ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE
Council of the County of Maui

MINUTES

August 8, 2019

Council Chamber

CONVENE: 9:09 a.m.

PRESENT: Councilmember Keani N.W. Rawlins-Fernandez, Chair (out 11:10 a.m.; in 11:19 a.m.)
Councilmember Kelly T. King, Vice-Chair
Councilmember Riki Hokama, Member (in 9:10 a.m.)
Councilmember Tasha Kama, Member
Councilmember Alice L. Lee, Member
Councilmember Michael J. Molina, Member
Councilmember Tamara Paltin, Member
Councilmember Shane M. Sinenci, Member
Councilmember Yuki Lei K. Sugimura, Member

STAFF: Julie Reed, Legislative Analyst
Yvette Bouthillier, Committee Secretary

Zhantell Lindo, Council Aide, Molokai Council Office (via telephone conference bridge)
Denise Fernandez, Council Aide, Lanai Council Office (via telephone conference bridge)
Mavis Oliveira-Medeiros, Council Aide, Hana Council Office (via telephone conference bridge)

ADMIN.:   Michele M. Yoshimura, Budget Director, Office of the Mayor (EDB-24(12)) and (EDB-24(13))
Scott K. Teruya, Director, Department of Finance (EDB-24(12))
May Anne A. Alibin, Deputy Director, Department of Finance (EDB-24(12))
Gregory L. King, Central Purchasing Agent, Department of Finance (EDB-24(12))
Tivoli Faaumu, Chief, Department of Police (EDB-24(13))
Victor Ramos, Assistant Police Chief, Department of Police (EDB-24(13))
Derrick Lopez, Captain, Department of Police (EDB-24(13))
Sananda K. Baz, Managing Director, Department of Management (EDB-24(13))
Peter Hanano, Deputy Corporation Counsel, Department of the Corporation (EDB-24(13))
David A. Galazin, Deputy Corporation Counsel, Department of the Corporation Counsel

Seated in the audience:
Edward S. Kushi, First Deputy, Department of the Corporation Counsel (EDB-24(13))

Sarah Pajimola, Executive Assistant to Councilmember Keani N.W.
Rawlins-Fernandez (EDB-24(13))

OTHERS: Junya Nakoa (EDB-24(13))
Jasee Lau (EDB-24(13))
Paul Felton, Enterprise Account Executive, OpenGov Inc. (EDB-24(12))
(via video conference)
Jim Lee, Director of Solutions Engineering, OpenGov Inc. (EDB-24(12))
(via video conference)
Others (3)

PRESS: *Akaku: Maui Community Television, Inc.*

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Aloha kakahiaka kakou.

COUNCILMEMBER SINENCI: Aloha

CHAIR RAWLINS-FERNANDEZ: Aloha. `Eiwa minuke i ka hala o ka hola `eiwa ma `ewalu o `Aukake i ka makahiki `elua kaukani umikamaeiwa. E `olu`olu mai, e ho`omalu ke Komike Ho`omohala Waiwai me Mo`ohelu Kala. `O wai ka Iku Ha`i o keia komike, Keani Rawlins-Fernandez. It is 9:09 on August 8, 2019. Will the Economic Development and Budget Committee please come to order. I'm your Chair Keani Rawlins-Fernandez. I keia la, me ko kakou eia, Committee Vice-Chair and Council Chair Kelly King.

VICE-CHAIR KING: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Shane Sinenci.

COUNCILMEMBER SINENCI: Aloha kakahiaka, e alaka`i.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Mike Molina.

COUNCILMEMBER MOLINA: Aloha kakahiaka, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Alice Lee.

COUNCILMEMBER LEE: Madam Chair, if you are traveling to Austria you can greet the people there by saying servus.

CHAIR RAWLINS-FERNANDEZ: Servus.

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: Servus kakou. And Member Riki Hokama will be joining us later.

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: Oh, okay. And he's on his way now. Aloha kakahiaka. Member Tamara Paltin.

COUNCILMEMBER PALTIN: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Yuki-Lei Sugimura.

COUNCILMEMBER SUGIMURA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. And Pro Temp Tasha Kama.

COUNCILMEMBER KAMA: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. And mahalo, Members, for being here so bright and early after that long PSLU meeting last night in Paia. Very productive and all the way 'til 10:15 p.m. last night. So, mahalo for waking up early and being here. Mai ka Administration we have with us Finance Director Scott Teruya. Aloha, morning. Budget Director Michele Yoshimura.

MS. YOSHIMURA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. Managing Director, Sandy Baz.

MR. BAZ: Aloha kakahiaka.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Finance Deputy Director May Anne Alibin. Good morning. Captain Derrick Lopez from Department of Police. And joining us later will be Police Chief Tivoli Faaumu. We have with us Committee Staff Julie Reed, our Legislative Analyst, and Yvette Bouthillier, our Committee Secretary. Good morning. And at our District Offices we have Ms. Mavis Oliveira-Medeiros in Hana, Ms. Denise Fernandez on Lanai, and Ms. Zhantell Lindo on Molokai. Okay, Members, we have four, no three, three items on today's agenda and I just wanted to...we received some comments on our second agenda item and I just wanted to make clear that we're not planning to...we're not currently planning to send police officers to Hawaii County. We're going to be discussing what happens now after the fact that police officers were sent to Hawaii County. So, I think there was a little bit of confusion there based on some of the testimony that...written testimony that I received. So, I just wanted to make that clear before I opened up public testimony.

. . .BEGIN PUBLIC TESTIMONY. . .

CHAIR RAWLINS-FERNANDEZ: Okay, so we'll now open up public testimony. Ms. Reed, do we have testifiers here in the Chamber?

MS. REED: Just one, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, so, okay. Okay, so testimony will be limited to three minutes, please introduce yourself and if you are a paid lobbyist and you know the rest.

MR. NAKOA: How's it, Junya Nakoa from Lahaina.

CHAIR RAWLINS-FERNANDEZ: Aloha, Mr. Nakoa.

MR. NAKOA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MR. NAKOA: So, clarification, this is about the people you guys went send already, yeah? The police that you went send already?

CHAIR RAWLINS-FERNANDEZ: Right, that's correct.

MR. NAKOA: Okay, cool, that's what I like talk about.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

MR. NAKOA: Okay, first thing first. I don't know why you guys went send the Maui guys to go Big Island 'cause they all cherry, they all cruising, they not...they, you know, the people up there. One other thing is I've been dealing with the Maui Police Department with Lahaina with all the kind stuff that we like do in Lahaina and all the stuff I talk to them at least twice a week and all the stuff. They cherry. They helping us out plenty with all the action that we take in Lahaina, you know, make sure we know what we doing is right and make sure we get our people for do 'em pono too. So, they cherry, they awesome, they helping us out. That's awesome. I just like know, first I like know how much it cost us taxpayers that, you know, for send these buggahs up there and all the stuff. Cause I know how expensive it is to get up there, you know, you got to not only fly, you got to get up there, and you got to stay up there and all the kind stuff. So, how much it's costing us taxpayers for send our officers for go on Big Island. And then, I think the buggah says law enforcement so I going try see if that also includes DLNR because if DLNR guys is being sent up there, then we really getting screwed here in Maui, because I call DLNR choke for plenty stuff that got to be taken care of in Lahaina; beach access, swim buoys, that's a big one, guys, swim buoys. Uncle went make at Canoe Beach and the buggah, I pulled him and the thing run away. They don't know how maintain the buggah. They said it's because they no more people. They no more resources to do all that kind stuff. They get hard time for make 'em, they get hard time for maintain 'em. So, why we sending people to the Big Island when we can't even handle our own stuff over here, okay? Lahaina getting, sorry, screwed, okay? I talk plenty with the boat operators out there. They like help with getting the swim buoys out in the kind because the DLNR guys not here. So, why

are we sending our people to Big Island, that's what I trying to get back to, I know that's where the issue is. So, how we spending our money for go send these buggahs up there but we no can even take care our own island, you know what I mean? So, who do I call? Everybody I call...I called the Mayor's Office. None of these buggahs said, now he stay over here. The Mayor no answer, nobody. I asked for the Deidre lady, finally got her. She don't know why and who went approve the Maui Police Department for going up there. Yeah, so no more answers. So, are we going to get answers today? I hope so. Because I going be here all day so I going, I like . . . *(inaudible)* . . . see all you guys here. I like come talk story about other kind stuff. But thank you, thank you, thank you. Yeah, find out how much money we spending, why we sending 'em, 'cause Maui need 'em over here. We need them over there.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Nakoa, for your testimony. We have questions for you if you wouldn't mind.

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: We have questions from Member Paltin and Member Sinenci.

MR. NAKOA: Okay.

COUNCILMEMBER SINENCI: Aloha, Mr. Nakoa, for being here --

MR. NAKOA: How's it?

COUNCILMEMBER SINENCI: --and not so much of a question, I...and we'll probably address some of your questions that you had for the...but you did bring up something about the DLNR and maybe this question is for the Committee Chair because your letter was specifically addressed to the Maui Police Department. Was there a letter or was that letter also sent to DLNR? Just kind of reposting Mr. Nakoa's question about Maui DLNR officers. I mean, I guess that would be under the State purview, but...

CHAIR RAWLINS-FERNANDEZ: Right, okay. So, you answered your own question.

COUNCILMEMBER SINENCI: Okay.

CHAIR RAWLINS-FERNANDEZ: As the Budget Chair of County, I...

COUNCILMEMBER SINENCI: Just --

CHAIR RAWLINS-FERNANDEZ: My jurisdiction is County --

COUNCILMEMBER SINENCI: --kept it to the...okay.

CHAIR RAWLINS-FERNANDEZ: --so, I asked our County officers.

COUNCILMEMBER SINENCI: Okay, thank you for that clarification.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SINENCI: Mahalo for being here.

MR. NAKOA: Shoots.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Paltin?

COUNCILMEMBER PALTIN: I was going to touch a little bit on that too, so thank you for bringing that up. But the other point was it sounds like, I mean, I don't know the answer to the question but if the answer is zero, like if we didn't spend any money, if Hawaii County paid for everything, you still upset because you like the officers to be over here in case we need them, for Maui Police. I know we need them for DLNR, but that's State.

MR. NAKOA: Yeah, we always looking for officers. We no more officers, we no more enough over here in Maui alone. You know if you guys get let me know. But, yeah, I think I don't know why we can send our resources to Big Island. I sorry, you know what I mean. For protect one TMT buggahs, you know what I mean. They should be over here protecting us.

COUNCILMEMBER PALTIN: So, even if the cost is zero, if...unless it's like people's injured, you rather them stay over here. Like if they have a natural disaster or something, then go help. But if it's a political situation you rather them stay over here, is that what you saying?

MR. NAKOA: No, yeah. Totally what I trying to get at is that we need these guys physically here for take care of what has to be taken cared of here on Maui.

COUNCILMEMBER PALTIN: Yeah.

MR. NAKOA: You know, unless, if like you said, if...I no care how...the dollars if zero, we still need those buggahs over here. Even like if you going do that, you know, one protection thing or whatever, we need them over here. And awesome when they stay.

COUNCILMEMBER PALTIN: Okay, thank you.

MR. NAKOA: Yeah.

COUNCILMEMBER PALTIN: Thanks for the clarification.

MR. NAKOA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Members, any other questions? Okay, mahalo, Mr. Nakoa. Ms. Reed, will you…it looks like we have one more testifier in the Chamber.

MR. LAU: Aloha kakahiaka, my name's Jasee Lau from Kula. I can't see Mauna Kea from where I'm at, but I get, yeah, something that I read in the Bible it says the whole of the mountaintop shall be holy. If I was a police officer I'd want to go over there and check it out, see what's going on too to try to protect it. And I think that's what we're all doing and, yeah, and so if something happened over here, we'd want the Big Island police to come over here and protect our mountain too. So, there's always two sides. I'm trying to be not negative today so thank you for your time. Especially you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony, Mr. Lau. Any questions for our testifier? Okay, seeing none. Okay, we'll go to our District Offices. Ms. Oliveira-Medeiros, will you please call your first testifier?

MS. OLIVEIRA-MEDEIROS: Aloha kakahiaka, Chair --

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. OLIVEIRA-MEDEIROS: --this is Mavis Oliveira-Medeiros from the Hana Office and there's no one here waiting to testify.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, Ms. Fernandez on Lanai, will you please call you first testifier?

MS. FERNANDEZ: Aloha, Chair --

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. FERNANDEZ: --this is Denise Fernandez at the Lanai Office and there are no testifiers.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, and I believe we got disconnected with the Molokai Office, but she…

UNIDENTIFIED SPEAKER: Hello?

CHAIR RAWLINS-FERNANDEZ: Okay, Molokai Office, will you please call your first testifier?

COUNCILMEMBER SUGIMURA: Is that your kids?

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

MS. LINDO: Aloha.

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. LINDO: Oh, aloha, I'm here.

CHAIR RAWLINS-FERNANDEZ: Hi.

MS. LINDO: Aloha this is Zhan at the Molokai District Office and there are no testifiers.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, so if there are no objections I'll now close public testimony.

COUNCILMEMBERS: No objections.

. . .END OF PUBLIC TESTIMONY. . .

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. Mahalo, Ms. Reed. Okay, so, okay.

ITEM 24(12): COMPREHENSIVE BUDGETING, PERFORMANCE, COMMUNICATION, AND REPORTING SOFTWARE (RULE 7(B))

CHAIR RAWLINS-FERNANDEZ: Okay, so we'll get started on our first item on the agenda, EDB-24. In accordance with Rule 7B, of the Rules of Council, the Committee will receive a presentation from OpenGov. Okay, did...are we connected? Okay, and Mr. Paul --

UNIDENTIFIED SPEAKER: Felton.

CHAIR RAWLINS-FERNANDEZ: --Felton. Okay. Mr. Felton...

MR. FELTON: Good morning.

CHAIR RAWLINS-FERNANDEZ: Oh, there you are. Okay.

COUNCILMEMBER HOKAMA: Chair? Chair?

MR. FELTON: Can you guys hear me okay?

CHAIR RAWLINS-FERNANDEZ: Oh, I'm sorry, Mr. Felton, one moment. Member Hokama?

COUNCILMEMBER HOKAMA: Just for clarification for us on the Committee, is OpenGov the chosen vendor already?

CHAIR RAWLINS-FERNANDEZ: OpenGov is the software and --

COUNCILMEMBER HOKAMA: Right, is --

CHAIR RAWLINS-FERNANDEZ: --the vendor...

COUNCILMEMBER HOKAMA: --but have they been chosen to provide the software already?

CHAIR RAWLINS-FERNANDEZ: They're not the ones providing...it is the software. So, OpenGov is the software and the vendor that...

COUNCILMEMBER HOKAMA: Right, so did we pick OpenGov already?

CHAIR RAWLINS-FERNANDEZ: No, no. The vendor that we'll be purchasing that software from has not been selected.

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

COUNCILMEMBER HOKAMA: But we already picked the software?

CHAIR RAWLINS-FERNANDEZ: I believe so?

COUNCILMEMBER HOKAMA: We better not because I don't see an RFP that says OpenGov should be our software provider. Where's the RFP?

CHAIR RAWLINS-FERNANDEZ: So, as I understand it, it's like purchasing Microsoft Office. It's...that's the software. And then the vendor that we purchase that software from...

COUNCILMEMBER HOKAMA: But we not sure that OpenGov is the best software for Maui County's needs --

COUNCILMEMBER KAMA: Exactly.

COUNCILMEMBER HOKAMA: --until we go through a procurement and we look at the various vendors' proposals to us, the software proposals to us. Because I know OpenGov is one of a very good software providers, but I'm not convinced they should be the only one giving us information. And that was verified in our minutes in your Committee, that the specific number given by the Chair, 279,861 was a specific OpenGov number. And that was what we budgeted and Mr. Molina questioned it and we were told that was just for software, okay, it wasn't about OpenGov. And yet everything is about OpenGov this morning. So, I'm...I just wanted to know have we, or has someone already made a predetermination that OpenGov shall be the software for this County?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Yeah, just a point of information that maybe can answer Mr. Hokama's question. This is the first presentation we've had on OpenGov in this Committee. We tried to do it, it might seem like we've been hearing only about this because we tried to do this presentation once before and we had technical difficulties, so it got postponed

and so we're getting this presentation. But no paperwork has been signed, no contract has been issued to any vendor for OpenGov or any other software. So, if there are...I think the purpose is to see what this program is about and then make, you know, and then have a discussion about it.

COUNCILMEMBER HOKAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER HOKAMA: I appreciate that --

CHAIR RAWLINS-FERNANDEZ: Member Hokama and then Member Sugimura.

COUNCILMEMBER HOKAMA: --comment from Ms. King, and so I'm fine with that. Just for Corp. Counsel, though. Since the presentation is from this specific entity, are they still qualified to put in a proposal to us when we put out an official RFP?

