

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

1. **Contracting Activity:** Department of Veterans Affairs, VISN 10, Network Contracting Office (NCO) 10, Louis Stokes Cleveland VAMC, will enter into a construction contract that requires the procurement of this item which requires justification for other than full and open competition. A purchase request number is not yet available.
2. **Nature and/or Description of the Action Being Processed:** This project is named "Surgery Addition" and the Project will add a two story 7,000 square foot Surgery addition to the south side of the Wade Park Campus providing two new Hybrid Operating Rooms. Project will also renovate 1,000 square feet of existing space to connect addition with existing O.R. Suite. The project includes general construction, alterations, structural, mechanical, plumbing, fire protection, and electrical work, utility systems, and necessary removal of existing structures and construction.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The project requires a complete nurse call system which will not only need to be compatible with the existing nurse call system at the end of the project, but also at the end of each of the phases. The system will include annunciators, patient stations, duty stations, call and dome lights, and remote locator receivers. Extending the existing system must be done with the same manufacturer (Hill Rom) in order to have a complete operational system.
4. **Statutory Authority Permitting Other than Full and Open Competition:** The product is being procured under the authority of 41 U.S.C. 253 (c) (1), FAR Part 6.302-1 (a) (2).  
  
  - ( 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).** While there are other nurse call systems available, the Medical Center utilizes Hill Rom beds that plug into the existing Hill Rom nurse call system. Continuation of the existing system is the only logical solution to continue a campus wide nurse call system.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This procurement will be competed and synopsized on ([www.fbo.gov](http://www.fbo.gov)) as an Invitation for Bid (IFB) and will indicate the requirement for brand name specification for the Hill Nurse Call System. Since the construction contract is being awarded as a firm fixed price contract through competitive sealed bidding, the bidders are incentivized to locate the supplier that will provide the item at the most economical price.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** While FAR 8.404(d) states that GSA has already determined the prices of supplies under schedule contracts to be fair and reasonable the Contracting Officer intends to seek further price reductions. As the Navicare System is the preferred system to integrate the remainder of the Medical Center the Contracting Officer has determined the procurement to be the best value to meet the Government's needs. In addition, it is anticipated that two (2) or more bids will be received through the sealed bidding process. If two (2) or more bids are received than the cost of the entire project will be considered fair and reasonable to the government based on competition.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Since this is the existing campus wide system and patching in another manufacturer to it is not possible, no additional market research was conducted and the decision was made to sole source the existing system. (Market Research will be conducted for the entire construction project).
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 as it would be impractical to operate multiple types of call systems within an existing operation.
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.



\_\_\_\_\_  
Virgil Adams  
COR  
Louis Stokes Cleveland VAMC

\_\_\_\_\_  
11/16/2015  
Date

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

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

\_\_\_\_\_  
Donald P. Tam  
Contracting Officer  
Network Contracting Office (NCO) 10

5-31-2016

\_\_\_\_\_  
Date

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

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Terry L. Spitzmiller  
Director of Contracting  
Network Contracting Office (NCO) 10

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Date