



**UNITED STATES MARINE CORPS  
MARINE CORPS BASE HAWAII  
REGIONAL CONTRACTING OFFICE  
BOX 63002  
KANEOHE, HAWAII 96863-3002**

4200  
MCBH 010-11  
15 AUG 2011

**LIMITED SOURCES JUSTIFICATION AND APPROVAL  
FOR RESTRICTING COMPETITION UNDER FEDERAL SUPPLY SCHEDULES**

1. Contracting Activity. Regional Contracting Office Marine Corps Base Hawaii (MCBH), MCBH Kaneohe Bay, HI.

2. Description of Action Being Approved.

This Justification and Approval authorizes issuance of a Task Order under GSA Federal Supply Schedules restricting consideration of schedule contractors to fewer than that required by Federal Acquisition Regulation (FAR) 8.405-1 or 8.405-2. A logical follow-on task order to be issued to Louis Berger Group Inc under Blanket Purchase Agreement (BPA) against the General Services Administration's (GSA) Multiple Award Schedule contracts for on-site information technology and facility/engineering/planning program support services to the staff of the Defense Policy Review Initiative (DPRI) Integrated Program Management Office (IPMO) located at Marine Corps Air Station (MCAS) Iwakuni, Japan.

3. Description of Supplies/Services.

This Justification and Approval authorizes and approves the award of a sole-source, firm-fixed price, task order under BPA number M00318-10-A-0007 against GSA's Multiple Award Schedule contract to Louis Berger Group Inc, 2445, M St. NW Ste 350, Washington, DC 20037-1122 for professional, technical, advisory, and material support to the staff of the Defense Policy Review Initiative (DPRI) Integrated Program Management Office (IPMO) located at Marine Corps Air Station Iwakuni, Japan. The performance period for this task order is one year beginning 30 September 2011 through 29 September 2012. The estimated value of this task order is [REDACTED], and it will be funded by Fiscal Year 2011 Operation and Maintenance Marine Corps funds.

4. Authority Permitting Other Than Full and Open Competition.

The authority permitting other than full and open competition is FAR 8.405-6(a)(1)(i)(C). This is a logical follow-on to a task order against a Federal Supply Schedule Blanket Purchase Agreement. Per FAR 8.404(a), the synopses of the proposed contract action will not be submitted.

5. Rationale Justifying Use of Cited Statutory Authority.

The original contract for this support services was competed and awarded to The Louis Berger Group, Inc. (LBG) on 26 September 2010. Due to the nature of the acquisition for highly specialized services in the development and expansion of facilities on MCAS Iwakuni, it is in the best interest of the Government to award a sole-source task order to LBG allowing for the most

effective use of resources. Re-competing the services currently being filled would result in substantial duplication of cost to the Government that is not expected to be recovered through competition. Such costs include the time of technical and contracting personnel to review and evaluate the requirement, proposal and task order; as well as the costs associated with delays in transitioning to a new contractor. The LBG contractors are the resident experts on the overall project and continuity at this stage of the program is critical to meeting the Government of Japan (GoJ) funding timelines.

In addition, awarding to a source other than the LBG would result in an unacceptable delay of approximately ninety days in fulfilling the Government's requirements. This estimated delay time is based on learning the basic criteria packages that have been developed for the various projects, and the additional time to study the charrette reports for the basic criteria packages that are currently in progress. It is estimated to take ninety days for a new contractor to obtain the knowledge and understanding of this requirement. This delay time impacts the Government's ability to meet its mission. The following are the impact of delays due to contractor turnover:

- a. Basic Criteria Package (BCP) Delays – During a contractor turnover period, the BCPs in development would have to pause while the new contractors acquire the knowledge of the program elements and the understanding of the function, operational, and technical requirements of the program. This would delay the BCP completion past the Dec 2011 deadline.
- b. Projects in Design and Construction – The new contractors would not have the corporate knowledge of the history and/or key elements of how projects progressed through the BCP phase. This places the United States Government's (USG's) requirements at risk and could cause the USG to pay millions of dollars to modify facilities after the GoJ furnishes them to the USG.
- c. Cancellation of the GoJ funding – If USG cannot timely execute the funding it received from the Ministry of Finance (MoF); the MoF will be required by Japanese law to cancel the funding. This would require the USG to source Military Construction (MilCon) funding to fill the requirement. MilCon funding would cost the USG millions of dollars, depending on the project, and subsequently delay the completion of the project by at least three years due to the MilCon funding cycle.

In May 2011, the GoJ approved a \$900 million budget for design and construction efforts at MCAS Iwakuni for Japan Fiscal Year 2011 (JFY11). This is for 61 individual budget line items that are comprised of 72 projects. To execute the full JFY11 budget, the MCAS Iwakuni DPRI IPMO must complete 41 basic criteria packages no later than 15 December 2011, obtain bilateral approval by March 2012, and execute design contracts for all 41 projects in April 2012 for completion by September 2012. This will allow construction contracts to be awarded within JFY12 worth an estimated \$1.2 billion.

This is an unexpected and unprecedented level of effort from the GoJ. The USG must maintain its pace with the GoJ in order to meet the bilaterally agreed timeline for Iwakuni DPRI milestones.

