

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

DATE: FRIDAY, JULY 25, 2014
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 9:02 p.m. The following were in attendance:

MEMBERS

William J. Aila, Jr.
Thomas Oi
Christopher Yuen

James Gomes
Stanley Roehrig

STAFF

Kevin Moore-LAND
Emma Yuen-DOFAW
Sam Lemmo-OCCL

Ed Underwood-DOBOR
Scott Fretz-DOFAW
Carty Chang-ENG

OTHER

Dan Morris/Deputy AG
Ross Smith/ M-1 through M-9
Bill Ballard/ D-9
Melissa Ginella/ D-9
Jacque Leinau/ D-9
Jody Aillione/ D-9
Chaney Padaca/ D-9
Jim Russee/ D-9
Tamera West/ D-9
Ovau Riverra/ D-9
Tim Lui-Kuran/ D-13
Joy Kimura/ D-13
Shannon Wood/ D-13
Candice Fujikane/ D-13
Laulani Teale/ D-13
Liko Martin/ D-13
Thorn Abbott/ J-1
Amy Hampton/ J-1
Dick Sutton/ K-2
Christopher/ K-2
Joseph Figueroa/ D-1

Dan Purcell/A-1, D-9, D-13, K-2
Daily Pyzel/ D-9
Tim Hondrick/ D-9
Kyla Ginella/ D-9
Anne Geertman/ D-9
Jessica Munoz/ D-9
Bob Lynall/ D-9
Kristen Baumgart Turner/D-9
Jeffery Kalani Adomida/ D-9
James O'shae/ D-9
Ian Sandison/ D-13
E. Kalani Flores/ D-13
Shelley Muneoka/ D-13
Diane Marshall/ D-13
Richard Ha/ D-13
Jeff Strahn/ J-1
Leann Coon/ J-1
Dave Weiss/ J-1
Lori Kelg/ K-2
William Bobo/ D-1
Connie Chow/ D-3

Chair Aila introduced and welcomed Christopher (Chris) Yuen as the newest Land Board Member from Hawai'i Island. Member Yuen said he was a Board Member here from 1990-1998 and enjoyed the experience. He was an attorney and planning director for Hawai'i County from 2000-2008 and now spends most of his time at his farm.

Item C-2 Acceptance of a Hearing Master's Report Regarding Set Aside of Approximately 342 Acres as an Extension of the Pu'u Maka'ala Natural Area Reserve, Tax Map Key (3) 2-4-08:09 Por. South Hilo, Hawai'i; and Set Aside of Approximately 169 Acres as an Extension of the Kipāhoehoe Natural Area Reserve, Tax Map Key (3) 8-8-01:08 Por, South Kona, Hawai'i.

Chair Aila announced that item C-2 has been deferred.

Chair Aila explained that there is a challenge where some of the Board Members did not attend the meeting of the minutes that are being approved, so there is special language that has to be included for Board members that did not attend for the minutes to be approved.

Deferred

Item A-1 Approval of April 11, 2014 Minutes

Member Gomes stated that he reviewed the minutes and they appear to be a true reflection of the matters discussed at the meeting and the views of the participants. Based on his review of the minutes, Member Gomes moved to approve the minutes of April 11, 2014. Member Oi seconded.

Dan Purcell commented that he was concerned about the delay in getting minutes approved. He said that it's an inconvenience for people from outer islands who wouldn't even know what has happened in previous meetings; there are no audio or video recordings available.

Chair Aila explained that anyone can request a copy of the audio recording, we have no video recording. He added that in some cases the fee can be waived.

Unanimously approved as submitted (Gomes, Oi)

Item A-2 Approval of May 9, 2014 Minutes

Member Gomes stated that he reviewed the minutes and they appear to be a true reflection of the matters discussed at the meeting and the views of the participants. Based on his review of the minutes, Member Gomes moved to approve the minutes of April 11, 2014. Member Oi seconded.

Unanimously approved as submitted (Gomes, Oi)

Item M-1 Amendment to No. 1 to State Lease No. DOT-A-13-0007, for the Purpose of Adding Land to Existing Lease Premises to Aeko Kula, Inc. DBA Aloha Air

Cargo, Honolulu International Airport, Tax Map Key: (1) 1-1-002:014 (Portion).

