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# Acquisition Strategy Development



- **Senior Leadership Team to improve acquisition strategy process**
- **Corporate Acquisition Strategies**
  - Broad Corporation-wide review of requirements and execution
  - Team Makeup - BL, OPS, ACQ, SB, Echelon III/IV
  - Workload projection
  - Contract tools/capacity
  - Business rules
  - Small Business
  - Industry Partnership
- **Echelon III/IV Acquisition Strategies**
  - Strategic review of workload and strategy for execution
  - Nimble in reaction to ever changing world (i.e. Recovery Act)
  - Focused on Supported Commanders
  - In tune with regional industry partners including small business

# American Recovery and Reinvestment Act



- **New FAR Clauses**
  - Reporting Requirements
  - “Buy American” Provision
  - Whistleblower Protections
  - Publicizing Contract Actions
  - GAO/IG Access
  - GAO Access to contractor employees
- **Government must post rationale for contracts:**
  - Not Fixed Price
  - Not Competitive
  - Modifications to the above
- **Government must publicize Task & Delivery Orders**
  - No waiting period prior to award
- **IG involvement during and after acquisition**

# Project Labor Agreements



- **Use of Project Labor Agreements for Federal Construction Projects** (EO 13502). This Executive Order encourages agencies to use Project Labor Agreements ("PLAs") in federal construction projects having a total cost to the Government of \$25 million or more, when use of a PLA will advance the Government's interest.
- The EO is not effective immediately, there is a FAR case in process, this will provide guidance on the criteria defining when the use of a PLA will meet the goals of the EO.
- Use of a PLA does not exclude nonunion contractors from competing or performing on a project. Use of a PLA does not preclude nonunion employees from working on a project.

# OTHER ACQUISITION INITIATIVES



- **Emphasis on Performance Evaluation submissions**
- **Posting of Justification and Approvals for Non-Competitive Actions**
- **Payment for Materials offsite**
  - **Consent of surety**
  - **Paid Invoice**
  - **Materials not susceptible to deterioration or damage in storage or in transit to the jobsite**
  - **Bonded Facility**
- **Reviewing evaluation factors**
- **One Phase Design-Build**
- **CM @ Risk Pilots**
- **Program Support Contracts**



# BACKUP SLIDES

- **“Sec. 3. (a) In awarding any contract in connection with a large-scale construction project, or obligating funds pursuant to such a contract, executive agencies may, on a project-by-project basis, require the use of a project labor agreement by a contractor where use of such an agreement will (i) advance the Federal Government's interest in achieving economy and efficiency in Federal procurement, producing labor-management stability, and ensuring compliance with laws and regulations governing safety and health, equal employment opportunity, labor and employment standards, and other matters, and (ii) be consistent with law.**
  
- (b) If an executive agency determines under subsection (a) that the use of a project labor agreement will satisfy the criteria in clauses (i) and (ii) of that subsection, the agency may, if appropriate, require that every contractor or subcontractor on the project agree, for that project, to negotiate or become a party to a project labor agreement with one or more appropriate labor organizations. “**