

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 SimplexGrinnell, which is a small portion of the construction materials requested on Purchase Request 693-17-2-594-0015.
2. **Nature and/or Description of the Action Being Processed:** Brand name only award to SimplexGrinnell as part of a new firm fixed price construction contract for Project #693-13-114 Renovate Kitchen. The project includes installation of new hardware and software compatible with existing system. The entire project will be solicited under VA244-17-B-0660, and the new award will be a Firm-Fixed Price construction contract to include SimplexGrinnell.

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

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Contractor to provide services to relocate existing and install new fire detection and physical access control components to meet the requirements of Project #693-13-114 Renovate Kitchen. Work will be approximately [REDACTED] and the magnitude of the entire project is between \$5M and \$10M.

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 unique features of the SimplexGrinnell fire detection and physical access control systems are critical for the success of the Renovate Kitchen Project. The facility's current fire detection and physical access control systems are provided and maintained by SimplexGrinnell. The new systems must fully integrate into the existing to maintain the integrity of the facility's fire protection and physical access systems. SimplexGrinnell fire protection and security systems and components are currently installed throughout the facility and are linked to a central system. The software system is proprietary and all components must be compatible with existing system. All software modifications and updates must be performed by SimplexGrinnell. SimplexGrinnell must install and certify all related components in order to maintain integrity and operation of existing system.

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 IFB, 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 requiring activity has performed market research and SimplexGrinnell is the only company that can provide this product and service. There are no other companies authorized to work on SimplexGrinnell products.
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 for a new fire suppression system the entire facility, 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

04/26/2017
Date