

NOTICE OF SOLE SOURCE
COUNTY OF KAUAI

The Director of Finance has received a Request For Sole Source in accordance with Hawai'i Administrative Rule 3-122-82 and Hawai'i Revised Statutes 103D-306. 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 Sole Source, attached and posted herewith, and to submit written objections within seven (7) days from the date this Notice was posted. Objections shall be submitted by email to:

COKPurchasing@kauai.gov.

Questions may be directed to the Division of Purchasing at phone: (808) 241-4288:

A summary of the Sole Source Request follows:

Proposed Vendor's Name and Address:

Hawaii Engineering Services
1082 Makepono St. Honolulu, HI 96819

Brief description of proposed Sole Source Item:

Three Anoxic Mixers for Eleele Wastewater Treatment Plant (See Attached)

BY: Kristi Mahi
Division of Purchasing

Date Notice Posted: July 23, 2024

SPACE BELOW IS RESERVED FOR RESPONSE TO REQUESTING AGENCY

TO: Public Works / Wastewater
(Dept or Agency) (Div)

Sole Source # _____ 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, and reference the assigned Sole Source number in the respective document.

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

Division of Purchasing

Date

REQUEST FOR SOLE SOURCE
County of Kaua'i

TO: DIRECTOR OF FINANCE

FROM: Public Works /Wastewater Management
(Dept or Agency) (Div)

7/3/2024
Date

RE: REQUEST FOR SOLE SOURCE APPROVAL

Instructions: Cost and/or pricing data requirements for contracts expected to exceed \$100,000 are applicable pursuant to HAR 3-122-123 & 124.

I. Pursuant to 103D-306, HRS, and Subchapter 9, Chapter 3-122, HAR, the Department requests sole source approval to purchase the following: **(Description of goods, services, or construction)**

Three (3) each Anoxic Mixers for 'Ele'ele WWTP (FY25 Budgeted Equipment)
Consists of:
3 ea FLYGT P/N 46204102042 - SR042107SJ 2.3/460/3 50' FLS

II. Name and Address of Vendor:

Hawai'i Engineering Services
1082 Makepono Street
Honolulu, HI 96819

III. Estimated Cost: \$31,735.21

IV. Term of Contract or delivery time:

112 calendar days

V. The goods, services, or construction has the following unique features, characteristics, or capabilities:

This procurement is to replace existing anoxic mixer at the 'Ele'ele WWTP with in-kind replacement units. The Flygt submersible mixer unique features are it mating components a slide rail for installation/removal, and a mult-position mounting design which allows the Flygt mixer to be adjusted to various positions. Other manufacturers products are not designed to match these features.

The Flygt submersible mixers are distributed by the manufacturer via sole source distributor network. As indicated in the attached letter, Hawai'i Engineering Services is the manufacturer's sole source distributor in Hawai'i for the required product.

VI. Describe how the unique features, characteristics, or capabilities are essential for the agency to accomplish its work:

Installation of the product will be done in-house, different products would require modifications to piping that our in-house crew may not be able to complete.

VII. The following other possible sources for the goods, services, or construction were investigated but do not meet our needs because:

Other mixing systems would require modifications which would increase cost and may require and outside contractor to complete.

VIII. Person(s) recommended to negotiate the sole source contract:

A. Name, Title, and relevant experience or qualifications:

Donn Kakuda, Civil Engineer VI, experienced in operation and management of County Wastewater Systems

B. Name, Title, and relevant experience or qualifications:

Jon Nakashima, Wastewater Superintendent, experienced in operation and management of County Wastewater Systems

IX. Special Provisions:

X. This expenditure may be processed through a purchase order: Yes No .

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

Direct questions to: Donn Kakuda

Ph: x4084

I CERTIFY THAT THE INFORMATION PROVIDED HEREIN IS TO THE BEST OF MY KNOWLEDGE, TRUE, CORRECT AND THAT THE GOODS, SERVICES, OR CONSTRUCTION ARE AVAILABLE THROUGH ONLY ONE SOURCE.

Troy Tanigawa
Troy Tanigawa (Jul 19, 2024 14:22 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 Sole Source 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.
- For contracts of \$100,000 or more, HAR 3-122-121 et. seq., cost and pricing data requirements apply.
- The contract period shall not exceed one (1) year, unless approval is granted for a multi-term contract pursuant to HAR 3-122-149.
- Seven (7) day posting by **Purchasing Division** required.
- PRIOR APPROVAL** for amendment(s) changing scope of work or increase price by 10% or more required. (Amendments are also subject to 7 day posting by **Purchasing Division**)
- A copy of the approved request must accompany the contract document submitted to the Purchasing Division for processing.
- Tax compliance is required as a pre-requisite to award and for final payment when contract amount is \$2,500 or more. (HRS 103D-328, HRS 103D-310, HAR 3-122-112)
- 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 (Jul 23, 2024 14:21 HST)

DIRECTOR OF FINANCE or designee

Date

DIRECTOR OF FINANCE'S COMMENTS:



Grant Stayberg
Channel Account Manager
Xylem Water Utilities
Flygt Products
318 W Charlton Ave.
Spokane, WA 99208
(503)706-0601
grant.stayberg@xylem.com

March 5, 2024

Subject: Flygt Sole-Source Authorized Distributor

To Whom It May Concern

This letter is to inform you that

Hawaii Engineering Services, Inc.
1082 Makepono Street
Honolulu, HI 96819
Ph (808) 841-0033
hiengineering.com

is the exclusive factory authorized distributor of Flygt products and accessories for the Municipal and Industrial markets for the entire State of Hawaii. Hawaii Engineering Services (HES) is also the sole factory authorized service center for the above-mentioned territory employing factory trained mechanics that are capable of servicing all Flygt products manufactured by Xylem Water Utilities.

Please note, the use of OEM parts for Flygt pumps is required to maintain the factory warranty, performance guarantee and ensure the most reliable operation.

We are confident HES will be able to provide expert advice for any of your pumping or mixing needs. Thank you for your interest in Flygt Products and Services. Please call if we can be of any further help.

Sincerely,

Corporate Seal

Grant Stayberg

Grant Stayberg
Channel Account Manager

