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

- 1. TO: Chief Procurement Officer
- 2. FROM: Department of Transportation, Highways Division

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:
The reconstruction of the Mahiko overpass in Aiea.

4. Name of Vendor: Hawaiian Dredging Construction Company, Inc.
Address: City Financial Tower, 201 Merchant Street, 11th Floor
Honolulu, Hawaii 96813

5. Price:
\$1,000,000

6. Term of Contract: *Date of*
From: Approval To: *One month from*
approval date

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State:
On September 5, 2006, the DOT hired Hawaiian Dredging Construction Company, Inc. ("HDCC") to demolish the Mahiko overpass due to safety concerns. Due to the immediate need to restore access for the school children, especially the elementary school children, the DOT made a determination to rebuild the overpass on September 7, 2006. Since HDCC was the only contractor on site who was familiar with the existing condition of the overpass, DOT hired HDCC to complete the design of the reconstruction of the overpass and to also order the railings. (The railings were ordered immediately since they normally take about 90 days to manufacture and deliver.) DOT would now like to hire HDCC to construct the repairs since HDCC developed the design and is the only company familiar with the existing condition of the structure.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:
DOT would hire HDCC to reconstruct the overpass, since they are the only company who is familiar with the existing condition of the structure and they currently own the design plans. This method would accelerate the repairs, and restore access in a quick and efficient manner.

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

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
 Our Deputy Director or Director will approve the procurement.

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	
Brennon Morioka	Deputy Director - Highways	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Glenn Yasui	Highway Administrator	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Pratt Kinimaka	Oahu District Engineer	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
George Abcede	Oahu District Maintenance Engr	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Robert Sun	Design Project Manager	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

13. Direct inquiries to: Department: Transportation
 Contact Name: Jamie Ho
 Phone Number: 587-2185
 Fax Number: 587-2340

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.*



10/10/06

Department Head

Date

Reserved for SPO Use Only

15. Date Notice Posted 10/10/06

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:

We understand your department took immediate action to resolve the emergency situation (reference EP-07-13-A/R) of the Mahiko overpass. A determination was made for the need to restore the overpass access with the same contractor. The estimated completion period of the restoration of the overpass is expected to take one month.

Approval is for the solicitation process only, the compliance requirements of HAR section 3-122-112 shall apply.

16.

APPROVED DISAPPROVED NO ACTION REQUIRED

Adrian S. Fajardo 10/30/06
Chief Procurement Officer Date