

(i) In accordance with FAR Part 13, this combined synopsis/solicitation for commercial items is prepared in accordance with the format in [Subpart 12.6](#), as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; quotes are being requested and a written solicitation will not be issued. The Department of Veterans Affairs, Orlando VA Medical Center has a need to procure **REPLACEMENTS FOR DAMAGED TREES**.

(ii) The combined synopsis solicitation number is **36C24818Q0073**. It's issued as a Request for Quotation (RFQ).

(iii) This combined synopsis solicitation RFQ and the provisions and clauses incorporated are those in effect through **Federal Acquisition Circular 2005-96 11-06-2017**.

(iv) The combined synopsis solicitation is **Set-Aside for Service Disabled Veteran Owned Business (SDVOSB) and Cascading Procedures will be used**. The **NAICS is 561730**. Business size standard is \$7.5 Million. Note, Interested Service Disabled Veteran Owned Small Business [SDVOSB] Offerors must be listed and registered in Vetbiz.gov to be considered for Award.

(v) This combined synopsis solicitation is for the purchase of **REPLACEMENTS FOR DAMAGED TREES**. Responses shall be on an all or none bases, no partial submission. The Government reserves the right to make no award at all.

ITEM INFORMATION

ITEM NUMBER	DESCRIPTION OF SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	Southern Magnolia- 7-8" CAL. 20-26' Ht. 8-10 Ft. Spr 80" Root ball (Field Grown)	12.00	EA	_____	_____
0002	Drake Elm- 100G 36" Grade #1, SPECIMEN, 3.75-4" CAL. 14-15' HT. 7-8' SPR	21.00	EA	_____	_____
0003	Cabbage Palm- FIELD GROWN 6-18' HT. CT (Field Grown)	17.00	EA	_____	_____

0004	Pindos palm – 4-6' HT. (Field Grown)	1.00	EA	_____	_____
0005	Labor charge, equipment rental	1.00	JB	_____	_____
0006	Delivery charge	1.00	JB	_____	_____
				GRAND TOTAL	_____

Description

The VHA NCO 08 - 675 - Orlando, FL requires the following: Replacements for Damaged Trees.

Objective: The intent of this Request for Quote (RFQ) is to replace trees damaged in Hurricane Irma. The work involves the purchase and professional installation of specified replacement specimen quality trees destroyed during Hurricane IRMA while adhering to the project specifications. The location of all the tree plantings shall be followed per the locations that they were lost during the hurricane

Government Needs

- **Please see attached Statement of Work.**

(vi) A description of the items to be acquired, and/or applicable Government need(s) as follows: See above.

(vii) The equipment is to be delivered on or before 01-31-2018 at the expense of the offeror, FOB destination to Orlando VA Medical Center, 13800 Veterans Way, Orlando, FL 32827.

(viii) Provision 52.212-1, Instructions to Offerors – Commercial (Oct 2015), applies to this acquisition.

Addendum to FAR 52.212-1 Instructions to Offerors – Commercial Items: Offerors are to e-mail complete quotes to Lisa.John@va.gov no later than Noon EST on 22 December, 2017. All provisions and clauses applicable to this solicitation can be viewed in full text using the following web addresses: <http://www.acquisition.gov/far/index.html>

Note, unless exempt per Federal Acquisition Regulation [FAR] Part 4.11, all contractors must be registered and have an active registration in the System for Award Management (SAM) to be considered for an award against this solicitation. SAM combines data that was formerly contained in the Central Contractors Registration (CCR) and Online Representation and Certifications (ORCA) systems. For information please review the SAM website at <https://www.sam.gov>. A Data Universal Numbering System (DUNS) number is utilized for registration. To register go to <https://www.acquisition.gov>.

(ix) Provision 52.212-2, Evaluation – Commercial Items (OCT 2014), applies to this acquisition. 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 and technical acceptability.
- A **Comparative Evaluation** will be conducted in accordance with FAR Part 13.106-2(b)(3) to determine the best value.

