

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY COMMITTEE**

February 18, 2011

**Committee  
Report No.** \_\_\_\_\_

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Policy Committee, having met on February 2, 2011, makes reference to County Communication No. 11-36, from the Mayor, notifying the Council of his appointment of David Taylor as the Director of Water Supply, and transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY". The purpose of the proposed resolution is to approve the Mayor's appointment of David Taylor as the Director of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended ("Charter"), which provides that the Director of Water Supply shall be appointed by the Mayor with the approval of the Council.

At your Committee Chair's request, the Department of the Corporation Counsel transmitted a proposed resolution entitled "DISAPPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY". The purpose of the proposed resolution is to ensure that the Council can disapprove the appointment if it so decides.

Your Committee noted that the Charter requires that either the director or deputy director of water supply be a licensed engineer. Mr. Taylor confirmed that he is a licensed civil engineer in the State.

Throughout the course of your Committee's deliberations, Mr. Taylor exhibited an in-depth understanding of the way government operates, the Council's role as policymaker, and the role of the utility. He acknowledged that although he reports to the Managing Director and takes directives from the Mayor, the requirement of Council approval for his appointment and removal allows him to provide candid perspectives on how the Department can best serve the people of the County. He said that information is already being compiled, at his direction, to assist the Council in making difficult policy decisions that lay ahead, including a means to quantify costs associated with delivering water to households on the Upcountry water meter list based on location, distance from source, distribution improvements needed, and other factors.

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Mr. Taylor’s responses demonstrated knowledge of the significant challenges facing the County in providing an adequate water supply. He cited as the biggest single challenge the need to define an equitable rate structure for water consumers. He responded thoughtfully and frankly on an array of water-related issues, including the need to find an efficient way to match water sources with the County’s needs, and the authority of the State Commission on Water Resource Management in addressing stream water allocation. He provided a brief cost-benefit analysis of the use of recycled water and alternative energy options, and his perspectives on the phasing out of injection wells and the County’s water availability ordinance.

Mr. Taylor also addressed supervisory issues, such as the appropriateness of regular performance evaluations, to the satisfaction of your Committee.

Your Committee cited Mr. Taylor’s knowledge and experience, noting that he has set a high bar for himself as the former Chief of the Wastewater Division, Department of Environmental Management. Your Committee acknowledged Mr. Taylor’s straightforward and fact-based approach to problem-solving; the preparedness of his responses on both a macroeconomic level and on specific infrastructure and source management issues; and his demonstrated competence in developing a long-term Capital Improvement Projects plan that accounts not only for the cost of providing baseline utility service, but also affords the policymakers the information needed to evaluate what additional funding and rate increases would be needed to implement improvements.

Your Committee was satisfied that it had done its due diligence in considering Mr. Taylor’s suitability for the position. Accordingly, your Committee recommended that the appointment of David Taylor as the Director of Water Supply be approved.

Your Committee voted 9-0 to recommend adoption of the proposed resolution entitled “APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY”; filing of the proposed resolution entitled “DISAPPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY”; and filing of the communication. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Mateo, Pontanilla, Victorino, and White voted “aye”.

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Your Policy Committee RECOMMENDS the following:


1. That Resolution No. \_\_\_\_\_, attached hereto, entitled "APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY", be ADOPTED;
2. That Resolution No. \_\_\_\_\_, attached hereto, entitled "DISAPPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY", be FILED;  
and
3. That County Communication No. 11-36 be FILED.

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This report is submitted in accordance with Rule 8 of the Rules of the Council.

  
\_\_\_\_\_  
G. RIKI HOKAMA, Chair

pol:cr:11016aa:cmn

# Resolution

No. \_\_\_\_\_

## APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY

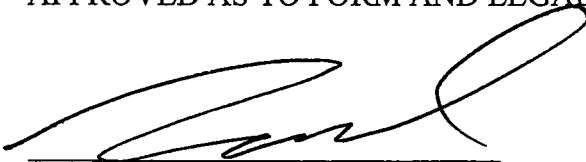
WHEREAS, by letter dated January 4, 2011, Mayor Alan Arakawa notified the Council that he appointed David Taylor as the Director of the Department of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended (“Charter”); and

WHEREAS, Charter Section 8-11.5 states that “[t]he director of the department of water supply shall be appointed by the mayor with the approval of the council”; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of David Taylor as the Director of the Department of Water Supply; and
2. That certified copies of this resolution be transmitted to the Mayor, the Managing Director, and the Corporation Counsel.

APPROVED AS TO FORM AND LEGALITY:



First Deputy Corporation Counsel  
County of Maui

# Resolution

No. \_\_\_\_\_

DISAPPROVING THE APPOINTMENT OF DAVID TAYLOR  
AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY

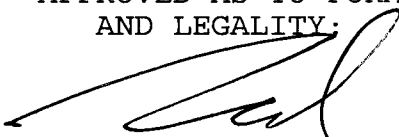
WHEREAS, by correspondence dated January 4, 2011, Mayor Alan M. Arakawa notified the Council of the appointment of David Taylor as the Director of the Department of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended ("Charter"); and

WHEREAS, Section 8-11.5 of the Charter states that "[t]he director of the department of water supply shall be appointed by the mayor with the approval of the council"; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby disapproves the appointment of David Taylor as the Director of the Department of Water Supply; and
2. That certified copies of this resolution be transmitted to the Mayor.

APPROVED AS TO FORM  
AND LEGALITY:



EDWARD S. KUSHI, JR.  
FIRST Deputy Corporation Counsel  
County of Maui

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