

**DEPARTMENT OF WATER SUPPLY
COUNTY OF HAWAI'I
WATER BOARD MEETING**

AGENDA

MEETING DATE: August 24, 2004

PLACE: Royal Kona Resort, Discovery Room; 75-5852 Ali'i Drive, Kailua-Kona, Hawai'i

TIME: 10:00 a.m.

- 1) CALL TO ORDER - 10:00 a.m.
- 2) STATEMENTS FROM THE PUBLIC
- 3) APPROVAL OF MINUTES -
 1. June 22, 2004, Public Hearing on Proposed Operating and Capital Improvement Budgets for Fiscal Year 2004-2005
 2. July 27, 2004, Public Hearing on Proposed Rule to be added to the Department of Water Supply's Rules and Regulations
 3. July 27, 2004, Regular Water Board Meeting
- 4) APPROVAL OF ADDENDUM AND/OR SUPPLEMENTAL AGENDA (if necessary)
(**Note: Addendum requires Roll Call Vote**)

5) SOUTH HILO:

A. **RESOLUTION NO. 04-03:**

Attached is Resolution No. 04-03 for condemnation of a portion of Tax Map Key 2-5-008:024, which was introduced at the July 27, 2004, Water Board Meeting. Publication of this Resolution was made on August 16, 2004.

RECOMMENDATION: It is recommended that the Water Board adopt Resolution No. 04-03.

6) SOUTH KOHALA/HAMAKUA:

A. **JOB NO. 97-684, CONSTRUCTION OF THE PUUKAPU-NIENIE
BOOSTER PUMP STATION NO. 1 & NO. 2 REPLACEMENT:**

Attached is a copy of a letter dated August 9, 2004, from Dick Pacific Construction Company, Ltd., requesting an extension of contract time.

This is the contractor's third time extension request. Staff has evaluated this request and finds

that the 61-calendar day extension is justified.

RECOMMENDATION: It is recommended that the Board grant Dick Pacific Construction Company, Ltd., a 61-calendar day extension for JOB NO. 97-684, CONSTRUCTION OF THE PUUKAPU-NIENIE BOOSTER PUMP STATION NO. 1 & NO. 2 REPLACEMENT, from August 31, 2004, to October 31, 2004.

7) HAMAKUA:

A. **JOB NO. 95-621, POHAKEA WATER SYSTEM IMPROVEMENTS:**

The contractor, Willocks Construction Corporation (WCC), has submitted a fifth request for a contract time extension of 92 calendar days due to delays as stated in their request. The easement issue is still being pursued. One party of three still needs to sign the documents. We have also made contact with S C Ranch Co., Inc., and they have verbally agreed to allow us to modify a portion of their lot adjacent to our road easement and reservoir site to divert flood waters to the natural drainage way. We are awaiting a written response before we proceed with that work. Again, we feel that these issues are beyond the contractor's control.

This would be the fifth time extension to the contract. Engineering staff has reviewed the request and finds that the 92 calendar days are justified to complete the remaining portions of the project.

RECOMMENDATION: It is recommended that the Board grant this extension of contract time of 92 calendar days to Willocks Construction Corporation for JOB NO. 95-621, POHAKEA WATER SYSTEM IMPROVEMENTS. If approved, the contract completion date will be extended from July 30, 2004, to October 30, 2004.

8) NORTH KONA:

A. **JOB NO. 99-754, PUAPUAA 2.0 MG CONCRETE RESERVOIR AND SUPPORTING FACILITIES:**

The contractor, Willocks Construction Corporation (WCC), has submitted a request for contract time extension of 62 calendar days due to design changes as stated in their request. The redesign of the driveway, as stated in the previous time extension request, is also still in progress. The design engineer for the driveway is retained by the Kuakini Self-Storage Developer and is receiving Department of Public Works approval prior to issuing plans to the contractor.

This would be the third time extension to the contract. Engineering staff has reviewed the request and finds that the 62 calendar days are justified to complete the project.

RECOMMENDATION: It is recommended that the Board grant this extension of contract time of 62 calendar days to Willocks Construction Corporation for JOB NO. 99-754, PUAPUAA 2.0 MG CONCRETE RESERVOIR AND SUPPORTING FACILITIES. If

approved, the contract completion date will be extended from July 30, 2004, to September 30, 2004.

