

NAVSUP FLC Yokosuka
 SAP 13.5 - J&A for Sole Source
 (JAN 2016)

J&A Number: YOK 16.0062

**Justification and Approval for Sole Source Procurement
 Under Simplified Acquisition FAR 13.5**

1. Name of Requiring and Contracting Activity

Requiring Activity: Defense POW/MIA Accounting Agency (DPAA)
 Contracting Activity: NAVSUP Fleet Logistics Center Yokosuka (FLCY), Site Singapore

2. Nature and/or Description of the Action Being Approved:

This Justification and Approval (J&A) authorizes the issuance of a new sole source contract for helicopter support services in Papua New Guinea (PNG) to be awarded under FAR 13.5, utilizing other than full and open competition procedures, only one responsible source and no other supplies or services will satisfy the agency requirements. The Government's estimate for this contract is [REDACTED] and the period of performance will be from 30 June 2016 to 04 August 2016.

3. Description of the Supplies and Services Being Procured:

The contract provides AS350B2 and Bell 212 helicopter support for operations in PNG to satisfy investigative, logistics, and administrative requirements for the DPAA. The Bell 212 helicopter support is required to provide support for sling load and recovery operations between Port Moresby and Karema, PNG. The AS350B2 helicopter support is required to provide site visit and resupply support around the Port Moresby area. Both helicopters must also be available to provide medical evacuation in the event of medical emergency(s) during the period of performance.

DPAA has had limited access to PNG in past years, but has now been granted greater access to investigate and recover by the government of PNG. This shift in access has allowed DPAA to conduct more missions with larger teams in the PNG area, resulting in the need for varying types of helicopter support, suited to the specific missions. The sites DPAA has investigated and the sites on the schedule for recovery are located in dense jungle areas that are not accessible by road. Helicopter support is vital to the execution of these missions, as well as to the safety of the team.

4. Statutory Authority to Procure Requirement under Sole Source Procedures:

Section 4202 of the Clinger-Cohen Act of 1996 – a sole source acquisition under the authority of FAR 13.5 for certain commercial items, as implemented by FAR 13.501(a).

5. Description of the Unique Capabilities or Qualifications, which Requires Acquisition under Sole Source Procedures:

Pursuant to FAR 6.302-1(a)(2)(i), Pacific Helicopters is the only source that currently meets the Government's requirements with a Commercial Airlift Review Board (CARB) certification and an Air Operator's Certificate (AOC) from PNG to operate the required helicopter types in PNG. The Contract requires the contractor to be CARB certified from the Department of Defense Commercial Air Transportation Quality and Safety Review Program, per Department of Defense Directive 4500.53. The certification process takes approximately six (6) months. The proposed requirement is for approximately thirty-five (35) days, and certifying an alternate contractor would result in substantial duplication of cost and time to the Government, and would unduly harm the mission execution and schedule.

6. Description of Efforts Made to Ensure that Offers Are Solicited from as Many Potential Sources as Is Practicable (i.e., FACNET, CBD Synopsis or Documentation Explaining Exception to Synopsis Requirement):

Pursuant to FAR 5.202(a)(6), synopsis is not required for this requirement, as it is strictly performed outside of the United States by a local contractor; however, this J&A will be published on AsiaNECO within fourteen (14) days of award. NAVSUP FLCY Site Singapore competitively solicited the follow-on IDIQ and received four

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(JAN 2016)

(4) offers, however, only one (1) offer is currently CARB certified. FLCY is pursuing a strategy to increase the number of CARB certified or certification eligible contractors.

7. Determination that the Anticipated Cost to the Government Will Be "Fair and Reasonable":

The Contracting Officer has determined the anticipated cost to the Government of the services covered by this J&A will be fair and reasonable. Historically, the costs to the Government have been determined to be fair and reasonable under the Indefinite Delivery Indefinite Quantity Contract (IDIQ) N40345-11-D-0014 with fixed-price CLINs, except the price for fuel (which is paid on actual cost). The proposed contract will be awarded using prices that are equal to, or less than those prices previously determined to be fair and reasonable under the previously utilized IDIQ contract.

8. Description of the "Market Research" Conducted and the Results or a Statement Explaining the Reason Market Research Was Not Conducted:

Market research was performed utilizing recent acquisitions for the same or similar requirements, and discussions with the requiring activity.

9. Any Other Documentation that Would Lend Support to the Sole Source Justification:

Not applicable.

10. Listing of Interested Source:

The only source capable of satisfying the current requirement within the schedule parameters is the previous contractor:

Pacific Helicopters
PO Box 342 Goroka,
EHP Papua New Guinea

11. Statement of Actions, if any, to Remove Barriers to Competition:

FLCY Site Singapore is currently working to award a follow-on IDIQ contract, which was competed on a full and open basis, to fulfill future similar requirements. FLCY is working to provide for a competitive source selection that will result in an award made in advance of future missions, to allow ample time for an awardee to obtain CARB certification.

12. Contracting Officer Certification that the Justification Is Accurate and Complete to the Best of the Contracting Officer's Knowledge and Belief with Supporting Data:

The point of contact at NAVSUP Fleet Logistics Center, Site Singapore office is: Catherine Brodo, Code 251, DSN 421-2836, commercial (65) 6750-2836, email catherine.brodo@fe.navy.mil.

13. Total Estimated Dollar Value of the Acquisition Covered by this J&A:

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14. Contracting Activity Point of Contact:

The Contracting POC for the proposed contract action is Catherine Brodo, Contract Specialist, Code 251 at DSN 421-2836, commercial (65) 6750-2836, email catherine.brodo@fe.navy.mil.

SOURCE SELECTION INFORMATION – SEE FAR 2.101 AND 3.104

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SAP 13.5 - J&A for Sole Source
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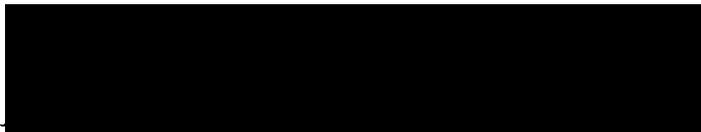
CERTIFICATION AND APPROVAL PAGE -

All evidence supporting data that verify the Government's minimum needs or requirements or other rationale for a sole source and form a basis for this justification are accurate and complete to the best of my knowledge and belief.

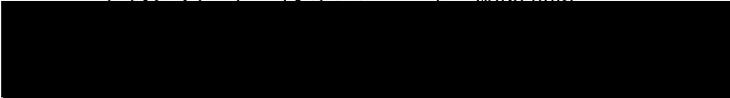


Technical or Requirements
Personnel Certification Date

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



Contracting Officer Date
 Approval
(Actions between \$150,000 ~ \$700,000)



Competition Advocate Date
 Approval
(Actions between \$700,000 ~ \$7,000,000)
 Concurrence
(Actions between \$150,000 ~ \$700,000)



Legal Counsel Date

SOURCE SELECTION INFORMATION - SEE FAR 2.101 AND 3.104