

DEPARTMENT OF VETERANS AFFAIRS

**FAR 8 – Justification for Limiting Sources (LSJ)
For
Limiting Sources (<\$150K)**

Acquisition Plan Action ID:36C249-18-AP-0489

1. Contracting Activity:

Department of Veterans Affairs, Veterans Integrated Service Network (VISN) 09, Medical Center(s): Robley Rex VA Medical Center (*Louisville, Kentucky*), James H. Quillen VA Medical Center (*Mountain Home, Tennessee*), Alvin C. York VA Medical Center (*Murfreesboro, Tennessee*), Nashville VA Medical Center-TVHS (*Nashville, Tennessee*), Memphis VA Medical Center (*Memphis, Tennessee*). Purchase Requisition 603-18-3-2311-0132 received on June 18, 2018.

2. Description of Action:

The Veteran Integrated Service Network (VISN) 9 has an emergency requirement seeking to procure Life Safety Code assessments, update electronic Statement of Conditions (eSOC) and update Life Safety drawings for all VA Medical Centers within VISN 9 for the purposes of determining compliance with the 2012 and 2018 NFPA 101 Life Safety Code review relative to The Joint Commission (TJC) Life Safety Compliance Prompts. The action under consideration will result in a new Firm Fixed Price Task Order against an existing General Schedule Administration (GSA) contract.

Order against: X FSS Contract Number: GS10F234AA

Name of Proposed Contractor: FP&C Consultants
Street Address: 1520 Main Street
City, State, Zip: Indianapolis, IN 46224
Phone: (317) 486-5188
www.fpc-consultants.com

3. Description of Supplies or Services:

The estimated value of the proposed action is \$ 183,000.00

This work to be performed consists of field inspection of the facilities, assessment of conditions, review of existing drawings/documents and production of deliverables reflecting all corrections noted from the preceding work. The focus of these building surveys and assessment actions will encompass all patient care areas, including healthcare, ambulatory and business occupancies. The survey will also place emphasis on areas of the buildings that have had a functional change,

VHAPM Part 808.405-6 Limiting Sources

Attachment 1: Justification for Limiting Sources for Micro-Purchase Threshold up to \$150K

physical floor plan changes as well as all hazardous material storage rooms and fire/smoke zones as delineated by barriers verified in the field. The scope of this project includes the following buildings:

VA Medical Center	POC/COR	Buildings
VA Medical Center (614) 1030 Jefferson Ave Memphis, TN 38104	Leland Fong (901)-523-8990, x5023 Leland.Fong@va.gov	1, 1A, 5, 7, and 9
VA Medical Center (626) 1310 24 th Avenue South Nashville, TN 37212	Jake Slivensky (615)-873-6958 Jake.Slivensky@va.gov	1, 1A, and ARCE (Basement, 1 st Floor).
Alvin C York VA Medical Center (626A4) 3400 Lebanon Pike Murfreesboro, TN 37129	Jake Slivensky (615)-873-6958 Jake.Slivensky@va.gov	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 17B, 106, 107, 116, and 120
James H Quillen VA Medical Center (621) Sidney and Lamont Street Mountain Home, TN 37684	Jonathan Caldwell (423)-926-1171, x7558 Jonathan.Caldwell@va.gov	77, 160, 162, 200, 204, and 207
Robely Rex VA Medical Center (603) 800 Zorn Avenue Louisville, KY 40206	David O'Brien (502)-287-6095 David.Obrien3@va.gov	1, 24, and T-22

The period of performance is 120 calendar days from receipt of Notice To Proceed.

NOTE 1: THIS PROCUREMENT DOES NOT INCLUDE ARCHITECT-ENGINEER SERVICES AS DEFINED IN THE BROOKS ACT, AND DOES NOT INCLUDE CERTIFICATIONS OF DESIGN OR CONSTRUCTION SERVICES AS DEFINED IN THE FEDERAL ACQUISITION REGULATION (FAR) PART 36 AND PART 2.

NOTE 2: THIS PROCUREMENT DOES NOT INCLUDE DAVIS-BACON WORK AS DESCRIBED IN FEDERAL ACQUISITION REGULATION SUBPART 22.4.

NOTE 3: SOME OF THE TERMINOLOGY USED SUCH AS PROFESSIONAL ENGINEER AND DESIGN REVIEW, HAVE MULTIPLE MEANINGS IN THE ENGINEERING SERVICES PROFESSION. UNDER NO CIRCUMSTANCES SHOULD THOSE TERMS BE INTERPRETED TO INCLUDE PERFORMANCE OF BROOKS ACT SERVICES SECTION 1102 OF 40 U.S.C CHAPTER 11.

4. Authority:

ORDER AGAINST FSS: Authority of the Multiple Award Schedule Program, Title III of the Federal Property and Administrative Services Act of 1949 (41 USC 251, et seq.); Title 40 USC 501, Services for Executive Agencies; and Section 803 of the National Defense Authorization Act of 2002 (PL 107-107) and implemented by [FAR 8.405-6](#). Mark the applicable exception:

An urgent and compelling need exists, and following the procedures would result in unacceptable delays([FAR 8.405-6\(a\)\(1\)\(i\)\(A\)](#));

Only one source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; ([FAR 8.405-6\(a\)\(1\)\(i\)\(B\)](#));

In the interest of economy and efficiency, the new work is a **logical follow-on** to an original Federal Supply Schedule order and the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. **The original order was not previously issued under sole-source or limited-sources procedures** ([FAR 8.405-6\(a\)\(1\)\(i\)\(C\)](#)); or

Items peculiar to one manufacturer. An item peculiar to one manufacturer can be a particular brand name, product, or a feature of a product, peculiar to one manufacturer). A brand name item, whether available on one or more schedule contracts, is an item peculiar to one manufacturer ([FAR 8.405-6\(b\)](#)).

5. Rational/explanation to support cited authority:

An urgent and compelling need exists to address potential deficiencies at the VA Medical centers in VISN 9, that may not be in compliance with The Joint Commission (TJC) standards. The Joint Commission accredits and certifies more than 20,500 health care organizations and programs throughout the United States. It is anticipated that on or after October 1, 2018 the TJC will began an assessment of the medical centers in the VISN 9 network. Failure to expeditiously procure these services at the present could result in serious harm to the VA Medical Centers relative to their accreditation. FP&C Consultants, Inc. is a Life Safety and Fire Protection Engineering Consulting Firm whose capabilities involve projects containing all building types, including Assembly, Business, High-Rise, Residential, Industrial, Educational, Institutional and Special Hazards. The staff at FP&C Consultants, Inc. consists of members of the National Fire Protection Association, the Society of Fire Prevention And the International Code Council who participate on NFPA code writing committees and maintain a current knowledge of pertinent code legislation. The firm has extensive experience in investigation and evaluation of existing fire protection and life safety systems. FP&C Consultants, Inc. has conducted over 200 Fire & Life Safety Surveys for the General Service Administration (GSA) and over 255 Statement of Conditions surveys for the Department of Veteran Affairs medical centers/hospitals. The firm currently holds a contract for the Life Safety and Fire Review for the newly planned VA Hospital in Louisville, Kentucky.

6. Note that this determination satisfies the requirements of [FAR 8.405-6](#). The requirement to prepare a written justification [IAW FAR 6.303](#) does not apply to Federal Supply Schedules.

ROXIE ANN KEESE, FAC-C Warrant NCO915L2-2465

Contracting Officer

Date: July 10, 2018