

**MINUTES FOR THE
MEETING OF THE
BOARD OF LAND OF NATURAL RESOURCES**

DATE: FRIDAY, MARCH 8, 2013
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

Chairperson William Aila called the meeting of the Board of Land and Natural Resources to order at 9:06 a.m. The following were in attendance:

MEMBERS

William Aila
Jerry Edlao

Dr. Sam Gon
John Morgan

STAFF

Russell Tsuji/LAND
Kevin Moore/LAND
Ed Underwood/DOBOR
Juliet Kazanjian/FISCAL

Sam Lemmo/OCCL
Roger Imoto/DOFAW
Maria Carnavaele/DAR
Alyson Yim/ENG

OTHER

Colin Lau, Deputy Attorney General
Ross Smith: M-1
Keith Avery: D-8
Stan Watanabe: K-2
Lea Hong: C-1
Michele McDonald: C-1
Kevin King: C-1
Xuan Huynh: C-1
Lori Buchanan: C-1
Ian Horswill: K-3
Mike Hahn: F-1
Gordon Walker: D-5

Patti Miyashiro: M-3
Bill McCorriston: D-8
Mark Roy: K-2
Greg Kamm: D-1
Janet Britt: C-1
Jesse Vega: C-1
Quynh Nguyen: C-1
Rick: C-1
Jim Mees: D-4
Victor Lozano: J-1
John Burns: F-2

{NOTE: Language for deletion is [bracketed], new/added is underlined.}

Item A-1 February 22, 2013 Minutes

Approved as submitted (Morgan, Gon)

Chair Aila made it known that items K-1 and M-2 will be withdrawn.

Item M-2 Issuance of a Revocable Permit to Paradigm Construction LLC at Kalaeloa Barbers Point Harbor, Oahu, Tax Map Key: (1) 9-1-014, portion of 026

Withdrawn

Item M-3 Acquisition of Private Lands and Set Aside to the County of Hawaii for Roadway Purposes, Hilo, Island of Hawaii, Tax Map Key: (3) 2-1-007:portions of 005 and 007

Patti Miyashiro representing Department of Transportation (DOT) – Harbors Division said she was here for any questions on item M-3 and there were none.

Unanimously approved as submitted (Edlao, Gon)

Item M-1 Issuance of Direct Lease to Aeko Kula, Inc. dba Aloha Air Cargo for Cargo/Maintenance Facilities and Issuance of a Right-of-Entry, for the Construction of Dust Control Fencing and Soils Remediation, at Honolulu International Airport, Tax Map Key: (1) 1-1-002:014 (portion)

Ross Smith, Department of Transportation (DOT) – Airports Division, Property Manager conveyed some background on item M-1 that there was some soil contamination and staff wants to grant the Lessee access to do the soil contamination treatment which would be quicker than the State.

Member Edlao asked about the time frame and Mr. Smith said about a year for the Right-of-Entry and will start construction for the facility right after that.

Unanimously approved as submitted (Morgan, Gon)

Item D-8 THIRD RESUBMITTAL: DEVELOPMENT AGREEMENT BETWEEN STATE OF HAWAII AND WEST WIND WORKS, LLC FOR THE FORMER EWA FEEDLOT SITE AT CAMPBELL INDUSTRIAL PARK, HONOULIULI, EWA, OAHU, HAWAII, TAX MAP KEY: (1) 9-1-031:001:

- (1) Status of outstanding delinquencies and rejection of proposed amendments to the Development Agreement between the State of Hawaii and West

Wind Works, LLC, for the former Ewa Feedlot site at Campbell Industrial Park, Honouliuli, Ewa, Oahu, Hawaii, Tax Map Key: (1) 9-1-031:001

- (2) (a) Termination of the Development Agreement between the State of Hawaii and West Wind Works, LLC, for the former Ewa Feedlot site at Campbell Industrial Park, Honouliuli, Ewa, Oahu, Hawaii, Tax Map Key: (1) 9-1-031:001; **or**
- (b) Approval of the modification and assignment of the Development Agreement for a portion of the former Ewa Feedlot site at Campbell Industrial Park, Honouliuli, Ewa, Oahu, Hawaii, Tax Map Key: (1) 9-1-031:Portion 001

