

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA69D-17-AP-8789
Purchase Request (2237): 695-18-2-6915-0001

1. Contracting Activity.

Department of Veterans Affairs, VISN 12, Clement J. Zablocki VA Medical Center, Milwaukee, WI and Great Lakes Acquisition Center, Honey Creek II, Suite 101, 115 South 84th Street, Milwaukee, WI 53214. VA Project Number 695-15-117.

2. Nature and/or Description of the Action Being Processed.

The Renovate 8A for Outpatient Clinics project at the Clement J. Zablocki VA Medical Center in Milwaukee, Wisconsin is intended to be solicited as a total Service Disabled Veteran Owned Small Business Set-Aside utilizing sealed bidding (FAR Part 14) procedures. This project is the interior renovation of the existing in-patient unit into a Specialty Care Clinic. The clinic provides the following services for Veteran outpatient care: urology, orthopedics, neurosurgery, vascular care, plastic surgery, cardio-thoracic, and vascular care. There is also a Coordinated Outpatient Testing Center (COTC) just beyond the boundaries of the 7A clinic that will also be relocated to the new 8A clinic. The purpose of the relocation is for a new clinic to be created which will increase the number of exam rooms, create staff efficiencies, and increase Veteran experience through decreased wait times for appointments and a better environment of care. The 8A wing will be demolished with key infrastructure utility rooms and egress stairways remaining.

As part of this overall construction project, to facilitate integration with existing systems, the Clement J. Zablocki VA Medical Center requires the products noted in the Material and Room Finish Schedule to be sole sourced as a brand name requirement.

<u>System/Equipment</u>	<u>Manufacturer and Model</u>	<u>GSA No.</u>
Material and Room Finish Schedule	Various	N/A

3. Description of Supplies/Services Required to Meet the Agency's Needs.

This "system" of products, noted as the Material and Room Finish Schedule, is an integration of colors, textures, finishes, and components meeting requirements for patients and visitors to the renovated 8th floor outpatient clinics. Refer to Specification 09 06 00, Schedule for Finishes. The Material and Room Finish Schedule includes the following; Paint (Sherwin Williams), Solid Surface (Corian, Formica, Wilsonart, Avonite and Lamin-Art), Wall Protection (Inpro), Cubicle Curtains (Momentum), Carpet (Bentley), Vinyl/Rubber Sheet Flooring (Teknoflor, Nora), Resilient Tile Flooring (Armstrong, Nora), Ceiling Tile (Armstrong) and Specialties (Walltalkers, Henry Domke).

The estimated value for the items on the Material and Room Finish Schedule is \$649,664.

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;

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

Only One Responsible Source (FAR 6.302-1) Product integration with existing systems mandatory to effectively operate cohesively throughout the hospital. Different systems will not be compatible or functional if purchased as different brand products. Many factors within interior spaces affect the health, both mental and physical, of patients, occupants, staff and visitors. It is the responsibility of the interior design team to positively affect health and healthy behaviors, as well as help reduce negative behaviors, eliminate harmful substances in the environment, and prevent the spread of disease. Changing of one component of this integrated design results in a domino effect invalidating the contrasting color requirements for visual impairments and patient safety. The room finish design manufacturers indicated below comply with all VA regulations, standards, green environmental management standards, and energy requirements for hospital and medical center environments. The room finish design components have been integrated with other design elements of the project such as lighting fixtures, bathroom fixtures, beds, head end equipment, furnishings, blinds, window treatments, hardware, medical equipment, audio visual equipment, and signage. Changing of one component of this integrated design would have a significant and adverse effect, eradicating the above-mentioned items of the contract. Ensuring compliance with the design intent of the Material and Room Finish Schedule throughout the 8A project will positively affect health and healthy behaviors of staff, patients, patient safety and comply with all VA and green management standards.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable.

This contract is intended to be solicited as an Invitation for Bid (IFB) set aside to an SDVOSB firm, promoting competitive pricing. It is only the need to sole source certain manufactures materials and room finishes, as noted above, to make the project fully integrated with the existing Hospital aesthetic. Therefore, offerors will solicit from as many potential sources as practical in preparation of their bid an accordance with the terms and conditions of the solicitation.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable.

A determination by the Contracting Officer that the anticipated cost will be fair and reasonable will be based upon adequate price competition through the sealed bidding process.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted.

The Material and Room Finish Schedule, is an integration of colors, textures, finishes, and components meeting requirements for specialty care patients and staff. Many factors within interior spaces affect the health, both mental and physical, of occupants. It is the responsibility of the proper interior design to positively affect health and healthy behaviors, as well as help reduce negative behaviors, eliminate harmful substances in the environment, and prevent the spread of disease. Changing of one component of this integrated design results in a domino effect invalidating the contrasting color requirements for visual impairments and patient safety. The room finish design manufacturers indicated below comply with all VA regulations, standards, green environmental management standards, and energy requirements for hospital and medical center environments. The room finish design components have been integrated with other design elements of the project such as lighting fixtures, bathroom fixtures, beds, head end equipment, furnishings, blinds, window treatments, hardware, medical equipment, audio visual equipment, and signage. Changing one component of this integrated design results in an adverse domino effect eradicating the above-mentioned items of the contract.

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

This requirement is for certain pieces of equipment and interior finishes so that the 8A renovation will be compatible with existing the hospital aesthetic.

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

None.

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.

None.

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: Linda Sue Schwarz
Title: Chief Engineer
Facility: Milwaukee VA

Date

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.

_____	8/28/2017
Name Anne Vossler	Date
Title Contracting Officer	
Facility SAO Central, NCO12	

- 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.

_____	8/31/2017
Name	Date
NCO/PCO XX Director of Contracting or Designee	
Facility	
Ricky Bond	
Northern Tier Construction Team Branch Chief	
SAO Central, NCO12	