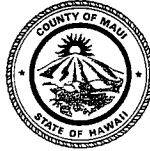


DANNY A. MATEO
County Clerk



JOSIAH K. NISHITA
Deputy County Clerk

OFFICE OF THE COUNTY CLERK

COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/county/clerk

June 19, 2017

RECEIVED
2017 JUN 19 PM 12:53
OFFICE OF THE
COUNTY COUNCIL

Honorable Riki Hokama, Chair
Budget and Finance Committee
Council of the County of Maui
Wailuku, Hawaii 96793

Dear Chair Hokama:

By letter dated May 24, 2017 (County Communication No. 17-232), the Director of Finance transmitted 56 contracts/grants for filing with the County Clerk.

At the June 16, 2017 Council meeting, the foregoing communication was filed; however, Contract No. C5434-4 was referred to your Committee at your request. Transmitted is a copy of the contract.

Respectfully,

A handwritten signature in black ink that reads "Danny A. Mateo". The signature is written in a cursive style with a large, sweeping "M" and "A".

DANNY A. MATEO
County Clerk

/lks

Enclosures

cc: Director of Council Services

AMENDMENT TO CONTRACT CERTIFICATION

I, **DANILO F. AGSALOG**, Director of Finance of the County of Maui, State of Hawaii, do certify that there is available appropriation or balance of an appropriation over and above all outstanding contracts, sufficient to cover the amount required by the foregoing contract, i.e.

<u>Appropriation Index</u>	<u>Title</u>	<u>Amount Required</u>
904015B✓	IT SERVICES	(6138) \$ 162,910.50
904015C✓	IT SERVICES	(7032) \$ 100,000.00
	Total	<u>\$ 262,910.50</u>

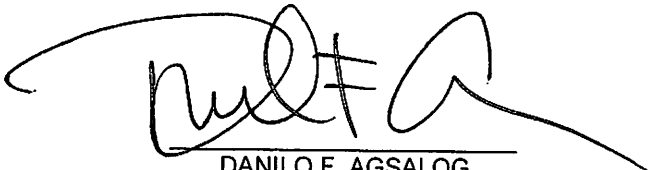
Contract No. C 5434 GARTNER, INC.

Amendment No. 4 Dated:

Dated this 7 day of APRIL 2017

Extension of Contract to: No Time Extension

Original Amount	\$ 250,000.00
Prior Amends/CO	\$ 505,062.50
This Amendment	\$ 262,910.50
Total	<u>\$ 1,017,973.00</u>


DANILO F. AGSALOG
Director of Finance

KIVA (DMS) Replacement for MGMT
Sole Source #14-22
ORDINANCE NO. 4334 (FY2017)

FY 2017

jh

jh
On 4/10 8:40

jh
9/17/17

AMENDMENT NO. 4 TO CONTRACT NO. C5434

Department: Management - IT Services Division

Project Title: KIVA (DMS) Replacement

Sole Source No.: 14-22

Additional Certification Requested: \$262,910.50

This AMENDMENT NO. 4 TO CONTRACT is made and entered into by and between the COUNTY OF MAUI, a political subdivision of the State of Hawaii, whose mailing address is 200 South High Street, Wailuku, Maui, Hawaii 96793, hereinafter referred to as "County", and GARTNER, INC., a Delaware corporation, whose address is 1350 Ala Moana Blvd., Honolulu, Hawaii 96814, hereinafter referred to as the "Contractor", and collectively referred to as "Parties."

Source of Funds. The source(s) and availability of the funds for this Contract shall be as set forth in the Contract Certification signed by the Director of Finance of the County of Maui on or before the effective date of this Contract. Contract Certification shall be on file in the office of the Director of Finance of the County of Maui.

R E C I T A L S:

1. WHEREAS, the County and the Contractor entered into the following Contract and Amendment(s), if any, with certified availability of funds in the amount indicated and time of performance as indicated:

CONTRACT OR AMENDMENT NO.	DATE	ADDITIONAL CERTIFIED AMOUNT	TOTAL CERTIFIED AMOUNT	TIME OF PERFORMANCE/EXTENSION	RENEWAL OPTION FOR MULTI TERM CONTRACT
C5434	02/28/2014	not applicable	\$250,000.00	notice to proceed through 12/30/2014	none
Amend 1	12/05/2014	\$85,000.00	\$335,000.00	notice to proceed through 03/31/2015	none
Amend 2	03/31/2015	\$157,252.00	\$492,252.00	notice to proceed through 02/29/2016	none

AMENDMENT NO. 4 TO CONTRACT NO. C5434

CONTRACT OR AMENDMENT NO.	DATE	ADDITIONAL CERTIFIED AMOUNT	TOTAL CERTIFIED AMOUNT	TIME OF PERFORMANCE/EXTENSION	RENEWAL OPTION FOR MULTI TERM CONTRACT
Amend 3	05/16/2016	\$262,810.50	\$755,062.50	notice to proceed through 12/31/2018	none

