



DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING COMMAND SOUTHWEST
1220 PACIFIC HIGHWAY
SAN DIEGO, CA 92132-5190

IN REPLY REFER TO:
4200
J&A #14-40
26 September 2014

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

1. Contracting Activity.

The contracting activity for this action is Naval Facilities Engineering Command Southwest (NAVFAC Southwest), Facilities Engineering and Acquisition Division, (FEAD), Naval Base Coronado, (NBC), California.

2. Description of the Action Being Approved.

Request to award an out of scope contract modification to restripe the Curtis Road Parking Lot on Naval Air Station, North Island, (NASNI), N62473-12-D-0261, Task Order #0007 on a sole source basis to the incumbent, Romero General Construction Corp., 2150 N. Center City Parkway, Suite 1, Escondido, CA 92026.

3. Description of Supplies/Services.

The proposed modification for this construction paving task order is for striping only, approximately 150,000 square feet of a newly placed asphalt pavement. The total estimated dollar value is \$16,085.60. The specific work required for this contract action includes all labor, material, equipment and supervision necessary to complete the work involved in this striping modification. The period of performance will be for a total of 30 calendar days from date of award of this modification.

4. Statutory Authority Permitting Other Than Full and Open Competition.

It is requested that the statutory authority for other than full and open competition be permitted pursuant to Title 10 U.S.C. Section 2304(c)(1), as implemented by FAR 6.302-1. **ONLY ONE RESPONSIBLE SOURCE AND NO OTHER SUPPLIES OR SERVICES WILL SATISFY AGENCY REQUIREMENTS.**

5. Rationale Justifying Use of Cited Statutory Authority.

Romero General Construction Corporation was competitively awarded a task order on the Paving Multiple Award Construction Contract, (MACC) for the Entry Road, Gate 2, NASNI paving project. In error, the thought was that the paving requirements was to be part of Contract N62473-12-C-1406, P-750 MILCON, Helicopter Maintenance Facility, Naval Air Station, North Island (NASNI), Naval Base Coronado (NBC), CA awarded to Hensel Phelps Construction Co's. footprint because it was located within the project limits and that area was used for the lay-down/material staging. Upon completion of P-750 MILCON Helicopter Maintenance Facility, that parking area was left undeveloped.

With the completion of P-750 MILCON and the Helicopter Maintenance Facility building fully occupied, it was evident that the existing parking area within the P-750 footprint was insufficient and that a bona fide need existed to provide additional parking for the buildings in the nearby parking area of Building 308.

A work request was submitted at the Public Works Induction Board, (WIB) for the Entry Road, Gate @ NASNI paving project. The Statement of Work, (SOW) for this task order did not include "restriping" for the Building 308 parking lot at the time of award. After further client consideration, a determination was made that it was a technical oversight to not include striping in the SOW. Since Romero is onsite, it would be in the best interest of the Government to utilize Romero for the striping work. The estimated cost to the government would be an additional \$27,000.00 and would not be recouped through competition. A delay is unacceptable and would negatively impact mission requirements. If this procurement was competitively procured the entire process would take approximately 60 days to complete.

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

Soliciting other sources at this time would not be in the best interest of the Government. It has been determined that contracting to Romero General Construction Corp. would be the most expeditious and cost effective method to accomplish the work. They are already performing the work at Curtis Road, onsite and ready to do the striping. Having another contractor perform the work would end up costing the Government additional funds upward in the amount of \$27,000 for labor, materials and equipment based on a comparison in RS Means.

The requirement and proposed contract action will be publicized in accordance with the requirements of FAR 5.2. No other sources have expressed a written or oral interest in this requirement. Market research was not conducted because Romero General Construction Corp. is the most advantageous choice to the Government and will complete the work in a most expeditious fashion due to their experience and knowledge of the project.

7. Determination of Fair and Reasonable Cost

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

8. Actions to Remove Barriers to Future Competition

For the reasons set forth in Paragraph 5, NAVFAC Southwest has no plans at this time to compete future contracts for the types of construction modification covered by this document. If and when applicable laws are modified to permit competition of this requirement. NAVFAC Southwest will assess whether competition for future requirements is feasible.

CERTIFICATIONS AND APPROVAL

TECHNICAL/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.

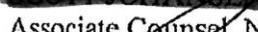
TECHNICAL COGNIZANCE:



 (619) 545-4904 
Date
PM&E Branch Head, NAVFAC SW

LEGAL SUFFICIENCY REVIEW: I have determined this justification is legally sufficient.



 (619) 532-4081 
Date
Associate Counsel, NAVFAC SW

CONTRACTING OFFICER'S CERTIFICATION:

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



 (619) 545-4902 
Date
Contracting Officer, NAVFAC SW, FEAD Coronado