

# Attachment 5

52.212-2 EVALUATION--COMMERCIAL ITEMS (NOV 2021)

THIS IS A COMPETITIVE BEST VALUE ACQUISITION USING SIMPLIFIED PROCEDURES AUTHORIZED BY FAR 13.5 "TEST PROGRAM FOR CERTAIN COMMERCIAL ITEMS"

(a) The Government will award a contract resulting from this solicitation to the responsible offeror whose offer conforming to the solicitation will be most advantageous to the Government, price and other factors considered. The following factors shall be used to evaluate offers:

Price

Technical Acceptability

Past Performance Acceptability

(b) Options. The Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. The Government may determine that an offer is unacceptable if the option prices are significantly unbalanced. Evaluation of options shall not obligate the Government to exercise the option(s).

(c) A written notice of award or acceptance of an offer, mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award.

(End of provision)

## ADDENDUM TO FAR 52.212-2:

Best value is expected to result from selection of the technically acceptable quote with the lowest evaluated price from the responsible vendor with acceptable past performance. By submission of its quote, the vendor accepts all solicitation requirements, including all technical requirements and terms and conditions. Failure to conform to solicitation requirements may result in a quote being determined not awardable without further evaluation. Vendors must clearly identify any exception to the solicitation and provide complete accompanying rationale. The evaluation criteria are detailed below:

Factor 1 - Price. The total evaluated price will be determined by adding the value of each Contract Line Item (CLIN) plus 50% of the final option year CLINs. The additional 50% of the final option year prices represents the total cumulative price of 52.217-8. Should IAW FAR clause 52.217-8 be exercised in the future, the price will be pro-rated to the actual performance required. Before a contract may be awarded, the contracting officer must determine the price fair and reasonable per FAR 13.106-3.

The Government reserves the right to conduct an analysis for balance on the vendor's quote. A quote may be not awardable if it is determined to be unbalanced.

Factor 2 - Technical Acceptability. The term "technical," as used herein, refers to non-price factors other than past performance. The purpose of the technical factor is to assess whether the vendor's proposal will satisfy the Government's minimum requirements. Each vendor's quote will be evaluated against technical requirements on and be assigned a rating of "acceptable" or "unacceptable."

Rating Description:

"Acceptable" - Quote clearly meets the minimum requirements of the solicitation.

"Unacceptable" - Quote does not clearly meet the minimum requirements of the solicitation.

The quote will be determined technically acceptable if it includes a listing of all washers and dryers that meet the requirements of the Performance Work Statement. The following equipment that will be required for this contract are as follows: Single Electric Washers, Stacked Front Load Electric Washer and Electric Dryer Combo, Single Gas Dryers, Stacked Gas Dryers, Stacked Front Load Electric Washer and Electric Dryer Machines, & Single Electric Washers.

Factor 3 - Past Performance Acceptability. The past performance evaluation results is an assessment of the vendor's probability of meeting the minimum past performance solicitation requirements. This assessment is based on the vendor's record of relevant and recent past performance information that pertains to the services outlined in the solicitation requirements. Past performance information will be gathered from information provided by the vendor, and the data independently obtained from other sources. There are two aspects to the past performance evaluation: a) recency & relevancy; b) performance acceptability.

Recency and relevancy - Each vendor's present/past performance will be evaluated to determine whether or not it is recent and relevant. Recent past performance is defined as efforts where performance is ongoing or performed within the past three (3) years from the date of issuance of this solicitation. Each vendor's present/past performance will also be evaluated to determine whether or not it is relevant to the effort being acquired. Relevant performance includes performance of efforts involving requirements that are similar or greater in scope and/or complexity than the effort described in this solicitation. Past performance that fails either of these conditions will be determined not relevant.

Each vendor's recent and relevant past performance will be evaluated and the vendor will be assigned a single rating of "acceptable" or "unacceptable" based on the vendors probability of meeting contract performance requirements.

#### Rating Descriptions

"Acceptable" - Based on the vendor's performance record, the Government has a reasonable expectation that the vendor will successfully perform the required effort, or the vendor's performance record is unknown.

"Unacceptable" - Based on the vendor's performance record, the Government has no reasonable expectation that the vendor will be able to successfully perform the required effort.