

**Department of Veterans Affairs
Federal Facilities Council (FFC)
Justification for Other than Full and Open Competition**

1. Identification of the agency and the contracting activity, and specific identification of the document as a Justification for other than full and open competition.

Department of Veterans Affairs
Acquisition Business Service (003B5)
Washington, DC 20420

2. Nature and/or description of the action being approved: This justification and approval sets forth the facts and requests approval for the issuance of a sole source contract to the National Academy of Sciences, National Research Council, 500 5th Street, N.W., Washington, DC 20001.

3. A description of service and supplies required to meet the agency's need: The National Academy of Sciences (NAS), National Research Council (NRC) supports the activities of the Federal Facilities Council (FFC) board on infrastructure and the Constructed Environment (BICE) of the National Academies Division on Engineering and Physical Sciences (DEPS). The FFC program addresses concerns of the sponsoring agencies by identifying and advancing technologies, processes and management practices that improve the planning, design, construction, management, operation and evaluation of federal facilities to enable more effective utilize of limited resources. The proposed contract will be from date of award to December 31, 2014 for \$30,000.00.

4. An identification of the statutory authority permitting other than full and open competition: The statutory authority of this justification is 41.U.S.C. 253(c)(5) and FAR 6.302-1, only one responsible source and no other supplies or services will satisfy agency requirements.

5. A demonstration that the proposed contractor's unique qualifications or the nature of the acquisition required use of the authority cited: The National Academies an scientific Congressionally chartered nonprofit organization with appropriate expertise to investigate, examine, or experiment upon any subject of science or art of significance to an executive agency and to report those matters Congress or any agency of the Federal Government. The Office of Construction & Facilities Management (CFM) representatives sit as members on the FFC and the six standing committees under the FFC. These representatives actively participate in the programs, forums and report developments. Since 1953, the FFC and its predecessor organizations have provided sponsoring agencies with a mechanism for jointly identifying and addressing mutual problems and concerns. The cost-sharing arrangement enables each agency to leverage its contribution and obtain a broad range of timely technical products that not available elsewhere. The Department of Veterans Affairs has been a participating sponsor of the FFC since 1953.

6. A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable, including whether a notice was or will be publicized as required by Subpart 5.2 and if not, which exception under 5.202 applies: It is outlined in the June 2010 Presidential Memorandum on Disposition of Unneeded Federal Real Property, that agency actions taken under this memorandum shall align with and support the actions to measure and reduce resources use and greenhouse gas emissions in Federal Facilities pursuant to Executive Order 14514 of October 5, 2009 (Federal Leadership in Environmental, Energy, and Economic Performance), and the Federal Data Center Consolidation Initiative, which was announced by the Office of Management and Budget (OMB) in February 2010. There are currently no other potential sources that can comply with the Executive Order in which the Federal Facilities Council operates under the auspices of the NAS, National Research Council. However, a notice of the government's intent to negotiate a sole source will be posted on the Federal Business Opportunities website.

7. A determination by the contracting officer that the anticipated cost to the Government will be fair and reasonable. The Contracting Officer will ensure that cost is determined to be fair and reasonable utilizing historical prices for previous contracts provided by NAS. In addition, the \$30,000.00 is the historical cost for the aforementioned requirement, as it is the contribution cost for all agencies to pay for the participation in the FFC program.

8. A description of the market research conducted (see Part 10) and the results or a statement of the reason market research was conducted. See Paragraph 6 above.

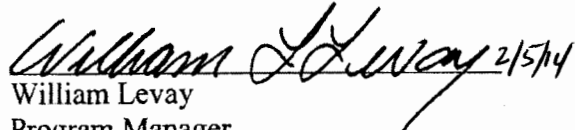
9. Any other facts supporting the use of other than full and open competition. In accordance with the June 2010 Presidential Memorandum on Disposition of Unneeded Federal Real Property, the NAS National Research Council study will identify processes and criteria for the development of a long-term strategy for consolidating the federal facilities using a mechanism for jointly identifying and addressing mutual problems and concerns. CFM depends on NAS to provide continuation of the FFC program, which to prevent delays in the issuance of decisions that could impact the mission of CFM. Accordingly, the FFC's mission is to identify and advance technologies, processes, and management practices that improve the performance of federal facilities over their entire life-cycle, from planning to disposal procurement.

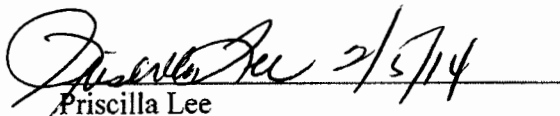
10. A list of the sources, if any, that expressed, in writing, an interest in the acquisition. As stated herein, there are no other known sources.

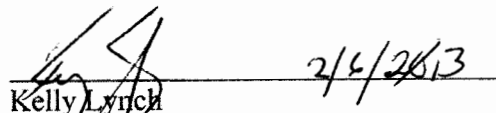
11. A statement of the actions, if any, the agency may take to remove or overcome any barriers to competition before any subsequent acquisition for the supplies or services required. There are no known methods to overcome a barrier to competition as this procurement is a joint venture of federal agencies with the Nation Academies.

CERTIFICATION AND APPROVALS

I certify that this justification is complete and accurate to the best of my knowledge and belief.


William Levay
Program Manager


Priscilla Lee
Contract Specialist


Kelly Lynch
Contracting Officer