

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval (J&A) For Other Than Full and Open Competition

1. **Contracting Activity:** The Department of Veteran Affairs, VISN 4, Pittsburg, Pennsylvania. The activity for this requirement is the Department of Veteran Affairs Medical Center (VAMC), Network Contracting Office 4 (NCO4), located in Wilkes Barre (WB), Pennsylvania. This is a Justification and Approval for Other Than Full and Open Competition - Brand Name Only for Yale® locks, which is a small portion of the construction materials requested on Purchase Request 693-17-4-0111-0005.
2. **Nature and/or Description of the Action Being Processed:** Brand name only award to Yale® as part of a new firm fixed price construction contract for Project #693-222 Parking Structure, Phase 1. The project includes installation of new hardware and software compatible with existing system. The entire project will be solicited under VA244-17-R-0427, and the new award will be a Firm-Fixed Price construction contract to include Yale® locks.

**FAR13.5 Simplified Procedures for Certain Commercial Items:** N/A

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The Contractor shall provide new door locks for all doors in the newly constructed parking garage to meet the requirements of Project #693-222 Parking Structure, Phase 1. All locks must be manufactured by Yale® to remain consistent with the facility's existing Grand Master Key system. [REDACTED]

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

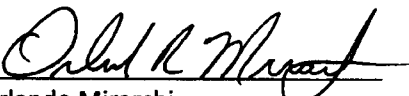
- ( X ) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
- ( ) (2) Unusual and Compelling Urgency per FAR 6.302-2;
- ( ) (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
- ( ) (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;

**FAR13.5 Simplified Procedures for Certain Commercial Items:** N/A

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 facility utilizes a Grand Master Key System to control key access to all doors within the facility. All existing locks are Yale® locks, and the Grand Master Keys are compatible with Yale® locks. Installing locks of a different manufacturer would require needing multiple sets of Grand Master Keys to be able to access areas in emergency situations. This would impair the ability of maintenance, police, and fire personnel to quickly respond to emergencies, and would add increased costs for multiple key systems. Accordingly Yale® is the only manufacturer capable of providing the supplies and services described in Section 3 above without the Veteran's Health Administration experiencing substantial duplication

of cost that could not be expected to be recovered through competition and unacceptable delays in fulfilling its requirements.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** A Notice of Intent to Sole Source will be posted on FedBizOpps.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** This procurement is an RFP, resulting in a firm-fixed price contract award. The contracting officer, IAW FAR 13.106-3(a)(1), anticipates the offered price to be fair and reasonable based on adequate price competition. Certified Cost or pricing data and audits are not required.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** The existing standardized lock system throughout the entire Wilkes Barre VAMC facility is Yale®, and the Grand Master Key System requires the same manufacturer on all locks. Although, there are other lock manufacturers in the marketplace, no additional market research was conducted.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** N/A
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:** In the future if there is a requirement to re-key the entire facility with a new locks system, that requirement would be competed
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.

  
Orlando Mirarchi  
Supervisor General Engineer  
Wilkes-Barre VA Medical Center

03/02/2017  
Date