

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:**

Department of Veterans Affairs, VISN 10, Dayton VA Medical Center Engineering Service (138)

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

The requirement for the contractor to use a Guldman patient lift for the Site Prep for CT Scanner project no. 552-CSI-333 with an estimated construction cost of \$4,570.00. The cost of the Guldman patient lift components is estimated at \$4,570.00.

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

As part of a project to build an addition to and renovate B-335 at the Dayton VAMC, a patient lift must be installed in the CT scan room; patient lifts are necessary to assist in safe patient handling throughout the medical center.

4. **Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §253(c)(1), as implemented by FAR 6.302-1. The specific paragraph must be cited. Most likely, only the -1 or -2 authorities will be cited. Please be aware that failure to adequately plan for future requirements does not constitute appropriate use of the unusual and compelling urgency statutory authority.

- (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
- (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):**

The Guldman GH3 patient lifts are used throughout the medical center to achieve safe patient handling practices and is the fastest lift on the market which makes it convenient and user friendly.

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

All patient lifts that are used at the Dayton VAMC are by Guldmann. Guldmann must continue to be used to ensure that all of the specifications for lifting speed and maximum weight capacity are met.

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

The best interests of the government are served through the use of this product. The pricing will be provided as part of equipment available in the commercial marketplace. The price will be determined to be fair and reasonable to the government based on competition. The cost associated with this initiative is estimated at \$4570.00.

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

No other brands of ceiling lifts offer the specifications for lifting speed and maximum weight capacity in a single product. Other brands do not have integrated scales or statistical function for management use as the Guldmann.

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

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

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:**

No action can be taken in the circumstance due to the equipment being under warranty and the need to maintain this warranty. The VA will continue to review the marketplace during future construction initiatives to determine if products have become available which meet the needs of the VA.

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.

Name: Mark Permelia
Title: Chief, Project and Environmental Section
Facility: Dayton VA Medical Center (552)

1/31/2013
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.

Donald P. Tam
Contracting Officer
NCO 10/Dayton

1/31/2013
Date

- b. **NCM/PCM (Required \$3K and above)**: I certify the justification meets requirements for other than full and open competition.

Terry Spitzmiller
Network Contract Manager
VISN/PCA X

2-3-13
Date