Russell Tsuji representing Land Division related some background on item D-8 that staff has been before the Board for some delinquencies. Staff deferred for 60 days where the applicant made a proposal to down size to 15 to 17 acres and asked for more time to do some due diligence and staff conditions before were payments would be due on certain trigger dates and pay back \$500,000 or so owed would be paid on the trigger dates in installments. Many of the trigger dates are contingent upon the event occurring or the payment is not due. Staff recommended not changing those proposals on the payments, but to require a performance bond. The applicant's counsel is okay with the terms.

Bill McCorrison, counsel for the applicant testified confirming what Mr. Tsuji presented and that the subdivision cost will be assumed by the applicant and they will fund and prepare the EA (environmental assessment). The applicant agreed with the performance bond. Mr. Tsuji noted that the performance bond will be upon execution of the document. Mr. McCorrison said they have the same equity partners as before and apologized that this is taking so long.

Keith Avery said he had nothing to add.

There were some Board discussions about the recommendations which the Chair read. Mr. McCorrison asked for the performance bond or equivalent. Member Gon pointed out which is option B.

Unanimously approved as submitted (Morgan, Edlao)

Item K-1 Conservation District Enforcement OA-13-11 Regarding the Placement of Rocks in the Shoreline Area by Geraldine Sim Trust, Located at Kāne`ohe, Island Of O`ahu, Tax Map Key: (1) 4-8-003:048

Sam Lemmo representing Office of Conservation and Coastal Lands (OCCL) said there is a recommendation for some fines for removal of a structure and they complied. He recommends not to imposing a fine on them and wanted the case dismissed.

Deputy Attorney General (AG) Colin Lau said to substantively address it indicating that the recommendation has changed as discussed where the Board said they will.

Mr. Lemmo related some background on item K-1 that originally staff requested a fine and removal of the structure where recently there was evidence that the structure was removed, the shoreline was cleaned up. He talked to them about this and there are some interesting mitigating circumstances in this case where he doesn't want to fine them. He sought the Board's support to eliminate the fine and dismiss the case.

Chair Aila asked that he suggests the recommendation be changed to dismiss the fines and Mr. Lemmo acknowledged that.

Member Morgan approved staff's amended recommendation to dismiss this case. Member Gon seconded it. All voted in favor.

Unanimously approved as amended (Morgan, Gon)

The Board amended staff's recommendation to dismiss this case.

Item K-2 Conservation District Use Application (CDUA) MA-3648 for a Temporary Lay-Down Area for the Kahekili Highway Repair Project, County of Maui Department of Public Works, Located at Wailuku, Island of Maui, Tax Map Key (2) 3-1-002:016

Mr. Lemmo conveyed some background on item K-2 which is the repair of a road in a remote area where the applicant wants to take an untouched area to use as a temporary lay down area for construction material for about 6 to 12 months. It may require some clearing and other work to stabilize the site. Once the roadwork is completed the applicant will remediate the site and return it to its natural state which staff approved with standard conditions.

Board member Edlao asked what the difference was between a lay down area and a right-of-entry (ROE). Mr. Lemmo explained that the lay down area is a construction staging area outside of the normal right-of-way for access or construction purposes. If it's State land you can get a ROE to use the area, but this is a conservation area.

Mark Roy representing the County of Maui introduced Annette Matsuda of the Department of Public Works and Stan Watanabe, civil engineer for the project. Mr. Roy thanked the Department and testified relating some details of the area which will be used for a temporary staging area for equipment. They discussed with staff about recommendation #5 where the permittee will provide documentation in the form of a deed instrument prior for approval of construction plans noting that the applicant can't comply because it is State owned land. Also, they will be processing an ROE permit to allow them to use that area.