CHAIR RAWLINS-FERNANDEZ: Corp. Counsel?

COUNCILMEMBER HOKAMA: Because they can bias us right now --

CHAIR RAWLINS-FERNANDEZ: Mr. Galazin?

COUNCILMEMBER HOKAMA: --with their presentation.

MR. GALAZIN: Member Hokama, I'm not specifically aware of what has gone into...the work that's been done to get to this point where you folks are looking at a presentation regarding this one specific software suite. But I think getting information if it's not related to any kind of action taken by this Committee, I don't see that providing information would prohibit...and if I understand the Chair's comments correctly, it's not that OpenGov would even be providing a service to the County, it would be somebody else potentially providing a service that potentially could use this software. So, you know, it's good that you bring it up. I don't see a specific issue, but I haven't --

COUNCILMEMBER HOKAMA: Okay.

MR. GALAZIN: --investigated it.

COUNCILMEMBER HOKAMA: No, I appreciate your comment because April 24th in our meeting Mr. Molina asked that specific question about a specific appropriation number. It wasn't a rounding now, it was a very specific budgetary number. And it was asked, was this an OpenGov number, and that is when a motion was made to strike OpenGov out of the motion and replace it for any software. So, I'm saying I'm not too sure about whether OpenGov is already prejudiced or should even be allowed to bid.

CHAIR RAWLINS-FERNANDEZ: Mr. Galazin?

MR. GALAZIN: Thank you. You know, that would be something where I think you can have this today and if it does present some problem down the road, then that's a problem that you would have to address down the road.

COUNCILMEMBER HOKAMA: Well, I would just ask maybe you can check with Mr. King as one of our procurement --

MR. GALAZIN: Yeah.

COUNCILMEMBER HOKAMA: --senior people. And again, the Chair may ask for other software presentations also regarding the same area. So, I mean, that's another opportunity for the Chair to consider. So, thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Right. Mahalo, Member Hokama. And we are --

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: --open to that.

VICE-CHAIR KING: I just wanted to follow up --

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: --on that comment because --

CHAIR RAWLINS-FERNANDEZ: Okay, Chair King.

VICE-CHAIR KING: --I just wanted to let Mr. Hokama know that I don't remember, and maybe I wasn't in that meeting, I don't recall the comment from Mr. Molina. But I do recall a conversation that I had with yourself regarding this budget item and that my suggestion was to leave it...to not put a name on it, to just leave it as budgetary software so that we have that option. So, that was a decision that you and I made together as well for the budgetary item.

COUNCILMEMBER HOKAMA: I'm happy to make copies of the minutes, Chair, where --

COUNCILMEMBER KAMA: Yes. Yeah.

COUNCILMEMBER HOKAMA: --it states from our Vice-Chair, this is in your Committee, so Ms. King is not here. "So, Chair, you're changing the language from purchase Open.gov [*sic*] to comprehensive budgeting software." The original motion was for OpenGov, okay? And so, we made the adjustment so that it could be any software and so I'm just wondering how we end up with OpenGov again this morning instead of just software presentation.

COUNCILMEMBER KAMA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. I invited them to present to the Council.

COUNCILMEMBER HOKAMA: Okay, thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Sugimura and then Pro Tem Kama.

COUNCILMEMBER SUGIMURA: So, I'm curious, during NACo I went to the achievement luncheon and at our table was a gentleman from Tyler, which is another software company. And just interesting enough the counties that were at the same table, they use Tyler, not Open.gov [*sic*] is, you know, I guess, comparable software. But I wonder what other companies did we get bids from? Or have we done the bids already?

CHAIR RAWLINS-FERNANDEZ: An RFP has not gone out. It hasn't...

COUNCILMEMBER SUGIMURA: Oh, no RFP?

CHAIR RAWLINS-FERNANDEZ: Yeah, there's no RFP yet.

COUNCILMEMBER SUGIMURA: Oh, so you're looking?

CHAIR RAWLINS-FERNANDEZ: Yeah. We're drafting the RFP.

COUNCILMEMBER SUGIMURA: Okay, so this is what? What are we doing?

CHAIR RAWLINS-FERNANDEZ: A presentation.

COUNCILMEMBER SUGIMURA: As a possible --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: --company to use for our software --

CHAIR RAWLINS-FERNANDEZ: Our comprehensive budget software.

COUNCILMEMBER SUGIMURA: --the County's software.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Sugimura. Pro Tem Kama?

COUNCILMEMBER KAMA: Thank you, Chair, for bringing this to our attention and I would like to be able to see a plethora of software companies that do the work that we're looking for that we talked about during budget. So, maybe if it's possible next time to bring maybe two or three others to do presentations so that we can actually compare them side-by-side. Right now we're going to have to figure out what this company's going to do and then hopefully with our Finance and Budget Director help us to figure out what we actually need and whether or not this company may or may not be sufficient for meeting our needs. So, that's my comment. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Pro Tem Kama. Members are welcome to work with me on inviting other software and if you would like to, then it can be presented. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Just maybe a question for clarification from Corporation Counsel. Because we're having this presentation done by OpenGov prior to any RFPs being sent out, so now are we obligated as a body now to hear from other potential vendors because we're allowing this for OpenGov? Because I just want to make sure that we don't run afoul of any complaints that, you know, we did this for OpenGov and then any other potential vendor out there who may be viewing this, they want their opportunity to have this forum to do their presentation. So, but, are we under any obligation --

CHAIR RAWLINS-FERNANDEZ: Mr. Galazin?

COUNCILMEMBER MOLINA: --in terms of procurement and so forth?

MR. GALAZIN: Thank you. Member Molina, I'm not aware that this would place the County under any specific obligation as you described. If this body feels that they lack information about any specific software suite, you can always, you know, have informational sessions like this that are pre-bid. So, I think that should be fine.

COUNCILMEMBER MOLINA: Okay, thank you. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I guess my perspective is a little different. I appreciate you doing the research on this issue and I look at this as purely an informational meeting and if anyone needs to or would like you to provide other kinds of software I'm sure you'll be open it. And so, I don't see this as a matter to hold up this presentation. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. That's exactly correct. Okay, Members, any other questions before we...okay. Pro Tem Kama?

COUNCILMEMBER KAMA: Thank you. So, how does the process work if I would like to be able to offer suggestions as to what other software companies might be out there? And how do we as a Council work with you knowing that there's a Sunshine Law that

we have to adhere to and yet we want to be able to collaborate collectively to be able to make sure that we bring to the table others regarding this issue?

CHAIR RAWLINS-FERNANDEZ: Mr. Galazin? Unless there's any...

MR. GALAZIN: Thank you, Chair. I'm sorry, can you rephrase that?

COUNCILMEMBER KAMA: I want to be able to work with our Chair to be able to look at other softwares that might be available out there as long as maybe other Councilmembers. But because of the Sunshine Law that prohibits three of us from getting together because we might be colluding about stuff, how do we do that without violating the Sunshine Law?

MR. GALAZIN: Well, the easiest way would be talking directly with the Chair, in terms of not caucusing the other Members. But if you have something specific and you can bring that to the Chair, and the Chair can bring that to the Committee. If other Members have similar ideas they can discuss it individually with the Chair. That might be the easiest way to do that so you're not discussing with the body itself, because two Members can always discuss things as long as no commitment for a vote is made.

COUNCILMEMBER KAMA: Okay. Well, thank you. So, everybody give your ideas to the Chair and we'll come up with a, maybe, a buffet of sorts. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Pro Tem Kama.

COUNCILMEMBER KAMA: Thank you, Mr. Galaza [*sic*].

CHAIR RAWLINS-FERNANDEZ: And I did look through a lot of...so, I didn't just like pick OpenGov out of a hat or anything. Like, it was researched, and they are NASPO approved, which is a pre-approved selection process. So, yeah, I just wanted to assure you all that it wasn't just like a...it did come with a lot of research. But I welcome, you know, your research and your proposal, like Member Sugimura named. Yeah, okay. Okay, any other questions? Okay, seeing none, Mr. Felton?

MR. FELTON: Yeah, sorry, I was muted there. Can everyone hear me okay?

CHAIR RAWLINS-FERNANDEZ: Okay, yeah, we can hear you perfectly.

MR. FELTON: Great, thank you. Well, good morning, Members of the Economic Development and Budget Committee, Councilmembers, and any Administrators, and members of the public in attendance today. My name's Paul Felton, I'm an Account Executive with OpenGov. OpenGov's a budgeting and performance software company located in the Bay area here in Northern California. And today I'm with one of my colleagues and we are remote. His name is Jim Lee and he's going to be...he and I will be leading today's demonstration and conversation. He's the Director of our Solutions Engineering team and he helps with, you know, answering any technical questions, use cases, and deployment questions about OpenGov software. I did want to thank

Chair Fernandez for allowing us to present to the Committee today and to the public. And while we are remote, I have had the pleasure of meeting many of the Councilmembers and some of the administrators in person, and I do appreciate the time you set aside to allow us to present OpenGov today. If you wouldn't mind then I'm going to share a quick story and introduce you to OpenGov. And I'm sharing my screen here. Can you see the...is the screen --

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. FELTON: --working? It goes introductions, OpenGov concept, et cetera?

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. FELTON: Yeah, so --

COUNCILMEMBER KAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Oh.

MR. FELTON: --just a quick story I've been...

CHAIR RAWLINS-FERNANDEZ: Oh, I'm sorry, one moment.

COUNCILMEMBER KAMA: Sorry.

MR. FELTON: Yes.

CHAIR RAWLINS-FERNANDEZ: Pro Tem Kama?

COUNCILMEMBER KAMA: Can we get a copy of this at some point in time?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, Mr. Felton?

MR. FELTON: Yeah. And I've been, you know, I think due diligence on everyone's part is great and, you know, I've been reading a lot of news and stories about the County and I know that one recently featured, you know, Mayor Victorino and his comments about affordable housing and the County's focus to provide more effective housing solutions for all residents. So, he mentions no more silos, and he's referring to the fact that for affordable housing progress to be made that multiple departments and staff, elected officials outside of the Department of Housing and Human Concerns are going to have to come together to move forward and make progress. And similarly the Chair of this Committee, Ms. Fernandez, I know you said that you've talked a lot about the need for both branches of government in Maui County to work together to serve in the best...in

the public's best interest. And so, I bring that story up because our company was really founded on that premise, in that getting government and all people and data out of these silos so that you can make better, more collaborative decisions and become the most effective and accountable government for the public that you serve. So, just wanted to share that. The presentation here, just make sure you guys know, understand a little bit about who we are as a company and then Jim will take over on the demo and show you some use cases and then we'll allow for any Q&A. OpenGov is a cloud-based software for budgeting, management, and performance reporting, and citizen engagement. It's built solely for government and we tie directly to the County's financial or accounting software and allow administrators and elected officials to collaborate more effectively as you move from, you know, a budget's beginning process phase all the way to approval and publication. And it does include the components of the county budget from personnel costs, to the operating budget, and to capital budget, and even, you know, multi-year capital budgeting. And today we're here to share how this process from budget development to approval and publication includes US County residents and taxpayers to oversee and engage with administrators and elected officials throughout the year. And our software allows the County the ability to make this process public so you can tell your story more effectively with robust citizen-engagement tools. We found that OpenGov helps our customers save, you know, nearly 50 percent less time in overall budget development. That's a lot of the administrative manual processes, as well as, you know, publication of the documents and collaboration. Eighty percent less time reporting, which is what, you know, your finance and budget teams are doing throughout the year to get data out of your finance system and get it to all of the stakeholders in those hands, as well as to elected officials. And then we find that our customers have less public information requests because we make that data more available to county residents and elected officials and stakeholders. And we also find that with really robust, you know, accurate reporting that we see a lot of reallocation of funds based on just more accurate numbers and data integrity. Really, if you think about OpenGov, we're here to basically unpack and un-silo a lot of that data from a lot of different systems and allow the county to build their budget and also look at how strategic initiatives and initiatives of the county are progressing throughout the year. And one of the last couple slides here that I wanted to share is the one way to think about, as I said in my story before about having siloed data. OpenGov basically brings the financial data out of the ERP systems, is it called, as well as, you know, Excel, you know, data that lives in Excel or HR systems, public safety, etcetera, and allows the county, both the administrative and the, or the, the executive team, as well as the legislative side to build a budget, collaborate, and then also do the reporting and communication to the public. So, one of the last slides here and I'll let Jim take over with the demo, is that OpenGov's proud to have over 300 years in public sector experience with a lot of our employees. I've been proud enough to work for the company for four years and a lot of these colleagues that I work with have worn the shoes of a lot of you in government as an elected official or an executive or a, you know, budget manager, finance director. So, having these folks available to provide instant feedback and support as you're changing processes is very powerful and I like that human element of what we do. So, with that, I'll have Jim take over, share some of the software with you, and then we'll allow some time for Q&A.

MR. LEE: Thanks, Paul. I'm going to share my screen here. Can you guys see my screen?

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. LEE: Alright, thank you. Hello, good morning. My name is Jim Lee --

CHAIR RAWLINS-FERNANDEZ: Good morning.

MR. LEE: --I'm the Director of Solutions Engineering for OpenGov. Sorry, was there a question?

CHAIR RAWLINS-FERNANDEZ: No.

MR. LEE: Okay, sorry.

CHAIR RAWLINS-FERNANDEZ: Please proceed, mahalo.

MR. LEE: So, my...you can see it? Okay, great, yeah, thank you. My background is county and finance, I'm actually out of Chicago. My CPA with the State of Illinois and really happy to be here to present this to you guys. I'll touch on a few things within the OpenGov technology from a platform perspective I wanted to show you, start with kind of a dashboard, kind of internal view of what you can do, what this technology can make it more efficient and effective in terms of how you manage the county itself. From a technology perspective it's all really about looking at information and making better decisions from the information that you gather. And so, with OpenGov, we pull in information from different sources and you can also budget on that. I'll show you a little bit of the budgeting side. You can also do position planning within the application. Then I'll end with kind of the citizen engagement and to kind of show you how all of this information can also be published out externally. And then I'll also show you a few examples of other counties in the area, Kauai County for example, and maybe a couple of other counties that are using our technology. We have over 2,000-plus governments that are using this and rapidly growing from a gov-tech perspective. So, what you're looking at is an internal view of data that we load into our platform. And that data gets surfaced into these tiles or dashboards, if you will, designed for different departments or agencies. And so, you would have a mayor's version or a legislative version. So, you could have different versions of the data. But here in this particular environment we've kind of pulled it all together into one. And so, in this particular view I have the commissioners' dashboard, maybe supervisors' dashboard, public safety, county administrative finance, and so forth. So, different departments within the county can have their own dashboards and in this case, depending on security rights, you would have access to only those tiles that you are allowed to see. Let me just drill into one of these and we'll just look at the commissioners' dashboard. So, by drilling into the commissioners' dashboard, now we're looking at very specific metrics that are important, in this case, is commissioner. You can have financial data like the first one that shows me general government and budget to actual expenditures. So, here on this first tile I can quickly see what my

expenses, overall expenses are relative to my budget. But there's also other metrics that are being pulled in as well, not just financial data but operational data. So, county permits issued by events, children in need of protection, employment rate versus target rate. So, countywide overtime spending, revenue by fund. So, it's really an information portal, if you will, that allows you to capture very specific metrics and you can kind of see correlations between data and really look at this information to make decisions about the county. And so, for example, if I look at this particular metric, county permits issued by events, and it's...we're on track but we're actually dipping below 2017, and that kind of tells me there's something happening. Maybe that's correlated with things like monthly permit applications, for example. And we kind of see exactly, you know, the...what the trend line is in terms of monthly permit applications. And so, we can make some correlations around that. Or even looking at things like overtime spent, you know, within my public safety department there's a lot of overtime spent, and how did that impact maybe crime rates that we may be looking at within the county. Right, so if I look at things like sheriff position count it's actually in line, but we have a whole, a very high level overtime spent, and then we can look at things like crime statistics and then maybe there's a correlation between that. So, very easy to look at this information, make some quick correlations between the data, and then be able to make decisions about, you know, the activities that are happening within the county. One of the awesome things about OpenGov is the ease of use within the application. So, depending on the type of user, really you have access like this. But as a user you can also easily create these tiles and reports within your dashboard. So, it's simply coming into a dashboard and selecting an item and selecting a report, and then within the report, selecting a view, and then adding that to my tile. So, for example, if I wanted to look at, for example capital spending, and I look at my capital spending within the capital spending, or my five-year CIP plan, within that there may be a list of reports that are out there, parks investment by year, I want to add that to my tile. I can go ahead and add that within my dashboard. So, in this case now I'm looking at parks investment and I can decide, you know, what sort of graph, visual graph I want within this, maybe this is a stacked pie chart, and then just add that to my tile. So, now I'm actually looking at parks recreation projects that are going on within the county and then combined with other information I can make decisions about that. Very easy to do within our applications. As we go through this, whether it's the dashboard that you see here or the reports, or the budgeting, it's all designed to be really easy but very powerful and comprehensive in terms of the information that you can deliver, that you can have at your fingertips to make decisions and be more effective and efficient in terms of the operations of the county. Any questions on the dashboard?

