine best value for the university

A Non-Competitive Purchase Award is only allowed under exceptional and limited circumstances



# Non-Competitive Bid Purchases

- Procurement Services can determine whether a purchase must be competitively bid or qualifies to be exempt from the competitive bid process
- The department requesting a non-competitive purchase must complete
  - ✓ Sole Source Justification Form (380.15-01)
  - ✓ The department must demonstrate that the non-competitive purchase is in the best interest of the University by answering the questions on the form
  - Completion of the form does not guarantee the approval of the procurement request
  - ✓ The purchase is reported to the Regents

#### A Note on the Term Sole Source Justification

#### Use of the Term in the eResearch System

- In the **Enter a Subcontract** section of the eResearch Proposal Management system (eRPM), there is a field called "Sole Source Justification."
- This field is used to describe why a proposed site or subcontractor is uniquely qualified to carry out the work for a sponsored project.
- It is not the same as the Procurement Services Sole Source Justification form used for purchases that cannot be competitively bid.



## Federal Awards

#### **New Policy on Federal Awards**

U-M is no longer permitted to approve sole source purchases when the good or service is simply listed in approved award documentation.

# Sole source purchases are allowed only when one or more of the following circumstances apply:

- The item is available only from a single source
- The public exigency or emergency for the requirement will not permit a delay resulting from competitive solicitation
- The Federal awarding agency or pass-through entity expressly authorizes non-competitive proposals in response to a written request from the non-Federal entity
- After solicitation of a number of sources, competition is determined inadequate



#### **Federal Awards**

#### **New Policy on Federal Awards**

The Uniform Guidance requires publicizing bids exceeding the Federal Simplified Acquisition Threshold (\$250,000 or greater, beginning October 1, 2018) and any response must be considered to the maximum extent practical.

- Procurement Services will use "visible to the public" feature to comply
- It is estimated that under 20 RFX's will be publicized annually



## **Sole Source**

#### Source:

http://procurement.umich.edu/sites/defau lt/files/380.15-01\_sole\_source\_justificatio n\_form.docx

	PROCUREMENT SERVICES UNIVERSITY OF MICHIGAN
SOLE SOURCE JUSTIFICATION FORM	
Department Name:	
Supplier:	
Product/Service General Description:	
Manufacturer (if applicable):	
Model (if applicable):	
Requisition Number:	Estimated Value:
Describe the intended use for this product or service:	
2. Describe the unique features that make this product or service available only from this supplier:	
3. Describe why these unique features are required.	





# **Contracting Basics**

#### Signature Authority for Contracts and Agreements

- All contracts and agreements between a supplier and the university must be reviewed by Procurement Services
- Some contracts and agreements contain language that require legal and/or risk management review. Procurement Services will obtain the necessary approvals and ensure compliance
- Procurement Services handles negotiations with suppliers and obtains the legally authorized signatures for all contracts and agreements
- Signature authority belongs to Procurement Services Faculty and staff are not authorized to sign purchasing contracts and agreements on behalf of the university



# Contracting Basics

#### **Avoid Premature Commitments**

- Cultivate a positive relationship with potential partners, but balance that against making premature commitments. Inform suppliers of the competitive bidding policy
- Make it clear to suppliers that there are others within the university who must approve and sign any contract
- Do not conduct independent negotiations
- Provide Procurement Services with the performance information pertaining to the contract
  - If you only receive what is written in the contract, for the dollars you are spending, would you be satisfied?