Member Edlao had some concerns about safety regarding the roadway and asked if there are guardrails and lights at night. Mr. Roy said there are no guardrails and referred to the EA. Mr. Watanabe explained that project was not intended to put in lights in the area and they will put up temporary barricades with the blinking lights and appropriate signage.

Member Gon asked whether there was another phrase in regards to recommendation #5 that the applicant would suggest. Mr. Roy said they will stand on his earlier comments and for the Board

to take into consideration. Member Gon asked whether materials will be stored and Mr. Watanabe said it would be a place for the contractor to store his equipment and materials, but it's up to the contractor because of the remote area and the concern for things disappearing.

Member Gon asked whether there is a process replacement for recommendation #5. Mr. Lemmo said absolutely and it's called deletion.

Member Edlao asked whether the three years was sufficient time and Mr. Watanabe said they are looking at six months.

Unanimously approved as amended (Edlao, Gon)

The Board members amended staff's submittal by deleting recommendation #5. Otherwise, staff's submittal was approved as submitted.

Item D-1 Sale of Remnant to Eric Andrew Matyas, por. of Kalaheo Homesteads, 2nd Series, Koloa, Kauai, Tax Map Key: (4) 2-3-007:025.

Kevin Moore representing Land Division presented item D-1 and that someone was here for it.

Member Gon asked whether the representative was okay with staff's recommendations. Greg Kamm representing Eric Andrew Matyas acknowledged saying yes and he had nothing to add.

Unanimously approved as submitted (Edlao, Gon)

Item C-1 Review and Approval of Project Recommendations for Funding from the Fiscal Year 2013 Legacy Land Conservation Program (Land Conservation Fund).

Board member Morgan disclosed that he is on the Board for the Trust for Public Lands and Member Gon disclosed he sits on the steering committee of Ahahui Malama I Ka Lokahi, but won't stand to benefit in any substantial way and won't recuse.

Roger Imoto representing the Division of Forestry and Wildlife (DOFAW) briefed the Board on item C-1 with four projects which he named, the costs and asked the Board's approval.

Lea Hong representing the Trust for Public Lands testified that she stands on her written testimony in support.

Janet Britt representing Hawaiian Islands Land Trust testified that she stands on her written testimony in support.

Michele McDonald representing Vipassana Hawaii testified standing on her written testimony in support.

Jesse Vega representing Vipassana Hawaii testified standing on his written testimony in support.

Kevin King representing U.S. Department of Agriculture testified was here to answer any questions.

Quynh Nguyen representing Vipassana Hawaii testified in support.

Xuan Huynh representing Vipassana Hawaii testified in support.

Rick representing Ahahui Malama I Ka Lokahi testified that he had submitted written testimony in support.

Lori Buchanan, Vice-Chair of the Land Commission testified in support.

The Boards thanked them all for their hard work.

Unanimously approved as submitted (Morgan, Gon)

Item D-4 After-the-Fact Consent to Assign Grant of Easement No. S-4414, Rose Marie Kuntz, Donald Thomas Kuntz, Barbara Ann Kuntz, Donna Marie Kuntz, James Stephen Kuntz and Michael John Kuntz, Assignor, via Mesne Assignments, to John M. Mehan and Tina Mehan, Trustees of the John M. and Tina Mehan Revocable Living Trust, Assignee, and Amendment of Grant of Easement No. S-4414 to Allow the Easement to “Run With the Land” and be Assignable Without the Prior Written Consent of the Board of Land and Natural Resources, Waioli, Hanalei (Halelea), Kauai, Hawaii, Tax Map Key: (4) 5-5-006:020.

Mr. Moore asked the Board to approve all these assignments, after-the-fact, to allow the assignment instrument to be modified for standard division uses so it doesn't require prior predecessors' interest for this easement signing off on the assignment instrument and that's because a lot of them cannot be found descended or are deceased. Staff will amend the easement so that future assignments won't require Board approval and will just run with the land.

