DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING SYSTEMS COMMAND, MID-ATLANTIC
9324 VIRGINIA AVENUE
NORFOLK VIRGINIA 23511-3095

J&A No. ML-26-04
CON/483

JUSTIFICATION AND APPROVAL FOR USE OF OTHER THAN FULL AND OPEN COMPETITION

1. Contracting Activity.

The contracting activity is Naval Facilities Engineering Systems Command, Mid-Atlantic (NAVFAC MIDLANT).

2. Description of the Action Being Approved.

This Justification and Approval (J&A) authorizes the use of brand name item for Notifier brand fire alarm control panels and associated compatible equipment in solicitations for WONs #1928164 #1897965 for Buildings 1246, 1258, 1259, and 1319 Replace Fire Alarm System, WON #1830005 NUWC B1371 Elevator Replacement Project and WON #1814702 Building 47 Upgrades/Modernization of Storage Space at the Naval Undersea Warfare Center, Division Newport as well as WON #1809227 OTCN King Hall Renovations.

3. Description of Supplies/Services.

The intent of the construction solicitations for WON #1928164 at NUWC Buildings 1258 & 1259 and WON #1897965 at NUWC Buildings 1246 & 1319 are for fire protection systems upgrades which include the installation of new fire alarm and mass notifications systems, as well as replacement of pre-action sprinklers with wet pipe sprinklers in some rooms. WON #1830005 at NUWC Building 1371 is for the replacement of an elevator at the building which includes a new fire alarm control panel. WON #1814702 provides warehouse storage upgrades as well as life safety upgrades. WON #1809227 provides repairs and upgrades to all major building systems at B291 King Hall to provide adequate student dormitories and medical facilities at OTCN.

The solicitation includes the requirements for Notifier brand fire alarm control panels and associated compatible equipment.

The estimated value of the work included in the WON #1928164 is approximately [redacted] including [redacted] of Notifier brand name items. The estimated value of the work included in the WON #1897965 is approximately [redacted] including [redacted] of Notifier brand name items. The estimated value of the work included in the WON #1830005 is approximately [redacted] including [redacted] of Notifier brand name items. The estimated value of the work included in the WON #1814702 is approximately [redacted] including [redacted] of Notifier brand name items. The estimated value of work included in WON #1809227 is [redacted] including [redacted] of Notifier products. WONs #1928164, #1830005 and #1814702 will be funded by FY26 Navy Working Capital Funds, WONs #1897965 and #1809227 will be funded in a future FY. The work under this contract is required to be completed within 550 calendar days after contract award for WONs #1928164 and #1897965, 730 days for WONs #1830005 and #1814702 and 1460 days for WON #1809227.

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

The statutory authority for this acquisition permitting other than full and open competition is 10 U.S.C. 3204(a)(1) which permits the use of limited suppliers when it is essential to the Government's requirements, as implemented by Federal Acquisition Regulation (FAR) 6.103-1 (DEVIATION 2026-O0017), Only one responsible source and no other supplies or services will satisfy agency requirements.

5. Rationale Justifying Use of Cited Statutory Authority.

The NUWC and NAVSTA facilities have a reasonable need for standardization and interoperability of its fire alarm control panels. Applicable United States Government Accountability Office (GAO) Comptroller General decisions have acknowledged the authority of a federal agency to use other than competitive procedures when there is a reasonable need for standardization or interoperability with existing agency equipment or software. GAO has concluded that the government may use other than competitive procedures when there is a reasonable need for standardization or interoperability with existing equipment or software, and when it is likely that award to other sources would result in substantial duplication of cost to the government that is not expected to be recovered through competition.

In addition, NAVFAC Instruction 11000.2 titled *Facility Related Control System (FRCS) Standardization,* Section 3.a., 3.b. and 3.c. requires the standardization in building systems components for improvements to operational effectiveness, reduction of ownership costs, maintenance efficiency, and mission readiness.

Utilizing a single source under this procurement will a) Increase operational efficiency by enabling government technicians to develop proficiency in programming, operating, repairing, and maintaining fire alarm panels from a single manufacturer; and b) Reduce ownership costs by eliminating duplication of maintenance training, manuals, hardware/software, and spare parts inventory that would otherwise be required for multiple manufacturers.

A majority of existing fire alarm panels at Naval Station Newport NUWC and NAVSTA facilities are Notifier brand, and the maintenance personnel at Naval Station Newport are trained and experienced in working with Notifier products. Transitioning Buildings 1246, 1258, 1259, 1319, 1371, 47 and 291 to Notifier fire alarm equipment would allow for streamlined maintenance and service, reduced need for additional spare parts, and reduced operational training for personnel, while upgrading to a more modern and reliable Fire Alarm System. NAVFAC intends to use Notifier products to the greatest extent practicable across the base for efficiency, however Notifier does not manufacture radio boxes, so the base wide reporting system cannot be exclusively Notifier products.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.

A sources sought notice was published on Sam.gov on 30 June 2026 detailing the requirements for the Notifier fire alarm control panel. The notice sought commercially available products that could meet the same requirements. The response date was 14 July 2026, and no responses were received. The approved J&A will also be made publicly available as required by FAR 6.301 (DEVIATION 2026-O0017).

7. Determination of Fair and Reasonable Cost.

The Contracting Officer will determine if the price for this acquisition is fair and reasonable in accordance with FAR Part 15 (DEVIATION 2026-O0017) prior to contract award. Analysis will be performed by one or more of the following techniques: (1) Comparison of proposed prices received in response to the RFP; (2) Comparison of proposed prices with the Independent Government Cost Estimate (IGCE); (3) Comparison of proposed prices with available historical information; and/or (4) Comparison of market survey results. The fair and reasonable determination will be made based on the total price of the project. This proprietary item is not an individual line-item price in the solicitation.

8. Actions to Remove Barriers to Future Competition.

For the reasons set forth in Paragraph 5, NAVFAC Mid-Atlantic has no plans at this time to compete future contracts for the types of supplies/services covered by this document. If another potential source emerges, NAVFAC Mid-Atlantic will assess whether competition for future requirements is feasible.

CERTIFICATIONS AND APPROVAL

TECHNICAL/REQUIREMENTS CERTIFICATION

I certify that the facts and representations under my cognizance which are included in this Justification and its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

[redacted]

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

[redacted]

CONTRACTING OFFICER CERTIFICATION

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

[redacted]

APPROVING OFFICIAL – CHIEF OF THE CONTRACTING OFFICE

Upon the basis of the above Justification, I hereby approve the use of the brand name item in the subject solicitation described herein using other than full and open competition, pursuant to the authority of 10 U.S.C. 3204(a)(1).

[redacted]