

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

Received by
State Procurement Office
09/16/2015

TO: Chief Procurement Officer

FROM: Department of Public Safety
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 and/or services:
Maintenance, Inspection and Repair of the Electronic Systems at the Halawa Correctional Facility (HCF). The requested services is the continuation of services initially procured through IFB No. PSD 11-HCF-25 (Contract No. 60623) and amended through Emergency Procurement No. EP15-014D. The initial period for Contract No. 60623 was from October 1, 2011 to October 15, 2012. Under the contract, three 12-month contract extensions were executed up through and ending on October 15, 2015. Under the emergency procurement, emergency work on the electronic system was required from November 5, 2014 to December 31, 2014. Approval of the emergency procurement was granted with the understanding that emergency repairs to the system was required due to the imminent threat to the safety of facility staff and that the Department of Public Safety actively address the need to upgrade the electronic systems at the HCF. The upgrade of the subject system is currently being addressed through DAGS Job No. 12-27-5644, HCF, Security Electronics & Hardware Repairs & Improvements. Concurrently, DAGS Job No. 27-27-5635, HCF, Plumbing System will be also be active. Please see the attached sheet.

2. Vendor/Contractor/Service Provider	NORTH PACIFIC SOLUTIONS, LLC	3. Amount of Request: \$ \$279,434.36
4. Term of Contract From: 10/16/2015 To: 12/31/2017	5. Prior SPO-007, Procurement Exemption (PE): None	

6. Explain in detail, why it is not practicable or not advantageous for the department to procure by competitive means:
When North Pacific Solutions, LLC (NPS) assumed the maintenance of the electronic systems at Halawa Correctional Facility (HCF), it was required to perform a huge number of repairs and modifications including rewiring to bring the system up to reliable working order and is therefore the contractor most knowledgeable of the entire electronic systems at HCF. Before and after pictures of the systems and wiring are available upon request. Because the continued reliable maintenance of all the current electronic systems at HCF and the requirement for the current system to interface with the new upgraded system once it is awarded and until it is turned over to the department, it is essential for the the current contractor to continue providing the required services. It is not feasible to bid the subject maintenance services and make award to a contractor not capable of properly maintaining and interfacing the existing system with the new systems and thereby jeopardize all the systems' functions and putting at risk the safety of the Department of Public Safety staff, its prisoners and visitors.

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

North Pacific Solutions, LLC (NPS) is the contractor currently providing repair and maintenance services of the electronic systems at the Halawa Correctional Facility (HCF). Because NPS is the contractor providing the current services and has the complete in-depth understanding of the all the systems along with all the modifications and repairs made over the years, it is therefore the single contractor with the most knowledge of the entire electronic systems at HCF. Because the current maintenance contract is expiring on October 15, 2015, and has exhausted its options for additional extensions, the Department of Public Safety is requesting procurement exemption approval to continue contracting with NPS for the required subject maintenance services to ensure the continued reliable maintenance of the current HCF electronic systems, and the interfacing of the current systems with the new upgraded systems.

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 Yamamoto* <i>may 9/10/15</i>	PSD/ASO-PC	587-1215	marc.s.yamamoto@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.*

Aidan P. Espula

 Department Head Signature

9-15-15

 Date

For Chief Procurement Officer Use Only

Date Notice Posted: *9/10/2015*

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:

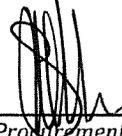
Approval is granted for the period 10/16/2015 to 12/31/2017, or whenever the new security interface is turned over to the State, whichever comes first. Approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply (i.e. vendor is required to provide proof of compliance and may use the Hawaii Compliance Express) for all contracts awarded and award is required to be posted on the Awards Reporting System. Copies of the compliance verification and the award posting are required to be documented in the procurement/contract file.

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

Approved

Disapproved

No Action Required



Chief Procurement Officer Signature

10/1/15

Date

Attachment to Notice of Request for Exemption from Chapter 103D-
Maintenance, Inspection and Repair of the Electronic Systems at the Halawa Correctional Facility

Continuation for Item No. 1:

IFB No. PSD 11-HCF-25 (Contract No. 60623)

Contractor: North Pacific Solutions, LLC (NPS)

Contract Period: October 1, 2011 to October 15, 2012

Three 12-Month Extensions: October 16, 2012 to October 15, 2015

Scope of Work: Maintenance, inspection and servicing of the Electronic Systems at the Halawa Medium Security and Special Needs Facilities (HCF). Example of systems included: Programmable Logic Controller (PLC), Fire Alarm, Opening and Closing of Doors, Emergency Alarms, Intercom and Paging, CATV System, CCTV System, Control Panels and Electronics, Air Conditioning Control Panels, Nurse Call System, etc.

Emergency Procurement- EP15-014D

Contractor: North Pacific Solutions, LLC (NPS)

Contract Period: November 5, 2014 to December 31, 2014

Scope of Work: A major failure of the Electronic Systems at the Halawa Correctional Facility (HCF) resulted in the manual opening and closing of doors and the lack of intercom and communication capability placed the prison staff in unsafe and potentially dangerous situations. While the current contract provided for the repair or replacement of existing parts or components (current systems are over 30 years old) many of the parts that needed replacement were not part of the maintenance contract or no longer made or supported by their manufacturer. Emergency procurement approval was granted to allow NPS to proceed with the necessary repair work with the understanding the department shall actively pursue upgrading the HCF electronic systems.

DAGS Job No. 12-27-5644, Halawa Correctional Facility, Security Electronics and Hardware Repairs and Improvements

Initial Projected Bid Opening: August 20, 2015

Projected Award By (90-Days from Bid Opening): November 13, 2015

Projected Construction Notice to Proceed: February 1, 2016

Phases: Work is projected to be completed in four-phases to include the relocation of the Halawa Correctional Facility (HCF) inmate population to the mainland and the return of the inmates to the HCF.

Projected Contract Completion: August 23, 2017 (570-day contract duration)

DAGS Job No. 27-27-5635, Halawa Correctional Facility, Plumbing Work.

Notice of Request for Exemption for Continuation of the Maintenance, Inspection of the Electronic Systems at the Halawa Correctional Facility

Contractor: North Pacific Solutions, LLC (NPS)

Contract Period: October 16, 2015 to December 31, 2017 (4-months beyond DAGS Job projected completion date to allow for unforeseen delays)

NPS shall continue the maintenance of the Halawa Correctional Facility (HCF) electronic systems and assist with the interface of the current system with the new HCF electronic systems during its construction/ installation. ~~NPS shall also at no cost to the State, remove existing HCF electronic systems (many of which were installed under the emergency procurement) and replace and install applicable parts and systems to upgrade the Halawa Special Needs section.~~

9/11/15

*deleted
mar 4
9/18
see
email*

Procurement Exemption No. _____

- Performance at the Special Needs Facility continues as contracted.
- Performance at the Medium Security Facility continues as contracted, subject to phased-out “zones” being transferred in portions to the jurisdiction of the comprehensive DAGS project.
- Equipment installed during the emergency work done under Contract No. EP15-014D will not be removed from the Medium Security Facility, transferred, or installed at the Special Needs Facility.
- Any issue(s) arising as a direct consequence of performance under the DAGS project contract, is to be addressed exclusively by that contract.
- Compensation will be \$163,513.86 for the first year, and \$115,920.50 for the second year, for a total of \$279,434.36 for the two-year period from October 16, 2015 through October 15, 2017.

NOTE:

The agreement for the two-year period ***IS*** subject to SPO approval.

The Contract Adjustment increase ***IS NOT*** subject to SPO approval.

Please confirm by way of email-response to this email.

Thank you