

Attachment 1: Request for Limited Sources Memo Format

LIMITED SOURCES JUSTIFICATION

ORDER >\$3,000

FAR PART 8.405-6

2237 Transaction # or Vista Equipment Transaction #: 675-14-4-6540-0928

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

Restricted to the following source:Contractor: Nalco, An Ecolab CompanyContractor POC & phone number: Randall Zulak, 585 750-3279Contractor Address : 7566 Southland Blvd, Suite 100, Orlando, FL 32809

Dealer/Rep address/phone number: _____

 The requested material or service represents the minimum requirements of the Government.**(1) AGENCY AND CONTRACTING ACTIVITY:**Department of Veterans AffairsOrlando Lake Nona Medical Center

VISN:

08

(2) NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED:

Approval of a Limited Source procurement to Nalco, under GSA 03FAC Group 871-210.

The L. pneumophila testing of 24 distal points at the new Orlando Lake Nona Community Living Center (CLC) is required to verify the existence or non-existence of L. pneumophila for Infection Control standards and VHA policy for a facility in which patients, residents or visitors stay overnight. The total amount needed for this testing is estimated at \$ 3,600.00.

(3) (a) A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEED:

The Contractor will obtain each individual sample documenting the temperature, level of residual biocide and pH. The sample is then to be tested in an ISO 9001:2008 Certified Laboratory following ISO 11731:1998(E) testing standards for the presence of L. pneumophila.

(b) ESTIMATED DOLLAR VALUE: \$3,600.00**(c) REQUIRED DELIVERY DATE:** 7/15/2014

(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.

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.

A resident of the Community Living Center (CLC) tested positive for *L. pneumophila* (Legionella) so to provide precautionary and swift measures in identifying or ruling out possible infectious distal points in the CLC, an emergency request to have samples derived and tested by a known, qualified source and testing laboratory was requested by OVAMC Infectious Control personnel.

The Contractor has supplied testing of water samples on short notice in the past for small purchases. The contractor is located in Orlando and is a short distance from the Lake Nona VA Medical Center. They have the critical testing supplies and can provide this testing within 24 hours notice. The ability of the contractor to have adequate and proper supplies for this specific type of testing in an ISO 9001:2008 Certified Laboratory following ISO 11731:1998(E) testing standards is required in such sensitive patient care facilities to determine the presence or non-presence of *L. pneumophila*.

An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.

The urgent nature regarding the verification and determination of the presence or non-presence of *L. pneumophila* in the patient care setting of the most vulnerable residents is paramount and the Contractor has the personnel, equipment and laboratory facilities to provide this service. The testing performed is not a common occurrence which on short notice provides limited time to gather the proper supplies and verification of the Contractor to be able to utilize a ISO 9001:2008 Certified Laboratory. This contractor has supplied this service on a small scale as recently as June 2014.

(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:

Nalco complies with General Services Administration (GSA) pricing and an approved vendor in good standing. GSA Schedule contracts are negotiated with the intent of achieving the contractors' "most favored customer" pricing/discounts under similar conditions.

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

This service is under GSA Facilities Maintenance/Management, 03FAC, SIN 871-210. A survey of vendors in this category in the central Florida area was performed. Three companies were in the Orlando area. Only one had this testing on their schedule.

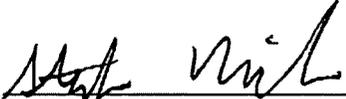
(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:

The testing performed is not a common occurrence which on short notice provides limited time to gather the proper supplies and verification of the Contractor to be able to utilize a ISO 9001:2008 Certified Laboratory. This contractor has supplied this service on a small scale as recently as June 2014.

(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:

A 12-month quarterly water testing acquisition has been started which will prevent emergency testing.

(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.)*


SIGNATURE

7/16/2014
DATE

Stephen Mickulas, Utilities Foreman, FMS
Orlando Lake Nona VA Medical Center

(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.

CONTRACTING OFFICER'S SIGNATURE

DATE

Anita Leitch – Contracting Officer

Orlando VAMC

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



16 July 2014

SIGNATURE

DATE

Daniel Pontoriero

VISN 8, Product Line Supervisor – Designated from DNCM/PCM