J&A Control Number JA26-00269

SOLE SOURCE JUSTIFICATION
SIMPLIFIED PROCEDURES FOR CERTAIN COMMERCIAL ITEMS
AUTHORITY: FAR 12.102(b)

Requirement Title / Name: Electric Service (Utility)

Purchase Request Number: 44055355

Originating Office (Customer): Great Plains Regional Office

Division / Unit / Branch: Pine Ridge Agency

1. This is a justification for other than full and open competition.

Agency: Bureau of Indian Affairs

IA Acquisition Office: A08 Eastern Oklahoma Region

2. Nature and/or description of the action being approved:

Requirement: New

Pricing: Firm-Fixed Price

Proposed Contractor/Vendor:

Name: Nebraska Public Power District

Street Address: 1414 15th Street

City, State, Zip: Columbia, Nebraska 68601-5226

UEI: R445BJM5S9N6

3. A description of the supplies or services required to meet the agency's needs (including the estimated value):

Electrical Services for Pine Ridge Agency
Anticipated Period of Performance: October 1, 2026 - September 30, 2027 with (2) Option Years

IGE:

4. An Identification of the statutory authority permitting other than full and open competition:

- [ ] Urgency: The nature of the requirement has been deemed urgent and following competitive procedures would result in unacceptable delays.
- [x] Only One source: Highly specialized supply/service (for example technological/ specific training requirements) contractor must possess unique qualifications.
- [ ] Exclusive Licensing Agreement
- [ ] Other Insert reason: (could be a special statue, etc.):

5. A demonstration that the proposed contractor's unique qualifications or the nature of the acquisition requires use of the authority cited.

BIA Pine Ridge Agency requires Electric (Utility) Service for reliable power for the Pine Ridge Indian Reservation, Sheridan County, Nebraska.

Electric (Utility) Service in Nebraska, operate under a public power framework overseen by the Nebraska Power Review Board. Nebraska Public Power District is the designated utility and sole authorized provider for Sheridan County, Nebraska.

Without electrical services, the Pine Ridge Agency's level of service, and quality of work would seriously impact its ability to carry out its mission and would result in serious disruption for the Federal Government.

6. A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable, including whether a notice was or will be publicized as required by part 5 and, if not, which exception under part 5 applies.

Based on the information provided in #5 Rationale, this requirement will not have a Combined Synopsis/Solicitation. This justification will be made publicly as an announcement by being published on SAM.gov at the time of award IAW RFO 5.1 defined at FAR 5.101(a). See FAR 5.101(b)(1)(vi).

7. A determination by the contracting officer that the anticipated cost to the Government will be fair and reasonable.

I hereby determine that the anticipated cost to the Government for this contract action will be fair and reasonable. This determination is based on the following:

The Contracting Officer determines that Electric Utility Rates are established under state law and approved by the applicable regulatory authority or governing board. Comparisons with review of historical billing data and independent published price lists are also used to further ensure prices are fair and reasonable.

8. A description of the market research conducted (see Part 10) and the results or a statement of the reason market research was not conducted.

Based on the Market Research conducted on the IA Native American Vendor Dashboard utilizing NAICS Code 221122 displayed (0) Native American Business registered in SAM.gov for the state of Nebraska. There are no Indian Small Business Economic Enterprise (ISBEE) nor Indian Economic Enterprise (IEE) that can fulfill this requirement. No other sources, not just limited to Indian Economic Enterprises (IEE) are available.

9. Any other facts supporting the use of justification of other than full and open competition, such as:

N/A

10. A listing of the sources, if any, that expressed, in writing, an interest in the acquisition.

N/A

11. A statement of any actions, if any, the agency may take to remove or overcome any barriers to competition before any subsequent acquisition for the supplies or services required.

N/A

Originating Office Attestation:

I certify that the technical data which forms a basis for this justification is complete and accurate and meets the Government's minimum needs.

Bureau of Indian Affairs

12. Contracting Officer certification that the justification is accurate and complete to the best of the contracting officer's knowledge and belief:

I hereby certify that this justification is accurate and complete to the best of my knowledge and belief.

Bureau of Indian Affairs

ADDITIONAL APPROVALS:

CCO or One Level Above the CO ***(if the CCO is the signing CO)***
(>SAT)

I hereby provide concurrence that this justification is accurate and complete to the best of my knowledge and belief.

Indian Affairs

IA Competition Advocate
(>$900k)

I hereby provide concurrence that this justification is accurate and complete to the best of my knowledge and belief.

IA Competition Advocate

Head of the Contracting Activity (HCA)
(>$20M)

I hereby provide concurrence that this justification is accurate and complete to the best of my knowledge and belief.

N/A

Head of the Contracting Activity

Senior Procurement Executive (SPE)
(>$90M)

I hereby provide concurrence that this justification is accurate and complete to the best of my knowledge and belief.

N/A

Senior Procurement Executive