

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

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

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

Proposed Vendor's Name and Address:

Moriguchi Enterprises, LLC
P.O. Box 850
Kekaha, HI 96752

Proposed Procurement Item:

Hanalei Pavilion Beach Park Aerobic Septic System Maintenance
(See Attached)

BY: Cienna Barretto
Division of Purchasing

Date Notice Posted: October 14, 2025

SPACE BELOW IS RESERVED FOR RESPONSE TO REQUESTING AGENCY

TO: Parks Rec /

☒ Exemption # _____ 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: Parks Rec /
(Dept or Agency) (Div)

10/13/2025
Date

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

I. DESCRIPTION OF PROPOSED PROCUREMENT:

Hanalei Pavilion Beach Park Aerobic Septic System Maintenance

Bi-annual servicing Aerobic Wastewater Treatment Units:

2 x 2000-gallon tanks.

Inspect and perform service and maintenance of all Aerobic Treatment Unit (ATU) system equipment to ensure its proper operation at least every six (6) months.

II. NAME/ADDRESS OF VENDOR:

Moriguchi Enterprises LLC

P.O. Box 850

Kekaha, HI 96752

III. ESTIMATED COST: \$5,026.10
Anticipating a ☒ Contract or ☐ PO.

IV. ESTIMATED TERM OF CONTRACT OR DELIVERY TIME:

Two (2) years

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

Limited vendors on the island. The Dept. of Health provides a list of approved vendors. DOPR attempted to reach out to all vendors on the list, all either did not respond or declined to submit a quote.

VI. PROCUREMENT METHOD.

☒ Justification for vendor selection:

The selected vendor was the only one to respond/provide a quote.

☐ 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:

N/A

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

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

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: Darcie Agaran

Ph: 808-241-4456

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

Patrick Porter

Patrick Porter (Oct 13, 2025 13:49:59 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 (Oct 13, 2025 20:11:35 HST)

DIRECTOR OF FINANCE or Designee

Date

DIRECTOR OF FINANCE'S COMMENTS: