

KATHY L. KAOHU
County Clerk



JAMES G.M. KRUEGER
Deputy County Clerk

OFFICE OF THE COUNTY CLERK

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

July 27, 2020

Honorable Riki Hokama, Chair
Healthy Families and Communities Committee
Council of the County of Maui
Wailuku, Hawaii 96793

Dear Chair Hokama:

By letter dated July 9, 2020 (County Communication No. 20-367), the Director of Finance transmitted 123 contracts/grants for filing with the County Clerk.

At the July 24, 2020 Council meeting, the foregoing communication was filed; however, Contract C6562-3 was referred to your Committee at your request. Transmitted is a copy of the contract.

Respectfully,

A handwritten signature in black ink that reads "Kathy L. KaoHu".

KATHY L. KAOHU
County Clerk

/jym

Enclosures

cc: Director of Council Services

RECEIVED
2020 JUL 28 AM 10:50
OFFICE OF THE
COUNTY COUNCIL

AMENDMENT TO CONTRACT CERTIFICATION

I, **SCOTT K. TERUYA**, 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>
301370	WAR MEMORIAL GYM BLDG IMPRV	(7190) \$0.00

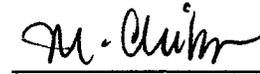
Contract No. C 6562 KAI HAWAII, INC.

Amendment No. 3 Dated:

Dated this 30 day of JUNE 2020

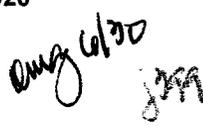
Extension of Contract to: June 30, 2021

Original Amount	\$ 161,407.00
Prior Amends/CO	\$ 254,436.00
This Amendment	\$ 0.00
Total contract	<u>✓ \$ 415,843.00 ✓</u>



SCOTT K. TERUYA
Director of Finance

Time extension only.
War Memorial Gym
Building Improvements for DPR
Job #P17/031
QBS #Q-PK-18-11

FY 2020
jh 



AMENDMENT NO. 3 TO CONTRACT NO. C6562

Department: Parks and Recreation - Planning & Development Division
Project Title: War Memorial Gym Building Improvements
Job No.: P17/031
QBS No.: Q-PK-18-11
Additional Certification Requested from County: \$0.00

This AMENDMENT NO. 2 TO CONTRACT is made and entered into by and between the COUNTY OF MAUI, a political subdivision of the State of Hawaii, whose business address is 200 South High Street, Wailuku, Maui, Hawaii 96793, hereinafter referred to as the "County", and KAI HAWAII, INC., a Hawaii corporation, whose mailing address is 50 S. Beretania Street, #C-119C, Honolulu, Hawaii 96813, hereinafter referred to as the "Contractor". County and Contractor shall hereinafter be referred to collectively as the "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.

RECITALS:

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
C6562	08/29/2018	NOT APPLICABLE	\$161,407.00	515 calendar days from Notice to Proceed	None
Amend 1	12/04/2018	\$36,994.00	\$198,401.00	Same as Above	None

AMENDMENT NO. 3 TO CONTRACT NO. C6562

CONTRACT OR AMENDMENT NO.	DATE	ADDITIONAL CERTIFIED AMOUNT	TOTAL CERTIFIED AMOUNT	TIME OF PERFORMANCE/EXTENSION	RENEWAL OPTION FOR MULTI TERM CONTRACT
Amend 2	12/06/2019	\$217,442.00	\$415,843.00	659 calendar days from Notice to Proceed	None

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

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

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

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

1. Section 2., Time of Performance, is amended to read as follows:

2. Time of Performance. The Contractor shall commence performance under this Contract upon issuance of the Notice to Proceed, and shall continue performance through June 30, 2021 therefrom, unless sooner completed, terminated, or extended in compliance with the terms of this Contract.

2. This Amendment may be executed in two or more counterparts, each of which shall be deemed to be an original, but all of which shall constitute one and the same instrument. The parties agree that they may utilize and shall be bound by their electronic signatures, pursuant to Chapter 489E, Hawaii Revised Statutes.

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

IN WITNESS WHEREOF, the Parties execute this Amendment by their signatures, on the dates below, to be effective as of the date of last signature hereto.

[EXECUTION PAGES TO FOLLOW]

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AMENDMENT NO. 3 TO CONTRACT NO. C6562

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:

KAI HAWAII, INC.

By Michael P. Hunnemann
Digitally signed by Michael P Hunnemann
DN: cn=Michael P. Hunnemann, email=Michael.P.Hunnemann@kai-hawaii.com, cn=Michael P. Hunnemann, Date: 2020.06.29 17:20:31-10'00'
(Signature)

Michael Hunnemann
(Print Name)

Its Vice President
(Title)

Date 06/29/2020

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AMENDMENT NO. 3 TO CONTRACT NO. C6562

COUNTY EXECUTION PAGE

COUNTY OF MAUI

By M. Alibin

AP

sw ~~SCOTT K. TERUYA~~ MAY-ANNE A. ALIBIN
Its ~~Director of Finance~~ Deputy Director of Finance

Date JUN 30 2020

REVIEWED AND APPROVED:

Karla H. Peters

KARLA H. PETERS
Director, Department of Parks and
Recreation

Date 6/30/2020

APPROVED AS TO FORM
AND LEGALITY:

/s/ Mimi Desjardins
Deputy Corporation Counsel
County of Maui

Date June 30, 2020
2018-0924
2020-06-25

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