



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

'12 DEC 21 AIO: *AMS*

STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: FMO/ENV
Name of Requesting Department

Pursuant to HRS § 103D-102(b)(4) and HAR chapter 3-120, the Department requests a procurement exemption for the following:

1. Describe the goods, services or construction:
Cat hydraulic mulcher (model HM315) with carbide teeth for a 299C Compact Track Loader for use in hardwood applications: drum width 57" with 34 fixed teeth (72" overall width); 8" max cutting diameter; polychain belt drive; hydraulic lines with quick disconnect; adjustable push/guard frame; hydraulically operated front hood; high flow XPS hydraulics; door Gp-Polycarbonate; (2) manual coupler guard #232-2578.

2. Vendor/Contractor/Service Provider:	Hawthorne CAT Pacific Corp. <i>per email 1/15/13</i>	3. Amount of Request: \$ \$36,148.73
4. Term of Contract From:	To:	5. Prior SPO-007, Procurement Exemption (PE):

6. Explain in detail, why it is not practicable or not advantageous for the department to procure by competitive means:
It is not advantageous to procure by competitive means because ENV currently owns a CAT vehicle and we should purchase an exact CAT attachment otherwise there is a possibility of non-compatibility with the two pieces of machinery. Rather than purchasing another model that can do the same cutting, it must be compatible with the vehicle. This attachment to our skid loader will allow us to selectively cut and mulch trees over rough and uneven terrain (inside Keaukaha Military Reservation lowland wet forest). We originally bought the CAT vehicle thinking we would use it to pick up; and move the fallen cut trees to our chipper in rough uneven terrain and maintain cleared trails, however, after using it on the ground at Keaukaha Military Reservation we have found that it would be more advantageous to have the forestry cutter/mulcher attachment. We did not foresee needing this attachment when we purchased the original CAT machine.

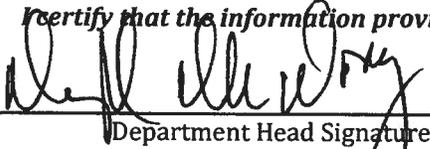
7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:
Hawthorne CAT is the only vendor that sells the exact attachment to our skid loader that we need. We didn't originally need this attachment when we purchased the CAT vehicle, which is specifically for mulching trees, because we thought the skid loader/cat vehicle could work for what we needed on its own and in conjunction with our other mulching equipment. We have now operated the equipment on the ground and have concluded that the mulcher attachment would be highly beneficial for our forest restoration and ongoing maintenance activities at Keaukaha Military Reservation, especially with the increase in range and training area development and usage happening in the near future. The forestry cutter/mulcher attachment will save the State money and time in the long run and contribute to an increase in available suitable training and maneuverable area in the Keaukaha Military Reservation forest to increase soldier mission-essential training and conservation restoration activities.

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
LTC Marjean Stubbert	FMO	672-1530	marjean.r.stubbert.mil@mail.mil

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



Department Head Signature

DEC 18 2012

Date

For Chief Procurement Officer Use Only

Date Notice Posted: 1/12/13

Inquiries about this request shall be directed to the contact named in No. 8. Submit written objection to this notice to issue an exempt contract within seven calendar days or as otherwise allowed from date notice posted to:

state.procurement.office@hawaii.gov

Chief Procurement Officer (CPO) Comments:

This approval is contingent upon the contractor being compliant with HRS §103D-310(c) and HAR §3-122-112 (i.e. contractor is required to be compliant on the Hawaii Compliance Express) and award is required to be posted on the Awards Reporting System. When processing payment to contractor the department is required to attach a current compliant HCE certificate with the invoice for payment.

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

1/22/2013
Date