

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

TO: Chief Procurement Officer

FROM: First 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:

1. Describe the goods, services or construction:

Labor and materials to replace obsolete various pieces of A/C equipment (AHUs and FCUs) serving Ali'iolani Hale. Work includes the removal and disposal of the old equipment that is to be replaced with new.

2. Vendor/Contractor/Service Provider:
Oahu Air Conditioning Service (Sen Plex)

3. Amount of Request:
\$1,659,018.00

4. Term of Contract From: To:
Beginning June 3, 2024 to last until replacement is complete and through warranty period.

5. Prior Judiciary Procurement Exemption No.
(if applicable):

6. Explain in detail why it is not practicable or not advantageous for the Program/Division to procure by competitive means: Oahu Air Conditioning Service (OAC) has a contract with First Circuit to service and maintain the AC systems serving Judiciary-operated buildings on O'ahu including Ali'iolani Hale. OAC is aware of the extreme challenges of maintaining operability of AC equipment that are far beyond the ASHRAE (American Society of Heating, Refrigeration and Air-conditioning Engineers) Life Expectancy Standards. Of 28 pieces of major AC equipment, 25 pieces date from either 1976 or 1986. Of the more aged equipment, 10 pieces are located on the roof level. Rooftop AC equipment has an average expected useful life of 15 years. OAC has been able to keep Ali'iolani Hale's AC system in operation. Okahara and Associates, a local mechanical engineering firm, studied the AC system in conjunction with an assessment of Ali'iolani Hale's indoor air quality (IAQ) and recommended replacement of all AC equipment. OAC subsequently recommended replacement of 8 pieces of equipment as top priorities. OAC keeps a regular staff member to service this equipment. Given that OAC is already under contract to service and maintain the AC system, it is not practicable to bid equipment replacement. It would likely create conflicts and finger-pointing to bring in another vendor to provide new equipment and service that equipment selectively and independently. The overall system must be integrated to function properly. This replacement is expected to be the first phase of multiple phases of AC equipment replacement at Ali'iolani Hale.

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:

Oahu Air Conditioning Service (OAC) submitted a competitive sealed bid to win the award, as the lowest responsive and responsible bidder, of the current contract to service the AC equipment supporting Judiciary buildings on O'ahu including Ali'iolani Hale. Under their ongoing maintenance contract, they will continue to be obligated to keep Ali'iolani Hale's AC system running as a cohesive system with the newly acquired equipment.

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	email address
Dee Dee Letts	First Circuit		deedee.d.letts@courts.hawaii.gov
Wayne Taniguchi*	First Circuit Facilities	539-4005	Wayne.S.Taniguchi@courts.hawaii.gov
Joanne Krippaehne	Judiciary CIP Administrator	539-4784	Joanne.M.Krippaehne@csourts.hawaii.g

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

05/23/2024

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 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