

**DEPARTMENT OF VETERANS AFFAIRS**

**Justification and Approval (J&A)  
For  
Other Than Full and Open Competition (>SAT)**

**Acquisition Plan Action ID:** VA261-18-AP-0594 / 640-19-1-4073-0003

1. **Contracting Activity:** Department of Veterans Affairs, VISN 21, Palo Alto Health Care System.
2. **Nature and/or Description of the Action Being Processed:** We will be establishing a firm fixed price contract for security guard services covering the Palo Alto main campus under the VA Palo Alto Health Care System.

**FAR13.5 Simplified Procedures for Certain Commercial Items:** This procurement is for security guard services 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.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** This contract will be for security guard services for the VA Palo Alto Health Care System. The estimated amount is [REDACTED] for a period of performance from 11/1/2018 to 10/31/2019.
4. **Statutory Authority Permitting Other than Full and Open Competition:**

**FAR13.5 Simplified Procedures for Certain Commercial Items:** The authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2)..

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**

This acquisition is being made under the statutory authority of 38 U.S.C. 8127(c), which allows the VA to make a sole source award to a Service Disabled Veteran Owned Small Business (SDVOSB).

In accordance with VAAR 819.7007, the Contracting Officer's determination to make a sole source award is a business decision wholly within the discretion of the Contracting Officer. A determination that only one SDVOSB can meet the requirement is not required.

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

Based on the ongoing strategic market research efforts, a qualified and capable SDVOSB has already been located. Additional market research efforts were not needed for this procurement.

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The vendor has a published catalog pricing in their GSA contract and there are other published rates for us to compare against to ensure that the price of the contract will be fair and reasonable.

**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research was not conducted because a qualified SDVOSB has already been located. The period of performance for this contract is only a single year contract and it does not include option years. At this time, it is unknown whether the need for this contract will continue in future years. If we determine that the need will continue we will consider issuing a competitive RFQ for these services.

**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:**

Surveillance Security, Inc.  
175 Hamilton Pl  
Gilbert, AZ 85233  
DUNS: 967461153

**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:** The VA has statutory authority to make a sole source award to a SDVOSB. This is not a barrier to competition, but rather an express authority granted to the VA by Congress.

**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.

JAMES A.  
TYLER 381612

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A. TYLER 381612  
Date: 2018.10.16 16:03:26  
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James A. Tyler  
Police Officer

**13. Approvals in accordance with the VHAPM Part 806.3 OFOC SOP:**

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

Michael P.  
Hodahkwen  
1024447



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P. Hodahkwen 1024447  
Date: 2018.10.17 07:56:52  
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Michael P. Hodahkwen  
Contracting Officer

**One Level Above the Contracting Officer:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

MARK J.  
MIKUS 140783



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MARK J. MIKUS 140783  
Date: 2018.10.17  
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Mark J. Mikus  
Branch Chief  
Network Contracting Office 21