

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity :** Department of Veterans Affairs, VISN 08, VA Caribbean Healthcare System. Justification for Other Than Full and Open Competition for purchase request 672-14-1-510-0008. Justification for Other Than Full and Open Competition for the emergency installation (rental) of one chiller for the Chiller Plant located at the Ponce Outpatient Clinic.
2. **Nature and/or Description of the Action Being Processed:** This SERVICE is to provide the labor, equipment/parts and materials necessary to conduct emergency installation of one temporary chiller to the Ponce Outpatient Clinic (POPC) Chiller Plant. This is a request for other than full and open competition for the emergency installation of one temporary Chiller located at the Ponce Outpatient Clinic for a period of 30 days. This is a onetime EMERGENCY purchase and the estimated value is \$25,900.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The contractor must provide all personnel for the installation, adjusting, tests of all necessary components to make the system fully functional at the POPC Chiller Plant.

The work consists in the installation of a temporary (rental) chiller in the Ponce Outpatient Clinic for a period of 30 days to provide sufficient time to conduct repairs to the existing chiller.

Chiller Plant at POPC is currently down and needs the temporary (rental) chiller to continue the clinic operations. This is an emergency service.
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):** There are two contractors who currently perform work [under other contracts] at VACHS in the area of Heating, Ventilation and Air Conditioning. The two (2) contractors are NAVI Engineering Group, Corp. and IRC Air & Contractors

Inc. Due to the emergency situation, these two contractors were contacted and a quote was requested (quotes are provided) to perform the repair work. The quote from IRC Air & Contractors was the lowest; hence, they were selected to conduct the emergency work.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: Refer to above description.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The anticipated price to the Government was \$25,900. Other contractors provided quotes to study prices and all where above this Contractors price.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Limited market research was performed due to the emergency situation.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: Emergency situation required to have the Chiller Plant installed and operational limited the time available to conduct a full an open competition.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: See item above.

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:
None.

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.




Date

Lisandra Nieves
Facility Operations Specialist, M&R, FMS
VACHS

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.


Digitally signed by ROLANDO ARCE
DN: c=PR, cn=ROLANDO ARCE
Date: 2013.12.23 08:21:41 -0400

12-23-2013

Name ROLANDO ARCE
Title CONTRACTING OFFICER
Facility VACHS

Date

- b. NCM/PCM (Required \$3K and above): I certify the justification meets requirements for other than full and open competition.


Name JOSE SIERRA
Network ~~XXXXXXXXXXXX~~
VISN/PCA X

12/23/2013

Date

Title ACTING PLS
Facility VACHS

- c. SAO (if over 500K): I certify the justification meets requirements for other than full and open competition.

Name
Director
Service Area Office, East

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.

Name
Chief Procurement and Logistics Officer
VHA Head of Contracting Activity (HCA)

Date

- e. VA Deputy Senior Procurement Executive Approval (over \$10 million but not exceeding \$50 million): I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

C. FORD HEARD
Deputy Senior Procurement Executive (DSPE)
Office of Acquisition and Logistics
Department of Veterans Affairs

Date

- f. VHA Senior Procurement Executive Approval (over \$50 million): I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

Jan R. Frye	Date
Deputy Assistant Secretary for Acquisition and Logistics	
Senior Procurement Executive (SPE)	
Department of Veterans Affairs	