



10/14/08

**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:
Design plans for the widening of Kuhio Highway, Kuamoo Road (M.P. 5.96) to Temporary Bypass Road (M.P. 6.63).

4. Name of Vendor: Wilson Okamoto Corporation
Address: 1907 South Beretania Street, Suite 400
Honolulu, Hawaii 96826

5. Price:
\$850,000.00

6. Term of Contract: From: Date of approval To: December 31, 2008

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State: Coco Palms Venture ("CPV"), as part of their Special Management Use Permit, is required to provide improvements to Kuhio Highway and Kuamoo Road. Because of the significant traffic congestion in the area, the Hawaii Department of Transportation ("DOT") determined that additional improvements, beyond what CPV is required to do, is needed. DOT entered into an agreement in which CPV would provide the design of all the improvements while DOT would constructed the improvements. Wilson Okamoto Corporation ("WOA") has been under contract with Coco Palms to design the widening of Kuhio Highway. While the design is 50% complete, CPV is looking to sell their development has stopped the design of the project. In order to avoid delaying the project, to better intergrate with another project in the immediate area, and make use of work already done, DOT will take ownership and control of these design plans. DOT will be contracting WOA for the completion of the design.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:
DOT will be contracting directly with Wilson Okamoto Corporation since they currently own the design.

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
The DOT will be requesting additional capital improvement funds to fund the design work.

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	
Darell Young	Engineer (Civil) VI	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Ronald Tsuzuki	Engineering Program Manager	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Glenn Yasui	Highways Administrator	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Barry Fukunaga	Director	<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

13. Direct inquiries to: Department: Transportation, Highways Division
 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.*


11 9 07

 Department Head Date

Reserved for SPO Use Only

15. Date Notice Posted 11/16/07

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

Chief Procurement Officer's comments:

This approval is based on DOT's representation that this contractor was under a separate contract to a private developer to design highway improvements on these roadways and currently owns the designs needed for the additional DOT improvements. This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply.

16. **APPROVED** **DISAPPROVED** **NO ACTION REQUIRED**



 Chief Procurement Officer Date