

NOTICE TO PROPOSERS  
(Chapter 103D, HRS)

SEALED PROPOSALS for the Planning, Redesign and Construction of the "KEALAKEHE ABANDONED VEHICLE LOT REPAIRS AND IMPROVEMENTS," Job No. SW-4327, Kailua-Kona, North Kona, Hawai'i, will be received by the Administration Office, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, Hawai'i 96720-4224 or by the Kona Building Division, West Hawai'i Civic Center, Building E, 1<sup>st</sup> Floor, 74-5044 Anekeohokalole Highway, Kailua-Kona, Hawai'i 96740, until Thursday, September 15, 2016 at 2:00 p.m. Proposals received after the time fixed for opening will not be considered.

This project consists of the planning, redesign and renovation of an existing unimproved Derelict Abandoned Vehicle storage lot at Kealakehe Transfer Station. Upon completion the renovated Derelict Abandoned Vehicle storage lot shall be fully functional and ready to be used by the Derelict Abandoned Vehicle Program, proposed for the Department of Environmental Management – Solid Waste Division – Derelict Abandoned Vehicle Program. Estimated construction cost is \$ 250,000.00.

Interested parties, who have no less than the following qualifications, are invited to submit a proposal to the Department of Public Works:

1. Five (5) years of combined experience in design or construction of transfer station or similar facilities.
2. Have principally developed, designed, or constructed no less than three (3) separate commercial projects, of which at least one project was valued at no less than \$500,000.00.
3. Have credit-worthiness and sufficient financial resources to complete the project lien free.
4. Be authorized to do business in the State of Hawai'i and have all licenses necessary to carry out the development of the project.

The Request for Proposal may be examined by the Prospective Offerors at the Administration Office, Department of Public Works, Hilo, Hawai'i or in the Kona Engineering Division, Kailua-Kona, Hawai'i. One (1) compact disc containing the Request for Proposal may

be obtained from the Administration Office, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, Hawai'i 96720-4224 at no charge to the company. Any additional compact discs will be provided upon receipt of TWENTY-FIVE DOLLARS (\$25.00) per compact disc, in cash or in the form of a certified check, cashier's check, or company check, made payable to the County of Hawai'i, Director of Finance, which will be **non-refundable**.

Prospective Bidders shall use the printed proposal provided by the Department of Public Works and submit their bid proposal in a sealed envelope.

Addendums, if issued for said project, will **only** be available on the State and County Procurement Notices website - <http://hawaii.gov/spo/notices>.

Prospective Offerors must file with the Director of Public Works their "Intent to Bid." The Prospective Offerors' Intent to Bid must be received at the Administration Office, Department of Public Works no later than 4:30 p.m., ten (10) calendar days prior to the bid opening date. If the tenth day is on a Saturday, Sunday or State holiday, the Intent to Bid is due on the next working day following the due date. The Intent to Bid form is available at the Administration Office, Department of Public Works, Phone: (808) 961-8321 and for electronic download at the Department of Public Works' website: <http://www.hawaiicounty.gov/bids-proposals-contracts>.

All prospective offerors are **invited to attend a pre-bid conference** to be held on August 11, 2016, 10:00 a.m., at 74-598 Hale Makai Place, Kailua-Kona, Hawai'i. Attendance at the pre-bid conference is not a condition for submitting a bid. Subcontractors, suppliers and union representatives are invited, but not required to attend. The conference is to provide bidders/offerors with the opportunity to ask questions about the contractual requirements and technical aspects of the project.

The original executed and notarized Standard Qualification Questionnaire for Offerors form "SQQO" must be received no less than forty-eight (48) hours prior to the 2:00 p.m. bid opening so it may be evaluated and approved by the County of Hawai'i, Department of Public Works prior to bid opening. Please submit said form to allow for evaluation and approval by our

office if such form had not been evaluated, approved and filed within the twelve (12) months, if there is any change in your previous responses as they relate to this project, or if additional information is requested. The SQQO form is available in hard copy at the Administration Office, Department of Public Works, Phone: (808) 961-8321 and for electronic download at the Department of Public Works' website: <http://www.hawaiicounty.gov/bids-proposals-contracts>.

The bid opening and pre-bid meeting(s) required for this project (if any, as set forth above) are scheduled at venues that are accessible to persons with disabilities. To request an auxiliary aid or for language interpretation services, please contact the Department of Public Works at (808) 961-8321 no less than five (5) working days prior to the established meeting date(s).

