

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. Contracting Activity:

Department of Veterans Affairs, VHA, SAO East, NCO 8, Malcom Randall VA Medical Center, Gainesville Florida

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

This is a request for other than full and open competition for the procurement of construction services to fabricate and construct two new ADA ramps and decking for the new Decon Trailer at the Malcom Randall VA Medical Center.

Proposed award for this procurement is to Wildwoods, Inc., a Service Disabled Veteran Owned Small Business (SDVOSB) concern.

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

This requirement calls for furnishing all labor, materials, tools, equipment, supervision, and necessary transportation to fabricate and construct two new ADA ramps and decking for the new Decon Trailer at the Malcom Randall VA Medical Center, Gainesville, Florida

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

Authorized or Required by Statute

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

Authority under 38 USC 8127-8128 (Sections 502 and 503 of Public Law (P.L.) 109-461), FAR Part 6.302-5(b) (6), and VAAR 819.7007

Sole Source awards to service disabled veterans-owned small business concerns.

(a) A contracting officer may award contracts to SDVOSB concerns on a sole source basis provided:

- (1) The anticipated award price of the contract (including options) will not exceed \$5 million;
 - (2) The requirement is synopsised in accordance with FAR part 5;
 - (3) The SDVOSB concern has been determined to be a responsible contractor with respect to performance; and
 - (4) Award can be made at a fair and reasonable price.
- (b) The contracting officer's determination whether to make a sole source award is a business decision wholly within the discretion of the contracting officer. A determination that only one SDVOSB concern is available to meet the requirement is not required.

The anticipated award amount is approximately \$70,000.00. A special notice announcing the contract action will be posted to FEDBIZOPPs upon approval of justification. A separate determination of the contractor's responsibility will be made in accordance with FAR 9. A sole source award is proposed pending negotiation of a fair & reasonable price.

Wildwoods, Inc. has successfully completed several projects for the facility. It is expected that the VA will realize reduced administrative cost as a result of awarding this requirement expeditiously. Additionally, Wildwoods is currently performing on Contract #VA248-C-1847, MICU Renovation; therefore, it is expected the VA will realize reduced mobilization cost.

The CO is recommending an SDVOSB sole source award to Wildwoods, Inc. based on the aforementioned.

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

While there are other contractors in Vetbiz.gov, a determination that only one SDVOSB concern is available to meet the requirement is not required per the authorities cited in paragraph 5.

The Contracting Officer has determined that Wildwoods, Inc. is qualified as a SDVOSB; and will provide superior construction services based on the company's noted past performance for various projects completed at the Malcom Randall VA Medical Center.

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

Based on the authorities cited in this justification, a sole source award to subject contractor is proposed pending negotiation of a fair & reasonable price. It is expected negotiations with result in a cost which compares favorably to the independent Government Estimate.

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

The VIP database was queried in accordance with VAAR 810.001, Market Research policy. Wildwoods Inc. is listed in the VIP database along with other multiple SDVOSB concerns.

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

Per authorities cited in paragraph 5, the contracting officer's determination whether to make a sole source award is a business decision wholly within the discretion of the contracting officer.

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

Multiple SDVOSBs exist in the VIP database; however, the contracting officer's determination whether to make a sole source award is a business decision wholly within the discretion of the contracting officer. A determination that only one SDVOSB concern is available to meet the requirement is not required. The CO has determined a sole source award is in the best interest of the VA.

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:

Any future SDVOSB sole source awards in the best interest of the VA will be rotated to other SDVOSB's determined responsible.

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.

Gary T. Hall

Gary T. Hall

Gary T. Hall
Engineering Technician/COR
North Florida/South Georgia Veteran Health System

1-18-2012

Date

14. Approvals in accordance with Public Law 109-461: Veterans First Program

- a. **Contracting Officer's Certification: (required)** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Elissa Goodman

Elissa Goodman
Contracting Officer
Construction Team 1, Miami
SAO East, NCO- 8

1/19/2012

Date

- b. **Network Contracting Manager** I certify the justification meets requirements for other than full and open competition.

Edward
F.
Schuman

Digitally signed by: Edward F. Schuman
DN: CN = Edward F. Schuman C = US O = U.S. Government OU = Department of Veterans Affairs
Date: 2012.01.19 09:48:13 -05'00'

1/19/2012

Edward F. Schuman
Contracting Officer
Construction Team 1 - Supervisor
Miami/NF
SAO East, NCO-8

Date