Stephen Kawena Lopez *Chairperson* Dist. 8

Michael Pono Kekela Vice Chairperson Dist. 4



Vacant, Dist. 1, Board Member James Kimo Lee, Dist. 2, Board Member Guy Alameda, Dist. 3, Board Member Emily Taaroa, Dist. 5, Board Member Keith Unger, Dist. 6, Board Member Michael Bell, Dist. 7, Board Member Philip Aiona, Dist. 9, Board Member

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

MEETING DATE: December 16, 2025

TIME: 10:00 a.m. (HST)

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 Kekūanaōʻa 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 161 217 1712. 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 <u>here</u>. General information about the board is available at <u>About the Water Board</u>.

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: December 17, 10:00 a.m. (HST)

Board shall reconvene at: DWS, Hilo Operations, 889 Leilani Street, Hilo, Hawai'i

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) <u>CALL TO ORDER</u>: 10:00 a.m. (HST) (Please turn cell phones off or set to silent.)
- 2) <u>STATEMENTS FROM THE PUBLIC</u>: 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 November 25, 2025, Water Board Meeting
- 4) <u>APPROVAL OF ADDENDUM AND/OR SUPPLEMENTAL AGENDA</u> (if necessary) (Note: Roll Call Required)

5) <u>SOUTH KOHALA</u>:

A. <u>MATERIAL BID NO. 2025-20, FURNISHING AND DELIVERING WAIMEA WATER TREATMENT PLANT RAW WATER VALVE</u>:

Chair: Is there any testimony for this item?

This project generally consists of furnishing all labor, materials, tools, taxes, and equipment necessary to furnish and deliver a butterfly valve, electric actuator and corresponding adapter piece as specified within the Special Provisions, to the Department of Water Supply's Waimea Baseyard at 65-1234 Opelo Rd., Kamuela, Hawai'i.

Bids for this project were opened on December 4, 2025, at 1:00 p.m., and the following are the bid results:

| | CAASI Flow Control | Hawaii Engineering Services, LLC | DWS Engineering Estimate |
|---|--------------------------|--|--------------------------------|
| Item 1 - (1 Ea.) DeZurik BHP-6-L1-S2-TC-S2-S10B-FT-TT High Performance Butterfly Valve, or equal by approval, 6—inch Class 150# lugged style, 316 stainless steel body, PTFE V-Flex packing, 316 stainless steel disc, 17-4PH stainless steel shaft, PTFE fabric bearing and seat seal with surface freight included. | Non- Responsive | Non- Responsive | \$27,090.79 |
| Item 2 - (Lump Sum) Rotork IQT Electric Battery Failsafe Type actuator 115-230 VAC, with adapter and appurtenant components to mate with corresponding butterfly valve included, with surface freight included. | Non- Responsive | Non- Responsive | \$5,146.86 |

<u>RECOMMENDATION</u>: No responsive bids were received for MATERIAL BID NO. 2025-20, WAIMEA WATER TREATMENT PLANT RAW WATER VALVE, staff will resolicit this bid per HAR § 3-122-35.

B. PROPOSED SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE WATER BOARD OF THE COUNTY OF HAWAI'I AND THE PARKER LAND TRUST:

Chair: Is there any testimony for this item?

Parker Land Trust is proposing the Second Amendment to the Agreement between the Water Board of the County of Hawai'i and the Parker Land Trust. The required Parker Ranch Well No. 1 and transmission improvements were completed and dedicated to the Water Board in February 2003. Due to reasons stated in the First Amendment to the Agreement, Parker Land Trust was not able to proceed with the full implementation of the Rezoning Ordinance No. 02-25 by February 2023, and the Water Board approved a three-year extension. The proposed second amendment initially assigns the remaining water to specific parcels within the development area. Parker Land Trust desires to have the ability to reassign water within the same development.

Staff reviewed the proposed Second Amendment to the Agreement and finds that assigning the remaining balance of water from Parker Ranch Well No. 1 to the Parker Land Trust development area is acceptable.

<u>RECOMMENDATION</u>: It is recommended that the Water Board approve the Second Amendment to the Agreement between the Water Board and Parker Land Trust and authorize the Chairperson or Vice-Chairperson to execute the document, subject to the review and approval of the Corporation Counsel.

6) <u>MISCELLANEOUS</u>:

A. 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.

B. 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.

C. ADOPTION OF PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION AND ORDER FOR NOVEMBER 25, 2025 CONTESTED CASE HEARING REGARDING WATER SERVICE ACCOUNT NO. 93477860-14 (IN THE MATTER OF THE APPEAL OF SHIJIE GONG):

Chair: Is there any testimony for this item?

The above Contested Case Hearing took place on November 25, 2025, in accordance with Chapter 91 of the Hawai'i Revised Statutes and Rule 2-5 of the Rules and Regulations of the Department of Water Supply. For review and adoption by the Board of the Findings of Fact, Conclusions of Law, and Decision and Order.

D. MANAGER-CHIEF ENGINEER'S REPORT:

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

- 1. North Kona Wells
- 2. Retiree: Nora Avenue Water Board Secretary 5/1/23 to 12/31/25

E. <u>EXECUTIVE SESSION: MANAGER-CHIEF ENGINEER AND DEPUTY EVALUATION</u> FOR CALENDAR YEAR 2025:

The Board anticipates convening an executive meeting to consider the evaluations of the Manager-Chief Engineer and Deputy for its annual performance review, as authorized by Hawai'i County Charter Section 7-4.6(d) and Hawai'i Revised Statutes ("HRS"), Sections 92-4 and 92-5(a)(2). The Board wishes to have its attorney present in order to consult with the Board's attorney on its questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS Section 92-5(a)(4). A two-thirds vote of the members present, pursuant to HRS Section 92-4, is necessary to hold an executive meeting, provided that the affirmative vote constitutes a majority of the board.

F. MANAGER-CHIEF ENGINEER AND DEPUTY EVALUATION FOR CALENDAR YEAR 2025:

Chair: Is there any testimony for this item?

Discussion/action on Manager-Chief Engineer and Deputy evaluation and compensation.

G. CHAIRPERSON'S REPORT:

- 1. Term ends on December 31, 2025, for Board Member Michael Bell
- 2. Chairperson to report on matters of interest to the Board

7) <u>ANNOUNCEMENTS</u>:

• Next Meeting – January 27, 2026, 10:00 a.m. (HST), West Hawai'i Civic Center, Building G, 74-5044 Ane Keohokālole Highway, Kailua-Kona, Hawai'i

8) <u>ADJOURNMENT:</u>

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.

<u>Board Packet</u>: 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."