

DEPARTMENT OF AFFAIRS

Justification and Approval (J&A)

For

Other Than Full and Open Competition (>150K)

1. **Contracting Activity:** Department of Veterans Affairs, NCO 23, 708 S. Third Street, Suite 200E, Minneapolis, MN 55415, on behalf of the Nebraska-Western Iowa Health Care System (NWIHCS) 4101 Woolworth Avenue, Omaha, Nebraska 68105.
2. **Nature and/or Description of the Action Being Processed:** Justification and approval for a new short term contract for Health Care for Homeless Veterans in Lincoln, Nebraska, on a sole source basis to Center Pointe, INC. This is a justification for other than full and open competition. Award will be a firm fixed price contract. There is a current contract in place which expires on 12/31/2015.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Through the HCHV program, The Department of Veterans Affairs (VA) provides case management services to Veterans and facilitates their access to a broad range of medical, mental health, and rehabilitative services. The purpose of this solicitation is to obtain offers from contractors who can provide care, treatment and rehabilitative services in community-based treatment facilities offering a safe and secure environment that supports individualized rehabilitation goals to Veterans who meet the following criteria:
 - a. Are eligible for VA health care as determined by the local VA medical center
 - b. Are determined to be homeless based on McKinney-Vento Act definitions [see Reference section for additional information] by the local VA medical center HCHV program
 - c. Veterans referred will often have a mental illness and/or be chemically dependent.The Contractor will be required to provide therapeutic and rehabilitative services, but will not be required to provide detoxification or other hospital level treatment – those services will be provided by the VA at VA facilities. The estimated value of the procurement will be \$331,115.00. The short term contract will be for a twelve (12) month base period. The Lutheran Home is currently providing these services.
4. **Statutory Authority Permitting Other than Full and Open competition:**

41 USC §253(c) (1), as implemented by FAR 6.302-1.

(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;

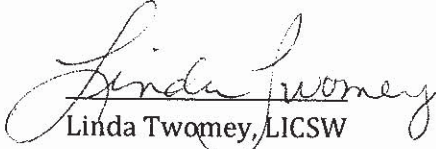
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of Authority Cited Above (applicability of authority):** There is not enough time to allow open competition of this requirement and maintain care to Veterans. There is a current contract in place with no extensions left to cover this requirement. The effective date for this interim contract must be January 1, 2016 due to these services being patient and mission critical. The VA cannot do without these services for the patients/Veterans. The incumbent service provider, The Lutheran Group, will continue the services under contract for the time being. This contractor has the resources (credentialed manpower, experience, physical location, technical/operational knowledge and computer system access) to perform these critical mission services for the short term contract. It is anticipated that a minimum of one hundred fifty eight business days will be required to compete, procure and potentially transition the current workload to another contractor without disruption in services after a complete procurement package is developed by the Acquisition Planning Team.

It would not be practicable to complete an interim competitive contract for this shorter period due to the short timeframe needed to prevent a lapse in critical services. It would not be possible for other vendors to transition the current workload, credentialing and privileging without a significant disruption in services in the time required.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** N/A
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The Contracting Officer will determine the price fair and reasonable.
8. **Description of the Market Research Conducted and the Results, or Statement of the Reasons the Market Research Was not Conducted:** Current market research has determined that there are no additional vendors in the area that could provide the required services in the short term. The long term contract may have additional competition but the contractors would have to go through significant costs and credentialing to provide the service and it would not be feasible for the short term and immediate need for this requirement.
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:** No other vendors have expressed interest in the acquisition, in writing or otherwise to date.
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: An Acquisition Planning Team was established and is working on the documentation required to release a long-term solicitation.

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.


Linda Twomey, LICSW

Program Director-Mental Health Specialty Programs
NWIHCS

12-11-2015
Date

13. **Approvals in accordance with the 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.

Scott E. Hendrix
Contracting Officer
NCO23

12/14/2015

Date

- b. **Director of Contracting/Designee (Required \$150K and above):** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

Julie Stout
Branch Chief, Medical Sharing
NCO23

Date