

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval for Other Than Full and Open Competition

**1. Contracting Activity:** Department of Veterans Affairs, NCO 12, Great Lakes Acquisition Center (GLAC), Southern Tier Construction Team, 3001 Green Bay Road, North Chicago, IL 60064.

**2. Nature and/or Description of the Action Being Processed:** The Captain James A. Lovell Federal Health Care Center (Lovell FHCC) in North Chicago, IL has a need for a new firm-fixed priced construction contract necessary for installing a triplex domestic water booster pump system package for buildings 134 and 135 at the Lovell FHCC.

**3. Description of Supplies/Services Required to Meet the Agency's Needs:** The Contractor will provide all labor, materials, tools, transportation, and qualified supervision to perform all work associated with the project titled "Domestic Water Booster Pumps, Buildings 134 & 135". An Independent Government Estimate (IGE) was prepared in the amount of \$294,259.90.

**4. Statutory Authority Permitting Other than Full and Open Competition:** FAR 6.302-5 Authorized or Required by Statute and U.S. Code 8127(c) Sole Source Contracts for contracts above the Simplified Acquisition Threshold (SAT).

**5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** Public Law 109-461 and VAAR 819.7007 allows a contracting officer to make a sole source award as a business decision within the business discretion of the contracting officer. P and M Contracting, Inc. is a CVE verified SDVOSB in the VetBiz Registry. They have performed work on NAVFAC projects at Great Lakes Naval Station and thus are familiar with the type of buildings and have performed work at other VAMCs and can meet the time lines required for this project.

**6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** There were no other vendors considered, as it is in the best interest of the Government to award this contract as a sole source award and is authorized by statute, VAAR Parts 819.7007 and 819.7008 Sole Source Awards to SDVOSB and U.S. Code 8127(c).

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** An Independent Government Estimate (IGE) was prepared in the total amount of \$294,259.90. A detailed price breakdown will be provided by the contractor in reply to the Request for Proposal. The Government will perform price analysis and pricing will be evaluated to determine that the proposed price is fair and reasonable and reflects reasonable value.

**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research was not conducted:** Although there are other CVE SDVOSBs listed under the applicable NAICS code, it is the contracting officer's determination that it is in the best interest of the Government to procure P and M Contracting, Inc. as a sole source procurement.

**9. Any Other Facts Supporting the Use of Other than Full and Open Competition:** P and M Contracting, Inc. is already mobilized on site completing other associated projects. P and M Contracting, Inc. has completed other projects at the facility and provided exceptional service at a fair and reasonable price. P and M Contracting, Inc. will self-perform by utilizing in-house employees and their project labor agreement with other SDVOSB subcontractors to fulfill the SDVOSB performance requirement.

**10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** No other sources have expressed an interest in this procurement.

**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:** The GLAC Southern Tier Construction Team is currently working on a Multiple Award Task Order Contract (MATOC) that will be awarded in the 1<sup>st</sup> Quarter of FY15.

**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.

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Derek Juhl  
Supervisor General Engineer  
Lovell FHCC

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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.

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Christopher J. Grubbe  
Southern Tier Construction Team Manager  
VISN 12 Great Lakes Acquisition Center

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Date

**b. NCM/PCM (Required 150K and above):**

I certify the justification meets the requirements for Other than Full and Open Competition.

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Christine A. Hansen  
Director of Contracting  
VISN 12 Great Lakes Acquisition Center

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Date