



STATE OF HAWAII
ENVIRONMENTAL COUNCIL
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SHANNON MEARS
CHARLES PRENTISS
JOHN RICHARDS
AZITA QUON
IRIS TERASHIMA
GLENN TEVES
MARJORIE ZIEGLER
GENEVIEVE SALMONSON, INTERIM DIRECTOR (EX-OFFICIO)

ENVIRONMENTAL COUNCIL MEETING MINUTES
State Office Tower Building, Room 1500
235 South Beretania Street, Honolulu, Hawaii 96813
July 18, 2013
2-4 PM

Members Present: Mary Steiner (Chair), Charles Prentiss, John Richards, David Atkin, Glenn Teves, Mark Ambler, Azita Quon, Scott Glenn, Shannon Mears, Genevieve Salmonson (OEQC Interim Director), Malia Akutagawa, Paul Chang, Koalani Kaulukukui
Members Absent: Marjorie Ziegler & Iris Terashima
Counsel Present: Edward Bohlen, Department of the Attorney General
OEQC Staff Present: Genevieve Hilliard, Susan Faulk
Environmental Center: Dave Penn (WRRC)
Other Attendants: Gary Gill (DOH), Robert Hines (DBEDT), Andrew Matsumoto (EHA), Elaine Lake (EHA), Jason Bunker (Windsor Solutions), Monica Ha (Windsor Solutions), Lily Bloom Domingo (CommUnity Works, LLC)

1. Call to Order

Chair Mary Steiner called the meeting to order at 2:12 PM with quorum of 13 members. The last meeting was canceled due to a lack of quorum. Meetings are to be set for every third Thursday of the month. Genevieve Salmonson suggested using Doodle for meeting reminders/confirmations; this will be determined by incoming Chair.

2. Introductions/Attendance

All present members and guests introduced themselves.

3. Approval of Meeting Minutes

The committee meeting agendas and minutes of the May 16, 2013 Environmental Council (EC) meeting were sent by e-mail and distributed in packets. The Chair asked for comments or motions to adopt the minutes.

- Glenn Teves asked for a correction on page 5, line 4, that the word slob be changed to slop.
- Scott Glenn commented that he liked the detail in the minutes.
- Koalani Kaulukukui stated that she did not receive the minutes or agendas by e-mail. E-mail noted and corrected by Susan Faulk, Secretary.

Minutes approved as corrected by acclamation.

4. Chair's Report

The Chair, Mary Steiner opened a discussion regarding an update on the retreat. Per Doodle invite, two members would not be able to attend.

Councilmember, Scott Glenn stated that in the past, under the previous director, Gary Hooser, OEQC had set up the place, time, facilitator, and decided on speakers. The EC would like to take a different approach this time and suggestions opened up to the members.

Scott Glenn introduced Lily Bloom Domingo as the facilitator for the retreat. She is here at this meeting to get a sense of the EC and find out the weaknesses. How would this retreat be a good use of everyone's time?

The first two year's retreats provided an agency/consultant perspective on the Chapter 343 Process. Marjorie Ziegler and Glenn Teves suggested either an environmental non-profit or Native Hawaiian non-profit. Also noted by Scott Glenn is the short timeframe to attain any speaker(s).

Other suggestions for this year's retreat included:

- Elected officials – Chair of House and/or Senate Environmental Committees; Tulsi Gabbard (Senate); Chris Lee (House); Donna Wong (Legislature).
- Developers against the Chapter 343 / EIS Process – David Arakawa (LURF).
- Environmental organizations – Sierra Club.
- GPI professors.
- OHA representatives – Keola Lindsey, Senior Advocate.
- NEPA perspective – Liz Fisher (Federal Highways).
- Hawai'i DOT director due to joint HEPA/NEPA projects.
- Alan Murakami.
- Denise Antolini.
- Karen Holt.
- David Penn.

Genny Salmonson suggested a panel of 3 such as LURF, OHA, and DOT together for a discussion of pros and cons; title/topic to be determined depending on the type of speakers. Members agreed on having Scott Glenn and Genny Salmonson to decide on speakers. Scott Glenn will initiate contact with possible speakers in the order of suggestions received. If no speakers are available for a panel, then a keynote speaker would be looked into. In the case of a 3-person panel, each speaker should be allowed a maximum of 15-20 minutes with 1 hour for Q&A (2 hours total per retreat agenda).

Malia Akutagawa suggested that a Native Hawaiian speaker look at the culturally sensitive sites and historic sites/burials, as well as other important cultural aspects due to the passing of SB 1171. Does that interface with HEPA/NEPA?

Once the speaker(s) are confirmed, Scott Glenn will send the name(s) out to the members who can then send in their questions to work into the discussion.

