



DEPARTMENT OF THE NAVY
NAVSUP FLEET LOGISTICS CENTER NORFOLK
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NORFOLK, VIRGINIA 23511-3392

IN REPLY REFER TO:
230
05 August 2015
J&A Number: 15751

**JUSTIFICATION AND APPROVAL
FOR OTHER THAN FULL AND OPEN COMPETITION**

1. IDENTIFICATION OF AGENCY AND CONTRACTING ACTIVITY:

This requirement is in support of the Commander, U.S. 3rd Fleet (C3F) for husbanding support services to be used by U.S. Ships (USS) and U.S. Naval Ships (USNS), including the Military Sealift Command and U.S. Coast Guard, visiting non-U.S. Navy ports located in the Mexico region. The contracting activity is the Fleet Logistics Center Norfolk (FLCN), Norfolk, Virginia.

2. DESCRIPTION OF THE ACTION BEING APPROVED:

This is a non-competitive action submitted for approval to bridge the existing single-award, Indefinite-Delivery, Indefinite-Quantity (IDIQ) type contract with firm fixed pricing provisions to extend the period of performance of the current Mexico husbanding contract, Contract No. N00189-10-D-0049, with Multinational Logistic Services Limited for a twelve (12) month base period beginning 01 September 2015 and continuing through 31 August 2016, plus one (1) 1-month option period beginning 01 September 2016 and continuing through 30 September 2016 and one (1) 1-month option period beginning 01 October 2016 and continuing through 31 October 2016. The total contract value at time of award was [REDACTED]. In August 2012, the contract was modified for the purpose of increasing the contract ceiling by [REDACTED], resulting in a new contract ceiling of [REDACTED]. The current remaining contract value is [REDACTED]. There is sufficient ceiling remaining under the current contract for this bridge action; therefore, there will not be a ceiling increase under this bridge action. The value of the J&A is [REDACTED]. This dollar amount is based on current year spending and Fleet operations forecasts. The current contract is in its fourth and final option year, which will expire on 31 August 2015. It is anticipated that the follow-on contract will not be established prior to 31 August 2015.

3. DESCRIPTION OF SUPPLIES/SERVICES:

This requirement is for husbanding services supporting U.S. Naval Forces operating in the Mexico region. The husbanding contract provides crew sustaining support to ships pulling into port. Under this contract the husbanding contractor provides in scope services and supplies including the removal of CHT (Waste Water/Sewage), the replenishing of potable water, and the ability to increase security measures at the port for the protection of U.S. Navy personnel and equipment.

4. STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION:

This modification will be pursuant to 10 USC 2304(c)(1) only one responsible source and no other supplies or services will satisfy agency requirement, as implemented in Federal Acquisition Regulation (FAR) 6.302-1.

5. RATIONALE JUSTIFYING USE OF CITED AUTHORITY:

Multinational Logistic Services Limited is the only known source that can meet the Government's immediate and interim requirements within the area of responsibility (AOR) under the prevailing contract without causing an unacceptable delay of services and additional costs to the Government to have husbanding support items and services procured on an individual purchase order basis. Multinational Logistic Services Limited's current Mexico husbanding contract has a period of performance expiring on 31 August 2015; however it is anticipated that the follow-on contract will not be established prior to 31 August 2015 due to delays in the efforts to standardize the Requests for Proposals (RFPs) and internal business processes for all husbanding requirements across the NAVSUP Enterprise. Extending the period of performance through 31 October 2016 will allow sufficient time to re-compete the contract while standardizing the contract approach for all husbanding requirements. The Navy recognizes that there are other capable Husbanding Service Providers (HSP) that may be able to perform husbanding services; however, there are fifteen (15) port visits to occur by October 2016. Additionally, due to exercises and other unforeseen operational requirements, more port visits can be expected

to occur during this interim period. Conducting competitive procurements for each of these planned and unplanned port visits, which is the only alternative to this non-competitive action, would result in higher costs and delays while the Government conducts a full and open competition of the requirements, with little or no confidence in an improved price or performance. Additionally, conducting a competitive procurement for each port visit can be expected to take approximately thirty (30) days. Thus, this extension of the period of performance will provide essential, immediate, and interim contract support for port visits located in the Mexico region.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:

The Procurement Contracting Officer (PCO) is currently working on a follow-on requirement solicitation for a multiple-award Indefinite-Delivery, Indefinite-Quantity (IDIQ) type contract; however, award is not anticipated until 27 October 2016. In accordance with FAR Part 10, market research has been conducted for the follow-on requirement. Efforts to identify potential sources of supply consisted of using Navy Electronic Commerce Online (NECO) and Federal Business Opportunities (FBO) websites to issue a Sources Sought Notice on 04 February 2015. The Notice requested responses from interested sources, as well as submission of capability statements. The Notice also included an announcement of an Industry Day and an attachment of a draft Performance Work Statement (PWS). Four (4) firms were in attendance at the Industry Day briefing and three (3) firms submitted capability statements in response to the Sources Sought Notice. The results of the market research indicate that there is market interest in the follow-on competition of the Mexico husbanding requirement. Based on the above, it is reasonably anticipated that significant competition will be obtained in the follow-on effort to this current contract.

7. DETERMINATION OF FAIR AND REASONABLE COST:

The Contracting Officer has determined the anticipated cost to the Government of the supplies/services covered by this J&A will be fair and reasonable.

8. ACTIONS TO REMOVE BARRIERS TO FUTURE COMPETITION:

The follow-on requirement will be procured on a full and open basis in accordance with the requirements of FAR Subpart 6.1.

9. CONTRACT POINT OF CONTACT:

The point of contact at NAVSUP Fleet Logistics Center Norfolk is Ms. Kate Petti, Code 230, at (757) 443-1618 or by e-mail at kate.petti@navy.mil.

