

# REQUEST FOR LEGAL SERVICES

**Date:** April 15, 2019  
**From:** Keani Rawlins-Fernandez, Chair  
Economic Development and Budget Committee

TRANSMITTAL

**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: Jeffrey Ueoka, Esq.

**Subject:** Resolution to authorize Council Chair to contract for a performance audit of the County's overtime controls. (EDB-1)

**Background Data:** This resolution is to be considered in the Fiscal Year 2020 budget session.

**Work Requested:**  FOR APPROVAL AS TO FORM AND LEGALITY  
 OTHER:

Requestor's signature  Keani Rawlins-Fernandez	Contact Person David Raatz (Telephone Extension: 7664)
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ROUTINE (WITHIN 15 WORKING DAYS)       RUSH (WITHIN 5 WORKING DAYS)  
 PRIORITY (WITHIN 10 WORKING DAYS)       URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): \_\_\_\_\_  
REASON \_\_\_\_\_

## FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR:  APPROVED  DISAPPROVED  OTHER (SEE COMMENTS BELOW)  
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT OF THE CORPORATION COUNSEL

Date \_\_\_\_\_

By \_\_\_\_\_

(Rev. 7/03)

edb:2020 bgt:190415acc02:ldm

Attachment

# Resolution

No. \_\_\_\_\_

## AUTHORIZING THE COUNCIL CHAIR TO CONTRACT FOR A PERFORMANCE AUDIT OF THE COUNTY'S OVERTIME CONTROLS

WHEREAS, pursuant to Section 3-6 of the Revised Charter of the County of Maui (1983), as amended ("Charter"), the Council has the authority to conduct investigations of the operation of any department or function of the County and any subject upon which the Council may legislate; and

WHEREAS, overtime compensation, also known as premium pay, is a significant expense for the County; and

WHEREAS, the cost for overtime compensation appears to be rising at a pace that exceeds the overall budget's growth; and

WHEREAS, rising overtime costs could be based on inefficient management of human resources, insufficient staffing, or other factors; and

WHEREAS, as the County's budget authority and policymaker, the Council bears ultimate responsibility for evaluating and responding to the causes of rising overtime compensation in its role of managing the County's finances and other resources;

WHEREAS, a performance audit of the County's overtime controls would therefore assist the Council in fulfilling its responsibilities under the Charter; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby authorizes the Council Chair to contract for a performance audit of the County's overtime controls; and
2. That certified copies of this resolution be transmitted to the Mayor, Managing Director, the Finance Director, the County Auditor, and the Director of Personnel Services.