

JUSTIFICATION REVIEW DOCUMENT

Description of Acquisition: Modification to extend contract HDEC02-04-D-0019 with Northeast Military Sales, Inc.(NEMS) to provide for uninterrupted operation of deli/bakeries operations at Jacksonville NAS, FL; Mayport NS, FL; Kings Bay, GA; Patrick AFB, FL; MacDill AFB, FL; Ft. Buchanan, PR; Hurlburt Field, FL; Tyndall AFB, FL; Eglin AFB, FL; and Pensacola NS, FL commissaries.

Statutory Authority: 10 U.S.C. 2304(c)(1)

Est. Amount: \$4,771,875.76 +
Amended value of ~~\$7,754,298~~ ^{\$4,771,876}
= ~~\$12,526,174~~ ^{\$10,140,236}

FAM
7/30/2013

Prepared by: Cynthia A. Walker
Telephone (804) 734-8000, 48890

Contract Specialist
Date: July 18, 2013

PCO: Phyllis A. McGowan
Telephone (804) 734-8000, 48900

Contracting Officer
Date: July 18, 2013

Technical/ Requirements: David Leffert
Telephone (804) 734-8000, 48566

Commissary Management Specialist
Date: July 18, 2013

Signatures are required below:

Reviews: I have reviewed the J&A and find that justification is adequate to support other than full and open competition.

Program Manager: David Leffert


Telephone: (804) 734-8000, 48232

Signature: 

Date: 7-18-13

Legal Counsel: Helen J. White

Telephone: (804) 734-8000, 48116

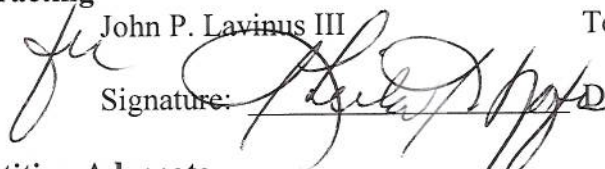
Signature: 

Date: 7-19-13

Chief of Contracting Office

John P. Lavinus III

Telephone: (804) 734-8000, 48547

Signature: 

Date: 7-30-2013

DeCA Competition Advocate

Melissa A. Rios

Telephone: (804) 734-8000, 48680

Signature: 

Date: 7/30/13

JUSTIFICATION AND APPROVAL
FOR OTHER THAN FULL AND OPEN COMPETITION

1. Contracting Office: Defense Commissary Agency (DeCA), Resale Contracting Directorate, (MPR), Fort Lee, Virginia

2. Type of Contract Action: Modification of contract HDEC02-04-D-0019 with NEMS. The modification will extend the period of performance for the final award term period from its current expiration of July 31, 2013, to April 30, 2014, a nine month extension. The contract type is a requirements type. The Resale Stock Fund Activity, Defense-Wide Working Capital Fund, provides funding.

3. Description of Supplies/Services: This action will provide uninterrupted operation of deli-bakeries in commissaries located at Jacksonville NAS, FL; Mayport NS, FL; Kings Bay, GA; Patrick AFB, FL; MacDill AFB, FL; Ft. Buchanan, PR; Hurlburt Field, FL; Tyndall AFB, FL, Eglin AFB, FL; and Pensacola NS, FL.

4. Authority Cited: 10 U.S.C. 2304(c)(1), in accordance with FAR 6.302-1, only one responsible source and no other supplies or services will satisfy Agency requirements.

5. Reason for Authority Cited:

Contract HDEC02-04-D-0019 is scheduled to expire on July 31, 2013. Progress with the follow-on procurement has been delayed as a result of the ongoing project to redefine the current deli/bakery requirements model. Information provided by the contractor community regarding this requirement was comprehensive and in depth beyond what DeCA had anticipated. This resulted in the need to expand research efforts required to support an informed decision in finalizing the recommendations for the new deli/bakery requirements model. The completed requirements package is anticipated to be presented to the Contracting Officer by October 2013.

In the absence of a contract extension, deli/bakery operations will cease in the stores utilizing this contract. Inevitable and irrevocable damages to the Agency in the form of sales lost and reduced operating funds will negatively impact the Agency mission to provide a benefit to military members and their families. The commissary benefit is a cornerstone of the military quality of life. Failure to render this benefit will lead to a reduction in the morale and welfare of our armed forces, ultimately affecting the individual military member's focus and performance of their defense mission. Therefore, it is essential that DeCA provides fully operational commissary stores, to include the deli/bakery operations, and that DeCA takes appropriate action to maintain the current source of those operations.

NEMS has been performing this contract successfully for the past 8 years. Based on the past performance information provided by the stores covered by this contract, NEMS is providing the products and services required by the contract. NEMS is the only known source that is available to operate the deli/bakeries in these commissary stores for this extension period.

6. Efforts to Obtain Competition: No changes from the initial J&A.

7. Fair and Reasonable Cost Determination and Contracting Officer Certification:

No changes from the initial J&A.

8. Market Research: No changes from the initial J&A.

9. Other Factors: No changes from the initial J&A.

10. Interested Sources: No changes from the initial J&A.

11. Action to Increase/Foster Competition: No changes from the initial J&A.

Technical/Requirements Certification:

I certify that the supporting data under my cognizance, which are included in this justification, are accurate and complete to the best of my knowledge and belief.

Name: David Leffert Commissary Management Specialist

Signature:  Date: 7/18/13

Fair and Reasonable Cost Determination and Contracting Officer Certification:

I hereby determine that the anticipated cost for this contract action will be fair and reasonable. I certify that this J&A is accurate and complete to the best of my knowledge and belief.

Name: Phyllis A. McGowan Contracting Officer

Signature:  Date: 7/17/2013

APPROVAL

Based on the foregoing justification, I hereby approve the procurement of the continuation of services of deli/bakery operations for the 10 commissaries covered under contract HDEC02-04-D-0019 for a nine month extension, August 1, 2013, through April 30, 2014 on an other than full and open competition basis pursuant to the authority of 10 U.S.C. 2304(c) (1), provided funds are available, or will be available, and provided that the services and property herein described have otherwise been authorized for acquisition.

APPROVED:

Signature:  Date: 7/30/13

Melissa A. Rios
Competition Advocate