

DEPARTMENT OF VETERANS AFFAIRS  
Justification and Approval  
For

Other Than Full and Open Competition

**1. Contracting Activity:** Department of Veterans Affairs, VISN 10 and the Network Contracting Office (NCO) 10, located in Columbus, Ohio, will enter into a contract with Barnett & Ramel that requires Justification for Other Than Full and Open Competition.

**2. Nature and/or Description of the Action Being Processed:** The contractor shall provide all necessary labor, technical skills, quality control, materials, tools and equipment for the fabrication of prescription eyeglasses at all of VISN 10's Medical Centers, Ambulatory Care Center and Community Based Outpatient Clinics (CBOC's). All work shall be performed in strict accordance with the terms, conditions and specifications contained or referred to in the request for quote. This action will be awarded as a new Contract, Firm-Fixed-Price.

**3. Description of Supplies/Services Required to Meet the Agency's Needs:** VISN 10 Prosthetics Advisory Services (PAS) is requesting a Sole Source procurement with the current contractor, Barnett & Ramel, to continue to provide eyeglasses fabrication/crafting and repair services to all of VISN 10 facilities. The estimated cost of the Eyeglass Contract is anticipated to be \$582,071.15. The estimated period of performance is October 1, 2013 through December 31, 2013, which will be contracted as a one (1) month Base with two (2) 1 month Option Periods. The current contract expires September 30, 2013.

**4. Statutory Authority Permitting Other than Full and Open Competition:**

- ( ) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
- (X) (2) Unusual and Compelling Urgency per FAR 6.302-2;
- ( ) (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
- ( ) (4) International Agreement per FAR 6.302-4
- ( ) (5) Authorized or Required by Statute FAR 6.302-5;
- ( ) (6) National Security per FAR 6.302-6;
- ( ) (7) Public Interest per FAR 6.302-7;

**5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority)** This procurement is for a short term emergency contract for eyeglass fabrication services for the VA's NCO 10. A new long-term contract has been pursued since the fall of 2009, however that solicitation has undergone a protest on two separate occasions and subsequently the solicitation had to be cancelled and a new solicitation has been issued with an expected award date in Oct 2013. An unusual and compelling urgency has thus been realized for the continuation of services to NCO 10. The interim contract will be with the incumbent for 1 month with 2 monthly option extensions to allow time for approvals and award of the new long-term contract. Barnett & Ramel currently have all the required equipment, displays, and samples in place at the facilities providing this service. An interim short period sole source contract to Barnett & Ramel while a long term competitive contract is entering into the receipt and evaluation of proposal phase is the most efficient method to ensure continuation of services. To try and compete this on a short-term basis would potentially leave VISN 10 without this service and

could potentially result in excessive costs. Currently Prosthetics is procuring eyeglass service under a short-term contract that is due to expire on 9/30/13. This is considered urgent and compelling to protect the Government from unscheduled prices increases and protect its ability to address any performance issues that may arise.

**6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This proposed contract will be awarded to the incumbent in order to provide for a continuity of services. The long term contract was issued as full and open competition after the exclusion of sources and was set-aside for Service Disabled Veteran Owned Small Businesses.

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Costs were fully compared prior to award of the original contract and at that time were determined to be fair and reasonable. The costs for the interim contract will be based on the last agreed to pricing in the original contract and are still considered to still be fair and reasonable.

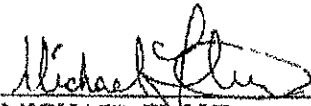
**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted** Market research has been done; the supporting documentation is attached to this request. A Sources Sought Notice was posted to FBO which identified at least two qualified SDVOSB vendors that can satisfy this requirement. The recently closed Solicitation received four proposals. Once Source Selection is complete, we plan to have a long term contract in place early FY2014.

**9. Any Other Facts Supporting the Use of Other than Full and Open Competition** Awarding to a company other than the current contractor would cause a break in the continuity of service to the patients at all VISN 10 Medical Centers. The contractor is currently on site in support of the current contract. The purpose of this contract is to continue service until the new long term contract is awarded. Bringing in a new contractor would not allow them enough time to get their personnel acclimated to VA workflow processes or time to get adjusted to the logistical considerations of providing eyeglass fabrication services to the VA Medical Centers, Ambulatory Care Center and CBOC's throughout Ohio.

**10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** Not applicable, additional sources were not sought for the interim contract.

**11. A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:** No actions are planned at this time. Due to the nature of this justification no action could reasonably be taken to remove barriers to competition.

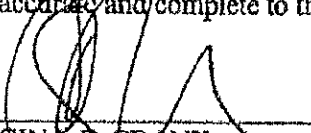
**12. Requirements Certification:** I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.

  
MICHAEL FLOYD  
Prosthetics Representative  
VA Healthcare System of Ohio, Dayton

9/10/13  
Date

**13. Approvals in accordance with FAR 6.304**

**a. Contracting Officer's Certification: (required)** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

  
GINA P. CRANK  
Contracting Officer  
VA Ambulatory Care Center, Columbus

9-10-2013  
Date

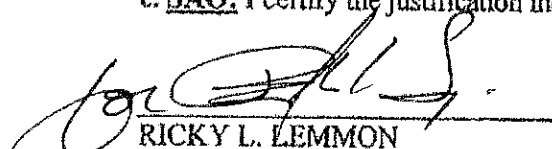
**b. NCM/PCM:** I certify the justification meets requirements for other than full and open competition.

TERRY L.  
SPITZMILLER 394683  
Digitally signed by TERRY L. SPITZMILLER  
394683  
DN: cn=spitzmiller, o=va, ou=internal, ou=people,  
ou=2342, email=terry.spitzmiller@va.gov, c=US  
Date: 2013.09.11 11:02:50 -0400

TERRY L. SPITZMILLER  
Network Contract Manager  
Network Contracting Office 10  
VA Healthcare System of Ohio


                      
Date

**c. SAO:** I certify the justification meets requirements for other than full and open competition.

  
RICKY L. LEMMON  
SAO Director, Central Region

13 Sep 13  
Date

**d. VHA HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$10million) or approve (\$500K to 10 million) for other than full and open competition.

  
NORBERT S. DOYLE  
Chief Procurement and Logistics Officer  
VHA, Head of Contracting Activity (HCA)

9/20/13  
Date