CHAIR RAWLINS-FERNANDEZ: Members, any questions on this portion of the presentation? Member Lee and then...oh, okay. Member Lee?

COUNCILMEMBER LEE: Madam Chair, I'm wondering if you can click on some of these individual screens or slides rather than have the whole thing up there which we cannot see.

UNIDENTIFIED SPEAKER: Enlarge it.

COUNCILMEMBER LEE: Yeah?

CHAIR RAWLINS-FERNANDEZ: Mr. Lee, did you hear the request?

MR. LEE: If I could click on one of these tiles? Yeah. Yeah, so, but was that the question? If I could click on one of these and see the whole screen?

COUNCILMEMBER LEE: Yes.

MR. LEE: Yeah, so, here, each of these are actually designed to drill into it. So, for example let's look at general government budget to actual expenditure. So, if I click on that, it'll actually take me to the report that was used to develop that particular dashboard. So, now I'm getting deeper into the dataset and I don't know if this really addresses the question, but now you can kind of see a full screen of my government budget to actual expenditures by different departments. I can see the actual expenditures over time and I see what the budget was and comparisons to budget, so this is a budget to actual report. If I scroll down to the screen below, now I'm looking at a tabular set of the same data that we saw in the graph by departments, I can see the actual expenditures and then it can start to drill further into this data. So, it's really the robustness of the data and the ability to drill down to individual departments, even down to transaction level detail. So, we can get actually get down to individual checks that have been issued by different months, different departments, different object codes, and see exactly how much we're spending by vendor and so forth. Right, so very rich in terms of information that's available at your fingertips and just a couple of clicks gets you down to a specific transaction to see how much we paid to a particular vendor and what the impact of that is to the overall budget in this particular screen. Couple of other things on this report. So, this is my report. This report is called budget to actual report. There's other views here. So, very English-like views, it's not just a title but you can actually have information; things like what are my CIP expenses, emergency management overtime spent, sheriff overtime spending. You can have whole sentences to really address a question that you may have and when I click on that particular sentence or a question, it takes me to the answer. So, as you are having your council meetings and/or other meetings and so forth, you can have your list of questions predefined and then if simply clicking on a question, what are my CIP expenses, clicking on that takes me to a report that shows me exactly what my capital...CIP expenses are by the different capital projects that are going on and I can kind of see exactly where we're at in relations to our budget in this particular report. So, here I can see all of my expenses in terms of capital projects, here's my budgeted dollars by the different capital project programs that are going on. So, here's my capital technology, highway building, levy stabilization fund, and so forth. We can drill further from here as well. So, if I click on, let's say for example the capital technology, now I'm actually looking at only the capital technology costs relative to budget and here's my summary and then I can again look at the transactional costs that have happened within my capital technology CIP expenses. Right, so, very easy for anyone to really get to the information that they're looking for with only a few mouse clicks, if you will. But designed for kind of a natural language type of a set up.

And so, in this particular report as I drilled in from a very high level of capital improvement across all my departments, I'm now focused only on the capital technology. If I want to save this report as my own personal report, even as a councilmember or committee member I can go ahead and say, "what is the capital technology spend across years." And so, now I've actually created a report by simply doing that and save that as a view. So now, here is a report that I just created, and that's kind of how easy it is to create reports in our application. I can take this and share it with others as well. Sort of like what we saw on the dashboard, you can actually share this. I can make it public so others outside of Maui County can see this, or just leave it as internal only, or even make it just very private and just send it to one person if I wanted to. Alright, so very powerful but super easy to use in terms of what you can do. But, again, designed for efficiency and effectiveness in terms of how governments function and the decisions you can make off of a reporting platform that OpenGov brings to the table. So, having said that, this is a reporting component that really tied in with the budgeting side. So, if I look at the budgeting side, let me just jump into the budgeting side and kind of show you how the budgeting aspect of the technology, of the platform works. So, within here, I can have multiple budgets. And again, you can actually have a, you know, the mayor's version, the legislative version, different types of versions. In fact, you can have different entities and even be completely separated from each other. But within this particular entity I have multiple budgets, and so each application allows to our customers to have as many different iterations of these budgets as they need. So, here I can see things like my 2020 budget, my 2019 adopted, current year forecast, capital improvement projects, and so forth. Even at budget says 2020 budget with an increase of 3 percent. So, what the system allows users, governments to do is to be able to quickly create budgets. In this case, I can create a budget, I can copy my budget from a different version and so forth and kind of replicate these things and then increase it by 3 percent or 4 percent and actually design a budgeting side of information to make decisions. Let me just open up one of these budgets called the 2020 budget, and then within this budget there are proposals. So, each department is actually submitting a proposal. If I look at, let's say for example, public safety. Right, so let me just drill into this one, and within public safety, there is a background about the proposal, some analysis on that, some recommendations, maybe supporting documentations, and so forth. You can also put priorities on this, so very important for kind of the supplementals and so forth to kind of put priorities on a proposal that may be coming in to find the frequency, the service types, and so forth. Each of these proposals have either the expense component or a revenue component, and I can also share these proposals with other people as well. So, I can actually invite other people, in this case Red Reyes, to edit this proposal. So, you can have many people collaborating within a proposal, and of course, there's also commentary and information that you can do online. It's super powerful in terms of how you develop proposal. Each of these proposals, let me just drill a little bit deeper. And so, if I look into the public safety proposal, there's actually three worksheets and each of these worksheets have very specific cost elements that we're collecting data for. And so, here within this particular proposal on the sheriff's side, you can see the cost elements, the object codes, the reference dollars, reference periods, the base, and so forth. And we're just asking for a budgetary number for next year. One of the powerful things about the

OpenGov platform is the ability to attach strategic initiatives and goals. And so, if I look at this particular proposal, there may be a series of strategic initiatives and goals that we set up as a county and we can attach our budgetary information to that. So, for example under public safety on the sheriff's worksheet, I may want to attach that to my safe community initiative that's going on and apply all of these cost elements that we're collecting data for to the safe community initiative and I'll show you what that looks like on another screen. So, very high level but you can kind of see how powerful this is in terms of collaboration. And again, on these individual worksheets I can invite other people to work on this particular worksheet, or the entire proposal, or an entire budget. And it really makes it more effective in terms of how budgets are collected. There is no more, like, spreadsheets or other manual processes that are happening, it's just simply all automated and we have a collaborative environment where multiple users are coming in and making adjustments and so forth. And then when they're done, we just simply follow a workflow process that allows you to look at and see who's approved, who submitted their budgets and so forth, and kind of see, you know, the status of these different budgets, who's actually in them, and the type, and then the total expense dollars and revenue also. Lastly, tied to the budget component is really the workforce plan, right, kind of a very important part of it. Mono County, for example, is actually out of California, they found $2 million worth of savings just on this piece alone in terms of budget process. To them, this was a game changer. And the reason for that is because when we look at individual positions as we get to individual positions, it's a lot of manual effort that we found in governments today where by position, you're trying to figure out who's in, who's out, you know, what's the vacancy and so forth, and there may be some cost savings, but then trying to kind of capture all that could be a lot of work. And so, the way we've done it, we've actually followed, you know, we do what governments do, actually look at a position and see who fills a position and then we have cost elements that you define. And so, these cost elements really define the total cost in a particular position. And cost elements are things that you see on the right-hand side here. Things like social security, retirement, Medicaid, COLA, and so forth. We call them global drivers, so you...so if I look at individual cost element, if I come into my cost of living adjustments and make a change for anybody who's a COLA one, from a 1 percent to a 2 percent, everybody in that position who has a COLA of . . .*(inaudible)*. . . two will actually get a 2 percent increase so you don't have to do it by individual positions. Very powerful in terms of what you can do within this application from that perspective. Lastly, once we collect all this data and put it together, lastly it's really about the narratives around this. And this is the...this is the capabilities where whether it's internal reporting that, yeah, that you would have for yourselves as committee members or department heads and so forth, you can start to publish this data out to internal users and make it really more collaborative but also put some contextual information around this data. So, instead of just having a dashboard, or a graph, or a chart, but you can really look at this information and put some narratives around it. And so, this piece of it is actually really internal, and we use it for external as well. So, let me just show you one example. So, here's one that was created. Here's Kauai, right, so Kauai County, this is actually external reporting piece of it. And so, in this report this is a Kauai report and you can kind of see...you know, let me come back to this. I'm sorry. So, if I come back to this report and look at Maui County, we created this for you guys. And

so, if I look at Maui County hub, right, so in this particular report, you can see this is a...this could be an internal or it could be an external report that you publish out there. So, here I look at this report and it kind of shows me the Council's budget being transmitted to the Mayor, there's a video, so you can imbed different things into it as well. But these tiles like personnel costs, operating budget, capital budget, it's all coming from the system that we just saw earlier, that kind of internal data. By only surfacing just that piece of information that's relative to this particular page in the report. So, here is my personnel costs and I can look at different tiles and kind of see exactly what's...what we're looking at. And then if I look at tiers of vacancy, or the same vacancy report that we saw earlier, now we have strategic initiatives of affordable housing and we can kind of put some narrative around that. And just like what we saw earlier on the dashboard, if I look at this particular report and wanted to look at permits issued, if I click on that link it will actually take me to the report that was actually used to build that particular view. So, here like vacancy units, I click on that I can kind of see permits issued. So, now here is a report that shows me permits issued and I'm down to the level of detail that we want to do the analysis on. And then finally I just wanted to kind of end with a couple of things. Here is Kauai County, right. This is kind of a live public facing report and you can kind of see in this report annual operating budget ordinance by Kauai County. You can kind of see the general fund. It allows me to drill into this too. So, if I wanted to look at general fund and click on that, it'll actually drill into, and this is something that a citizen is actually doing from a public data perspective. Other reports that they put out there, this is a good one. Budget comparison fiscal year 2020 to fiscal year 2019, kind of shows me the mayor's request and the council reviews, right. So, here's my revenues and expenses. And if I look at these different views on the left-hand side, it's really very easy. So, I can look at different...if I want to look at, you know, total revenues by fund, the council version versus the mayor's requested version, there's the revenues by type and I can start to look at this. And if I drill into any one of these pieces, like, just say for example real property, now I'm looking at real property related to my revenues by fund type. So, that level of drilldown is really dependent on you and what you want to surface to your citizens versus what you have internally that we saw earlier. So, here I don't even see the transaction level because that wasn't allowed in this particular report. So, very powerful. And then if we look at the narrative portion of it that was saw earlier with the Maui County, with your data, we can kind of see, you know, what some of the other counties have done. So, here, in this case here is a Bernalillo County. Bernalillo County is actually in California. And to them for this particular dashboard reporting, it was a very powerful thing where they actually did a lot of...found a ton of value in terms of these dashboards and how they're using this. Here's another one, Thurston County in Washington developing solutions for preservation plan, right. So, it's not just about financial data, but things like conservation plans and what the county may be doing around us can also be incorporated into this and kind of make it a very rich in terms of how your citizens would engage with you guys from a data perspective. Lastly, I think this is kind of interesting as well so it's not just putting this kind of information but if I go back to kind of the Maui County, there's also feedback, right. So, it's not just about putting information out there for the citizens to look at, but you can also collect information back. So, here you have feedback from proposed affordable housing policies and tools.

And so, if you look at this particular screen, you can actually as a citizen I can come in here and kind of put in my responses and so forth. So, here are some questions that you can put out there and just kind of get responses back from the citizens before you even, you know, build out your budget so you can kind of see what the citizens are thinking about. Some of the projects and programs that they you may be . . .(inaudible). . . Let me stop there. I spoke a lot, I'm from Chicago, I talk pretty fast. Hopefully that was well received on your end in terms of the capabilities of our application. You can kind of see the robustness and the comprehensiveness, but truly the ease of use in terms of how these things are created. I mean, if you look at this external reporting page, it's again just like the dashboards that we saw earlier. Simply click on a report, add that, and that's how easy it is to create these tiles and so forth. And then drilling down is all these kind of natural part of the application and using kind of the really modern cloud technology you can really get value out of a system like this and then be able to be up and running in truly a short amount of time. Okay. Paul, anything on your end?

MR. FELTON: No, I think that's pretty comprehensive. I think we just want to allow some time for questions and answers and...from the Committee.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Mr. Lee and Mr. Felton. Okay, Members, that's the end of the presentation so I'll now open the floor up to questions. Member Hokama and then Member Lee.

COUNCILMEMBER HOKAMA: Thank you, Chair. And, first, thank you for this presentation. I did check with one of our other vendors at our national conference and they are also willing to present to the Committee if invited. So, couple of things for this...well, I'm making an assumption, so, let me ask you first as our Chair, is this an assumption an accurate assumption for your Members, Chair, that the software is going to be viewed as a way of balancing the budget? Is that the intent of the software to balance the budget for Council?

CHAIR RAWLINS-FERNANDEZ: Right, so, what I was looking for in a software was to make our budget process easier, more efficient, and would allow us to run scenarios as we're discussing how we were going to adjust the budget from last year and this year --

COUNCILMEMBER HOKAMA: Okay, okay.

CHAIR RAWLINS-FERNANDEZ: --and transparency, of course.

COUNCILMEMBER HOKAMA: Yeah. Okay, good. I'll tell you in my 20-plus years of...well, more than that, I started in state budgeting in early 1972, so tells you how long I've been working on government budgets. I would say the software can do almost everything, but not everything. There'll still be some required outside calculations to balance the budget because our funds...so, my first thing to OpenGov under functionality, can your software track and balance by fund or would you still require calculations outside of the software program? And I'll give you an example because well, the admin would understand, let's say we'll take our Department of Public Works

or Transportation, we added five positions that's going to be paid for by the Highway Fund. So, would OpenGov software do the calculations for the fringe benefits, fringe benefit reimbursements, overhead reimbursements, supplemental transfers if required, interfund transfers, and other operational personnel needs? Can your software do that?

CHAIR RAWLINS-FERNANDEZ: Mr. Lee or Mr. Felton? Were you able to hear the question okay?

MR. LEE: Yeah, definitely. So, we can do...yeah, so, from a payroll, you know, presentation perspective absolutely. So, we can do those supplemental calculations and so forth in terms of benefits and kind of see. I was trying to pull up a report that actually had all that and kind of show you how you can analyze that data once it's all collected and calculated with the...maybe in a few minutes I can show you that. But, yes, to answer your question, yes.

COUNCILMEMBER HOKAMA: And then upon the Council's receiving the budget from the Mayor in his proposed budget, how would your software assist our Committee with putting forth our changes and balancing the budget by fund?

MR. LEE: So, that would be, again, the budget builder. So, the proposals that you saw, if you had a Mayor's version of it, we can make a copy of that and then allow you to make some adjustments to that. Is that, does that answer your question?

COUNCILMEMBER HOKAMA: So, I'm still going to have to do the work, okay. Are all the changes in your software going to track and detail the information provided by those changes?

MR. LEE: Yes, so like the...just like the budget to actual report, which was kind of a variance report, you can have a variance that shows here's the Mayor's version, here's the Council's version. Just like what Kauai has in terms of the, you know, the reporting that you saw, that's how you would look at the differences.

COUNCILMEMBER HOKAMA: Okay, I, you know, I'll be honest, I don't know Kauai's system. We all do it slightly different so I'm not sure their needs and their requirements. So, with that, I would say how would OpenGov get your data? Are you going to import it from our existing systems?

MR. LEE: We would integrate with your existing system and then pull that into our system, into our application.

COUNCILMEMBER HOKAMA: How would you assure this Committee of the accuracy of the imported data?

MR. LEE: So, we...part of the import process we do have that you can run reports. But accuracy of the data is...part of it is also during the implementation looking at the reports and the data and part of it is reconciling, right, making sure the data is clean.

I mean, that's probably...that is a big question and part of the implementation process, we would look at the data and kind of look at the historical data of what's been published and make sure it's clean as well. I mean, there's probably going to be some things that we would have to look at and maybe the account structure has changed, or what's been reported and published versus what's coming in from the source system...

COUNCILMEMBER HOKAMA: So, how long is that going to take you provide to us?

MR. FELTON: In...so this is Paul. In terms of the length of time, so, part of the process of deployment is taking the full chart of accounts and fund structure and then GL data from the County and then validating. Once we built it into OpenGov there's a series of validation where you confirm that the data coming out of OpenGov is the same data you have that you would, you know, publish...