The Director of Public Works reserves the right to reject any or all bids to waive informalities. No Offeror may withdraw his proposal after the hour set for the opening thereof or before the award of the contract, unless said award is delayed for a period exceeding sixty (60) consecutive calendar days.

County of Hawai'i is an Equal Opportunity Provider and Employer.

  
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Warren H. W. Lee, P.E., Director  
Department of Public Works  
County of Hawai'i

NOTICE TO PROPOSERS  
State of Hawai'i ~ Procurement Notice System (PNS)  
Publication Date: August 3, 2016

## SPECIAL NOTICE TO PROPOSERS

Reminder Note: “A” general engineering contractors and “B” general building contractors are reminded that due to the Hawai‘i Supreme Court’s January 28, 2002 decision in Okada Trucking Co., Ltd. v. Board of Water Supply, et al., 97 Haw. 450(2002), they are prohibited from undertaking any work, solely or as part of a larger project which would require the general contractor to act as a specialty contractor in any area where the general contractor has no license. Although the “A” or “B” contractor may still bid on and act as the “prime” contractor on a “A” or “B” project (See, HRS § 444-7 for the definitions of “A” and “B” projects), respectively, the “A” or “B” contractor may only perform work in the areas in which they have the appropriate contractor’s license (An “A” or “B” contractor obtains “C” specialty contractor’s licenses either on its own, or automatically under HAR § 16-77-32.). The remaining work must be performed by appropriately licensed entities

**Bidders must possess a valid State of Hawai‘i “A” General Engineering Contractor’s License or “B” General Building Contractor’s license. In addition to the General Engineering Contractor’s “A” license or General Building Contractor’s license “B”, it is the sole responsibility of the contractor to review the requirements of the project, determine the appropriate specialty licenses required to complete the project, its Proposal form shall identify those classifications and the name(S) of the respective company(ies)**

### RESPONSIBILITY OF OFFERORS

Offeror is advised that if awarded a contract under this solicitation, Offeror shall, upon award of the contract, furnish proof of compliance with the requirements of §103D-310(c), HRS:

1. Chapter 237, tax clearance;
2. Chapter 383, unemployment insurance;
3. Chapter 386, workers' compensation;
4. Chapter 392, temporary disability insurance;
5. Chapter 393, prepaid health care; and
6. One of the following:
  - a. Be registered and incorporated or organized under the laws of the State, hereinafter referred to as a “Hawai‘i business”; **or**
  - b. Be registered to do business in the State, hereinafter referred to as a “compliant non-Hawai‘i business.”

Refer to the Award of Contract provision herein for instructions on how to comply with the above requirements.

**CAMPAIGN CONTRIBUTIONS BY STATE AND COUNTY CONTRACTORS  
PROHIBITED, PURSUANT TO HAWAI‘I REVISED STATUTES (HRS) §11-355**

If awarded a contract in response to this solicitation, offeror agrees to comply with HRS §11-355, which states that campaign contributions are prohibited from a State and County government contractor during the term of the contract if the contractor is paid with funds appropriated by the legislative body between the execution of the contract through the completion of the contract.

**HAWAI‘I REVISED STATUTES, CHAPTER 103B - EMPLOYMENT OF STATE  
RESIDENTS ON CONSTRUCTION PROCUREMENT CONTRACTS, AS AMENDED, BY  
ACT 192 SLH 2011**

HRS Chapter 103B, unless its application is in conflict with any federal law or will disqualify the County from receiving federal funds or aid, shall apply to this contract. It requires the Contractor and applicable subcontractor(s) to perform its contract with a workforce of which not less than eighty percent (80%) are Hawai‘i residents. Reference Special Provisions 7.1(p) for related project specific requirements.

**HAWAI‘I REVISED STATUTES, SECTION 103-55.6, PREFERENCE FOR BIDDERS IN  
APPRENTICESHIP PROGRAMS, ACT 17 SLH 2009**

The preference for bidders in apprenticeship programs [reference Special Provisions Section 7.1, Subsection (o) and Item 10, Section (B)] shall apply to this project if the estimated cost is \$250,000.00 or more, unless it is in conflict with any federal law or if it would disqualify the County from receiving federal funds or aid.

**CODE OF ETHICS**

If you are an officer or employee of the County of Hawai‘i, or a business in which an officer or employee or officer or employee’s immediate family has a controlling interest, the provisions of Hawai‘i County Code §2-83(c) must be complied with before a contract for goods or services may be entered into with any County agency.

Revised: 07/19/16