

Attachment B: Request for Sole Source Memo Format

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, SAO East, NCO 1, VAMC Connecticut, justification for other than full and open competition. Purchase Request number 689-12-3-4810-1268. This request is coded as special.
2. **Nature and/or Description of the Action Being Processed:** The procurement vehicle for this requested action will be a firm fixed price contract/purchase order containing a performance work statement.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Contractor is required to remove and replace total steam station located in sub ground building one. Station carries steam for both heat and process steam serving SPD Sterilizing Equipment and other chemistry equipment. VAMC Building 1 Sub basement has a failed steam station which has failed. The steam station is blowing off at 120 psi where normal parameters would be 60 psi. This issue is causing damage to the entire steam system which, if left un repaired could ruin the entire system causing catastrophic failure and/or damage to surrounding area and danger to persons. This issue requires the Contractor to have a local certification from Medical Center Safety to work in the confined spaces where the equipment is contained. The performance based statement of work is as follows: Contractor to supply all labor and material to locate major steam leak in sub-ground building one, VA to supply steam shut down. The Contractor to supply confined space program and all necessary meters and equipment to enter confined space. Contractor to remove all old piping and fittings from station and to remain on site until steam pressure reaches normal operating pressure to insure no leaks on welded joints. Steam Station is critical to process and sterilize equipment used in Surgery, APU, and Dental applications, also all patient Exam rooms. This is directly associated with patient safety.
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): Pipeology has replaced many stations in the past year and has proven to be experienced in this task, on an emergency order the contractor replaced ALL seven steam stations in Building Two. The Contractor has suppliers that can supply the needed equipment similar to previous installations. The Contractor has employees that all ready have PIV Badges. The Contractor's employees have the necessary, asbestos, confined space and 10 hour OSHA training required by our safety office Contractor has an approved safety plan required by our safety office. Contractor has an approved lock out/tag out program approved by our safety office. Contractor's employees are welders certified for high pressure steam welding. The using service has explained that to the best of their knowledge no other local concerns with the above capabilities are certified by the VAMC Connecticut Safety Office to provide this type of confined space work. To do so with other concerns will result in unacceptable delays to this repair further damaging government property and putting patient safety at risk. Furthermore this work is follow-on to a series of other repairs to this major system and the Contractor is intimately familiar and in the best decision to complete said repairs. Having the survey work combined with the for mentioned credentialing would require a substantial duplication of cost to the government negating any savings that could be derived from further competing this emergency requirement.
6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: Past emergency work on steam stations showed that no other contractors' were capable of matching cost, availability . and station approved mandates by safety office such as safety plans, training etc.
7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: This price is deemed fair and reasonable because it conforms to the price paid during similar emergency repairs of this type. Past practice on replacing similar steam stations reflect a comparable cost.
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:
9. Any Other Facts Supporting the Use of Other than Full and Open Competition:
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:
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 Agency is currently seeking Blanket Purchase Agreements and Indefinite Delivery Indefinite Quantity procurement vehicles as an alternative to limiting competition in similar situations.

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.

Name John M. H. Supervisor
Title
Facility

Date 6/20/12

13. **Approvals in accordance with FAR 6.304**

- a. **Contracting Officer's Certification: (required)** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Name JASON M. FRABO
Title CONTRACTING OFFICER
Facility NCO 1

Date 6/20/12

- b. **VISN/PCA QA:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Jacalyn
Trudeau

Digitally signed by Jacalyn Trudeau
DN: c=US, o=U.S. Government,
ou=Department of Veterans Affairs,
ou=Internal Staff,
0.9.2342.19200300.100.1.1=jacalyn.trude
au@va.gov, cn=Jacalyn Trudeau
Date: 2012.06.20 11:28:31 -04'00'

Name
Title
Facility

Date

- c. **NCM/PCM:** I certify the justification meets requirements for other than full and open competition.

Name
Network Contract Manager
VISN/PCA X

Date