

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval (J&A)
For
Other Than Full and Open Competition

Acquisition Plan Action ID: VA248-18-AP-4034

1. **Contracting Activity:**

Department of Veterans Affairs
Network Contracting Office 8 (NCO 8)
10,000 Bay Pines Blvd.
Bldg. 2, Room 325
Bay Pines, FL 33744

2237# 516-18-1-8063-0021

2. **Nature and/or Description of the Action Being Approved:** Network Contracting Organization – 8 (NCO-8) anticipates the sole source award of a firm-fixed price contract to replace the steam and condensate line feeding building 102, at C.W. Bill Young VAMC, Bay Pines, FL.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Contractor shall provide all labor, materials, and supervision to replace approximately 235 linear feet of 3-inch high pressure underground steam supply pipe and 235 linear feet of 2-inch underground pumped condensate return line at C.W. Bill Young VAMC located at 10000 Bay Pines Blvd, Bay Pines, FL 33744. The estimated value of this requirement is \$324,707.23 with a period of performance of 70 days.

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:** The steam line feeding building 102 veterans' domiciliary ruptured during a routine shutdown. Without steam veterans, cannot take hot showers in building 102 and the kitchen serving 102 can only minimally function. Hot water is an essential building function to provide the appropriate level of care for the residents of building 102.

Small emergency repair efforts have been made and have proven to be ineffective. The entire line once uncovered in sections was found to be in a state of total disrepair.

Cherokee 8A Group has an active presence on the Bay Pines campus and has shown the ability to trouble shoot and make repairs of this type work (VA248-17-C-0225). Their record of successful emergency repairs is why Cherokee 8A Group was selected to replace the steam line.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as practicable:** Due to the emergent nature of the steam line replacement work it is to be sole sourced to Cherokee 8A Group to greatly expedite the replacement work and lessen the impact to patient care.
7. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** The contracting officer anticipates an agreement between the Government and Cherokee 8A Group, Inc. will result in a fair and reasonable price.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** The VIP database was queried in accordance with VAAR 810.001 market research policy. The Cherokee 8A Group, Inc. is listed in the CVE database as a Service-Disabled Veteran-Owned Small Business.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** As the delivery of healthcare services is essential to the mission of the Department of Veteran Affairs the steam line replacement must be treated as an urgent requirement to mitigate the impact to the delivery of care.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** N/A
11. **A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before any subsequent acquisitions for the supplies or services required:** None, by their very occurrence emergency requirements cannot be planned for in advance.
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.



C.W. Bill Young VAMC

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.

[Redacted Signature]

Department of Veterans Affairs

[Redacted Date]

Date

- 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.

[Redacted Signature]

Department of Veterans Affairs

[Redacted Date]

Date