Afternoon review of nonspecific items:

- How best to spend the EC's time over the next year?
- What to focus on as a group and as a full council?
- What would the committees each want to individually work on and then come back together on?
- Making sure we are all moving in the same direction, vetting that with the full council.
- Establish commitments and timeframes.

Comment on Annual Report: The GPI was decided on late with report being due on December 31, 2012, but delivered in April 2013. Azita and Malia did a lot of work which was greatly appreciated. As the next meeting is in August, the Annual Report Committee members need to be established; contacts need to be made to determine the level of help available to prepare it; and a schedule, timeline, milestones, and deadlines need to be established and worked on. Genny Salmonson reiterated that the retreat is for the EC, and that OEQC's role is to support the EC. The whole agenda is council oriented.

5. OEQC Interim Director Report

Genny Salmonson introduced Susan Faulk as the new permanent secretary for OEQC.

Ms. Salmonson has met with the chairs for the Rules and I&O Committees. She did not meet with the Exemption or Annual Report Committee as chairs may change today.

She stated OEQC would start doing workshops and outreach, including the outer islands. The Land Use Commission (LUC) has scheduled a Ch. 343 outreach session. Ms. Salmonson envisions OEQC's outreach efforts designed as beginners, intermediate, and advanced classes.

OEQC is presently fully staffed.

OEQC Web Application Report – Windsor Solutions

Genny Salmonson introduced Jason Bunker of Windsor Solutions and explained the present project of digitizing to put documents online from the current funding available.

Jason Bunker performed a PowerPoint presentation showing project goals of submitting EA/EIS forms online, creating The Environmental Notice, and historical data migration. He stated that there are 2 different systems:

- Online system to streamline process of collecting publication forms for EA/EIS.
- Online system to access draft EA/EIS or historical documents.

Windsor Solutions did a full-fledged system design of how OEQC envisions it to function. An OEQC viewer was created and is accessible on a test server to be used spatially and tabular through keywords to find historical EA's and EIS's.

Archiving needs to be done to help the public find historical documents, and Windsor Solutions has come up with an approach to migrate more and more historical data over time.

Remaining work is to build an initial system to help support agencies and applicants with submitting EA's and EIS's, and aiding OEQC with processing these documents. The system is also designed to create The Environmental Notice and collect public comments online.

Jason Bunker demonstrated the current OEQC Viewer and functions of the system with the interactive spatial map, keyword search, project address, and future full export capabilities, etc.

By statute, OEQC is required to keep documents for life and data goes back to the 1970s with 4700+ documents. The historical data migration will be done from most recent projects and move backwards to get the most current documents into the system.

When does OEQC expect this system to be ready for the user? It is being uploaded now, but no set date as to when it will be ready.

Funding from the legislature did not happen in 2013, but will again be asked for in 2014. Per Genny Salmonson, there will still be a lot of resistance to the fees bill. If developers do not want to pay a fee, then they will be asked to help OEQC lobby to get more general funds to complete the whole project because this only benefits the developers.

Q&A for Windsor Solutions

Break out of the appendices as that is what people want from the old documents?

Not at this stage, but perhaps it can be done in the future.

View of drafts and finals from the map?

Yes profiles are connected to the map and a list will show up of both DEA's and FEA's.

Application Program Interface (API)? Interface with social media?

This can be worked out in the future.

Mapping software?

This can be worked out in the future.

Search by consulting agency?

Yes.

6. Standing Committee Reports

Exemption Committee

Chair David Atkin reported no meeting this month, but he did get a call from the City & County of Honolulu, Parks & Recreation Department, indicating they are thinking of submitting an exemption list amendment to the EC.

Rules Committee

Chair Scott Glenn reported that meetings are usually held biweekly. They are currently working through all the comments received on the draft rules that were put out. The last couple of meetings focused on the OEQC Bulletin and how to make the process work more efficiently for applicants who want to use the process and get things published in the bulletin, and also to make sure that OEQC has enough time to process projects and respond to issues as they come up. Still working on a schedule; none available now.

Annual Report Committee

Councilmember Azita Quon reported that they need to start earlier and pick a topic for next year's Annual Report as EC ran out of time last year. The co-author of last year's report, Dr. Regina Ostergaard-Klem of Hawai'i Pacific University, e-mailed that she would help continue the GPI initiative.

Topics suggested include:

- GMOs – would need to narrow it down as it is a huge topic.
- Food sustainability – done in the past.
- Environmental indicators – EC stopped this due to no staff support; however, there may be staff support this time around.
- General Progress Indicators (GPI) – move concept forward as Hawai'i on forefront. Per Scott Glenn, continue using GPI as scorecard approach to what is going on. Charles Prentiss stated he felt it needs to be worked on more also. The Hawai'i Open Data Project (Burt Lum) offered to make an internet site for people to access the GPI data to analyze it.
- Senator Suzanne Oakland Chun requested a GPI explanation at a keiki caucus Gary Gill attended. Mr. Gill presented the GPI initiative. Burt Lum was also present.

