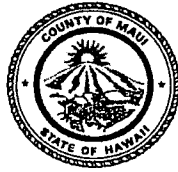


MICHAEL P. VICTORINO
Mayor



RECEIVED
JEFFREY T. PEARSON, P.E.
Acting Director

2019 JAN 18
HELENE KAU
Deputy Director

OFFICE OF THE MAYOR

DEPARTMENT OF WATER SUPPLY
COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793-2155
www.mauiwater.org

January 18, 2019

Honorable Michael P. Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

Michael P Victorino

Mayor Date 1/18/19

For Transmittal to:

Honorable Michael J. Molina, Chair
Government, Ethics, and Transparency Committee
Maui County Council
200 South High Street
Wailuku, Hawaii 96793

SUBJECT: NOMINATION AS DIRECTOR OF WATER SUPPLY (GET-1)

Dear Chair Molina:

This transmission is in receipt of the letter sent by Chair Kelly T. King dated January 10, 2019, requesting the following information be submitted to the Council's Government, Ethics, and Transparency Committee.

1. *Why did you apply to serve as the Director of Water Supply?*

Response: I have previous knowledge of the Department of Water Supply working as Deputy Director and in a civil service position as CIP Coordinator. I most recently worked as Deputy to Chair Case for over three years. This meant travel to Oahu each week. I needed to return home. I want to move DWS forward and serve our customers, I feel I can be a positive force for DWS and our customers.

2. *What do you perceive as the roles and responsibilities of the Director of Water Supply?*

Response: Manage the utility to provide reliable clean water, at the best cost (efficiency). Also manage and lead employees to provide good service to customers. Internal and external. Preserve our source, both groundwater and surface water, and manage our watersheds.

"By Water All Things Find Life"

3. *Given your understanding of the role and responsibilities of the Director of Water Supply, why do you believe you are qualified for the position? Please include a brief statement of your skills, expertise, experiences, or knowledge that would aid in your decision-making ability as the Director of Water Supply. Highlight three qualities you feel make you a highly qualified candidate.*

Response: I expect you will have my resume as a reference to my experience. As mentioned above, I have worked at DWS in the past as Deputy and as manager of CIP projects and budget. Therefore, I bring experience to DWS with me. I have managed staff at the State Commission on Water Resource Management, at DLNR, a regulatory agency. This experience has given me a good understanding of our source concerns on Maui, which will aid in decisions on adding sources to Maui DWS. Three qualities:

- Engineering background to make system operation decisions.
- People skills in managing to work with staff and customers on water related issues.
- Management and mediation skills while at CWRM. Able to bring opposing sides together to work out a solution.

4. *Please identify one short and one long-term goal you would have as the Director of Water Supply and how you would accomplish these during your term of service.*

Response: Short term goal: 1 year; ensure CIP for 2019 budget gets the maximum funds encumbered.

Long Term goal: 4-5 years; reduce the Upcountry water list by half, doubling amount of those on the list to be processed each year. Please see next page.

5. *Please tell us your plans for source development including offering additional Upcountry water meters.*

Response: Upcountry meters: Engineering, along with our consultants at HDR, have been processing about 20 meter requests per quarter. Each meter request takes time to research the system and determine the specific requirements for system upgrades to allow meter installation. At present, the Engineering Division has one opening in District II, East/Upcountry/Lahaina/Molokai, where we would hire and dedicate this person to the meter list. We then could increase the workload on the consultant, thereby, moving more applications through the process.

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Source issues exist in West Maui, due to reduced diverted flows reaching our Mahinahina Water Treatment Plant and also due to CWRM requiring less diverted water available to the Lahaina WTP. Our FY 2020 proposed CIP budget includes funds to begin to locate, acquire lands and permitting for two ground water wells in West Maui.

6. *How do you plan to address aging pipelines and the timing and cost of replacements?*

Response: We have a 20-year plan as part of our CIP planning process. General replacement plans are reflected there. We also have knowledge of pipes failing and we track pipe failures. Working with CIP and our Field Operations, we determine replacement of pipelines and prioritize based on pipeline age, location, and customers affected.

7. *Can you foresee any possible conflicts of interests that could arise during your service in the Department of Water Supply? How would you overcome any possible conflicts of interest?*

Response: The foregoing response is provided with the assistance of corporation counsel as the question appears to involve the Code of Ethics, Article 10 of the Charter, Code of Ethics, Section 2.56 of the Maui County Code, and to Chapter 101 of the Administrative Rules for the Maui County Board of Ethics. Based on Section 04-101-3, Definitions, "conflict of interests" means:

a real or seeming incompatibility between one's private interests and one's public or fiduciary duties; it also has meanings as explained in past board opinions, that involve a two-part test and require interpretation of section 10-4.1.c. of the Charter, that no officer or employee of the County shall engage in any business transaction or activity or have a financial interest, direct or indirect, which is incompatible with the proper discharge of the officer's or which may tend to impair the officer's or employee's independence of judgment in the performance of the officer's or employee's official duties.

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As your question specifically asks about the foreseeability of any possible "conflicts of interests" that could arise, and if one does arise how it may be overcome, we must look to the body of the Code of Ethics referenced above, inclusive of past board opinions. In doing so, however, we humbly respond that we are unable to speculate absent specific facts. Rest assured that any possible consideration of "conflicts of interests" will be immediately submitted to the Board of Ethics for its review and guidance.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Jeffrey T. Pearson', with a stylized flourish at the end.

JEFFREY T. PEARSON, P.E.
Acting Director