COUNCILMEMBER HOKAMA: How long is it going to take?

MR. FELTON: We can set this up in a matter of weeks.

COUNCILMEMBER HOKAMA: And how often would you update the data for us?

MR. FELTON: So, once we validate the data and we set up the integration over those, you know, couple weeks to a, you know, two months we would work with you --

COUNCILMEMBER HOKAMA: We'll be through with budget in two months.

MR. FELTON: --to determine how often you want that data to go into OpenGov so most of...a lot of our customers that are integrated do a nightly pull. But you could choose to do weekly or monthly, it's really your choice.

COUNCILMEMBER HOKAMA: We'll be done, our budget will be done in two months. So, we don't have months to wait and waste. How much time and effort if any would you need to scrub Workday and IFAS data before we export to OpenGov? Is months again? We talking about months?

MR. FELTON: We could do it in weeks, I mean, if it's really an export...it's really a manual export from both systems from either IFAS or from Workday. Once we have that data, OpenGov takes on the responsibility of the lift to build it, then it requires validation from your side. So, if we have a dedicated person on your side, we can do this in a matter of weeks easily.

COUNCILMEMBER HOKAMA: Okay. So, I'm assuming then that the County's Administration needs to buy in to what the Council is proposing since you're going to need the data from the Administration. Isn't that correct?

MR. FELTON: I'm not fully aware of the structure of who owns the data between the legislative and the executive branch. Assuming it comes from the executive branch, then yes, we would need the support to get the data from IFAS, yes.

COUNCILMEMBER HOKAMA: What will happen when we upgrade to SunGard, upgrade our SunGard to ONESolution?

MR. FELTON: Yeah, so that's a...depending on if you edit or make changes to your chart of accounts, we do a crosswalk. So, you have the ability to have data from potentially two separate or changed chart of accounts, so you have full historical and future data. And that's very common with a lot of our customers who change ERP vendors or upgrade from one version to another.

COUNCILMEMBER HOKAMA: Okay, good. You know, we deal with components that impacts multiple funds. So, is your system able to handle all our required changes to all our funds automatically?

MR. FELTON: Jim, I'll let you answer that in terms of automation. I'll let Jim answer that.

MR. LEE: Yeah, I mean, so if you have the changes then, yeah, we can automate that change as part of the integration process.

COUNCILMEMBER HOKAMA: That is outside of the subscription cost?

MR. LEE: The services piece of it is...I mean, Paul, you can correct me, is outside of the subscription cost --

MR. FELTON: Right.

MR. LEE: --so, that's the integration or the work to validate data and so forth.

MR. FELTON: So, OpenGov charges an annual subscription cost for the software and then there's a one-time deployment services charge to get the full County, everyone up and running on it and that includes the work we do to integrate and to train and to get, you know, data into the platform. And then for the life of the contract you also have multiple, you know, real people that are accessible to you every day to handle, you know, normal tasks of, you know, training and, you know, uploading of data, or new use cases, et cetera.

COUNCILMEMBER HOKAMA: So, your 279,861 number you gave us as a consideration, that would include all of those requirements you just shared? The annual as well as the...

MR. FELTON: Yes, sir, that's the...yes, sir.

COUNCILMEMBER HOKAMA: And that would only cover the Council's requirement or that would cover the total County including the Administration's needs?

MR. FELTON: That would cover the total County and we've, you know, talked through this a little bit before but we would be willing to set up two separate instances so that the executive side has their own site and the legislative side would have their own platform with integrated data into both platforms so the data's the same yet you have different administrator access on both sides of...both sides.

COUNCILMEMBER HOKAMA: So, like another...would be an internal firewall within the branches of our government?

MR. FELTON: It's, I mean, I don't know that it...that the firewall, any sort of firewall would be required. It's, you would just have a one platform with trader access to the, you know, the County executives side, and then you'd have a fully separate system for the legislative side but with the same data. And for example when the executive side builds their budget and sends that to, you know, has that budget to send to the legislative side, that would just be a data, you know, you would manually send that data and, you know, we wouldn't connect the two systems. So, you'd just send that data file as a, you know, as a proposed budget that then goes to the legislative side that they can then, you know, copy and then make an edit of their own.

CHAIR RAWLINS-FERNANDEZ: Member Hokama, may I give the other Councilmembers an opportunity to ask questions? I know you have a lot of really good questions, but --

COUNCILMEMBER HOKAMA: Sure, happy to.

CHAIR RAWLINS-FERNANDEZ: --I'd like to...and then we can come back to you.

COUNCILMEMBER HOKAMA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Yeah? Okay. Mahalo, Member Hokama. Member Lee?

COUNCILMEMBER LEE: Hi, Mr. Lee and the other person, I'm assuming that you've done several, I mean, well, at least you have 2,000 customers out there. Do you find Maui's budget system, monetary system unique or similar to many of the systems that your customers use?

MR. FELTON: We've worked with over 100 different ERP vendors or ERP systems and IFAS is one of many that, you know, are common legacy, very old systems that we would deal with. So, we would certainly have a scoping call with the County to determine the best way to extract the data. But that's something we're...we've done many times with many different types of systems. They're...you're not unique in that case.

COUNCILMEMBER LEE: Okay, thank you, that's good to know.

MR. FELTON: Yeah.

COUNCILMEMBER LEE: Do you have a ballpark cost? Hello? How much would it cost us?

MR. FELTON: Yes, sorry, the annual subscription fee was in that range that, I think, Mr. Hokama had mentioned, the $279,000 per year.

COUNCILMEMBER LEE: But the entire cost would be 279,000, that would be the conversion, and setting up the system, and training, and, I don't know, ongoing maintenance?

MR. FELTON: Yeah, that's the annual software cost and then there's a one-time deployment cost, I believe it's around $150,000 and that includes all of the deployment, all of the training, the integration, all the work that goes into setting the County up for success on both sides.

COUNCILMEMBER LEE: Okay, and one final question, who are your major competitors? You don't have any?

MR. LEE: I think if you look at the platform, I mean hopefully you saw the comprehensiveness of the platform, right, from a budgeting, performance measures, dashboards, we . . .(inaudible). . . talk about strategic initiatives, and then the transparency side of it. If you look at the totality of that, there aren't that many competitors. But there are specific competitors, specific for transparency, one for budgeting, you know, one for workforce even. So, I mean, we don't charge by different pieces, it's one platform that does it all. But I think somebody mentioned Tyler, I mean, Tyler certainly is a competitor out there as well. Oftentimes we find the Excel spreadsheets is a competitor, right, because a lot of times budgets are done through spreadsheets. And frankly, you know, change is something that some companies don't want to do so we tend to compete with spreadsheets. So...

COUNCILMEMBER LEE: Thank you. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Paltin?

COUNCILMEMBER PALTIN: Aloha, Paul, this is Tamara. I just was wondering about the training part. How long does it take and then if there's turnover in the County once the initial people are trained, would they be able to go on and train new people or would you guys need to be the ones that does the training with all the users?

MR. FELTON: That's a great question. Yeah, so our methodology is a train-the-trainer approach. So in, during that deployment of each, sort of, you know, each module, so to speak, you know, budgeting, reporting, citizen engagement, depending on the stakeholders there, we train administrators on the use and then we also subsequently as part of this deployment we would also be training, you know, department heads, and other users. Should there be...and then we have a train-the-trainer approach, right. So then, those administrators then become the trainers internally. However, if there's turnover, if you have new folks joining and some people are a little rusty, you have a dedicated account manager for the life of the contract. Pick up the phone, send an e-mail, and we have a robust support network, so we'll provide, you know, training

and, you know, administrative training and usage to those people. Provided it's within a, you know, not an overwhelming scope. We're not going to, you know, come on site and spend a week with people. But we do a lot of remote trainings for an hour at a time via screen share such as this. But we're there for the life of the contract to provide support and training as needed.

COUNCILMEMBER PALTIN: What's the duration of the initial training usually?

MR. FELTON: It's typically, I would say, anywhere from, you know, two to eight to ten hours of training, depending on the module and what you're using. But I think it just varies by, you know, whether you're using it for budgeting or you're using it just to create a few reports, it really just depends. But that's all included in the initial deployment.

COUNCILMEMBER PALTIN: And how long have you guys been in business?

MR. FELTON: We are in our seventh year of business.

COUNCILMEMBER PALTIN: And have you done upgrades within that seven years?

MR. FELTON: So, OpenGov is considered a SaaS software, and SaaS stands for software as a service. And the way our model works is no matter...you basically just need an internet connection to connect to OpenGov. And OpenGov, you're always...every one of our 2,000-plus customers is always on the same version. So, we're always pushing improvements to each part of the software of the, you know, of OpenGov. Every two weeks our engineers are pushing improvements and, you know, whether we're releasing new features, sometimes they're features and sometimes it's a full new module. But we now arguably are one of the only cloud-based softwares that has a complete, you know, budgeting reporting and citizen engagement.

COUNCILMEMBER PALTIN: So then, when you do the upgrades, does there need to be training on how to use the upgrades?

MR. FELTON: That's a great question, every once in a while. So, we just released a new version of some of our reporting that allows you to do really robust non-financial and financial reporting with the ability to edit specific axis, you know, axis and when we release a big one like that we typically offer like a webinar and training with, you know, certificate and training to make sure our users are comfortable with the platform.

COUNCILMEMBER PALTIN: And then I don't know if any kind of software can do it but like when you're entering plenty numbers and late, like, what about typos and stuff like that? You still got to just comb through and catch them yourself?

MR. LEE: Can you repeat that? Sorry.

MR. FELTON: Yeah.

COUNCILMEMBER PALTIN: Like just mistakes and stuff like that? How would you...is it easy to catch? Or, like, and is it auto save, like what if everything erases that you've been working on?

MR. LEE: Yeah, no, it does auto save so...because it's cloud-based it absolutely does auto save. In terms of mistakes, I guess you could have different versions of your templates and so forth and so we can actually...I don't know if you remember that in the budget side you can have like the budget development side, there's a budget review, you know, process, and then there's a final budget, right? So, those three things actually kind of control what happens. And so, as you're pointing out there's a mistake you can use one of those things to kind of look at different versions, kind of see where the mistakes are at. There's a full audit trail of all the activity that people are doing. So if you key in a number, you can actually, we track all the activities that users are doing and to go back and look at the audit to kind of see where the mistakes may have happened.

COUNCILMEMBER PALTIN: So, in the tracking does it have a user that was the one to make the change? Like can you identify...

MR. LEE: Yes.

COUNCILMEMBER PALTIN: Oh.

MR. LEE: Yes, we identify...yes, exactly who and what time they made the adjustment. So, that's probably a good way to look at how you would, you know, find the mistake.

COUNCILMEMBER PALTIN: Okay, cool. Thanks.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Before I call on Member Sugimura, I just wanted to also remind Members that we do have with us on the floor Managing Director Baz, Budget Director Yoshimura, and both Finance Director and Deputy Director. Oh, and...

COUNCILMEMBER SUGIMURA: Greg King.

CHAIR RAWLINS-FERNANDEZ: Okay, Greg Kim [sic]. Okay, and Mr. Kim [sic] --

COUNCILMEMBER SUGIMURA: King.

CHAIR RAWLINS-FERNANDEZ: --from Purchasing.

COUNCILMEMBER SUGIMURA: He's Purchasing.

CHAIR RAWLINS-FERNANDEZ: Okay. So, if you have any questions for our Administration, they're also available. Okay, oh and really quickly, Member Hokama, before I forget.

COUNCILMEMBER HOKAMA: Yes, ma'am?

CHAIR RAWLINS-FERNANDEZ: What was the software that you spoke with that would want to do a presentation?

COUNCILMEMBER HOKAMA: I'll talk to you during the recess on that, Chair. Because again, I understand we have a...there's a clock ticking, a sense of a clock ticking. So, we can be best prepared for the next cycle, Chair. So, I want to talk to you about that because others may have suggestions as well and I think I would like to work with you so that we use our time efficiently so that you can make the appropriate recommendation to the full Council.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Hokama. Okay, Member Sugimura?

COUNCILMEMBER SUGIMURA: So, if...this is a question for them. If they are the third party and not the actual software, because we...right?

CHAIR RAWLINS-FERNANDEZ: They are the software OpenGov, they are not a vendor. So, we're not purchasing the software from them, we would be purchasing a software from a vendor.

COUNCILMEMBER SUGIMURA: So then, who would do the training if...what is the relationship?

CHAIR RAWLINS-FERNANDEZ: OpenGov. If we were to select OpenGov as our comprehensive budget software, then we would be purchasing that software and the training that comes with it with the subscription.

COUNCILMEMBER SUGIMURA: So, we're buying it --

CHAIR RAWLINS-FERNANDEZ: That's my understanding.

COUNCILMEMBER SUGIMURA: --from...yeah, okay. Explain that?

CHAIR RAWLINS-FERNANDEZ: Well, because you --

COUNCILMEMBER SUGIMURA: We're buying it from somebody else...

CHAIR RAWLINS-FERNANDEZ: --purchase the subscription from a vendor.

COUNCILMEMBER SUGIMURA: So, whenever we hear about MAPPS, Workday, all the different software that we have, we don't...do we have another vendor we buy it from? Maybe this is a question for somebody.

CHAIR RAWLINS-FERNANDEZ: I don't know if it's like completely comparing apples to apples. I don't know if...okay. Mr. Baz?

MR. BAZ: Thank you. So, there's basically two methods of procurement on this type of item. One is directly through the company that makes the software like these guys in OpenGov, the other is purchasing it through a consortium like NASPO, right...I don't know what it stands for. But basically they have vendors that are third party sales. So, it's like buying a Chevy car from Jim Falk.

COUNCILMEMBER SUGIMURA: Have a middleman you're talking about --

MR. BAZ: Yes.

COUNCILMEMBER SUGIMURA: --is who we're dealing with?

MR. BAZ: Basically.

COUNCILMEMBER SUGIMURA: Why don't we just go straight to Open.gov [*sic*]? Well, that's not you.

MR. BAZ: Yeah.

COUNCILMEMBER SUGIMURA: That's...yeah, why don't we go straight to Open.gov [*sic*] instead of having a middleman if that's what you just described?

CHAIR RAWLINS-FERNANDEZ: So, the RFP for the software would be...anyone could bid on the RFP, that's the process that we're mandated to follow.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: Next question. So, this is for Open.gov [*sic*]. You're saying that Maui, Kauai County also uses Open.gov [*sic*]?

CHAIR RAWLINS-FERNANDEZ: Mr. Felton?

MR. FELTON: Yes, hi. Can you guys still hear me?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: Yes. So, Member Sugimura has a question for you.

MR. FELTON: Yeah, I heard the question. Yeah, so Kauai County, so, and sorry to correct everyone. So, it's just OpenGov, OpenGov.com or just OpenGov. Kauai County has been a customer since, I believe, 2013 or '14. And they use us for public transparency and also have now deployed, are now in deployment of an integration into their ERP system, as well as a lot of the performance measures dashboards, and the storytelling piece.

COUNCILMEMBER SUGIMURA: Oh, so you can do this in piecemeal. You don't have to do the whole software?

MR. FELTON: Well, when they...well, yes. But when they bought OpenGov before to my point about being SaaS software, we've just developed a lot more solutions since they purchased in 2014.

COUNCILMEMBER SUGIMURA: Does the Administration also have to purchase OpenGov? I mean, we were talking about --

CHAIR RAWLINS-FERNANDEZ: Yeah, it would be the County.

COUNCILMEMBER SUGIMURA: --our budget.

CHAIR RAWLINS-FERNANDEZ: So, we would...it would be a sharing thing. Like, we the County purchase the software and the Administration and the Council uses it.

COUNCILMEMBER SUGIMURA: Oh, so...okay. So, there's a whole big part of this conversation that we...

COUNCILMEMBER HOKAMA: They got to agree.

COUNCILMEMBER SUGIMURA: Yeah, they got to agree. Okay, I'll wait. Thank you.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Chair King?

