

§ 102-73.125

41 CFR Ch. 102 (7-1-10 Edition)

§ 102-73.125 How much of a price preference must Federal agencies give when acquiring leased space using the best value tradeoff source selection process?

SCORING RULES

§ 102-73.135 What scoring rules must Federal agencies follow when considering leases and leases with purchase options?

When award will be based on the best value tradeoff source selection process, which permits tradeoffs among price and non-price factors, the Government will give a price evaluation preference to historic properties as follows:

All Federal agencies must follow the budget scorekeeping rules for leases, capital leases, and lease-purchases identified in appendices A and B of OMB Circular A-11. (For availability, see 5 CFR 1310.3.)

(a) First to suitable historic properties within historic districts, a 10 percent price preference.

DELEGATIONS OF LEASING AUTHORITY

(b) If no suitable historic property within an historic district is offered or remains in the competition, the Government will give a 2.5 percent price preference to suitable non-historic developed or undeveloped sites within historic districts.

§ 102-73.140 When may agencies that do not possess independent leasing authority lease space?

(c) If no suitable non-historic developed or undeveloped site within an historic district is offered or remains in the competition, the Government will give a 10 percent price preference to suitable historic properties outside of historic districts.

Federal agencies may perform for themselves all functions necessary to acquire leased space in buildings and land incidental thereto when—

(d) Finally, if no suitable historic property outside of historic districts is offered, no historic price preference will be given to any property offered.

(a) The authority may be delegated (see §102-72.30) on the different types of delegations related to real estate leasing);

LEASES WITH PURCHASE OPTIONS

§ 102-73.130 When may Federal agencies consider acquiring leases with purchase options?

Agencies may consider leasing with a purchase option at or below fair market value, consistent with the lease-purchase scoring rules, when one or more of the following conditions exist:

(b) The space may be leased for no rental, or for a nominal consideration of \$1 per annum, and is limited to terms not to exceed 1 year;

(a) The purchase option offers economic and other advantages to the Government and is consistent with the Government's goals.

(c) Authority has been requested by an Executive agency and a specific delegation has been granted by the Administrator of General Services;

(b) The Government is the sole or major tenant of the building, and has a long-term need for the property.

(d) A categorical delegation has been granted by the Administrator of General Services for space to accommodate particular types of agency activities, such as military recruiting offices or space for certain county level agricultural activities (see §102-73.155 for a listing of categorical delegations); or

(c) Leasing with a purchase option is otherwise in the best interest of the Government.

(e) The required space is found by the Administrator of General Services to be wholly or predominantly utilized for the special purposes of the agency to occupy such space and is not generally suitable for use by other agencies. Federal agencies must obtain prior approval from the GSA regional office having jurisdiction for the proposed leasing action, before initiating a leasing action involving 2,500 or more square feet of such special purpose space. GSA's approval must be based upon a finding that there is no vacant Government-owned or leased space available that will meet the agency's requirements. Agency special purpose