



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

13 OCT -3 A8:10

STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: Department of Public Safety (PSD) - Purchasing and Contracts Section
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:
PSD Entry.EXE is a custom Windows Forms Database Application built to track defendants, initial intake on arrest, supervised releases, and additional arrests, assessments, etc. related to specific intake or supervised releases that is utilized by PSD's Intake Service Center (ISC) Division. The ISC database application is currently at revision 8. Around June 2012, a professional evaluation was provided, and there were several issues identified with the ISC database application. It was found that the ISC database application is "...extremely poorly organized, and does not adhere to modern professional application development standards...does not enforce critical relationships, exhibits intermittent failures indicative of concurrency issues, and as such is extremely difficult to extend and maintain...there is no automated test suite to help ensure that changes and extensions do not break the product..." PSD would like to address the aforementioned issues, and make the recommended improvements and extensions to its ISC database.

2. Vendor/Contractor/Service Provider: Century Computers, Inc. dba PacXa	3. Amount of Request: \$ 60,000.00
4. Term of Contract From: CPO Approval To: Mar 31, 2014 or sooner	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:
Please refer to the "#6 of Form SPO-007" Attachment for further.

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:

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
Marc S. Yamamoto* <i>MSY 10/1/13</i>	ASO-PC	808-587-1215	marc.s.yamamoto@hawaii.gov
Milton Kotsubo	PSD-ICSD	808-587-1262	milton.h.kotsubo@hawaii.gov

**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.**

[Handwritten Signature]

10/2/13

Department Head Signature

Date

For Chief Procurement Officer Use Only

Date Notice Posted: *10/3/2013*

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 request is disapproved as it lacks sufficient justification for an exemption. Department may use the appropriate method of procurement (i.e. small purchase on HePs or HlePro) to expeditiously procure the goods or services needed, while affording other potential vendors the opportunity to compete.

If there are any questions, please contact Bonnie Kahakui at 587-4702, or bonnie.a.kahakui@hawaii.gov.

Approved

Disapproved

No Action Required

[Handwritten Signature]
 Chief Procurement Officer Signature

10/14/2013
 Date

#6. and #7 of Form SPO-007

According to PSD's Management Information System (MIS) Section's current Temporarily Assigned MIS Administrator, Ms. Judy Yamada, there has been reported to her, numerous negative experiences from the users with the ISC database application, from its origin, at least 7 years ago.

Ms. Yamada advised of the following: PSD's former (retired in November 2011) MIS Administrator, contracted with Mr. Mike Sato (using small purchase procedures in June 2007, **Attachment A**), who converted the ISC database application. Mr. Sato started the ISC database application conversion from an MS Access 97 to a SQL database, and according to Mr. Sato it was completed. The ISC database application was created, but was not installed and implemented by Mr. Sato; so, the ISC database application did not "go live," and there was NOT a satisfactory testing or maintenance period (e.g. technical assistance) for the newly created ISC database application.

ISC then contracted with eWorld Enterprise Solutions, Inc. (**Attachment B**), to add a case management system, install and implement the ISC database application. eWorld Enterprise Solutions, Inc. completed this task.

ISC then contracted Mr. Jason Asato, dba OTB Hawaii (**Attachment C**), to add reports to the ISC database application. Mr. Asato completed 3 reports out of a contracted 10. The reports were sitting in a test suite, but was not installed into operations. Mr. Asato has not responded to calls to finish the job and exceeded his deadline which was FY 2012. PSD is terminating his contract for non-performance.

June 14, 2012, ISC's Hawaii (Big Island) Branch Administrator, Ms. Kelcie Makaike, contracted PacXa for \$4,984.29 (**Attachment D**) to conduct an evaluation on the ISC database application, and advise if it's possible to generate reports and add forms (e.g. ORAS-PAT) to the ISC database application. PacXa provided PSD a formal evaluation on the problems and proposed solutions, inclusive of proposed costs for services to the ISC database application, in order have the capability to generate reports and add forms (e.g. ORAS-PAT). PacXa's evaluation stated the problems (also listed above) and proposed solutions for the ISC database application: It was found that the ISC database application is "...extremely poorly organized, and does not adhere to modern professional application development standards...does not enforce critical relationships, exhibits intermittent failures indicative of concurrency issues, and as such is extremely difficult to extend and maintain...there is no automated test suite to help ensure that changes and extensions do not break the product..." and proposed "...an iterative and modular approach to extending and fixing the application..."

Because PacXa is familiar with PSD's network, and has looked into the ISC database application twice, PSD feels that is not practicable or advantageous for the Department

to procure by competitive means. Moreover, Ms. Makaike, who contracted and communicated with PacXa around June 2012, expressed her concerns with other vendors "touching" the unstable ISC database application, and the uncertainty of another vendor's ability to work with the complexities and remedy the issues related to the structure of the ISC database application in order to generate reports and add forms (e.g. ORAS-PAT) to the ISC database application. Furthermore, based on the numerous negative experiences with the ISC database application since its origin, it is not practicable or advantageous for the Department to procure by competitive means. Additionally, PSD may potentially waste funds by having to pay another vendor to evaluate and propose solutions to the ISC database application.

PacXa is quite familiar with the ISC database application. Other vendors will need to spend more time and money doing what PacXa has already done, having researched and providing a solution to the ISC database application.