

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 Capt. James A. Lovell Federal Health Care Center, North Chicago, IL has the need of a new firm-fixed price construction contract for construction services necessary to install cross water connection between Buildings 133 and 133EF at the Captain James A. Lovell Federal Health Care Center (FHCC), North Chicago, IL 60064.
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 "Install domestic water cross connection between Buildings 133 and 133EF and replace instantaneous bundles in Buildings 133 and 133EF". An Independent Government Estimate (IGE) was prepared in the amount of \$404,170.00.
4. **Statutory Authority Permitting Other than Full and Open Competition:** FAR 6.302-2-Unusual and Compelling Urgency. The use of unusual and compelling urgency authority precludes full and open competition, and any delay in award of a contract would result in serious injury, financial or other, to the Government. FHCC Building 133 has only one operating hot water bundle, as one is shut off due to severe leakage. If this bundle fails, it would directly impact patient care by the failure of providing the required hot water for surgery and other patient care in the building.
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** P and M Contracting, Inc. a CVE verified SDVOSB in the VetBiz Registry, have performed well on previous and ongoing contracts at the James A. Lovell Federal Health Care Center (FHCC) and have extensive knowledge of FHCC's infrastructure and can meet the urgent timelines required for this project. Work needs to begin immediately as Building 133 has only one operating hot water bundle, as one is shut off due to severe leakage. If this bundle fails, it would directly impact the building with no hot water for surgery or patient care.
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 this is an urgent and compelling need to award and is authorized by FAR 6.302-2-Unusual and Compelling Urgency.
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 \$404,170.00. A detailed price breakdown will be provided by the contractor in reply to the Request for Proposal solicitation. 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:** None
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** P and M Contracting, Inc. has completed other projects at the facility and provided exceptional service at a fair and reasonable price.
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 1st 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.

Derek Juhl
Supervisor General Engineer
FHCC

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.

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

Date

b. **NCM/PCM (Required \$3K and above):**

I certify the justification meets requirements for other than full and open competition.

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

Date