

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
JOHN F. KENNEDY SPACE CENTER, FLORIDA

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

(BRAND NAME DETERMINATION)

ESTIMATED ITEM VALUE: \$78,383.75

ESTIMATED TOTAL VALUE OF BRAND NAME ITEMS: \$313,535.00

Identification of Agency and Contracting Activity:

National Aeronautics and Space Administration (NASA)
OP-ES, Construction, Engineering and Projects Support Office
Kennedy Space Center (KSC), Florida 32899

Nature/Description of Action:

Based on the justification provided herein, I recommend that an acquisition be made by other than full and open competition for the contract action described below:

Description of Supplies:

NASA Kennedy Space Center is procuring construction services to replace air handling units feeding critical spaces throughout the Space Station Processing Facility (SSPF). This effort is to be accomplished in phases and this contract action, Phase 2, includes the acquisition and installation of four custom built Temtrol air handling units. Four (4) Temtrol units with fan wall technology were installed in Phase 1 and it is in the Government's best interest to continue with the installation of units with the same mechanical fan wall setups and fan wall power contactors in the remaining phases.

Statutory Authority:

The statutory authority permitting other than full and open competition is 10 U.S.C. 2304(c) (1) as cited in FAR 6.302-1 (a)(2)(ii), "Only One Responsible Source." The air handling units required by KSC is available from only one responsible manufacturer and no other type of equipment will fully satisfy our requirements.

Demonstration of Contractor's Unique Qualifications:

The Temtrol units are the only device capable of full compatibility with the custom made Temtrol air handling units installed in the SSPF under KSC Contract NNK12CA97C awarded September 25, 2012. The continued use of Temtrol units with fan wall technologies ensures similar and consistent air handling operations throughout the SSPF. Operator familiarity with these systems permits a more in-depth understanding of their continual operation and maintenance, directly increasing up-time and reducing corrective action response time for emergency and unplanned outages. The use of any other manufacturer's equipment would drive the government to develop an additional level of competence on that manufacturer's device type in addition to maintaining its current competence on the existing Temtrol products. The use of any other manufacturer's equipment would also require an additional and separate spare parts inventory.

Solicitation of Potential Sources:

This acquisition is a full and open competition allowing submission of offers from all sources. The project specifications for the Temtrol custom manufactured air handling units will be included in the solicitation specifications. Additionally, this Brand Name Determination will be posted with the solicitation on the Federal Business Opportunities website at www.fbo.gov.

Determination of Fair and Reasonable Cost:

It is determined that the price of the prime contract, including the price of the Temtrol air handling units, will be fair and reasonable. The overall competitive nature of this full and open low price technically acceptable procurement will entice bidders to seek the most advantageous pricing from Temtrol authorized distributors and supply houses.

Market Research:

This acquisition is the second phase of a five phased effort to replace the air handling units in the SSPF. The first phase, awarded in September 2012, did not specify a specific brand of air handling units for installation in the SSPF. The first phase contractor, with the Government’s approval, installed units manufactured by Temtrol. This procurement is specifying units by Temtrol to ensure consistency throughout the facility.

Other Supporting Facts: Approval to procure this acquisition as a full and open procurement was received from the Small Business Administration on March 11, 2013.

Listing of Interested Sources: No companies have expressed an interest in this acquisition; however, four offers were received on Phase 1 and it is anticipated that the same four offerors will respond to this solicitation.

Actions Taken to Remove Barriers to Competition:

Future actions to remove barriers to competition will include continued efforts to identify other manufacturers of air handling units compatible with the Temtrol air handling units.

Technical Officer: I certify that the supporting data presented in this justification are accurate and complete.

(Typed Name) (Date)
Typed Title

Contracting Officer:

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

(Typed Name),
Contracting Officer

(Date)