- Item M-2 Issuance of a Revocable Permit for a Construction Field Office to Hawaiian Dredging Construction Company, Inc., 'Ewa Interisland Maintenance and Cargo Area, Honolulu International Airport, Tax Map Key: (1) 1-1-003:001 (Portion).**
- Item M-3 Issuance of a Revocable Permit for Aircraft Parking to Guardian Flight, Inc., Kahului Airport, Tax Map Key: (2) 3-8-001:019 (Portion).**
- Item M-4 Issuance of a Revocable Permit for Aircraft Parking to James B. Sundin, Kahului Airport, Tax Map Key: (2) 3-8-001:019 (Portion).**
- Item M-5 Issuance of a Revocable Permit for a Shared Baggage System to Hawaii Island Air, Inc., Līhu'e Airport, Tax Map Key: (4) 3-5-001:135 (Portion).**
- Item M-6 Issuance of a Heliport Lease to Island Helicopters Kauai, Inc., Līhu'e Airport, Tax Map Key: (4) 3-5-001:008 (Portion).**
- Item M-7 Issuance of a Revocable Permit for Airport Land to Jack Harter Helicopters, Inc., Līhu'e Airport, Tax Map Key: (4) 3-5-001:008 (Portion).**
- Item M-8 Issuance of a Revocable Permit for Office Space to Hawai'i Island Air, Inc., Līhu'e Airport, Tax Map Key: (4) 3-5-001:135 (Portion).**
- Item M-9 Issuance of a Revocable Permit for Office Space, Ticket Counters and Holdroom, Hawaii Island Air, Inc., Līhu'e Airport, Tax Map Key: (4) 3-5-001:135 (Portion).**

Ross Smith with the Department of Transportation-Airports Division (DOT-AIR) gave a quick synopsis of items M-1 through M-9.

Member Gomes asked why there was a difference in monthly rent under item M-3 and item M-4. Smith explained that these are tie down spaces, with rates measured on wing span; there are two categories of wing span.

Unanimously approved as submitted (Gomes, Oi)

- Item D-9 Approval in Principle for Issuance of Direct Lease to Ho'ōla Nā Pua for Residential Treatment Facility Purposes; Authorize the Issuance of an Immediate Right-of-Entry for Due Diligence Purpose; Waiale'e, Ko'olauloa, O'ahu, Tax Map Key (1) 5-8-001:051.**

Written testimony was submitted by Linda Molina, Madeline Walsh, James O'shea, Cynthia Thielen, Laura Thielen, Clarence "Boy" Vierra, Bill Auinlan, Daily Pycel, Emerie Auberlen,

Cara Ballard, Nina Beatty, Christopher Beck, Kyle & Tonya Bernhardt, Brandon Bunkunt, Laura Chandler, Brandon Campbell, Margot Campbell, Christina "Chris" Countrymann, Viana Cuellar, Charlie & Tracy Walker, Debora Driscoll, Brandon Farr, Lynn Finnegan, Mara Futo, Garcia Ohana, Bill Garnett, Racy Harris, Ilona & Michael Hempery, Joy Kalke, Jenniver Williams, Cole Doeh, Andrea Quitrano, Rick Phillips, Ashley Petscuow, Jan Olson, Patty Moore, Demery Mezin, Ayesha Liquorish, Susan Kunz, Megan Koehne, Kim Payes, Dani Wawrzerski, James Russi, Cathryn L. Shanley, S. Stewart, Jessica Suratt, Christine Tabora, Brandee Taylor, Aaron M. Waldrio, Edward Seafross, and Dani Dooley.

Kevin Moore representing the Land Division (LAND) presented item D-9 involving two competing requests for the Crawford Home on the North Shore. The two applicants are a public charter school (Friends of North Shore Charter) and Ho'ōla Nā Pua, who is interested in putting a residential facility on site for victims of sex trafficking. Staff recommendation is to go with the facility for victims of sex trafficking, partially because the application from the Charter School was disapproved by the charter school commission, a letter is attached as EXHIBIT E on the submittal.

