

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval


#### Other Than Full and Open Competition

1. **Contracting Activity:** The agency responsible for this acquisition is: The Department of Veterans Affairs, Network Contracting Office (NCO) 17. Purchase Request Number 549-16-3-5294-0378.
2. **Nature and/or Description of the Action Being Processed:** This is a request for other than full and open competition. The proposed action is to perform Hazardous Waste Removal IH services at various locations within North Texas Veterans Health Care System. Network Contracting Office 17 intends to negotiate and award a contract on a sole source basis to Micro Air of Texas, 1052 Hercules Drive, Houston Texas 77058.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The Engineering Service has a requirement for Hazardous Waste Removal IH services. Project 549-090D includes asbestos inspections, testing, and consultation, laboratory analysis of dental water and various other testing to include mold and lead. The total estimated value of the proposed action is \$262,750.00.
4. **Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §253(c) (2), as implemented by FAR 6.302.2
  - ( ) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
  - ( x ) (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 contractor will perform Hazardous Waste Removal IH services at various locations within North Texas Veterans Health Care System.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** N/A Urgent and Compelling Nature.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** In accordance with FAR 13.106-3(a)(2)(i), the Contracting Officer shall determine pricing to be fair and reasonable. The anticipated price to the Government is \$262,750.00 Pricing was determined to be fair and reasonable by comparing proposed price with Independent

Government Estimate price of \$263,925.00 prepared by Engineering service. The requirements of FAR 15.406-2, Certificate of Current Cost or Pricing Data are not applicable to this acquisition.

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Per FAR 6.302-2, this is an unusual and compelling urgency 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:** None
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:** None at this time; due to urgency of need for these services.
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.

6/23/2016

X   
Charles Ballard

Charles Ballard

Signed by: CHARLES D. BALLARD 230050

Charles Ballard  
Associate Chief Engineering, COR  
VA North Texas Health Care System

DATE : June 23, 2016

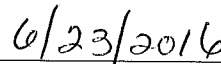
**13. Approvals in accordance with FAR 6.304**

**Approvals:**

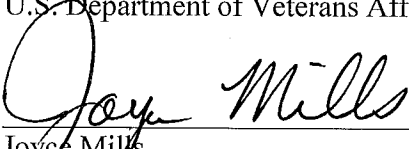
**a. CONTRACTING OFFICER'S CERTIFICATION (required):** I certify that the justification meets requirements for other than full and open competition. I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



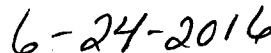
Patricia Chandler  
Contract Specialist  
Network Contracting Office (NCO 17)  
Service Area Office (SAO)-West  
U.S. Department of Veterans Affairs



DATE



Joyce Mills  
Contracting Officer  
Network Contracting Office (NCO 17)  
Service Area Office (SAO)-West  
U.S. Department of Veterans Affairs



DATE