U.S. Department of Transportation

Great Lakes St. Lawrence Seaway Development Corporation (GLS)

Administration Building
180 Andrews Street
Massena, NY 13662
Tel: (315) 764-3200
www.greatlakes-seaway.com
www.seaway.dot.gov

GREAT LAKES ST. LAWRENCE SEAWAY DEVELOPMENT CORPORATION JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION (JOFOC)

SPX, SABIK – Type MPV2-LED-c10D-OPT MPV LED Ice Buoy Lanterns

1. Identification of the agency and contracting activity.

Program Office:
Marine Services
251 Fregoe Road
Massena, NY 13662
Contracting Activity:
Great Lakes St. Lawrence Seaway Development Corporation
180 Andrews Street
Massena, NY 13662

2. Nature and/or description of the action being approved.

This justification is in support of a requirement for quantity 25 SPX, SABIK – Type MPV2-LED-c10D-OPT MPV LED Ice Buoy Lanterns.

The Government intends to procure SPX, SABIK – Type MPV2-LED-c10D-OPT MPV LED Ice Buoy Lanterns required for GLS's U.S. Coast Guard (USCG) Type 7x20LIR Ice Buoys (all season) to be equipped with Sabik MPV-LED Heavy Duty Ice Buoy LED Lanterns manufactured by Sabik Marine of the SPX Corporation (https://www.spxaton.com) within the U.S. waters of the St. Lawrence River. In 2026 GLS will be installing as many as 30 additional buoys of this type with the above-described subject lantern. This procurement will be conducted as a brand-name requirement.

3. Description of the supplies or services required to meet the agency's needs, including the estimated value.

The required lanterns are specifically designed to be installed on the U.S. Coast Guard (USCG) Type 7x20LIR Buoys for the buoy to be fit for purpose. The subject lantern type is the only designed and tested type suitable for the above-mentioned buoy type. Sabik Marine of the SPX Corporation (https://www.spxaton.com) is the only manufacturer of this type of lantern that has been tested for performance by the USCG.

This requirement is for the purchase of quantity 25 of the following brand name items:

- SPX, SABIK – Type MPV2-LED-c10D-OPT MPV LED Ice Buoy Lanterns

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4. Identification of the statutory authority permitting other than full and open competition.
The authority permitting less than full and open competition for this commercial acquisition is RFO FAR 12.102(a), which authorizes the restriction of competition, including the use of brand-name descriptions without allowing for "equal" products, for acquisitions valued at or below the simplified acquisition threshold (SAT).

5. Demonstration that the unique qualifications of the proposed contractor or nature of the acquisition requires use of the cited authority.

GLS is currently maintaining fifty-seven (50) U.S. Coast Guard (USCG) Type 7x20LIR Ice Buoys (all season) equipped with Sabik MPV-LED Heavy Duty Ice Buoy LED Lanterns manufactured by Sabik Marine of the SPX Corporation (https://www.spxaton.com) within the U.S. waters of the St. Lawrence River. For the year 2026, GLS will be installing as many as 30 additional buoys of this type with the above-described lantern.

The required lanterns are specifically designed to be installed on the USCG Type 7x20LIR Buoys for the buoy to be fit for purpose. The lantern for this buoy type is the only designed and tested type suitable currently. Sabik Marine of the SPX Corporation (https://www.spxaton.com) is the only manufacturer of these lanterns that have been tested for performance by the USCG.

No equal or alternate brand has been validated to maintain performance or retain equipment warranty.

6. Description of efforts to ensure offers were solicited from as many potential sources as practicable, including whether a notice will be publicized and, if not, which exception applies.

A notice of this justification will be posted on the GPE. GLS intends to compete this requirement on an unrestricted basis to maximize competition among all authorized distributors.

7. Determination by the CO that the anticipated cost to the government will be fair and reasonable.

GLS will ensure that all costs associated with this proposed contract are fair and reasonable. GLS will analyze past pricing to support this determination.

8. Description of market research conducted and results, or a statement of the reason why market research was not conducted.

Market research was conducted by contacting authorized distributors. Research concluded that no alternate or equal product is certified by the manufacturer as compatible for use without impacting performance or warranty, and therefore cannot meet the Government's requirement.

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9. Any other facts supporting use of other than full and open competition.

Buy American Act Nonavailability Determination: In accordance with FAR 25.103(b)(1), the Contracting Officer has determined that the required brand name items (SPX Sabik Ice Buoy Lanterns) are not manufactured in the United States in sufficient and reasonably available commercial quantities of a satisfactory quality. Because these specific lanterns are required to maintain Coast Guard certification and fitment on Type 7x20LIR Ice Buoys, and the manufacturer (Sabik Marine) produces them in Finland, domestic end products are unavailable. Therefore, the restrictions of the Buy American Act are waived for this procurement.

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10. Listing any sources that expressed a written interest in the acquisition.

GLS intends to solicit this requirement on SAM.gov.

11. Statement of any actions the agency may take to remove or overcome any barriers to competition before any subsequent acquisition for services/supplies.

GLS will continue to monitor the maritime navigation market for new domestic or alternative manufacturers that obtain U.S. Coast Guard performance certification for Type 7x20LIR Ice Buoys. For this immediate action, competition is being maximized by opening the solicitation to all authorized distributors on an unrestricted basis

12. Certification and Approvals Signature Page

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

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