# **Contracting Timeline Impacts**

- Data classifications of moderate or above
  - UM Service Provider Security Compliance Questionnaire (UMSPSCQ)
  - Data Protection Agreement (DPA)
- Protected Health Information (PHI)
  - Business Associate Agreement (BAA)
- Non Disclosure Agreement (NDA)
- Insurance requirements
- Office of General Counsel
  - Redlines
- Treasury
  - Automated Clearing House (ACH) or Payment Card Industry (PCI)
     Compliance





# **Strategic Contracts**

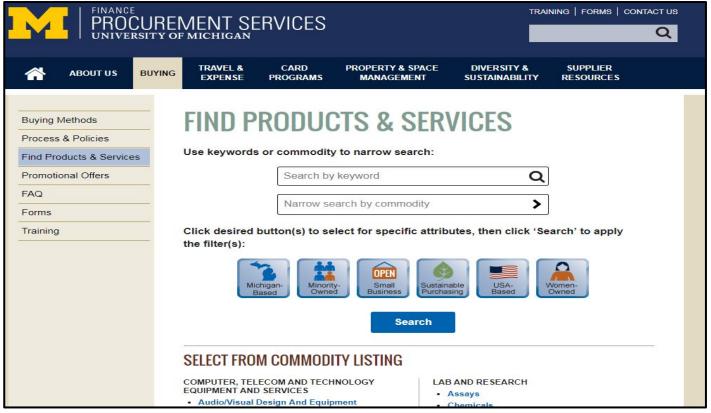
- Procurement Services establishes contracts through <u>strategic sourcing</u> to maximize the university's buying power and minimize the overall cost of goods and transactional burden
- Benefits of Strategic Contracts
  - ✓ Lower costs to the university and your unit
  - Negotiated discount pricing available to all units
  - Free or reduced cost shipping
  - Electronic invoice payment processing
  - ✓ No competitive bid process required when utilizing strategic contracts











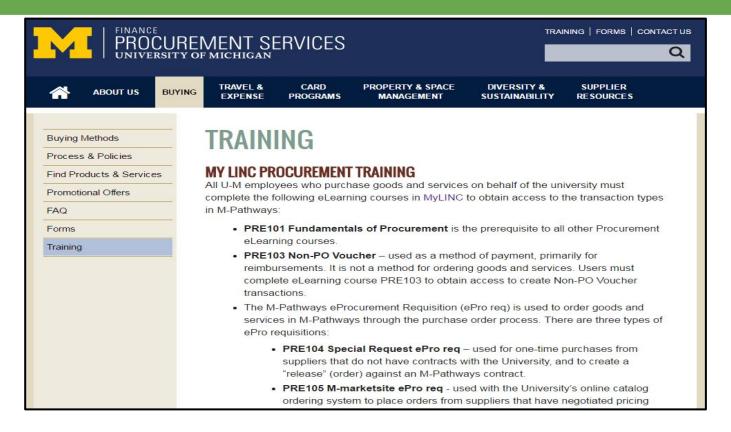






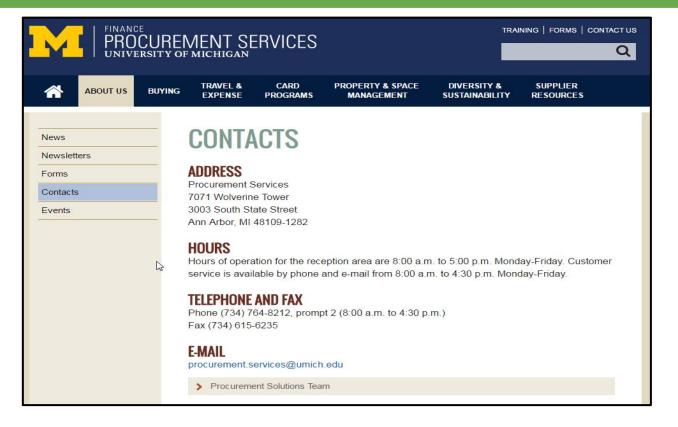




















- Procurement Services Website <u>http://procurement.umich.edu/</u>
- Customer Service

   (734) 764-8212, option 2
   procurement.services@umich.edu
- Procurement Services Newsletter
   To sign up, enter your email address in the footer of the Procurement Services website.
- Training Resources









# Closing





# Closing

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# Thank you!

Contact the Navigate Team with questions and comments navigate-research@umich.edu



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