

**JUSTIFICATION AND APPROVAL**

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

**PORT OF CAPE CANAVERAL  
STEVEDORING & RELATED TERMINAL SERVICES (S&RTS)  
W81GYE-10-D-0003**

**1. CONTRACTING ACTIVITY.**

United States Transportation Command, Directorate of Acquisition, Transportation Support Branch, 508 Scott Drive, Building 1900W, Scott AFB, IL 62225-5357.

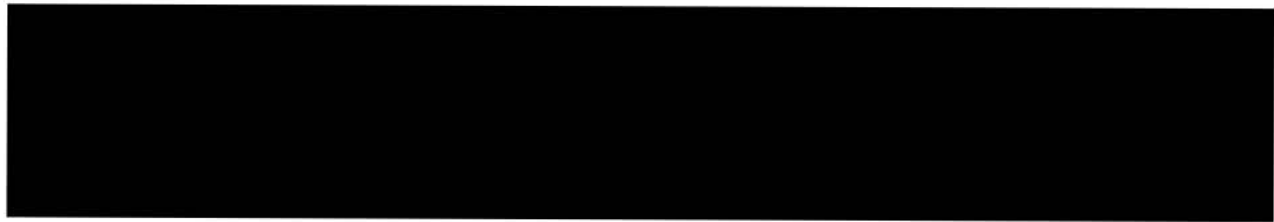
**2. NATURE AND/OR DESCRIPTION OF THE ACTION BEING APPROVED.**

The Surface Deployment and Distribution Command (SDDC) requires continued support for Stevedoring & Related Terminal Services (S&RTS) at the port of Cape Canaveral, Florida. The need for continued support must be issued as a sole source, six (6) month bridge contract to meet mission requirements while on-going competition for the follow-on acquisition is being completed. The six month bridge will be accomplished by extending the current contract six (6) months thru 31 October 2014. The current period of performance is 01 November 2009 through 30 April 2014.

**3. DESCRIPTION OF THE SERVICES REQUIRED TO MEET THE AGENCY'S NEEDS.**

The contract will provide the 832<sup>nd</sup> Transportation Battalion (Trans Bn) the services needed to maintain and sustain current and future operations. The contractor shall provide S&RTS for the movement of military cargo, military vehicles and equipment through the Cape Canaveral port in support of the national/strategic military interests of the United States of America.

Currently, Ambassador Servicing Inc. provides S&RTS for the port of Cape Canaveral. The contractor is already in place and will allow the 832<sup>nd</sup> Trans Bn to complete their current operations uninterrupted. The S&RTS contractor is supporting the movement of military cargo to include; receiving, loading, discharging, staging, port clearance of Cape Class vessels, logistical support and dockage to Army Landing Craft (LCU-2000) and Logistic Over-the-Shore Vessels (LSV). The range of cargo handled by the port consists of Navy Exercise and live explosive and hazardous material of all type and class, vehicles, containers, general break-bulk cargo, bulk sand/gravel and refrigerated cargo.



The current contract was awarded in November 2009 which included a base period with 3 one-year option periods and a six (6) month extension. The six month extension was executed prior to the contract being transferred to USTRANSCOM/AQ extending the contract to 30 April 2014. An additional six (6) month bridge is needed due to the Procurement Authority for S&RTS contracts being transferred from SDDC/AQ to USTRANSCOM/AQ on 1 November 2013. SDDC/AQ made efforts to solicit and award a new S&RTS contract prior to the contract transfer. However, reductions in SDDC/AQ personnel and government furloughs resulting in reduced acquisition personnel man-hours prevented SDDC/AQ the required procurement lead time necessary for a complex acquisition. S&RTS contracts require extensive Source Selection Evaluation (SSE) of competitive offerors and this was not possible prior to transfer. Six (6) months will allow time for USTRANSCOM/AQ to plan and execute an acquisition strategy. The total estimated value for this action is [REDACTED]

#### **4. STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION.**

The statutory authority permitting the use of other than full and open competition is 10 U.S.C. 2304( c)(1), as implemented by Federal Acquisition Regulation (FAR) 6.302-1 (a)(2)(iii)(B)-- Only one responsible source and no other supplies or services will satisfy agency requirements. Services are deemed to be available only from the original source for the continued provision of highly specialized services when award to any other source will result in unacceptable delays in fulfilling the agency's requirements.

#### **5. DEMONSTRATION THAT THE NATURE OF THE ACQUISITION REQUIRES USE OF THE AUTHORITY CITED.**

Based on the following reasons, it is determined that only one source, Ambassador Services, Inc., is capable of meeting the operational requirements with the highest degree of confidence and minimizes unanticipated disruptions.