VICE-CHAIR KING: Thank you. So, yeah, I sat through this presentation when we were in...at the NACo conference with Mr. Teruya, and Ms. Yoshimura, Traci from OCS was there, and I think we had somebody from Corp. Counsel, Jeff Ueoka was there. But when we sat through the...I mean, originally when we started looking at this I think when you're an officer looking at this we were looking for software to help us with our budgetary process. The softwares that kind of rose up as...that we were looking at were ones that were all-encompassing, and they were...there actually is a lot of admin in this software and probably the other ones too. So, it's not that we couldn't purchase this software and use it for our budgetary process, but in order to get the full value out of it it's got to be utilized by the Admin and the Council. So, it's not that we need the Mayor's approval to purchase it, but it would be wise to get buy-in from the Admin so that we get full value from this program or any other program, any other similar program. So, my thought was, and I just wanted to kind of throw this out there that we could do two things, we could give a deadline for any other Councilmembers to ask you to, you know, bring another presentation before EDB, which probably should be within a week because you need a week to notice it and you don't want this to happen months out so you want it to probably happen in the next EDB meeting as far as another presentation so a choice can be made. The other way to go about it would be to create a TIG possibly and, you know, if the Administration is

part of that TIG then to try to decide through the TIG what the recommendation would be for the software and just authorize that to go directly to procurement process from the TIG, which could speed it up. I don't know which would be faster because I don't know if you're going to be able to...if you do get two or three recommendations for other software, if you're going to be able to actually schedule that in the next EDB meeting and get through all those presentations. I'm not sure if all the Councilmembers want to participate in that or if they want to delegate the, you know, the research to a few Councilmembers. So, that's why I thought if we could create the TIG, and, I mean, because I certainly...I agree with Councilmember Lee that I appreciate all the work that your office has put into this. I know you did a lot of research and comparisons. And so I'm, you know, I'm willing to listen to and to look objectively at other programs but I also don't want this to drag on and on and on because then it becomes moot for our purpose of getting it into the, you know, getting into use to be able to be effective for the next budget process. But I would like to see, I would like to hear from the Administration on, you know, where they would like to go with this, you know. What other programs have they looked at? Would they participate in utilizing whatever software we choose? So, can we get maybe Administration's thoughts on that? I mean, and, you know, if we could get...I know Sandy, you're Acting Mayor, but if could get just some thoughts from Mr. Teruya since you were in that earlier presentation as well that we had in Clark County, and maybe you could give us your thoughts on that and then we could ask the Managing Director or Acting Mayor to give us his thoughts.

CHAIR RAWLINS-FERNANDEZ: Director Baz and/or Director Teruya?

MR. TERUYA: Thank you, Chair and Members. Scott Teruya, Finance Director. The primary user of this is really Budget Office and I'd probably want to defer to Michele because they're the primary users of the system. So, she would...I would probably have to defer to her. From what I've seen so far, I mean, it does seem like...well, first of all you got to find out if it's going to meet the needs of the Council. I mean, right now the things that I've saw, I'm not so certain. It looks like a very good software system that will help us. Whether it will budget by fund, that I don't know. Those are the questions that would have to go to. Another big question would be is whether or not we'd be trying to run a parallel system or we running independently, those are questions that you're going to ask yourself. Because if we do drop and go over to this and it doesn't do the things that we do, we'll be pretty stuck. So...

VICE-CHAIR KING: Okay, but I'm assuming that the Council, that our Committee Chair has vetted this. So, I'm really just asking from the Admin point of view --

MR. TERUYA: Okay.

VICE-CHAIR KING: --how do you view it from your, you know, your potential involvement and usage?

MR. TERUYA: Okay, I'll defer to the Budget Director, she's the primary user.

CHAIR RAWLINS-FERNANDEZ: Director Yoshimura?

COUNCILMEMBER SUGIMURA: What is the question, I guess.

MS. YOSHIMURA: Sorry, Chair. I missed the question.

VICE-CHAIR KING: Okay, so --

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: --basically I was just, I'm not sure at what point you left when I was talking but we were...I was discussing the fact that this is only going to be...we're only going to get the most value out of this is if the Admin buys into it to, so I want to get your thoughts on, you know, maybe...and whether it's this or another program, you know, do you want, do you see the best way of moving forward as, you know, creating a TIG that Admin and Council can participate in and choose a software so that we all get buy-in together? Or are you comfortable with us going forward with, you know, allowing Councilmembers to suggest other, and yourselves, to suggest other programs and then doing presentations and then having the Council pick one? Because, you know, to me we need the, we need your buy-in. We need the Admin buy-in in order to make the best use. We could go ahead with it and it would help us tremendously I think with our budget process, but it wouldn't be as meaningful as it could be and we would be shorting ourselves if we didn't have the Admin's participation.

CHAIR RAWLINS-FERNANDEZ: Director Yoshimura?

MS. YOSHIMURA: Chair, I think being that the program will be used by both Council and Administration, and multiple departments, not just by Budget and Finance, I think if you have a open session and bring in multiple vendors that would give everybody a chance to provide input. If you had a TIG, I don't know if you would be restricted to having, you know, just certain people come up with a decision and, you know, people might not see the full spectrum of every software company or software product and may have other concerns that we don't see ourselves. And so, I think if you were able to bring in multiple people or multiple vendors and have it in an open forum, that might give us the best results.

VICE-CHAIR KING: Okay, if we can hear from our Acting Mayor because basically he would have to make that requirement on your departments to be here when we do these presentations.

MR. BAZ: Chair?

CHAIR RAWLINS-FERNANDEZ: Okay, Director Baz?

MR. BAZ: Thank you, let me take a half a step back and give a little bit more perspective on this. The public facing presentation of our data we have, when I was the Budget Director I did implement Socrata which is now owned by Tyler and their version of

that. And it's still actually on our website available if I can...if you wanted me to show you, the Members, that. It hasn't been updated in a while because we don't have the staff to update it. The need for a comprehensive budgeting software is there, I mean, right now the Budget Office and the departments utilize Excel and Word documents to produce the budget book, right, and the budget details, and if there is a more efficient manner to do that, we'd appreciate that definitely. Whether OpenGov is that solution or not, we're not quite sure. We have actually either been...

VICE-CHAIR KING: I get that, just to cut to the chase, but what I'm asking you is how are we going to get to that point where Admin is sure --

MR. BAZ: Yeah.

VICE-CHAIR KING: --and Council is sure, and we can agree.

MR. BAZ: So, let me finish and then --

VICE-CHAIR KING: Okay.

MR. BAZ: --that'll get to your point really quickly. We've been either approached by or know of at least seven different vendors to look at for budgeting type of software. And that will be something that we're going to take a little bit more time to look at because it does integrate with and is possible to manage with a...there're different options with our accounting system, and that's going to be the next upgrade that we're going to be presenting to Council as a request for finances is an upgrade or replacement of IFAS. IFAS is a very old, antiquated software. It has some significant challenges. There are different options. SunGARD, who owns IFAS, has newer versions that we could upgrade to, Workday has a financial aspect of it and since we already integrated the HR payroll system, Workday might be a good option. Both of those have budgeting solutions as well to create the budget books on our side of things so that it wouldn't have to be something that's exported and adjusted in another software vendor. Tyler has a budgeting software as well with their ERP and also with the Socrata integration that they did. There are...Oracle has a comprehensive budgeting piece with their ERP as well that they've approached us with last year to look at, theirs a little bit more expensive. Zobrio, Computer Information Concepts, those are other vendors that we've looked at. So, what the Administration will do, and my Department of Management role with our CTO and our IT Services will be evaluating those type of things before we come present to you with our request for finances just like we did for Workday, just like we did for the MAPPS upgrade, the MAPPS program which is a Tyler-based software. So, we're not ready to commit to integrating any of this yet and the amount of effort that it would take for the Budget Office to convert their processing from the current process to this, to utilize this software OpenGov to create the budget book is not something we want to do now and then have that change a year from now or two years from now.

VICE-CHAIR KING: Okay, so in your assessments of these various software platforms that have been approaching you, have you had any discussions with our Budget Chair or

Budget Committee? Because if we're going to integrate this, we can't be doing these, this, you know, you're in your silo and we're in our silo.

MR. BAZ: Yeah. Not yet --

VICE-CHAIR KING: Okay.

MR. BAZ: --we're not ready for that piece of it yet. The main driving force of this will be the Finance Department with our accounting system requirements. Once those are met, then the budgeting piece of it is a secondary process to that.

VICE-CHAIR KING: Okay. But I just asked the Finance Department and he said, no, it would be the Budgeting Department. So, I think you guys got to get your stories straight --

MR. BAZ: Well --

VICE-CHAIR KING: --of who's taking the lead on this.

MR. BAZ: --what he's...for the creation of the budget book, yes, that's the Budget Office. But for our accounting system, the Finance Department manage that accounting system. And from IT's standpoint, that's the driving force.

VICE-CHAIR KING: Right. And that's, and so that, and that's what I was talking about. If we're going to fully integrate this --

MR. BAZ: Yeah.

VICE-CHAIR KING: --then we have to figure out who's taking the lead on the Admin side, you know, we have our Budget Committee Chair who's been the main proponent of getting this software because the Excel spreadsheets were not working, were not efficient in the previous budget. So, there needs to be an integration working together on this to decide. I mean the money right now is budgeted in the Council budget, and if we move ahead because we find something that's going to help us do our budget and it doesn't work for you, then we may be spending too much money for less value than the potential of working together.

MR. BAZ: Yeah, no, I understand and the County Administration who would be managing that process is our IT Services. They're the ones that manage significant software upgrades or purchases. When it gets managed outside of their system, it becomes very challenging and, you know, at times there are budgets approved for different softwares that IT hasn't been involved in and then has to catch up with and it's been incredibly challenging. So, we would like to, because it's going to be such a large purchase and integrated to so many different departments and aspects of what we do, we would like to manage it properly from the beginning versus buying it piecemeal.

VICE-CHAIR KING: Okay. But you still didn't really answer my question is how you're going to work together with the Council to make this decision.

MR. BAZ: Sure, well, once the IT Services starts the process just like we did with MAPPS and Workday, we invited Council to participate in that process and there were Council Services staff involved in that, the Workday process itself.

VICE-CHAIR KING: Okay, so, Chair, I don't know where we're at right now. Because I'm not really willing to sit around and wait for Admin to invite us to participate in their process. I was hoping that we would create this process together and I know that you're far along into the process and I'm not sure how far Admin is. So, I think we're in a bit of a quandary and we might be good if, you know, you could tell us from your perspective when we have to make this decision, this purchase, in order to be effective for the next budget session.

CHAIR RAWLINS-FERNANDEZ: Okay, so in response to your question, the next, or, suggestions of having it all done by the next EDB meeting of having presentations, the next EDB meeting is August 22nd, and we would need the vendor names by August 12th. Because we really, I mean, if it's going to take time for us to transition to this new software, we'd really like to, you know, start using it at our next budget process, then that's the clock that's ticking.

VICE-CHAIR KING: Okay, so, you feel that we have to do the next presentations within the next month in order to get the decisions made and move forward on procurement?

CHAIR RAWLINS-FERNANDEZ: Right.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, and so hopefully maybe Admin and I can work together in figuring that out. Oh, Director Teruya?

MR. TERUYA: Thank you, Chair. Mr. Greg King is here available and he has another thing to do so I'm just wondering if there's any questions for the Members if we could bring Mr. King down to address him at this time?

CHAIR RAWLINS-FERNANDEZ: Members, do anyone have questions for…

VICE-CHAIR KING: I'll yield the floor.

CHAIR RAWLINS-FERNANDEZ: Okay, so, Member Sugimura has a question for Mr. Kim [sic], anyone else have a question for Mr. Kim [sic] so we can allow him to continue with his work? Okay, and then I am aware of the time, Members, and it's long past our time for our morning break. So, we'll let Member Sugimura ask her question to Mr. Kim [sic], and then Member Sinenci had a question, Pro Tem Kama, and then Member Lee. Okay, Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Greg King, like in King, queen. Anyway...

CHAIR RAWLINS-FERNANDEZ: Mahalo for that correction.

COUNCILMEMBER SUGIMURA: Is that correct?

CHAIR RAWLINS-FERNANDEZ: Mr. King.

MR. KING: Alii nui.

CHAIR RAWLINS-FERNANDEZ: I'm sorry.

COUNCILMEMBER SUGIMURA: So, my question to you is this, if Chair just gave us some deadline dates that she wants to have this, you know like, proposed other companies to her by, which is August 8th, is that correct?

CHAIR RAWLINS-FERNANDEZ: Twelfth.

COUNCILMEMBER SUGIMURA: August 12th? I'm sorry, today's the 8th, August 12.

CHAIR RAWLINS-FERNANDEZ: Eight twelve. August twelve.

COUNCILMEMBER SUGIMURA: Yeah, so, how long does it take to do procurement and what is required? Like, if we, by the 12th or by the end of the month if she gets the names and goes through this process and comes up with...how long does it take to choose a, select a vendor?

CHAIR RAWLINS-FERNANDEZ: Mr. King?

MR. KING: Thank you, Chair Sugimura. I mean, Chair Rawlins-Fernandez. Councilmember Sugimura, it takes about...the normal RFP process is a month. Well, first of all, when you advertise a solicitation there's a 30-day response requirement minimum before they respond, before we even get the proposals. You can waive that. The Chief Procurement Officer, in this case the Council Chair, could waive that requirement for substantial reasons. After that, then you'd have to have a Committee of a minimum of three people that evaluates the solicitation and then there's the contracting process. So, however long that takes in your side. Software is more complex so a lot of times it takes a lot longer, a lot of times you want to have follow-up presentations and so forth. So, typical like our MAPPS and our Workday, solicitations were a better part of a year --

COUNCILMEMBER SUGIMURA: Wow.

MR. KING: --because of the complexity.

COUNCILMEMBER SUGIMURA: Wow. Yeah, thank you. Important.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Got to do things right, right?

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Sugimura. Okay, did you have a question for Mr. King? Okay, alright. Mahalo, Mr. King, for being here this...oh, did you have a question for Mr. King?

COUNCILMEMBER KAMA: No, I don't have a question. No.

CHAIR RAWLINS-FERNANDEZ: Okay, we're going to let Mr. King --

COUNCILMEMBER KAMA: He can go.

CHAIR RAWLINS-FERNANDEZ: --go back to...mahalo for being here today to answer the Members' questions. Okay, Members, we're going to take a ten-minute break and then when we return we'll start with Member Sinenci --

COUNCILMEMBER KAMA: No, start with me.

CHAIR RAWLINS-FERNANDEZ: --Pro Tem Kama --

COUNCILMEMBER KAMA: Starts with me.

CHAIR RAWLINS-FERNANDEZ: No, he had his hand up first, like a long time ago. Sorry.

COUNCILMEMBER KAMA: More long than me? Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER KAMA: Give it to my little brother.

CHAIR RAWLINS-FERNANDEZ: Yeah, and then Alice was after. And then Member Paltin. Okay, Mr. Felton and Mr. Lee, will you be able to stay on with us through this ten-minute break?

MR. FELTON: Yes, ma'am.

CHAIR RAWLINS-FERNANDEZ: Okay great, thank you. Okay, the EDB Committee is now in recess. It's 10:50 on August 8. . . .*(gavel)*. . .

> RECESS: 10:50 a.m.
> RECONVENE: 11:04 a.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 11:04 on August 8th and we are picking up where we left off. Did you get me a donut?

COUNCILMEMBERS: Laughter.

CHAIR RAWLINS-FERNANDEZ: . . .*(chuckling)*. . . No. Just kidding, just kidding. Sit down, sit down. That was a joke.

UNIDENTIFIED SPEAKER: Be careful what you ask for.

CHAIR RAWLINS-FERNANDEZ: I know. We're going to...we are discussing our comprehensive budget software and we will begin with questions from Member Sinenci, and then Pro Tem Kama, and then Member Lee, and I'm just going to make sure that we still have Mr. Lee and Mr. Felton online.

MR. FELTON: We are here, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, perfect. Thank you. Okay, ready, Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: You have the floor.

COUNCILMEMBER SINENCI: Thank you, Chair. My question was answered during past discussions but I did want to just say that I appreciate the presentation and I do see the benefits in, you know, transparent, the process of transparency in government and just looking to...I'm looking forward to just that cross-departmental information and communication between all the different departments. So, again, I just appreciate the foresight and the urgency for next year's upcoming budget. So, mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. And Mahalo Member Molina for the donut. Pro Tem Kama?

COUNCILMEMBER KAMA: Thank you, Chair. I think I no have a question as I have, but I will have a question, but I think what I want to comment about is I think I was hoping that we would've had some other software comparisons available to us so that I wouldn't feel like I'm under the gun to have to have...get another vendor, submit it to you, and do this discussion by the 12th of August. And then hopefully things get run by and passed through and knowing that we're always this rushed. So, I just want to put it out there that hopefully that we're not going to rush through this. That we can take our time to be able to look at what other things are out there and ask the other more pertinent questions of other software vendors that are out there. But my question to, I think, Mr. Baz is, if my understanding is correct that the Administration is not ready at this time to take on any new software, that you're still trying to go through your other...the software that we currently are using to try to expand or update that, is that what you're trying to do, that's why you're saying that you may not be ready to do that? To do what we're asking you to do?

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: Yeah, thank you, Madam Chair and Member Kama. Thank you for the question. No, and I appreciate the opportunity to clarify that. No, the delay in a major upgrade or repurchase of our accounting system and related budgeting system is the current capacity of our IT Services. They are doing two major upgrades right now, or replacements with the KIVA replacement to MAPPS, and our HR payroll system into Workday. We're hoping that the HR payroll system upgrade will be completed in the next few months and so we can then start the process of reviewing different options and capabilities of accounting software replacements.

