

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition for Emergency Transformer at B-1

1. **Contracting Activity:** Department of Veterans Affairs, Network Contracting Office (NCO) 19, 6162 South Willow Dr., Suite 300, Greenwood Village, CO 80111, on behalf of the VA Salt Lake City Health Care System. The Department of Veterans Affairs proposes to enter into a contract on the basis of other than full and open competition for the completion of the emergency transformer for Building 1 at the Department of Veterans Affairs, Salt Lake City Utah Engineering Services Operations and Maintenance Department 801-582-1565-4597.
2. **Nature and/or Description of the Action Being Processed:** This is a new procurement and the contract contemplated will be firm fixed price to procure for the campus at VHASLC 500 Foothill Drive SLC, UT 84148.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Due to the failing transformers in Building one, this purchase is necessary as an EMERGENCY requirement. The procurement is to provide all the all labor and materials and equipment to replace on a temporary basis the two 750 kva transformers in the ground floor electrical switch gear belonging to the VA SLC, UT. The temporary replacement will eliminate the risk of fire and explosion of the current transformers that have been tested to show failure as imminent.
4. **Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §253(c)(1), as implemented by FAR 6.302.1
 - () (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
 - (x) (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):** Wheeler Machine is the provider of emergency power services to the VHASLC and have the trained staff and knowledge of the facility to provide the necessary services in the emergent timeline. The transformer being sourced is difficult to find, however Wheeler was able to source it in a short amount of time and respond to the emergent situation expediently, therefore it is in the best interest of the Government to sole source to Wheeler in order to correct the transformers imminent failure.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable** This procurement can be provided by Wheeler on an emergency basis and have the

staff and resources to install the needed equipment in the timely and efficient way necessary to avoid catastrophic failure.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable The proposal from Wheeler Machinery for

The proposal from Wheeler Machinery is determined fair and reasonable based on comparison with the IGCE and in the best interest of the Government.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: This is an emergency acquisition, Vendors were sought within proximity to the Salt Lake City VAMC who have the expertise to perform the required work. Wheeler Machine is the provider of emergency power services to the VHASLC and have the trained staff and knowledge of the facility to provide the necessary services in the emergent timeline. Due to the failing transformers in Building one, this purchase is necessary as an emergency requirement.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: As previously stated.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: See Section 6 above.

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: Barriers to competition should not be an issue on future procurements.

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.

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

Andrew M
Stigen 452333

Digitally signed by Andrew M
Stigen 452333
Date: 2017.12.29 13:50:24 -07'00'

Andrew Stigen
Construction Branch Chief

- b. **Director of Contracting /Designee (Required \$150K and above):** I certify the justification meets requirements for other than full and open competition.

Gary J. Arwood 147825

Digitally signed by Gary J. Arwood
147825
Date: 2017.12.29 14:00:49 -07'00'

Gary Arwood Date
Division Chief II, NCO 19