

**REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)**

12. A list of agency personnel, by position, who will be involved in the approval process and administration of the contract:		
Name	Position	Involvement in Process
Julie Kolomyski	Safe Harbor Agreement Associate	<input type="checkbox"/> Approval <input checked="" type="checkbox"/> Administration
Scott Fretz	Wildlife Program Manager, DOFAW	<input type="checkbox"/> Approval <input checked="" type="checkbox"/> Administration
Dave Leonard	Wildlife Biologist	<input type="checkbox"/> Approval <input checked="" type="checkbox"/> Administration
Paul Conry	Administrator, DOFAW	<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Administration
Laura Thielen	Chairperson, DLNR	<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Administration
		<input type="checkbox"/> Approval <input type="checkbox"/> Administration

13. Direct inquiries to: Department: DLNR/DOFAW  
 Contact Name: Scott Fretz  
 Phone Number: 587-4187  
 Fax Number: 587-0160

Agency shall ensure adherence to applicable administrative and statutory requirements

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

*[Signature]*  
 Department Head

2/23/10  
 Date

*Reserved for SPO Use Only*

15. Date Notice Posted 3/4/2010

The Chief Procurement Officer is in the process of reviewing this request for exemption from Chapter 103D, HRS. Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from the above posted date to: Chief Procurement Officer  
 State Procurement Office  
 P.O. Box 119  
 Honolulu, Hawaii 96810-0119

Chief Procurement Officer's comments:

Request has been withdrawn by the department.

16.  APPROVED  DISAPPROVED  NO ACTION REQUIRED

*[Signature]* 4/15/2010  
 Chief Procurement Officer Date



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STATE PROCUREMENT OFFICE
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS

1. TO: Chief Procurement Officer
2. FROM: DLNR Division of Forestry and Wildlife

Department/Division/Agency
Pursuant to §103D-102(b)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

3. Description of goods, services or construction:
Implement obligations of the Landowner Incentive Program (LIP) project under Federal Grant I-2-1 (expires 6/30/2010):
Grow and or purchase 5,000 native species seedlings; outplant seedlings within Auwahi and Pu'u-o-kali enclosures; control
invasive species within enclosure; install and maintain irrigation systems; inspect and maintain enclosure fencelines; host at
least 20 educational trips for at least 30 community members per trip; submit annual reports covering period July 1 through
June 30 on or before September 1 of each year.

4. Name of Vendor: Tri-Isle Res. Conserv. and Development Council Inc.
Address: 210 Imi Kala St. Suite 208
Wailuku, HI 96793
5. Price: \$65342.61

6. Term of Contract: From: on approval To: 6/30/2010
7. Prior Exemption Ref. No. 07-063-C

8. Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:
This facilitates the pass-through of LIP grant funds awarded by U.S. Fish and Wildlife Service specifically to implement the
proposed project on private lan owned by Ulupalakua Ranch. The Ranch has determined that the project be implemented
through the efforts of the Leeward Haleakala Watershed Restoration Partnership (of which, the Ranch and DLNR are
members). Because the Leeward Haleakala Watershed Restoration Partnership does not have a legal status, it is using the
nonprofit organization Tri-Isle Resource Conservation and Development Council as their fiscal agent. As the pass-through
agent for these federal funds, DLNR does not have the authority to direct Ulupalakua Ranch who to hire to implement the work
described in the project proposal on private lands. Futher, the Tri-Isle RC&D Council is donating a portion of the in-kind
match required by the grant.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition
as practicable:
The original Request for Proposals for LIP was posted on the State Procurement website and proposals were ranked according
to the established LIP guidelines. The highest ranking projects were submitted to the U.S. Fish and Wildlife Service and they
selected which proposals would receive awards after a comptetive national process. As the pass-through agent for these federal
funds, DLNR does not have the authority to direst Ulupalakua Ranch or the Leeward Haleakala Watershed Restoration
Partnership as to the approach they choose to use to implement the work described in the project proposal .

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
The project will be coordinated by DOFAW's Conservation Initiatives Coordinator. Funds have been encumberd; PO
#C33960 in the amount of \$65,342.61. Site inspection will be made at least once a year by DOFAW staff to monitor
progress in implementing the project. An annual report will be required, detailing accomplishments over the previous year
and providing accounting for funds spent and documenting the required match . Approved invoice will be processed by
DOFAW's fiscal office.