ADDENDUM TO 52.212-2, EVALUATION – COMMERCIAL ITEMS, CASCADE PROCEDURES

1. Any award(s) resulting from this solicitation will be made using the following cascade order of precedence:

1.1. **SDVOSB Set-Aside:** In accordance with VAAR Subpart 819.7005 and PL 109-461, award under this solicitation will be made on a competitive basis to a qualified, responsible, eligible Service Disabled Veteran Owned Small Business (SDVOSB) concern (see VAAR 852.219-10(a)(1), "VA NOTICE OF TOTAL SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS SET ASIDE" for SDVOSB size definition) who submits a responsive quote, *provided* that there is adequate competition among such firms and award can be made at a fair and reasonable price that offers best value to the United States.

1.2. Make award to an eligible SDVOSB at a fair and reasonable price in accordance with FAR 19.202-6. Any resulting order or contract award will contain the applicable FAR and VAAR clauses, including 852.219-10, VA Notice of Total Service-Disabled Veteran-Owned Small Business Set-Aside (JUL 2016) (Deviation).

1.3. **VOSB Set-Aside:** If award cannot be made to an SDVOSB concern at a fair and reasonable price, award will be made to an eligible Veteran Owned

Small Business (VOSB) concern at a fair and reasonable price. Any resulting order or contract award will contain the applicable FAR and VAAR clauses, including 852.219-11, VA Notice of Total Veteran-Owned Small Business Set-Aside (JUL 2016) (Deviation).

1.4. **Small Business Set-Aside:** If award cannot be made to a SDVOSB or VOSB concern at a fair and reasonable price, award will be made to a Small Business (SB) concern. Any resulting order or contract award will contain the applicable FAR and VAAR clauses, including 52.219-6, Notice of Total Small Business Set-Aside (Nov 2011).

1.5. **Unrestricted:** If award cannot be made to a SDVOSB, VOSB, or SB concern at a fair and reasonable price, award will not be made as a small business set-aside. Any resulting order or contract award will contain the applicable FAR and VAAR clauses.

1.6. If fair and reasonable pricing cannot be established with any small business concern, then award will be made on the basis of full and open competition considering all responsive quotes submitted by responsible business concerns, including any quoters categorized as large business.

2. Award can be made if only one quote is received and that quote is a fair and reasonable price and from a vendor that is qualified, responsible, and eligible.

3. At any step in the cascade order of precedence, in determining a price as fair and reasonable and offering best value to the United States, pricing information submitted by all quoters may be taken into consideration, as well as any other information available to the Contracting Officer in accordance with FAR 19.202-6.

END OF ADDENDA TO 52.212-2

(x) 52.212-3 Offeror Representations and Certifications – Commercial items (MAY 2014) applies to this acquisition. Offerors shall include a completed copy of the provision at 52.212-3 Offeror Representation and Certification – Commercial Items (FEB 2016) with their offer. Provision at 52.212-3 Offeror Representation and Certification can be accessed electronically at the following web address: <http://www.acquisition.gov/far/index.html>

(xi) Clause 52.212-4, Contract Terms and Conditions - Commercial Items, applies to this acquisition.

(xii) Clause 52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders—Commercial Items (APR 2015) applies to this acquisition.

(a) The Contractor shall comply with the following Federal Acquisition Regulation (FAR) clauses, which are incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

(1) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (Dec 2014)

(2) 52.233-3, Protest After Award (Aug 1996) (31 U.S.C. 3553).

(3) 52.233-4, Applicable Law for Breach of Contract Claim (Oct 2004) (Public Laws 108-77 and 108-78 (19 U.S.C. 3805 note)).

(b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

(1) 52.203-6, Restrictions on Subcontractor Sales to the Government (Sept 2006), with Alternate I (Oct 1995) (41 U.S.C. 4704 and 10 U.S.C. 2402).

(2) 52.203-13, Contractor Code of Business Ethics and Conduct (APR 2010)(41 U.S.C. 3509).

