

DEPARTMENT OF VETERANS AFFAIRS

Limited Source Justification

Order >\$3000.00

FAR PART 8.405-6

2237 Transaction # or Vista Equipment Transaction #: 598-14-1-8723-0013

This acquisition is conducted under the authority of the Multiple Award Schedule Program. The material or service listed in Par 3 below is **limited sole source**, therefore consideration of the number of contractors required by FATR Subpart 8.4 – Federal Supply Schedules, is precluded for the reasons indicated below.

Restricted to the following source: Provide original manufacturer's name for material or contractor's name for service. (If a sole source manufacturer distributes via dealers, ALSO provide dealer information.)

Manufacturer/Contractor:

Omnicell Inc.

Manufacturer/Contractor POC & Phone Number

Paul Stanton, 847-596-3430

Manufacturer/Contractor Address:

3661 Bur Wood Dr., Waukegan, IL 60085

Dealer Contact:

pauls@omnicell.com

(1) AGENCY AND CONTRACTING

ACTIVITY:Department of Veterans Affairs

Central Arkansas Veterans Healthcare System (CAVHS)

2200 Fort Roots Drive

N. Little Rock, Ar. 72114

VISN:

16

2. NATURE AND DESCRIPTION OF ACTION BEING APPROVED:

The CAVHS proposes a sole source, firm-fixed price contract with Omnicell Inc. who are the original equipment manufacturer (OEM), and sole source firm (See Attachment 1) capable of servicing, repairing, and supplying replacement parts for various Omnicell instruments including, but not limited to drug dispensing cabinets, ANCT Anesthesia Workstations. OmniTT Color Touch Displays. This contract will be a base plus four (4) years, exercised annually on the need of the customer and availability of funds.

3. (a) A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCIES NEED:

This procurement is for the provision of preventative maintenance service on various Omnicell Instruments (as identified in para 2) currently in use throughout CAVHS Medical facilities. The units require on going maintenance, service and support in order to ensure they remain fully functional and can continue to be used for their intended purposes. The use of these multiple pieces of equipment directly affects patient care.

(b) Estimated Yearly Value: \$ 88,677.00 Estimated total value \$455,358.00

(c) Required Delivery Date: 1 January 2014

(4) IDENTIFICATION OF THE JUSTIFICATION RATIONALE (SEE FAR 8.405-6), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE. (CHECK ALL THAT APPLY AND COMPLETE)

☒ Specific characteristics of the material or service that limit the availability to a sole source (unique features, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.

Omnicell, Inc is the original equipment manufacturer and sole proprietary firm which is capable of servicing, repairing, and supplying replacement parts for various Omnicell instruments including, but not limited to drug dispensing cabinets, ANCT Anesthesia Workstations. OmniTT Color Touch Displays utilized by CAVHS facilities. Omnicell Inc has provided a written statement (Attachment 1) confirming that they are the only source certified to perform any maintenance or repair on their equipment and all equipment servicing must be performed by OEM certified/trained personnel.

Parts are "direct replacement parts" for existing equipment. Direct replacement parts may be required in performance of this work and Omnicell Inc is the only source who can provide any required OEM type maintenance, repairs, or parts.

(5) DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.4 TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:

Since this procurement will be awarded as a task order against an existing General Services Administration (GSA) contract, the anticipated cost is considered to be fair and reasonable in accordance with (IAW) Federal Acquisition Regulation (FAR) Part 8.404(d). FAR 8.404(d) states that the "GSA has already determined the prices of supplies and fixed-price services, and rates for services offered at hourly rates, under schedule contracts to be fair and reasonable. Therefore, ordering activities are not required to make a separate determination of fair and reasonable pricing." Furthermore, "by placing an order against a schedule contract using the procedures in 8.405, the ordering activity has concluded that the order represents the best value (as defined in FAR 2.101) and results in the lowest overall cost alternative (considering price, special features, and administrative costs, etc.) to meet the Government's needs." Also, prices proposed by Omnicell Inc. for the maintenance are in line with those previously paid to Omnicell, Inc. for the same or similar work on earlier requirements and the Contracting Officer will seek further discounts if appropriate. The Contracting Officer will ensure that the prices are within the NAC Contract negotiated prices and within costs recently awarded for similar procurements.

(6) DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:

Omnicell is the sole source capable of providing preventative maintenance services stated for this requirement.


A sources sought notice posted to FedbizOpps by CAVHS received no response from any interested vendor. The Sources Sought number is VA256-14-I-0006 published on 17 October, 2013, with a response date of 25 October, 2013 at 11:00 A.M. See attachment 2
No SDVOSB/VOSB's listed in Vetbiz are able to provide the service.
Omnicell is the only VA FSS/GSA vendor able to provide the services.
Omnicell is the only entity found on an internet search that can provide the services.
The contractor provided documentation self identifying Omnicell as the only source that can provide the service due to proprietary reasons.

(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION: See Attachment 1

(8) A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE:

It is not the normal operation of this medical center to do limited source actions. However, in this case we are unable to remove or overcome any barriers that led to the need for competition to be restricted on this action or subsequent actions for this service as stated above. It has been determined to be in the best interest of the Government to following procedures for limited competition in accordance with FAR 8.405-6.

(9) 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. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4. *(This signature is the requestor's supervisor, fund control point official, chief of service or someone with responsibility and accountability.)*

	27 NOV 2013
SIGNATURE	DATE
David W. Patterson	Electronics Technician/COR
NAME	TITLE
CAVHS	Engineering
FACILITY	SERVICE LINE/SECTION

(10) APPROVALS IN ACCORDANCE WITH FAR 8.405-6(d):

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

jared.cariker@va.gov Digitally signed by jared.cariker@va.gov
DN: cn=jared.cariker@va.gov
Date: 2013.12.17 13:24:11 -06'00'

Jared L. Cariker
Contracting Officer

Date

b. **CHIEF P&C:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

jeffery.farley@va.gov

Digitally signed by jeffery.farley@va.gov
DN: cn=jeffery.farley@va.gov
Date: 2014.01.10 07:52:30 -06'00'

Jeffery Farley
CHIEF, NCO 16 Services Team DIV I

DATE

c. **NCM/PCM/DESIGNEE:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

aaron.villalpando
o@va.gov

Digitally signed by
aaron.villalpando@va.gov
DN: cn=aaron.villalpando@va.gov
Date: 2014.01.14 07:25:10 -06'00'

Aaron Villalpando
Network Contract Manager
Network Contracting Office 16

Date