

Committee Meetings

February 19, 2009

Board present: Leland Kahawai, Ian Costa, Dee Crowell, Roy Oyama, and Randy Nishimura. Absent & Excused: Donald Fujimoto and Raymond McCormick

Staff present: Wynne Ushigome, Paul Ganaden, Gregg Fujikawa, William Eddy, Keith Fujimoto, Bruce Inouye, Faith Shiramizu, and Deputy County Attorney Jim Tagupa.

FINANCE COMMITTEE MEETING:

Finance Committee Chair Randall Nishimura called the Finance Committee Meeting to order at 10:05 a.m. Due to a conflict of interest in one of the payments out of the Bond Fund, Mr. Nishimura recused himself and turned over the meeting proceedings to Mr. Oyama.

Re: Claims Payable (as of January 31, 2009):

WATER UTILITY FUND:	\$1,785,471.79
BOND FUND:	\$ 390,759.71
FRC FUND:	\$ 208,947.75
STATE FUND:	\$ -0-
TOTAL	<u>\$2,385,179.25</u>

Mr. Costa moved that the claims be approved for payment, seconded by Mr. Crowell; motion was carried.

The Finance Committee Meeting was duly adjourned at 10:07 a.m.

RULES COMMITTEE MEETING:

Rules Committee Chair Dee Crowell called the Finance Committee Meeting to order at 10:07 a.m.

Re: Proposed Rule Amendments of the Board of Water Supply, County of Kaua'i

Mr. Crowell reported that there are no rule amendments being formalized at this time. If the Board desires to develop, amend or codify a policy or rule, the Department will begin reviewing and developing recommendations to establish the appropriate amendment.

In the upcoming months, the Department will be working with the Rules Committee Chair to compiling a list of items that may need to go through the rule making process. If anyone has any items to discuss or identify, please feel free to let us know.

At the December 2008 Board meeting, it was recommended that the term "applicant" be defined in the Department's Rules and Regulations.

Committee Meetings

February 19, 2009

Also, the Department would like to confirm whether the Board intends to formalize the administrative policy restricting private (domestic) well improvements on lots currently serviced by a County water meter. The proposed rule amendment would affect property owner(s) who propose constructing a private potable well for domestic consumption and have County water meters servicing these same lots. Effectively, there would be a restriction on using a dual County and private supplied water supply on a lot. The applicant shall agree to give up and disconnect the existing County water meter service if the lot is served by a private water system.

Mr. Crowell corrected the paragraph above as the concern was when one lot of the subdivision has a private water system and the other lots would be on the County water system.

In addition, the lot owner shall execute a Waiver and Release Agreement with the Department acknowledging that County water supplied water is not available to the lot. The private water system shall be designed to adequately provide the domestic and fire protection demands for the maximum density allowable by its current zoning.

On query by Mr. Nishimura, Acting Manager Ushigome stated that the term "applicant" would be better defined and made consistent throughout Part 2 of our Rules and Regulations, Water Service Connections, as that part of the rules uses the terms of consumer and applicant interchangeably. Mr. Crowell added that the term "applicant" should be similar to or consistent with the CZO definitions.

Acting Manager Ushigome added that on the Board's request for the Department to check on who was working on the Condominium Property Regime (CPR) bill to have CPR applications conform to County standards, found that the Planning Department was working cooperatively with the former Mayor and his office and the County Attorney's Office. The draft bill was part of today's Board Meeting Agenda under Correspondence.

Acting Manager Ushigome added that the other rules of concern were: 1) adding language to have the Board have the ability to reconsider decisions; 2) codify the DOW's Standard Operating Procedures (SOP) No. 53, Private Potable Water Systems for Lots with Existing County Water Service; and 3) clarifying non-development agreements.

Mr. Costa moved to receive the report, seconded by Mr. Oyama; motion was carried.

ADJOURNMENT:

There being no other business, the Committee Meetings were duly adjourned at 10:15 a.m.

rm