

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval For Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, Network Contracting Office 22, 4811 Airport Plaza Drive, Suite 600, Long Beach, California, 90815 as directed by VA Greater Los Angeles, Engineering (138) will enter into a contract with Hoffman Management and Construction Corporation (Hoffman), a verified Service Disabled Veteran Owned Small Business, that requires FAR 6.302-2 Unusual and Compelling Urgency for purchase request #691-14-4-074-0129 for emergency repair of condensate return leak.

2. Nature and/or Description of the Action Being Processed: Replace and insulate approximately 385 linear feet of 1-1/4" condensate pipe located in underground trench from MH-29 to PT-25 at building 7. Insulate approximately 500 linear feet of 8" steam pipe located in underground steam trench from BP-31 to PT-25 at building 7. Replace all pipe supports, anchors and guides. All pipe in trench shall be welded steel pipe. No treaded connections are allowed in the trench. Threaded connections are allowed in manholes on pipe under 2-1/2". All new pipe, valves and steam components shall have the same pressure rating as existing. All work requiring steam shutdowns shall be performed on Saturday or Sunday only under favorable conditions as determined by the COR.

3. Description of Supplies/Services Required Meeting the Agency's Needs: The VA Greater Los Angeles Healthcare System, Engineering Service (138), V.A. Sepulveda Campus, 16111 Plummer Street, North Hills, CA. 91343 is requesting emergency service as described in item 2 above. Estimated Cost **\$207,749.00**

4. Statutory Authority Permitting Other than Full and Open Competition: *41 USC §253(g), as implemented by FAR 6.302-2. The specific paragraph must be cited. Most likely, only the -1 or -2 authorities will be cited. Please be aware that failure to adequately plan for future requirements does not constitute appropriate use of the unusual and compelling urgency statutory authority*

- (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).

To prevent a major shutdown of the boiler plant located at the VA Sepulveda Campus; the Facility Manager is urgently requesting a repair of a condensate return leak. A loss of steam service will disable a number of buildings to function as required to assist veterans, staff and to conduct medical research processes. The steam and condensate return system on the south side of building 7 is in need of immediate repair. There is a major condensate return leak within the trench system from manhole 29 through manhole 27 and into building 7. The steam and condensate piping are leaking which caused the deterioration of the cement trench, insulation, and equipment to return condensate to the central plant. Losing steam and condensate causes additional boiler to operate inefficiently; make up water, chemical loss, excess costs to operate, and water is wasted during a drought crisis in the State of California.

This condensate return leak was discovered while Hoffman was working at the VA Sepulveda campus on a similar project that involved steam piping and insulation. Hoffman was given an instantaneous notice to repair the condensate return leak. Hoffman has the required expertise and the experience to repair this major leak. Hoffman has obtained all of the security clearances and OSHA safety requirements to work on this emergency project.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: *A notice was not publicized on Fed Bid Ops for this procurement per FAR 6.302-2.*

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable. This was an emergency procurement that needed to be completed. The Government's goal was to determine a fair and reasonable price comparable with adequate price competition and independent Government estimate. Hoffman construction was working at the VA Sepulveda campus on a similar project that involved steam piping and insulation. Hoffman has all the necessary expertise to repair this major leak as they are already at the job site, have passed all of the security clearances and OSHA safety requirements to work on this project.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Market research was not conducted due to the emergency need of this requirement.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: A sizable condensate leak results in an inefficient plant operation and extra cost for the VA to operate the plant. In the event that the steam should fail, a full shut down at the

boiler plant will be necessary causing the loss of heat, hot water, and sterilization throughout the facility. Including the nursing home and hospice facility.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

This is an emergency situation; therefore, no other sources was contacted for the acquisition.

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: It may be possible to compete future requirements if there is no urgency and urgent requirement to repair the condensate return leak.

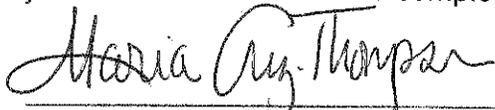
12. Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.



Name: Jay Berger
Title: Facility Manager
Facility: VAGLAHS
Date: 9/15/14

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.



Maria Cruz-Thompson
Contracting Officer
Network Contracting Office 22
Date: 9/15/2014

b. NCM/PCM (Required \$3K and above): I certify the justification meets requirements for other than full and open competition.



Kevin Blanchard
Director of Contracting
Network Contracting Office 22
Date: 9/15/14