

JUSTIFICATION FOR SINGLE SOURCE AWARDS IAW FAR 13.106-1
(OVER MICRO-PURCHASE THRESHOLD(\$3K) BUT NOT EXCEEDING THE SAT (\$150K))

IAW [FAR13.104](#), COs must promote competition to the maximum extent practicable to obtain supplies and services from the source whose offer is the most advantageous to the Government, considering the administrative cost of the purchase. When competition is not practicable, IAW [FAR13.106-1\(b\)](#), COs solicit from a single source for purchases not exceeding the simplified acquisition threshold. COs may solicit from one source if the CO determines that the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilization). IAW [FAR13.106-3\(b\)\(3\)](#), COs are required to include additional statements **explaining the absence of competition** (see [13.106-1](#) for brand name purchases) if only one source is solicited and the acquisition does not exceed the simplified acquisition threshold (does not apply to an acquisition of utility services available from only one source) or supporting the award decision if other than price-related factors were considered in selecting the supplier. This template when completed can be used to document single source awards IAW [FAR13.106-3\(b\)\(3\)](#). Note: Statements such as "only known source" or "only source which can meet the required delivery date" are inadequate to support a sole source purchase.

1. PURCHASE REQUEST OR REQUISITION NUMBER:

Purchase Request: 556-16-1-6977-0002

Acquisition Plan: VA69D-15-AP-6733

**1A. PROJECT/TASK
NUMBER**

556-12-118

1B. ESTIMATED AMOUNT:

\$87,025.00

2. BRIEF DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED AND THE INTENDED USE:

This is a follow-on contract to Contract No. VA69D-P-0645, Task Order #3, Purchase Order #556-C20172, A-E Services HVAC Upgrade Pharmacy. The continuation of construction period services and additional site visits are required to ensure the successful completion of Project No. 556-12-118, HVAC Upgrade Pharmacy. These services include, but are not limited to: review of all submittals, responding to the contractor's requests for information, conducting in progress inspections, assisting in the development of a "punch list", conducting a final inspection, and preparing "as-built" drawings.

3. UNIQUE CHARACTERISTICS THAT LIMIT AVAILABILITY TO ONLY ONE SOURCE, WITH THE REASON NO OTHER SUPPLIES OR SERVICES CAN BE USED:

Project No. 556-12-118, HVAC Upgrade Pharmacy, has been in the construction phase for over two years. The project was originally scheduled for 120 days, however suspensions of work, a cure and show cause notice, and the prime contractor leaving the site has resulted in the requirement for significantly more construction period services from the A-E firm. The IDIQ contract under which the task order for these A-E services was awarded is currently at maximum capacity. Thusly, for the Government to receive the A-E services it requires, a follow-on contract is required with the current A-E firm. Only Bailey Edward possesses the knowledge and experience with this specific project that is required to see it through to its successful completion.

4. REASON THAT SUGGESTED SOURCE IS THE ONLY SOURCE, WHICH CAN PROVIDE THE SUPPLIES OR SERVICES:

Bailey Edward has the Engineer on Record for this construction project. Selecting another firm to continue on this project could result in liability concerns that are not in the Government's interests. Furthermore, this has been a long and complicated project and Bailey Edward is the only firm that possesses intimate knowledge of this requirement. Awarding to another firm, would require the Government and construction contractor to expend significant time and money to catch the firm up to the current situation and develop a path forward for successful completion of the project. Ultimately, this would result in a substantial duplication of cost that is not expected to be recovered with competition.

5. DESCRIPTION OF MARKET RESEARCH CONDUCTED AND RESULTS OR STATEMENT WHY IT WAS NOT CONDUCTED:

This is a follow-on contract to a task order issued under IDIQ A/E Open Ended Construct at North Chicago FHCC. Market Research was conducted for the base contract and included under the Base Contract Award Action. Furthermore, it is in the Government's best interest to continue services with an A-E firm with direct knowledge and experience with this specific project. Currently, the Government is only aware of one firm, Bailey Edward, with this essential knowledge and experience.

6. Contracting Officer's Certification: *Purchase is approved in accordance with FAR13.106-1(b). I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.*

Signature: _____

Date: 10/21/2015

Name: Jeffrey Gerbensky

Title: Branch Chief

Facility: Southern Tier Construction Team