



AGC FEDERAL CONTRACTORS CONVENTION

***Mr. Robert Griffin
Assistant Commander for Acquisition
April 23, 2013***

Discussion



- **Project Labor Agreements (PLAs)**
- **Source Selection Update**
 - **New Initiatives**
 - **Price Only Under MACCS <\$10M**
- **8(a) Program Distribution**
- **Energy Initiatives**

Project Labor Agreements (PLAs)



- **NAVFAC guidance issued February 2011 requires market research, analysis and a determination/approval to require/or not require a PLA for any construction contract over \$25M**
- **First and only NAVFAC PLA for Explosive Handling Wharf #2 at Naval Kitsap at Bangor, Washington due to unique requirements of the project**
- **Although project is not at full strength, benefits seen so far**
 - No strikes, picketing, work stoppages, slow down or other disruptive activity by the Union will be allowed**
 - No issues Security requirements**

New Best Value Source Selection Initiatives



- **New guidance will increase use of Low Price Technically Acceptable (LPTA) Best Value on**
 - Design-Bid-Build and Design-Build on MACCs (when contract requirements provide prescriptive design requirements)**
- **New guidance on Trade-Off Best Value to put more emphasis on cost/price factor**
- **Implementation for FY14 MILCON Program**

Price Only Consideration Under MACCs <\$10M



- **Contracting Officer may choose to consider only price/cost for award purposes when following factors apply**
 - **Basic Contract allows for only price/cost evaluation**
 - **Requirements are valued at less than \$10M**
 - **Requirements are considered non-complex**
 - **A non-price/cost factor is deemed not necessary**
- **Contracting Officer shall perform a Responsibility Determination per FAR Part 9.104-1**
- **Policy implemented on 28 March 2013**

8(a) Program Acquisition Planning



- **Contracts Court was held on NAVFAC FY12 8(a) sole source awards to determine program use strengths and weaknesses.**
- **Findings revealed some incidents where improved 8(a) sole source award distribution amongst known capable 8(a) firms is needed.**
- **Procedures are being established to strengthen equitable sole source award distribution by reviewing potential 8(a) firm awardee's prior year NAVFAC award profile.**
- **Consideration for award will include identifying what stage the 8(a) firm is in the 8(a) program (developmental or transitional) to ensure firm is capable to perform.**
- **Implementation will occur during 4th Quarter of FY13.**

Energy Update



- **Four Power Purchase Agreements (Miramar, China Lake, Barstow, 29 Palms)**
 - **Contracts for renewable energy, with facilities constructed on Navy/USMC installations**
 - **Long term price stability and lower price points compared to brown power**
 - **Navy just a consumer, Contractor finances, owns and operates**
- **Currently developing roughly 10 large scale projects, multiple technologies, geared towards Presidential 1GW Initiative**
- **Major challenges are transmission, land availability and market**



Questions?