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

1. TO: Chief Procurement Officer
2. FROM: Stadium Authority

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:

Maintenance and Service of all Air Conditioning units at the Aloha Stadium.

4. Name of Vendor: Honeywell International, Inc.

Address: 250 Ward Avenue #100; Honolulu, Hawaii 96814

5. Price: ~~\$ 10,000~~ **\$ 9,000** Estimated
~~Annual~~ Expense

6. Term of Contract:

From: May 1, 2006 To: November 30, 2006

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State:

Aloha Stadium established a contract for the above services through Small Purchase procedures. This contract expires on April 30, 2006.

The Stadium Authority submitted a Form 18 to the SPO requesting for bid assistance in soliciting a contract through the competitive sealed bid process. The SPO, however, was unable to issue a bid and make an award by the April 30th expiration date. The agency needs the service to continue in order to maintain their air conditioners.

Since the maintenance service is still required beyond the April 30th expiration date, and the time required to do the solicitation and award a multiple-term contract can be done within a six-month period, it is neither practicable nor advantageous for the State to do a competitive procurement for a period not to exceed six months. Therefore, the Stadium Authority is requesting an exemption, effective May 1, 2006, for a period not to exceed six months in order for a new multiple-term contract to be put in place.

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

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

Because of time factor and experience and familiarity of the existing A/C units, the Stadium Authority shall negotiate with the current contractor to provide services for an additional period not to exceed six (6) months.

The SPO in conjunction with the Stadium Authority shall work to establish a new multiple-term contract as soon as possible.

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

The Stadium Authority has requested SPO to solicit a new multiple-term contract through the competitive bidding process. For the exempted period, the Stadium Authority through the Maintenance Supervisor and the Stadium Manager will negotiate to extend the current contract on a month-to-month basis, not to exceed six (6) months.

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	
Mr. Kenneth K.W. Tong	Stadium Manager	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Mr. Manuel Tanchico	Maintenance Supervisor	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

13. Direct inquiries to: Department: Stadium Authority
 Contact Name: Manuel Tanchico
 Phone Number: (808) 486-9524
 Fax Number: (808) 486-9520

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.*

Russ K. Sait

4/21/06

Department Head

Date

Reserved for SPO Use Only

15. Date Notice Posted 04/21/06

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

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

Chief Procurement Officer's comments:

This approval is given up to November 30, 2006, or until a new contract is executed, whichever is sooner. Also, this approval is for the solicitation process only, section 103D-310(c), HRS, and section 3-122-112, HAR, shall apply.

16.

APPROVED DISAPPROVED

Alan S. Fitch
Chief Procurement Officer

4/28/06
Date