(3) 52.203-15, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (JUN 2010) (Section 1553 of Pub. L. 111-5). (Applies to contracts funded by the American Recovery and Reinvestment Act of 2009.)

(4) 52.204-10, Reporting Executive Compensation and First-Tier Subcontract Awards (Jul 2013) (Pub. L. 109-282) (31 U.S.C. 6101 note).

(5) [Reserved]

(6) 52.204-14, Service Contract Reporting Requirements (JAN 2014) (Pub. L. 111-117, section 743 of Div. C).

(7) 52.204-15, Service Contract Reporting Requirements for Indefinite-Delivery Contracts (JAN 2014) (Pub. L. 111-117, section 743 of Div. C).

(8) 52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment. (Aug 2013) (31 U.S.C. 6101 note).

(9) 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters (Jul 2013) (41 U.S.C. 2313).

(10) [Reserved]

(11)(i) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (NOV 2011) (15 U.S.C. 657a).

- (ii) Alternate I (NOV 2011) of 52.219-3.
- (12)(i) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (OCT 2014) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a).
- (ii) Alternate I (JAN 2011) of 52.219-4.
- (13) [Reserved]
- (14)(i) 52.219-6, Notice of Total Small Business Set-Aside (NOV 2011) (15 U.S.C. 644).
- (ii) Alternate I (NOV 2011).
- (iii) Alternate II (NOV 2011).
- (15)(i) 52.219-7, Notice of Partial Small Business Set-Aside (June 2003) (15 U.S.C. 644).
- (ii) Alternate I (Oct 1995) of 52.219-7.
- (iii) Alternate II (Mar 2004) of 52.219-7.
- (16) 52.219-8, Utilization of Small Business Concerns (OCT 2014) (15 U.S.C. 637(d)(2) and (3)).
- (17)(i) 52.219-9, Small Business Subcontracting Plan (OCT 2014) (15 U.S.C. 637(d)(4)).
- (ii) Alternate I (Oct 2001) of 52.219-9.
- (iii) Alternate II (Oct 2001) of 52.219-9.
- (iv) Alternate III (OCT 2014) of 52.219-9.
- (18) 52.219-13, Notice of Set-Aside of Orders (NOV 2011) (15 U.S.C. 644(r)).
- (19) 52.219-14, Limitations on Subcontracting (NOV 2011) (15 U.S.C. 637(a)(14)).
- (20) 52.219-16, Liquidated Damages—Subcontracting Plan (Jan 1999) (15 U.S.C. 637(d)(4)(F)(i)).
- (21) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (NOV 2011) (15 U.S.C. 657f).
- (22) 52.219-28, Post Award Small Business Program Representation (Jul 2013) (15 U.S.C. 632(a)(2)).
- (23) 52.219-29, Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business (EDWOSB) Concerns (Jul 2013) (15 U.S.C. 637(m)).

(24) 52.219-30, Notice of Set-Aside for Women-Owned Small Business (WOSB) Concerns Eligible Under the WOSB Program (Jul 2013) (15 U.S.C. 637(m)).

(25) 52.222-3, Convict Labor (June 2003) (E.O. 11755).

(26) 52.222-19, Child Labor—Cooperation with Authorities and Remedies (JAN 2014) (E.O. 13126).

(27) 52.222-21, Prohibition of Segregated Facilities (APR 2015).

(28) 52.222-26, Equal Opportunity (APR 2015) (E.O. 11246).

(29) 52.222-35, Equal Opportunity for Veterans (JUL 2014) (38 U.S.C. 4212).

(30) 52.222-36, Equal Opportunity for Workers with Disabilities (JUL 2014) (29 U.S.C. 793).

(31) 52.222-37, Employment Reports on Veterans (JUL 2014) (38 U.S.C. 4212).

(32) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (DEC 2010) (E.O. 13496).

(33)(i) 52.222-50, Combating Trafficking in Persons (MAR 2015) (22 U.S.C. chapter 78 and E.O. 13627).

