

**SOLE-SOURCE JUSTIFICATION AND APPROVAL FOR ACQUISITION UNDER
THE SIMPLIFIED ACQUISITION THRESHOLD**

1. Contracting Agency and Activity. The Department of the Interior, United States Geological Survey Reston Acquisitions Branch, Reston, VA, plans to contract on a sole source basis. This document sets forth the justification and approval as required by FAR 13.106-1(b)(1). "Only One Source Reasonable Available".

2. Nature of Action Being Approved. A new fixed price contract with base plus four option years starting 07/01/2013-06/30/2014 as base year and four option-years to follow for a non-competitive service maintenance agreement for the annual software Maintenance for DIADvisor. OneRain is the only vendor available who can provide this service.

3. Description of Supplies or Services. (*Maintenance of equipment purchased 8/16/2001; previous maintenance agreement No. G12PX01750 dated 9/05/2012.*) Currently the Charlotte Field Office maintains and operates over 120 surface water and raingage stations for the City of Charlotte and Mecklenburg County. These gages are instrumental to the cooperators as they provide real-time information for the **potential threat of flooding**, which allows **advanced warning and initiation of mitigation efforts**. Data from these stations are processed using OneRain Inc.'s commercial software package known as DIADvisor. This software allows the user to view real-time data on map display, detailed data from one station, and can be used to initiate e-mails and pages to emergency management officials

4. Estimated Dollar Value. The base year cost for the maintenance will be \$3,635 the period July 1, 2013 to June 31, 2014 and with four option years; contract should not exceed \$18,300.

5. Statutory Authority. The proposed action may be awarded on a sole source basis in accordance with: FAR 13.106-1(b)(1) "Only One Source Reasonable Available"

6. Rationale Supporting Use of Citation in No. 5. This software allows the user to view real-time data on map display, detailed data from one station, and can be used to initiate e-mails and pages to emergency management officials. Failure to maintain the software could result in an inefficient and archaic data collection/flood tracking system and would negatively impact the financial health of a currently expanding cooperative program. The single provider is OneRain Inc. for the maintenance, support and upgrade to their **proprietary** software DIADvisor.

7. Other Information. There were no efforts to identify additional sources due to the proprietary nature of the software. Failure to maintain the software could result in an inefficient and archaic data collection/flood tracking system and would negatively impact the financial health of a currently expanding cooperative program.

8. The Efforts to Identify Additional Sources Including the Market Research Conducted.

There were no efforts to identify additional sources due to the proprietary nature of the software.

9. Future Plans to Permit Competition. *None* due to the proprietary nature of the software.

10. Recommendation Program Office Based on the above, I recommend this acquisition be conducted on a sole source basis and certify that the above statements are true and correct.

[Redacted Signature]

Supervisory Hydrologist

Signature

Date

11. Certifications from the Contracting Officer

a. The contracting officer has determined that the anticipated cost to the Government will be fair and reasonable by comparing last year charges for the similar service on Purchase Order G12PX01750.

b. This justification is accurate and complete to the best of my knowledge and belief.

[Redacted Signature]

[Redacted Signature]

Date

12. Concurrence by Competition Advocate > \$25,000 (DIAPR 2008-10 Enhancing Competition)

Jennifer Farrell, Bureau Competition Advocate

Date

The U.S Geological Survey (USGS) considers employee signatures to be Personal Protected Information, and therefore all employee signatures have redacted. By posting this document, the Contracting Officer attests all appropriate signatures have been obtained

The U.S. Geological Survey (USGS) intends to make a non-competitive award to One Rain, located in Longmont, CO, for the annual technical support associated with the DIADvisor license during normal business hour as well as free upgrades to the software licenses, as new features are deployed , to be delivered, for base plus four option years, to USGS Charlotte Field Office located in 810 Tylvola Road, suite 108, Charlotte, NC.

There are option periods as follows:

Base year : 07/01/2013 - 06/30/2014
Option 1: 07/01/2014 - 06/30/2015
Option 2: 07/01/2015 - 06/30/2016
Option 3: 07/01/2016 - 06/30/2017
Option 4: 07/01/2017 - 06/30/2018

Last year this service was contracted to One Rain (no-competitive award) for yea only. Since this service is requires on a continual basis, requested a quote for base plus four option years as the period of performance as listed. Since One Rain is the only source who can provide the services required for the existing software they offered Base plus four options years quote

In accordance with FAR 5.207, all responsible sources may submit a bid, proposal or quotation which shall be considered by the agency, however, THIS NOTICE IS FOR INFORMATIONAL PURPOSES ONLY. THIS IS NOT A REQUEST FOR COMPETITIVE PROPOSALS. The Government intends to award this requirement noncompetitively in accordance with FAR 13.106-1(b)(1).

Email responses to hnair@usgs.gov.

The anticipated NAICS code is 511210 The size standard is \$25.00 million.

The anticipated award date of the contract is 07/01/2013. The anticipated contract will be firm fixed-price. A vendor must be registered at <https://www.sam.gov/portal/public/SAM/> to be awarded the contract.