

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval (J&A)
For
Other Than Full and Open Competition (>\$150K)

Acquisition Plan Action ID: VA770-17-AP-0193

1. **Contracting Activity:** Department of Veterans Affairs, Network Contracting Office 15 (NCO 15)/Consolidated Mail Outpatient Pharmacy (CMOP)

Document and Insertion services for beneficiaries of the Veterans Administration, Department of Veterans Affairs, Murfreesboro TN, CMOP.

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

Furnish Document Printing and Insertion Services for prescription mailings to Veteran patients. The services shall include twice daily collection of parcels from the CMOP, transportation of parcels to contractor site, printing of parcel specific paperwork with insertion into parcel, for beneficiaries of the Veterans Health Administration in accordance with all terms, conditions, provisions and the schedule listed in the resulting solicitation/award for the Department of Veterans Affairs, VA Murfreesboro CMOP, 5171 Sam Jared Drive, Murfreesboro, TN 37130. There is currently a contract (VA797M-P-0026) in place for these services which will expire March 31, 2017. This new award will be a Fixed Price Indefinite Delivery Indefinite Quantity contract for the period of April 1, 2017 through June 30, 2017 (Bridge) and will include FAR Clause 52.217-8 Option to Extend Services. The estimated value of the anticipated award is \$1,608,900.00 for the three month base period and \$3,217,800.00 if the entire six months of Option to Extend Services is exercised, for a total contract value of \$4,826,700.00.

Name of Proposed Contractor: REMAR, INC.

Street Address: 6200 E DIVISION ST

City, State, Zip: LEBANON, TN 37090

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

This is a justification for soliciting one source, REMAR, INC., for the services required. The action required is to provide Document Printing and Insertion Services for beneficiaries of the Veterans Health Administration in accordance with all terms, conditions, provisions and the schedule of the resulting solicitation/award for the Department of Veterans Affairs, VA Murfreesboro CMOP, 5171 Sam Jared Drive, Murfreesboro, TN 37130, from the period of April 1, 2017 through June 30, 2017:

Contract Period: April 1, 2017 through June 30, 2017, or until the Murfreesboro CMOP moves into their new facility, whichever occurs earlier.

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

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- (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):

Unusual and Compelling Urgency per FAR 6.302-2; is justified due to the requirement only being needed for a short period of time and the anticipated bridge contract term will not be long enough for a new contractor to process background checks and transition to the new contract services. Delay in award of a contract would negatively affect Veterans Care and could result in financial injury to the government.

BACKGROUND: VA797M-P-0026 was awarded on 10-1-2011. The purpose of this procurement was to obtain Document Printing and Insertion Services including pick-up from Murfreesboro CMOP with shipment and tracking of each parcel, printing of document sets and medication guides with insertion into parcels, and the provision of quality assurance activities and required service reports. The NAC originally solicited contract VA797M-P-0026 as an unrestricted acquisition for these services. This requirement was awarded to Remar, Inc., as the best overall value to the government due to their highly rated proposal in both technical and past performance and at the lowest cost to the government.

BACKGROUND: The Murfreesboro CMOP is in the process of moving locations within the city of Murfreesboro, TN. Currently they are utilizing facilities on the Tennessee Valley Healthcare System, Alvin C. York Campus located in Murfreesboro, TN. A building has been leased and a contract for Automated Prescription Fulfillment System (APFS) equipment was awarded May 2013 and is nearing completion. The APFS has a Patient Specific Printed Documents subsystem that will perform the requirements of VA797M-P-0026. Therefore this contract is only needed for the remainder of time the Murfreesboro CMOP is located at the Alvin C. York Campus and a follow on contract will not be required.

While the Murfreesboro CMOP is located at the Alvin C. York Campus these services are critical and must continue uninterrupted. Failure to provide these services would result in disruption of operations and ultimately interrupt Veteran care. Maintaining these services ensures continuity of care and enables the Veteran to receive their necessary medication.

