

15 MAY 14 P3 55



STATE PROCUREMENT OFFICE
 NOTICE & REQUEST FOR SOLE SOURCE

STATE PROCUREMENT OFFICE
 STATE OF HAWAII

TO: Chief Procurement Officer

FROM: Department of Public Safety
 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.
 SIG Sauer Model P320 Semi-Automatic Pistol; Caliber: 9mm, Striker Fired, Double Action Only (DAO); Stainless Steel Slide and Frame; Black Nitron Finish; Interchangeable Black Polymer Grip, SIGLITE® Night Sights; Integrated M1913 Accessory Rail, three (3) Law Enforcement High Capacity magazines; carry case and limited lifetime manufacture warranty; On-site Armorer's training and certification course for up to twenty (20) Department Armorers and a Sig Firearm Instructor Transition Training course for up to twenty (20) Department personnel within forty-five (45) days of purchase.

2. Vendor/Contractor/Service Provider Name: SIG SAUER, INC	3. Amount of Request: \$296,250.00
4. Term of contract (shall not exceed 12 months), if applicable: From: N/A To: _____	5. Prior SPO-001, Sole Source (SS) No.: N/A

6. Describe in detail the following:

a. The unique features, characteristics, or capabilities of the goods, service or construction.
 In addition to meeting the Department criteria of a 9mm, double action, semi-automatic, magazine fed, recoil operated, and striker fired pistol, the SIG P320 performance capabilities and unique features include: (1) completely ambidextrous controls without permanent modification, (2) verification of a chambered round without requiring visual acuity or manipulating the slide, or change of hand hold, (3) most importantly, is designed for the complete loading, unloading and clearing of the pistol without manipulation of the trigger and (4) does not permit reassembly if a magazine is seated in the magazine well. The last two features are of grave importance to the Department, as duty pistols requiring trigger manipulation in order to disassemble and clean have resulted in the deaths of three officers in the last six months and eleven officer deaths in the past four years nationwide.

b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department
 The Department's Smith & Wesson duty pistols and revolvers have reached the end of their service life and as of 2008, the manufacturer no longer produces parts for maintenance or repair for either. Due to the unusual and compelling urgency of obsolete and non-repairable duty pistols, the Department Firearms Training Unit was tasked with conducting an in-depth "Firearms Test and Evaluation (T&E)" program. The T&E identified the Department's required performance criteria specific to reliability, durability, maintenance, function and safety features; followed by a month long rigorous "live fire" test using 103 of the Department's law enforcement and corrections officers, firing over 40,000 rounds, to determine the best pistol for our needs. Upon conclusion of the test, the SIG P320 was the only pistol to meet both the performance criteria and safety features listed above. The delay of this purchase could jeopardize the Department's ability to conduct public safety duties. This specific pistol offers safety features that benefit the Department without additional cost.

15 JUN 10 P3:47



STATE PROCUREMENT OFFICE ADMINISTRATION
STATE PROCUREMENT OFFICE #15-070D
NOTICE & REQUEST FOR SOLE SOURCE MAIL REVISED 6/4/2015

-see highlighted
Item #4

TO: Chief Procurement Officer

FROM: Department of Public Safety
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.
SIG Sauer Model P320 Semi-Automatic Pistol; Caliber: 9mm, Striker Fired, Double Action Only (DAO); Stainless Steel Slide and Frame; Black Nitron Finish; Interchangeable Black Polymer Grip, SIGLITE® Night Sights; Integrated M1913 Accessory Rail, three (3) Law Enforcement High Capacity magazines; carry case and limited lifetime manufacture warranty; On-site Armorer's training and certification course for up to twenty (20) Department Armorers and a Sig Firearm Instructor Transition Training course for up to twenty (20) Department personnel within forty-five (45) days of purchase.

2. Vendor/Contractor/Service Provider Name: SIG SAUER, INC	3. Amount of Request: \$296,250.00
4. Term of contract (shall not exceed 12 months), if applicable: From: 6/15/2015 To: 5/31/2016	5. Prior SPO-001, Sole Source (SS) No.: N/A

6. Describe in detail the following:
a. The unique features, characteristics, or capabilities of the goods, service or construction.
In addition to meeting the Department criteria of a 9mm, double action, semi-automatic, magazine fed, recoil operated, and striker fired pistol, the SIG P320 performance capabilities and unique features include: (1) completely ambidextrous controls without permanent modification, (2) verification of a chambered round without requiring visual acuity or manipulating the slide, or change of hand hold, (3) most importantly, is designed for the takedown/disassembly without manipulation of the trigger and (4) does not permit reassembly if a magazine is seated in the magazine well. The last two features are of grave importance to the Department, as duty pistols requiring trigger manipulation in order to disassemble and clean have resulted in the deaths of three officers in the last six months and eleven officer deaths in the past four years nationwide. Please see attached Comparison of Features Table.
b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department
The Department's Smith & Wesson duty pistols and revolvers have reached the end of their service life and as of 2008; the manufacturer no longer produces parts for maintenance or repair for either. Due to the unusual and compelling urgency of obsolete and non-repairable duty pistols, the Department Firearms Training Unit was tasked with conducting an in-depth "Firearms Test and Evaluation (T&E)" program. The T&E identified the Department's required performance criteria specific to reliability, durability, maintenance, function and safety features; followed by a month long rigorous "live fire" test using 103 of the Department's law enforcement and corrections officers, firing over 40,000 rounds, to determine the best pistol for our needs. The Department benefits from safety features that specifically address the risk of accidental or negligent discharge during the most commonly conducted officer activity of cleaning and maintenance of an issued firearm. This activity requires firearm takedown/disassembly, critical safety features identified by the Department eliminate the most common documented source of injury or death from firearms training and handling. The Sig P320 is the only firearm that has

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.

