

BOARD OF WATER SUPPLY, COUNTY OF MAUI  
REGULAR MEETING

BOARD MEMBERS: Phyllis Robinson, Chair  
Kelli Myers, Vice Chair  
Kevin Boteilho  
Patricia Eason  
Donald Gerbig  
John Hoxie, Jr.  
William Kamai  
James Rust  
Ted Yamamura

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2011 NOV -9 AM 7: 55  
OFFICE OF THE  
COUNTY CLERK

DATE: Thursday, November 17, 2011

TIME: 9:00 a.m.

PLACE: Conference Room  
Department of Liquor Control  
2145 Kaohu Street, Room 105  
Wailuku, Hawaii 96793

AGENDA

- I. CALL TO ORDER
- II. ATTENDANCE
- III. ANNOUNCEMENTS
- IV. APPROVAL OF MINUTES
  - A. Minutes of October 27, 2011
- V. TESTIMONY FROM THE PUBLIC

All testimony shall be relevant to the meeting agenda's specific items and shall be relevant to the authority of the Board of Water Supply under the Maui County Charter – Article 8, Chapter 11, Department of Water Supply, and the Maui County Code, Title 14, Chapter 14.11, Appeals to the Board of Water Supply.

The Board shall receive testimony first from persons whose testimony forms are submitted prior to the convening of the meeting. Three (3) minutes will be

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granted for each testimony item. At the discretion of the Board Chair, an additional minute may be granted to conclude testimony. An additional three (3) minutes on each testimony presentation may be granted to those who are unable to conclude their testimony in the originally allotted time period, after all testifiers have been heard. Persons whose testimony forms are submitted after the meeting convenes, but before the testimony portion ends, may be allowed, time permitting, to present oral testimony for three minutes on each agenda item. The Chair may grant an additional minute to conclude testimony.

## VI. APPEALS

- A. Appeal No. 10-01, an appeal by Noel Johnson Hui/John Pollock. Findings of Fact, Conclusions of Law, Decision and Order. The Board may go into closed session to deliberate on this matter.

For this matter, the board may convene in executive session pursuant to HRS §92-5(a)(4) in order to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities

- B. Appeal No. 11-02, an appeal by Stan Riddle, Frank Carvalho, Elliot and Barbara Luke, et al. Update on the status of the appeal.

- C. Appeal No. 08-06, an appeal by William Blietz. Motion to Dismiss Appeal. The board may go into closed session to deliberate on this matter.

For this matter, the board may convene in executive session pursuant to HRS §92-5(a)(4) in order to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities

- D. Appeal No. 11-01, an appeal by David and Patricia Chevalier. Motion to Dismiss Appeal. The Board may go into closed session to deliberate on this matter.

For this matter, the board may convene in executive session pursuant to HRS §92-5(a)(4) in order to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities

## VII. UNFINISHED BUSINESS

- A. None.

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VIII. OTHER BUSINESS

- A. Discussion regarding Repairs and Maintenance of the Waikamoi Flume and Reservoirs in order to store more water
- B. Receipt of Board Member request for agenda items to be placed on future agendas.

IX. COMMUNICATIONS

X. DIRECTOR'S REPORT

XI. DIVISION REPORTS

- A. October 2011 Division Reports

XII. BUDGET

- A. Fiscal 2013 Budget Presentation

XII. ADJOURNMENT

Agenda items are subject to cancellation. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Board of Water Supply secretary at 270-7304.

Oral or written testimony on any agenda item will be accepted. Written testimony must be submitted by delivering a legible copy to the Board of Water Supply secretary, 200 South High Street, Fifth Floor, Wailuku, Hawaii 96793-2155; or faxing to 808-270-7951, 24 hours prior to the meeting so copies can be provided to the Board members. If written testimony is submitted at the meeting, please provide 15 copies prior to the close of oral testimony.

Individuals who intend to attend the meeting who have special needs or require special accommodations that will assist in his or her successful participation in the meeting (e.g., large print, taped materials, sign-language interpreter, accessible parking, etc.), should call the Board of Water Supply secretary at least three working days prior to the meeting date.

Documents on file with the Board and which may include correspondence relating to the agenda items above, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec 2-64-010). Please contact the Board of Water Supply secretary to make arrangements for inspection or photocopying of documents.