

DETERMINATION OF LIMITATION OF SOURCES

1. **CONTRACTING ACTIVITY:**

Department of Veterans Affairs, Consolidated Contracting Activity-VISN 21.

2. **DESCRIPTION OF ACTION:**

This action limits competition for the acquisition of the HCF-2 Water Purification System and accessories for the VA San Francisco Medical Center (VASFMC).

3. **DESCRIPTION OF SUPPLIES/SERVICES:**

The HCF-2 Water Purification System can purify most any source of compromised fresh water, such as fire truck holding tank, wells, compromised water pipes, ponds, streams, rivers, etc. This system includes completed sets of replacement filters, spare UV bulb and quartz sleeve for the FW-60-MG Bundles, FW-60-SG Bundles, and FW-1200-MG; Replacement parts kit for both the FW-60 and FW-1200-MG, filling station 1200, supply station 3000, supply station 300, aqua bags, water test kits, and onsite training.

The Purchase Request number is 662-14-4-6183-0016.

4. **AUTHORITY CITED:**

FAR 13.106(b)(1), only one source is reasonably available because only one manufacturer's item will meet the Government's needs.

5. **REASON FOR AUTHORITY CITED:**

The authority cited in paragraph 4 must be used because only one manufacturer's item will meet the Government's needs.

Mr. Joseph Johnson, SFVAMC Emergency Manager has stated that the First Water Systems Inc, technology is the only system in the world to receive the US EPA and NSF certified testing to meet the stringent drinking water efficacy for emergency water for both civilian use (P231) and military use (P248).

6. **EFFORTS MADE FOR SOLICITING FROM OTHER VENDORS:**

Synopsis is required in accordance with FAR 5.101(a)(1) in that the proposed contract action is above the \$25,000 threshold.

FAR 6.305 (d) (1) The justifications shall be made publically available at the Government Point of Entry (GPE) www.fedbizopps.gov; must remain for a minimum of 30 days.

7. **FAIR AND REASONABLE COST DETERMINATION:**

The Contracting Officer has determined that the anticipated price will be determined to be fair and reasonable. A Price Negotiation Memorandum (PNM) will detail how the Government has determined that the anticipated costs will be fair and reasonable.

As this item has been determined to be commercial, cost or pricing data will not be required. Pricing techniques such as are described in FAR 15.404-1(b)(2), will be used to establish price fairness and reasonableness.

8. MARKET RESEARCH:

Market research was conducted by searching and reviewing the GSA website, FPDS, and eCMS. It was determined that this product is only available from First Water Systems, Inc. and no other suppliers will satisfy agency requirements.

9. SUPPORTING FACTS:

Any supporting data that is the responsibility of technical or requirements personnel (e.g., verifying the Government's minimum needs or requirements or other rationale for limited sources) and which form a basis for the justification have been certified as complete and accurate by the technical or requirements personnel. The evidence for this is the "Technical Data to Support a Restricted Competition" in the contract file.

The technology proposed is the only system in the work to receive US EPA and NSF certified testing to meet the stringent drinking water efficacy for emergency water for both civilian use (P231) and military use (P248). Products that do not have this certification cannot be used in the distribution of emergency water in the United States without assuming significant legal liabilities.

First Water purification systems are the only technology in the United States authorized to use the Zeonic Virus Filter; a special media filter derived from NASA technology certified to reduce viruses from any sources of water, per US EPA and NSF testing results.

10. LISTING OF SOURCES:

First Water Systems, Inc.
6950 Brixton Place
Suwanee, GA 30022
POC: Craig Morgan, Director of Business Development
craigm@firstwaterinc.com
770-442-8257

11. STATEMENT OF ACTIONS:

There is only one manufacturer that can provide the HCF-2 Water Purification System on the commercial market. I recommend a sole source solicitation to First Water Systems, Inc.

12. CONTRACTING OFFICER CERTIFICATION:

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


Jaime N. Kelley
Contracting Officer

07/29/2014

Date



Paul Griffin
Branch Chief, Construction 2
Contracting Officer
US Department of Veterans Affairs
Network Contracting Office 21 (NorCal)

7.30.2014
Date

Approval / Disapproval