

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:

Hawaii Engineering Services
1082 Makepono St. Honolulu, HI 96819

Proposed Procurement Item:

Replace UVA System at Waimea Wastewater Treatment Plant
(See Attached)

BY: Kristi Mahi
Division of Purchasing

Date Notice Posted: October 30, 2026

SPACE BELOW IS RESERVED FOR RESPONSE TO REQUESTING AGENCY

TO: Public Works / Wastewater

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

10/29/2026
Date

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

I. DESCRIPTION OF PROPOSED PROCUREMENT:

Replace UVAS (Ultraviolet Absorption/UV disinfection System) at Waimea WWTP.

II. NAME/ADDRESS OF VENDOR:

Hawaii Engineering Services
1082 Makepono Street
Honolulu, HI 96819

III. ESTIMATED COST: \$26,263.72
Anticipating a ☐ Contract or ☒ PO.

IV. ESTIMATED TERM OF CONTRACT OR DELIVERY TIME:

TBD

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

HES is the distributor of the TROJAN UV systems currently installed at the Lihue and Waimea Wastewater Treatment Plants (WWTPs). HES also has an established service department that provides technical support and maintenance to ensure these UV systems operate at optimal performance levels.

The purchase of YSI UVAS equipment through HES is justified by the availability of local technical support and service within the State of Hawaii. Having a service provider located within the islands is essential to minimizing equipment downtime, addressing operational issues promptly, and ensuring the continued reliability of our wastewater treatment operations.

Purchasing a comparable product from a vendor without an established service team in Hawaii could result in delays in troubleshooting, repairs, and technical assistance when equipment problems arise. These delays could negatively impact maintenance schedules and wastewater treatment operations.

For these reasons, purchasing the YSI UVAS equipment through HES is preferred due to the availability of local service and technical support. This procurement will help ensure timely assistance, reliable equipment performance, and continuity of operations at the Lihue and

Waimea WWTPs.

VI. PROCUREMENT METHOD.

☒ Justification for vendor selection:

Hawaii Engineering Services has been selected to replace the existing UVAS system based on its direct knowledge of the current system, having served as the original installer and provided the technicians responsible for the system. Retaining Hawaii Engineering Services for this work is expected to facilitate a more efficient transition, minimize potential compatibility issues, and reduce the risk of unnecessary delays, rework, and operational disruptions.

☐ 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:

Jon Nakashima
10 plus years of experience with WWTP operations

(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: Jon Nakashima Ph: 241-6851

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

Troy Tanigawa
Troy Tanigawa (Oct 30, 2026 08:15:00 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 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 Provisions for Construction Contracts (GPCC) dated September 2015, which by reference is incorporated herein as though it were physically an integral part of this notice.
- ☐ Insurance: Contractor agrees to maintain, on a primary basis and at its sole expense, at all times during the life of the Contract, the insurance coverages, limits, including endorsements, described in the Insurance Requirements attached hereto.
- ☒ 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 30, 2026 12:44:48 HST)

DIRECTOR OF FINANCE or Designee

Date

DIRECTOR OF FINANCE'S COMMENTS: