

Stephen Kawena Lopez
Chairperson
Dist. 8

Michael Pono Kekela
Vice Chairperson
Dist. 4



Kea Keolanui, Dist. 1, Board Member
James Kimo Lee, Dist. 2, Board Member
Thomas Brown, Dist. 3, Board Member
Emily Taaroa, Dist. 5, Board Member
Keith Unger, Dist. 6, Board Member
Michael Bell, Dist. 7, Board Member
Benjamin Ney, Dist. 9, Board Member

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

MEETING DATE: October 22, 2024
TIME: 10:00 a.m.
IN-PERSON LOCATION: Department of Water Supply, Hilo Operations
889 Leilani Street, Hilo, Hawai'i

REMOTE MEETING LINK:
https://www.facebook.com/HawaiiDWS/live_videos/

STATEMENTS FROM THE PUBLIC:

Public testimony may be done in person or in writing by email (dws@hawaiidws.org), fax (808-961-8657), or by mail: 345 Kekūanaō'a Street, Suite 20, Hilo, HI 96720. Please indicate agenda item submitting for. All testimony, regardless of time of receipt, will be part of the permanent record.

Remote Oral Testimony:

Telephone testimony may be presented by calling 1(669) 254-5252 and entering meeting ID 161 028 6500. Please wait for the Chair to ask for testimony on the item you are interested in. The Chair will unmute testifiers who call in, one phone number at a time.

Optional Alternative to Present Remote Oral Testimony:

If you would like to testify via an online video link, please email dws@hawaiidws.org at least 24 hours before the meeting to request the link. You may also email to pre-register to present telephone testimony if you wish to be called on by name or before those who have not pre-registered. Testifiers who wish to remain anonymous or have not pre-registered may still call the testimony phone number and follow the instructions listed above.

ADDITIONAL INFORMATION:

Information about all the board's meetings is available [here](#) General information about the board is available at [About the Water Board](#).

In the event the online remote connection is interrupted during the Water Board meeting, the Board shall recess for up to 30 minutes to allow for reestablishing the online remote connections. If the online remote connection cannot be reestablished after 30 minutes the meeting shall be adjourned and then reconvene per the following contingency plans:

Board shall reconvene on: October 23, 2024, 10:00 a.m.
Board shall reconvene at: DWS, Hilo Operations, 889 Leilani Street.

If you would like to testify via an online video link, please email dws@hawaiidws.org before the meeting to request the weblink or phone number to testify.

- 1) CALL TO ORDER – 10:00 a.m. (please turn cell phones off or set to silent)
- 2) STATEMENTS FROM THE PUBLIC – Pursuant to HRS §92-3, oral testimony may be provided entirely at the beginning of the meeting, or immediately preceding the agenda item.
- 3) APPROVAL OF MINUTES:
 - Minutes of the September 24, 2024, Water Board Meeting
- 4) APPROVAL OF ADDENDUM AND/OR SUPPLEMENTAL AGENDA (if necessary)
(Note: Roll Call Required)
- 5) SOUTH HILO:
 - A. JOB NO. 2022-1193, PI‘IHONUA #2 BOOSTER A REPAIR – REQUEST FOR TIME EXTENSION:

Chair: Is there any testimony for this item?

The Contractor, Derrick’s Well Drilling & Pump Services, LLC, is requesting a contract time extension of 30 calendar days due to the Department’s directive to prioritize the repair of the Waimea Deepwell Emergency Repair work. This was beyond the control of the Contractor. *Note: There are no additional costs associated with this time extension.*

Ext. #	From (Date)	To (Date)	Days (Calendar)	Reason
1	10/31/2024	11/30/2024	30	Delays from prioritizing emergency repair work.
Total Days (including this request)			30	

RECOMMENDATION: It is recommended that the Board approve a contract time extension of 30 calendar days for JOB NO. 2022-1193, PI‘IHONUA #2 BOOSTER A REPAIR. If approved, the contract completion date will be revised from October 31, 2024 to November 30, 2024.

- 6) NORTH KONA:
 - A. AMENDED AND RESTATED WELL DEVELOPMENT AGREEMENT:

Chair: Is there any testimony for this item?

The developers, Lanihau Properties, LLC, West Hawaii Business Park, LLC, and Palani Ranch Company, Inc., are proposing to enter into an Amended and Restated Well Development Agreement that would supersede the original well development agreement as well as the First and Second supplemental well development agreements in regard to Palani Well No. 1. This Amended and Restated Well Development Agreement identifies and commits two potential well sites to the Department of Water Supply (DWS) for well development in lieu of mitigation measures outlined in the Second Supplemental Well Development Agreement. One of the potential well sites would be a backup to the existing Palani Well No. 1. A second potential well site is also committed for future consideration.

Should the Amended and Restated Well Development Agreement be approved, the Second Supplemental Well Development Agreement should be terminated to remove unique encumbrances recorded on properties as security for the mitigation measures that are being replaced by well sites.

RECOMMENDATION: It is recommended that the Board approve the Amended and Restated Well Development Agreement and that either the Chairperson or the Vice-Chairperson be authorized to sign the contract, subject to the review as to form and legality by Corporation Counsel.

B. TERMINATION OF SECOND SUPPLEMENTAL WELL DEVELOPMENT AGREEMENT:

Chair: Is there any testimony for this item?

The developers, Lanihau Properties, LLC, West Hawaii Business Park, LLC, and Palani Ranch Company, Inc., subject to the approval of the Amended and Restated Well Development Agreement, propose to Terminate the Second Supplemental Well Development Agreement to remove encumbrances on properties identified in the Second Supplemental Well Development Agreement as security for mitigation measures which are being replaced with well sites.

RECOMMENDATION: It is recommended that the Board approve the Termination of Second Supplemental Well Development Agreement and that either the Chairperson or the Vice-Chairperson be authorized to sign the contract, subject to the review as to form and legality by Corporation Counsel.

7) SOUTH KONA:

A. JOB NO. 2021-1179, KEEI #2A & #3B BOOSTER REPAIR – REQUEST FOR TIME EXTENSION:

Chair: Is there any testimony for this item?

The Contractor, Hawaii Drilling and Pump Service (previously known as Beylik/Energetic A JV) is requesting a contract time extension of 88 calendar days, due to delays from the impeller Manufacturer with providing the pump Manufacturer with the pump components for assembly and to correct mistakes with the impeller caused by the impeller Manufacturer. This was beyond the control of the Contractor.

Staff reviewed the request for the time extension and the accompanying supporting documentation and found that 69 of the requested 88 calendar days to be justified. *Note: There are no additional costs associated with this time extension.*

Ext. #	From (Date)	To (Date)	Days (Calendar)	Reason
1	01/13/2023	07/07/2023	175	Delays from Manufacturer regarding recommended material and design changes.
2	07/07/2023	12/31/2023	177	Delays from Manufacturer for equipment and material substitution requests.
3	12/31/2023	01/31/2024	31	Delays from motor Manufacturer with providing the motor to the pump Manufacturer for fitment and shipping.

Ext. #	From (Date)	To (Date)	Days (Calendar)	Reason
4	01/31/2024	03/31/2024	60	Delays from impeller Manufacturer with providing the pump Manufacturer with the pump components for assembly.
5	03/31/2024	06/08/2024	69	Delays from impeller Manufacturer with providing the pump Manufacturer with the pump components for assembly.
Total Days (including this request)			512	

RECOMMENDATION: It is recommended that the Board approve a contract time extension of 69 calendar days to Hawaii Drilling and Pump Service, for JOB NO. 2021-1179, KEEI #2A AND #3B BOOSTER REPAIR. If approved, the contract completion date will be revised from March 31, 2024 to June 08, 2024.

