

BOARD OF WATER SUPPLY of the COUNTY OF KAUA'I

REGULAR MEETING

Second Floor, Microbiology Lab Bldg
Kaua'i County Department of Water
4398 Pua Loke Street, Līhu'e, Kaua'i, Hawai'i 96766

THURSDAY, DECEMBER 17, 2009

10:15 a.m.

or thereabouts

A. CALL TO ORDER

B. ROLL CALL

C. ACCEPTANCE OF AGENDA

D. MEETING MINUTES: Regular Meeting – November 19, 2009

E. CORRESPONDENCE/ANNOUNCEMENTS

1. Letter to Mayor Bernard Carvalho, Jr. on Furlough Plans for the Department of Water

F. OLD BUSINESS

1. Board Discussion and Possible Action on the Following Amendments to the Rules And Regulations, Part 4, Fixing Rates for the Furnishing of Water Service in the County of Kaua'i (*Manager's Rep. No. 10-16*)
 - a. Section I – General Use Rates (Proposed Block Changes)
 - b. Section II – Bulk Rates (Paragraph 1)
 - c. Section III – Agriculture Rates (Addition of Backflow Preventer Requirement)
 - d. Section IV – Shipping Rates (Paragraph 3)
 - e. Section V – Private Fire Service Charges (usage based on area ratio)
 - f. Section VI – Public Fire Service Charges (fire hydrant & standpipe charges)
 - g. Section X – Cost of Power Adjustment Clause (Schedule A)
2. Supplemental Information Requested by the Board for Manager's Report No. 10-16.

G. NEW BUSINESS

1. Request Board Approval of Resolution No. 5 (09/10), for Retiree Tommy Tokuda
2. Request Board Approval of Resolution No. 6 (09/10), for Retiree Clarita Remigio
3. Request Board Approval of Resolution No. 7 (09/10), for Retiree Stanley Sarmiento
4. Request Board Approval of Resolution No. 8 (09/10), for Retiree Springwater Kaulili
5. Request Board Approval of Resolution No. 9 (09/10), for Retiree Geraldine Yamamoto
6. Election of Officers

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H. MANAGER'S REPORT

1. *Manager's Report No. 10-30* - Request Board Approval of Grove Farm's Request to Add Capacity to the Waiahi Treatment Facility
2. *Manager's Report No. 10-33*- Request Board Approval of the following document from the following applicant for their respective projects:
 - a. Grant of Easement and Conveyance from Ohana Makana LLC, a Limited Liability Corporation and Joseph A. Sylvester & F. Lee Morey-Sylvester for the Koloa Makai CPR Detector Check and Backflow Preventer, TMK: (4) 2-6-04:049, Koloa District, Kauai, Hawai'i
 - b. Conveyance of Water Facility from Setsko Karasuda and Shizuka Karasuda for the 2nd Water Meter Plan for Lot 26-J, TMK: (4) 2-4-14:028; Kalaheo, Koloa District, Kauai, Hawai'i
 - c. Conveyance of Water Facility from David M. Morrow, M.D. and Linda B. Morrow, Trustees of the Morrow Living Trust under unrecorded Trust Agreement dated March 23, 1984 and Barry L. Greenfield, Trustee of the Nineteenth Street Trust, under Declaration of Revocable Directional Title Holding Trust of the Nineteenth Street Trust Dated December 23, 1999; for the Water Meter Installation Plan for Lots 111-A & 112, TMK: (4) 5-9-003:010, 044 and 045, S-2006-41; Haena, Hanalei District, Kauai, Hawaii
3. *Manager's Report No. 10-34* – Approval of Revised Project List
4. *Manager's Report 10-36* - Job No. 02-18, WK-32, Phase I (Waterline D-1) Waterline along Kaehulua Road and Job No. 04-02, WK-14, Phase I, (Waterline B) Waterline along Apopo Road, Change Order No. 6 with Earthworks Pacific, Inc.; Kapaa Homesteads, Kauai, Hawaii
5. *Manager's Report 10-43* - Request Board Approval of Resolution 10 *(09/10)* for Bond
6. *Manager's Report 10-44* - Request Board Approval of Final Annual Audit
7. *Managers Report 10-45* - Rules of Practice

I. STAFF'S REPORTS

Monthly:

1. Statement of Kaua'i County Water Department's Revenues and Expenditures
2. Report by the Public Relations Specialist on a Monthly Update Regarding DOW Public Relation Activities

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I. STAFF'S REPORTS (cont'd)

3. Deputy Manager's Summary Report on Monthly Operational Maintenance
4. Manager's Monthly Update Regarding Activities of Note of the Kaua'i County Water Department
5. Report of the Finance Committee of the Kaua'i County Board of Water Supply

J. EXECUTIVE SESSION:

Pursuant to H.R.S. §92-7(a), the Commission may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a).

REVIEW OF EXECUTIVE SESSION MINUTES: Regular Meeting: None

1. ES-2007 (12-13-07 & 2-14-08) - Pursuant to Haw. Rev. Stat. Sections 92-4 and 92-5(a)(4), the purpose of this executive session is to consult with Legal Counsel regarding questions and issues pertaining to the Board's and Department of Water's liabilities, powers and duties regarding personnel, labor and employment issues. This consultation involves consideration of the powers, duties, privileges, immunities and/or liabilities of the Board and the County as they relate to this agenda item and/or liabilities, claims and/or potential claims, as they relate to the foregoing and to take such action as the Board deems appropriate.
2. ES-2009-11 (12-17-09) – Pursuant to Haw. Rev. Stat. Sections 92-4 and 92-5(a)(3), the purpose of this executive session is to deliberate on the authority of persons designated by the board to conduct negotiations on the acquisition of public property as they relate to this agenda item, Review and Approval of the Grove Farm to Add Capacity to the Waiahi Treatment Facility, Hanamaulu, Kaua'i.
3. ES-2009-12 (12-17-09) - Pursuant to Haw. Rev. Stat. Sections 92-4 and 92-5(a)(4), the purpose of this executive session is to consult with legal counsel regarding the review of the Rules of Practice. This consultation involves consideration of the powers, duties, privileges, immunities and/or liabilities of the Board and the County as they relate to this agenda item.

K. ADJOURNMENT