

**JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION  
FOR COMMERCIAL ITEMS >\$150,000**

<b>Solicitation No.</b> R12PS30284	<b>Contract Specialist:</b> Kelli Adams
<b>Solicitation Title:</b> Programming and Integration of Integrated Control System (ICS)	

**Introduction:** As required by FAR 13.501(a)(i) and RAR WBR 1413.501 this Justification for Other Than Full and Open Competition (JOTFOC) is prepared to document the facts and rationale justifying the authority cited in Paragraph 4 to negotiate with a sole offeror for the above requirement. This JOTFOC follows the format and contains all the information required under FAR 6.303-2.

**1. Identification of Agency, Contracting Activity and Document.**

Bureau of Reclamation, Lower Colorado Regional Office, Justification for other than Full and Open Competition.

**2. Nature and/or Description of Action Being Approved.**

Services to remove and replace the temperature control units at the annex and administration buildings and integrate in the existing building management system.

**3. Description of the Supplies or Services Required to Meet Agency's Need**

Removal and replacement of existing temperature control units and integrate the new, Government furnished, units with the recently installed Integrated Control System (ICS) operating on a Delta Controls Bacnet Building Management System located on the Bureau Date St. Campus.

**4. Statutory Authority Permitting Other Than Full and Open Competition.**

The statutory authority for use of other than full and open competition for this requirement is FAR 6.302-1 Only one responsible source and not other supplies or services will satisfy agency requirements.

**5. Proposed Contractor's Unique Qualifications/Nature of Acquisition Requiring Use of Cited Authority.**

ABS Systems, Inc. is the only authorized Delta Control representative and is certified to market, design, install, program, and service the complete Delta Controls product line. ABS Systems, Inc. is the exclusive Delta Controls representative for all of Southern Nevada for projects and service. The proposed contractor previously installed the host Delta Controls system in building 1400 into which the Administration and Annex buildings system will be integrated along with the remaining Date Street Campus buildings. The proposed contractor is locally owned (25 miles) and has a rapid response time. All newly installed equipment, custom programming, and graphics will be warranted for a minimum of 1 year.

**6. Efforts Made to Ensure That Offers are Solicited From as Many Potential Sources as Possible.**

Pursuant to FAR 5.101(a), a synopsis notice of the contract action will be posted on the FedBizOps website notifying the public of the Governments intent to award this requirement on a sole source basis.

**7. Determination of Fair and Reasonable Price.**

The estimated price of \$280,000.00 has been determined to be fair and reasonable based on prior price reasonableness from a previous solicitation for the green building and expansion to other buildings into the system.

**8. Market Survey.**

A notice of intent for the original installation of the delta control system was posted September 23, 2011 and no responses were received.

Additionally, Delta Controls issued a letter on September 22, 2011 (see attached) confirming that ABS Systems, Inc. is the only authorized representative in Southern Nevada. It has been confirmed with Joe Williamson of Delta Controls that the letter is still accurate.

**9. Additional Supporting Facts for Use of Other Than Full and Open Competition.**

ABS has performed maintenance work on the existing A/C systems in the Admin/Annex buildings and is very familiar with its capabilities and design/layout. ABS is already providing hands on training for building 1400 and utilizing them will provide continuity as well as eliminate multiple system training.

**10. Listing of Sources Expressing Interest in Acquisition.**

*No sources expressed an interest in the acquisition as a result of a notice of intent to sole source published on FedBizOpps September 23, 2012.*

**11. Action Taken to Remove and Overcome Barriers to Competition.**

Although Reclamation's policy is to always seek competition to the maximum extent possible, given that the manufacturer has authorized ABS Systems as their sole representative to market, design, install, program, and service the Delta Controls products which are installed throughout the Date Street Campus, Reclamation's ability to seek competition is impossible given the circumstance.

**12. Approvals.**

The supporting data, which is the responsibility of the Bureau of Reclamation technical personnel and forms basis for this justification, have been certified as complete and accurate by means of the below signature on this document. As required by FAR 6.303-2(a)(12) and 6.304(1), (a) the contracting officer certifies that the justification is accurate and complete to the best of her knowledge and belief and (b) the signatures demonstrate the certifications and approvals necessary for this Justification for Other Than Full and Open Competition.

Certified Complete and Accurate by:

Certification by Requirements\Technical Personnel:

<u>/s/ John Baribault</u>	<u>Facilities Management Officer</u>	<u>08/06/2012</u>
Signature	Title	Date