Malia Akutagawa stated that what held the Annual Report back was that everything was done by volunteers to piece together. The professors can meet deadlines in terms of handing in their info, but she suggested using funds to have professional services to put it all together. Genny Salmonson said the OEQC budget does not allow for that as the yearly budget is \$50K for all expenses, including equipment. Last year, \$1500 was spent out of OEQC funds, which was reasonable. Rights to use photos were time consuming, but Marjorie Ziegler was noted to have great connections for pictures/photos.

Information & Outreach (I&O) Committee

Chair Mark Ambler reported on I&O meeting held before today's EC meeting. David Atkin explained that Olelo ran a program that looked at both sides of the GMO issue with 1/2-hour-long video discussions. Mr. Ambler pulled concepts from the videos and had a discussion around that. Mr. Ambler believes they are currently on step 2 of an 8-step process where they identify alternatives to the problem and discuss the ramifications to the EC for suggestions to the State.

Mr. Ambler set up a Facebook site (not published yet) to increase public participation. This will be put on the agenda to bring to The EC for a vote at the next meeting. DOH Communications and HISO will also have to approve using technology to solicit comments, complaints, advice, etc. per HRS 341-6.

7. Water Resources Research Center - WRRC (formerly called the University of Hawai'i Environmental Center UH-ENVCTR)

Mr. David Penn updated the Council on the current and ongoing work of WRRC. Statutory duties:

- The Endangered Species Recovery Committee, which is basically advisory to the Board of Land and Natural Resources, is meeting next week Wednesday, July 24, 2013, all day.
- Emergency Response Commission has been meeting. The WRRC has not been participating, but has one voting seat. There are close to 20 voting members on the commission overall. The OEQC director and deputy director for Environmental Health are also on this commission.

WRRRC Reviews Completed: DLNR's Statewide Programmatic General Permit for Fishpond Restoration project, Mauna Lahilahi Beach Park Rock Revetment, Stream Channel Alteration Permit for the State Water Commission, etc.

Legislative Wrap Up: 2872 bills introduced; 288 enacted (10%); 4 bills vetoed including one by the governor (HB 988) funding for native wildlife programs. Possibly 2500+ bills will be introduced for the 2014 Legislative session – the idea of having legislatures come to the retreat is a great idea due to this.

WRRRC Reviews in Progress: Rapid Transit draft supplemental EIS, Waikane, Cacao Farm, Kulanihako'i Bridge Replacement Project, Kekaha Landfill - Phase II Vertical Expansion, etc. DOH Rulemaking on Water Quality Standards and Water Pollution Control Rules for NPDS permitting, and separate docket for Drinking Water Standards.

Federal Reviews in Progress: Danger Zone off Pacific Missile Range on Kauai, etc.

DOH Enforcement Violations: Clean Air violation against Monsanto on Molokai for fugitive dust; HC&S on Maui for agricultural burning permit violations; Unitek Solvent Services for a non-permitted tire dump on Oahu.

WRRRC staffing updates reviewed.

8. Public Testimony

No public testimony or correspondence received by the Chair, Mary Steiner, and she was very pleased.

9. New Business

Election of new Chair

- Scott Glenn elected as new Chair.
- Mary Steiner thanked by Council members for all her work.
- Charles Prentiss elected as new Vice-Chair.

Committee Chairs & Assignments*

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| <i>Information & Outreach</i> (Quorum 3) | Mark Ambler (Chair) Malia Akutagawa Mary Steiner Glenn Teves |
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| <i>Rules</i> (Quorum 3) | Scott Glenn (Chair) David Atkin Koalani Kaulukukui Shannon Mears Genevieve Salmonson |
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| <i>Exemption</i> (Quorum 3) | David Atkin (Chair) Mark Ambler Paul Chang Charles Prentiss John Richards |
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Annual Report
(Quorum __)

Azita Quon & TBD (Co-Chairs)
Committee member assignments TBD

Legislative
(Quorum 3)

Mary Steiner (Chair)
Paul Chang
Scott Glenn
Shannon Mears

* **Members not yet assigned include:** Iris Terashima and Marjorie Ziegler

There was a discussion about the next EC meeting and committee meetings. The outer island video teleconference (VTC) issue was brought up and John Richards expressed interest in setting up a VTC system.

10. Adjournment

The Chair, Scott Glenn thanked everybody and adjourned the meeting at 4:03 p.m.