

08/30/2011 10:19AM FAX 0007/0010

**DEPARTMENT OF VETERANS AFFAIRS**  
**Justification and Approval**  
**For**  
**Other Than Full and Open Competition**  
**Transaction No. 586-12-1-583-0012**

**1. Contracting Activity:**

DEPARTMENT OF VETERANS AFFAIRS  
VISN 16  
G. V. (SONNY) MONTGOMERY MEDICAL CENTER  
1500 E. WOODROW WILSON  
JACKSON, MS 39216

**2. Nature and/or Description of the Action Being Processed:**

THIS IS A REQUESTED ANNUAL CONTRACT RENEWAL ACTION FOR THE INSPECTION, MAINTENANCE, REPAIR AND TESTING OF THE MEDICAL FACILITY'S POTABLE WATER SYSTEM AS REQUIRED BELOW.

**3. Description of Supplies/Services Required to Meet the Agency's Needs:**

THE SERVICES PROVIDED UNDER THIS CONTRACT MUST BE IN ACCORDANCE WITH CHAPTER 02 – REGULATION GOVERNING THE CERTIFICATION OF MUNICIPAL AND DOMESTIC WATER SYSTEM OPERATORS LOCATED UNDER TITLE 15 – MISSISSIPPI DEPARTMENT OF HEALTH, PART III – OFFICE OF HEALTH PROTECTION, SUBPART 72 – BUREAU OF PUBLIC WATER SUPPLY. SUCH OPERATOR SHALL PROVIDE CERTIFICATES / CREDENTIALS AS ADDRESSED IN SECTION 100.03 OF SAID CHAPTER AND QUALIFICATIONS FOR CLASS WATER SYSTEM THAT THE INCUMBENT WILL BE PERSONALLY RESPONSIBLE FOR. THE CERTIFIED OPERATOR SHALL AGREE TO CARRY OUT ALL DUTIES AND RESPONSIBILITIES AS REQUIRED BY MISSISSIPPI STATE LAW (MISSISSIPPI CODE OF 1972, SEC. 21-27-201 THROUGH 21-27-221) DURING SUCH SPECIFIED EFFECTIVE PERIOD. THE CERTIFIED OPERATOR SHALL AGREE TO KEEP THE RESPONSIBLE OFFICIAL(S) OF THIS PUBLIC WATER SUPPLY FULLY INFORMED OF ALL ACTIONS REQUIRED TO COMPLY WITH ALL APPLICABLE PROVISIONS OF THE FEDERAL AND MISSISSIPPI SAFE DRINKING WATER ACTS AND ALL APPLICABLE STATE DEPARTMENT OF HEALTH RULES, REGULATIONS, POLICIES AND PROCEDURES ESTABLISHED UNDER THESE LAWS. TO INCLUDE ENSURING THAT ALL WATER QUALITY MONITORING SAMPLES REQUIRED BY THESE ACTS ARE COLLECTED AND SUBMITTED TO THE STATE

DEPARTMENT OF HEALTH OR OTHER CERTIFIED LABORATORY FOR ANALYSIS. THE CERTIFIED OPERATOR SHALL AGREE TO PERSONALLY INSPECT AND PROPERLY MAINTAIN THE TREATMENT FACILITIES, WATER WELL, DISTRIBUTION SYSTEM, STORAGE TANK, CONTROL SYSTEMS AND ALL RELATED APPURTENANCES OF THIS PUBLIC TO ENSURE THAT THEY ARE FUNCTIONING PROPERLY ACCORDING TO THE SPECIFIED WEEKLY INSPECTION SCHEDULES. THE CERTIFIED OPERATOR MUST BE LOCATED WITHIN 50 MILES OF THE MEDICAL CENTER AND AVAILABLE 24 HOURS PER DAY IN THE EVENT OF AN EMERGENCY.

**RELATED REGULATIONS AND GUIDELINE REFERENCES**

**NATIONAL DRINKING WATER STANDARDS**

<http://www.msdh.state.ms.us/msdhsite/static/resources/335.pdf>

**CERTIFICATION OF WATER SYSTEM OPERATORS**

<http://www.msdh.state.ms.us/msdhsite/static/resources/147.pdf>

**LAW GOVERNING WATER SYSTEM OPERATORS**

<http://www.msdh.state.ms.us/msdhsite/static/resources/148.pdf>

**AMERICAN WATER WORKS ASSOCIATION**

AWWA (C653): Disinfection of Water Treatment Plants

**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 REQUESTED SOURCE, ASIDE FROM POSSESSING ALL CREDENTIALS AS STATED ABOVE, HAS DETAILED KNOWLEDGE AND EXPERIENCE(S) WITH THE EXISTING FACILITY'S SYSTEM DATING BACK TO IT'S ACTIVATION IN 2008. DAVIS REPAIR'S SERVICE HAS PROVEN TO BE HIGHLY EFFECTIVE AND RELIABLE, WITH QUALITY AND EFFORTS GOING ABOVE AND BEYOND ESTABLISHED REQUIREMENTS. THIS IS A MISSION CRITICAL FACILITY UTILITY AND CAN GREATLY AFFECT OUR MISSION AND CARE WE PROVIDE TO OUR VETERANS.

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

LOCAL AREA RESEARCH WAS CONDUCTED ALONG WITH CONTACTING THE GOVERNING MISSISSIPPI DEPARTMENT OF HEALTH FOR KNOWN QUALIFIED APPLICANTS. DAVIS REPAIR SERVICE WAS THE ONLY QUALIFIED REFERENCE FORWARDED.

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

Price analysis will be conducted in accordance with FAR 15.404-1(b)(vi). Due to the factors limiting sources, the pricing provided by Davis Repair Service will be compared to one or more negotiated GSA Federal Supply Schedule contracts.

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

A sources sought announcement was posted on the Federal Business Opportunities website on August 29, 2011. The notice contained details of the requirement and solicited information from interested parties. Any responses received will be evaluated prior to award of any contract.

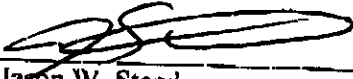
**9. Any Other Facts Supporting the Use of Other than Full and Open Competition:**

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

DAVIS REPAIR SERVICE, VETERAN OWNED SMALL BUSINESS  
DUNS: 807772954  
P.O. BOX 1425  
MADISON, MS 39130-1425  
CONTACT NAME/NO. - SCOTT HAMMACK  
CONTACT NUMBER - 601-720-1273, FAX - 601-898-8478

**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:**

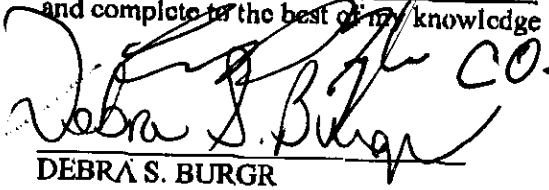
**12. Requirements Certification:** I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.

  
Jason W. Steed  
General Engineer  
Facility - Station 586

30 AUG 2011  
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.

  
DEBRA S. BURGR  
CONTRACT SPECIALIST  
JACKSON, VISN 16

August 31, 2011  
Date

**b. CHIEF P&C:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

  
CALVIN D. FOGLE  
CHIEF, PURCHASING AND CONTRACTING  
JACKSON, VISN 16

10-1-11  
DATE