COUNCILMEMBER KAMA: So, does that mean that when this is done that you're going to be able to maybe take a look at what it is that this Council is trying to propose to be able to bring both the legislative branch and the executive branch hopefully on the same page in terms of our budgeting software?

MR. BAZ: Yeah, definitely. And I don't mean to sound like that I'm not wanting to cooperate. I definitely want to cooperate with you and the Council in making sure that we are utilizing a system that benefits both the Administration and Council, and that we have the capability of maintaining on a long-term basis. That does...what does meet the goals of both...if we can find something that meets the goals of both the Administration and the Council, that'd be wonderful. Definitely.

COUNCILMEMBER KAMA: Okay. And so, does that work also for Mr. Teruya and our Budget Director, Ms. Yoshimura?

CHAIR RAWLINS-FERNANDEZ: Director Teruya? Or, Director Yoshimura?

MR. TERUYA: Thank you, Chair. That is the goal. I mean, I'm sure that's the goal. The hardest part about Finance is we're dealing with a system that should have been possibly upgraded years ago and we just don't have the manpower to maintain anything more than we're already doing with Workday. That being said, even though we're given more people, do we have that capacity? Do we move into upgrading of KIVA? Several months ago, maybe four or five months ago when we did the assessment of the KIVA upgrade and therefore we talked to the vendor about doing some low-hanging fruit items of upgrade of things we're already paying for, just recently, literally within the last couple weeks, we're told that it'll be a major undertaking. A major undertaking to KIVA to me, I mean, to IFAS, I apologize. To IFAS means that we should be looking at other vendors as well. We're going to take a major undertaking to do that upgrade, we might as well look at replacement software as well. And that's just within the last couple of weeks. So, that alone for Finance will be a major undertaking by itself. So, I'll defer to Budget on this.

CHAIR RAWLINS-FERNANDEZ: Director Yoshimura?

MS. YOSHIMURA: Chair, yeah, a software that would, you know, integrate the accounting system with the budgeting process would be ideal. A lot of time we have the import/export of information that kind of gives us wrong information or it give us, you

know, credibility issues, and this last time, you know, Budget is done with using Excel, using Word, and then importing it back into IFAS. So, if we could get one accounting system that would generate our budget that would be perfect. But that's what we will...actually that's our goal, right, to look for.

COUNCILMEMBER KAMA: Thank you. Thank you, Chair.

VICE-CHAIR KING: Our Chair had to step out so I'm stepping in for her for a little while. Councilmember Lee?

COUNCILMEMBER LEE: Thank you, Chair. Okay, I'm going to complain a little. Now, all of you are the same players having to do with budget for the last, oh, I don't know, ten years maybe. And now that the Council is proposing using a new software to update our systems and make our, you know, make our systems more efficient and more versatile, all of a sudden everybody has different ideas. Now, my thinking is there shouldn't be the...what's a better word for excuse, reasoning that there's not enough resources. Because we really need to know what your needs are so we can help you get those resources that you need whether it's personnel, whether it's money for outsourcing, whatever it is, you know, we really want to help you and ourselves work together toward this important end. So, if we just take our sweet time, we're never going to get to the goal line, you know. We need to set timelines and deadlines for ourselves so that we can...I can't believe that the County of Kauai has this system since 2014 or 2015?

MR. BAZ: Can I clarify, they don't have the same system since that time. If you don't mind?

COUNCILMEMBER LEE: Go ahead.

VICE-CHAIR KING: Mr. Baz?

MR. BAZ: Thank you.

VICE-CHAIR KING: Are you asking him a question?

COUNCILMEMBER LEE: Well, I'm...you may as well clarify because that's what we were told. And then if it's not correct, go ahead and --

VICE-CHAIR KING: Yeah.

COUNCILMEMBER LEE: --you know, correct that information.

VICE-CHAIR KING: So then...so, Mr. Baz, we were told by the presenter that they purchased this system in 2014, Kauai.

MR. BAZ: Yeah, thank you --

VICE-CHAIR KING: Okay.

MR. BAZ: --so, the system that Kauai County has been utilizing is the interface to the public that provides the transparency information. Yes, they've been using that. But the budget book presentation or the compilation or creating the budget --

COUNCILMEMBER LEE: Okay.

MR. BAZ: --they have not been.

COUNCILMEMBER LEE: Okay.

MR. BAZ: That wasn't available. When--

COUNCILMEMBER LEE: Okay.

MR. BAZ: --I was the Budget Director a number of years ago, I looked at Socrata and OpenGov as solutions possibly to the transparency and if they had the budgeting tools, then the budgeting tools too. OpenGov did not have those at the time and I actually, when we looked at the different options Socrata provided a better interface, and even the State of Hawaii had chosen them at the time as far as data collection and integrating different data sources and presenting those to the public. So, if you go on the mauicounty.gov/data, it's still there. The data is a little old but the actual interface and capabilities that drill down with that they're talking about when you're looking at the budgets, it's all still there --

COUNCILMEMBER LEE: Yeah.

MR. BAZ: --it's just older data.

COUNCILMEMBER LEE: Okay.

VICE-CHAIR KING: So, Mr. Baz --

COUNCILMEMBER LEE: Okay, I got it. I got it.

VICE-CHAIR KING: --you were the one who selected Socrata?

MR. BAZ: Yes.

VICE-CHAIR KING: Okay. Ms. Lee?

COUNCILMEMBER LEE: Okay, my point is I'm surprised and amazed that we are so far behind, number one, considering we have all the same pretty much players. However, what was different was maybe in the past there wasn't this kind of collaboration between the Administration and the Council. But that's what you have now is what I'm saying. You do have a Council that's eager to work with the Administration, eager to collaborate and move this County forward with regard to all of these systems which,

you know, we can't continue to just study, study, study. Yeah? I mean, you know, it's like you heard that phrase, ready, aim, fire? Well, you know what we've been doing is ready aim, ready aim, ready aim. At some point, you have to pull the trigger, yeah? And there's no absolutes in this world so I'm hoping that you guys can work with our Budget Committee and Council so that we push ourselves, yeah? We just push ourselves to meet deadlines and let us know what kind of resources you need. Because we understand. We understand that the Administration's resources are limited. So, whatever you need I'm sure this Council will help you get to the point where you will have the resources available to you. So, that's my point.

MR. BAZ: I appreciate --

VICE-CHAIR KING: Okay, thank you, Councilmember Lee.

MR. BAZ: --your offer very much.

VICE-CHAIR KING: Any other questions or comments? Councilmember Paltin?

COUNCILMEMBER PALTIN: I completely concur with Member Lee. My question was or...I had other questions but my question that came up on that one was I thought that they said that we're using Word, Excel, but then you were saying you chose Socrata. I don't...can you...I'm not sure what it...I'm confused.

MR. BAZ: I'd be happy to...

VICE-CHAIR KING: Mr. Baz?

MR. BAZ: Thank you, Madam Chair. I'd be happy to show the Council that integration, probably not right now, I think there's a bunch of other agenda items. But the open data, and the reason why OpenGov was originally created was for a transparency process of government to the public and presenting data that is available then so that the public has easy access to it. Socrata has the same product and that's the ones back, you know, in I think it was 2014 or '15 when I was looking at those that I chose the Socrata version of that. But that's not...it doesn't create a budget. All it does is present information from the budgeting system, the accounting system, to show you what that is.

COUNCILMEMBER PALTIN: And still yet they don't create a budget, Socrata?

MR. BAZ: I don't know...Socrata got bought out by Tyler and Tyler does have a budgeting tool, so, I think they did integrate to a certain extent. But we'd have to look at that process.

VICE-CHAIR KING: And, Councilmember Paltin, I can tell you from my personal talks with Socrata, because I talked with them at the, two years ago at the NACo conference, they were still evolving and we weren't...the County was not using all the services that they had to offer. I mean one of the things I talked to them about was doing strategic

planning and they said, oh yes, we can do that too, and they were, you know...so, there's a lot of services that they had on their plate back then that we weren't fully engaged in, maybe we weren't paying for the whole thing. But I think a lot of these softwares evolve over time too and add services on.

COUNCILMEMBER PALTIN: So, then my original question before I figured that question was for both the Budget Committee and the Administration if there's like a written down list of things that we're looking for? Like I heard both of you guys say, like, one side's looking for efficiency, one side's looking for, like, being able to share things across, like...is, like...do you guys have a list of things we could see and then like a list of all the companies that you're looking at, and a list of all their specialties and services they provide so that we don't actually have to see all the presentations, we can just, you know, look at the chart and say like, hey, there's all these companies? These are what the Administration wants, these are what the Council is looking for, and then kind of just narrow it down by those parameters.

MR. BAZ: Well, thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: Welcome back. So, we can get you a list of, you know, we've had...the Finance Department has had discussions with IT over the years. In fact, you know, and they were getting presentations from SunGARD here, you know, as well, getting contacts as the Director mentioned. And we can get that information to you. I don't think a matrix could be created in a matter of a couple of weeks, though, if the Council wants to make a decision like that as far as what capabilities the different vendors have and cross-referencing each of those to the needs of the Council and Administration.

COUNCILMEMBER PALTIN: And then were you guys going to, like...you said seven different ones have been approaching you. Is there, like, any idea that you've narrowed it down a little or is there a plan to narrow it down to, like, top three or top two? Or how's your selection process?

MR. BAZ: As our Purchasing Chief Greg King mentioned, the procurement goes through a multi-phase process and has taken a year or more in different instances...

COUNCILMEMBER PALTIN: But we haven't written an RFP --

MR. BAZ: No.

COUNCILMEMBER PALTIN: --so that's the first step of the process.

MR. BAZ: No, the first step of the process is really gathering the players together, right? So, it'd be gathering...for this process, it'd be gathering Council, you know, our Budget Committee, OCS Staff, as well as Budget, Finance, Administration, you know, Management, you know, some of the accountants probably in different departments, together to see what their needs are. What their requests --

COUNCILMEMBER PALTIN: Kind of a list?

MR. BAZ: --would be. Yeah, so I mean really, because we want to make sure that we're...if we're going to be, you know, spending hundreds of thousands of dollars or in some instances millions of dollars, then we want to make sure that we're doing the best that we can to meet the needs of those that are going to be utilizing the system and that it does what we want it to. So, that process happened with the KIVA replacement and that's how we got the Tyler and EnerGov product. That also happened with our HR payroll system upgrade, and that's how we got ended up to be Workday. We have...it's a multistep process and our...I can...when our IT...we discuss IT, then we can discuss that process itself. But it's a very integrative process and we do need more staff in IT if we're going to be doing more upgrades and things like that at the same time because we have a limited amount of resources.

COUNCILMEMBER PALTIN: Okay, thanks.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay, Member Molina and then we have...oh. Open the floor to Member Molina and I wanted to move on to the next item. This obviously isn't the last meeting that we're going to have on this issue. We have other items on our agenda that we need to get to and we have our representatives waiting. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I'll keep it brief, donuts notwithstanding. So, just a quick question for Mr. Baz. Well, first, whenever we discuss this proposal or any others like this, maybe it would be good to get input from IT because of the concern about cybersecurity and any new systems that we may be implementing, and comments from Kauai County as well with how...I guess it must be alright because they've been...I guess it's been implemented in their system since, what, over the last four or five years. And with our own system, Mr. Baz, that we currently have, no...from your perspective or from the Budget Office perspective, no bumps or concerns you guys have with the current system that's implemented?

CHAIR RAWLINS-FERNANDEZ: Director Baz?

COUNCILMEMBER MOLINA: Any things you would like to see if we go with a new vendor?

MR. BAZ: I think our presenters are...

CHAIR RAWLINS-FERNANDEZ: Mr. Lee and Mr. Felton, will you please silence whatever noisemaking devices are making noise? Mahalo. Okay, Director Baz?

MR. BAZ: Okay, thank you. So, no, there are challenges with everything that we have currently in place and different issues that we've had that's...I mean, otherwise we would be happy and not even talking about this.

COUNCILMEMBER MOLINA: Right.

MR. BAZ: So, yeah, there are...short answer is that there are major things we need to discuss, look at, and hopefully change.

COUNCILMEMBER MOLINA: Okay, alright, thank you. And I just appreciate the transparency aspect, Madam Chair, with this. But at the same time we got to balance that with the need for cybersecurity that there may be some information that might be deemed sensitive and we certainly want to prevent any hackers out there messing with our numbers as well, yeah. So, anyway, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay, so, Members, if there are no objections...okay. I know I promised Member Hokama that I would come back to you. Last question?

COUNCILMEMBER HOKAMA: A request.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Go ahead.

COUNCILMEMBER HOKAMA: A request. I would ask your, our Committee Attorney to review the procurement laws because I understand that, again, as happened with our, this Committee in previous terms under an affordable housing presentation before the RFP went out we had a presentation and later on when we moved to project that presenter was told they were unable to present a proposal because of the presentation, okay? And so, I'm just going to try and make sure that we understand what is the procurement and the conditions of certain conditions, because we don't have to go to lowest bid under this style of RFPs. So, again, I just say this in caution because I want to make sure we protect this Committee and the Council's position in acquisition of moving forward. So, I just would ask if your Committee Attorney can review that for us as well. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Good suggestion, and I'll get that done. Director Teruya?

MR. TERUYA: Thank you, Chair. With your consideration, wondering if you could ask the vendor if they could provide us a list of the current providers that they do software, budget software for the counties, and some contact information.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Director Teruya.

MR. BAZ: Madam Chair, that's generally --

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: --a part of the analysis that our IT Services does. When we were replacing KIVA, we actually sent a team to jurisdictions on the mainland to look at seeing and, you know, since it was a major, major land permitting system shift. We went, actually, sent people to the mainland to go look at installations of different software so that we

could identify that it really does meet our needs versus just what the sales pitches are from the vendors themselves. Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director Baz. Okay, Members, if there are no objections I will defer this item.

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo.

> **ACTION:** **DEFER pending further discussion.**

CHAIR RAWLINS-FERNANDEZ: Mahalo, Finance Department, for being here. And then we're going to keep Managing Director and Budget Director on the floor, and we'll invite the Police Chief and his representatives to the floor. The next item we have on the agenda is...

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: Yeah, mahalo, Mr. Lee and Mr. Felton, if they're still there.

ITEM 24(13): MAUI COUNTY LAW ENFORCEMENT OFFICERS SENT TO MAUNA A WĀKEA (RULE 7(B))

CHAIR RAWLINS-FERNANDEZ: Okay, the next item on the agenda is EDB-24(13). In accordance with Rule 7B of the Rules of Council, the Committee will discuss resources expended in sending Maui County law enforcement personnel and equipment to Mauna A Wakea, Hawaii County. On...for 8 days, 25 personnel...okay. Oh, right. And in Granicus, there's also a correspondence with additional questions and a response from the Police Chief. Okay, so, we have Police Chief Faaumu, and then, Chief Faaumu, will you please introduce your representatives as well? Mahalo.

MR. FAAUMU: Thank you, Madam Chair. Good morning, Councilmembers. With me is Assistant Chief Victor Ramos, who had been incident command in several of the incidents that we were involved with. So, he'll be able to hopefully answer some of your questions. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief Faaumu. Okay, and then mahalo for being here, Assistant Chief Ramos. Okay, and we have a different Corp. Counsel? Oh yeah, oh you're the new one. Sorry.

MR. HANANO: Yes, good morning, Peter Hanano, Deputy Corporation Counsel.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Hinano [*sic*]. Okay. Okay, so, Chief Faaumu, did you want to begin with a presentation, or did you want to just take questions?

MR. FAAUMU: Thank you, Madam Chair. I want to just give an opening remarks to the Councilmembers --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. FAAUMU: --and to give you an idea of what prompt the Maui Police Department to respond. I, Chief Faaumu, received a letter from Chief Ferreira from the County of...Hawaii County requesting assistance from Maui County Police Department as they were in preparation with the construction and potential issues at Mauna Kea. And so, I did respond to him and provide him our full support from Maui County. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief Faaumu. Okay, so, I'll take the Chair's privilege of asking the first questions. Okay, great. What were the, Chief Faaumu, what were the dates that our police officers were in Hawaii County?

MR. FAAUMU: The dates you asking, let me just make sure, Madam Chair, that I get it clear, is the date of the deployment of the officers or the date that I received the request from the Big Island?

CHAIR RAWLINS-FERNANDEZ: Oh, okay. If you have both information then I'll take both.

