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

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| **CONTRACT NO:** | DCHC-2007-H-0042 |
| **CAPTION:** | WIC Nutrition Services |
| **CONTRACTOR:** | Howard University Hospital |
| **PROGRAM AGENCY:** | Department of Health |
| **AUTHORIZATION:** | D.C. Official Code §2-354.04, 27 DCMR 1304, 1702 and 2005.6(b) |

## 1. MINIMUM NEED:

The Department of Health (DOH) is seeking the continued services of a contractor to 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 50,000 residents and also provides special nutritional related initiatives for the qualified recipients.

The period of performance for the sole source extension will be October 1, 2012 through March 31, 2013.

## 2. ESTIMATED REASONABLE PRICE:

The estimated fair and reasonable price to provide the required services for the period of October 1, 2012 through March 31, 2013 is estimated at $200,000.000 and are based on services rates under Option Year Four (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 SINGLE AVAILABLE SOURCE PROCUREMENT:

The Community Health Administration (CHA), WIC Program is requesting an extension of Howard University Hospital's Human Care Agreement that provides WIC Nutrition Services. This request is being made because the Human Care Agreement will expire on September 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 five (5) who are 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.

Howard University Hospital is currently providing satisfactory services and is uniquely positioned to ensure continuity of services through its established infrastructure and demonstrate capacity in providing the services over the past five (5) years.

A Human Care Agreement Solicitation for a new WIC Nutrition Services contract is currently being developed; however, the District will not be able to complete the procurement process prior to September 30, 2012.

In order to prevent a service disruption the District has a need to extend its present Human Care Agreement with Howard University Hospital to March 31, 2013, to allow for the completion of the competitive procurement process to procure a new WIC Nutrition Services' Provider. Under this extension, Howard University Hospital will continue to provide services as presently outlined in the Human Care Agreement DCHC-2007-H-0042.

## 4. CERTIFICATION BY AGENCY HEAD

I hereby certify that the above findings are true, correct and complete, to the best of my knowledge.

Date

Saul Levin, MD, MPA
Interim 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 May 30, 2012 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 contract.

Date

Paula Isaacs Walker
Agency 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