

LIMITED SOURCES JUSTIFICATION

ORDER >SAT

FAR PART 8.405-6

Acquisition Plan Action ID: 36C250-18-AP-4167

- 1. Contracting Activity:** Department of Veterans Affairs, VISN 10, John D. Dingell VA Medical Center, Network Contracting Office 10, Services Team #4. 553-20-1-3102-0005.
- 2. Description of action:** Modification to existing requirement for fire alarm system maintenance service contract. The modification will add approximately 1,482 devices to the order, increasing the original 3,045 devices to a total of 4,527 devices. Current task order number is 36C25019F0182.

Order against: ☐ FSS Contract Number: GS-06F-0054N

Name of Proposed Contractor: Johnson Controls

Street Address: 24747 Halsted Road

City, State, Zip: Farmington Hills, MI, 48335

Phone: 248-427-5050

3. Description of supplies or services:

The value of the original order is \$248,179.26. The estimated value of the proposed modification is \$68,298.74, which will increase the total order value to \$316,478.00.

This service is for maintenance to the existing fire alarm, fire sprinkler, and fire extinguisher systems at the John D. Dingell VAMC in Detroit, Michigan. The current systems are manufactured by Simplex Grinnell.

The period of performance for the current option year is 10/21/2019 – 10/20/2020. There are no remaining option years. The increase is only affecting the option year.

4. Identify the authority and supporting rationale (see 8.405-6(a)(1)(i)(a), (b), and (c) or 8.405-6(b)), and if applicable, a demonstration of the proposed contractor's unique qualifications to provide the required supply or service.

- ☐ An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.
- ☒ 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; Johnson Controls has provided a letter that states they are the manufacturer of the equipment being utilized and that the equipment is proprietary, they are the only company that has technicians that are trained and certified to provide service and maintenance on Simplex Grinnell equipment.
- ☐ In the interest of economy and efficiency, the new work is a logical follow-on to an original Federal Supply Schedule order provided that the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. The original order must not have been previously issued under sole source or limited source procedures.
- ☐ Items peculiar to one manufacturer:
- ☐ A patent, copyright or proprietary data limits competition. The proprietary data is: (If FAR 8.405-6(a)(2)iii before posting. Do not include specific proprietary data. Only mention the type of equipment, procedure, etc. to show that proprietary supplies or services are being procured.)
- ☐ These are “direct replacements” parts/components for existing equipment.
- ☐ The material/service must be compatible in all aspects (form, fit and function) with existing systems presently installed/performing. Describe the equipment/function you have now and how the new item/service must coordinate, connect, or interface with the existing system.

5. Describe why you believe the order represents the best value consistent with far 8.404(d) to aid the contracting officer in making this best value determination: Simplex Grinnell (now owned by Johnson Controls) is the manufacturer of the existing fire alarm systems at the John D. Dingell VAMC. Their equipment is proprietary and their technicians are the only ones trained and certified to work on Simplex Grinnell equipment. Utilizing other contractors could create a major malfunction to the existing fire alarm systems.

6. Describe the market research conducted among schedule holders and the results or a statement of the reason market research was not conducted: Market research was not conducted among schedule holders because Johnson Controls provided a letter stating that their equipment is proprietary and that their technicians are the only ones trained to work on the equipment. VIP was queried at the time of initial acquisition planning and award and the VA Rule of Two cannot be met.

7. Any other facts supporting the justification: N/A

8. A statement of the actions, if any, the agency may take to remove or overcome any barriers that led to the restricted consideration before any subsequent acquisition for the supplies or services is made: Market research will be conducted on every future action to see if the market has changed and if any other companies/technicians are certified to maintain the Simplex Grinnell fire alarm equipment.

9. 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. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4.

CASEY P. THAYER,
CHIEF, FACILITY MANAGEMENT SERVICE, JOHN D. DINGELL VAMC

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

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

JEREMY J. BOSTON
CONTRACTING OFFICER, NCO 10

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

ANDREW J. CRAIG
SERVICES TEAM #4 BRANCH CHIEF, NCO 10