Jim Mees representing the applicants who presently own the land testified explaining that the applicants got the original owners' easement, but they didn't know consent had to be gotten where there were a number of transfers over the years. The applicants asked to convert this easement into perpetual and they will come back with another application. He related some history that this was originally government land and they should have some perpetual access to get to the road. They support staff's recommendation.

Unanimously approved as submitted (Gon, Morgan)

Item K-3 Conservation District Use Application (CDUA) MA-3633 for the Stable Road Beach Restoration Project by Stable Road Beach Restoration Foundation, Inc. Located at Spreckelsville, Wailuku, Island of Maui, Submerged Land Makai of Tax Map Key Nos.: (2) 3-8-002:71, 74, 77 & 78

Mr. Lemmo briefed the Board on item K-3 relating how the Waikiki Beach restoration was successful. This project demonstrates a different approach to beach restoration and nourishment. This is a beach restoration project that incorporates a groin fill proposal. We can do this because of what we've done in the past approving beach protection and laid out a plan to address sea walls that beach fill is acceptable. Slowing down the erosion rate by using beach fill and some type of coastal engineering project might be acceptable. Or relocation away from the shoreline is a possible option. He gave some history on the Stable Road Beach Foundation who is seven property owners and they proposed this solution to the erosion problem referring to some photos. The Foundation proposed a temporary system because they weren't sure how the environment would be affected and staff approved a small scale nourishment permit for them to install geotubes to do sand fill which was completed in June 2010. Mr. Lemmo described how they filled the groin fill with sand, but wasn't successful in reaching the target goal of 10,000 cubic yards of sand which was a concern to staff, but the Foundation convinced staff to give more time. The reason staff allowed the project to remain is the Foundation has done a tremendous job of doing the monitoring of the project performance on water quality and beach stability on the project site and adjacent to it. The monitoring will continue if there is a permanent project. There was erosion down drift from the project site, but they are seeing positive signs where the project site has a wide sandy beach. There is a huge seawall immediately down drift from the project site and there is no sand in front of that seawall most of the time and there are more seawalls down the coast. The temporary project was approved in and built in 2010 and has to be demolished in 2014 unless they get approval on the permanent project. They are here today asking the Board's permission to replace the temporary sandbag groins with permanent rock groins which will be roughly in the same place as the existing groins and will vary in length.

Mr. Lemmo described the size of these groins. The applicant laid out a general construction guideline and this application went under public scrutiny. They did an environmental assessment (EA) and staff received a lot of public comment on it. The major agencies didn't have a problem with it, but Division of Aquatic Resources (DAR) had a concern, but was resolved. One concern was they didn't want the applicant to use inland beach sand which they aren't. Another concern was the groins would cause erosion problems to up drift and down drift at the project site. What staff found was the groins fill with sand to a certain extent and the remaining sand moves around to other areas of the coast. It slows the lateral transport of sand and doesn't stop it. It goes over and spills over and seems to be working in that way which is a good thing. The Foundation spoke of continued monitoring and other comments. An EA was done, FONSI notice in January, public hearing in Wailuku, mostly in support, some nearby property owners with concerns, and applicant has done their due diligence. We can consider giving them a positive recommendation on this project. They did a professional job and done all in-house by them without consultants. We are one agency and they will still have to get a permit from the Army Corp of Engineers, water quality certification, and some other authorizations. He is comfortable in moving forward to show other agencies that they've got our authorization and to get others. Staff included a lot of conditions to protect the public and to protect us should something should go wrong. He thought about this a long time and even in a worst case scenario we have some rock groins at Spreckelsville without much sand...there are a lot of rock groins in the area and he thinks the sand favors settling in these areas. Mr. Lemmo sought the Board's approval on the application and would like the applicant come back with a new set of monitoring protocols once they get all the authorizations they need to put the groins in, but we should wait until all the agencies weigh

in before we figure out what monitoring protocols some agencies might want to change. It's encouraging to see communities fixing their erosion problems by building beaches rather than sea walls.

