

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 2: Request for Limited Sources Justification Format >\$150K

LIMITED SOURCES JUSTIFICATION

ORDER >\$150,000

FAR PART 8.405-6

Acquisition Plan Action ID: VA256-17-AP-8533

This acquisition is conducted under the authority of the Multiple Award Schedule Program. The material or service listed in par. 3 below is sole source, therefore, consideration of the number of contractors required by FAR Subpart 8.4 – Federal Supply Schedules, is precluded for the reasons indicated below.

Restricted to the following source: Provide original manufacturer's name for material or contractor's name for service. (If a sole source manufacturer distributes via dealers, ALSO provide dealer information.)

Manufacturer/Contractor: Johnson Controls, Inc.

Manufacturer/Contractor POC & phone number: 504-779-8506

Mfgr/Contractor Address: 2835 Hessmer Ave., Metairie, LA 70002

Dealer/Rep address/phone number: 504-779-8506

☒ The requested material or service represents the minimum requirements of the Government.

(1) AGENCY AND CONTRACTING ACTIVITY:

Department of Veterans Affairs

Southeast Louisiana Veterans Health Care System

NCO 16

VISN:

16

(2) NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED:

The purpose of this requirement is to reprogram the fire alarm system for the Inpatient Building 1, Diagnostic & Treatment Building 2, Outpatient Building 3, Transitional Living Building 6, Central Energy Plant Building 7, Concourse (including all garage lobbies) Building 00, Staff and Patient Garage (all floors), Building 5 for the Safety Management Office at SLVHCS 2400 Canal St., NOLA 70119.

(3) (a) A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEED:

Reprogram initiating devices (smoke detectors, heat detectors, pull stations, water flow switches, and miscellaneous alarm devices) to report and alarm in a specific sequence.

(b) ESTIMATED DOLLAR VALUE: \$259,750.00

(c) REQUIRED DELIVERY DATE: September 1, 2017

(4) IDENTIFICATION OF THE JUSTIFICATION RATIONALE (SEE FAR 8.405-6), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE. (CHECK ALL THAT APPLY AND COMPLETE)

☒ Specific characteristics of the material or service that limit the availability to a sole source (unique features, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.

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The fire alarm system currently installed at the Southeast Louisiana Veterans Health Care System was installed and programmed by Johnson Controls, Inc. during the construction of this facility. Therefore, the system is proprietary to JCI and any mixing of parts/service from any system other than JCI would void the remaining contract warranty period on the fire alarm system for any repairs and maintenance of the system. The reprogramming must be sole sourced and conducted by JCI in order to fulfill this requirement.

☒ A patent, copyright or proprietary data limits competition. The proprietary data is: JCI system (If FAR 8.405-6(a)(2)iii before posting. Do not include specific proprietary data. Only mention the type of equipment, procedure, etc. to show that proprietary supplies or services are being procured.)
The system installed is proprietary to Johnson Controls, Inc. Any tampering or installing of other parts not proprietary to JCI will void the warranty of the contract currently in place for this system for any repairs or maintenance of the system.

☐ These are “direct replacements” parts/components for existing equipment.

☒ The material/service must be compatible in all aspects (form, fit and function) with existing systems presently installed/performing. Describe the equipment/function you have now and how the new item/service must coordinate, connect, or interface with the existing system.
The materials/services needed for the reprogramming of the fire alarm system must be compatible to ensure the system activates correctly to reduce the risk of injury or loss of life during a fire emergency. Using any other manufactured parts other than JCI does not guarantee the system will work properly.

☐ The new work is a logical follow-on to an original Federal Supply Schedule order provided that the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. The original order must not have been previously issued under sole source or limited source procedures.

☐ An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.

(5) DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.4 TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:

The Southeast Louisiana Veterans Health Care System (SLVHCS) at 2400 Canal St. was installed and programmed by Johnson Controls during the construction of the facility. Therefore, the system is proprietary to Johnson Controls. Any mixing of services/parts would void the remaining contract warranty period on the fire alarm system for repairs and maintenance of the system. All

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materials/services must be compatible to ensure the activates correctly to reduce the risk of injury or loss of life during a fire emergency

(6) DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:

Market research was conducted which includes posting an RFI with the Intent to Sole Source to JCI and no other response was received in response to this notice. The system currently installed and in place at SLVHCS by Johnson Controls during the construction of the facility is proprietary to JCI and no other parts/services can be mixed. If another systems pats/service are used to reprogram the system in place the remaining contract warranty period on the fire alarm system for repairs and maintenance of the system would be void. All materials/services must be compatible to ensure the fire alarm activates correctly to reduce the risk of injury or loss of life during a fire emergency.

(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:

(8) A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE:

N/A

(9) 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. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4. *(This signature is the requestor's supervisor, fund control point official, chief of service or someone with responsibility and accountability.)*

Jemichael Manora

Safety Specialist

Safety/Management

NAME

TITLE

SERVICE LINE/SECTION

Southeast Louisiana Veterans Health Care System

FACILITY

(10) APPROVALS IN ACCORDANCE WITH THE VHAPM, Volume 6, Chapter VI: OFOC SOP: *This part if filled out by Contracting Staff as part of the Justification*

a. CONTRACTING OFFICER'S CERTIFICATION (required): I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

RACHEL A BABIN
150799

Digitally signed by RACHEL A BABIN 150799
DN: dc=gov, dc=va, ou=internal, ou=people,
0.9.2342.19200300.100.1.1=rachel.babin@va.gov
c=RACHEL A BABIN 150799
Date: 2017.08.08 10:48:47 -05'00'

CONTRACTING OFFICER/DESIGNEE'S SIGNATURE

August 8, 2017
DATE

Travis Sippel
458945

Digitally signed by Travis Sippel 458945
DN: dc=gov, dc=va, ou=internal,
ou=people,
0.9.2342.19200300.100.1.1=travis.sippel
@va.gov, cn=Travis Sippel 458945
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Rachel Babin, Contracting Officer
NAME AND TITLE

NCO 16
FACILITY

b. **Director of Contracting/DESIGNEE:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

AARON VILLALPANDO
178014

Digitally signed by AARON VILLALPANDO 178014
DN: dc=gov, dc=va, o=internal, ou=people,
0.9.2342.1.9200300.100.1.1=aaron.villalpando@va.gov,
cn=AARON VILLALPANDO 178014
Date: 2017.08.08 12:45:07 -05'00'

SIGNATURE

DATE

Aaron Villalpando
NCO 16 Director of Contracting