Procurement Policy Updates

Camille Atkinson, Contracting Officer Thursday, May 25, 2023



Agenda

Introduction Signature Authority Contract Routing Compliance Documentation Catering Risk Mitigation



Introduction

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Procurement Coordinators Reagan Burnette Joston Brown Gabrielle Hazard Siomara Plasencia



Signature Authority

Should contracts be signed before or after events/services performed?

We should have a signed agreement in advance per SAO policy and also to protect the Institute.

Can I sign an Agreement? How about my Supervisor?

Please refer to the <u>Delegation of Presidential Authority</u> for a list of who is authorized to obligate GT to a contract. In general, only a Contracting Officer in the Procurement Department can sign Agreements.

Remember: If you or someone in your department signs an Agreement, you can be held personally liable for any charges from the vendor. Only AUTHORIZED individuals can obligate GT funds.



Signature Authority

When should I expect a signed agreement back?

Most agreements we review require redlining in order to comply with all of the guidelines set in place by the state.

Typically you will hear back from Procurement within 48 hours regarding your contract. There may be additional questions before an agreement can be signed.

Keep in mind that there are oftentimes compliance requirements and allow for extra time before your event.





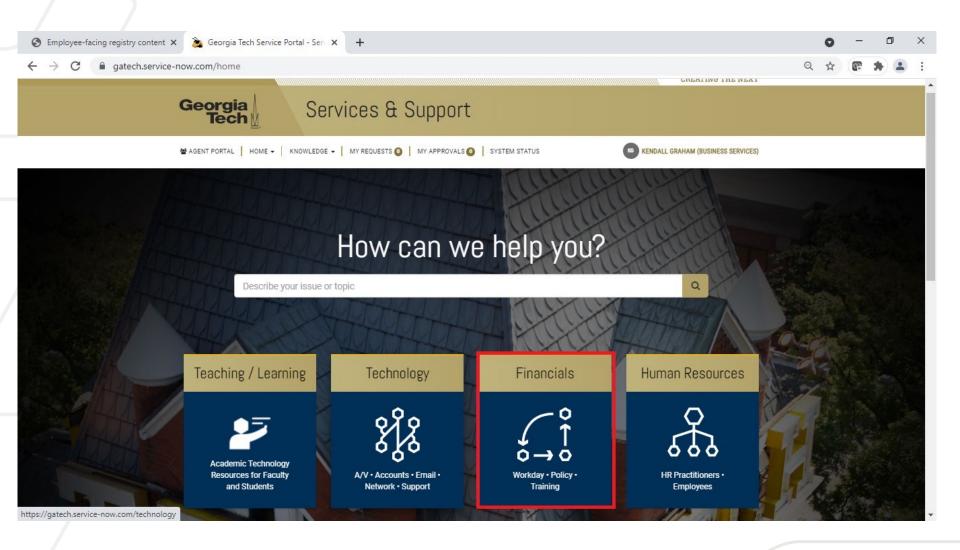
Contract Routing

• The department should submit a requisition when the agreement is for an amount \$2500 or greater and the event is taking place in the current fiscal year.

• The department should submit a ServiceNow ticket if an agreement falls into any of the following categories:

- If a requisition was already entered for less than \$2,500
- If the agreement is for Hotel and Event bookings for future year events
- It is a hotel room block, where the entire fee will be paid by the individuals booking the rooms and does not commit any GT funds
- It is being paid directly by the GT Foundation







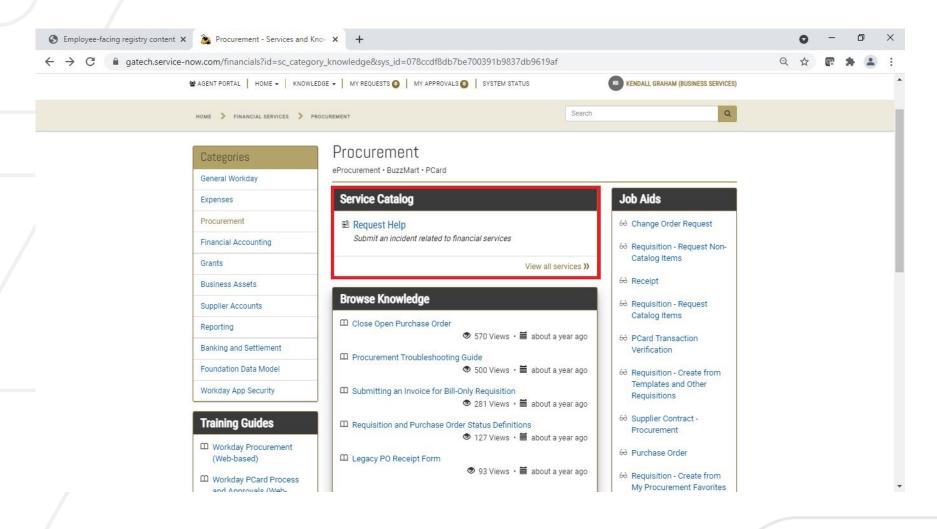
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Supplier Accounts Vendor Mgmt - Accounts Payable Banking and Settlement	Reporting Request • Change • Update Foundation Data Model	Workday Update 6/8 ⊡ COVID-19 Travel Questionnaire update, new Campus Reporting Dashboard Links, YE Close Help, Delegations		







