

**NOTICE OF REQUEST FOR EXEMPTION FROM HRS 103D**  
COUNTY OF KAUAI

The Director of Finance has received a Request For Exemption from Chapter 103D, HRS, in accordance with Hawaii Administrative Rule 3-120-5. A preliminary review has been conducted and approved for posting of this Notice.

Accordingly, by posting of this Notice, constructive notice is provided to permit interested parties an opportunity to review a copy of the Request For Exemption from Chapter 103D, HRS, attached and posted herewith, and to submit written objections within seven (7) days from the date this Notice was posted. Objections shall be submitted to:

[COKPurchasing@kauai.gov](mailto:COKPurchasing@kauai.gov)

Questions may be directed to the Division of Purchasing at phone: (808) 241-4288, or Email: [COKPurchasing@kauai.gov](mailto:COKPurchasing@kauai.gov).

A summary of the Request For Exemption from Chapter 103D, HRS, follows:

Proposed Vendor's Name and Address:

Resurce Recovery Solutions  
3951 Puhi Road  
Lihue, HI 96766

Proposed Procurement Item:

Recycling and Disposal Fee for Ninini Point Clean-Up  
(See Attached)

BY: Carrie Moses  
Division of Purchasing

Date Notice Posted: September 25, 2024

SPACE BELOW IS RESERVED FOR RESPONSE TO REQUESTING AGENCY
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TO: Public Works / SW

Exemption #2025-EX-46 is assigned. This Notice was posted for seven (7) days. No objections were received. Please proceed with (1) processing of a requisition for a purchase order, or (2) contract preparation with the County Attorney's Office.

Objection(s) were received. Please contact the Division of Purchasing.

\_\_\_\_\_  
Division of Purchasing

\_\_\_\_\_  
Date

DIVISION OF PURCHASING  
**REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS**

TO: DIVISION OF PURCHASING

FROM: Public Works / Solid Waste  
(Dept or Agency) (Div)

9/23/2024  
Date

Pursuant to Chapter 3-120-5, HAR, the Department requests a procurement exemption to purchase the following:

I. DESCRIPTION OF PROPOSED PROCUREMENT:

Recycling and disposal fee for Ninini Point clean-up project. Items will be managed and processed at Puhi Metals Recycling Center operated by Resource Recovery Solutions.

Service details include accepting and processing scrap metal, vehicles, and propane tanks, pressurized cylinders (excluding acetylene or other hazardous containers), as well as cleaning out and disposing trash contained in derelict and abandoned vehicles. Items will be hauled in by private haulers and tow operators other than those contracted by Kauai Police Department. This special project is not covered under RRS's Contract 9718 to operate Puhi Metals Recycles Recycling Facility

II. NAME/ADDRESS OF VENDOR:

Resource Recovery Solutions  
3951 Puhi Road  
Līhu'e, HI 96766

III. ESTIMATED COST: \$16,000.00

Anticipating a  Contract or  PO.

IV. ESTIMATED TERM OF CONTRACT OR DELIVERY TIME:

365 Days

V. Explanation describing how procurement by competitive means is either not practical or not advantageous to the County:

Resource Recovery Solutions is the only permitted facility on island that accepts and processes vehicles, scrap metal, and pressurized cylinders. Also, the need for this service is immediate and to procure service from an off island vendor would be impractical, as they would need to establish a permitted facility to stage and process materials.

VI. PROCUREMENT METHOD.

Justification for vendor selection:

Puhi Metals Recycling Facility operated by Resource Recovery Solutions is the only permitted facility on Kaua'i.

Details of the **procurement method** to be followed in selecting the vendor to ensure maximum fair and open competition:

VII. If a recommendation of award is to be made by an evaluation committee, to include contract negotiation, who will conduct and manage the process:

(1) Name, Title, and relevant experience or qualifications:

Allison Fraley, Solid Waste Chief, 25 + years solid waste experience

(2) Name, Title, and relevant experience or qualifications:

Keola Aki, Solid Waste Programs Coordinator, 10 + years solid waste experience

(3) Name, Title, and relevant experience or qualifications:

Andy Boyd, Solid Waste Recycling Coordinator, 30 + years solid waste experience

VIII. The vendor was/will be notified prior to soliciting or negotiating a price, that the applicable County General Terms and Conditions, or General Provisions for Construction Contracts, is applicable to this purchase: Yes  No .

Direct question to: Keola Aki Ph: x4195

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.

Troy Tanigawa

Troy Tanigawa (Sep 23, 2024 14:14 HST)

(Department/Agency Head Signature)

Date

SPACE BELOW RESERVED FOR FINANCE DIRECTOR OR DESIGNEE:

APPROVED  DENIED

If approved, the following  conditions apply:

- The furnishing and delivery of the items and/or services specified herein shall comply with this Request for Exemption in its entirety and with the General Terms and Conditions for Goods and Services, dated July 2016, which by reference is incorporated herein as though it were physically an integral part of this notice.
- The names of the persons recommended in Sections VII shall not be disclosed until after award of a contract.
- Seven (7) day internet posting by **Purchasing Division** required.
- Prior CPO approval is required for any contract amendment(s) that would change the scope of work of the original contract. (amendments are also subject to 7 day Internet posting by **Purchasing Division**)
- A copy of the approved request must accompany any solicitation and contract document submitted to the Purchasing Division for processing.
- Final approval of the negotiated contract by the Director of Finance is required.
- Tax clearance compliance is required as a pre-requisite to contract and for final payment (HRS 103-53)
- The contractor shall be informed of the requirements of **HRS 11-355 relating to the prohibition of campaign contributions by State and County Contractors during the term of the contract (Contact State Campaign Spending Commission: 808 586-0285; www.hawaii.gov/campaign).**

*Ernest Barreira*  
Ernest Barreira (Sep 24, 2024 17:30 HST)

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 DIRECTOR OF FINANCE or Designee

\_\_\_\_\_  
 Date

DIRECTOR OF FINANCE'S COMMENTS: