

# DEPARTMENT OF VETERANS AFFAIRS

## Justification and Approval (J&A) For Other Than Full and Open Competition For Mankato / St. James CBOC

Acquisition Plan Action ID: VA263-P-1134 – VA263-16-J-0590

1. **Contracting Activity:** Department of Veterans Affairs, Network-23 Contracting Office, 708 South Third, Minneapolis MN 55415. Ref: 2237# 618-16-3-4007-0081

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

The purpose of this Justification is to exercise Federal Acquisition Regulation (FAR) Part 52.217-8 Option to Extend Services for Mankato / St. James CBOC services at the Minneapolis VA Health Care System (MVAHCS). This will be awarded as a modification to contract VA263-P-1134 – P00012 to extend for an additional three months. The type of contract is a Firm-Fixed-Price –Indefinite Delivery - Indefinite Quantity (IDIQ) Contract.

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

The VISN 23 Minneapolis VA Health Care System (MVAHCS) has a requirement for contractor provided Community Based Outpatient Clinic services in the Mankato, Minnesota and Saint James, Minnesota area to provide primary care to eligible veteran beneficiaries of the MVAHCS. Previous services were performed on contract VA263-P-1134 by Sterling Medical Associates, Inc. The period of performance is from 07-01-16 – 9-30-16. Total IGCE is \$541,906.90.

4. **Statutory Authority Permitting Other than Full and Open Competition:**

The statutory authority permitting other than full and open competition is 41 USC §253(c)(2) as implemented by the Federal Acquisition Regulation (FAR) subpart 6.302-2 entitled “Unusual and Compelling Urgency.”

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

There is an urgent need to contract for the necessary Community Based Outpatient Clinic services in the Mankato, Minnesota and Saint James, Minnesota to ensure quality of service and continuity of direct patient care to our veteran patients. The contractor Sterling Medical is currently providing these services to the MVAHCS. It is in the best interest of the MVAHCS to ensure continuity of direct patient care until the long term package is complete.

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

The MVAHCS has previously submitted a 1663 package to NCO23 for competitive solicitation and long term contract for these services and NCO23 is in the process of soliciting and awarding a new long term contract.

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

The current contractor “Sterling Medical” is agreeable to extending their current service to the facility for three months under the previously negotiated terms and price.

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

There is insufficient time to solicit, award and mobilize any other contractor for this requirement. Sterling Medical is the current provider.

9. **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:**

No further action is required. The Network Contracting Office is currently in the process of a competitive solicitation for these services.

**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.

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Rick Pope  
Contracting Officer Representative (COR)  
Minneapolis VA Health Care System

10. **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.

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Daniel Vagts  
Contracting Officer  
NCO 23

- b. **Director of Contracting /Designee:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

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Charles A. Hurry  
Branch Chief  
NCO 23