

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval Under

Simplified Acquisition Procedures (SAP) Simplified Acquisition Threshold (\$3K to \$150K) For Restricting Competition under FAR 13.106-1(b)(1) "Single Source"

1. Contracting Activity:

Department of Veterans Affairs, Network Contracting Office (NCO) 20, for the Seattle VA Medical Center (VAPSHCS)

2. Nature of the Action Being Processed:

The action being reviewed is an emergency request for a firm-fixed-price Purchase Order (PO) to replace building one & building 100 patio automatic sliding doors & operators. The estimated price is \$19,965.00.

3. Description of Supplies or Services Required to Meet the Agency's Needs:

This procurement under PR # 663-14-4-581-1827 is for the replacement of automatic sliding door units to include furnishing and installing to match the current facility standard, to include:

- a. One (1) Horton Automatics, Series 2000, surface-mounted, automatic biparting sliding door unit to replace existing door @ approx. 11'0" x 7'8", Type 110, 2-panel (P-SX-SX-P), standard clear anodized aluminum finish, which include the following: motion sensors, safety beams, threshold, standard MS lock, emergency breakout function (when door unit is in the unlocked condition only), 1" clear tempered insulated glass,
- b. Removal of existing door unit -The door panels are narrow stile, with 10" bottom rails and single 2 1/4" muntins. The net slide opening size is approx. 4'4"W x 7'2"H. The breakout size is approx. 4'11"W x 7'2"H.

4. Statutory Authority Permitting Restriction in Competition:

The statutory authority for restricting competition under SAP, or Single Sourcing, for acquisitions under \$150,000 or Simplified Acquisition Threshold (SAT) is **41 U.S.C. 253(c), as implemented by FAR 13.106-1(b)(1)**. The specific reason for restricting competition is Unusual and Compelling Urgency. This justification is where in accordance with FAR 6.001(a), acquisitions conducted under FAR 13 for SAP are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2, IAW the VHA SOP for Other Than Full And Open Competition dated 3-22-2011.

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

The broken doors are closing and opening unexpectedly. The doors are hammering patients and employees as they walk through the doorway. Many of the patients we serve are geriatric and in many instances already have difficulty walking. In their current state, these doors have the potential to severely injure both patients and employees.

The doors are unable to be secured, thereby reducing a level of security when it needs to be locked, which in itself raises numerous security concerns.

The drive has a Class III leak, leaving pools of oil at the entryway. Pools of oil by the doorway are an extreme hazard that could result in the slipping of both patients and employees.

The current doors are broken and have become a hazard. The broken doors are allowing temperature controlled air to escape the building. That escape of air is causing the HVAC system to run excessively, creating unnecessary wear on the expensive HVAC system. This issue could lead to a financial injury if the HVAC system continues at this rate.

Due to the urgent nature of the requirement and the fact it would require a site visit; no other vendor is able to correct the ongoing problem as quickly as Automatic Entries Inc., which has already performed the site visit.

6. Description of Efforts Made to Ensure that Offers are Solicited from As Many Potential Sources as Deemed Practicable IAW FAR 13.104:

As shown above and in conjunction with Market Research, this is a sole source due to the urgent nature of the requirement.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable – IAW FAR 13.106-3:

The purchase is fair and reasonable in accordance with FAR 13.103-3(a)(2)(ii), a comparison with previous purchases that had been determined to be fair and reasonable. Specifically, Purchase Order 663-A10818 dated 08/31/2011 was for a similar requirement in the amount of \$18,360.00. The anticipated cost to satisfy this requirement is \$19,965.00, or \$1,605.00 more. With inflation taken into consideration over the last three years, the price comparable and considered fair and reasonable.

8. Description of the Market Research Conducted and the Results, or Statement of Reasons Market Research was not Conducted (FAR 10):

Market research was conducted in accordance with FAR Part 10. Due to the urgent nature market research was limited.

9. Any Other Facts Supporting the Restriction of Competition:

None

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

None

11. Statement of 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:

This is an urgent requirement. The J&A will be posted to FBO following award. Any vendor capable of meeting this requirement is recommended to notify the Contracting Officer for similar requirements in the future.

12. Requirements Certification - IAW FAR 6.303-2(c):

I certify that the requirement outlined in this justification is a bonafide 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: Jason Gregg

Position: Maintenance Supervisor

9/11/14
Date

13. Approvals IAW VHAPM, Volume Six, Chapter VI, SOP 3.2.1:

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

James Mikell
Contracting Officer
NCO 20 Supply Team 2 Acquisitions Team

Date

- b. **NCM/PCM/DESIGNEE:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval for other than full and open competition.

John Kopp
Contracting Officer
NCO 20 Supply Team 2
Team Manager

Date