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

- 1. TO: Chief Procurement Officer
- 2. FROM: DAGS/PWD/Technical Services Office

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:
 Replacement of various roof top electrical control apparatus required for operation of stadium playing field lighting. Items to be replaced to ensure dependable operation of the playing field lights includes but is not limited to wiring, lighting contactors, control relays and miscellaneous parts to repair or replace portions of the existing lighting control panel. Since much of the roof top electrical control apparatus requires inspection and testing by a licensed electrician in-lieu of a PWD engineer to determine which piece of electrical equipment needs to be replaced, we can not determine an exact price and noted an approximate cost of the work to be performed on a time and materials basis.

4. Name of Vendor: Ted's Wiring Services, Ltd. Address: 500 Ala Kawa Street #222 Honolulu, Hawaii 96817	5. Price: \$100,000 (Est'd, T&M)
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6. Term of Contract: <i>Upon CPO Approval</i> From: September 2007 <i>CT</i> To: February 29, 2008	7. Prior Exemption Ref. No.
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8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State: Aloha Stadium Field Lighting Control System (FLCS) is original to its construction in 1972. Over the years replacement parts for the FLCS have been scarce and recently unavailable due to obsolescence's. Undependable lighting controls leaves Aloha Stadium personnel with an undaunting task of operating the playing field lights prior to evening games with a very limited inventory of parts for repairs prior to game time. Evaluation, design and competitive bidding will not be able to timely in restoring dependability to the FLCS given the pending UH and local high school football schedule. In order to mitigate the risk of playing under lower than acceptable field illumination standards or cancellation of events, selection of a vendor with extensive lighting controls and outdoor lighting experience that can evaluate and immediately facilitate repairs as required.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:
 Selection of the noted vendor (electrical contractor) is based upon experience and knowledge of outdoor lighting and controls, past performance on previous DAGS managed jobs and willingness of the contractor to accept such a job on very short notice while meeting the schedule demands of Aloha Stadium.

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
 PWD's construction management protocols will be used to insure that all work performed and materials provided meets State's requirements. Approval of materials and methods will be reviewed and approved by an electrical engineer within the division. Monthly progress payments for the duration of the contract will be reviewed by the project manager with approval of the Technical Services Office Chief and then by the Division Adminisator. Please note that due to the unknow items to be repaired, we noted an approximate cost for this procurement with all unrequired funds to be returned an used for other Aloha Stadium projects.

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

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
James Kurata, EE	(Proj Mgr) Section Head, TSO	<input type="checkbox"/> Approval <input checked="" type="checkbox"/> Administration
Lawrance Uyehara, PE	Chief, TSO	<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Administration
Ernest Lau, PE	Administrator, PWD	<input checked="" 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: AGS/PWD/TSO Contact Name: James Kurata Phone Number: 808-586-0732 Fax Number: 808-586-0745
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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.*


9/11/07

 Department Head Date

Reserved for SPO Use Only	
	15. Date Notice Posted <u>9/11/07</u>
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: <p align="center"> Chief Procurement Officer State Procurement Office P.O. Box 119 Honolulu, Hawaii 96810-0119 </p>	
Chief Procurement Officer's comments: This approval is for the solicitation process only, section 103D-310(c), HRS, and section 3-122-112, HAR, shall apply.	

16. APPROVED DISAPPROVED NO ACTION REQUIRED


9/18/07

 Chief Procurement Officer Date