Member Gon said that staff's conditions doesn't seem unreasonable to attempt to establish best management practices and are the kinds of things we need to be thinking about.

Member Morgan commented that the varying types of coastlines and the challenges with beach erosion it is wonderful that they've (the community) come together and it's heartening to see this and commend everybody involved.

Member Edlao said the applicants put in a lot of work, time and money and they deserve the opportunity to achieve this particular project.

Ian Horswill representing the Stable Road Beach Restoration Foundation testified thanking the Board and staff and he was here for any questions.

Member Gon asked whether he was okay with all of staff's recommendations and Mr. Horswill said they are that they tried to build in best management practices taking into account comments from the other agencies. Member Gon asked whether he already got approval for the temporary structures in place and have been appraised to make them permanent. Mr. Horswill confirmed that. The Department of Health, Water Branch helped them through the process and is very supportive of the project.

Unanimously approved as submitted (Edlao, Gon)

Item J-1 Cancellation of Revocable Permit No. BO-07-30 to Waianae Ice House Partnership, and Issuance of a New Revocable Permit and Immediate Right-of-Entry to Dolphin Excursions Hawaii, Inc. for a Portion of Land Located Within the Waianae Small Boat Harbor on the Island of Oahu, Tax Map Key: (1) 8-5-002:051 (portion)

Ed Underwood representing Division of Boating and Ocean Recreation (DOBOR) asked to cancel a revocable permit (RP) and re-issue it to the current tenant and related some background regarding item J-1 where it would be a seamless transition. The rent and everything stays the same.

Member Edlao asked whether there were any other businesses interested to provide the service. Mr. Underwood said they haven't had any interest. If they did it would be on a lease.

Victor Lozano, owner of Dolphin Excursions Hawaii, Inc. testified asking the Board to consider a long term lease since they are employing more staff and making more improvements, but that would go through the public bidding process. They are interested in the RP for now. Mr. Underwood said that's fine that they could do that. The RP is good for one year.

Unanimously approved as submitted (Morgan, Gon)

Item F-1 Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Special Ocean Use Permit to Yasuho Jimbo, Tokyo Broadcasting System (TBS), for Access to State Waters to Conduct Filming Activities

Maria Carnavaele representing Division of Aquatic Resources (DAR) conveyed some background on item F-1 where the permittee will film under water and above and asked for access to Nihoa and Moku Manamana, but the Monument Management Board (MMB) limited that access suggesting they use the cultural footage on file especially since this is a very sensitive area.

Mike Hahn representing TBS testified (translating for the director) asking in addition to filming from the boat and maybe from the plane, possibly get on the islands to capture the culture of the past Hawaiian like the heiau. Chair Aila said the recommendation is to use footage that has been shot before and asked whether he was okay with that. Ms. Hahn said making a program documentary they would rather shoot it ourselves to get there and not using the one shot. Some of the footage they might have to use the footage that already exists, but they hope in their view and their director's view the use of different angle.

Member Morgan said he understood what they want and asked whether they had seen the footage and Mr. Hahn said no and Member Morgan recommended that would be a worthwhile thing to do. Chair Aila said he understands that Fish and Wildlife Service is going to allow them to land, but restrict how far they are to go. Ms. Carnavaele said that the MMB decided that the applicant be pointed to using the existing footage which was collected last fall which was why this item brought to the Board last fall involved securing alternative transportation than what was initially requested. Member Gon asked whether they will be able to land, but just not for access to the area they requested. Ms. Carnavaele said not Nihoa and Moku Manamana and that was the MMB's endorsement that it wasn't an approval. Member Morgan said he wouldn't want to go against the MMB and the quicker to get them the footage to make them more comfortable that their end result is what they will want. Ms. Carnavaele agreed and she understood that the footage was provided last fall and were able to take a look at it apologizing if she misunderstood that. The existing footage was accepted and okay. The Chair suggested to follow-up with them on the footage.

