

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval For Other Than Full and Open Competition

- 1. Contracting Activity:** The Department of Veterans Affairs, Network Contracting Office (NCO) 23, Nebraska-Western Iowa Health Care System (NWIHCS) Contracting Office located at 4101 Woolworth Avenue, Grand Island, NE 68105-1850, is the contracting organization responsible for this Justification for Other Than Full and Open Competition. The purchase request (VA Form 2237) number is 636-13-3-5950-0127.
- 2. Nature and/or Description of the Action Being Processed:** This Individual Justification and Approval (J&A) authorizes the use of Sole Source acquisition procedures for the Department of Veterans Affairs to install a cooper/silver ionization water treatment system in the main hospital, Building #1 at the NWIHCS-Grand Island facility. The action will be awarded as a new Firm-Fixed-Price contract.
- 3. Description of Supplies/Services Required to Meet the Agency's Needs:** The NWIHCS-Grand Island VA Medical Center has an emergent need to install a water purification system. The Independent Government Estimate for this acquisition is \$43,154.00.
- 4. Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §253(g), as implemented by FAR 6.302-2, Unusual and Compelling Urgency.
- 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 City of Grand Island's water source is from the aquifer and has not shown a consistent level of treatment to meet VA standards. With the findings of contaminants within the hospital water supply, the VA needs to be able to properly treat the water for patient safety. Consequently, immediate response is required to provide proper treatment of the water supply. The Period of Performance will be 3 days after receipt of award.
- 6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Due to the urgent nature of this requirement, additional sources were not solicited.
- 7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** An Independent Government Estimate (IGE) was prepared by VA Engineering Projects staff based on their past experience and familiarity with the marketplace in the amount of \$43,154.00. This IGE will be used as part of a subsequent Determination of Price Reasonableness before award.
- 8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research was limited to an examination of the acquisition history and experience with the marketplace under previous acquisitions for the same or similar items. Due to the urgent nature needing to purify the water supply, Excel Plumbing, Heating, and Air, Inc, a Women Owned Small Business, who has a proven track record of having the labor, materials and manpower required to respond to similar emergent situations, was the only vendor contacted.

9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** The potential for negative impacts to patient care preclude the Government from following the normal acquisition procedures of developing specifications and drawings suitable for full and open competition. Due to their familiarity with the existing systems and their capability to immediately respond to the situation, Excel Plumbing, Heating, and Air, Inc. offers the most qualified and expeditious means of averting potentially negative impacts to the hospital and to keep continuity within the system intact, preventing possible operational problems.

10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
Excel Plumbing, Heating, and Air, Inc, 1101 Locust Ave. Omaha, NE 68046

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 Government will take all required steps necessary to adequately consider performing a full and open competition for any potential follow-on requirement.

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.


Alan G. Maier
Projects Branch Manager
Nebraska-Western Iowa HCS

20 Jun 2013
Date

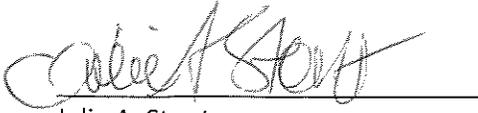
13. **Approvals in accordance with FAR 6.304 This part is filled out by Contracting Staff as part of the Justification**

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


Gregg R. Sutcliffe
NCO 23 Contract Specialist
Nebraska-Western Iowa HCS

20 JUN 2013
Date

b. **FCM:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.



Julie A. Stout
NCO 23 Facility Contract Manager
Nebraska-Western Iowa HCS



Date