Ambassador Services, Inc. is the current S&RTS contractor knowledgeable in the specialized services required for movement of DOD cargo through the Cape Canaveral Port of 832<sup>nd</sup> Trans Bn. The contractor has been in place since November 2009, providing handling of Department of Defense (DoD) sponsored export and import cargo for SDDC, 832<sup>nd</sup> Cape Detachment. The contractor is experienced in the highly specialized 832<sup>nd</sup> Cape Detachment procedures and policies regarding vessel loading, vessel discharge, receipt of cargo, disposition of cargo, stuffing/unstuffing of cargo, intra-terminal transfer of cargo and onward movement of cargo management expertise. Ambassador Services, Inc., has been exposed to the safety intricacies of the equipment. Current and ongoing missions are a necessity and must not have an interruption in services. Interruption of the on-going mission support has implications with higher global impact of the extension being approved.

This contract covers the handling of Department of Defense (DoD) sponsored export and import cargo at the 832<sup>nd</sup> Cape Canaveral Detachment, [REDACTED] the Navy Trident Basin and the Poseidon Basin at Cape Canaveral Air Station, Cape Canaveral, Florida.

[REDACTED]

The operational area of responsibility shall include, providing stevedoring and related terminal services DoD sponsored cargo transiting military facilities at Cape Canaveral Air Force Station and or Port Canaveral, Florida, The contractor is providing S&RTS support to the Navy in support of the missions.

**6. DESCRIPTION OF EFFORTS MADE TO ENSURE THAT OFFERS ARE SOLICITED FROM AS MANY POTENTIAL SOURCES AS IS PRACTICAL.**

Ambassador Servicing, Inc. is the incumbent contractor for this bridge contract and is uniquely qualified to perform the required work. Competitive offers were not sought for the proposed bridge contract. The acquisition process for a competitive S&RTS contract at the port of Cape Canaveral is currently underway and an acquisition strategy will be finalized in the coming months.

**7. DETERMINATION BY THE CONTRACTING OFFICER THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE.**

The base year and option year prices to provide the S&RTS for the movement of military cargo were determined fair and reasonable at the time of award based upon previous option year prices. Thus, the extension period prices will be extended for six (6) months to accomplish this bridge contract and are considered to be fair and reasonable.

**8. DESCRIPTION OF THE MARKET RESEARCH CONDUCTED AND THE RESULTS.**

On-going efforts will be taken to conduct market research for the Cape Canaveral follow-on acquisition. A Request for Information (RFI) was posted to Federal Business Opportunities (FBO) to help to identify interested sources on 16 January 2014, however, only one vendor responded. An additional RFI was posted to FBO on 27 March 2014 to identify additional potential offerors and efficiencies through CONUS S&RTS contract consolidation.

**9. OTHER FACTS SUPPORTING THE USE OF OTHER THAN FULL AND OPEN COMPETITION.**

None.

**10. A LISTING OF THE SOURCES, IF ANY, THAT EXPRESSED, IN WRITING, AN INTEREST IN THE ACQUISITION.**

None

**11. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS TO COMPETITION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES REQUIRED.**

USTRANSCOM is currently planning the follow-on competitive procurement. The six-month Bridge is from 1 May 2014 until 31 October 2014 will allow the continuation of services until a new acquisition strategy is determined.

**12. CONTRACTING OFFICER CERTIFICATION.**

I certify that the data supporting the use of other than full and open competition is accurate and complete to the best of my knowledge and belief.



WILLIAM H. FUGATE

2 APR 14  
DATE

**13. TECHNICAL REQUIREMENTS CERTIFICATION:** I certify that the data supporting the recommended use of other than full and open competition is accurate and complete to the best of my knowledge and belief.



BRIAN G. RIVERA  
Chief, Strategic Sourcing Division

8 APR 14  
DATE



**CONTRACTING ACTIVITY:** United States Transportation Command, Transportation Support Branch, USTRANSCOM/TCAQ-R, 508 Scott Drive, Building 1900W, Scott AFB, IL 62225-5357

**PROGRAM/PROJECT:** Cape Canaveral Bridge

**AUTHORITY:** FAR 6.302-1(2)(iii)(B)

**ESTIMATED CONTRACT COST:** [REDACTED]

**REVIEW AND APPROVAL:**

[REDACTED]

WILLIAM H. FUGATE  
Contracting Officer

4/8/14

Date

[REDACTED]

Office of the Staff Judge Advocate

4/8/14

Date

[REDACTED]