REMAR, INC. is the contractor currently performing the Document Printing and Insertion Services and a bridge contract is determined to be the best option. This bridge contract will only be needed for three months or until the Murfreesboro CMOP moves into their new facility. The relocation is contingent upon progress made by the APFS contractor and the known time frame is uncertain. A competitive requirement has an estimated Procurement Administrative Lead Time (PALT) of 153 days and additional

time would be required for employee background investigations. Therefore, due to the uncertainty of the current APFS contract completion, a competitive award is not in the best interest of the government. Also, the government anticipates there will not be a need for these services once the transition occurs as this process is being automated by the new APFS system. REMAR, INC., has been successfully fulfilling the contract requirements at prices that have been determined to be fair and reasonable. A bridge contract has an estimated value of \$4,826,700.00 (base plus options) and is in line with the current option year pricing. Based on the above information, it is determined to be in the best interest of the Veteran and the government to award a three month contract to REMAR, INC.

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

Unusual and Compelling Urgency per FAR 6.302-2; Delay in award of a contract would negatively affect Veterans Care.

Due to the short period of time required, a three month bridge contract is anticipated. REMAR, INC., is currently performing Document Printing and Insertion Services (VA707M-P-0026) and has a proven record of satisfactory performance. Continuing these services with REMAR, INC. will ensure the Veteran's receive continuity of care and their necessary medication. As stated above a competitive requirement has an estimated Procurement Administrative Lead Time (PALT) of 153 days and with the additional time that would be required for employee background investigations the requirement for Document Printing and Insertion Services would no longer be required. Unable to solicit from as many potential offerors as possible due to the short period of time as stated above and the negative affect on Veterans Care, therefore market research was not conducted.

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

- The estimated value of this acquisition is \$4,826,700.00 (base plus options). In accordance with FAR Subpart 13.106-3(2)(ii) the following price analysis techniques and procedures will be utilized to ensure a fair and reasonable price.
- Comparison of the proposed price with prices found reasonable on previous purchases.

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

Market Research was not conducted as the requirement is merely 3 months. The contract was previously competed with adequate competition and the bridge contract provides maintaining these services to ensure continuity of care and enables the Veteran to receive their necessary medication.

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

Due to technology, the contracted services are being automated. The automation is nearing completion and a full and open competition is not reasonable for the short period of time for which these services are needed.

10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** N/A

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:**

A document printing and insertion service contract is only needed for the remainder of time the Murfreesboro CMOP is located at the Alvin C. York Campus and a follow on contract will not be required.

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.

Tammie Lamb
Name: Tammie Lamb
Title: Logistic Manager
Facility: Murfreesboro CMOP

2/16/17
Date

13. **Approvals in accordance with the VHAPM, Volume 6, Chapter VI: OFOC SOP.**

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

Leah A Thurman 347366

Digitally signed by Leah A Thurman 347366
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0.9.2342.19200300.100.1.1=leah.thurman@va.gov, cn=Leah A Thurman
347366
Date: 2017.02.06 16:10:50 -06'00'

Name: Leah Thurman
Title: Contract Specialist
Facility: NCO 15/CMOP

Date

b. **Director of Contracting /Designee (Required over\$150K but not exceeding \$700K):** I certify the justification meets requirements for other than full and open competition.

SCOTT R FISCUS 381888

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0.9.2342.19200300.100.1.1=scott.fiscus@va.gov, cn=SCOTT R FISCUS 381888
Date: 2017.02.07 09:32:22 -06'00'

Name: Scott Fiscus
Title: Director NCO 15 Contracting

Date

Request for Sole Source Justification >\$150K

Facility: NCO 15 Contracting

c. **VHA HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$12.5 million) or approve (\$650K to 12.5 million) for other than full and open competition.

Linda S. Greaves
404790

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2/7/2017

Name: Linda S. Greaves

Date

Title: Acting, SAO Director, Central Region (10NA2)

Facility: SAO Central Head of Contracting Activity (HCA)