

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval For Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, NCO 12, Great Lakes Acquisition Center (GLAC), Southern Tier Construction Team, 3001 Green Bay Road, North Chicago, IL 60064.
2. **Nature and/or Description of the Action Being Processed:** The Jesse Brown VA Medical Center has the need for urgent and compelling construction services necessary to perform the removal and installation of two of the pumps for the Water Booster Pump System serving Ogden, Taylor and clinic buildings located at Jesse Brown VA Medical Center, 820 S. Damen Avenue, Chicago, IL 60612.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The Contractor will provide all labor, materials, tools, transportation, and qualified supervision to perform all work associated with the project titled "Replace Ogden Domestic Water Booster Pump System serving Ogden, Taylor and clinic buildings". An Independent Government Estimate (IGE) was prepared in the amount of \$133,000.00.
4. **Statutory Authority Permitting Other than Full and Open Competition:** FAR 6.302-2(b): Unusual and Compelling Urgency; US Code 10 U.S.C. 2304(c) (2) or 41 U.S.C. 3304(a) (2). This authority applies in those situations where:
 - (1) An unusual and compelling urgency precludes full and open competition, and
 - (2) Delay in award of a contract would result in serious injury, financial or other, to the Government.

Any delay in awarding a sole source contract would seriously affect patient care within the facility by eliminating water for toilets, laboratories and patient services.
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** Two of the three pumps, which provide water to the Ogden, Taylor and clinic buildings, are broken beyond repair. This water is used for toilets, laboratories and patient services. The system is currently providing manual service at one-third (1/3) capacity. The facility is incurring an additional \$65,000.00 a week in cost, to send patients out for medical services. Failure of the third pump would have catastrophic consequences. It is imperative that the Ogden Domestic Water Booster Pump System be replaced immediately.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** There were no other vendors considered, as it is in the best interest of the Government to award this contract as a sole source award and is authorized by statute.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** An Independent Government Estimate (IGE) was prepared in the total amount of \$133,000.00. A detailed price breakdown will be provided by the contractor in response to the Request for Quotation. The Government will perform price analysis and pricing will be evaluated to determine that the proposed price is fair and reasonable and reflects reasonable value.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:**
It is the contracting officer's determination that it is in the best interest of the Government to pursue a sole source procurement.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:**
American Veteran Services has completed several projects at Jesse Brown. The vendor has replaced heating coils in the AHU; vacuum pumps in the basement of the Ogden Pavilion and defective chill water piping. American Veteran Services has provided exceptional services at a fair and reasonable price.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
No other sources have expressed an interest in this procurement.
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:** A follow on maintenance contract will be established to preclude the potential for a catastrophic occurrence in the future.
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.

Michael C. Schiro
Project Section Supervisor
Jesse Brown VA Medical Center

Date

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.

Jason W Hardy
Contracting Officer
Southern Tier Construction Team
VISN 12 Great Lakes Acquisition Center (GLAC)

Date

b. **NCM/PCM (Required \$3K and \$150K):**

I certify the justification meets requirements for other than full and open competition.

CHRISTOPHER J. GRUBBE
Contracting Officer

Date