

**DEPARTMENT OF VETERANS AFFAIRS**  
**Justification and Approval**  
**For**  
**Other Than Full and Open Competition**

1. **Contracting Activity:** Network Contract Office 10 (NCO 10), Louis Stokes Cleveland VAMC  
Purchase Request Number: 541-14-2-5986-0015.
2. **Nature and/or Description of the Action Being Processed:** Project Number 541-14-101-"Expand and Renovate Nuclear Medicine and Radiology" and the purpose is to renovate approximately 18,600 sf for Nuclear Medicine patient care and Radiology staff offices. The project includes alterations to architectural walls and finishes, mechanical, piping, electrical work, electrical and plumbing (MEP) systems. Project will be awarded as a Firm-Fixed Price Construction Contract competed through the Invitation for Bid (IFB) process.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The fire alarm notification system and all associated equipment are required by NFPA 72 (National Fire Alarm Code). "Notifier" is the existing fire alarm system in the hospital, and only parts, software and firmware from the same manufacturer will work with the system. Signal devices of another manufacture may work with the "Notifier" panels but are not acceptable based on tested and approved UL listing. The estimated value of the "Notifier" system required for this project is \$~~3,000,000~~.
4. **Statutory Authority Permitting Other than Full and Open Competition:** The product is being procured under the authority of 41 U.S.C. 253 (c) (1), FAR Part 6.302-1 (a) (2).
  - ( X ) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
  - ( ) (2) Unusual and Compelling Urgency per FAR 6.302-2;
  - ( ) (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
  - ( ) (4) International Agreement per FAR 6.302-4
  - ( ) (5) Authorized or Required by Statute FAR 6.302-5;
  - ( ) (6) National Security per FAR 6.302-6;
  - ( ) (7) Public Interest per FAR 6.302-7;
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority).** Provide notification of fire alarm, supervisory, and trouble conditions; to alert the occupants; to summon appropriate aid; and to control fire safety functions. Required by NFPA 72 Fire Alarm Code. The "Notifier 3030" panels and associated equipment perform all required functions of the NFPA 72 Fire Alarm Code. The Notifier 3030 system is essential to the Government's requirements, thereby precluding consideration of a product manufactured by another company.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This procurement will be competed and synopsised on Fed Biz Ops ([www.fbo.gov](http://www.fbo.gov)) as an Invitation for Bid (IFB) and will indicate a Brand Name Requirement in the specifications and drawings for the "Notifier" Fire Alarm. Since the entire construction project is being awarded as a firm fixed price

contract through competitive sealed bidding, the bidders are incentivized to locate the supplier that will provide the item at the most economical price.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** It is anticipated that two (2) or more bids will be received through the sealed bidding process. If two (2) or more bids are received than the cost of the entire project will be considered fair and reasonable to the government based on competition.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** No other manufacturer will integrate with the existing system. No market research was conducted.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** None. See Section 5 above.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None.
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:** Not Applicable – See section 6 above.
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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Daniel W. Ramer  
Chief, Architecture and Design  
Louis Stokes Cleveland VAMC

\_\_\_\_\_  
1/23/14  
Date

**13. Approvals in accordance with FAR 6.304**

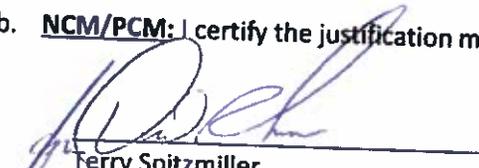
- a. **Contracting Officer's Certification:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



Donald P. Tam  
Contracting Officer  
Network Contracting Office (NCO) 10

5-16-14  
Date

- b. **NCM/PCM:** I certify the justification meets requirements for other than full and open competition.



Terry Spitzmiller  
Director of Contracting  
Network Contracting Office (NCO) 10

5-16-14  
Date