

STATE PROCUREMENT OFFICE
NOTICE & REQUEST FOR SOLE SOURCE

15 MAY 22 11:42

TO: Chief Procurement Officer
FROM: Department of Land and Natural Resources
Name of Requesting Department

STATE PROCUREMENT OFFICE
STATE OF HAWAII

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.
Conservation management of Kapunakea Preserve on the Island of Maui, as outlined in the Kapunakea Preserve Long Range Management Plan (LRMP), as part of the Natural Area Partnership Program. A copy of the LRMP is included in the contract.

2. Vendor/Contractor/Service Provider Name: 923 Nuuanu Ave. Honolulu, HI 96814 The Nature Conservancy (Revised to add Contractor Name)	3. Amount of Request: \$663,600.00
4. Term of contract (shall not exceed 12 months), if applicable: From: 7/1/2015 To: 6/30/2021	5. Prior SPO-001, Sole Source (SS) No.: 10-005-K

6. Describe in detail the following:

a. The unique features, characteristics, or capabilities of the goods, service or construction.
The Natural Area Partnership Program was established in 1991 and provides matching funds (\$2 state to \$1 private) for the management of qualified private lands that have been permanently dedicated to conservation (Hawaii Revised Statutes 195-6.5). Existing state administrative rules (HAR 13-210) outline the process for inclusion in this program. A private landowner must submit a proposal to manage land that is of natural area reserve quality, prepare a long-term management plan for approval by the Board of Land and Natural Resources, and agree to transfer a conservation easement over the property to the State or an appropriate non-profit. The long-term management plan details the conservation actions, identifies who will be doing the conservation actions, and provides the cost associated with the actions. Once approved by the Board, the Department is to enter into a contract with the appropriate managing entity.

b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department
DLNR has a mandate to protect the rare native species and native ecosystems found in Hawaii. These species are often found on private land, or if found on both public and private land may be better protected on the private land. Protection of these species and ecosystems has to occur where they are naturally found. Often there is no other place in the state or world where these protection efforts can occur because they are one of a kind. Protection of these unique system on private lands means the state does not have the extra expense of both buying the land and managing it itself.

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.

Protection of certain rare native species can occur only on certain specific locations where these species exist. Only the private landowner or conservation easement holder of these lands has the legal right to manage their lands. Thus, only The Nature Conservancy can provide the services to protect these native species and habitats on these specific land areas.

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 program is continuously open to applications - any private landowner wishing to participate in the NAPP may submit an application and begin the process at any time. The administrative rules (HAR 13-210) outline the criteria by which the Department and Board review the long-range management plan, so that all proposals go through the same process. In the past, the Department has received sole source approvals for this and many other similar NAPP contracts.

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

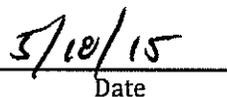
*Point of contact (Place asterisk after name of person to contact for additional information).

Name	Division/Agency	Phone Number	E-mail Address
Rick Lau	DOFAW/DLNR	587-4179	Rick.K.Lau@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.**


Department Head Signature


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:

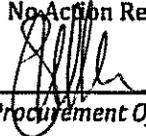
state.procurement.office@hawaii.gov

Chief Procurement Officer (CPO) Comments:

Approval is granted for the period 7/1/2015 to 6/30/2021 and is based on the department's representation that The Nature Conservancy owns the conservation land easement rights on the Kapunakea Preserve and is the only entity that has the legal right to conservation management activities on the land. The department is reminded that sole source contracts in excess of \$100,000 require certified cost or pricing data pursuant to HAR chapter 3-122, subchapter 15. 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 provide proof of compliance and may use the Hawaii Compliance Express) and the award is required to be posted on the Awards Reporting System. Copies of compliance, cost or pricing data, and the awards posting are required to be documented in the procurement/contract file.

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 Date 6/4/15