

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA247-17-AP-1607

1. **Contracting Activity:** Department of Veterans Affairs, VISN 7, WJB Dorn Veterans Affairs Medical Center. VA 2237s - 544-17-2-5126-0052, 544-17-3-5126-0128, and 544-17-3-5803-0130.
2. **Nature and/or Description of the Action Being Processed:** This action is being submitted for a new firm-fixed contract for Motorola APX 4000 VHF MHZ MODEL 3 and APX 8000 ALL BAND Portable Model 3.5 programmed for SCDHEC Palmetto 800 system, facility VHF and UHF channels with Infrastructure.

**FAR13.5 Simplified Procedures for Certain Commercial Items:** This procurement is for the purchase of Motorola radios 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:** The estimated value of this requirement is \_\_\_\_\_ and the estimated delivery date is September 6, 2017. This requirement is to replace existing radio subscribers with (48) new P25 APX 8000 dual band portable radios, (3) mobile radios for security vehicles & (2) control stations of security dispatch, replace existing UHF Antenna system, Co-ax Cables & connectors, program & test all equipment. This upgrade will give Dorn VAMC security UHF & 800 MHz access in order to have interoperability with Columbia & Richland County Public Safety, Columbia P.D, Richland County Sherriff's Office & Richland County EMS when on the Dorn V.A. Medical Center Campus.

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

- ☐ (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):** This acquisition is essential to the Government's requirements, thereby precluding consideration of a product manufactured by another company. Due to the reduced number of radios there is a gap in the security of medical

center communications. This is now considered an urgent requirement. (memo to follow explaining the need for the requirement's urgency.)

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Solicitation RFQ 247-17-Q-0465 was issued on 5/3/17 with a closing date of 5/26/17 and zero quotes were received. The SDVOSBs that expressed interest based on the sources sought notice were contacted and submitted quotes; therefore, this action is being competed among SDVOSBs.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The price will be determined to be fair and reasonable based on competition among the vendors and the review of other purchases made by other VA medical centers, along with a review of the current price list for vendor.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** A sources sought notice was issued on 4/7/17, and Cynergy Professional and Micro Tech replied with a capability statement and past performance information. A review of PPIRS shows Cynergy Professional has "Very Good" PPIRS rating and Micro Tech has over 140 PPIRS with the lowest as a "Satisfactory" for the items to be purchased by WJB Dorn VAMC.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** This is an urgent requirement due to the limited number of radios available to provide the required security at the medical center.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
  - Cynergy Professional (SDVOSB)
  - Micro Tech (SDVOSB)
  - C-9 Corporation (SDVOSB)
  - AEG (Small Business)
  - Edge Technology Distributors, Inc. (Small Business)
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:**

This action will be competed among service disabled veteran owned small businesses. Future requirements will be considered for broader competition.



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.

Michael H  
Schausten 106813

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Date: 2017.07.06 10:24:20 -04'00'

Michael Schausten

Date

Title: Chief of Police

Facility: WJB Dorn Veterans Affairs Medical Center

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.

Thaddeus T  
Willoughby 106353

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gov, cn=Thaddeus T Willoughby 106353  
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Thaddeus T. Willoughby

Date

Title: Contracting Officer

Facility: WJB Dorn Veterans Affairs Medical Center

- 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.

Maureen L.  
Maciejewski 211651

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Calvin Thomas

Date

SAO East, NCO 7 Deputy Director of Contracting