Chair Aila asked Moore to describe for the new Board members an approval in principal. Moore explained that this is an approval in principle; this is not the final disposition. This gives approved applicant the right to go out and get the environmental assessment, and do the due diligence necessary to get the approvals and permits to operate here. As soon as they get their EA, they would come back to the Board for a formal lease approval.

Dali Pyzel, the founder of The Friends of North Shore Middle School and said there is no charter school along the 60 mile coastline from Kaneohe through central Oahu to Waipahu. Pyzel said there is no Middle School on the North Shore. She said that 8 out of the 11 letters of support for the other applicant support the mission and attaining a facility, but not specifically in support of the Crawford location. The Friends of North Shore Middle School is supportive of the other applicant, but they do not need this facility like their Middle School does. The Middle School will service approximately 200 students, whereas the other applicant proposes to serve 10-32 girls from all over the state. Pyzel said this property is over 12 acres. The school needs this space, and the other applicant does not require such a large facility. She explained that the property is located near a bus stop and about halfway between the school's targeted communities. They have no other facility in the area where they can meet their plan within the next 5 years. Their mission requires them to be in the area, the other applicant can be located anywhere in the state. They have community support and are currently waiting for a decision on their appeal from the Board of Education. They have applied for a federal startup grant, which would give them \$500,000 over the next 3 years. If they do not win their appeal, they plan to reapply during the next application cycle beginning this September. They are confident that if they receive this lease and complete the other requested revisions, they will succeed in being granted a charter within a year. Pyzel acknowledged that there were some students present that are looking forward to having a charter school in their community. She asked the Board to please approve. Pyzel made a request for a contested case if the Board does vote in favor of Ho'ōla Nā Pua.

Chair Aila reminded Pyzel that she needed to follow up in writing in 10 days. She understood.

Member Yuen said he had questions, but if someone present other than Pyzel was able to answer that would be fine too. Member Yuen asked if the building on site could be used for the proposed charter school, if so what would have to be done to it. Pyzel said they did a walk through in February, since then there has been vandalism, so now there will need to be more repairs, but nothing they can't handle. There is a huge cafeteria, an area for office space, crisscrossed hallways where classrooms could be put, there is a multi-purpose room, lots of land to develop their agricultural program; it's in ideal facility. Member Yuen asked if they had a facilities budget to get things running. Pyzel didn't have that information with her; however she did note that they budgeted for their facilities costs to be \$90,000 a year.

Member Yuen asked Pyzel if she knew why the Board of Education did not approve their application. Pyzel said they were told that their main problem was that they are being too ambitious in their programs, and needed to scale down their goals. Another one was the proposed school leader's capacity to lead, Pyzel was the proposed school leader, and she has resigned from that position, and they are currently looking for a new school leader. She said that the one school that the Board of Education did approve this year already had facilities secured and it was their 4th application. She said having a facility secured is a very important point in an application.

Member Gomes asked what their goals were as far as short term and long term and what their plan is to get income to push this forward. Pyzel said they have a per student allocation, in order to get the application, they have to have stated goals. They will be held accountable for their goals in the application.

Member Gomes asked if they would have enough students to cover the cost of paying teachers, and remodel the building. Pyzel said that the federal start up fund is there to help charter schools start up; they have allocated funds, community support and fundraisers.

Member Gomes asked what the projected enrollment was. Pyzel explained that in the initial application, they wanted this to be a small school, but that was one of the problems, the Board of Education said the school would not be financially viable with such a small enrollment of initially 60 students. Now the plan is to reach 200 students in 5 years, opening with 100 students. Anyone can apply to their school and if there are not enough spaces, then it goes to lottery.

Bill Ballard a resident and father from the North Shore testified in support of the Friends of North Shore Charter School and added that this location is ideal for this school.

Tim Hondrick an emergency technician at Kaiser, father and resident of North Shore, testified in support of the Charter School. Hondrick said that this site is perfect for a middle school; it looks like a school, and has wide open spaces. He said that the cause for Ho'ōla Nā Pua is worthy, and supports their mission, but their facility could be anywhere. Their middle school has to be on the North Shore, and this location is ideal. He said that not having a facility is one of the biggest criteria that have weighed against them in the approval process. Hondrick said that he is assured that the community support will come through once they get a facility.