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Compliance Documentation

• Before signing off on the event agreement, the following documentation may be needed:

- E-Verify Affidavit
- Certificate of Insurance
- Certification of Funding Form
- Food & Group Meal Form



E-Verify Affidavit

Who's Responsible for This: Procurement

Who Completes This: The Vendor

Where You Can Find It: You can find this form & related information on Procurement's <u>website</u>



E-Verify Affidavit

In order to comply with a State regulation, Georgia Tech requires a fully completed, signed and notarized <u>E-verify affidavit</u> from any vendor that provides labor or services in an amount that <u>exceeds</u> \$2,499.

It is the responsibility of Procurement to obtain this document, however we have found that the request is expedited when the vendor is made aware of the request from their primary point of contact.



Certificate of Insurance

Who Responsible for This : Procurement

Who Completes This: The Vendor

Vendor may need to furnish to GIT a certificate of insurance indicating that the following coverage is in effect and naming officers, agents and employees of the Board of Regents as additional insured.



Insurance Requirements

<u>Type of Insurance</u>	<u>Coverages</u>	
	Premises & Operations	\$1,000,000/occurrence
1. Commercial General Liability	Products & Completed Operations	\$1,000,000/occurrence
Occurrence (1996 ISO Occurrence Forms or Equivalent)	Personal & Advertising Injury	\$1,000,000/occurrence
	Contractual Liability	\$1,000,000/occurrence
	General Aggregate	\$2,000,000
2. Business Automobile Liability		\$1,000,000 CSL
3. Commercial Umbrella Liability		\$2,000,000/occurrence
4. Worker's Compensation (Employer's	a. Bodily Injury by Accident	a. \$1,000,000/accident
Liability)	b. Bodily Injury by Disease	b. \$1,000,000/employee
5. Professional (errors & omissions) Liability		\$3,000,000/occurrence; \$3,000,000 annual aggregate



Certification of Funding Form

- Who Completes This: The Department
- Where You Can Find It: You can find this form & related information on Procurement's <u>website</u>.



Certification of Funding Form

• Due to COVID-19, we had most of our planned events for 2020 & 2021 cancelled due to state & federal regulations.

• To mitigate risk, we created the <u>Certificate of Funding for</u> <u>Reservation</u> form to ensure that the liquidated costs owed to the venue in the event of cancellation are available.

• This is needed if the liability is over \$25K or Procurement needs assurance that the department has funds available.



Food & Group Meal Form

- •Who Completes This: The Department
- Where You Can Find It: You can find this form & related information on Procurement's <u>website</u>.



Food/Group Meal Form

The Food/Group Meal Form is required when submitting any estimates, invoices, or reimbursements that include food.



Food / Group Meal Event Documentation Form

(Effective February 1, 2022)

Purpose: This form is used to provide documentation for all food/group meal purchases funded with institutional, Foundation and sponsored funds. Institutional funds include appropriations, departmental sales/service funds, student activity funds, and auxiliary funds. A copy of this form must be maintained with any P-Card receipt documentation and payment requests submitted to Accounts Payable. Use this form for meals or food purchased on or after February 1, 2022. Events using custodial(previously agency funds) or processed directly through the GT Foundation OR GTRC do not require use of this form.

Questions: Submit a ServiceNow ticket to Accounts Payable

For America-to-Go orders, attach form to requisition.				
Business Purpose :				
On campus Off Campus				
Date(s) of Event: Time (Start/End):				
GT Event Sponsor:				
Approval Signature				
*Pre- approval by department head/delegate is required for employee business meetings using institutional funds				
Type of Activity: Student Event Business Meeting Final Volunteer Event Volunteer Event Volunteer Event				
Conference, Camp & Workshop Contract Hospitality Annual Member Recognition				
Participants:				
Students Employees Non-employees Volunteers Conference Attendees				
Group event: 15+ participants (reception, banquet, open house) Estimate#:				
Less than 15 participants. Provide list of participants with associated dept/entity				
Meal cost per person:				
CAN NOT EXCEED \$13/Breakfast, \$14/Lunch, \$23/Dinner. Unless Foundation/GTRC funds are used or sponsor approve	s			
Funding Source: 🗆 Student Activity Fees 🔅 Custodial Funds 📄 Departmental Sales Rev				
□ Sponsored □ Institutional □ Auxilary □ GT FDN/GTRC				
Worktag(s):				
Policy Guidance: (See policy 5.2.1.9 for detailed policy)				
Foundation funded payments for snacks, beverage service, and other meals in support of Institute business may be proceed through Accounts Payable. Meal per diem limits and meeting length limits are not imposed.	essed			
Meals served during employee business/training meetings using Institutional funds must: (1) last 4+ hours, (2) be pre-approved				
by Dep Head, (3) include a formal written agenda with meeting times, and (4) ho breaktast or end-or-meeting lunch or dinner meals. Official student events, volunteer events, and food purchased for official guests and program participants is limited to State of Georgia meal per diem limits, but minimum meeting lengths are not imposed State of Georgia Meal Per Diems limited to \$13/breaktast, \$14/lunch, \$23/dinner per person (incl tax/tip) Payments for alcohol can not be processed through the Institute (see policy for allowable exceptions) Sonoreard funds can only be used when specifically allowed to sponser in writing				
State of Georgia Meal Per Diems limited to \$13/breakfast, \$14/lunch, \$23/dinner per person (incl tax/tip)				
Payments for alcohol can not be processed through the Institute (see policy for allowable exceptions)				
Sponsored funds can only be used when specifically allowed by sponsor in writing Meals purchased using Custodial Funds aren't restricted by meal per diem limits, but must be reasonable				
See Student Center website for GT Catering Providers Policy: <u>www.studentcenter.gatech.edu/campuscatering.htm</u> Use of authorized caterers is required for on-campus events over \$400				
The Pcard can be used for food purchases that are in compliance with the Food/Group Meal policy Payments made through the Institute are exempt from sales tax. The FDN & GTRC are subject to sales tax				
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FOOD GROUP MEAL DOC FORM 2/2022