B. AGREEMENT FOR ASSIGNMENT AND TRANSFER OF KONA SOURCE AGREEMENT II WATER COMMITMENTS:

Ms. Karen M. Nii, Trustee of the Marital Trust of the Jack H. Ujimori Trust (former owner of Tax Map Key 7-5-004:009), wishes to assign forty (40) Kona Source Agreement II water commitments currently assigned to said parcel to Kanti R. Patel and Manju K. Patel, Ramesh V. Patel and Priti R. Patel, Robert Sampognaro and Kathleen Sampognaro, and Manmohan Harrai Desai, the current owners of the same parcel.

RECOMMENDATION: It is recommended that the Board approve this Assignment Agreement, subject to the approval of the Corporation Counsel and that either the Chairman or the Vice-Chairman be authorized to sign the document.

C. RESOLUTION 04-04, AUTHORIZING CERTAIN MODIFICATIONS TO THE TERM OF THE \$600,000 LOAN TO THE COUNTY OF HAWAI'I AUTHORIZED BY RESOLUTION NO. 04-02:

Resolution 04-04 (attached) seeks to modify Resolution 04-02 only to the extent that interest only be payable for the first 12 months and that the DWS loan and bond shall be payable as to principal and interest over a 5-year term beginning upon expiration of the first 12-month period, rather than as specified in Resolution 04-02 where the 5-year term began from the full disbursement of the loan.

The modification is requested to make the Water Board/DWS loan consistent with the terms of the two USDA loans for ease of administration of the three loans and the special assessments to provide for their repayment.

RECOMMENDATION: It is recommended that the Water Board adopt Resolution No. 04-04.

9) SOUTH KONA:

A. WATER QUALITY IN SOUTH KONA AREA:

Ms. Brenda Ford, via email, requested that the South Kona water quality be included on the Board agenda for discussion.

Attached are Ms. Ford's emails and the Department's response letter.

For discussion.

10) MISCELLANEOUS:

A. **PROPOSED AMENDMENT TO RULES AND REGULATIONS:**

Public Hearings were held July 27 and August 24, 2004, in Hilo and Kona, respectively, on the proposed Rule 4-13 Acceptance of Existing Private Water Systems. The proposed rule lists situations in which the Water Board will not accept existing private water systems as well as listing all of the requirements that must be met in order for the Water Board to accept private water systems.

RECOMMENDATION: It is recommended that the Water Board adopt the proposed amendment to the Rules and Regulations.

B. **MONTHLY PROGRESS REPORT:**

Review of progress report of projects.

C. **REVIEW OF MONTHLY FINANCIAL STATEMENTS:**

Review of financial statements and information.

D. **FINANCE COMMITTEE REPORT:**

Report and/or discussion.

E. **STRATEGIC PLAN/ANNUAL BUSINESS PLAN:**

Informational presentation to be made by the “champions” of the next three Strategic Initiatives and Tactics listed in the 2004-2005 Annual Business Plan.

- 1) Kurt Inaba - provide staff training to improve competencies skills
- 2) Quirino Antonio - review/improve employee recruiting process to account for current and future core competencies
- 3) Dennis Lee - identify and outsource critical competencies that are needed on an infrequent basis.

F. **WATER BOARD GOVERNANCE POLICIES:**

For review, discussion, and/or revisions.

G. **MANAGER’S REPORT:**

1. Kona Coastview/Wonderview status
2. USGS Drilling Program
3. Kona Water Quality Progress

H. CHAIRMAN'S REPORT

11) ANNOUNCEMENTS:

- A. **Next Meeting:** The next Water Board Meeting will be held on September 28, 2004, 10:00 a.m., at the Department of Water Supply, Hilo Operations Center Conference Room, 889 Leilani Street, Hilo, Hawai'i.

12) STATEMENTS FROM THE PUBLIC

13) ADJOURNMENT

If you require an accommodation or auxiliary aid and/or services to participate in this meeting (i.e., sign language, interpreter, and large print), please call this number 961-8050.

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