

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: 36C261-19-AP-2373 (Medical Equipment) and 36C261-19-AP-6160 (Construction-NRM).

1. **Contracting Activity:** Department of Veterans Affairs, VISN 21, Reno Medical Center, VA Sierra Nevada Healthcare System, Network Contracting Office (NCO) 21, Funding documents 654-19-2-056-0013 (Medical Equipment) and 654-19-4-6259-0138 (Construction-NRM).
2. **Nature and/or Description of the Action Being Processed:** This project includes the purchase of patient lifts, installation of lifts, and patient-room construction preparatory work to install seventy-three (73) patient lifts in the Community Living Center (CLC) and the Inpatient Care Areas. All patients' lifts shall have a weight capacity of 770 pounds. The work shall include all equipment, labor, testing, certification, demolition, disposal, and construction in accordance with the specifications and drawings provided.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**
 - a. Provide construction services to prepare rooms as needed, in the CLC and Inpatient Care Areas for the install of 73 ceiling mounted patient lifts at the VA Reno Medical facility.
 - b. Project calls for purchase and installation of patient lifts, which are the same brand as other lifts in the facility. This will facilitate standardization for training and maintenance purposes. There will be a separate Brand Name Justification and Approval (J&A) for the patient lifts, which will be part of the Request for Proposal (RFP).
 - c. Project calls for the installation of 69 patient lifts in the CLC , and 4 in Inpatient Care area. Lifts will be installed in accordance with specifications and drawings as provided by the VA Engineering staff.
 - d. All work will be coordinated with Project Engineer prior to starting and during installation to ensure patient safety and proper installation to meet VA standards.
4. **Statutory Authority Permitting Other than Full and Open Competition:**
 - () (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
 - (X) (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):** Authorized or Required by Statute (FAR 6.302-5) – Veterans First Contracting Program as required by 38 U.S.C. § 8127 (c) as implemented by VA Acquisition Regulation (VAAR) 819.7001(c) with guidance from revised

Procurement Policy Memorandum (2016-05)(Revised Aug 2018). To be eligible, contractors must be verified as Service-Disabled Veteran-Owned Small Businesses (SDVOSB) in the VIP database. The contractor, Sentinel Builders, LLC is VIP-verified. In addition, the statutory limitation of a sole source acquisition is \$5,000,000.00, and the total procurement value of this action will be well under this limit.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This action is to fulfill an immediate need for the procurement of patient lifts, to include construction activities as needed to facilitate proper installation. Currently, Sentinel Builders, LLC is actively engaged with other projects on-site. Their relationships with VA Staff, and on-site experience will allow them to quickly mobilize to best meet Veteran care needs.
7. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** The VA has recent procurement information for similar patient lifts and installation (36C26119P0916), this information will provide a historical perspective to aid in determining price reasonableness. In addition, the independent government cost estimate for the construction element has been well defined with engineering support and technical expertise. A general wage determination will be included in the solicitation which will further aid in determining price reasonableness for construction efforts to complete the project.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** NCO 21 conducts ongoing market research for a variety of requirements to support Veteran care needs. Market research was conducted using the VIP database, and interoffice communications to seek well qualified firms. In this case, personal knowledge of Sentinel Builders, LLC management approach is a strong indicator that will ensure a successful patient lift project.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** Installation of patient lifts in an active medical facility is complex and requires extensive planning prior to execution of the project. As such, it is imperative that all contractors and medical staff participate in the planning, as it will impact patient care and room availability. In this case, Sentinel Builders, LLC is currently mobilized on-site on other project, which will assist in keeping costs down. Also, they have the on-site experience and can quickly mobilize to meet patient care needs. Their ability to rapidly mobilize for this project provides benefits that will quickly enhance patient care.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
As a result of market research, Sentinel Builders, LLC has been contacted and has indicated an interest in this project. Furthermore, they have conducted a preliminary site-visit to ensure a clear understanding of project deliverables.
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 an immediate need for patient lifts as an essential service to providing quality care. Follow-on requirements similar in nature will be competed to the maximum extent possible.
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.

9/4/2019

Benjamin J. Snaza
Contracting Officer Representative
Facility Management Service (FMS), VASNHCS

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.

Dennis Becker
Branch Chief, Team I
NCO 21, Construction

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.

Brooke C. Robison
Director of Contracting
Network Contracting Office 21 (NCO 21)

05 SEP 19
Date

- c. **VHA RPO-W HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$68 million) or approve (\$700K to \$68 million) for other than full and open competition.

Curtis M. Jordan
Executive Director, Regional Procurement Office West
Head of Contracting Activity (HCA)

Date