

**THE JUDICIARY, STATE OF HAWAII
NOTICE OF REQUEST FOR EXEMPTION
FROM HRS CHAPTER 103D**

TO: Chief Procurement Officer

FROM: First Judicial Circuit / Facilities Management
Name of Requesting Division/Program

Pursuant to HRS § 103D -102 (b)(4) and HAR Chapter 3-120, The Judiciary requests a procurement exemption for the following:

<p>1. Describe the goods, services or construction:</p> <p>Labor and Material to replace (1 each) 5 Ton AHU for the District Court cell block with a One Magic Aire Chilled water fan coil M/N: HBA30-6W, 90,000 Nominal BTU (7.5 Ton), 1.5 HP motor 208/230V.1PH. Work to include the following: a) pipe, fitting, pipe supports, b) connect supply/return duct connections, c) insulate all new chilled water piping, d) surface freight for materials, e) start, test and check operations, f) existing power and control wiring to be re-used, g) work to be done after 4:30 P.M. on a Friday and finish over the weekend. The existing 5 Ton AHU was designed for the District Court in the late 1970's when they had a limited number of custodies in the cell block awaiting trials. The last 3 decades of use has its toll on this units efficiency. With the current high volume of custodies at the District Court daily and especially after a long weekend it cannot cool down the cells to a satisfactory level.</p>	
<p>2. Vendor/Contractor/Service Provider:</p> <p>Honeywell International Inc. 250 Ward Avenue, Suite 100 Honolulu, HI 96814</p>	<p>3. Amount of Request:</p> <p>Not to exceed \$31,486.59</p> <p>Appropriation from: Specially-appropriated CIP (Bond) fund</p>
<p>4. Term of Contract From: To:</p>	<p>5. Prior Judiciary Procurement Exemption No. (if applicable):</p>
<p>6. Explain in detail why it is not practicable or not advantageous for the Program/Division to procure by competitive means:</p> <p>Honeywell International Inc. is the Air-Conditioning Maintenance contractor for the First Judicial Circuit. One of the conditions in the contract is to provide for a "satisfactory operation of the air-conditioning and ventilation system". Because of the age of AHU and increased volume of custodies in the cell block, Honeywell has recommended that the old inefficient 5 Ton AHU be replaced with the larger 7.5 Ton AHU which is the maximum size they feel can utilize the existing duct size and chilled water volume. Without contracting a Mechanical Engineer consultant, The Judiciary will have to assume the responsibility for specifying the recommended AHU (or equivalent with a notation that that the new unit must work with the existing duct size and chilled water volume) and leave it up to the bidders to specify their own recommendations for the new AHU. If this has to go out for HlePro bids, we would have to require that Honeywell International Inc. (The First Judicial Circuit's A/C Maintenance contractor) be listed as a sub-contractor to shut down the equipment valves for the chilled water system, drain the system and then come back to re-start the chilled water system after they have done installing the AHU. This will assure the Judiciary that the entire building system is running properly after the installation. Honeywell's estimate for them to do this on a weekend is \$6,666.75 that would have to be added to the cost plus the contractors markup on this expense.</p>	
<p>7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:</p> <p>Honeywell International Inc. is the A/C maintenance contractor on JUD contract J13006. One condition on their contract is to provide for a "satisfactory operation of the air-conditioning and ventilation system". In order to provide the District Court cell block this satisfactory operation, they recommended that The Judiciary replace the 30 year old inefficient 5 Ton AHU with a 7.5 Ton AHU which is the maximum size unit they say can utilize the existing duct size and chilled water volume that the existing 5 Ton AHU utilizes. Honeywell is also familiar with the system at District Court so the same people doing the installation of the new AHU will be able to shut down the equipment valves, drain the chilled water system, restart the chilled water system and test the entire air-conditioning system to ensure that it operates correctly. The cost for Honeywell to come in to provide this shut down over the weekend is estimated at \$6,666.75 plus contractor markup for other vendors to bid on this job as has been experienced at Ali`iolani Hale and the Kapuaiwa Building where Honeywell had to be paid to come in to do the shut down. Without a Mechanical Engineering Consultant, we are relying on the expertise of Honeywell's recommendations. If we do go out for pricing, The Judiciary will be responsible for putting out the specifications or equivalent to the Honeywell's recommended replacement leaving the decision on the bidders to provide their own recommended units which may result in getting prices from bidders with different specifications.</p>	

8. 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/Program	Phone Number	
Wayne Taniguchi	CC1, Facilities Manager	539-4005	
Glen Yorimoto	CC1, Project Management	539-4448	
Calvin Ching	DCCA	538-5120	

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

/S/ Lori Okita

Department/Division/Program Head Signature

03/17/2014

Date

For Chief Procurement Officer Use Only

Date Notice Posted: 03/21/2014

Inquiries about this request shall be directed to the contact named in Item 8. Submit written objection to this NOTICE OF REQUEST FOR EXEMPTION within seven (7) calendar days, or as otherwise allowed, from the Date Notice Posted to:

Chief Procurement Officer – The Judiciary
Financial Services Department
Contracts & Purchasing Office
1111 Alakea Street, 6th Floor
Honolulu, Hawaii 96813-2807

Chief Procurement Officer (CPO) Comments:

Approved

Disapproved

No Action Required

Chief Procurement Officer Signature

Date