

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval (J&A) For Other Than Full and Open Competition (>\$250K to \$700K)

Acquisition Plan Action ID: 36C260-19-AP-0252

1. **Contracting Activity:** Department of Veterans Affairs, VISN 20, VA Portland Healthcare System. This acquisition will be using the following 2237: 648-19-1-9993-0008
2. **Nature and/or Description of the Action Being Processed:** This is a request for other than full and open competition for doctor prescribed wheelchair transport for veterans to and from their medical appointments within the Portland VA Healthcare System catchment area. This action will be a new Firm-Fixed Priced Bridge Contract with a total estimated value of \$672,955.00 (3-month base period and two 1-month option periods).

**FAR13.5 Simplified Procedures for Certain Commercial Items:** This procurement is for doctor prescribed wheelchair transport of veterans to and from medical appointments 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:** The Portland VA Healthcare System has a catchment area of 27 counties in SW Washington and NW Oregon for doctor prescribed wheelchair transport services for veterans. It is critical for patient care that there is no break in service for these veterans getting to and from their appointments. This is a sole source procurement with Metro West Ambulance Service, Inc., for trained personnel to transport veterans in vans equipped with wheelchair lifts to and from medical appointments. The period of performance is 3 months (11/01/18 – 01/31/19) with two 1-month option periods if needed while the Government works on a new long-term contract for award. The estimated value for this contract is \$403,794.00 for the 3-month base period and \$672,955.80 for the base period and all option periods.

This service is currently being fulfilled by contract VA260-17-P-1061 and this contract expires on 10/31/2018. The Government is working on a competitive procurement for a new long-term contract, but it will not be awarded by 11/01/2018.

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):**

Metro West Ambulance Services is the only vendor able to perform this service on 11/1/2018. No other vendors have the capacity (proper medical vans and trained drivers) to perform this service by 1 November 2018, and meet all the VA requirements. Metro West is currently performing the service and has all necessary manpower, equipment, security clearances, and logistical capability to continue services after expiration of the current contract on 10/31/2018.

**6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Extensive efforts including but not limited to sources sought notices are being made as part of the market research effort for the long-term contract to ensure participation from as many potential sources as possible. Potential sources identified during these market research efforts would be unable to mobilize in time to begin performance on 11/1/2018.

**7. Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** The estimated price is based on the local market price for similar services and comparison with the pricing on contract VA260-17-P-1061 for similar services. Based on this information the Government can anticipate receiving fair and reasonable pricing for Wheelchair Transport Services.

**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** . Market research indicates it is not possible for any vendor other than the vendor currently performing services to mobilize in time to begin services on 11/1/2018. Furthermore, it would not be cost effective for any vendor to mobilize the equipment and personnel required to perform this service for a three to five-month period of performance.

**9. Any Other Facts Supporting the Use of Other than Full and Open Competition:** No other information other than what has been provided above.

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

**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 purpose of this short-term bridge contract is to allow time for a competed long-term contract which will allow competition from multiple sources.

**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.

\_\_\_\_\_  
Jeffrey Abel  
Contract Specialist  
VISN 20, Services 2, Acquisition Team

26 October 2018  
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.

\_\_\_\_\_  
Karen Dailey  
Branch Chief, Services 2 Team  
VISN 20, Services 2, Acquisition Team

10/26/2018

\_\_\_\_\_  
Date

- b. **One Level Above the Contracting Officer (Required over SAT but not exceeding \$700K)**: I certify the justification meets requirements for other than full and open competition.

FOR

\_\_\_\_\_  
Peggy L. Corcoran  
Chief, Division 1  
Network Contracting Office 20 (NCO 20)

\_\_\_\_\_  
Date