Another gentleman (the director) spoke in Japanese. Mr. Hahn testified explaining that their point of view is to introduce the world heritage to the viewer and one they are not sure because they have not seen the existing footage, but it's not like they are introducing the existing film to people. It's more like build a story for that land and nature. Their vision is different than just showing what is over there. It is more like a story type of presentation. It's hard to say that they can't say they can't use the existing footage, but some part they might have to use it. It's more like from a different angle thing to complete the full story of it as a world heritage. Chair Aila pointed out as the Board member said we are not inclined to override the MMB's recommendation and we highly recommend you get the existing footage as soon as you can. At that point if it's not sufficient for your needs he would recommend you go back to the MMB understanding there is a small window of time in order to do this, but that would be the first step to take a look at the existing footage shot by Na'alehu's view point because as a cultural

practitioner he is going to capture the images that tell the story from a cultural practitioner's standpoint.

Mr. Hahn spoke to the director about this. Mr. Hahn asked if getting on land is one of the additions to the request, but if we cannot do it we can still do it from the boat as we requested and Ms. Carnavaele said absolutely.

Chair Aila suggested they go and get the footage. Member Edlao said he doesn't want to move ahead with this and then they come back and say then you guys start bucking heads and then what. You guys have to come back to us or the permits fall right there? Member Morgan said it is his understanding what the Chair said if they look at the footage and they don't think it's adequate for their purposes then they go back to the MMB.

Member Edlao said he would feel more comfortable if there was something in here that would make reference to that based on this approval an acceptance of the Board's recommendations of uses of films for sensitive areas something to that affect because he doesn't see that here. There seems to be some misunderstanding and confusion and he doesn't want the applicant to say yes and come to find out they cannot do that and that is not what they understood. He wants to make sure whatever the Board's recommendation is it is very clear to the applicant that you guys follow the Board's recommendation in terms of landing and filming which would be a good condition. Ms. Carnavaele agreed and she'll get the language from the Board secretary. Staff will tie this Board's decision to the MMB recommendation if it changes after. Member Edlao said right that he wants to make it clear.

Member Edlao made a motion to approve staff's submittal with the understanding that the applicant will abide by the Monument Management Board's recommendation(s) with regards to landing and filming from the boat in the water. Member Morgan seconded that. All voted in favor.

Unanimously approved as amended (Edlao, Morgan)

The Board amended staff's recommendations with the understanding that the applicant will abide by the Monument Management Board's recommendations on filming from the boat on the water. Otherwise, staff's submittal was approved.

Item F-2 Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to John Burns, University of Hawaii, Hawaii Institute of Marine Biology, for Access to State Waters to Conduct Coral Disease Survey Reef Activities

Ms. Carnavaele related some background on item F-2 that John Burns was previously permitted to do this work which is critical base line observational data which is useful for comparisons to the Main Hawaiian Islands. It allows for identification of co-factors to support eco-systems and health.

John Burns representing the University of Hawaii, Hawaii Institute of Marine Biology testified he was here for any questions.

Unanimously approved as submitted (Gon, Morgan)

Item D-5 Issuance of Right-of-Entry Permit to University of Hawaii, Pacific Islands Ocean Observing System (PacIOOS), for Data Collection and Research Purposes at Waiohuli – Keokea Homesteads, Maui, Tax Map Key: (2) 3-9-012: Seaward of 002.

Mr. Moore briefed the Board on item D-5 which is to install a sensor submerged attached to the ocean floor and is about 2 feet long and 3-1/2 inches across. It will have a data cable attached and will run along the sea bed up to the shoreline through a seawall to the receiving equipment.

Gordon Walker described the location, the sensor, and what will be done which will be anchored down. Member Gon asked how far off shore and Mr. Walker said it will be about 60 to 70 feet off-shore to collect tidal and temperature data.

Member Morgan asked the purpose is for baseline monitoring. Mr. Walker confirmed that they aggregate data for the National Oceanic Systems.

Member Edlao asked whether the cable will impede fishermen. Mr. Walker said it will not.

