



**DEPARTMENT OF THE NAVY**  
**NAVAL FACILITIES ENGINEERING COMMAND MID-ATLANTIC**  
**9742 MARYLAND AVENUE**  
**NORFOLK, VA 23511-3095**

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J&A Number: ML-12-20  
N40085-12-D-2208  
27 JULY 2012

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

- 1. Contracting Activity.** The contracting activity is Naval Facilities Engineering Command, Mid-Atlantic, Norfolk, Virginia (NAVFAC MIDLANT).
- 2. Description of the Action Being Approved.** The Facilities Support Contracts & Environmental Acquisition Division (ACQ3) proposes to award Contract N40085-12-D-2208, Engineering and Technical Support Services at OICC MCI East to Parsons Infrastructure and Technology Group, Inc. (Parsons). The period of performance would be for a base year and a six month option period beginning on 19 September 2012. The instant Justification and Approval is required because MIDLANT proposes to award the contract without competition.
- 3. Description of Supplies/Services.** The contractor shall provide Engineering and Technical Support Services to the Officer in Charge of Construction Marine Corps Installation East (OICC) who has the responsibility for executing Capital Improvement projects at Marine Corps installations in the Jacksonville, North Carolina (NC) area. The contractor will provide direct support to the OICC in support of more than 100 active Military Construction (MCON) and Operations and Maintenance (O&M) contracts and task orders valued at more than \$700,000,000.00. Projects are primarily located at Marine Corps Base Camp Lejeune. Services to be provided include engineering, technical, project management, and data management support services as necessary to augment the Capital Improvements Business Line (CIBL) government civilian workforce. These projects are ongoing at various phases of the construction process. Most construction projects are managed by Government experts such as project managers (PMs) and various disciplines within the engineering community. The intention is to use contract labor to complement the Government workforce, vice hiring permanent employees, during peak workload which is currently estimated to end in late Fiscal Year (FY) 13. While MIDLANT expects the need for support to augment our civilian workforce to end in FY13, a six month option is being included in case project durations are extended. The independent government estimate for this procurement if the J&A is approved will be \$2,509,520.00 for the base year and six month option period.
- 4. Statutory Authority Permitting Other Than Full and Open Competition.** 10 U.S.C. 2304(c)(1), Only One Responsible Source (Or Limited Number), as implemented by FAR 6.302-1(a)(2) (iii), of the Federal Acquisition Regulations, where the agency's need for supplies or services are deemed to be available only from the original source in the case of follow-on contracts for the continued provision of highly specialized services when it is likely that award to any other source would result in a substantial duplication of costs to the Government that is not expected to be recovered through competition.

***Quality Performance. . . Quality Results***

- 5. Rationale Justifying Use of Cited Statutory Authority.** Parsons Infrastructure and Technology Group, Inc. is the entity that has provided Engineering and Technical Support for OICC projects via Task Order WE01, for Contract N00178-05-D-4487. The Task Order was awarded competitively and issued for a twelve (12) month base year, and three (3) twelve (12) month option years, not to exceed 48 months. The final date for the Task Order is 18 September 2012. This task order provides engineering and technical support throughout the NAVFAC Mid-Atlantic area of responsibility, including OICC. Parsons has been supporting OICC MCI East ongoing projects and planning for new construction projects throughout the life of the Task Order. These projects are primarily located at Camp Lejeune, North Carolina. Parsons directly supports such projects as the Wounded Warrior Facility, Gymnasium, Child Development Center, Hospital, Base Entry Roads, and Base Electrical Upgrades. For the OICC projects, Parson has provided daily on-site construction oversight and post-award construction administration services (PCAS), which includes modification management, inspection, quality assurance reviews, safety oversight, submittal review, scope writing, and drafting responses to requests for information.

When the Task Order expires on 18 September 2012, the majority of these projects will still be under construction and require continuation of services as described above through FY 13. Parsons is extremely familiar with the project requirements and the current operations of each project. Parsons specialized experience and knowledge is imperative to the successful completion of these projects. The expertise provided by Parsons is considered necessary given the short duration of this requirement. A new contractor would need to completely understand the project requirements, history, and current operations for each of the projects to be effective in daily construction oversight and PCAS support. Developing a new contract to bring on another contractor to fill in where Parsons left off would require more than 6 months for a new contractor to familiarize and move themselves forward with project management of the Camp Lejeune work, which would result in additional costs to the Government that is not expected to be recovered through competition. In addition, a lapse in effective support to the OICC would also occur during a transition. Due to the Parson's knowledge and expertise on the on-going projects and the short duration of the requirement, Parsons is the only contractor who can provide the services without substantial duplication of costs and lapse of effective support on the projects.

- 6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.** Due to the fact that only one source can provide the required services, no attempts were made to procure these services from another source.
- 7. Determination of Fair and Reasonable Cost.** The proposed price of the contract will be \$2,509,520.00 for a base year and a six month option period. This price is based on prevailing hourly unit cost from the existing contract with Parsons that was awarded on a competitive basis. The price has been determined to be fair and reasonable for the services that will be provided based on competition.
- 8. Description of Market Research Conducted and the Results, or a Statement of the Reason Market Research Was Not Conducted.** Market Research was not performed on this matter due to the fact that Parsons is the only source that can provide the referenced services to provide continued support for projects currently ongoing and those planned to be

completed in Fiscal Year 13. Parsons unique knowledge of the projects and their technical expertise will save the tax payers dollars.

9. **Other Supporting Facts.** None

10. **List of Potential Sources that Expressed Interest in Acquisition.** None.

11. **A Statement of Actions Taken or Considered to Remove Barriers to Competition.** None were taken due to the unique nature of the continued services to be provided for the OICC.

