

CONTRACT FOR PROFESSIONAL SERVICES

This AGREEMENT, made and entered into on Aug. 9, 2019, by and between the HONOLULU CITY COUNCIL, CITY AND COUNTY OF HONOLULU, a municipal corporation existing under and by virtue of the laws of the State of Hawaii, with offices at Honolulu Hale, 530 South King Street, Honolulu, Hawai'i 96813, hereinafter called the "CITY," and OCEANIT, by and through the City Council (hereinafter referred to as the "COUNCIL") and Oceanit, hereinafter referred to as the "CONSULTANT";

WITNESSETH THAT:

WHEREAS, the Honolulu City Council of the City and County of Honolulu desires to engage the CONSULTANT to develop a draft report for the Council's Permitted Interaction Group ("PIG") established by Resolution 19-108, that would include, among other things, recommended improvements to the Army Corp of Engineers' Ala Wai Canal Flood Risk Management Project and any recommendations on alternative solutions. The consultant would communicate directly to the PIG.

WHEREAS, the services required are technical and professional in nature and COUNCIL personnel are not able to provide these services; and

WHEREAS, the pursuant to section 103D-304, Hawaii Revised Statutes (HRS) and the related Hawaii Administrative Rules (HAR), relating to the procurement of professional services; and

WHEREAS, the CONSULTANT is willing and able to provide the services set forth in this AGREEMENT; and

NOW, THEREFORE, the COUNCIL and CONSULTANT, in consideration of the foregoing and of the mutual promises hereinafter set forth, the sufficiency and adequacy of which are hereby acknowledged, and intending to be legally bound, hereby mutually agree as follows:

1. This Contract and the following documents, appendices and exhibits collectively from the "AGREEMENTS" or "Contract Documents", all if which are attached hereto and incorporated herein:

are part of the CONSULTANT's proposal.

7. When notice is to be given to the COUNCIL it shall be mailed or delivered to:


Council Chair Ikaika Anderson
Honolulu City Council
City and County of Honolulu
530 S. King Street, Room 202
Honolulu, HI 96813
Attention: Councilmember Carol Fukunaga
Ala Wai PIG member

8. When notice is to be given to the CONSULTANT it shall be mailed or delivered to:

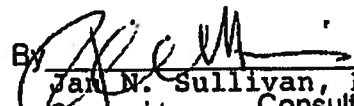
Jan Sullivan, COO
Oceanit
828 Fort Street Mall, Suite 600
Honolulu, HI 96813
Attention:

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed as of the day and year above written.


CITY AND COUNTY OF HONOLULU

By 
I. Ikaika Anderson, Chair
City Council

CONTRACTOR

By 
Jan N. Sullivan, EVP/COO
Oceanit, Consultant
Laboratories, Inc.

APPROVED AS TO FORM AND LEGALITY:


Deputy Corporation Counsel

APPENDIX B: TERM/SCHEDULE OF WORK

1. PERFORMANCE OF SERVICES.

Performance of services under this Agreement shall be completed within twenty-four months from the date indicated on the Notice to Proceed, exclusive of CITY review time, provided all services shall be satisfactorily completed by September 30, 2022, unless otherwise extended by an amendment.

APPENDIX D: SPECIAL PROVISIONS

1. GTC 4.5 Payments

Delete GTC 4.5 Payments, section (a) in its entirety and replace it with the following:

“(a) Payments will be authorized by the Director after completion of performance or delivery and acceptance by the Director of all materials, goods, and services stipulated in the contract or Purchase Order and after the invoices, in triplicate, are received by the using agency, Attention: Administrative Service Offices. The invoices must list the following information: contract and confirmation purchase order numbers (if any), item numbers, description of items, quantities, unit prices, and extended totals.

Payments will be computed in accordance with any applicable unit prices bid.

Payments will be made as soon thereafter as the regular course of business will allow; provided, however, that payments shall be made no later than thirty (30) calendar days following receipt of the statement for goods received and services completed. ”

2. GTC 5.4.6 Payment for Delivered Materials or Equipment

Delete section GTC 5.4.6 Payment for Delivered Materials or Equipment in its entirety.

3. GTC 5.4.7 Final Payment

Delete GTC 5.4.7 Final Payment, section (a) (1) and section (a) (2) in its entirety.

4. GTC Exhibit L Report of Equipment Purchased with Construction Contracts

Delete GTC Exhibit L Report of Equipment Purchased with Construction Contracts in its entirety.

Form BFS - 74
(Mar. 1996)

Certificate

The attached contract for consultant services for the Ala Wai Canal
Flood Mitigation Project conducted by Oceanit Laboratories Inc.

is hereby approved as to availability and designation of funds, and certification is hereby made that there is a valid appropriation from which expenditures to be made under said contract may be made and that sufficient unencumbered funds are available in the Treasury of the City and County of Honolulu to the credit of such appropriation to pay the amounts of such expenditures when the same become due and payable.

CONTRACT NO.	<u>SC- CCL-2000031</u>
FUND	<u>110 (General)</u>
ACCOUNT NO.	<u>110-0012-20</u>
OBJECT CODE	<u>3006 (Other Professional Services)</u>
AMOUNT	<u>\$99,999.00 for 110-0012-20</u>

HONOLULU, HAWAII



Ikaika Anderson
Council Chair



**STATE OF HAWAII
STATE PROCUREMENT OFFICE**

CERTIFICATE OF VENDOR COMPLIANCE

This document presents the compliance status of the vendor identified below on the issue date with respect to certificates required from the Hawaii Department of Taxation (DOTAX), the Internal Revenue Service, the Hawaii Department of Labor and Industrial Relations (DLIR), and the Hawaii Department of Commerce and Consumer Affairs

Vendor Name: OCEANIT LABORATORIES, INC.

DBA/Trade Name: OCEANIT LABORATORIES, INC.

Issue Date: 10/14/2019

Status: Compliant

Hawaii Tax#: W20369234-01

New Hawaii Tax#:

FEIN/SSN#: XX-XXX8128

UI#: XXXXXX6037

DCCA FILE#: 60203

Status of Compliance for this Vendor on Issue date:

Form	Department(s)	Status
A-6	Hawaii Department of Taxation	Compliant
	Internal Revenue Service	Compliant
COGS	Hawaii Department of Commerce & Consumer Affairs	Compliant
LIR27	Hawaii Department of Labor & Industrial Relations	Compliant

Status Legend:

Status	Description
Exempt	The entity is exempt from this requirement
Compliant	The entity is compliant with this requirement or the entity is in agreement with agency and actively working towards compliance
Pending	The entity is compliant with DLIR requirement
Submitted	The entity has applied for the certificate but it is awaiting approval
Not Compliant	The entity is not in compliance with the requirement and should contact the issuing agency for more information