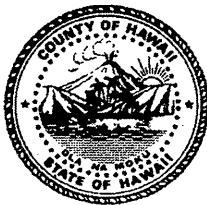


From the office of -
Council Member
District 3 - Hilo and Puna



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SUSAN L.K. LEE LOY
25 Aupuni Street, Hilo, Hawai'i 96720

2017 MAY 15 PM 4:13
COUNTY CLERK
COUNTY OF HAWAII

TO: Valerie T. Poindexter, Chair
and Members of the Hawai'i County Council

FROM: Sue Lee Loy, Council Member

DATE: May 15, 2017

SUBJECT: Proposed Amendment to Bill No. 29; An Ordinance Amending Chapter 2, Article 4, of the Hawai'i County Code 1983 (2016 Edition, as Amended), by Adding a New Section Relating to Temporary Positions.

Please see below proposed amendments to Bill No. 29. These amendments would:

1. Change the reporting threshold from \$5,000 or more per month to \$2,500 or more per month;
2. Require the director of human resources instead of the director of finance to provide the report to the council;
3. Change the notification requirement to quarterly reports;
4. Require the report to state the duration of the contract;
5. Delete requirements to state the qualifications of the contractor and the explanation of why County personnel is unable to perform the service; and
6. Make other nonsubstantive changes to improve clarity.

The proposed amendments are shown below in Ramseyer format with respect to the contents of Bill No. 29; material to be deleted is bracketed and stricken and material to be added is underscored.

For illustrative purposes, a copy of the Draft 2 of the bill, that would result if these proposed amendments are adopted, is attached with the amendments incorporated therein.

Comm. No. 238.1
Ref. To: PI 00
Ref. Date: MAY 17 2017

SECTION 1 of Bill 29 is amended to read as follows:

“SECTION 1. Chapter 2, Article 4, of the Hawai‘i County Code 1983 (2016 Edition, as amended) is amended by adding a new section to be appropriately designated and to read as follows:

“Section 2-_. Temporary positions; notification to the council.

- (a) The director of [~~finance~~] human resources shall notify the council about any person employed under a contract for less than ninety days if:
- (1) The salary is [~~\$5,000~~] \$2,500 or more per month; and
 - (2) The temporary position is unrelated to a state of emergency declaration.
- (b) [~~Notification to the council shall consist of a report,~~] A quarterly report shall be submitted [no later than thirty days after the effective date of the contract, to be] and placed on the council committee agenda designated to handle matters of finance. The report shall contain the contractor’s name, [and the qualifications of the temporary employee,] the duration of the contract, the cost of the contract, and the service to be performed, [~~and an explanation of why existing County personnel is unable to provide that service].~~”

SLL/ps
Att.

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 4, OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), BY ADDING A NEW SECTION RELATING TO TEMPORARY POSITIONS.

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAI'I:

SECTION 1. Chapter 2, Article 4, of the Hawai'i County Code 1983 (2016 Edition, as amended) is amended by adding a new section to be appropriately designated and to read as follows:

"Section 2- . Temporary positions; notification to the council.

- (a) The director of human resources shall notify the council about any person employed under a contract for less than ninety days if:
- (1) The salary is \$2,500 or more per month; and
 - (2) The temporary position is unrelated to a state of emergency declaration.
- (b) A quarterly report shall be submitted and placed on the council committee agenda designated to handle matters of finance. The report shall contain the contractor's name, the duration of the contract, the cost of the contract, and the service to be performed."

SECTION 2. New material is underscored. In printing this ordinance, the underscoring need not be included.

SECTION 3. Severability. If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid, the invalidity does not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall take effect upon approval.