



STATE ENVIRONMENTAL COUNCIL

DEPARTMENT OF HEALTH, STATE OF HAWAII
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David Y. Ige
Governor

Chairperson
Joseph Shacat

Vice Chair
Scott Glenn
(Ex Officio)

Members
Roy Abe
Mary Begier
Stephanie Dunbar-Co
Maka'ala Ka'aumoana
P. Ka'anohi Kaleikini
I. Robin Kaye
Robert Parsons
Charles Prentiss
Ronald Terry
Puananionona Thoene
Michael Tulang
N. Mahina Tuteur

Environmental Council Meeting November 9, 2016, 10:00 AM-3:30 PM

Meeting Location – Leiopapa A Kamehameha Building, 15th Floor Conference Room

Draft Minutes

Members Present: Joseph Shacat (Chair), Scott Glenn (Vice-Chair), Roy Abe, Mary Begier, Stephanie Dunbar-Co, Maka'ala Ka'aumoana, I. Robin Kaye, Robert Parsons, Charles Prentiss, Ronald Terry, Puananionona Thoene

Members Absent: P. Ka'anohi Kaleikini, Michael Tulang, N. Mahina Tuteur;
One seat unfilled

EC Counsel: Edward Bohlen, Diane Agor, Deputies Attorney General

OEQC Staff: Charlotte Needham, Leslie Segundo

Public: None

Note: Bolded items below were on the agenda. Text not in bold is the summary discussion.

1. Call to Order, Roll Call, Quorum

- a. Chair Shacat called the meeting to order at 10:13 AM with a quorum of eleven members.
- b. Extended introduction of all Councilmembers, OEQC staff, and Counsel for the benefit of the newly appointed members.

2. Review and approval of prior meeting minutes

- a. **Meeting on August 9, 2016**
 - i. Tabled until next Council meeting on December 13, 2016.
- b. **Meeting on September 13, 2016**
 - i. Tabled until next Council meeting on December 13, 2016.

3. Overview of EIS laws

- a. **Hawaii Revised Statutes Chapters 341, 343, and 344**
 - i. Director Glenn introduced the Councilmembers to a new unofficial compilation of the statutes and rules. The document is unofficial because it combines a 2007 legal amendment to the 1996 rules but has not been formally compiled through the rule amendment process.
 - ii. Director Glenn oriented the Councilmembers to the statutes and reviewed the functions, roles, and responsibilities of the Council, specifically in Hawai'i Revised Statutes (HRS) Section 341-6 and 343-6.
- b. **Hawaii Administrative Rules Chapters 11-200 and 11-201**
 - i. Director Glenn oriented the Councilmembers to Hawai'i Administrative Rules (HAR) Section 11-200-8 (exemptions) and Section 11-200-12 (significance criteria) and these serve as the basis for some of the Council committees.

4. Overview of purpose and role of the Environmental Council

- a. Director Glenn welcomed the new members and thanked them for agreeing to serve on the Council.
- b. Meetings are typically held on the second Tuesday of the month.
 - i. Quorum is eight members for the Council and for committees it is half of the members plus one.
 - ii. Council and committee meetings comply with the Sunshine Law for posting of agendas and conducting meetings.
 - iii. Generally, the Council or committee chair drafts the agenda, OEQC staff files it with the Lieutenant Governor's Office six calendar days prior to the meeting. If a member wishes to request an item be put on the agenda, send the request directly to the chair.
- c. Director Glenn advised Councilmembers that three or more unexcused absences from Council meetings that result in a lack of quorum or meeting cancellation may lead to the removal of membership.

5. Break for Lunch

- a. Chair Shacat recessed the meeting at 12:06 PM.
- b. Chair Shacat resumed the meeting 1:12 PM.

6. Annual Report approach and finalization for 2015 and 2016

- a. Director Glenn clarified that the statutory annual report deadline of January 31 to be of the preceding year for the Annual Report; i.e., the January 31, 2016 report is referred to as the "2015 Annual Report" and covers the calendar year 2015. He requested Council approval to combine the 2015 and 2016 reports for publication in January 2017.
- b. Member Parsons clarified that the inability of the Council to make quorum for three months and the effort put into the World Conservation Congress resulted in delay of release of the 2015 report.
- c. MOTION: Member Parsons moved and Member Ka'auomoana seconded to combine the annual reports of 2015 and 2016 to meet the deadline of January 31, 2017. Unanimous approval by the Council.

7. Strategic focus of the Environmental Council for 2017

- a. The Council discussed and attained consensus on the addressing the following topics in 2017:
 - i. Update HAR Chapter 11-200,
 - ii. Genuine Progress Indicator,
 - iii. Governor Sustainable Hawai'i Initiative, and
 - iv. Outreach workshop initiatives on seabirds, windmills, and water quality (especially looking at wastewater treatment plants).
- b. The Council agreed to the following schedule of meetings for the remainder of 2016 until June 2017.
 1. December 13, 2016; January 10, 2017; February 14, 2017; March 14, 2017; April 11, 2017; May 9, 2017; and June 13, 2017.

8. Committee assignments and workflow descriptions (may break out into groups)

- a. Committee meetings follow the Council meeting schedule, in which committee meetings are held in the morning from 10:00 AM – 1:00 PM with Council meeting in the afternoon at 1:00-3:30 PM.
- b. The Council approved by acclamation the following committee assignments.
 - i. Annual report
 1. Robert Parsons
 2. Scott Glenn
 3. Mary Begier
 4. Stephanie Dunbar-Co
 5. Robin Kaye
 - ii. Exemption
 1. Charles Prentiss
 2. Joseph Shacat
 3. Ron Terry
 4. Stephanie Dunbar-Co
 5. Puananionaona Thoene
 - iii. Information and Outreach
 1. Roy Abe
 2. Rob Parsons
 3. Maka'ala Ka'aumoana
 4. P. Ka'anohi Kaleikini
 5. Mary Begier
 - iv. Legislative
 1. Joseph Shacat
 2. P. Ka'anohi Kaleikini
 3. Robin Kaye
 4. Michael Tulang
 5. Scott Glenn
 - v. Rules
 1. Scott Glenn
 2. Ron Terry
 3. N. Mahina Tuteur
 4. Maka'ala Ka'aumoana
 5. Puananionaona Thoene
- c. The Council considered approaches to the Legislative Committee, given that it would meet monthly but the State Legislature moves quickly. Past practice has been for the Council to authorize an individual, typically the Council Chair, to speak on behalf of the Council on particular measures as those measures go through the hearing process. No decision on going forward was made.

9. Adjournment

- a. Chair Shacat called for adjournment, all members unanimously approved motion, meeting adjourned at 3:31 PM.