



STATE PROCUREMENT OFFICE
EMERGENCY PROCUREMENT

12 OCT 30 A10:26

STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: Transportation
Name of Requesting Department

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

1. Date or period of Emergency: 3/13/2012 to 3/16/2012
2. After-the-Fact: [X] Yes [] No

3. Describe in detail the emergency situation that created a threat to life, public health, welfare or safety.
Erosion of the road shoulder along Kalaniana'ole Highway near the Oceanic Institute in Waimanalo was increasing and advancing towards the travel lane. The erosion area was discovered in January 2012, but it was sufficiently far enough away from the road to pose any danger to the motoring public. After heavy rains in March 2012, the erosion area was inspected. On March 12, 2012, it was found that the erosion area was growing larger and beginning to undermine the guardrail posts. After this inspection the situation was deemed an emergency. The erosion area needed to be filled in order to protect the guardrail and roadway from collapse.

4. Vendor/Contractor/Service Provider Name: Hawaiian Dredging Construction Company
5. Amount of Request: \$ 89,177.13

6. Describe in detail the emergency goods, services, or construction and explain why it is necessary.
Hawaiian Dredging Construction Company (HDCC) filled the road shoulder erosion area with 77 cubic yards of controlled low strength material (CLSM) and placed topsoil and erosion control matting on top of the CLSM to promote vegetation growth to match the surrounding hillside. 830 linear feet of the dirt road shoulder was paved with 4" thick asphaltic concrete, 4' wide, with an asphaltic concrete curb. The purpose of the paved shoulder and curb was to protect the shoulder and hillside and prevent future erosion.

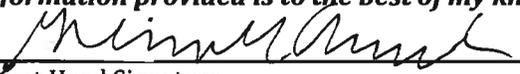
7. State the reason(s) the vendor/contractor/service provider was selected. Explain what competition, as is practicable, was conducted.
HDCC is known for working on large scale construction projects and having construction equipment and manpower available for this type of emergency response. No competition was conducted since a contractor was needed immediately and HDCC was available to perform the repairs.

8. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required.)

*Point of contact (Place asterisk after name of person to contact for additional information.)

Name	Division/Agency	Phone Number	E-mail Address
George Abcede* 	DOT	831-6811	george.g.abcede@hawaii.gov

All requirements/approvals and internal controls for this expenditure is the responsibility of the department. I certify that the information provided is to the best of my knowledge, true and correct.



 Department Head Signature

OCT 26 2012

 Date

For Chief Procurement Officer Use Only

Chief Procurement Officer (CPO) Comments:

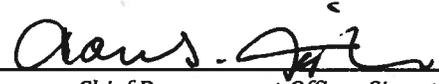
The department has been aware of the need to repair and re-pave the roadway since January 2012 and deferred taking action until the March 2012 heavy rains further eroded the area that resulted in the necessity to stabilize the area and re-pave. Emergency procurement is to address unanticipated serious conditions that require immediate response that may affect the health and safety of the general public. This situation is a consequence of management's decision to defer action when they first were aware of the potential problem. This request is disapproved, as the emergency procurement process is not to be used to rectify a long standing situation that was preventable and caused by management. The department could have temporarily filled in and stabilized the area and then issue a solicitation to complete the project. In addition the department also paved over 800 feet along the guard rail that would not be considered an emergency.

Please resubmit as a procurement violation. If there are any questions, please contact Kevin Takaesu at 586-0568, or kevin.s.takaesu@hawaii.gov.

Approved

Disapproved

No Action Required



 Chief Procurement Officer Signature

11/14/2012

 Date