Member Gomes asked if Hondrick knew what the average acreage was of other charter schools

in the state. Hondrick didn't know, Pyzel said she thought it varied. Hondrick commented that Ho'ōla Nā Pua at their maximum capacity would be using 1 acre per person that they are treating.

Member Roehrig noted that the site was close to the beach and asked if there would be ocean programs. He also asked the name of the beach. Hondrick noted that beach programs was not one of their main concerns. The beach area is referred to as S-terns or Pamalu.

Melissa Ginella from North Shore has 3 children that have gone through Kahuku Sunset and Kahuku High School. She testified in support of the charter school. Their community is in need of a charter school. She said that she supports Ho'ōla Nā Pua and believes in their organization. Ho'ōla Nā Pua wanted to be in a remote site away from everything. This site, which is on Kamehameha Highway and close to everything is not a great location for a safe house, but it is a great location for a middle school.

Kayla Ginella, Melissa's daughter, a senior at Kahuku High School experienced going from 6th to 7th grade to Kahuku. She explained how scary it was, and described how if you stay in the bathroom too long, by the time you come out it would be another grade levels lunch time.

Jacque Leinau, a resident in the Sunset area, and 4th generation resident of the Waialua area, commented that the establishment of a middle school creates community cohesiveness. The current climate pushes family out and thus, the North Shore loses steady, stable contributors. The establishment of a middle school creates generations of contributing, involved community members.

Member Oi asked how many students attend Waialua and Kahuku. Leinau wasn't sure; when she graduated her class was about 100 students. Kayla Ginella commented that her Kahuku 7th grade class took up 3 busses. Pyzel said she thought there were about 800 students at Wailua 7th- 12th grade.

Leinau said that when she was going to school, she, too, was scared going from 6th to 7th grade with bigger and older kids.

Chair Aila asked if anyone knew if DOE had plans of building another school. Leinau said no.

Anne Geertman, a parent whose main concern is education said that the North Shore has a lack in educational opportunities. Her child started school when he was 4, he was in pre-kindergarten. By the time he was in 7th grade he was on a high school school campus. He was 11 years old, mixed in with 18 year old boys. She strongly believes that a North Shore Middle School would be a great option for parents and children. Some children will be okay, and can transition fine, others need more nurturing.

Jody Allione, Chairman of Ho'ōla Nā Pua and Jessica Munoz, president and director of Ho'ōla Nā Pua formed this nonprofit earlier this year, and got their 501C3 in 8 days. They are committed to providing a nurturing home that meets the unique needs of underage female sex trafficking victims through the utilization of individualized, comprehensive and restorative

therapies. These are local girls from Hawaii. This facility will hold 30 girls plus 17 staff per shift. There are several Board members present in support and to testify. Allione had another 20 letters of support from various senators, state representatives, churches, etc. Allione presented a short video on why this site would be great for Ho'ōla Nā Pua.

Allione explained that as a developer she has been looking for a site for 2.5 years, remote to them, means that they are not easily able to get back to Waikiki. They had a target of about 10 acres of land because they are going to grow crops, and are going to teach the girls things they won't learn on the streets. They will shield the site from the highway, there is no worry of them being chased, it's too far. Ho'ōla Nā Pua feels like there should be a charter school in the area, but feel like this property should be kept residential.

Jessica Munoz, president and founder of Ho'ōla Nā Pua discussed the need of this facility. The scope of child sex trafficking is a huge problem in our state. The issue is that these girls have been misidentified and misplaced in our communities island wide. Local children as young as 11 or 12 years old are being exploited, raped, beaten and sold into a life of abuse. The level of trauma they suffer surpasses that of war veterans. Ho'ōla Nā Pua has spent the past 4 years building collaborative relationships with state agencies across all of the islands that address the needs of victims of child sex trafficking. They have also been responsible for bringing in additional expertise to the state of Hawaii. They have a school awareness program, where they talk to youth about prevention; they have a committed volunteer group and have given presentations island wide. Currently these girls are being locked up in detention centers or foster homes or "shelters" or they are sent to the mainland. These girls are not criminals, and temporary homes or foster care does not meet the needs of this population. Sending the girls off island further complicates the healing process. The girls need a residential treatment model. This site allows them to meet a state wide need, because they will take in girls from every island.