The current contractors of LBG have the requisite knowledge and experience with the Iwakuni program requirements, initiatives and processes through their involvement. DPRI Iwakuni is

responsible for maintaining this high rate of production and keeping all projects on time to meet the GoJ funding requirements. Iwakuni cannot experience any downtime due to contractor turnover and the necessary associated learning curve. A thirty to sixty day delay in the program will place the USG requirements at risk or cause the forfeiture of the GoJ funding. Some of the major and highly complex and technical facilities are the following:

- 15 aircraft maintenance hangars,
- 3 hush house/engine test cells,
- flight simulator facility with 21 different systems,
- 4 Department of Defense schools,
- Commissary,
- 3,000 barracks rooms,
- 1,054 homes, and
- New family care and dental clinic with labor and delivery capability.

The LBG contractors possess the functional, operational, and technical requirements for all projects being executed. This includes in-depth knowledge of MCAS Iwakuni topography and utilities associated with all of the projects. The LBG contractors have experience and the ability to execute 42 developments, charrettes, basic criteria package development, design reviews (30/60/90/100), and construction phasing/execution based on their current involvement. This in-depth knowledge enables them to make quick decisions or know who to quickly contact to get the answers required so the project can move forward.

The DPRI program is constructing over 1,200 structures on 1,267 acres of land, which ultimately reconstructs over 77% of the current installation. The peak of execution with the Iwakuni DPRI program is expected in year 2011 and 2012. Therefore, contractor support continuity is vital to maintaining cost, schedule, and performance.

#### 6. Description of Efforts Made to Solicit Offers from as Many Offerors as Possible

Per FAR 8.404(a), this effort will not be synopsis. Market research was conducted per FAR Part 10. In conjunction with conducting market research, the Contracting Officer determined that this requirement falls under FAR 8.405-6(a)(1)(i)(C), and should be awarded as a sole source task order to LBG based on their knowledge and understanding of MCAS Iwakuni DPRI's mission goals and the demands of meeting the on-going projects. The acquisition will be conducted under the authority of the Multiple-Award Schedule Program.

Market research shows that LBG's services to support MCAS Iwakuni DPRI's performance and endeavor in meeting mission goals can be acquired through the GSA Blanket Purchase Agreements that were established by the Regional Contracting Office Hawaii. LBG is one of the BPA holders, and the task order will be awarded to LBG using this BPA. LBG's GSA contract number is GS-00F-0004L, and the contract expiration date is 14 May 2015.

#### 7. Determination of Fair and Reasonable Cost.

The Contracting Officer has determined that the anticipated cost to the Government for the services covered by this J&A will be fair and reasonable. The proposed business arrangement is to make a task order award against a GSA BPA holder. By awarding a task order against an existing GSA Blanket Purchase Agreement, rates have already been competed and negotiated. Furthermore, the procurement and administrative costs are saved by using the GSA contract

instead of duplicating the entire contracting process. The support services CLINS will be firm-fixed price and the travel CLINS will be structured as cost reimbursable in the proposed task order. The Contracting Officer will request an additional discount from the Contractor pursuant to FAR 8.405-4, Price Reductions. Furthermore, the Contracting Officer will compare the prices with similar contracts and other contractors' prices providing similar services.

8. Actions to Remove Barriers to Future Competition.

It is anticipated that MCAS Iwakuni will require the same services until 2014. The Government expects one of two things to occur:

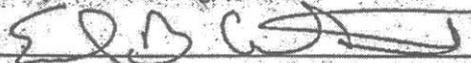
- a. The CG, Marine Forces Pacific, receives additional funding from Headquarters Marine Corps to provide additional civil service employees to his Table of Organization (T/O) to fully staff DPRI with Government employees, at which time work performed by the contractor will be move in-house; or,
- b. The RCO Hawaii will openly compete this requirement next year within the established Blanket Purchase Agreements against the General Services Administration's Multiple Award Schedule contracts, awarding a new one year task order. The next competitive acquisition for this requirement is estimated to begin 1 July 2012.

Certifications and Approval

Technical and Requirements Certifications

I certify that the facts and representations under my cognizance, which are included in this Justification and its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

Technical and Requirements Cognizance:

(Signature)  Date 27 Jul 11

Printed Name and Phone No. Edward Cutshall, DSN 253-5634

Legal Sufficiency Review

I have determined that this Justification is legally sufficient.

(Signature) FORJOHN.STEVEN.  
KENNETH.1028268960 Digitally signed by FORJOHN.STEVEN.KENNETH.1028268960  
DN: cn=FORJOHN.STEVEN.KENNETH.1028268960, ou=DoD, ou=PR, ou=USMC, cn=FORJOHN.STEVEN Date \_\_\_\_\_

Printed Name and Phone No. Steve Forjohn 808-257-7087

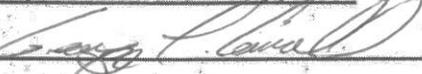
Contracting Officer Certification

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

(Signature)  Date 15 Aug 2011

Printed Name and Phone No. Laurie Takamiya, 808-257-1341

Command Competition Advocate Approval

(Signature)  Date 15 Aug 2011

Printed Name and Phone No. Major George T. Carroll, 808-257-0094