

**JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION
FAR PART 6**

1. IDENTIFICATION OF THE AGENCY AND CONTRACTING ACTIVITY (FAR 6.303-2(b)(1)).

Bureau of Land Management, Branch of Procurement Department, Oregon State Office 333 SW 1st Ave, Portland, OR 97204

2. NATURE/DESCRIPTION OF THE ACTION BEING APPROVED (FAR 6.303-2(b)(2)).

The Bureau of Land Management requires a sole source procurement of Annual Employee Mass Transit Passes to be purchased from Tri-Met Universal Annual Pass Program Marketing Department, 4012 SE 17th Avenue MK2, Portland, OR 97202.

The Tri-met Universal Pass Program provides an opportunity for employers to purchase non-transferable Annual Adult All Zone Tri-Met transit passes for qualified employees. The transit pass price is based transit ridership (transit mode split from the employer's most recent Employee Commute Options Survey) and the Annual Adult All-Zone prices(s) in effect during the term of the Universal Annual Pass Program contract which runs each year from September 1st through August 31st.

3. DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEEDS (INCLUDING THE ESTIMATED VALUE) (FAR 6.303-2(b)(3)).

The Government requires 230 each, TRI-MET Universal Annual Pass Fare to be procured as a firm fixed price supply contract. Period of Performance: September 1, 2013 through August 30, 2014

4. IDENTIFICATION OF STATUTORY AUTHORITY PERMITTING THE OTHER THAN FULL AND OPEN COMPETITION (FAR 6.303-2(b)(4)). The statutory authority permitting the other than full and open competition is 10 U.S.C. 2304(c)(1) or 41 U.S.C. 253(c)(1) under FAR 6.302-1 - Only one responsible source and no other supplier or services will satisfy the agency requirements.

5. DEMONSTRATION THAT THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS OR THE NATURE OF THE ACQUISITION REQUIRES USE OF THE AUTHORITY CITED (FAR 6.303-2(b)(5)).

Tri-County Metropolitan Transportation District OR, dba TRI-MET is the only responsible source to provide commuter transportation such as bus, light rail and commuter rail service in the Portland metro area and vicinity. Their transportation options connect people with their community, while easing traffic congestion and reducing air pollution.

6. DESCRIPTION OF THE EFFORTS MADE TO ENSURE THAT OFFERS ARE SOLICITED FROM AS MANY POTENTIAL SOURCES AS IS PRACTICABLE, INCLUDING WHETHER A NOTICE WAS OR WILL BE PUBLICIZED AS REQUIRED BY SUBPART 5.2 AND IF NOT, WHICH EXCEPTION UNDER 5.202 APPLIES (FAR 6.303-2(b)(6)).

7. DETERMINATION BY THE CONTRACTING OFFICER THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE (FAR 6.303-2(b)(7)).

Based on the table below and the current market annual transit pass price in Vancouver, Washington and Seattle, Washington the annual transit from TRI-MET is fair and reasonable.



8. DESCRIPTION OF MARKET RESEARCH CONDUCTED (SEE PART 10) AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED (FAR 6.303-2(b)(8)).



9. ANY OTHER FACTS SUPPORTING THE USE OF OTHER THAN FULL AND OPEN COMPETITION (FAR 6.303-2(b)(9)).



10. LISTING OF THE SOURCES, IF ANY, THAT EXPRESSED, IN WRITING, AN INTEREST IN THE ACQUISITION (FAR 6.303-2(b)(10)).



11. STATEMENT OF 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. (FAR 6.303-2(b)(11)).

Barriers cannot be overcome because commuter transportation in Portland, Oregon is only provided by TRI-MET.

12. CONTRACTING OFFICER CERTIFICATION THAT THE JUSTIFICATION IS ACCURATE AND COMPLETE TO THE BEST OF THE CONTRACTING OFFICER'S KNOWLEDGE AND BELIEF. (FAR 6.303-2 (b)(12)). See certifications below.

TECHNICAL AND REQUIREMENTS CERTIFICATION (FAR 6.303-1(b)(2))

I certify that the facts and representations which are included in this justification and which form a basis for this justification are complete and accurate.

Signature:  Date: 

Printed Name: Karen Wilson Telephone #: 

Title: Supervisory Human Resources Specialist

CONTRACTING OFFICER CERTIFICATION (FAR 6.303-1(b)(1) and 6.303-2(b)(12))

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

Signature:  Date: 

Printed Name: Sue Lacroix Telephone #: (503)808-6229

Title: Contracting Officer