8) **MISCELLANEOUS:**

A. **MATERIAL BID NO. 2024-15, FURNISHING AND DELIVERING OF IRRIGATION CONTROLLERS AND WIRELESS RAIN SENSORS FOR THE DEPARTMENT OF WATER SUPPLY:**

Chair: Is there any testimony for this item?

Bids were received and opened on October 3, 2024, at 2:30 p.m., and the following are the bid results.

This project is to purchase materials to incentivize and assist customers in reducing water consumption used for irrigation. This project is in the first year of a two-year project funded jointly by the Hawai'i Community Foundation's Fresh Water Initiative grant program and DWS that seeks to increase Hawai'i's long-term potable water security through conservation, recharge, and reuse across the state.

DESCRIPTION	Bidder	Unit Price	Total Bid
150 Irrigation Controllers	Central Supply Inc.	\$114.03	\$17,104.50
150 Wireless Rain Sensors	Central Supply Inc.	\$68.32	\$10,248.00
			\$27,352.50

Purchase(s) of materials will be made on an as-needed basis. Delivery to DWS is to occur no later than sixty (60) calendar days after the date an order is placed.

RECOMMENDATION: It is recommended that the Board award the contract for MATERIAL BID NO. 2024-15, FURNISHING AND DELIVERING OF IRRIGATION CONTROLLERS AND WIRELESS RAIN SENSORS FOR THE DEPARTMENT OF WATER SUPPLY to CENTRAL SUPPLY INC. for an amount of \$27,352.50 and that either the Chairperson or the Vice-Chairperson be authorized to sign the contract, subject to review as to form and legality of the contract by Corporation Counsel.

B. DEPARTMENT OF WATER SUPPLY COLLECTION AND DELINQUENCY POLICIES:

Chair: Is there any testimony for this item?

Information will be provided to the Board on status updates on collection efforts due to delinquent balances for water service charges with information on current policies and procedures in place for collection and water shut-offs. Discussion will follow along with any recommendations that should be considered for future action.

C. MONTHLY PROGRESS REPORT:

Chair: Is there any testimony for this item?

Submission of Progress Report of Projects by the Department. Department personnel will be available to respond to questions by the Board regarding the status/progress of any project.

D. REVIEW OF MONTHLY FINANCIAL STATEMENTS:

Chair: Is there any testimony for this item?

Submission of financial statements and information relating to the financial status of the Department. Department personnel will be available to respond to questions by the Board relating to the financial status of the Department.

E. MANAGER-CHIEF ENGINEER'S REPORT:

The Manager-Chief Engineer to provide an update on the following:

1. North Kona Wells
2. Employee of the Quarter

F. CHAIRPERSON'S REPORT:

1. Chairperson to report on matters of interest to the Board

9) ANNOUNCEMENTS:

- **Next Meeting** – November 26, 2024, 10:00 a.m., West Hawai'i Civic Center, Building G, 74-5044 Ane Keohokālole Highway, Kailua-Kona, Hawai'i

10) ADJOURNMENT:

Anyone requiring an accommodation or auxiliary aid and/or services to participate in this meeting (i.e. sign language, interpreter, large print), please contact the Board Secretary, at (808) 961-8050 as soon as possible, but no later than five days before the scheduled meeting.

Notice to Lobbyists: If you are a lobbyist, you must register with the Hawai'i County Clerk within five days of becoming a lobbyist. {Article 15, Section 2-91.3(b), Hawai'i County Code} A lobbyist means "any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials." {Article 15,

Section 2-91.3(a)(6), Hawai‘i County Code} Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, Hilo, Hawai‘i.

Board Packet: Pursuant to Hawai‘i Revised Statutes, Section 92-7.5, the board packet provided to members of the board for this meeting is available for public inspection during regular business hours at the Department of Water Supply office, 345 Kekūanaō‘a Street, Suite 20, Hilo, Hawai‘i.

“The Department of Water Supply is an Equal Opportunity provider and employer.”