Member Roehrig asked if these two groups could coexist and if not why not. Munoz explained that given the requirement by the Department of Health (DOH), Ho'ōla Nā Pua can be the only organization and group on site, also given the complexity of what these girls have gone through, co-existence wouldn't be a safe alternative.

Member Gomes asked if there was another location, maybe on another island for this organization. Aillione explained that it must be here on Oahu because the courts are here, the lawyers are here, the treatment centers are here, the treatment providers are here. This is a very expensive operation and will cost a couple million dollars a year. Part of that will come from existing funds now used to put the girls into homes, and the rest will come from donors here on Oahu. They can't increase the cost by adding airfare to bring the girls in from another island for treatment. The urgency for this is huge; there are girls that are going back to the streets because they have no place to go.

Member Yuen asked Aillione to itemize their building budget because it's so much larger than the charter school building budget. Aillione said when they went through with the contractor before it was vandalized, they estimated 1 million dollars. She has their complete cost breakdown and can't comprehend how someone would be able to fix up the site for \$90,000. Ho'ōla Nā Pua does have grants lined up and they have volunteers, so they are hoping the 2

million dollar costs go down.

Chaney Padaca a North Shore realtor has two children that go to Sunset. Her daughter is going to 7th grade and is scared of being picked on. Padaca felt like this site would better fit more people; Ho'ōla Nā Pua needs a smaller site.

Bob Lynall from the North Shore thanked the Board for the opportunity to have this discussion. He supported the community, because they are the ones that are going to have it in their backyard. Lynall commented that he didn't feel like the people that submitted testimony realized there were two sides. He said he was also curious about the money, where it was coming from, how much of tax dollars is going to be used and the annual budget.

Chair Aila explained that staff had clarified that the current submittal before the Board is an approval in principle, and would require the applicant to go into the community and have discussions on an environmental assessment (EA). They will also need to go before the neighborhood Board before any final decisions would be made.

Jim Russee a North Shore resident and uncle testified by asking the Board to consider that this is the only facility in the area that would be able to accommodate kids. The size of the acreage on the parcel doesn't intimidate their young children, but the size of the seniors at Kahuku do.

Kirsten Baumgart Turner on the Board of Ho'ōla Nā Pua gave more info on the cost. The windows alone are going to cost over \$100,000. Just to bring the building up to code is going to be costly. The longer the site is kept vacant, the more it's going to cost. They are going to be bringing up to code a residential facility. If they had to start from scratch and build a new facility, it would take 10 years. They need to be away from areas of major traffic and far from Waikiki. There is a large field of volunteers which include developers, construction workers, company owners, architects, corporate managers, psychologists, psychiatrists, an executive program director, etc. They have the capacity to start and continue the operations. They have the foundations, and government grants. The only thing they need is the site.

Tamera West, a graduate of Waialua High School was trafficked at the age of 15. She was taken from her home due to abuse and went from foster home to foster home and ran away. During the 30 years after that, she went through a lot of trauma. That caused her to have a lot of other issues in her life, continuing in a life of prostitution, drugs and alcohol abuse. This home is what these girls need, to heal. The facility will be secure and contained. The girls are hiding, they don't want to be out or seen, they just want to get their lives back. Foster care has no capacity to deal with the kinds of trauma these girls have been through. She asked the Board to please consider Ho'ōla Nā Pua.

Member Gomes asked if she has seen any residential facility that has helped girls. West said that she got to go to California to witness a facility where they do healing. She met a girl who was trafficked when she was 6 years old by her parents, but she went to this facility and got healing. She is currently working on her master's degree. West explained that this therapeutic home does and will work. They have solid statistics and a track record. Member Gomes thanked West for

coming up and testifying. Member Roehrig commended her for strength.

Jeffery Kalani Adomida a resident raised in Mokuleia and a grandparent of many kids attending Waialua. Adomida explained the definition of “hanai” as a place that nourishes through its natural attributes and spirit, housing those in need; supported by an extended ohana. Adomida asked that the Board stand with Ho‘ōla Nā Pua as they strive to create a new life for these young girls.

