

DEPARTMENT OF VETERANS AFFAIRS

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

Contract Number: VA261-17-A-0020

Acquisition Plan Action ID: VA261-17-AP-8717 2237: 612-18-2-085-0025

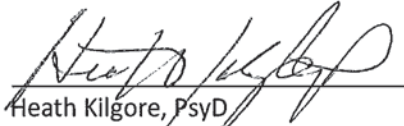
1. **Contracting Activity:** Department of Veterans Affairs
Service Area Office West
Network Contracting Office 21
6900 North Pecos Road, Bldg. 6
North Las Vegas, NV 89086
2. **Nature and/or Description of the Action Being Processed:** The existing BPA will be modified to increase the maximum dollar value.
3. **FAR13.5 Simplified Procedures for Certain Commercial Items:** This out of scope modification is processed in accordance with FAR 13.5 Simplified Procedures for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2.
4. **Description of Supplies/Services Required to Meet the Agency's Needs:** The requiring activity is the VA Northern Health Care System (VANHCS), Health Care for Transitional Veterans, Transitional Housing Services will be furnished to veterans who working through drug detox and mental healthcare issue for whom such care is specifically authorized by the VA. Veterans may have specific mental health or substance abuse issues. It is understood that these Veterans to be cared for under this contract will require care and services above the level of room and board.
5. **Statutory Authority Permitting Other than Full and Open Competition:** The authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 and is implemented for this out of scope modification in accordance with FAR 13.106-1(b)(2) Soliciting from a single source.
6. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** *The original acquisition was posted to FBO as an open and continuous solicitation seeking multiple vendors capable of providing these services. D&A Detox is the only company that replied to the FBO posting. D&A Detox has been successfully performing these services for several years. While the services provided by D&A Detox are not specific to this contractor, another contractor in the area capable of providing the services has not been located. Based on market research and multiple FBO postings the market has failed to produce another suitable vendor. Full opportunity has been given to other vendors.*

7. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** The original FBO posting was posted under VA261-17-Q-0389, requesting interested parties to provide information and capabilities. Competition was not restricted for the acquisition. Another solicitation 36C26118Q0281 is currently running as an open and continuous solicitation for services.
8. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** The action being processed to increase the current BPA maximum value. The prices were previously determined fair and reasonable. The contractor has requested a 2% increase for the continued services. Considering the previous prices and the current market in California, this request is reasonable.
9. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research and multiple solicitations have been posted to FBO. No other contractors have responded.
10. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** This J&A is required to complete the out of scope modification to the existing contract vehicle. Competition has not been limited. Other vendors are welcome to respond to the current FBO posting.
11. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** *D&A Detox*
12. **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:** A current solicitation is posted to FBO seeking additional vendors. Additional vendors maybe added in the future who are able to provide the requested services.

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

- 13. 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.

(This signature is the requestor's supervisor, fund control point official, chief of service, someone with responsibility and accountability)


Heath Kilgore, PsyD
Acting Assistant Chief, Mental Health

2/9/18
Date

14. 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.

Tracy E.

Worrell 674419

Tracy Worrell
Contracting Officer

Digitally signed by Tracy E.
Worrell 674419
Date: 2018.02.13 09:50:06
-08'00'

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.

Amanda Simmons
Branch Chief MED Sharing II
Las Vegas/Network Contracting Office 21

Date