(ii) Alternate I (MAR 2015) of 52.222-50 (22 U.S.C. chapter 78 and E.O. 13627).

(34) 52.222-54, Employment Eligibility Verification (AUG 2013). (Executive Order 12989). (Not applicable to the acquisition of commercially available off-the-shelf items or certain other types of commercial items as prescribed in 22.1803.)

(35)(i) 52.223-9, Estimate of Percentage of Recovered Material Content for EPA-Designated Items (May 2008) (42 U.S.C.6962(c)(3)(A)(ii)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

(ii) Alternate I (MAY 2008) of 52.223-9 (42 U.S.C. 6962(i)(2)(C)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

(36)(i) 52.223-13, Acquisition of EPEAT®-Registered Imaging Equipment (JUN 2014) (E.O.s 13423 and 13514).

(ii) Alternate I (JUN 2014) of 52.223-13.

(37)(i) 52.223-14, Acquisition of EPEAT®-Registered Televisions (JUN 2014) (E.O.s 13423 and 13514).

(ii) Alternate I (JUN 2014) of 52.223-14.

(38) 52.223-15, Energy Efficiency in Energy-Consuming Products (DEC 2007)(42 U.S.C. 8259b).

(39)(i) 52.223-16, Acquisition of EPEAT®-Registered Personal Computer Products (JUN 2014) (E.O.s 13423 and 13514).

(ii) Alternate I (JUN 2014) of 52.223-16.

(40) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011)

(41) 52.225-1, Buy American—Supplies (MAY 2014) (41 U.S.C. chapter 83).

(42)(i) 52.225-3, Buy American—Free Trade Agreements—Israeli Trade Act (MAY 2014) (41 U.S.C. chapter 83, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note, 19 U.S.C. 4001 note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43).

(ii) Alternate I (MAY 2014) of 52.225-3.

(iii) Alternate II (MAY 2014) of 52.225-3.

(iv) Alternate III (MAY 2014) of 52.225-3.

(43) 52.225-5, Trade Agreements (NOV 2013) (19 U.S.C. 2501, *et seq.*, 19 U.S.C. 3301 note).

(44) 52.225-13, Restrictions on Certain Foreign Purchases (JUN 2008) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).

(45) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Jul 2013) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).

(46) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (Nov 2007) (42 U.S.C. 5150).

(47) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov 2007) (42 U.S.C. 5150).

(48) 52.232-29, Terms for Financing of Purchases of Commercial Items (Feb 2002) (41 U.S.C. 4505, 10 U.S.C. 2307(f)).

(49) 52.232-30, Installment Payments for Commercial Items (Oct 1995) (41 U.S.C. 4505, 10 U.S.C. 2307(f)).

(50) 52.232-33, Payment by Electronic Funds Transfer—System for Award Management (Jul 2013) (31 U.S.C. 3332).

(51) 52.232-34, Payment by Electronic Funds Transfer—Other than System for Award Management (Jul 2013) (31 U.S.C. 3332).

(52) 52.232-36, Payment by Third Party (MAY 2014) (31 U.S.C. 3332).

[] (53) 52.239-1, Privacy or Security Safeguards (Aug 1996) (5 U.S.C. 552a).

[] (54)(i) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) (46 U.S.C. Appx. 1241(b) and 10 U.S.C. 2631).

[] (ii) Alternate I (Apr 2003) of 52.247-64.

(c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

[] (1) 52.222-17, Nondisplacement of Qualified Workers (MAY 2014) (E.O. 13495).

[] (2) 52.222-41, Service Contract Labor Standards (MAY 2014) (41 U.S.C. chapter 67).

[] (3) 52.222-42, Statement of Equivalent Rates for Federal Hires (MAY 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

[] (4) 52.222-43, Fair Labor Standards Act and Service Contract Labor Standards—Price Adjustment (Multiple Year and Option Contracts) (MAY 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

[] (5) 52.222-44, Fair Labor Standards Act and Service Contract Labor Standards—Price Adjustment (MAY 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

[] (6) 52.222-51, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment—Requirements (MAY 2014) (41 U.S.C. chapter 67).