Market research conducted via web-based search of firearm manufactures, phone calls with firearm manufacturer representatives and catalogs revealed that Sig Sauer is the only known manufacturer that produces a firearm with the safety features and functions meeting or surpassing the Department duty handgun selection criteria. Additionally, Sig Sauer can meet the Department's requirement of 750 pistols at comparable costs of lesser firearms and without unacceptable delays. By dealing directly with Sig Sauer, Inc., the Department is securing the best possible price without distributor mark up or profit.

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.

Market research was conducted by the Firearms Training Unit to determine if there were any similar duty pistols with the same safety features and determined that SIG SAUER is the only source that currently offers these features. No other source has been located which can provide the specified safety features, delivery schedule and support necessary to meet the Department requirements.

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
Isaac U. Sagario, TSDA <i>IS</i>	Adminstration Div	808-586-5500	isaac.u.sagrio@hawaii.gov
Marc Yamamoto, ASO <i>MSM S&IS</i>	Adminstrative Services	808-587-1215	marc.s.yamamoto@hawaii.gov

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.

Nela P. Ezola

 Department Head Signature

5/14/15

 Date

For Chief Procurement Officer Use Only

Date Notice Posted: 5.22.15

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:

This request is disapproved as the product specified in the sole source request is a preferred brand and model that does not meet the requirements of a sole source. The department is advised to conduct an applicable method of procurement, e.g., competitive sealed bidding, and develop specifications pursuant to HAR 3-122-10, providing a fair and equal opportunity for every supplier to participate that is able to meet the State's needs.

If there are any questions, please contact Donn Tsuruda-Kashiwabara at 586-0565, or donna.tsuruda-kashiwabara@hawaii.gov.

Approved

Disapproved

No Action Required

Chief Procurement Officer Signature Date

6/15/15

NOTICE & REQUEST FOR SOLE SOURCE
For Sig Sauer Model P320 Semi-Automatic Pistols
Department of Public Safety

The following additional information is provided in response to SPO's email of May 29, 2015, requesting confirmation that item nos. (1) to ((4) in paragraph "a" of block no. 6 of PSD's sole source request for Sig Sauer pistols are features, characteristics, or capabilities that only Sig Sauer Model P320 possess; and to expand on paragraph "b" on the safety features that benefit the Department that other products do not have.

Paragraph "a". The Comparison of Essential Safety Features table below illustrates the safety features available on each firearm and whether the firearm does/does not have the safety features identified as essential by the PSD:

COMPARISON OF ESSENTIAL SAFETY FEATURES

ESSENTIAL SAFETY FEATURES	SIG P320	GLOCK 17	S&W M&P9	FNS-9
1. Ambidextrous Controls	Yes	No	Yes	Yes
2. Tactile Loaded Chamber Indicator	Yes	Yes	No	Yes
3. Takedown Lever	Yes	No	Yes	Yes
4. System Prohibits Takedown Without Slide Locked to the Rear	Yes	No	Yes	No
5. Does Not Require Trigger Manipulation for Takedown or Disassembly	Yes	No	Yes	No
6. Does Not Require Tools for Takedown or Disassembly	Yes	Yes	No	Yes
7. Reassembly is Prohibited Without Removal of Magazine	Yes	No	Yes	No
8. Tested Standoff Capability Will Fire if Object is Pressed Against Muzzle	Yes	No	Yes	No

As depicted in the Comparison of Essential Safety Features table above, the Sig Sauer Model P320 is the only firearm with all of the safety features determined as necessary and essential by the PSD.

Item nos. 3 – 7 are safety features that specifically address the liability of accidental or negligent discharge during the most commonly conducted officer activity of cleaning and maintenance of issued firearms. These features mitigate the most common source of injury or death involving firearms training and handling. The Sig Sauer Model P320 is the only firearm that has all of these features and eliminates the potential for injury or death which is documented with other firearms that require trigger manipulation during takedown or that permit a loaded magazine during reassembly. The Sig Sauer Model P320 not only meets the critical and essential safety features above but also proved to be the most reliable, the least expensive to maintain and had the highest rating in a documented exhaustive Testing & Evaluation Live-Fire conducted March 16, 2015 through April 10, 2015 on Oahu.

Paragraph "b". The PSD's Smith & Wesson duty pistols and revolvers have reached the end of their service life and as of 2008; the manufacturer no longer produces parts for maintenance or repair for either. Due to the unusual and compelling urgency of replacing obsolete and non-repairable duty pistols, the

PSD's Firearms Training Unit was tasked with conducting an in-depth "Firearms Test and Evaluation (T&E)" program. The T&E identified the PSD's required performance criteria specific to reliability, durability, maintenance, function and safety features; followed by a month long rigorous "live-fire" test using 103 of the PSD's law enforcement and corrections officers, firing over 40,000 rounds, to determine the best pistol for our needs.

The Department benefits from safety features that specifically address the risk of accidental or negligent discharge during the most commonly conducted officer activity of cleaning and maintenance of an issued firearm. This activity requires firearm takedown/disassembly, critical safety features identified by the PSD that will eliminate the most common documented source of injury or death from firearms training and handling. The Sig Sauer Model P320 is the only firearm that has all of these features, eliminating the potential for injury or death which is documented with other firearms that require trigger manipulation during takedown or that permit a loaded magazine during reassembly. The Sig Sauer Model P320 not only meets the critical safety features above, but also proved to be the most reliable, least expensive to maintain and had the highest end user rating in a documented exhaustive T&E Live-Fire conducted March 16, 2015 through April 10, 2015 on Oahu.