

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity:

VHA Procurement and Logistics Office, SAO East, VISN 2 NCO, Albany, NY

2. Nature and/or Description of the Action Being Processed:

VAMC Albany, NY seeks to enter into a sole source SDVOSB contract for Safety and Electrical Upgrades for Building 27. The contract will be awarded as a firm fixed price contract. The proposed contract is Iron Sword Enterprises, LLC a VetBiz-registered SDVOSB. [REDACTED]

3. Description of Supplies/Services Required to Meet the Agency's Needs:

The Contractor will provide all equipment, labor, materials and supervision necessary to:

1. Correct deficiencies in the existing hospital's medium-voltage manhole to which the new building must connect.
2. Complete tie-in of Building 27 into existing electrical service in the manhole.

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;
- (X) (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
- () (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):

Unusual or Compelling Urgency:

The condition of the existing manhole was found to be too deteriorated to connect the new building safely. This must be corrected immediately because the building currently does not have a full power source (it is relying upon temporary power) and the condition of the permanent power source is a potential safety hazard to patients, visitors, employees, and contractors working in the area.

Unique Qualifications:

Iron Sword Enterprises, LLC is an SDVOSB already mobilized in the project area and has the existing Nuclear Medicine contract (VA528-C-0947) which includes connecting the new electrical gear to the existing system. Thus, the Medical Center has already received and approved the electrical installer's qualifications and material submittals and the installer is very familiar with the site and the required safety measures during installation.

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

None.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The Contracting Officer anticipates that the costs for this requirement will be fair and reasonable. The Contracting Officer will structure this as a fixed price negotiated (Request for Proposal) acquisition. RS Means was used to provide the Government cost estimate.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

No market research was conducted.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition:

None.

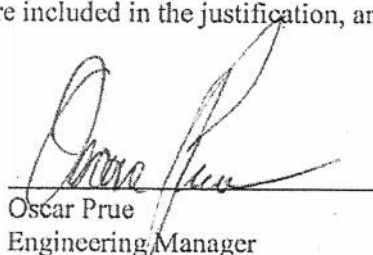
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

None requested.

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:

There are no barriers to competition in this requirement. There are no institutional or structural barriers to competition in this type of requirement. Sole source in this case is strictly based on the urgent need to complete this project.

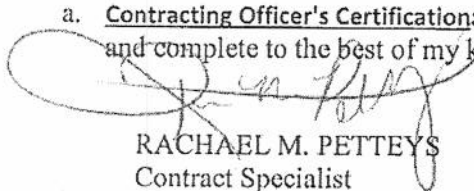
12. Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.


Oscar Prue
Engineering Manager

3/4/13
Date

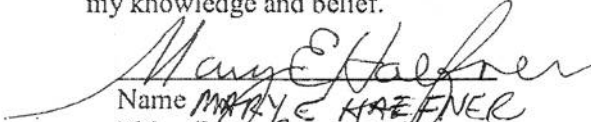
13. Approvals in accordance with FAR 6.304

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


RACHAEL M. PETTEYS
Contract Specialist
Albany, NY

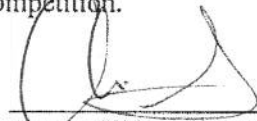
2-28-2013
Date

- b. VISN/PCA QA: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


Name: MARY E. HAEFNER
Title: QA REVIEWER
Facility: NCO 2

3/4/13
Date

- c. NCM/PCM: I certify the justification meets requirements for other than full and open competition.


Cherie Widger-Kresge
Network Contract Manager

03/04/2013
Date

