

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:**

The contracting office responsible for this acquisition is the Department of Veterans Affairs, Network 11 Contracting Office, in support of the VA Northern Indiana Health Care System.

This document is a justification for other than full and open competition, with regard to the procurement of **Simplex-Grinnell fire alarm system components** for a construction project to renovate the First Floor, East Wing for PACT at the VA NIHCS, Fort Wayne campus (Project 610A4-12-107).

The construction phase of this project will be funded and contracted 2237 transaction number 610-13-3-6902-0050. The design for this project was funded under an independent procurement action.

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

The nature of the action being reviewed is the procurement of **Simplex-Grinnell fire alarm system components**, a supply item integral to the construction project. It is anticipated that the construction project will be awarded on a competitive basis, as a firm-fixed-price construction contract.

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

We are requesting approval to sole source fire alarm equipment/components supplied by Simplex-Grinnell. New components will be listed to be compatible with the existing system. Estimated dollar value: \$9,000.00. The required delivery date will coincide with the start of the construction project.

4. **Statutory Authority Permitting Other than Full and Open Competition:**

- ☒ (X) (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):**

It is our desire to expand the existing system in order to maintain one cohesive working system on the campus for interoperability purposes. The fire alarm system is complex and unique to VA NIHCS.

Many of the components are proprietary to the system. We are confident in the quality of the products and confident it meets the campus requirements. Only Simplex-Grinnell trained and certified technicians can make modifications to the existing system, and only Simplex-Grinnell technicians can make programming changes to the system. Should the facility hire another fire alarm contractor, that contractor would in turn have to hire Simplex-Grinnell to do a great portion of the work. Nuisance problems/faults/alarms due to different systems trying to communicate with each other would be eliminated. Engineering feels sole sourcing this product is the only correct way to proceed with this project.

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

The Simplex-Grinnell fire alarm system components will be procured as supply items, falling within the scope of the construction contract. In the interest of maintaining compatibility and full functionality with the existing fire alarm system, as well as minimizing training, maintenance, interface, and proprietary support issues, these items are being sole sourced. However, the construction contract will be awarded on a competitive basis, as a firm fixed price contract for general construction.

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

Since the construction project will be solicited on a competitive basis, and award will be made based upon price, it is anticipated that the cost will be considered fair and reasonable.

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

Market research was not conducted because the VA NIHCS wishes to standardize on this product.

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


Adding different systems may void any warranties and create interoperability/continuity issues.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: None.

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:

This organization will take any and all actions that are practical and cost effective, on future acquisitions to foster competition and remove barriers to competition. However, there is no follow-on acquisition planned for this 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.



Syed H. Naseer
Acting Manager, Engineering Service
VA Northern Indiana Health Care System

4-19-2013

Date

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

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

Scott

Name

Title

Facility

Brennan

Digitally signed by Scott
Brennan

DN: c=US, cn=Scott Brennan,
o=Network Contracting Office,
ou=VISN 11

Reason: I am approving this
document ®

Date: 2013.04.22 12:01:47 -04'00'

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

Deborah L. Barker 326410

Digitally signed by Deborah L. Barker 326410
DN: dc=gov, dc=va, ou=internal, ou=people,
0.9.2342.19200300.100.1.1=deborah.barker@va.gov, cn=Deborah L. Barker 326410
Reason: I am approving this document
Date: 2013.04.24 10:16:16 -04'00'

Name

Network Contract Manager
VISN/PCA X

Date

Title

Facility

- c. **SAO (If over 500K):** I certify the justification meets requirements for other than full and open competition.

N/A

N/A

Name

Director
Service Area Office, East

Date

- d. **VHA HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$10million) or approve (\$500K to 10 million) for other than full and open competition.

N/A

N/A

Name

Chief Procurement and Logistics Officer
VHA Head of Contracting Activity (HCA)

Date

- e. **VA Deputy Senior Procurement Executive Approval (over \$10 million but not exceeding \$50 million):** 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.

N/A

N/A

C. FORD HEARD
Deputy Senior Procurement Executive (DSPE)
Office of Acquisition and Logistics
Department of Veterans Affairs

Date

- f. **VHA Senior Procurement Executive Approval (over \$50 million):** 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.

N/A

N/A

Jan R. Frye
Deputy Assistant Secretary for Acquisition and Logistics
Senior Procurement Executive (SPE)
Department of Veterans Affairs

Date