Member Gon asked whether this is one of several and Mr. Walker confirmed it is where he named the locations. Member Gon asked if this is the first one which it is not per Mr. Walker there are others.

Unanimously approved as submitted (Edlao, Gon)

Item C-2 Acceptance of a Hearing Master’s Report, Withdrawal of Approximately 376 Acres from Sacred Falls State Park and Set Aside as the Kaluanui Natural Area Reserve, TMK: (1) 5-3-011:009 por, Oahu.

Item C-3 Request Approval for Selection of the Competitive Sealed Proposal Process and Authorize the Chairperson to Award, Execute, and Extend Contracts for Production and Airing of Watershed Initiative Public Service Announcements

Mr. Imoto presented item C-2 that staff sought acceptance of.

Member Morgan asked whether this was the mauka end and Mr. Imoto confirmed that. It is remote. There were some discussions about the area which is for conservation purposes.

Mr. Imoto said there were no changes to item C-3.

Unanimously approved as submitted (Morgan, Gon)

Item D-2 Consent to Extension of Lease Term, General Lease No. S-4023, T & Y, LLC, Lessee, Nawiliwili Harbor Lots, Lihue, Kauai, Tax Map Key: (4) 3-2-004:011.

Item D-3 Cancellation of Revocable Permit No. S-7339 and Request for Waiver of Level One (1) Hazardous Waste Evaluation Requirement, Issuance of New Revocable Permit to Mary Thronas, Trustee for Mary Thronas Trust for Pasture Purposes at por. of South Olohena, Kapaa, Kawaihau (Puna), Kauai, Tax Map Key: (4) 4-4-001:001.

Item D-7 Sale of Remnants to Grant T. Hamachi, as Trustee of the Grant T. Hamachi Revocable Living Trust, dated November 19, 1999 and Toyoko Hamachi, as Trustee of the Toyoko Hamachi Revocable Living Trust, dated November 19, 1999; Withdrawal from Governor's Executive Order Nos. 1598 and 1423, Waimanalo, Koolaupoko, Oahu; Tax Map Key: (1) 4-1-025:036 portion and 052

Mr. Moore said he had no changes to items D-2, D-3 and D-7.

Unanimously approved as submitted (Gon, Edlao)

Item H-1 Approval to Proceed with the Financial Audit of the Department's Programs

Juliet Kazanjian, Fiscal Management Officer for Fiscal Division reported that we are audited on our financial statements because the Department receives Federal grants that are part of the requirement, but we would also like to have financial audits Department wide for interested parties on contracts for fiscal year ending June 2012 and to prepare a fiscal audit for fiscal year 2013 for an additional 12 month period upon the Board's agreement on special funds. Staff recommends the Board authorizes the Chairperson to proceed with the procurement to conduct audits of our Department.

Unanimously approved as submitted (Gon, Morgan)

Item L-1 Appointment of Doug Beaton as Hamakua Soil and Water Conservation District Director

Item L-2 Appointment of Peter Tausend, Ph.D. as West Kauai Soil and Water Conservation District Director

Alyson Yim representing Engineering Division conveyed items L-1 and L-2. They had no changes to them.

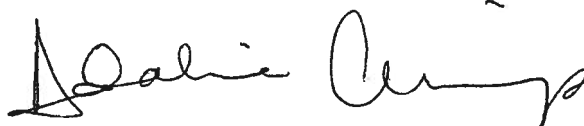
Member Gon asked who was the previous Hamakua Soil and Water Conservation District Director. Ms. Yim named who, but he has passed on.

Unanimously approved as submitted (Edlao, Morgan)

Adjourned


There being no further business, Chairperson William Aila adjourned the meeting at 10:26 a.m. Recording(s) of the meeting and all written testimonies submitted at the meeting are filed in the Chairperson's Office and are available for review. Certain items on the agenda were taken out of sequence to accommodate applicants or interested parties present.

Respectfully submitted,



Adaline Cummings
Land Board Secretary

Approved for submittal:



William J. Aila, Jr.
Chairperson
Department of Land and Natural Resources