

DEPARTMENT OF VETERANS AFFAIRS

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

**Newington B2E Water Damage Repairs
PROJECT #689A4-18-017**

Acquisition Plan Action ID: 2237 # 689-18-1-4810-0444

1. Contracting Activity: Department of Veterans Affairs, VISN 1, NCO1

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

On 11/24/17 a pipe break was discovered at the VA Newington Medical Center that resulted in substantial flooding to building 2E in Newington. The pipe break originated on the 5th floor and resulted in water impacts on the 5th, 4th, 3rd, 2nd, 1st floors and the lower level. Approximate area of impact is 48,000 SF.

This procurement is for emergent cleaning of the entire HVAC systems that were impacted by the flood. This work needs to be expedited to avoid potential moisture or mold in the ductwork due to the flood and related clean-up efforts and ensure the HVAC system is clean prior to re-occupancy.

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

The work goals are to clean all air handlers throughout building 2E. There are 6-units. The building has 6-levels of ductwork, terminal reheat units and flexible ductwork to clean. Each level is approximately the following area sizes:

Basement – 37000-SF

First Floor – 36000-SF

Second Floor – 25200-SF

Third Floor – 24000-SF

Fourth Floor – 19800-SF

Fifth Floor – 19200-SF

Penthouse – 6100-SF

Total – 167300-SF

OFOC SOP Revision 06

Original Date: 03/22/11

Revision 06 Date: 08/30/2017

Services shall include at a minimum the following:

- a. Follow Statement of Work, (SOW) Supplement A, General specifications for the cleaning of commercial HVAC systems for the Dept of Veterans Affairs.
- b. Identify and document evidence of water intrusion of the air handlers and ductwork.

Careful planning of levels of engineering controls for HVAC cleaning and restoration projects shall be required. Various levels of containment will be required depending on the patient risk group area using the Infection Control Risk Assessment Matrix Tool. See pre-assessment risk assessments in SOW Supplement B. Total estimated value is \$288,200.00. Award will be FFP with an approximately 60 day period of performance.

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;

FAR13.5 Simplified Procedures for Certain Commercial Items:

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

Emergency repairs/ HVAC system cleaning due to flood are required to reoccupy the damaged areas and provide services to our veterans. In addition as part of initial and immediate clean up services, Duct Diagnostics, who has been determined to meet VA standards, was subcontracted to initiate duct cleaning as well. Since this contractor has already begun the cleaning effort, contracting with them directly at this time would help expedite the process and complete the total clean up sooner.

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

Not applicable. This request for sole-source is driven by the need for emergency repairs to reoccupy the damaged areas to provide services to our veterans. As subcontractor to the initial clean up prime, Duct Diagnostics is familiar with the work to be performed as well as the work area. They are the sole contractor who can meet this immediate need.

7. Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:

The government has developed an IGCE to compare and evaluate contractor costs. Price will be evaluated in comparison with similar services provided for the VA.

Due to the emergency nature of the repairs, cost control will be best achieved by close supervision and monitoring of work and costs.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons

Market Research Was Not Conducted: Market research was conducted and it was determined that Duct Diagnostics would best be able to meet the emergency needs for duct cleaning at VA Newington, CT.

This request for sole-source is driven by the need for emergency repairs to reoccupy the damaged areas to provide services to our veterans.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: This request for sole-source is driven by the need for emergency repairs to reoccupy the damaged areas and provide services to our veterans. *Duct Diagnostics as the subcontractor for the prime clean up crew is familiar with the effort and area to be cleaned to meet the need for this emergency requirement.*

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: N/A. This request for sole-source is driven by the need for emergency repairs to reoccupy the damaged areas and provide services to our veterans.

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: N/A. This request for sole-source is driven by the need for emergency repairs to reoccupy the damaged areas and provide services to our veterans. *If additional duct cleaning services are needed in the future, the requirement will be competed.*

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.

JOSEPH D.
SIMONETTA 133640

Digitally signed by JOSEPH
D. SIMONETTA 133640
Date: 2017.12.15 13:08:49
-05'00'

Name Joseph Simonetta
Title Acting Chief Design & Development
Facility VA Connecticut Healthcare System

12/15/17
Date

13. Approvals in accordance with the [VHAPM Part 806.3 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.

Valerie J. DeAngelis
Contracting Officer
VA Providence

12/19/2017
Date

VHAPM Part 806.3 Other Than Full and Open Competition (OFOC) SOP
Attachment 2: Request for Sole Source Justification Format >\$150K

- b. **One Level Above the Contracting Officer (Required over\$150K but not exceeding \$700K):** I certify the justification meets requirements for other than full and open competition.

Paul Marvin, Services South Branch Chief
NCO1/PCO Designee
VA CT

Date