

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 (USTRANSCOM), Directorate of Acquisition, Specialized Transportation and Support Division, 508 Scott Drive, Building 1900W, Scott AFB, IL 62225-5357.

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

Surface Deployment and Distribution Command (SDDC) requires continued support for Stevedoring & Related Terminal Services (S&RTS) at the port of Cape Canaveral, Florida. A three (3) month bridge contract with an additional three (3) month option will meet mission requirements while on-going competition for the follow-on acquisition is being completed. The current Period of Performance (PoP) on the contract is from 1 May 2014 through 31 October 2014. A bridge shall be accomplished by extending the current contract to ensure no disruption in services to the customer. The Period of Performance (PoP) for this bridge shall be from 1 November 2014 through 30 April 2015 in accordance with Federal Acquisition Regulation (FAR) 52.217-8, Option to Extend services. The total estimated value for this action is [REDACTED]

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

The contract will provide the 832nd Transportation Battalion (Trans Bn) the requirements needed to maintain and sustain current and future operations. S&RTS is required for the movement of military cargo, military vehicles and equipment through the Port of Cape Canaveral in support of the national/strategic military interests of the United States of America. The 832nd Transportation Battalion is located on the Port of Cape Canaveral, Fl and serves as the Single Port Manager (SPM) for the Department of Defense cargo transiting the Cape Canaveral ports.

The Port provides handling of Department of Defense (DoD) sponsored export and import cargo and personal property for SDDC. Services include vessel loading, vessel discharge, receipt of cargo, disposition of cargo, stuffing/unstuffing of cargo, inter-terminal transfer of cargo and onward movement of cargo management expertise at operational areas at the Port of Cape Canaveral, Fl. The 832nd US Army Transportation Battalion is preparing for multiple back-to-back and concurrent mission(s) and exercises at Cape Canaveral, Fl.

Missions and exercises include:

- New Horizons Belize 2015 (NH-BLZ-15) which is a Combatant Commanders Exercise Engagement.
- Joint Humanitarian and Civic assistance (HCA) exercise and NH-BLZ-15 Deployment. NH-BLZ-14 also provides and incorporates: HCA funded construction projects.
- HCA funded Medical Readiness Training Exercises (MEDRETES)
- Dental Readiness Training Exercises (DENTRETES)
- Veterinarian Readiness Training Exercises (VETRETES)
- Exercise Related Construction (ERC) funded projects to maximize joint, interagency, and combined training, and promote the USSOUTHCOM Theater Campaign Plan (TCP).

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.

SDDC/AQ awarded the current contract in Nov 2009 which included a base period and three (3) one year option periods. S&RTS contracts were transferred from SDDC/AQ to USTRANSCOM/AQ on 1 Nov 2013. Seven CONUS S&RTS contracts were transferred to USTRANSCOM/AQ at that time, to include Cape Canaveral, FL. Since the contracts were transferred to USTRANSCOM, market research has been accomplished with the posting of a Request for Information (RFI) in January 2014 to obtain industry feedback on the procurement of S&RTS services. Extensive efforts have been taken to standardize the S&RTS requirements in order to streamline the acquisition process for all seven upcoming CONUS S&RTS acquisitions. Specifically, the Government worked with SDDC HQ, Brigades, and Battalions to create a standardized PWS to be used in the procurement of all S&RTS contracts and has developed a Master Solicitation which has been posted to industry on FBO.gov. The RFP (CALL 0005) in support of Cape Canaveral, FL was posted on FBO.gov on 12 September 2014 with proposals due on 14 October 2014. An additional six (6) months (1 Nov 2014 through 30

April 2015) will allow time for USTRANSCOM to conduct the source selection and award a follow on contract with an estimated performance start date of 1 February 2015. The total estimated value for this action is [REDACTED] 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 832nd 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, 832nd Cape Detachment. The contractor is experienced in the highly specialized 832nd 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.

This contract covers the handling of Department of Defense (DoD) sponsored export and import cargo at the 832nd Cape Canaveral Detachment, located at the Navy Trident Basin and the Poseidon Basin at Cape Canaveral Air Station, Cape Canaveral, Florida. 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 six (6) month extension of services since the new acquisition is in process for the follow-on. TCAQ released the new competitive Request for Proposals (RFP) in September 2014.

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 historical prices. This is a three (3) month extension with an additional three (3) month option from a previously competed requirement in which proposals were received from one (1) competing offeror. In accordance with FAR 15.404(b)(1) a price analysis was conducted on the proposal submitted by Ambassador Services, Inc. and determined fair and reasonable. Thus, the extension period prices will be extended for three (3) months with an additional option for three (3) months to accomplish this bridge contract.

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

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. Section 10 below listed a total of eight (8) offerors who responded to the 27 March 2014 RFI.

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.

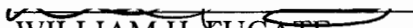
Jones Stevedoring
Ports America
ETC Logistics
Metro Ports
Safe Ports
Ceres Marine Terminals/ Yusen Terminals, Inc.
PORTUS Stevedoring
American Shipping & Logistics

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.

The Government has begun the acquisition process of competing the required services. The acquisition milestones currently reflect an anticipated award in December 2014. This three (3) month extension with an additional three (3) month option from 1 Nov 2014 until 30 Apr 2015 will allow the continuation of services until a new contract is awarded.

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

17 OCT 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

20 OCT. 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, FL Bridge Extension

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

ESTIMATED CONTRACT COST: [REDACTED]

REVIEW:

Office of the Staff Judge Advocate

4 Nov. 2014
Date

APPROVAL:

[REDACTED]
WILLIAM H. FUGATE
Contracting Officer
Chief, Transportation Support Branch

17 OCT 14
Date