

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity:

Veterans Health Administration (VHA), Program Contracting Activity Central (PCAC)

The proposed procurement, Request For Proposal (RFP) 36E77618R0092 is for the Construct Community Living Center Cottage Minor Construction project at the Des Moines VA Medical Center (VAMC).

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

This justification is to support the Construct Community Living Center Cottage Minor Construction project at the Des Moines VAMC, that will be awarded as a firm-fixed price contract. This justification is for other than full and open competition for the procurement of certain construction materials. The use of a particular brand name for the items listed below accommodates standardization of these items throughout the facility.

- a. Ceiling Tiles
 - i. Armstrong
- b. CCTV Cameras
 - i. Avigilon
- c. Automatic Transfer Switches
 - i. Cummings
- d. Access Control System
 - i. Hirsch Electronics
- e. Metasys Controls and Control System Integrator
 - i. Johnson
- f. Nurse Call System
 - i. Rauland
- g. Ice Machines
 - i. Scotsman
- h. Paints
 - i. Sherwin Williams
- i. Fire Alarm System
 - i. Simplex

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

This procurement is to construct the Construct Community Living Center Cottage Minor Construction project at the Des Moines VAMC. The scope includes everything necessary to construct a functional building that meets the requirements of the Department of Veterans Affairs. There is one (1) brand name item listed for which the VA is not able to accept equal or alternate items. The value of these items is listed below and the VAAR Construction magnitude for the entire project is between \$5,000,000 and \$10,000,000.

- a. Ceiling Tiles
 - i. Armstrong
 - ii. Value: [REDACTED]
 - iii. Description: Armstrong Fine Fissured Angled Tegular and Armstrong Ceramaguard Square.

- b. CCTV Cameras
 - i. Avigilon
 - ii. Value: [REDACTED]
 - iii. Description: Avigilon CCTV Cameras to be integrated into current monitoring system.

- c. Automatic Transfer Switches
 - i. Cummings
 - ii. Value: [REDACTED]
 - iii. Description: Cummings Automatic Transfer Switches and accessories are currently utilized throughout the facility.

- d. Access Control System
 - i. Hirsch Electronics
 - ii. Value: [REDACTED]
 - iii. Description: Hirsch Panel, Motion Detectors, Card Readers, and Door Position Switches.

- e. Metasys Controls and Control System Integrator
 - i. Johnson
 - ii. Value: [REDACTED]
 - iii. Description: Johnson Controls Metasys - direct-digital control (DDC) system controller devices, components, software and programming as required to extend existing controls system to new and existing equipment as required in the scope of this project. Control System Integrator - provider of DDC system: microprocessor-based controllers, instrumentation, end control devices, wiring, piping, software, and related systems. This contractor is responsible for all device mounting and wiring.

- f. Nurse Call System
 - i. Rauland
 - ii. Value: [REDACTED]
 - iii. Description: Rauland Responder 5.

- g. Ice Machines
 - i. Scotsman
 - ii. Value: [REDACTED]
 - iii. Description: Ice Machine and related accessories.

- h. Paints
 - i. Sherwin Williams
 - ii. Value: [REDACTED]
 - iii. Description: Sherwin Williams Paints.

- i. Fire Alarm System
 - i. Simplex

- ii. Value: [REDACTED]
- iii. Description: Control Panels, Smoke Detectors, Fire Detectors and other system related equipment.

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; 41 USC §253(c)(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):**

These items have been standardized throughout the Des Moines VAMC. Installing a different manufacturers' system will create significant duplication in cost for the facility, and in most cases the equipment will not function properly. The specific impact for not using the brand name items is listed below:

a. Ceiling Tiles

- i. Armstrong
- ii. Impact: The existing facility standard is to use Armstrong Ceiling Tiles throughout. The use of Armstrong products is required to minimize the quantity and space required to store extra material. The use of the Armstrong Ceiling Tile products work in the expansion of the facility is essential to the Government requirements.

b. CCTV Cameras

- i. Avigilon
- ii. Impact: The existing CCTV Monitoring System is manufactured by Avigilon. Connection of the new components must be tied in with the existing system and programmed to work with the Avigilon software. The use of the Avigilon products and service work in the expansion of the system is essential to the Government requirements.

c. Automatic Transfer Switches

- i. Cummings
- ii. Impact: The existing facility utilizes Cummings Automatic Transfer Switches and accessories throughout. The use of Cummings products throughout is required to ensure compatibility over the entire system and avoid maintenance issues. The use of Cummings ATS's products in the expansion of the system is essential to the Government requirements.

d. Access Control System

- i. Hirsch Electronics
- ii. Impact: The existing Physical Access Control System (PACS) is manufactured by Hirsch. Connection of the new components must be tied in with the existing system and programmed to work with the Hirsch software. The use of the Hirsch products and service work in the expansion of the system is essential to the Government requirements.

