



STATE PROCUREMENT OFFICE
NOTICE & REQUEST FOR SOLE SOURCE

15 MAY -1 09:15

ADMINISTRATION
STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer
FROM: Dept. of Land and Natural Resources/OCCL
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.
To amend the proposed Findings of Fact, Conclusion of Law, and Decision and Order (FOF, COL, and D&O) for Contested Case OA-07-06 regarding an unauthorized revetment in Mokuleia, Oahu.

2. Vendor/Contractor/Service Provider Name: LAWRENCE MIIKE, M.D., J.D.	3. Amount of Request: \$6,000.00
4. Term of contract (shall not exceed 12 months), if applicable: From: <u>May, 2015</u> To: <u>May, 2016</u>	5. Prior SPO-001, Sole Source (SS) No.: NONE

6. Describe in detail the following:

a. The unique features, characteristics, or capabilities of the goods, service or construction.
On March 20, 2015 the First Circuit Court remanded the case back to Department of Land and Natural Resources (DLNR). The Court ordered that the Hearing Officer on the case provide an AMENDED FOF, COL, and D&O (attached).

b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department
The DLNR has been ordered by the First Circuit Court to provide the Amended FOF, COL, and D&O.

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.

Dr. Miike was the Hearing Officer on the Contested Case. The Court remanded the case back to the Hearing Officer to answer specific questions, but specified that the case was not to be reopened for additional hearings.

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.

The Court did not offer alternatives.

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
Stephen Michael Cain	OCCL	587-0048	Michael Cain/DLNR/StateHIUS

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.



Department Head Signature

4/30/15
Date

For Chief Procurement Officer Use Only

Date Notice Posted: 5/12/15

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 based on the fact that the Circuit Court ordered the amendment of the Findings of Fact and Conclusions of Law by the original Hearings Officer Lawrence Miike, M.D., J.D. for case OA-07-06. This approval is for the period ending in May 2016 and shall not exceed 12 months. It is for the solicitation process only. HRS section 103D-310(c) and HAR section 3-122-112 shall apply (e.g., contractor is required to show proof of compliance and may use the Hawaii Compliance Express) and the award is required to be posted on the Awards Reporting System.

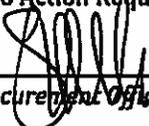
The department is reminded that individual(s) participating in procurement activities must be in compliance with Procurement Delegation No. 2010-01, as amended, and Procurement Circular No. 2010-05, Statewide Procurement Training, as appropriate.

If there are any questions, please contact Carey Ann Sasaki at 586-0575, or careyann.r.sasaki@hawaii.gov.

Approved

Disapproved

No Action Required


Chief Procurement Officer Signature

5/20/15
Date