

State of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of Forestry and Wildlife
Honolulu, Hawaii 96813

April 13, 2012

Chairperson and Members
Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

Land Board Members:

SUBJECT: REQUEST APPROVAL TO ISSUE AN INVITATION FOR BID AND AUTHORIZE THE CHAIRPERSON TO AWARD AND EXECUTE A CONTRACT TO FURNISH AND DELIVER A COMPACT EXCAVATOR FOR THE DIVISION OF FORESTRY AND WILDLIFE, KAUAI BRANCH

AND

REQUEST APPROVAL OF DECLARATION OF EXEMPTION TO CHAPTER 343, HRS, ENVIRONMENTAL COMPLIANCE REQUIREMENTS FOR THE PROJECT.

This board submittal requests approval to conduct a Competitive Sealed Bidding process and issue an Invitation to Bid (IFB) to furnish and deliver a compact excavator. Further the submittal requests the authorization of the Chairperson to award and execute a contract for goods and services as well as approval of a declaration of exemption for Chapter 343, Hawaii Revised Statutes (HRS).

BACKGROUND

A new excavator is needed to replace an inoperable 1970 piece of heavy equipment on the Division's Kauai Branch. Age, and wear and tear have made the old piece of heavy equipment inoperable and finding parts for the machine is virtually impossible making the maintenance costs for the existing equipment extremely high. A number of projects have been left unfinished for years due to breakdowns and the high cost of repairs. A new compact excavator will enable the Branch to perform the necessary work to protect and manage the Division's entrusted lands. The purchase of a new, lighter machine will eliminate project delays and high repair bills, as well as provide the Branch with the ability to haul the machine without the need to hire a truck tractor and lowboy. The new compact excavator will be used for road, fence and firebreak maintenance and construction; roadside fuel reduction; site preparation for reforestation; and fire

suppression. The contract will be awarded to the qualified bidder with the lowest bid price for a compact excavator.

DISCUSSION

A Competitive Sealed Bid is the appropriate method to select a contractor to provide the compact excavator because of the specific criteria for type of excavator requested of bidders. This criteria includes the year of manufacture, model, type, operating weight, engine, undercarriage, dimensions, swing system, hydraulics, cab and attachments. In addition qualified bidders must provide the excavator within one hundred twenty days following the acceptance of the bid to the Division's Kauai Branch Baseyard.

Funding for the purchase of this compact excavator was included in the Division's annual budget and approved by the State Legislature.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT

In accordance with the requirements of Chapter 343, HRS, and Hawaii Administrative Rules (HAR) Chapter 11-200-8(6), the Exemption List for the Division of Forestry and Wildlife, Department of Land and Natural Resources as reviewed and concurred upon by the Environmental Council on June 12, 2008, the subject project is exempt from the preparation of an environmental assessment pursuant to the following exemption classes:

Exemption Class 1, “ Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing.”

Refer to attached Exemption Notification labeled Exhibit A.

RECOMMENDATION:

That the Board:

1. Declare that, after considering the potential effects of the proposed project as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will likely have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Approve the issuance of an Invitation for Bid to furnish and deliver a compact excavator for the Division of Forestry and Wildlife Kauai Branch and authorize the Chairperson to award and execute a Contract for Goods and Services, subject to:
 - a. Approval as to form by the Attorney General's Office, and
 - b. Other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully submitted,



PAUL J. CONRY, Administrator
Division of Forestry and Wildlife

APPROVED FOR SUBMITTAL:



WILLIAM J. AILA, JR., Chairperson
Board of Land and Natural Resources

NEIL ABERCROMBIE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

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WILLIAM J. AILA, JR.
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

GUY H. KAULUKUKUI
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WILLIAM M. TAM
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
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ENGINEERING

FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

EXEMPTION NOTIFICATION

Regarding the preparation of an environmental assessment pursuant to Chapter 343, Hawaii Revised Statutes.

Project Title:	Request to issue an invitation for bid to furnish and deliver a compact excavator for the Division of Forestry and Wildlife, Kauai Branch
Project Number:	NA
Project Description:	A new excavator is needed to replace an inoperable 1970 piece of heavy equipment on the Division's Kauai Branch. A new compact excavator will enable the Branch to perform the necessary work to protect and manage the Division's entrusted lands. The new compact excavator will be used for road, fence and firebreak maintenance and construction; roadside fuel reduction; site preparation for reforestation; and fire suppression. The contract will be awarded to the qualified bidder with the lowest bid price for a compact excavator.
Chapter 343 Trigger:	Use of State Funds
Exemption Class & Description:	Exemption Class No. 1 of the Department of Land and Natural Resources, Division of Forestry and Wildlife. "Operations, repairs or maintenance of existing structures, facilities, equipment or topographical features, involving negligible or no expansion of change of use beyond that previously existing."
Recommendation:	It is anticipated that this project will have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

William J. Aila, Jr., Chairperson

Date

EXHIBIT A