

STATE OF HAWAII
REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

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TO: Chief Procurement Officer

STATE PROCUREMENT OFFICE
STATE OF HAWAII

FROM: DLNR DOBOR
(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:

Description of goods, services, or construction:

Furnish guard services for parking control and security at Kailua-Kona Pier. Security is for seven (7) days a week from 0700 hours to 1900 hours daily. The contractor will meet security requirement for Homeland Security for the cruise ships that call at the Kailua-Kona Pier.

Name of Vendor: UNKNOWN Address:	Cost: 6,000.00 per month
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Term of Contract: From: 5/01/05 <i>Upon CPO Approval</i> To: 10/31/05	Prior Exemption Ref. No.(if applicable)
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Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

See explanation below as to why procurement by competitive means is not possible before the expiration of the current contract.

Details of the process or procedure to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

On February 10, 2005 DOBOR submitted a signed SPO 18 and other applicable forms requesting a new contract for guard services at the Kailua-Kona Pier. The service is an integral part of the federally required Homeland Security Plan. On March 23, 2005, SPO informed DOBOR that it did not have the required personnel to process the request and would the current vendor consider an extension. At the end of March the vendor informed DOBOR that it was not interested in a contract extension.

Since the contract expires in two weeks and SPO is not able provide DOBOR with support to create a new contract, DOBOR would like to permission to solicit a new vendor that will meet our requirements and pay for their services with a purchase order while a new contract is processed.

A description of the agency's internal controls and approval requirements for the exempted procurement:

N/A

A list of agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Richard K. Rice, Administrator
Kevin H.K. Yim, Boating Staff Officer
Nancy E. Murphy, Hawaii District Manager

Direct questions to:

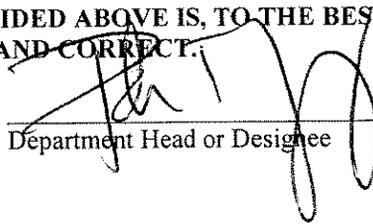
Daniel Mersburgh, Harbor Agent

Phone Number:

808-329-4215

This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: Yes No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS, TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.



Department Head or Designee

Date

Title (If other than Department Head)

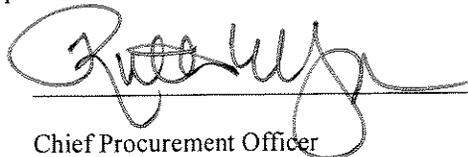
Chief Procurement Officer's Comments:

This approval is for the solicitation process only, chapter 103D-310, HRS, shall apply. The DLNR should have started to work on a new solicitation upon receiving the SPO's disapproval in February 2005. Although this approval is given until October 31, 2005, the DLNR should use its resources to execute a contract sooner if possible.

Please ensure adherence to applicable administrative requirements.

APPROVED

DISAPPROVED



Chief Procurement Officer

5/13/05

Date

cc: Administrator, State Procurement Office

STATE OF HAWAII
NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS

The Chief Procurement Officer is in the process of reviewing the request from the Department of DLNR
_____ for exemption from Chapter 103D, HRS, for the following goods, services, or construction:

Guard Services for parking control and security at Kailua-Kona Pier

Vendor: Unknown

Address:

Term of Contract: From: 5/01/05 To: 10/31/05 Cost: 6,000.00 per
upon CPO Approval month

Direct any inquiries to: Daniel Mersburgh, Harbor Agent
Department: _____ Phone Number: 808-398-4215
Contact Name/Title: _____ Fax Number:
Address: _____



Date Posted: 4/29/05

A copy of this notice of exemption from Chapter 103D, HRS, shall be posted by the Chief Procurement Officer and the purchasing agency in an area accessible to the public, at least seven (7) calendar days prior to any approval action.

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:

Chief Procurement Officer
Office/Agency _____
Address _____