- e. Metasys Controls and Control System Integrator
 - i. Johnson
 - ii. Impact: The existing facility currently uses Metasys as manufactured by Johnson Controls. Connection of the new components must be tied in with the existing system and programmed to work with the Johnson Controls Metasys software. The use of the Johnson Controls Metasys products and service work in the expansion of the system is essential to the Government requirements.

- f. Nurse Call System
 - i. Rauland
 - ii. Impact: The existing facility currently uses Responder 5 as manufactured by Rauland. Connection of the new components must be tied in with the existing system and programmed to work with the Rauland software. The use of the Rauland products and service work in the expansion of the system is essential to the Government requirements.

- g. Ice Machines
 - i. Scotsman
 - ii. Impact: The ice machines that are used throughout the facility are manufactured by Scotsman. For maintenance and service of all the units it is important to keep these all from the same manufacture. The use of the Scotsman products and service work in the expansion of the system is essential to the Government requirements.

- h. Paints
 - i. Sherwin Williams
 - ii. Impact: The existing facility has a standard that all paints are manufactured by Sherwin Williams Paints. New paints must match the existing for simplification of maintenance and to minimize the amount of paint that needs to be stored. The use of the Sherwin Williams Paints products in the expansion of the system is essential to the Government requirements.

- i. Fire Alarm System
 - i. Simplex
 - ii. Impact: The existing Fire Alarm System is manufactured by Simplex. Connection of the new components must be tied in with the existing system and programmed to work with the Simplex software. The use of the Simplex products and service work in the expansion of the system is essential to the Government requirements.

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

In accordance with the Competition in Contracting Act (CICA), the components listed above are identified as brand name; however, the overall procurement will be competed as a Service-Disabled Veteran-Owned Small-Business (SDVOSB) Set-Aside. This Justification for Other Than Full and Open Competition will be posted to Federal Business Opportunities with the solicitation.

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

Government estimate was prepared and provided by the Contracting Officer's Representative (COR). The anticipated price to the Government for the items requested to be brand name is approximately [REDACTED]

The items for which brand name approval is being requested are subsequent components to the overall construction project. This procurement will be competed and based on competition; the CO will make a determination of fair and reasonable pricing prior to award.

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

The market research for this product was conducted and prepared by the Chief Engineer and shared with the CO for further review. The CO was in concurrence with information provided in the estimate that supported the brand name items. Approval of the items as brand name only is critical for the overall efficiency of the completed project and the Des Moines VAMC facility as a whole.

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

New components must be able to tie into an existing and operational system including the use of software. At this time, there are no competing vendors whose products are fully compatible with the existing system being used at the Des Moines VAMC.

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

Not applicable. It is the responsibility of the offerors and the general contractor awarded the project to locate suppliers and obtain pricing for all materials and components, including the items listed in this justification.

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:**

There will be competition for the overall procurement. It will be the responsibility of the offerors to obtain pricing from the suppliers of the items and to submit a competitive proposal for the project.

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.

DANYELLE A.
RUSSELL
1576043

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DANYELLE A. RUSSELL
1576043
Date: 2018.05.21 09:11:19
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5/21/2018

Danyelle Russell
COR/Engineer
Des Moines VAMC

Date

13. **Approvals in accordance with FAR 6.304**

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

Donald A. Marsh
1489406

Donald A. Marsh III
Contracting Officer
VHA Program Contracting Activity Central (PCAC)

Digitally signed by Donald A.
Marsh 1489406
Date: 2018.05.21 15:40:11 -04'00'

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.

John Yallech

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Yallech 189260

Date: 2018.05.24

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John Yallech, Jr.

Supervisory Contracting Officer

VHA Program Contracting Activity Central (PCAC)

_____ Date