

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

For Service/Maintenance of 44 Copiers

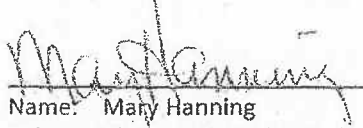
SLQ22141	HIMS/D014-1
SKU09700	Patient Services/D1086-1
SLQ21190	Medical Service/557-1
SKV52034	Mental Health/TR-33
SKV52912	Mental Health
SKV51994	Nursing/128-1
SKV51987	LAB/D201-1
SKV51224	Surgical/658-1
SKV52038	Fiscal Eagle 3/211
SKV51996	Logistics/207-3
SLH20666	Diagnostics/297-1
JSD20241	ER/D1173-1
SUG02180	Hyannis/Front Desk
SVC03017	Directors Office/Tr-37
SUG02578	Nutrition/454-1
SUG02554	IRM/101-5
SJY14618	Directors Office/Tr-34
SVC03037	Clinical Engineering/111-7
SUG02171	Eye Clinic Eagle 2
SVC00486	Fee Basis/205-3
MTV00570	Environmental/TR-7
MTV09297	Logistics Warehouse/Bldg 8
MTV09700	Cardiology/107-1
MTV09299	Dental/203A
MUY06364	Central Reg/D1098-1
MTV09741	MHICM/TR-36
MTV09701	Engineering/TR-6
MTV09710	Primary Care/D1044-1
MTV09719	Middletown
SVD00149	Patient Financial 139-1
SVD00013	FMS/105-6
SVD00008	Surgical/520-1
SVD00164	Anesthesiology/OR
SVD00039	VRRC/TR-35
SVD00037	ICU/609-1
SVD00045	Surgical/677-1
MYU11868	HR/Eagle SQ 1
SVD00052	New Bedford CBOC
SVD00138	Nursing/309-1

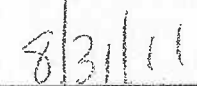
SUH00219	Mental Health/BLDG 14
CJK07174	HIMS/D011-1
SKV52912	Mental Health
SVD00053	VISN 1/Eagle SQ 4
MTV17826	Clinic C/175-1

1. Contracting Activity: Department of Veterans Affairs, VISN1, *Providence* VA Medical Center, Facilities Logistics Service. 2237# 650-12-1-9812-0001
2. Nature and/or Description of the Action Being Processed: The intent of this contract is to provide the continuation of the service and maintenance for copy machines currently installed at various locations on-site and off-site for the Medical Center. The award will be a firm-fixed price, follow-on to the FY 11's Task Order for the expired VISN 1 BPA V00241P-00437 with Cambria.
3. Description of Supplies/Services Required to Meet the Agency's Needs: The contractor shall provide all leased copy machines to include all parts, labor and toner for various copy machines installed throughout the medical center with Finisher/Fax/Print/Security/ECOPY Scan Features to include established rates for Black & White usage and Colored Copy usage.
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;
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 existing contractor installed the equipment in accordance with their contract V00241P-00437 that was part of the VISN 1 BPA which expired. To solicit the requirement and deviate from the existing contractor would not be cost effective and not in the best interest of the government to exchange copiers as there is no established award date pending the completion of the new VISN 1 Copier Contract. Therefore, to keep the equipment currently in place by the original contractor that is already networked by the IT Department would prevent duplicate efforts and additional costs for replacements that cannot offer the best value to the Government. During FY 12, the contract can be modified accordingly until notice is received of a new contract with a beginning date and copy machines can be added to the VISN 1 new Copier Contract by attrition.
6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: Presently, VISN 1 is in the process of preparing a solicitation from potential sources for copiers that are leased and require service and maintenance with specific supplies. Soliciting from a station level with the copiers that were previously installed under the original BPA would not be effective if they need to

be brought in for only a couple of months; require networking and then removal after the new VISN 1 contract is awarded. The ISO has made the decision that all copy machine contracts require the BI process for technicians and to have a new contractor pay the cost for each technician for a short duration is not in the best interest of both the government and the contractor when a new VISN Contract is intended to be used to replace the existing copy machines which are becoming antiquated with technology and require replacement. In accordance with FAR Part 12.213 it is a common practice in the commercial marketplace for both the buyer and seller to propose terms and conditions written from their perspectives. Therefore, it is in the best interest to seek balance between the buyer and seller.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The prices to be paid for FY 12 until the new VISN 1 award is implemented has been determined to be fair and reasonable based on prices previously paid in the past with reference to past historical data. The current contractor is not raising the existing prices that can be used from FY 11 and applicable to the FY 12 contracts. The prices are determined to be fair and reasonable until a new contract can be used. In accordance with FAR Part 12.213 the existing contractor, Cambria is aware that the removal of the copiers to another contractor exists during FY 12 and accepts the conditions being presented and is cooperating for the medical center to maintain the copy machines at the same price previously paid.
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Contracting Officer is currently establishing the market research required for preparing a VISN 1 Contract for Copy Machines to be used by VA's within the VISN 1 Network.
9. Any Other Facts Supporting the Use of Other than Full and Open Competition: While the status is pending for the VISN 1 copier contract to be awarded, utilization of the existing contractor who installed the equipment from the previous VISN 1 contract will be advantageous to the government during the interim until a new contract executed. It is not cost effective and in the best interest of the Government to incur the additional costs to bring in a new contractor and have to remove once networked and a BI process with the expenses have been initiated at a loss to the new contractor during the interim. It is logical to keep the existing equipment at minimal costs until a new contract is executed.
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: State "See Section VI above."
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: There are no removal for any barriers to competition as there is preparations by a Contracting Officer in VISN 1 who will be competing the requirement to support the VA's in VISN 1 to utilize when final award is made. There is no anticipated award date at the present time that can be provided for the VISN wide contract.
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.

  
Name: Mary Hanning  
Title: Chief Logistics (Acting)  
Facility: Providence VA Medical Center

  
Date 08/31/2011

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.

Sandra Mosca

Name: Sandra Mosca  
Title: Contracting Officer  
Facility: Providence, VAMC

9/2/11

Date

- b. One Level above Contracting Officer: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Mary Kay  
Chapman

Digitally signed by Mary Kay Chapman  
DN: cn=US, o=U.S. Government,  
ou=Department of Veterans Affairs,  
ou=Internal Staff,  
0.9.2944.19200300.100.1.1=marykay.chapm  
an@va.gov, cn=Mary Kay Chapman  
Date: 2011.09.12 11:00:41 -0400

Name: Mary Kay Chapman  
Title: Supervisory Contracting Officer  
Facility: Manchester, VAMC

Date

HIGHER LEVEL APPROVAL (For orders over \$500,000): ☐ REQUIRED ☒ NOT REQUIRED

- c. VISN/PCA QA: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Mary Connors

Name  
Title  
Facility

9/22/11

Date