2. WHEREAS, the Contract and any Amendment(s) thereto listed above shall hereafter be referred to as "Contract," collectively; and

3. WHEREAS, the Contract is on file with the Director of Finance; and

4. WHEREAS, the Parties now desire to amend the Contract; and

NOW, THEREFORE, the Parties mutually agree to amend the Contract as follows:

1. The scope of work as set forth in the Maui County Automated Permitting and Planning System (MAPPS) Project proposal dated March 7, 2017 ("Amended Proposal") is hereby added to the Scope of Work. A copy of said document is maintained and on file in the office of the Director of Finance of the County of Maui and incorporated herein by reference and hereby made a part of the Contract.

2. The total not-to-exceed amount as stated in Section 3 of the Contract is hereby increased by the amount of additional certification requested as set forth hereinabove, subject to appropriation and inclusive of all taxes. The fee or compensation schedule as set forth in the Amended Proposal is hereby added to the Compensation provision of the Contract.

3. Nothing herein shall be deemed to modify the Special Conditions as set forth in the Contract dated February 28, 2014.

The entire Contract, as amended herein, shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties execute this Amendment No. 4 by their signatures, on the dates below, to be effective as of the date of last signature hereto.

AMENDMENT NO. 4 TO CONTRACT NO. C5434

CONTRACTOR EXECUTION PAGE

I hereby represent and warrant that I have the legal right and authority to execute this Contract on behalf of the Contractor.

CONTRACTOR:

GARTNER, INC.

By

(Signature)

(Print Name)

Its

Phillip A. Cummings
Director, Government Contracts
(Title)

Date

27 March 2017

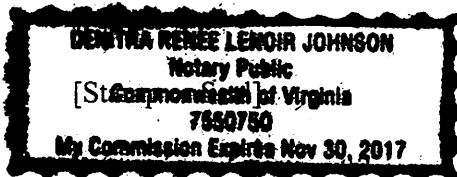
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AMENDMENT NO. 4 TO CONTRACT NO. C5434

STATE OF Virginia
Prince William County } ss.

On this 27th day of March, 2017, before me personally appeared Phillip A. Cummings, to me personally known, who, being by me duly sworn or affirmed, did say that such person executed the foregoing instrument as the free act and deed of such person, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



Denitra Renee Lenoir Johnson
Notary Public, State of Virginia

Print Name: Denitra Renee Lenoir Johnson

My commission expires: November 30, 2017

NOTARY PUBLIC CERTIFICATION

Doc. Date: _____

Pages: _____

Notary Name: _____

Judicial
Circuit: _____

Doc.
Description: _____

[Stamp or Seal]

Notary
Signature: _____

Date: _____

AMENDMENT NO. 4 TO CONTRACT NO. C5434

COUNTY EXECUTION PAGE

COUNTY OF MAUI

By

DANILO F. AGSALOG

Its Director of Finance

Date

APR 18 2017

APPROVAL RECOMMENDED:

KEITH A. REGAN
Managing Director

Date

APPROVED AS TO FORM
AND LEGALITY:

Deputy Corporation Counsel
County of Maui

S:\ALL\CONTRACTS\gartner c5434\amd 4.wpd

Date

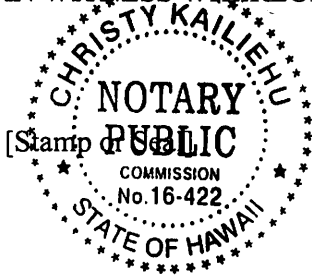
4/4/2017

AMENDMENT NO. 4 TO CONTRACT NO. C5434

STATE OF HAWAII)
) SS.
COUNTY OF MAUI)

On this 18th day of April, 20 17, before me appeared DANILO F. AGSALOG, to me personally known, who being by me duly sworn, did say that he is the Director of Finance of the County of Maui, a political subdivision of the State of Hawaii, and that the seal affixed to the foregoing instrument is the lawful seal of the said County of Maui, and that the said instrument was signed and sealed on behalf of said County of Maui pursuant to Section 9-18 of the Charter of the County of Maui; and the said DANILO F. AGSALOG acknowledged the said instrument to be the free act and deed of said County of Maui.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



Christy Kailiehu
Notary Public, State of Hawaii

Print Name: CHRISTY KAILIEHU

My commission expires: NOV 27 2020

NOTARY PUBLIC CERTIFICATION			
Doc. Date:	<u>APR 18 2017</u>	# Pages:	<u>6</u>
Notary Name:	<u>CHRISTY KAILIEHU</u>	Judicial Circuit:	<u>Second</u>
Doc. Description:	<u>Amendment no. 4 to</u> <u>Contract no. C 5434</u>		
Notary Signature:	<u>Christy Kailiehu</u>	 [Stamp or Seal]	
Date:	<u>APR 18 2017</u>		