

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval (J&A) For Other Than Full and Open Competition (>\$150K)

Acquisition Plan Action ID: \_VA263-17-AP-7040\_\_\_\_\_

1. **Contracting Activity:** Department of Veterans Affairs, NCO 23, St. Cloud VA Health Care System, 4801 Veterans Drive, MN 56303. Organization Activity: Minneapolis VA Health Care System (MVAHCS), One Veterans Drive Minneapolis, MN 55417, 618-17-2-040-0225.
2. **Nature and/or Description of the Action Being Processed:** This procurement is for a Brand Name Only, firm fixed price purchase order for 2 Steris Reliance Vision Single-Chamber Washer Disinfectors to include installation for the Minneapolis VA Health Care System's Sterile Processing Department (SPS) in accordance with FAR 13.5 Simplified Procedures for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**  
This procurement is to remove and dispose of 2 of the 4 existing SPS Steris washers and install two new washer/disinfectors. These Steris washers provide sterilization and washing functions for the MVAHCS' SPS department, which supports the infection control requirements of the Surgery Department. The SPS department is a 24hr operation and is critical to the support of surgery patients.  
  
Period of Performance: 180 days ARO  
IGCE: XXXXXXXXXX
4. **Statutory Authority Permitting Other than Full and Open Competition:** The authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2).
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**  
This is a Brand Name Only procurement as the Minneapolis VA's SPS department requires two Steris washers/disinfectors to include installation. The Minneapolis VA is replacing 2 of their 4 Steris washers that are at end of life. The expected life cycle of the 2 remaining washers is another 8-10 years. The new washers must be Steris brand as only Steris washers are capable of integration into the MVAHCS' current Building Automated Control System (BAC) as well as utilize the existing racking system on site. No other manufacturer's washers are compatible with the existing BAC, racking system and accessories. Utilizing another manufacturer's washer would require replacing the current BAC system, racking system and the other 2 remaining washers. Steris Corporation, the manufacture and a large business, was contacted and they verified that there is only 1 other authorized distributor, an SDVOSB.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This upgrade will be posted as a brand name only solicitation through FBO.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Price will be determined fair and reasonable through competition, comparing the quotes received with the IGCE, past purchases, List Price and any discounts received by the VA.

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** VetBiz was searched under NAICS code 339113 which returned 252 results. GSA was searched and the items are available from Steris Corporation (the manufacture and a large business) through their FSS contract but the installation is open market. Steris Corporation was contacted and they verified that there is only 1 other authorized distributor (a SDVOSB) for these items. The required items and installation are only available from these 2 vendors via the open market.

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

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

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:** The government will continue to do market research for any future upgrades and if compatible systems are available the procurement will be solicited. The current Steris washers have an expected life cycle of 8-11 years and these additional units add capacity.

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.



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.



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.

