

**DEPARTMENT OF VETERANS AFFAIRS**  
**Justification and Approval**  
**For**  
**Other Than Full and Open Competition**

**1. Contracting Activity:** Department of Veterans Affairs, Network Contracting Office 15, VA Medical Center, St. Louis, MO; Justification for Other Than Full and Open Competition to procure Medical Transportation Services (Taxi, Wheelchair Van and Stretcher), for the VA Medical Center, Kansas City, MO. Reference 2237: 589-12-2-1106-0023.

**2. Nature and/or Description of the Action Being Processed:** This action is to re-procure Medical Transportation Services for the VA Medical Center, Kansas City, MO; effective March 9, 2012 through April 30, 2012.

**3. Description of Supplies/Services Required to Meet the Agency's Needs:** Contractor shall furnish assisted medical transportation services for Taxi (ambulatory patients), Wheelchair van and Litter (non-ambulatory patients) for eligible beneficiaries of the Department of Veterans Medical Center, 4801 Linwood Blvd., Kansas City, MO, effective March 9, 2012 through April 30, 2012. This will be an interim contract until the long term contract award process can be accomplished.

**4. Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §253(c),(1) as implemented by FAR 6.302.

- (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 Network Contracting Officer (NCO) 15 issued Solicitation VA-255-12-RP-0249 to procure Medical Transportation Services for a base period of one year with option to extend two (2) additional years. Following is a timeline of actions completed to date:

August 31, 2011 – Solicitation posted and issued in Government Point of Entry; [www.fbo.gov](http://www.fbo.gov)

September 30, 2011 – Proposals due and received

January 9, 2012 – January 13, 2012 – Contracting Officer attended Training

February 24, 2012 – Notice sent to Offerors eliminated from the competitive range completed

Following is tentative timeline of actions required to contract award:

March 7, 2012 – Pre-Negotiation Peer and Contract Review Board (CRB) Internal Reviews Completed

March 8, 2012 – Issue Requests for Final Proposal Revisions

March 14, 2012 – Receipt of Final Proposal Revisions

March 31, 2012 – Final Technical Review

April 5, 2012 – Pre Award Internal Review (Peer and CRB)

April 13, 2012 – Award\*\*\*

Based on the tentative timeline noted above, it is necessary to enter into another 'interim' contract with Assisted Transportation, 1625 South 45th Street, Kansas City, KS 66106 to continue services without disruption to patient beneficiaries until the long term contract can be awarded.

Medical Transportation Services are critical to the mission of the medical center in transportation of beneficiaries to and from medical appointments, such as dialysis, etc. It is prudent and in the Government's best interest to procure services

**6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Due to the criticality of the services provided and to minimize disruption of services to the beneficiaries it is prudent to continue to procure services with the current provider. Competition has been sought for the long term contract and as indicated in Paragraph 5, I am preparing to obtain Final Proposal Revisions.

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The Contracting Officer will determine that the anticipated cost to the Government will be fair and reasonable based on past history; competitive offers received on the long term contract and review and consultation with appropriate technical personnel. In accordance with FAR 15.403-1, this is a commercial service and cost and pricing data is not required.

**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Due to the circumstances market research was not conducted for this interim contract.

**9. Any Other Facts Supporting the Use of Other than Full and Open Competition:** There are no current FTEE positions approved for these services at the facility so in-house assistance is not an option.

**10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** See Section 6 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:** It was anticipated that award of the long term contract would be accomplished by this time. However, due to unforeseen circumstances we simply ran out of time and now must take appropriate measures to secure another contract in the interim.

**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.

Ronald Garrett  
RONALD GARRETT  
SUPERVISOR, MEDICAL ADMINISTRATION SERVICE  
VA MEDICAL CENTER, KANSAS CITY, MO

3/2/12  
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.

Karen Munroe  
KAREN MUNROE  
CONTRACTING OFFICER  
VISN 15

3/5/2012  
Date

b. **NCM/PCM**: I certify the justification meets requirements for other than full and open competition.

Bernadette Cothern  
BERNADETTE COTHERN  
NETWORK CONTRACT MANAGER  
VISN 15

3-7-2012  
Date