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STATE PROCUREMENT OFFICE
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS OF HAWAII

- 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:
Update of the environmental assessment needed for the widening of Kuhio Highway, Kuamoo Road to Temporary Bypass Road and the undergrounding of the overhead utilities. Design plans for the roadway widening and undergrounding of utilities needed to comply with environmental requirements of U.S. Fish and Wildlife Services ("USFWS"). Provide post design services needed for the project, which includes answering RFI's, reviewing submittals and possible re-design during construction.

4. Name of Vendor: Wilson Okamoto Corporation
Address: 1907 South Beretania Street, Suite 400
Honolulu, Hawaii 96826
5. Price: \$900,000.00

6. Term of Contract: From: 4/1/09 dtk approval To: 12/31/12
7. Prior Exemption Ref. No. 08-044-C

8. Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:
The Hawaii Department of Transportation ("DOT") received Procurement Exemption No. 08-044-C to contract with Wilson Okamoto Corporation ("WOC") for design plans of the widening of Kuhio Highway. The Project Manager who was responsible for managing WOC exempt contract was unaware of the requirements to amend the Request for Exemption from 103D, HRS before the expiration of the contract, which expired on December 31, 2008. Due to the mitigation efforts required by the USFWS, significant re-design of the project as well as an update of the environmental assessment was required, and the services are needed to extend beyond December 31, 2008.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:
Hawaii DOT contracting directly with Wilson Okamoto Corporation for the work needed.

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
Hawaii DOT will be requesting additional capital improvement funds to fund the additional 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
Ken Tatsuguchi	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
Jiro Sumada	Deputy 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  
 Contact Name: Jamie Ilo  
 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.


4/21/09  
 \_\_\_\_\_  
 Department Head Date

15. Date Notice Posted 4/21/09

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:

Department shall conduct procurement for services utilizing HRS §103D-304 for the remainder of services required, which includes post design services.

16.  APPROVED  DISAPPROVED  NO ACTION REQUIRED

  
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 Chief Procurement Officer Date