

SEP 10 2014

DOT-Harbors- Oahu District

HAR-O 3837.15

14 SEP 24 AS 45

ADMINISTRATION
STATE PROCUREMENT OFFICE
STATE OF HAWAII



STATE PROCUREMENT OFFICE NOTICE & REQUEST FOR SOLE SOURCE

TO: Chief Procurement Officer

FROM: Department of Transportation

Name of Requesting Department

Pursuant to HRS §103D-306 and HAR chapter 3-122, Subchapter 9, the Department requests sole source approval to purchase the following:

1. Describe the goods, services, or construction to be procured.
 The City and County of Honolulu (City) bans certain waste streams including demolition and construction debris from other material from the City operated refuse disposal sites at H-Power and Waimanalo Gulch. The PVT Land Company (PVT) is the only other DOH permitted facility that accepts demolition and construction debris and other material not accepted by the City. PVT accepts, with proper environmental laboratory testing and profiling, certain other waste streams such as asbestos and petroleum contaminated soils that the City has banned from their sites.

2. Vendor/Contractor/Service Provider Name: PVT Land Company Ltd., 87-2020 Farrington Highway, Waianae, HI 96792	3. Amount of Request: \$30,000.00
4. Term of contract (shall not exceed 12 months), if applicable: From: 24-Sep-14 To: 23-Sep-15	5. Prior SPO-001, Sole Source (SS) No.: 14-016S, 9/24/13-9/23/14

6. Describe in detail the following:

a. The unique features, characteristics, or capabilities of the goods, service or construction.
 The PVT Land Company (PVT) is the only other DOH permitted facility that accepts demolition and construction debris and other material not accepted by the City. PVT accepts, with proper environmental laboratory testing and profiling, certain other waste streams such as asbestos and petroleum contaminated soils that the City has banned from their sites. Sole Source approval will ensure that the DOT Harbors drivers are not denied access to dispose of demolition construction debris and other material at PVT regarding waste streams banned from the City operated refuse disposal sites at H-Power and Waimanalo Gulch.

b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department
 In the course of performing daily operations, the Harbors Division, Oahu District, accumulates construction debris and material, and other potentially harmful material such as petroleum contaminated material swept into its street sweeping (wharves and piers) equipment or other in-house construction projects that require disposal at a DOH permitted facility.

7. Describe the efforts and results in determining that this is the only vendor/contractor/service provider who can provide the goods, services or construction.

PVT is the only permitted alternate disposal site available to the Harbors Division.

8. Alternate source. Describe the other possible sources for the goods, services, or construction that were investigated but did not meet the department's needs.

During a conversation with the State of Hawaii, Department of Health, Solid and Hazardous Waste Branch, the DOT Harbors Division was informed that there are three (3) permitted landfill sites: (1) City and County of Honolulu; (2) a Federal site; and (3) PVT Land Company. The Harbors Division are restricted from disposing construction debris and material, and other potentially harmful material such as petroleum contaminated material swept into its street sweeping (wharves and piers) equipment or other in-house construction projects that require disposal at the City's facilities and disposal sites. The Federal government does not accept waste outside their jurisdiction. PVT is the only permitted alternate disposal site available to the Harbors Division.

9. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required.)

*Point of contact (Place asterisk after name of person to contact for additional information).

Name	Division/Agency	Phone Number	E-mail Address
Davis K. Yogi <i>12/10</i>	Harbors/Oahu District	587-1928	<i>davis.k.yogi@hawaii.gov</i>
Ford Fuchigami	DOT	587-2150	<i>ford.fuchigami@hawaii.gov</i>

Department shall ensure adherence to applicable administrative and statutory requirements, including HAR chapter 3-122, Subchapter 15, Cost or Pricing Data if required.

**All requirements/approvals and internal controls for this expenditure is the responsibility of the department.
I certify that the information provided is to the best of my knowledge, true and correct.**

[Handwritten Signature]

 Department Head Signature

 Date

SEP 10 2014

For Chief Procurement Officer Use Only

Date Notice Posted: 9/24/14

Submit written objection to this notice to issue a sole source contract within seven calendar days or as otherwise allowed from date notice posted to:

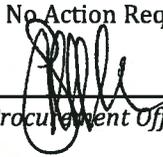
state.procurement.office@hawaii.gov

Chief Procurement Officer (CPO) Comments:

Approval is granted for the period of 9/24/2014 – 9/23/2015 and is based on the department's representation that PVT Land Company Ltd is the only DOH permitted facility that accepts demolition and construction debris on Oahu. This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112 shall apply (i.e. vendor is required to be compliant on the Hawaii Compliance Express) and award is required to be posted on the Awards Reporting System. Copies of the HCE certificate and awards posting are required to be documented in the procurement/contract file.

If there are any questions, please contact Wendy Ebisui at 586-0563, or wendy.mo.ebisui@hawaii.gov.

- Approved
- Disapproved
- No Action Required



 Chief Procurement Officer Signature Date 10/7/14

Applicable HRS and HAR sections:

HRS Part 342H. Solid Waste Pollution

§342H-30 Prohibition; civil. (a) No person, including any public body, shall engage in the operation of an open dump. (b) No person, including any public body, shall operate a solid waste management system without first securing approval in writing from the director. (c) No person, including any public body, shall discard, dispose of, deposit, discharge, or dump solid waste, or by contract or otherwise arrange directly or indirectly for the disposal of solid waste in an amount equal to or greater than one cubic yard in volume anywhere other than a permitted solid waste management system without the prior written approval of the director. Each day of violation shall constitute a separate offense. This prohibition shall not be deemed to supersede any other disposal prohibitions established under federal, state, or county law, regulation, rule, or ordinance.

and

HAR 11-58.1, Solid Waste Management Control

§11-58.1-04 Permit systems. (a) Requirement. It shall be unlawful for any person to establish, modify, or operate any solid waste management facility or a part thereof or any extension or addition thereto without a permit issued in accordance with this chapter, Hawaii Revised Statutes, chapter 342H, and the integrated solid waste management plan for the State of Hawaii.

SS15-022W