



STATE PROCUREMENT OFFICE
EMERGENCY PROCUREMENT REQUEST

HAR-OC2 6180.08

1. TO: Chief Procurement Officer

2. FROM: TRANSPORTATION/HARBORS DIVISION/KAHULUI HARBOR

Department/Division/Agency

Pursuant to §103D-307, HRS, and Subchapter 10, Chapter 3-122, HAR, the Department requests approval for the following:

3. Date 2/11/2008

4. After the fact [X] YES [] NO

5. Nature of the Emergency

LOW BID FOR NEW SECURITY SERVICE CONTRACT EXCEEDED BUDGET BY APPROXIMATELY \$66,000.00. SECURITY SERVICES IN ACCORDANCE WITH THE FEDERALLY MANDATED FACILITY SECURITY PLAN (FSP) ARE NECESSARY FOR PUBLIC HEALTH AND SAFETY. PREVIOUS SECURITY SERVICE CONTRACT EXPIRED DECEMBER 31, 2007. FAILURE TO COMPLY WITH THE FSP REQUIREMENTS DURING FUNDING TRANSFER MAY LEAD TO PORT CLOSURE WITH SIGNIFICANT ECONOMIC IMPACT OR SUBSTANTIAL CIVIL PENALTIES.

6. Vendor: AMERICAN GUARD SERVICES, INC.
Address: 13416 HAWTHORNE BLVD STE F
HAWTHORNE CALIFORNIA 90250

7. Price:
\$98,000.00

8. Description of goods, services, or construction to be purchased
SECURITY GUARD SERVICES FOR KAHULUI HARBOR DURING INTERIM PERIOD WHILE TRANSFERRING FUNDING AND EXECUTING NEW CONTRACT.

9. Reason for Vendor Selection

VENDOR WAS LOW BIDDER FOR NEW CONTRACT. PREVIOUS CONTRACTOR DECLINED CONTINUING SERVICE PAST CONTRACT EXPIRATION DATE.

10. Direct questions to: MR. STEPHEN PFISTER

Phone: 873-3352

11. I certify that the information provided above is to the best of my knowledge, true and correct.

FEB 25 2008

[Signature]
Department Head or Designee

Date

Reserved for SPO Use Only

12. Chief Procurement Officer's comments:

In December 2007, it was known that the award could not be made because the lowest bid exceeded the budgeted amount and that the current contractor declined continuation of services. At this time, agency should have submitted a SPO Form 7, Notice of and Request for Exemption from Chapter 103D, HRS, to continue services until a new contract was executed. Since this was not done, services obtained after December 31, 2007 are considered a procurement violation because there was no approval to enter into a contract with American Guard Services, Inc. Please complete and submit SPO Form 16, Procurement Violation.

13.

[] APPROVED [X] DISAPPROVED [] NO ACTION REQUIRED

[Signature] 3/3/08
Chief Procurement Officer Date

14. E.P.No. 08-027-D