MR. FAAUMU: Okay. The letter that I received from the Big Island was dated June 25th, and the Maui Police Department received it on the 28th, and we did respond to Chief Ferreira for his request. We also prepare a interdepartmental agreement with the Maui County, Hawaii...between Maui County and Hawaii County Police Department for our officers and we deployed them to the Big Island. On the agreement we do was dated on the 16th of July and we deployed, let me defer to Chief Ramos to make sure the date is correct. If I may, Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Absolutely. Assistant Chief Ramos?

MR. RAMOS: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MR. RAMOS: The deployment of our personnel, they were assigned on the 16th of the July and returned on the 23rd of July.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo for that information. Okay, so on July 17th as the Budget Chair, I sent a memo to the Mayor and I copied Chief Faaumu and asked how much money will our taxpayers be expected to pay for the travel expenses for Maui County police presence on Mauna Kea? Two, how much overtime will be paid out? Three, how many officers are being deployed to the County off Hawaii and how will the loss of these officers be covered in our County in their absence? Four, were interdepartmental or interfund transfers used to pay for any of these expenses and if

so, who approved these transfers? And the last question, five, has any County-owned equipment been transported or used in the County of Hawaii? If so, please provide the justification for its removal from our County and how it will be reimbursed since it's not being used for our County and was not allocated for use in another county. Oh and mahalo for your quick response, Chief Faaumu. So, in Granicus you'll see that Chief Faaumu responded to my letter and to the first question that how much money will be, will taxpayers pay. The answer was none, the County of Maui taxpayers will not incur any cost in relation to the travel and police presence on Mauna Kea. The County of Hawaii will be responsible for all associated cost. In question two, how much overtime? All pay associated with overtime will be incurred by the County of Hawaii. Three, how many officers? And that, at that time, MPD personnel were sent at the request of Hawaii Police Department's operational assessment and need. The Department's specialized emergency enforcement detail supported this request, and for security reasons, we were not given that information at the time. And four, were interdepartmental or interfund transfers used to pay for these expenses, and if so, who approved these transfers? And the response was, under the Charter for the County of Maui, Section 8-12.4, Section 5, provides that the Chief of Police shall have the powers and duties as may be assigned by the Mayor, or as may be provided by law, pursuant to Hawaii Revised Statute Section 52D-5, the law provides that the Chief of Police of each county and duly authorized subordinates shall have and may exercise all powers, privileges, and authority necessary to enforce the laws of the State in a county other than the county in and for which the chief has been appointed if the concurrence of the chief of police of the county in which the power and privilege and authority sought to be exercise is obtained. And the Chief of Police of the County of Hawaii requested assistance from the Department to assist with public safety and welfare. No funds were transferred by correspondence dated June 25th, as Chief just mentioned. The County of Hawaii has agreed to be responsible for all costs associated with having MPD personnel assist in maintaining public safety and welfare. And then the last question, has any County-owned equipment been transported over? And the answer is yes, the Department transported the following: two speed MPD vans to transport personnel, and a third, the Kihei patrol wagon was also transported to supplement movements from the area to the nearest processing facility. So, those were the responses at the time and so, I guess like now that it's been almost a month later, I'll re-ask those questions because it...based on some of the reports on the news it sounds like there may be different responses. In who...how much is, was paid out, was it the Maui County that paid for the, our personnel to be there and our resources and we will be reimbursed? Would you, Chief, explain how that process will work for our Committee?

MR. FAAUMU: Thank you, Madam Chair. I'll respond to the first part of the questions as far as what role Maui County is responsible for pertaining to paying of our personnel. We paid our personnel and incurred the expenses upfront, and then we'll send for reimbursement from Hawaii County. As far as the numbers, the overtime and all that, Madam Chair, if I may, if I can defer to my Assistant Chief who has all the numbers that we prepared.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Assistant Chief Ramos?

MR. RAMOS: Good morning again. I'll just be brief. For the overtime, the total amount from the July 16th to the 23rd, of the 27 personnel that we sent to the island of Hawaii was $68,105.57. In hours, that's broken down to 1,463.25 hours.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. Okay, and will you explain the process on like how was it paid out? So, has Maui County paid for...paid our personnel overtime, time and a half, and then paid for our resources to be shipped over, paid for travel, I don't know if per diem, if there's any additional costs associated with this, and are we expecting to be reimbursed?

MR. FAAUMU: Thank you, Madam Chair. The answer to your question, yes, any expenses related to this request from Hawaii County Police Department, they will be reimbursed.

CHAIR RAWLINS-FERNANDEZ: Reimbursed by...I'm sorry, Hawaii County?

MR. FAAUMU: That's correct. Right now the Attorney General's or the State of Hawaii is responsible for reimbursing the cost or the expenses, but if for some reason the Attorney General's unable to pay for the expenses then it will be the responsibility of the county, Hawaii County to pay for the reimbursement of Maui County.

CHAIR RAWLINS-FERNANDEZ: Okay, so, I just...I'm just going to make sure that I understand it correctly. So, Hawaii County will be reimbursing Maui County. Hawaii County will get a reimbursement or is hoping to get a reimbursement from the State Attorney General's Office. So, if they don't receive that money from the State of Hawaii Attorney General's Office, then the County of Hawaii will be responsible for reimbursing the County of Maui without that funds?

MR. FAAUMU: That is correct.

CHAIR RAWLINS-FERNANDEZ: Okay, and I anticipate that this wasn't an expenditure anticipated in their budget, which means that they would need to get a budget amendment from Hawaii County Council. And if Hawaii County Council denies a budget amendment, will we, Maui County, be responsible or will be left on the hook for paying all these expenses?

MR. FAAUMU: Well, thank you, Madam Chair.

MR. RAMOS: I might be able to answer that question.

CHAIR RAWLINS-FERNANDEZ: Okay, Assistant Chief Ramos?

MR. RAMOS: As part of the MOU between Maui County and Big Island, the reimbursement will ultimately come from the Department of Attorney General's Office. Maui County would not be responsible for any payment of overtime, meals, per diem, or transportation of equipment, and officers.

CHAIR RAWLINS-FERNANDEZ: And what kind of guarantee would you be able to give our Committee that we will receive this reimbursement from the Attorney General Office?

MR. RAMOS: Hundred percent guarantee, you have nothing to worry about. We do expect that the County would not have to pay for any of the overtime or costs for anything associated with that.

CHAIR RAWLINS-FERNANDEZ: Okay, and is that guarantee in writing and can we have a copy of that?

MR. RAMOS: It is in writing. We have a copy of the MOU that was signed between Chief Tivoli Faaumu and Chief Paul Ferreira.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. And does...these associated costs also include any liabilities, litigation, that the County may have to incur from this activity? I'm aware of one lawsuit currently.

MR. HANANO: I'm not aware of any possible claim that anybody could file to prevent that, you know, off the top of my head.

CHAIR RAWLINS-FERNANDEZ: Okay, because KHON reported that there is a lawsuit that was filed against the City and County of Honolulu and the County of Maui --

MR. HANANO: Would that be...

CHAIR RAWLINS-FERNANDEZ: --for violating HRS 52D5 and 42 USC, Section 1983.

MR. HANANO: Yes, I am actually assigned to that. Are you talking about the Flores?

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. HANANO: Yeah. Yeah, I'm assigned to that case --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. HANANO: --and, you know, because litigation is pending, I can't really comment on the case.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. HANANO: Or anything associated with it.

CHAIR RAWLINS-FERNANDEZ: Okay, so even...so, you can't comment on who will be covering the cost of this litigation? The cost associated with having to now, you know, put time and work into fighting a lawsuit that we are in because our police officers went to Mauna Kea?

MR. HANANO: I'm assuming it would be the County of Maui because that's who my employer is.

CHAIR RAWLINS-FERNANDEZ: Okay, okay. I'll open the floor to questions. I have some more questions, but I'll open the floor. And I'll, you know what, I'll go down the row starting with Pro Tem Kama.

COUNCILMEMBER KAMA: Thank you, Chair. Just want to rewind a little bit back to what we're talking about in terms of absorbing cost. So, when I think about this I think about the service that was being provided to a corporation. It was almost like a private service. I know it's...we're trying to do both things at the same time but we should be billing TMT for everything, whatever that might be. Because we are actually trying to protect them when you look at it, right? We're protecting them. So, they should pay for that protection, however that works out. And the burden on our State as taxpayers, we pay it. As County taxpayers, we pay it. Either end we pay it. But I think we should take a look at billing TMT. Or, somebody has to bill TMT, I mean. We're just talking about our own officers. Over 1,000 hours, $68,000, but that doesn't include what the other police officers from the other neighbor islands have contributed, or even what Honolulu County has contributed. And now that we have a lawsuit, and so who, and who's a contributor to this lawsuit. I mean, we should really figure out what the bottom line really is going to be for this. And so, so my question is to, I think any one of the...either the Chief or Corp. Counsel or the attorneys. So, the situation like this occurs, who is really ultimately going to end up suffering the loss?

CHAIR RAWLINS-FERNANDEZ: Police Chief?

MR. FAAUMU: Thank you, Madam Chair. To respond to your questions, my duty and responsibility is to protect the community. And under these circumstances as a Chief, what I look at is the community and then I group the community in four groups that I came up with under my analysis. The first group is the group that is, that we had dealt with that are against the project. The second group is the group that oppose the first group. And the third group is those in the community that really don't care what happen, they just want to go to work and support their family and carry on their daily activities. And then the fourth group that I look at is the, our visitors who has no idea what's going on and they kind of lost somewhere in the middle. So, I look at that four group and the duty that is appointed to me is to make sure I protect every, each and every one of them. So, who suffers? I can't answer that to you. But I want to make sure that the officers that we deploy in supporting the mission on the Big Island is no loss to anybody but to maintain peace and hopefully the third parties involved in this will settle the matter, which is outside of my lane, you know, something that they need to address. But I need to protect the community. I hope that give you some kind of answer. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief Faaumu. Mahalo, Pro Tem Kama. Member Sugimura, did you have questions?

COUNCILMEMBER SUGIMURA: Yeah, sorry I wasn't in the meeting for your presentation, but I love that analogy and the way you broke it, you know, down. And I know you take your job really seriously and you protect all of us. So, with your heart and spirit, you know, you're here for the people to protect everybody and I like that. Thank you. No question.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Paltin?

COUNCILMEMBER PALTIN: I think it speaks for itself that there were no violence on Mauna Kea, that all parties there conducted themselves in a responsible manner. I think that the times when the police were there were the most likely to have the violence, without the police presence there was no fear of violence and I don't think that we should've gone. And my question would be who makes the final call for us to go. I mean, a natural disaster, when...that's a reasonable reason to help out our other country...counties. But this is like a political situation to me. It's not clear why we went to me, and it's not clear who had the authority because the reason I say that is of what happened with Kauai. And I'd like to know if it was you that had the final say, if you did consider if anyone up there were to suffer injury and we don't know who or what, maybe had mist, maybe had so much people, then we're pulled into that situation. With all the live streaming and whatnot, there's still, you know, the...hard to see with all the people and I don't think it's something that we needed to get involved in in that kind of way because the potential for a bad outcome outweighed the potential for a good outcome. But I'm glad that there was no violence whatsoever and I think that if anything, this is an opportunity to reexamine the way we move going forward. Because we cannot just make decisions in a vacuum.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. So, I'll ask the question for you. Police Chief, in my letter on July 17th, I asked under what authority were our officers sent, under what law would allow us to do that. And at the time, it was HRS 52D-5. Does that still stand?

MR. HANANO: Chair, like I mentioned earlier, there is a pending lawsuit, and these are one of the issues that are related to that lawsuit so I'm going to ask that Chief Faaumu not answer that. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Mr. Hinano [sic]. Because it was my understanding that it was then we're relying upon the MOU that we're going to receive a hard copy of, yeah? Okay, Director Baz needs to leave so I wanted to see if anyone had a question for Director Baz before I excuse him. And it looks like Member Sinenci has one question. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Yeah, my question for Mr. Baz. So, was the Administration informed of the Department of Police sending the officers there? And did he, I guess, give permission for the Chief or the Chief just acted in his own accord?

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: Thank you. So, the Administration was informed by the Deputy Chief that officers had been sent over. They acted on...

COUNCILMEMBER SINENCI: After?

MR. BAZ: Yeah.

COUNCILMEMBER SINENCI: After the fact?

MR. BAZ: Yeah, they acted on their own accord in the decision within the Chief's purview.

COUNCILMEMBER SINENCI: You were informed after the officers were sent?

MR. BAZ: Yes.

COUNCILMEMBER SINENCI: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. So, I have a...oh, wait. Chair King has a question for --

VICE-CHAIR KING: For Mr. Baz.

CHAIR RAWLINS-FERNANDEZ: --Director Baz. Okay, Chair King?

VICE-CHAIR KING: Yeah, I just wondered if, Mr. Baz, if the Administration had any concerns about the impact. And we still haven't heard how many officers went over, correct?

CHAIR RAWLINS-FERNANDEZ: Twenty-seven.

VICE-CHAIR KING: Twenty-seven? Okay, so, 27 officers --

CHAIR RAWLINS-FERNANDEZ: For eight days.

VICE-CHAIR KING: --left the island of Maui. And did the Administration have any concerns about that after you found out?

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: Thank you, Madam Chair. I did have a number of questions for the Deputy Chief and he did answer all of my questions. So, yes, I did have concerns, but they were responded to appropriately.

VICE-CHAIR KING: Okay, so you were okay with being 27 police officers less on the island for, I guess, a week?

MR. BAZ: I'd prefer not to answer that, really. I don't know if that can be utilize, that statement can be utilized against us in the lawsuit.

VICE-CHAIR KING: Okay. Sorry, yeah, no --

MR. BAZ: Yeah.

VICE-CHAIR KING: --I understand. That's okay. I just, Chair, I just...I think it's a question about the impact is...there's no win-win on that question because, you know, we sat here and heard the Police Department in the past talk about the lack of enough personnel and to say that we sent 27 over in the answer in that statement was there's no impact, I don't see how we could have that many people in law enforcement off the island and there be no impact. And do we have too many people working at the Police Department? I don't think that's true. I guess that's my, one of my biggest concerns about these responses. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. And that's actually the reason that Kauai didn't send their police officers is because they have about 20 vacancies and could not afford to send any officers to --

VICE-CHAIR KING: Right.

CHAIR RAWLINS-FERNANDEZ: --Hawaii County.

VICE-CHAIR KING: Right, and I have, I just have a real problem with accepting that and, you know, sorry, Mr. Baz, to put you on the spot with that but, you know, since we're the ones that get the budget requests every year about the shortfalls, that's maybe an ongoing concern. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Okay, Member Lee and Member Molina have questions for Director Baz.

COUNCILMEMBER LEE: Director Baz, don't we have an intergovernmental agreement with most of the counties with regard to, I know in the past we've used deputy corp. counsels from various counties. I know in the past we've asked for citizens from other police departments for green harvest operations and other specific operations in the past, is that correct?

MR. BAZ: Yeah, to my knowledge, that is correct.

COUNCILMEMBER LEE: Okay. And isn't it also correct that we are sort of Monday morning quarterbacking this issue because nothing happened and perhaps that was one of the impacts of sending assistance to the Big Island? Would you comment on that?

MR. BAZ: I can tell you just in general, it's very hard to quantify prevention. And what could have happened or didn't happen because of different choices that were made.

COUNCILMEMBER LEE: Yeah. And how long is the flight from the Big Island to Maui?

MR. BAZ: I honestly...

COUNCILMEMBER LEE: Twenty minutes, right?

MR. BAZ: I'm not sure.

COUNCILMEMBER LEE: Twenty, thirty minutes?

MR. BAZ: Twenty, thirty minutes.

COUNCILMEMBER LEE: So, it's not like we sent them to California, and they would, it would take five, ten hours for them to come back, right? So, do you know if there was any impact to the citizens on Maui with those officers going to the Big Island?

MR. BAZ: Not that I'm aware of. Maybe the Police Department can respond a little bit better. I am aware that the Police was also engaged in activities here on the island that were related to this issue and other issues and everything to my knowledge was taken care of.

COUNCILMEMBER LEE: Alright. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee.

COUNCILMEMBER MOLINA: If I can...

CHAIR RAWLINS-FERNANDEZ: I have to put a plug in for kapu aloha. Okay.

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: I believe that was one of the really, you know, reasons that there was non-violence, kapu aloha definitely. Okay, Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair, and aloha to you too as well. Mr. Baz, just, you know, we had a testifier here earlier this morning expressing concerns about getting information from the 9th Floor related to this matter and I wanted to give you an opportunity to respond to that. The testifier seemed to indicate to us that he was not getting any information or any accurate information. Is there protocol on the 9th Floor when you do have something like this where you can expect calls from the members of the public in place to give direction to the public if, you know, you don't have that information, here's where you can call or some assistance. Because I can understand members of the public getting frustrated if, you know, they feel like the buck is getting passed, you know, they're being passed around. So and, you know, having worked on the 9th Floor myself, I've had times where there's been some, you know, people seeking information, and are there any protocols in place for

something like this for 9th Floor personnel to disburse information, maybe, through their communications officers or whoever, EAs and so forth?