Ovau Riverra testified that although his wife is an educator and he is torn, his heart is with the young ladies of Ho‘ōla Nā Pua. Riverra has been working with high risk adolescent children for the last 25 years, a certified substance abuse counselor and drug addiction counselor. In response to the comments about 12 acres being too large of an area for 32 girls, he said it was actually too small. Riverra works with 29 kids at the Bobby Benson center and they are squeezed in on 3.5 acres of land and have to share buildings. When people comment that they don’t want this type of facility in their back yard, many of the girls that they service are local girls from the area. People think that by putting this facility at this location, it will bring bad people to the North Shore, well there are already bad people in the North Shore, there are bad people everywhere. Riverra shared that next week there is a girl that has no place to go, so he and his family are going to take her in, otherwise she would be back in the streets. Ho‘ōla Nā Pua cannot just go anywhere; the girls need space to rebuild themselves. There will be horses, space to malama the aina, etc. Riverra went to the California treatment center and it is on 42 acres with 6 girls. He pleaded that there is nowhere else for the girls to go and asked that the Board please consider Ho‘ōla Nā Pua.

Dan Purcell thanked the kids that came to speak. He commented that this was a sensitive subject regarding young women and today the Board has nothing but men. He acknowledged and was grateful that Ulalia Woodside would be joining the BLNR soon, but felt like it would be nice if the Governor’s wife, who supported organizations like Ho‘ōla Nā Pua, encouraged him to appoint more women in the state. Purcell commented that staff should have had more maps and pictures in the report. He commented that these were great issues for others to see, but only the people that were crammed into the room today were able to hear and be involved.

James O’shae with the North Shore Middle School Board said that the two failure points for all charter schools are finances and facilities. He said this location is excellent, would allow for growth and costs would be perfect. O’shae submitted two packets of petitions in support of North Shore Middle School.

Member Gomes made a motion to go into Executive Session pursuant to Section 92-5(a) (4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities and liabilities. Member Oi seconded.

10:52AM	EXECUTIVE SECESSION
11:18AM	RECONVENE

Member Yuen asked Moore if he knew how much it would cost to put the facility back in working order. Moore said that the building is bad shape; there is no staff assessment right now.

Moore asked Barry Cheung- DLNR Land Agent if he had anything to add. Cheung explained that a minimum amount of improvement is not required; they just have to meet building code requirements.

Member Gomes made a made a motion to approve staff recommendation but stay the effectiveness of the approval until the administrative proceedings on any contested case requests are concluded. Member Oi seconded.

Member Gomes commented that both sides are a subject of great concern, the children of the North Shore, and the girls. This isn't easy, and he is torn.

Member Roehrig added that for him, he is choosing between the desperate, and the really desperate. He also said that the Board of Education needs to get a grip on this and step up.

Member Yuen said he respected both sides, and wish them both the best. He does think Ho'ōla Nā Pua has a better concept as far as fundraising.

Unanimously approved as amended (Gomes, Oi). The Board approved in principle the issuance of the direct lease to Ho'ōla Nā Pua, but stayed the effectiveness of the approval until administrative proceedings on any contested case requests are concluded.

Item D-13 (1) Denial of Requests for Contested Case by E. Kalani Flores and Dan Purcell re: Board Action of June 13, 2014, Item D-8, Consent to Sublease under General Lease No. S-4191 to the University of Hawai'i, Lessee, to TMT International Observatory LLC, Sublessee (deferred); and (2) Denial of Requests for Contested Case by Dan Purcell, Flores-Case 'Ohana, Mauna Kea Anaina Hou, Kealoha Pisciotto, Paul K. Neves, Clarence Kukauakahi Ching, and Harry Fergerstrom, and Acknowledgment and Acceptance of the Withdrawal of the Request for Contested Case filed by Office of Hawaiian Affairs re: Board Action of June 27, 2014, Item D-19, Resubmittal: Consent to Sublease under General Lease No. S-4191 to the University of Hawai'i, Lessee, to TMT International Observatory LLC, Sublessee (approved as amended), Ka'ōhe, Hāmākua, Island of Hawai'i, Tax Map Keys: 3rd/ 4-4-15:01 por., 09 & 12.

