

**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, MAY 21, 2009**

**10:05 a.m.**

or thereabouts

**A. CALL TO ORDER**

**B. ROLL CALL**

**C. ACCEPTANCE OF AGENDA**

**D. MEETING MINUTES:**

1. Special Meeting – April 2, 2009
2. Regular Meeting – April 16, 2009
3. Special Meeting – May 8, 2009

**E. CORRESPONDENCE/ANNOUNCEMENTS**

1. Hale Opio Kaua'i, Inc. – Newsletter

**F. OLD BUSINESS**

1. Status Report from Kukui'ula Development Company (Hawai'i) LLC on their Projects: 1) Subdivision Y Cottages, S-2005-25, TMK: (4) 2-6-016: 016 thru 088; and, 2) Subdivision Y Custom Home Sites, S-2005-25; and, 3) Subdivision M1/M4 Custom Home Sites (S-2005-21), Kukui'ula, Development, Kukui'ula, Kaua'i, Hawai'i
2. Status Update on the Brydeswood Agriculture Subdivision Phase II (S-93-50) and Phase III (S-2006-04), TMK: 2-4-007:002 & 020, Kalaheo, Koloa District, Island of Kaua'i
3. Request Board Approval of Job No. 04-06, KW-05, KW-20, Waimea Well "A" Renovation and Kekaha (Waipao) Well 'B' Renovations, Waimea and Kekaha, 3<sup>rd</sup> Contract Amendment with Engineering Solutions, Inc.
4. Request Board Approval of Job No. 02-15, WK-28, Wailua Houselots Main Replacement, Kauai, 1<sup>st</sup> Contract Amendment with R.M. Towill Corporation

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**F. OLD BUSINESS (cont'd)**

5. Request Board Approval of Job No. 06-01, KW-28, Amfac Shaft 11 (State Well No. 5842-02), Phase IB, Facility Testing, Evaluation and Reporting, Kekaha, Kauai, 4<sup>th</sup> Contract Amendment
6. Discussion and/or Action by the Board on the DOW's Hiring of the Waterworks Legal Advisor
7. Action by the Board regarding the selection of a new Manager and Chief Engineer for the Kauai Water Department

**G. NEW BUSINESS**

1. Request Board Approval of License Easement No. 674, Pi'ilani Mai Ke Kai Subdivision, Phase I, Anahola, Kaua'i, Hawai'i
2. Request Board Approval of a Conveyance of Water Facility from Ethel L. Farias, Joanne F. Coates, George R. Coates, Elroy J. Farias, Darlene M. Ruiz Farias, Eugene J. Farias and Jodi Ann Y. Matsumoto Farias, TMK: (4) 2-3-01:019 and 049, Lauoho Road, Lawai, Kauai, Hawai'i
3. Request Board Approval of a Conveyance of Water Facility from KD Waipouli, LLC, a Hawaii Limited Liability Company, for the Courtyards at Waipouli, Road Widening and Sidewalk Improvements (S-2007-04 and Z-IV-2006-3), TMK: (4) 4-3-01:014, Wailua, Kawaihau District, Kauai, Hawai'i
4. Request Board Approval of a Conveyance of Water Facility from James C. Seitzzahl, Trustee of the Seitzzahl Family Trust dated August 26, 1999 and Cherrie G. Seitzzahl, Trustee of the Seitzzahl Family Trust dated August 26, 1999, TMK: (4) 4-6-15:089, I'iwi Road, Kapaa, Kauai, Hawai'i
5. Request Board Approval of a Grant of Easement and a Conveyance of Water Facility from Michael B. Kaplan and Linda G. Kaplan, Co-Trustees of the 1994 Michael and Linda Kaplan Trust under Unrecorded Declaration of Trust dated May 4, 1994, and Lawai Cannery Row, LLC, for on-site water facilities for the construction plans for New Waterline Servicing Mini-Warehouse Facility at Lauoho Road, Z-IV-2003-26, TMK: (4) 2-5-04:005, Koloa, Kauai, Hawaii
6. Resolution No. 10 (08/09), Congratulations Keith "Keitsu" Fujimoto, 2008 DOW Employee of the Year

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**H. STAFF REPORTS**

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
3. Acting Chief of Operations' Summary Report on the Monthly Operational Maintenance Agreement
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
6. Report of the Rules Committee of the Kaua'i County Board of Water Supply

**I. STRATEGIC AND BUSINESS PLAN AND NEEDS ASSESSMENT**

1. Updates on the Kaua'i Water Department for their Strategic and Business Plan and Water Plan 2020 Program Sustainability Services
  - a. Issue Champions: Update of Strategic Goals and Implementation Status
  - b. Affordable Housing: Project Status

**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:**

- a. Special Meeting: Thursday, April 2, 2009
- b. Regular Meeting: Thursday, April 16, 2009
- c. Special Meeting: Friday, May 8, 2009

**NOTE: Special Accommodations for persons with disabilities are available upon request five (5) days prior to the meeting date. Please call the Department of Water, County of Kaua'i, at 245-5408 or drop by at 4398 Pua Loke Street, Līhu'e, Kauai. Our mailing address is P. O. Box 1706, Līhu'e, HI 96766.**

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**J. EXECUTIVE SESSION** (cont'd):

1. ES-2009-1 (1-8-09) Pursuant to Haw. Rev. Stat §§92-4 and 92-5(a)(2), the purpose of this executive session is to discuss and consult with staff and the Board's legal counsel on the legal issues relating to the Department's hiring of the Waterworks Legal Advisor and to consult with the Board's legal counsel on questions and issues relating to the Board's powers, duties, privileges, immunities, and/or liabilities and take such action as the Board may deem appropriate with respect to the foregoing item.
2. ES-2009-4 – Pursuant to Hawaii Revised Statutes Sections 92-5 and 92-5(a)(2), the purpose of this executive session is to consider matters that require confidentiality under state law, to wit, the selection of a new Manager and Chief Engineer for the Kauai Department of Water. The further purpose of this executive session is to meet with the Board's legal counsel on questions and issues relating to the Board's powers, duties, privileges and immunities and/or liabilities, claims and/or potential claims, as such powers, duties, privileges and immunities and/or liabilities, claims and/or potential claims, relate to the foregoing item and to take such action as the Board deems appropriate.
3. ES-2009-6 - 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 and Approval of the Interconnect Agreement for the Private Water System for Brydeswood Agriculture Subdivision Phase II (S-93-50) and Phase III (S-2006-04), TMK: 2-4-007:002 & 020, Kalaheo, Koloa District, Island of Kaua'i. 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**

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