

**DEPARTMENT OF VETERANS AFFAIRS**

**Justification and Approval (J&A)**

**For**

**Other Than Full and Open Competition (>\$150K)**

**Acquisition Plan Action ID:** VA263-17-AP-6977

1. **Contracting Activity:** Department of Veterans Affairs, VISN 23, Minneapolis VA Health Care System, 618-18-1-6133-0002

2. **Nature and/or Description of the Action Being Processed:** A requirements contract will be awarded via the open market competed between SDVOSB's.

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

Provide liquid laundry chemicals, maintenance and programming of the liquid chemical dispensing system used in conjunction with the washing equipment mandated by the National VHA. Only Ecolab's products can be used in the Ecolab equipment that is currently being used therefore, this is a brand name only procurement to be competed open market against authorized SDVOSB distributors. A requirements contract will be awarded.

Estimated dollar value \$64,785.00 base period, \$365,200.31 for base plus 4 option years.

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):**

The textile care facilities were recently upgraded in excess of over \$5,086,000.00 and new Ecolab dispensing systems were installed in conjunction with the new laundry equipment. The dispensing systems and products are proprietary to Ecolab. No other brand can provide compatibility with our current systems. This is a brand name procurement, no other products can be used with the current equipment. This will be competed against approved SDVOSB Ecolab distributors.

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

Limited market research was conducted due to the equipment is proprietary to Ecolab and only Ecolab products can be used in their equipment. This is a brand name only procurement to be competed open market against SDVOSB's.

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

The anticipated cost will be considered fair and reasonable due to this procurement being competed between authorized SDVOSB Ecolab vendors. A proposal was also received from Ecolab as market research and this will be used to help determine fair and reasonable pricing.

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

Ecolab was contacted for any authorized small or SDVOSB businesses that are authorized distributors. A list was provided and the rule of two was met for SDVOSB's, therefore this procurement will be competed against SDVOSB's.

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

None

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

The laundry equipment are proprietary to Ecolab and only Ecolab products can be used in the equipment, therefore this procurement will be competed between authorized SDVOSB distributors.

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.

  
PAUL WALZ  
Laundry Plant Manager

9-12-17  
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.

Wendy S.

Hoeschen

1488945

WENDY HOESCHEN

Contracting Officer

Digitally signed by Wendy S. Hoeschen  
1488945  
DN: dc=gov, dc=va, o=internal, ou=people,  
0.9.2342.19200300.100.1.1=wendy.hoeschen  
@va.gov, cn=Wendy S. Hoeschen 1488945  
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9/13/2017

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.

09/13/2017

SCOTT PETRIN

NCO 23 Branch Chief

Date