

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval (J&A)

For

Other Than Full and Open Competition (>\$150K)

1. **Contracting Activity:** Department of Veterans Affairs, VISN 4, Philadelphia VA Medical Center (PVAMC), Health Care for Homeless Veterans Program, 3900 Woodland Avenue, Philadelphia, PA, 19104 together with VISN 4 Contracting are submitting justification for Other Than Full and Open Competition to sole source with Minsec Treatment, LLC.
2237: 642-15-2-297-0025
2. **Nature and/or Description of the Action Being Processed:** This procurement for transitional housing services in support of the Safe Haven program, which supports homeless veterans, is in accordance with FAR 13.5 Test Program for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2. The Philadelphia VAMC is seeking a fixed priced IDIQ contract for these services.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** A Safe Haven is a community-based early recovery model of supportive housing that serves hard to reach, hard to engage homeless individuals with severe mental illness and substance use disorders. The proposed award is for a seven month firm fixed-price contract with Minsec for the continuation of low demand Safe Haven beds to support the PVAMC Homeless Programs from the existing contract in place. The terms of the contract will require Minsec to continue to provide 25 beds to homeless Veterans on an emergency basis at the continued rate from the previous contract. The total cost of the 7 month extension is estimated to be \$492,450.00, with the period of performance as 4/1/15 through 10/31/15. Minsec will be required to provide these beds to the PVAMC Homeless Program Staff for the immediate placement of homeless Veterans, including men and women for temporary shelter while either permanent housing or another more stable form of transitional housing can be obtained.
4. **Statutory Authority Permitting Other than Full and Open Competition:**
 - (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;

FAR13.5 Test Program: The authority for applying the Commercial Test Program of FAR 13.5 is (Section 4202 of the Clinger-Cohen Act of 1996) and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2).

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 procurement sought constitutes a logical follow-on contract for highly specialized services. The rationale is that as a result of the type of service needed, it is determined that unacceptable delays in fulfilling the agency's requirements, which include potential life-threatening treatment of veterans, may occur. The new contract sought for continued support will alleviate these concerns.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** VA244-15-N-0474, a sources sought synopsis, was posted to www.fbo.gov on February 6th, 2015 and closed on February 13th, 2015. The synopsis detailed the Philadelphia VA Medical Center's intention of gathering information from qualified and interested firms for transitional housing placement for the Healthcare for Homeless Veterans program in the Philadelphia, PA area. It included a NAICS for the requirement, as well as where to send any information, and a disclaimer stating the posting was solely for information gathering only and did not constitute a solicitation. The results of the posting were that one contractor expressed interest and the ability to perform the types of services under the NAICS listed, which was Minsec. Another contractor reached out and asked if there was more information needed, and that contractor has a current contract for the types of services included herein.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The estimated cost for the contract is based on historical pricing that was previously determined to be fair and reasonable for the current contract performance, and is intended to be negotiated to continue for the duration of this contract period.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** As described in Section VI above, market research, in accordance with FAR Part 10, was conducted by synopsis of the proposed acquisition, advising industry of the pending acquisition and soliciting inquiries from interested parties.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** None.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
 - Minsec
 - Pathways to Housing, Inc.
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:** None at

this time, however, a long term competitive contract with a base + options will be conducted to be in place for November, 2015.

- 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.

2/26/2015

X Casey McCollum

Casey McCollum
Supervisory Social Worker
Signed by: CASEY MCCOLLUM 411175

Casey McCollum
Supervisory Social Worker
Philadelphia VAMC

13. Approvals in accordance with the VHAPM, Volume 6, Chapter VI: OFOC SOP.

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

Adam E. Dombrowski
Contracting Officer
Philadelphia VAMC

Date

- b. **Director of Contracting /Designee (Required \$150K and above):** I certify the justification meets requirements for other than full and open competition.

Jaimy S. Rand – Branch Chief Services Team III
NCO/PCO 04 Director of Contracting or **Designee**
Erie VAMC

3-10-2015

Date