

THE JUDICIARY, STATE OF HAWAII
NOTICE AND REQUEST FOR SOLE SOURCE

TO: Chief Procurement Officer

FROM: Second Circuit, Facilities Management

Name of Requesting Division/Program

Pursuant to HRS § 103D -306 and HAR Chapter 3-122, Subchapter 9, The Judiciary requests sole source approval to purchase the following:

1. Describe the goods, services or construction to be procured:
Perform quarterly maintenance services to Hoapili Hale's (Wailuku Courthouse) Energy Management Control System (EMCS).

2. Vendor/Contractor/Service Provider Name:
Johnson Controls Inc. (JCI)
550 Paiea Street, Suite 210
Honolulu, HI 96819

3. Amount of Request:
\$20,572.79 (inclusive of tax)

4. Term of Contract (shall not exceed 12 months), if applicable:
From: 08/01/2023 To: 07/31/2024

5. Prior Judiciary Procurement Sole Source No. (if applicable):

6. Describe in detail the following:
a. The unique features, characteristics, or capabilities of the goods, service or construction.
JCI manufactured and installed all of the original EMCS equipment at Hoapili Hale (Maui's main courthouse) and have the only certified technicians that are factory trained to exclusively work on JCI's proprietary equipment. Johnson Controls Metasys systems are highly technical. Because of their unique technical nature, servicing of these controls must be performed by Johnson Controls to ensure optimal operating conditions of the system. Johnson Controls Honolulu is the sole supplier of these systems. Service performed by non-Johnson Controls providers may not have access to all software updates and required products.
b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department.
Maintenance of the EMCS system is essential to the day to day operations at Hoapili Hale which consists of eight (8) courtrooms, and houses the the majority of supporting departments (Fiscal, Legal Documents, probation etc.) The EMCS system controls and operates the Second Circuit's Wailuku Courthouse heating, ventilation and air conditioning systems.

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:

Based on Johnson Control's sole source letter they are the only vendor that can provide equipment, software, and service for the metasys control system. Johnson Controls Metasys systems are highly technical. Because of their unique technical nature, servicing of these controls must be performed by Johnson Controls to ensure optimal operating conditions of the system. Johnson Controls Honolulu is the sole supplier of these systems. Service performed by non-Johnson Controls providers may not have access to all software updates and required products. The equipment is proprietary to JCI.

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.

Johnson Controls is the only vendor providing equipment, software and service for these control systems. Johnson Controls Honolulu is the sole supplier of these systems. Services performed by non-Johnson Controls providers may not have access to all software updates and required products.

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/Program	Phone Number	email address
*Sandy Kozaki	Second Circuit/CCA	244-2929	sandy.s.kozaki@courts.hawaii.gov
Paul Petro	Second Circuit, Fiscal Officer	244-2994	paul.m.petro@courts.hawaii.gov

Department shall ensure adherence to applicable administrative and statutory requirements, including HAR chapter 3-12, Subchapter 15, Cost Pricing Data, if required.

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/ Sandy S. Kozaki

Department/Division/Program Head Signature

5/30/23

Date

For Chief Procurement Officer Use Only

Date Notice Posted: _____

Inquiries about this request shall be directed to the contact named in Item 8. Submit written objection to this NOTICE OF REQUEST FOR SOLE SOURCE 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