Written testimony was submitted by Richard Ha, Kealoha Pisciotto, Kumu Paul Neves, Clarence Kakaukahi Ching, Rob Rittenhouse, Tim Lui-Kwan and Ian L. Sandison, Carlsmith Ball LLP.

Moore gave background on item D-13 and explained that on June 13, 2014 item D-8, the issue of the consent to sublease came before the Board for the first time and the Board deferred action until it received some additional information from the University of Hawaii. The matter came back before the Board on June 27, 2014, item D-19 as a resubmittal of the request of the consent to sublease. At that time after hearing a lot of testimony, the Board approved the consent to sublease but conditionally added language that the consent wouldn't be effective until all of the contested case proceedings have been determined. After the June 13, 2014 meeting, two oral requests for contested case were made by E. Kalani Flores and Dan Purcell, but the department

did not receive petitions relating to the June 13, 2014 meeting. After the June 27, 2014 meeting there were oral requests from Dan Purcell, the Flores-Case Ohana, Mauna Kea Anaina Hou, Kealoha Pisciotto, Paul K. Neves, Clarence Kukauakahi Ching and Harry Fergerstorm. Of those, written petitions were submitted by all except Dan Purcell. After consulting with the Department of the Attorney General, staff is recommending that the contested case hearings be denied for the reasons that there is no statute or rule that requires a contested case, there's no due process or property interest involved, and the sublease approval is a matter of internal management for the Board in its land inventory.

Tim Lui-Kwan and Ian Sandison of Carlsmith Ball, and representing the University of Hawaii said they stood on their written testimony.

Joy Kimura along with everyone in the audience from Labors Union 368 were all in support of TMT and staff recommendations.

E. Kalani Flores submitted his written testimony. Flores said any BLNR actions taken regarding the Board action of June 27, 2014, item D-19, Resubmittal: Consent to sublease under general lease No. S-4191 to the University of Hawai'i, lessee, to TMT International Observatory LLC, sublessee (approved as amended) Ka'ohe, Hamakua, Island of Hawai'i, Tax Map Keys: 3rd/ 4-4-15:01 por., 09 & 12 are considered null and void as they are in violation of 171-4 and HRS Chapter 84-Standard of conduct. Thus, any further Board action should be deferred until the State Office of the Attorney General and the State Ethics Commission have rendered opinions on this matter. He said that the BLNR was in error for not requiring Hawaii Island Board member Rob Pacheco, considered a state "employee" in the capacity as a Board member, to recuse himself from actively participating in this Board agenda item D-19 at their June 27, 2014 meeting due to a conflict of interest that was previously identified. Member Pacheco failed to disclose at the meeting that as owner and president of Hawaii Forest & Trail he has a business interest and association with the applicant University of Hawaii Hilo and has been awarded permits through the Office of Mauna Kea Management of the University of Hawaii at Hilo (UH Hilo) to conduct tours to the summit of Mauna Kea. Flores argued that the DLNR and BLNR have failed to follow its rules and procedures as stipulated by Hawaii Revised Statutes. Also, the staff submittals and recommendations on several agenda items have been inconsistent and not in compliance with state laws. Flores did not believe any action should be taken on item D-19.

Shannon Wood lived on Hawaii Island in 1980. Since she and her husband did not have a television at the time, they learned to examine the skies and became actively involved as semiserious astronomers. In 1991 they established a business that they ran for almost 15 years providing tours of our galaxy and beyond. They had to give their business up in 2004. Wood strongly supported going forward with this project because Mauna Kea is the only place in the world that has the kinds of skies close to where people live.

Dan Purcell said that issues continue to be about process and procedures. He said that people in Hilo don't have the opportunity to participate here. Purcell complained that the appraiser was very insensitive about the way he was talking about Mauna Kea. He also said that it would be nice to see a cultural attempt to make this more Hawaiian and not so industrial looking.

Chair Aila asked Purcell if he had any testimony regarding the staff recommendation that the contested case be denied. Purcell said he is about processes and procedure and opportunities for participation for people from other islands.

