ATTACHMENT 3
Justification and Approval (J&A)
For
Other Than Full and Open Competition
Brand Name Only Justification

Acquisition Plan Action ID: 36C250-26-AP-0100
2237: 538-26-2-6992-0001

1. **Contracting Activity:** Department of Veterans Affairs, VISN 10, Chillicothe VA Medical Center

2. **Nature and/or Description of the Action Being Processed:** *Project 538-18-101 IMPROVE WATER SYSTEM TO REDUCE RISK OF LEGIONELLA CONTAMINATION AND PATIENT INJURY. Preceding Project 538-17-503 installed water quality monitoring panels in accordance with VHA Directive 1061 - Prevention of Healthcare-Associated Legionella Disease And Scald Injury From Potable Water Distribution Systems. The HACH CL-17 Free Chlorine Analyzers were selected for supply water quality monitoring equipment as part of project 538-17-503. This project supplements the equipment that was installed under the previous project with additional units and will integrate those existing panels into the site building automation system.*

3. **Description of Supplies/Services Required to Meet the Agency's Needs:**
   Hach: Single Parameter Monitoring Panel with SC4500 and CL17sc Product Number: SPMP-CL – 5 Count,
   Hach: Free Chlorine Reagent Set for chlorine analyzer CL17/CL17sc Product Number: 2556900 – 96 Count,
   Identify the specification section(s) where the brand name only item is listed: Specifications Section 22 05 19 & Plan Sheet 00-P002

4. **Statutory Authority Permitting Other than Full and Open Competition:** *41 USC §3304(a)(1), as implemented by FAR 6.302-1. The specific paragraph must be cited.* ***Most likely, only the (1) or (2) authorities will be cited.*** *Please be aware that failure to adequately plan for future requirements does not constitute appropriate use of the unusual and compelling urgency statutory authority.*

   (x) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per 41 USC §3304(a)(1) as implemented by FAR 6.302-1;
   ( ) (2) Unusual and Compelling Urgency per 41 USC §3304(a)(2) as implemented by FAR 6.302-2;
   ( ) (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per 41 USC §3304(a)(3) as implemented by FAR 6.302-3;
   ( ) (4) International Agreement per 41 USC §3304(a)(4) as implemented by FAR 6.302-4
   ( ) (5) Authorized or Required by Statute per 41 USC §3304(a)(5) as implemented by FAR 6.302-5;
   ( ) (6) National Security per 41 USC §3304(a)(6) as implemented by FAR 6.302-6;
   ( ) (7) Public Interest per 41 USC §3304(a)(7) as implemented by 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):**
   a. ***Only One Responsible Source (FAR 6.302-1)***

Existing water quality monitoring panels installed in Project 538-17-503, utilize Hach CL17 photometric chlorine analyzers. These analyzers are compliant with US EPA regulation 40 CFR 140.74, Standard Method 4500-CLG, and US EPA Method 334.0 "Determination of Residual Chlorine in Drinking Water Using an Online Chlorine Analyzer." The existing CL17 and modern CL17sc both utilize a proprietary consumable chemical reagent (Hach: Free Chlorine Reagent Set for chlorine analyzer CL17/CL17sc Product Number: 2556900). As 11 existing monitoring panels utilize these reagents, contractor substitution for a different analyzer would add complexity and potential safety risks for follow-on service contracts due to different chemical reagents.

6. **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.

TRENT VARTORELLA Digitally signed by TRENT VARTORELLA Date: 2025.12.16 16:00:16 -05'00'

December 16, 2025

Name Trent Vartorella
Title Healthcare Engineer
Facility Chillicothe VAMC

Date

CONTRACTING ONLY BELOW

7. **Approvals in accordance with the VHAPM Part 806.3 OFOC SOP:**

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

STANLEY BURDINE Digitally signed by STANLEY BURDINE Date: 2025.12.23 09:34:21 -05'00'

Name
Title
Facility

Date