MR. BAZ: Thank you --

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: --Madam Chair. So, I'm not sure exactly when the testifier contacted the Mayor's Office. We were made aware of calls coming in, did research the issue and did provide a general response for the community liaisons and anybody calling the Mayor's Office to respond to. But it might have been after that situation came about. The notice, the information, the request, the letter from the Chair, all kind of came around exactly the same time. And so, we were...we had to do a little bit of research and prepare a response.

COUNCILMEMBER MOLINA: Okay, thank you. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay, any last questions for Director Baz before I let him go? Okay, mahalo nui for being here, Director Baz. Okay, so we left off on Member Hokama.

COUNCILMEMBER HOKAMA: Chair, thank you. I'm aware of the time as well as lunch, we have a 1:30 meeting, so I'll be very quick, Chair, so thank you. Chief, couple things. One, I will state for the record, I support you for following what you have been authorized by law, okay? By law. And again, I do know that our County has asked assistance from other jurisdictions in the past, so it's a two-way street. And I know we sent firefighters to the mainland to assist as well. So, it's not like this is a new thing for this County. But I will ask the questions that I think our people would like to know, especially the tax base, Chief. So, when you say we getting reimbursed, I'm assuming that that includes the overtime, the fringe benefits, and everything else that's part of the calculations of reimbursement, Chief or Assistant Chief?

MR. FAAUMU: Madam Chair, I'll defer to Assistant Chief Victor Ramos if that's okay.

CHAIR RAWLINS-FERNANDEZ: Yes, Assistant Chief Ramos?

MR. RAMOS: The answer to that question is yes.

COUNCILMEMBER HOKAMA: Okay, so, again Chiefs, I read your response, I understand your response. But some clarification, I'm assuming there was a financial impact to your operations to potentially backfill some of those 27 officers that we sent by request. So, is that impact calculated and does that get reimbursed back to this County as well?

MR. RAMOS: We can answer that question, Chief. I have only a partial calculation. And let give you a breakdown of the officers that were assigned and deployed to the Big Island. Twelve came from the Patrol Bureau, Uniform Services Bureau, the remainder came

from CID, JCPD, Vice, CIU, Plans and Training. So when you talk about the impact to the County of Maui, we're talking about patrol officers. So, we're looking at 6 officers, I'm sorry, 12 officers. Six from Kihei and six from Wailuku Patrol. I only have a partial update on that but there was backfill that took place. For the Wailuku patrol district, we're looking at 229 hours of backfill. That equates up to $12,665.02. I'm sorry and I apologize, I don't have the information for Kihei, but it'll be much less than that.

COUNCILMEMBER HOKAMA: Okay.

MR. RAMOS: To finally answer that question, the County is responsible for this overtime. This is not going to be reimbursed as far as the backfill.

COUNCILMEMBER HOKAMA: Which we wouldn't have done if we didn't send our officers?

MR. RAMOS: That's correct.

COUNCILMEMBER HOKAMA: So, we do incur a cost?

MR. RAMOS: Yes.

COUNCILMEMBER HOKAMA: Okay, and no, I'm again, we just want to be upfront and know the realities, yeah, of assistance. Okay, so I'm assuming also we going get potentially an impact on retirement, okay? So, does that become the total burden of this County or does the State participate since the call-out was by the State actually via Hawaii County? Who helps us pay what for some would be called a governmental approved spiking?

CHAIR RAWLINS-FERNANDEZ: Chief Faaumu?

MR. FAAUMU: Thank you, Madam Chair. And to respond to Councilmember Hokama question is, it will impact retirement and not just for this special operation. As you, as the Members know, we do have grant from the Department of Transportation, Department of Health, to support us with what we do with our community. And most of those operation are run after hours where premium pay is involved. So, that will affect their...or it will have an impact on the retirement. And in this case, the answer is yes, because they were overtime involved. And any time you have overtime involve, it will contribute to the...as far as their high three pay, salary pay.

COUNCILMEMBER HOKAMA: Okay, I appreciate that, Chief, that response. Again, Chair, I would ask if part of your Staff would reverify through the contract with SHOPO some of the requirements of our County. Because I'm with you, I support you, I think we should be aware of what costs our County has, needs to provide to assist a fellow county, which I have no issues with. But I just need to know how much and how did we incur that cost, yeah? So, the other thing besides the back pay...see, because I was thinking, wow, this is great. You will have a savings category A under ops for you guys because for that period, somebody else paid our bill. But now what I'm hearing

with the overtime and everything else, you may have spent more than the regular allocation. So, going cost us money than we reimbursed, we going to be expending more of the County of Maui's resources than what we get back in return. And I'm just saying fair is fair. You call them over, I don't have a problem paying their bill because it is our request. I don't know why we in our response to a request we end up paying part of the bill, okay? So, that...I just, you need to make that clear with the State Attorney General's Office and say it was a Governor's emergency declaration, okay? State, that they should be at least partly responsible to assist this County in its cost of response. Chair, thank you very much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Chair King, did you have questions for Chief Faaumu?

VICE-CHAIR KING: No, Chair, I mean, I don't know how they're able to answer this, but I mean, I just have the same concerns about, you know, saying that there's no impact. Because if we are backfilling and people are doing overtime, that is impact and, you know. Councilmember Hokama --

CHAIR RAWLINS-FERNANDEZ: Right.

VICE-CHAIR KING: --just kind of covered that.

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: So, and I think all the other questions I had were answered. But I guess my only other concern was that, are we, we're not planning to repeat this? Are there any plans to send more, more officers to the Big Island?

CHAIR RAWLINS-FERNANDEZ: Chief Faaumu?

MR. FAAUMU: Thank you. Thank you, Chair, and it is a tough question. That is a...the answer to it, if I receive a request from Chief Paul Ferreira of the Big Island requesting for assistance, it is within my duty and responsibility to send support to them and support them in whatever capacity. Besides...well, let's just focus on this. I just want to reassure this body that the...I know there were concern from the floor as sometimes law enforcement cause more issues than folks out there. But I want to reassure you folks that Maui County was well trained. Our officers are trained, we take your concern into consideration, and thank you for your support providing the budget to train our folks to be able to handle this situation. Because we know it is not an easy task to do because they are exercising their First Amendment right. And these are not the typical criminal element that we are dealing with. However...

VICE-CHAIR KING: Chief, with all due respect, that wasn't my question. I mean, I didn't ask you...I mean, I fully respect that our officers are trained. I'm not sure that we're training them to do something on another island, but my question was are we planning...I mean, we have, we heard that Kauai didn't send anyone because of the impact to their island. And so my question was about your intent in the future.

Because I'm assuming that whatever the overtime was, and we heard that it was in the tens of thousands so far, that we're going to have to incur, that you're going to find that in your present budget and you're not going to come back to the Council to ask to cover that?

MR. FAAUMU: I'll find it in my own budget --

VICE-CHAIR KING: Okay.

MR. FAAUMU: --if they request.

VICE-CHAIR KING: And then so that's why I'm asking, are we planning to do this again and, you know, how...I mean, are you just...is it your intent that any time they ask, you will send officers over?

MR. FAAUMU: Any time the chiefs send a request is out...their request is because there are issues they are dealing with; it will be above what they can manage. So, they ask us. There are four of us that we meet on a quarterly basis and we go over those, these memorandum of agreement, and we do and if Chief Ferreira...and maybe if I can clarify my answer is, if Chief Ferreira or any other chief requests in the future for support from the Maui Police Department, we'll definitely send them support after all the proper documents are in place.

VICE-CHAIR KING: Okay. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. How many vacancies do we have right now, Chief Faaumu?

MR. FAAUMU: Right now based on the report that personnel report that I have we have 85 percent as far as personnel and we are adding on the expansion position we at 44 vacancies but we continue recruitment.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Member Lee, did you have any questions? Okay. Member Molina, questions for Chief Faaumu?

COUNCILMEMBER MOLINA: Thank you, Madam Chair, just a couple quick ones. First of all, Chief, you know, I know you're not...sometimes caught between a rock and a hard place. But I guess one of your missions is to serve and protect, and you do, you know, you have to make a discretionary call, yeah. Just with regards to the Police Commission itself, are you required to provide a report for full, I guess, disclosure so the public can ask, I mean, what transpired during that time period, are you required to do that? I would assume so, but can I just get verification on that?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Madam Chair. And, yes, we do brief them. We provide them with an after-action report after the missions. And even in our monthly meeting, we do brief them in person.

COUNCILMEMBER MOLINA: And any member of public can request a copy of that report for their review, full disclosure?

MR. FAAUMU: Yes. Yes, sir.

COUNCILMEMBER MOLINA: Okay. And then lastly in terms of cost, I know Member Hokama had brought up about the cost issue with the overtime, if any of our personnel got injured or got sick there in the line of duty, who bears that cost? I mean, under the terms of the agreements, intergovernmental agreement you have with our other counties?

CHAIR RAWLINS-FERNANDEZ: Chief Faaumu?

COUNCILMEMBER MOLINA: And even the vehicles if they got damaged there as well.

MR. FAAUMU: Madam Chair, thank you. Again, looking at the memorandum of agreement that we had with the Hawaii County Police Department is they will reimburse Maui County for any expenses related to the deployment of our personnel.

COUNCILMEMBER MOLINA: Okay. Oh, I think Corp. Counsel...

CHAIR RAWLINS-FERNANDEZ: Mr. Galazin?

COUNCILMEMBER MOLINA: Yeah.

MR. GALAZIN: Thank you, Chair. I can just add a little bit to that. The MOU is partly covered under HRS 78-27 and that provides in part that the receiving agency, the employees who go over there and Hawaii County would be the receiving agency. They're not considered employees of the receiving agency except for purpose of disability or death resulting from personal injury arising out of in the course of the temporary assignment. So, I think that covers your question. It would be Hawaii County would be covering that cost in the case of injury or disability.

COUNCILMEMBER MOLINA: Okay, alright.

MR. GALAZIN: Thank you.

COUNCILMEMBER MOLINA: Thank you. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Yeah, just couple questions for the Chief. Chief, you mentioned that you responded to a letter from Chief of Police Ferreira for help?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Chair? Yes, Councilmember.

COUNCILMEMBER SINENCI: And then so when the, our officers are there, they're following the orders of Police Chief Ferreira?

CHAIR RAWLINS-FERNANDEZ: Chief Faaumu?

MR. FAAUMU: Thank you, Chair. Yes, they are following and that's based on the agreement.

COUNCILMEMBER SINENCI: Oh, okay. And so, in your response you said something about MPD personnel assisting in maintaining public safety and the welfare. And then you mentioned all, you know, all people. Is that correct?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. Yes, Councilmember.

COUNCILMEMBER SINENCI: So, I mean, Chair, I just wanted to comment because, you know, our office received communication from some of our residents specifically from East Maui. And so we did have some residents that were up there that were protesting the construction of the TMT. So, we felt that we wanted to also protect the safety and welfare of our residents that was on the mountain. So, our office did send a letter to the Governor urging him not to use some of the LRAD devices and some of the, you know, the more excessive force against our residents. Because for us we were told that we had kupuna, we had students, we had children, we had schoolteachers, some firemen, we also had some retired police officers that also went up to the mauna to protest. And then in some of the news reports, we also had a OHA representative from Maui and we had some cultural practitioners that were actually arrested on one of those days. So, it looks like we did have some of the Maui vans that was there. So, you could see them in the vans that was sent from Maui. So, I think for me, you know, and just having that concerns for our safety for our residents and so that's why we sent the letter, Chair, so that we could, you know, just look out for residents. And I know you do the same thing too. So, we just ask that you continue to not just protect, you know, protect everybody like you said. But also to protect the least of us, especially our kupuna and our children. So, and I hope you're, so I hope that your future actions will continue to be that. So, mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay, Member Paltin had a follow-up question. Member Paltin?

COUNCILMEMBER PALTIN: Just in light of there being 44 vacancies and 12 patrol officer positions having to be backfilled, I was wondering at what point does Maui not be the priority? I mean, we're talking about hindsight and at the time, the situation was we were just hopefully finishing that big fires and also around the same time there were calls for civil disobedience on Maui to reflect what was going on on the mauna. And I think, you know, thankfully that our residents took it upon themselves to coordinate with the police on Maui so that our situations on Maui remained peaceful as much as possible. But at what point do we take care of Maui, make the call to make Maui be the priority as this is Maui County trained officers? When do you...is that a personal call for you? Do you have criteria? Because all of West Maui was still brush.

CHAIR RAWLINS-FERNANDEZ: Chief Faaumu?

MR. FAAUMU: Thank you, Madam Chair. Any request that made by any county police chief is normally discussed among the executive staff. We look, we take our manpower, we take what missions that might happen, or any potential issues and we take that into consideration as far as decision making. It's not something that I decide on my own without going through that. And then of course we make sure that the duties and responsibilities is clearly defined, and our legal folks are...provide the guidance for us as far as our missions. The second part of your question is at what point Maui County will be the priority. Maui County is always the priority as far as my duty as the Chief, will always be. Any requests from any other counties I have to look at my resources and what I can afford to send. And if I can't I will then work with that chief. But Maui County has always been my priority. Thank you, Chair.

COUNCILMEMBER PALTIN: Ultimately if we don't have the officers that we need, it's your...the accountability is on you for having made the decision?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Chair, thank you. Yes, based on the Charter and the HRS, I am the ultimate responsible person.

COUNCILMEMBER PALTIN: Got it. Thanks.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, any other questions? I have two last questions. I'll be quick, I think. So, not sure who would answer this but what if, what happens if we disagree with the amount that Hawaii County is reimbursing us and we believe that they, you know, should pay more? So, what happens? Does that list it in the MOA, or would we have to go to court? Chief?

MR. FAAUMU: Thank you. Thank you, Chair. Let me make sure I get it. If I disagree are you referring to funds or if I disagree with the number of personnel they are requesting?

CHAIR RAWLINS-FERNANDEZ: Both.

MR. FAAUMU: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, both, funds.

MR. FAAUMU: As far as the funds concerned, if they are not paying what they supposed to, I...of course we'll bring it up to their attention and we will work with them. But of course we will provide them with the proper documentation to justify our concern and our disagreement. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. So, ultimately if we don't come to an agreement, would we then have to go to court? Or how do we...would we settle? Or we would just take a loss? Mr. Hinano [sic]?

MR. HANANO: Yes, thank you, Chair. Basically this is like, it's kind of like a memorandum of understanding. It's not a contract. So, I mean, unless there's something that I missed, I don't think we could sue, you know, the Hawaii County or the State based on what's, you know, contained in the document.

CHAIR RAWLINS-FERNANDEZ: Okay, so we would just take that loss? Okay. And then my last question is so on Kauai the Mayor there didn't support sending the officers. If our Mayor would prefer that our officers not go to Hawaii County, would you override that decision and send our officers anyway? Chief Faaumu?

MR. FAAUMU: Thank you, Chair. After reviewing the Charter and consulting with my legal folks, there is a point that thinking in my positions the Mayor will defer the final decision to me as the Chief. If he disagree, of course we will have a discussion and we'll talk about it and...but the ultimate final decision will be myself as the Chief of Police. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. And what legal authority would you have that power? Maybe Corporation Counsel?

MR. HANANO: I think under the Maui County Charter. That would be the Chief of Police's responsibility to carry out his obligations and duties based on, you know, his authority.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. Okay, Members, any last questions? Okay, if there are no objections, I will now defer this item.

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo.

>ACTION: DEFER pending further discussion.

ITEM 42: RELOCATING THE MOLOKAI POLICE STATION (MISC.)

CHAIR RAWLINS-FERNANDEZ: And our last item of the day, EDB-42, Relocating the Molokai Police Station. Since it's almost 12:30, if there's no objections, I will defer that item.
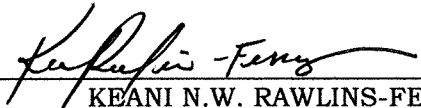
COUNCILMEMBERS: No objections.

ACTION: DEFER no discussion.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. Okay, any last questions or comments? Alright, the Economic Development and Budget Committee for August 8th will now adjourn at 12:28. Mahalo. . . .*(gavel)*. . .

ADJOURN: 12:28 p.m.

APPROVED:

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/ / KEANI N.W. RAWLINS-FERNANDEZ, Chair
Economic Development and Budget Committee

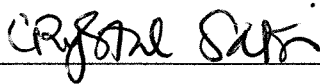edb:min:190808:cs   Transcribed by: Crystal Sakai

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CERTIFICATE

I, Crystal Sakai, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 30th day of August, 2019, in Kahului, Hawaii

Crystal Sakai

Crystal Sakai