

**DETERMINATION AND FINDINGS
FOR A
SINGLE AVAILABLE PROCUREMENT**

CONTRACT NO:	DCHC-2007-H-0043
CAPTION:	WIC Nutrition Services
CONTRACTOR:	Mary's Center for Maternal and Child Care, Inc.
PROGRAM AGENCY:	Department of Health
AUTHORIZATION:	D.C. Official Code §2-354.04, 27 DCMR 1304, 1702.2 and 2005.6(b)

1. MINIMUM NEED:

The Department of Health (DOH) is seeking the continued services of a contractor provide supplemental nutrition services to high-risk pregnant, breastfeeding and postpartum women, infants, and children less than five years of age and other low-income residents of the District of Columbia. The program serves approximately 10,000 residents and also provides special nutritional related initiatives for the qualified recipients.

The period of performance for the sole source extension will be June 1, 2012 through September 30, 2012.

2. ESTIMATED REASONABLE PRICE:

The estimated fair and reasonable price to provide the required services for the period June 1, 2012 through September 30, 2012 are based on services rates under Option Year 4 of the current Human Care Agreement. The rates have been determined fair and reasonable based on current rates paid by the District.

3. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

The Community Health Administration (CHA), WIC Program is requesting an extension through the end of this fiscal year of Mary's Center for Maternal and Child Care, Inc.'s Human Care Agreement that provides WIC Nutrition Services. This request is being made because the Human Care Agreement is in the last option year and will expire May 30, 2012.

DOH's WIC program serves to safeguard the health of low-income pregnant, postpartum, and breastfeeding women, infants, and children up to age 5 who are at nutritional risk by providing nutritious foods to supplement diets, information on healthy eating including breastfeeding promotion and support, and referrals to health care. The WIC program serves approximately 50,000 women, infants, and children in the program throughout the geographic District area. These services are critical and must continue without interruption to ensure that District residents (especially children) do not experience food insecurity.

Mary's Center for Maternal and Child Care, Inc. is the currently providing satisfactory services and is uniquely positioned to ensure continuity of service through its established infrastructure and demonstrated capacity in providing the services in the past five years.

A Human Care Agreement Solicitation for a new WIC Nutrition Services contract is currently being development however; the District will be unable to complete the procurement process until September 30, 2012.

In order to prevent a service disruption the District has a need to extend its present Human Care Agreement with Mary's Center for Maternal and Child Care, Inc. to September 30, 2012 to allow for the completion of the competitive procurement process to procure a new WIC Nutrition Services' Provider. Under this extension, Mary's Center for Maternal and Child Care, Inc. will continue to provide services as presently outlined in the Human Care Agreement DCHC-2007-H-0043.

In consideration of the District's minimum need and the fact that a competitive solicitation is under way a market survey was not conducted.

4. CERTIFICATION BY AGENCY HEAD

I hereby certify that the above findings are true, correct and complete.

Date

Mohammad Akhter
Director, Department of Health

5. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04) and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Drakus Wiggins
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

James D. Staton, Jr.
Chief Procurement Officer