CAMPUS CATERING SERVICE PROVIDERS

PRIMARY CATERING PROVIDER

SECONDARY CATERING PROVIDERS

 Georgia Tech's Primary Caterer is <u>Tech Catering</u>

 Tech Catering has exclusive catering rights in the Student Center, Student Center Pavilion, Exhibition Hall, and West Village Dining Commons

Primary Contact:

Kelly Rowland- Prather Director (GT Catering) kelly.rowlandprather@dining.gatech.edu

- Georgia Tech has contracted with <u>Secondary</u> <u>Caterers</u>
- Secondary Caterers are contracted operators and can be used anytime without prior authorization from Administration in nonexclusive locations.



Secondary Catering Contracts

Contracted Secondary Catering Suppliers	Informal Catering	Formal Catering
Affairs to Remember		\checkmark
Avenue Catering		\checkmark
Carlyles		\checkmark
Popbar		
Proof of the Pudding		\checkmark
Serendipity Catering		\checkmark
Time To Dine		\checkmark

America To Go

- Catering Food Delivery service
- Punchout Service in Jaggaer
- Maximum order limit: \$400
- When to order? When you need quick catering, for example "12 box lunches".

*Additional Secondary Catering Suppliers contracted with Georgia Tech (i.e. Technology Square restaurants) can be found on the special events website: https://specialevents.gatech.edu/resources/catering/companies



Catering Requisitions

1 Quote & Agreement	2 <u>Unauthorized Purchase</u>	3 <u>Alcohol</u>
Formal Supplier Quote/ BEO/Agreement is needed for purchase justification. Agreements/ BEOs for off- campus catering must be signed by Procurement.	Per State Accounting Office policy, a PO should be issued in advance of goods or services being delivered. Not following this policy, will result in an unauthorized purchase. Form must be attached to requisition.	On-Campus alcohol approval attached to quote. Alcohol charges can not be purchased on state funds.

- E-Verify affidavit for off-campus catering (collected by Procurement)
- Food Group Meal Form attached to requisition
- Exemption Approval documentation must be attached to requisition for on-campus not contracted caterers



Alcohol

Georgia Tech funds cannot be used to pay for alcohol & must be paid for by the Georgia Tech Foundation.

Taxes must be included in any purchases made with Georgia Tech Foundation funds.

Two Payment Options:

(1) All through GT Foundation

(2) You will need two separate invoices: one for the catering/reservation to be paid via Georgia Tech Funds & one for the alcohol to be paid by the Foundation



Risk Mitigation

All agreements are reviewed to ensure that the terms of the agreement align with our standard terms & that we mitigate any risk that could fall on the institution.

Three strategies to mitigate risk:

- Adding our revised "Force Majeure" language into the vendor agreement.
- The possibility of entering a purchase order for any liquidated damages
- Obtaining Event Cancellation insurance



Force Majeure

Sample of Force Majeure language

"Force Majeure" shall mean Acts of God, storms, inclement weather conditions, strike, disaster, civil disturbance, war, riot, acts of public enemy, explosion, epidemic, pandemic, curtailment of transportation facilities, insufficient registrations as reasonably determined by Georgia Tech/Insert proper identifier, or any law, order, rule, regulation, state of emergency, act of or restraint by any governmental body of authority, including federal, state or local authorities and agencies, which by exercise of due diligence such party is unable to avoid, or any other occurrence beyond either party's control. In the event either party's performance hereunder is rendered impossible, hazardous, or is otherwise prevented or impaired by a Force Majeure event, both parties shall be excused from their obligations hereunder, neither party shall be liable to the other in connection therewith, and any and all deposits and payments paid to the Hotel/Vendor/Insert proper identifier shall promptly refunded to Georgia Tech/Insert proper identifier."



Questions

