

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

TO: Chief Procurement Officer

FROM: Administration
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>To repair and refinish walls incidental to emergency flooring and wall repairs that are taking place in the basement of Kapuaiwa Building as a result of flooding and associated damage by fungal growth. As the entire basement has been vacated to perform significant flooring alterations, unforeseen wall conditions have been exposed. These conditions include holes that penetrate drywall, as well as scrapes, cuts and dents exposing paper (drywall skins), metal (corner and trim beads) and unfinished wood that provide opportunities for moisture infiltration, rust or food for fungal growth. The evident damages should be repaired and the walls refinished in a manner to reduce the potential risks of damage from future flooding. All walls should be refinished with a coating that includes an antimicrobial agent that inhibits fungal growth.</p>	
<p>2. Vendor/Contractor/Service Provider:</p> <p>HC Builders, LLC 1115 Hoawa Lane Honolulu, HI 96826</p>	<p>3. Amount of Request:</p> <p>Estimated cost at \$24,800.00</p>
<p>4. Term of Contract From: 01/04/2016 To: 01/20/2016</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>SEE ATTACHEMENT FOR ADDITIONAL COMMENTS</p>	
<p>7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:</p> <p>HC Builders (HCB) is the general contractor in charge of the flooring renovation project currently in progress. While the Judiciary is making efforts to identify and correct factors that may have contributed to the vulnerability of the building to flooding, it is expected that some factors, may be beyond control of the Judiciary. HCB has been in the business for 37 years. As such, HCB possess the knowledge and technical expertise necessary to effectively supervise and serve as the general contractor. HCB has provided The Judiciary with numerous years of satisfactory and proficient project completion.</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	email address
Iris Murayama	Deputy Administrative Director	539-4902	Iris.T.Murayama@courts.hawaii.gov
Curt Shibata*	Courts of Appeal/Supreme Court	539-4730	Curt.M.Shibata@courts.hawaii.gov

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/ Iris Murayama

Department/Division/Program Head Signature

12/24/2015

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

Notice of Request For Exemption From HRS Chapter 103D

Exemption Log # - JE16-31

HC Builders LLC

6 Additional Comments

It is not practicable or not advantageous for the Program to procure by competitive means because acquiring another general contractor with the existing one in place would not be practical in terms of having two different general contractors working in the same vicinity, trying to coordinate the flooring and wall repair projects. HC Builders (HCB) is the general contractor in charge of the flooring renovation project currently in progress. HCB's scope of work includes scheduling and coordinating sub-contractors to remove and replace all office furniture and equipment, mold removal and air clearance testing, base board repair/replacement to create a waterproof seal between the walls and new flooring, and the preparation of the existing concrete slab for staining and polishing. Repairing the holes, scrapes and divots to create barriers or wall skins that have integrity should reduce the probability of fungal regrowth and should protect metal beads from rusting and wood from rot or other degradation. This work should be performed in conjunction with floor repairs (creating tight water seals) while the entire basement is vacant and the wall surfaces exposed and accessible. At this time, the abatement subcontractor (Unitek) is in the process removing hazardous materials (asbestos and mold) in a containment field that is comprised of plastic coverings over all wall and ceiling surfaces. Unitek is not expected to finish until early January. Only Unitek personnel are allowed within the containment field until then. The flooring subcontractor is scheduled to start January 11th. Common practice in construction projects call for the walls to be finished before the flooring. Since HCB already has intimate knowledge of the existing wall conditions, HCB can provide a timely quote now without having to wait until the containment field is removed, thereby, preventing the project from being significantly delayed.