

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 23, Iowa City VA Health Care System, Station # 636A8 – 636-16-1-4045-0027.
2. **Nature and/or Description of the Action Being Processed:** Service contract for preventive and emergency maintenance, including parts, glassware, and detector coverage of the Siemens Artis Zee Bi-Plane Interventional Radiology system at the Iowa City VA Health Care System.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Service contract for preventive and emergency maintenance of the Siemens Artis Zee Bi-Plane Interventional Radiology system at the Iowa City VA Health Care System. The current contract expires 5/15/16. The new contract needs to include the provision for 2 option years. The vendor providing the required services must be capable of performing preventative and emergency maintenance on the Siemens Artis Zee Bi-Plane Interventional Radiology system according to the original manufacturer's specifications. The new contract must be awarded effective 5/16/16 to avoid a lapse in coverage. The estimated cost for these services is \$132,600/year or \$397,800 for the base year plus two option years.

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;

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

This system has proprietary software that is accessible for off-site troubleshooting through a VA National Site to Site VPN connection. These connections must be approved by national ISO's and the companies trying to make these connections must have certain levels of security clearance. The proprietary software keys used for troubleshooting are only accessible to Siemens/Cassling Diagnostic Imaging personnel.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**

To my knowledge, there are no other companies that are able to offer this service due to the unavailability of software maintenance access, and the level of security clearance and approvals needed for the VPN connection. I have performed internet searches, checked the HISD website which houses the approved Site to Site agreements, and also checked with peers in the VA.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

Based on industry standards, software support for medical equipment typically is charged at a rate anywhere from 5-10% of the acquisition price of the asset. The assets included in this contract are worth \$1,893,000, so a "fair" contract cost should be anywhere from \$92,000 to \$183,000.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

To my knowledge, there are no other companies that are able to offer this service due to the unavailability of software maintenance access, and the level of security clearance and approvals needed for the VPN connection. I have performed internet searches, checked the HISD website which houses the entire approved Site to Site agreements, and also checked with peers in the VA.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition:

There are no other actions the VA can take to increase competition for this scenario. Any potential companies wishing to qualify for this procurement would have to obtain national site to site agreements with VA OI&T.

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

Cassling Diagnostics Imaging/Siemens Medical, Lori Graff, lgraff@cassling.com, 402-334-5000 x1152.

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:

When replacement equipment is procured, the process will once again be done competitively.

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.

03/16/2016

Katherine Beardsley
Chief, Biomedical Engineering
Iowa City VA Health Care System

Date

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.

03/16/2016

Greg Johnson
Contracting Officer
Network Contracting Office 23 (NCO 23)

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.

03/16/2016

Lori Fischer
Branch Manager
NCO 23 Director of Contracting Designee

Date