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STATE PROCUREMENT OFFICE EMERGENCY PROCUREMENT REQUEST

1. TO: Chief Procurement Officer
2. FROM: Natural Energy Laboratory of Hawaii Authority / DBEDT

Department/Division/Agency

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

3. Date 9/10/2008	4. After the fact <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
5. Nature of the Emergency A temporary patch on NELHA's 40" deep seawater pipeline failed on 08/25/08 and required an immediate response to replace it. The patch on the earthquake damaged pipeline prevents warm seawater from being sucked into the operating cold seawater pipeline. The intrusion of warm seawater dramatically increases the temperature and introduces marine organisms that greatly impact NELHA's commercial aquaculture tenants.	

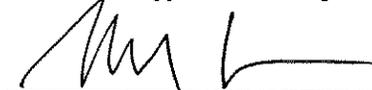
6. Vendor: Jacks Diving Locker Address: 75-5813 Alii Drive Kailua-Kona, Hawaii 96740	7. Price: \$3,333.31
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8. Description of goods, services, or construction to be purchased
Scuba diving and offshore services to survey existing conditions, remove old patch material, video document damaged pipeline fitting, and install a new patch over the cracked elbow fitting at a depth of 60 feet. All aspects of this work were documented with underwater video. (This pipeline was damaged by the October 15, 2006 earthquake and is awaiting repairs and refurbishment).

9. Reason for Vendor Selection
Jacks Diving Locker installed the original temporary patch and has performed numerous diving services for NELHA in the past. This company was also able to respond on very short notice (next day), performs many services for DLNR in Kona, and carries an active insurance policy that covers the State of Hawaii.

10. Direct questions to: Jan C. War, Operations Manager Phone: 808-217-0329

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



Department Head Date

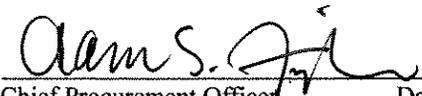
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12. Chief Procurement Officer's comments:
Based on the information provided, the repairs made to the 40-inch pipeline do not meet the requirements of HRS section 103D-307 for an emergency procurement. However, because the expenditure is for \$3,333.31, the procurement could have been processed as a small purchase. Please refer to Procurement Circular 2006-07, Amendment 1 for further guidance on the application of small purchase procedures.

For the above reasons, this request is returned with no action required by the State Procurement Office.

13. APPROVED DISAPPROVED NO ACTION REQUIRED



Chief Procurement Officer Date 10/3/08

14. E.P.No. 09-005J