[] (7) 52.222-53, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services—Requirements (MAY 2014) (41 U.S.C. chapter 67).

[] (8) 52.222-55, Minimum Wages Under Executive Order 13658 (DEC 2014) (Executive Order 13658).

[] (9) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (MAY 2014) (42 U.S.C. 1792).

[] (10) 52.237-11, Accepting and Dispensing of \$1 Coin (SEP 2008) (31 U.S.C. 5112(p)(1)).

(End of Clause)

(xiii) Statement regarding any Additional Provisions and Clauses, or other terms and conditions important to the requirement/procurement process consistent with commercial practices:

Provisions in full text:

52.225-18 Place of Manufacture (MAR 2015).

(a) Definitions. As used in this clause—

“Manufactured end product” means any end product in product and service codes (PSCs) 1000-9999, except—

- (1) FPSC 5510, Lumber and Related Basic Wood Materials;
- (2) Product or Service Group (PSG) 87, Agricultural Supplies;
- (3) PSG 88, Live Animals;
- (4) PSG 89, Subsistence;
- (5) PSC 9410, Crude Grades of Plant Materials;
- (6) PSC 9430, Miscellaneous Crude Animal Products, Inedible;
- (7) PSC 9440, Miscellaneous Crude Agricultural and Forestry Products;
- (8) PSC 9610, Ores;
- (9) PSC 9620, Minerals, Natural and Synthetic; and
- (10) PSC 9630, Additive Metal Materials.

“Place of manufacture” means the place where an end product is assembled out of components, or otherwise made or processed from raw materials into the finished product that is to be provided to the Government. If a product is disassembled and reassembled, the place of reassembly is not the place of manufacture.

(b) For statistical purposes only, the offeror shall indicate whether the place of manufacture of the end products it expects to provide in response to this solicitation is predominantly—

- (1) In the United States (Check this box if the total anticipated price of offered end products manufactured in the United States exceeds the total anticipated price of offered end products manufactured outside the United States); or
- (2) Outside the United States.

(End of provision)

52.252-1 Solicitation Provisions Incorporated by Reference (FEB 1998).

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es):

<http://www.acquisition.gov/far/index.html>

(End of provision)

Provisions incorporated by reference are:

- 52.203-11 Certification and Disclosure regarding payments to Influence certain Federal Transactions (SEP 2007);

- 52.204-7 System for award management (JUL 2013)
- 52.204-17 Ownership or Control of Offeror (NOV 2014)
- 52.212-1 Instructions to Offerors – Commercial Items (APR 2014);
- 52.225-25 Prohibition on Contracting with entities engaging in certain activities or transactions relating to Iran – Representation and Certification (DEC 2012)

Clauses in Full Text:

52.252-2 Clauses Incorporated by Reference (FEB 1998).

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

<http://www.acquisition.gov/far/index.html>

(End of clause)

Clauses Incorporated by Reference:

- 52.204-13 System for Award Management Maintenance (JUL 2013)
- 52.204-18 Commercial and Government Entity Code Maintenance (JUL 2015)
- 52.222-20 Contracts for materials, supplies, articles, and equipment exceeding \$15,000.00 (MAY 2014);
- 52.232-1 Payments (APR 1984);
- 52.232-8 Discounts for prompt payment (FEB 2002);
- 52.243-1 Changes –Fixed Price (AUG 1987);

(xv) DPAS is N/A

(xvi) The RFQ is due at Noon EST on 22 December 2017 by e-mail at Lisa.John@va.gov
Offers received after the exact time specified in the solicitation are considered late and may be considered if the action would not unduly delay the acquisition or are deemed to be in the best interest of the Government.

(xvii) For further information contact Lisa John by phone at 407-646-4014.

Contracting Office Address:

Point of Contact(s): Lisa John Lisa.John@va.gov

Contracting Officer: Lisa John