



# Homes and Community Renewal

KATHY HOCHUL  
Governor

RUTHANNE VISNAUSKAS  
Commissioner/CEO

## Questions and Answers ("Q&As") Request for Proposals ("RFP") for Arbitrage Rebate Services

Issued: February 4, 2022

No.	Questions	Answers	Posted Round
1	Can I apply for Arbitrage Rebate Services, only?	The Agencies will evaluate all responses received. If there is any Scope of Service mentioned in the RFP that cannot be provided as stated, please indicate your alternative.	1
2	The RFP deadline for submissions was 12/17/2021. Is it possible for me to still submit a proposal to provide Arbitrage Services?	Please refer to Section 5 (Calendar of Events and Milestones) of the Request for Proposals (RFP). The Deadline for Submission of Proposals is February 15, 2022, 12:00pm EST. Pursuant to Section 10 (Amendments and Addenda) of the RFP, it is the responsibility of the Proposer to periodically review the Agencies' website for updates to the RFP.	1
3	I am not located in New York State. Does this disqualify my firm?	The Agencies are seeking qualified proposals from Firms or Proposers in New York State.	1
4	On RFP page 6 of 25, Section 4.1 Minority and or Women Owned - It states all MWBE firms must be registered with State's Empire State Development. This agency is in New York. I am registered with State of Florida. Does this disqualify my firm?	Uncertified M/WBE and SDVOBs may respond to this RFP. Uncertified firms must subcontract with certified firms to meet the goals outlined in Section 4 of the RFP.	1
5	I make my own certifications and include a statement that the calculation methodology used is consistent with current tax laws and regulations and may be relied upon by the Agencies in determining its liability payments to the IRS. I have no partnership with a law firm, does this disqualify my firm?	It is the preference of the Agencies that Proposing uncertified (Majority) Firms demonstrate successful partnerships with at least one qualified State-certified MWBE law firm specializing in rendering arbitrage opinions, tax law and/or bond law expertise. The Agencies may also consider a Proposing Majority Firm's willingness to partner with an MWBE law firm of their choosing or the Proposing Majority Firm's willingness to partner with a MWBE law firm on the Agencies' prequalified co-bond panel.	1
6	Regarding Section 8.1.4, page 10 of RFP - Are there any form(s) that will be needed to waive the Service-Disabled Veteran-Owned Business Enterprise participation? We are not sure if we can find a SDVOBE firm to provide a portion of the arbitrage services. Also, would the waiver form(s) need to be included in the proposal that we will submit? Or is it done upon award of the contract?	If you would like to request an SDVOB waiver, please submit a completed Certification of Good Faith Efforts, PROC-10 Form with your proposal. The PROC-10 Form is accessible at <a href="https://hcr.ny.gov/system/files/documents/2020/07/proc-10-certification-of-good-faith-efforts.pdf">https://hcr.ny.gov/system/files/documents/2020/07/proc-10-certification-of-good-faith-efforts.pdf</a>	1



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7	Regarding Section 13, page 19 of RFP - If we have suggested changes to the standard clauses for agency's contracts, do we need to address this in our response to the proposal or can we discuss our suggested changes upon the award of the contract with the agency?	While Prospective Proposers may cite any changes in TAB 2 of their Proposal Submission, the Agencies' Standard Clauses are "Standard" and the Agencies are under no obligation to make revisions to their clauses.	1
8	Regarding the MWBE participation percentages, if we are to propose a partial waiver, which form(s), if any, should we submit with the proposal or is this prepared upon an award of the contract?	If you would like to request a partial waiver, please update the utilization percentage(s) on the Utilization Plan, PROC-2 Form and also submit a completed Request for MWBE Waiver, PROC-3 Form with your proposal. The PROC-3 Form is accessible at <a href="https://hcr.ny.gov/system/files/documents/2019/02/mwbewaiverform.pdf">https://hcr.ny.gov/system/files/documents/2019/02/mwbewaiverform.pdf</a>	1