

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, Network Contracting Office (NCO) 17, 2301 E. Lamar Blvd, Arlington, TX 76006. The service will be purchased for the North Texas VA Medical Center and the Purchase Request number is 549-13-1-5096-0006.
2. **Nature and/or Description of the Action Being Processed:** This is a request for other than full and open competition for the purchase of services required to repair laundry equipment located throughout the facility. NCO 17 intends to negotiate and award a contract on a sole source basis to Pro-Trex LLC, 1374 Broad Valley CT Burleson, TX 76028-6502. This action will result in a firm fixed purchase order.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**

Estimated Cost: \$125,000.00

Estimated Delivery Date: December 17, 2012 – December 16, 2013

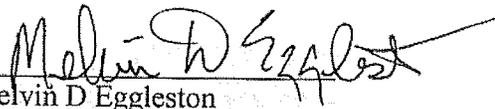
The Engineering Service department at the North Texas VA Medical Center has a request for laundry equipment repair services. The contractor shall provide any necessary tools, parts, materials, labor and supervision necessary to maintain and repair the following equipment: Passat Tunnel Washer, Passat Press, Passat Shuttle, Passat Dryers, Cissel Dryers, Unimac Washer, Braun 600 and 200 lb washer, Passat Ironers, Braun Folders, Braun Spreaders, Braun Small Piece Folders, E-tech rail and sorting system, conveyer belts, Colmac Wrinkle Relaxer, and other small pieces of equipment such as sewing machines and label makers. The equipment is utilized for washing, drying, folding sheets, towels, blankets, pillow cases and pajamas for the patients at the VAMC. The contractor shall be available for required repairs in between the hours of 7:00 a.m. and 2:30 p.m. Contractor shall maintain a log detailing any required inspections, maintenance and/or repairs.

4. **Statutory Authority Permitting Other than Full and Open Competition:**
  - ( ) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy
    - a. Agency Requirements per FAR 6.302-1;
  - ( X ) (2) Unusual and Compelling Urgency per FAR 6.302-2;
  - ( ) (3) Industrial Mobilization, Engineering, Developmental or Research Capability
    - i. or Expert Services per FAR 6.302-3;
  - ( ) (4) International Agreement per FAR 6.302-4
  - ( ) (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): Ensuring patient safety and consistent standard of care is primary in requesting this emergency contract. The equipment is utilized on a daily basis for washing, drying, folding sheets, towels, blankets, pillow cases and pajamas for the patients at the VAMC. On 12/31/2012, the Engineering service will be losing 1 employee due to retirement. This bridge will allow for continued workflow and will ensure continuous safe operation of hospital activities. Failure to maintain washing machines impacts directly on the level of patient care. Hospital staff cannot provide proper care when there no linen on beds, no gowns for staff and a lack of other critical linen supplies. Utilizing soiled or unclean linen could lead to serious infections compromising the health of patients and staff members. Delay in award of a contract will result in serious injury, financial or other, to the Government. A delay in award will compromise patient care and could lead to serious loss.
6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: Due to the urgency of this requirement, a synopsis was not posted to fedbizopps. FAR 5.202 (a)(2) allows exceptions to the requirements of publicizing proposed contract actions due to unusual and compelling urgency circumstances.
7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: In accordance with FAR 13.106-3(a)(2)(ii), the Contracting Officer shall determine pricing fair and reasonable based on comparison of the proposed price with prices found reasonable on previous purchases for the same items. The requirements of FAR 15.406-2, Certificate of Current Cost or Pricing Data are not applicable to this acquisition.
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: The required service is commercial in nature and sold within the market. Market research was conducted by the Contracting Officer to determine if the service could be obtained from a mandatory source of supply. A market research survey was issued to federal supply schedule holders with the applicable SIN, to determine if the service could be provided. The Contracting Officer received 16 negative responses. A search of Vetbiz and the national acquisition center contract catalog search tool yielded zero results. The required service is only available via the open market.
9. Any Other Facts Supporting the Use of Other than Full and Open Competition: An emergency purchase order (5493C0458) was awarded for repair of the tunnel washer. The suggested source installed all of the equipment currently located at the laundry plant. The contractor has the knowledge and expertise to maintain the equipment in the interim until a long term contract can be put into place.
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: There are no other sources but the proposed.
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 Engineering department at the North Texas Facility is in the process of establishing a long term contract for the required service. This contract is required in the interim to prevent a delay in service. Prior to issuing the solicitation a notice will be submitted to fedbizopps allowing the public the opportunity to provide information in order for the Government to make a determination as to whether or not the service offered will meet the Government's needs. This contract is required in the interim to allow time for the procurement process.

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.

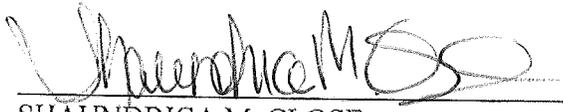
  
Melvin D Eggleston  
Maintenance Foreman  
North Texas Veterans Health Care System

12-12-2012  
Date

13. Approvals in accordance with FAR 6.304

**Approvals:**

- a. **CONTRACTING OFFICER'S CERTIFICATION (required):** I certify that the justification meets requirements for other than full and open competition. I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

  
SHAUNDRICA M. CLOSE  
Contracting Officer  
Network Contracting Office (NCO) 17  
Service Area Office (SAO)-West  
U.S. Department of Veterans Affairs

12-15-2012  
DATE

- b. **FIRST SUPERVISOR:** I certify that the justification meets requirements for other than full and open competition. I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

  
CONTRACTING OFFICER'S SIGNATURE  
MARY ACCOMANDO  
Supervisor, NCO 17, SAO-W

12-19-12  
DATE