Shelley Muneoka testified asking the Board to reject the denial of a contested case hearing from those who have requested one. She commented that she wondered if in the future the agenda items couldn't be stated in more natural terms. So instead of the agenda item reading "denial of request" changed to "discussion of request", so that they can feel like they are approaching a neutral body. She challenged the order in which this process has unfolded. Muneoka feels the contested case should be held before the Board makes a decision on an item, not after so that the hearing officer's recommendation can be made to a neutral body. She feels that the entire process is unfair. Muneoka asked the Board to please grant this contested case hearing and allow for a hearing officer to sort out issues of standing.

Candice Fujikane, an English professor at UH Manoa testified by asking the Board to reconsider the arguments made in the staff submittal. She was very disturbed when reading the language in item A-2 of the staff submittal because this recalls the legislative attempt to register and certify gathering rights through Senate Bill 8 and House Bill 1920. Fujikane felt that a contested case should be permitted under these conditions. She asked what happens if the Supreme Court rules against the BLNR and TMT has already started construction?

Diane Marshall said she was wearing the only testimony that she has. She wants to know what it's going to take to hear the cries of the people over the money.

Laulani Teale introduced herself and stated that if this contested case is denied, it would fall under what they would consider abuse. She asked that the matter be handed over to a hearings officer and allow the hearings officer to sort out the issues that were presented. Teale continued her testimony by reading a 8 page testimony submitted by the petitioners Mauna Kea Anaina Hou, Kealoha Pisciotta, Kumu Paul K. Neves, and Clarence Kukauakahi Ching. They filed the following objections to the approval of the sublease and the Board's decision to deny their request for the contested case. 1) Public hearings not being held on Hawaii Island as the rules require; they object to BLNR failing to conduct meetings on Hawaii Island where Mauna Kea is located and because of this their rights are being violated 2) Notice Errors; HAR 13-5-40 (c) requires that Notice of hearing shall be given not less than twenty days prior to the date set for the hearing 3) Objections to BLNR staff submittal comments; they object to subleasing and subdividing of the lands of Mauna Kea because it intensifies the land uses which in turn will impact Native Hawaiian access and practices and the environment where those rights are exercised. Increasing the land use also impacts the delicate life forms who live on the Mauna 4) The Margaret Wille Case is not relevant to support denial of our request for contested case because it is not on point; this situation does not involve pasture leases it involves the proposed disposition of conservation lands and therefore the prevailing statutes and rules to be applied here are the State Conservation District Rules under HAR Title 13[conservation districts] 5)

petitioners have standing under prevailing Hawaii Law to require a contested case hearing; most significantly, the submittal argues that petitioners lack standing and therefore no contested case hearing is required because petitioners do not have a “property” interest that may be affected by the proposed sublease 6) Due Process; Petitioner’s due process rights to an evidentiary hearing will be denied if BLNR rejects standing. 7) Pratt Case not relevant; the petitioners state that they are not criminals and therefore the Pratt case and its implication do not apply to them or their claims as Native Hawaiian practitioners requesting a contested case on the sublease for the TMT. In conclusion for the reasons stated above, the BLNR should 1) determine that the petitioners have standing and 2) grant their petition for a contested case hearing on the TMT sublease and/or 3) in the alternative deny the TMT request for a sublease. It was noted that Ms. Laulani Teale has been granted permission to sign and read testimony on the behalf of the above named parties.

12:37PM RECESS
12:43PM RECONVENE

Richard Ha submitted written testimony in support of staff recommendation. Ha signed as president of Hamakua Springs, representing Hawaii Farmers and Ranchers United and as president of the Big Island Community Coalition.

Liko Martin, from Kaua’i submitted his testimony by song (Mauna Kea Sleep). He explained how the song came to him in regards to this contested case. Martin said it sounds like there is a conspiracy and the Board should consider the integrity of the staff.

Member Gomes made a motion to go into Executive Session pursuant to Section 92-5(a) (4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities and liabilities. Member Oi seconded.

12:53PM EXECUTIVE SECESSION
1:39PM RECONVENE

Chair Aila shared that during executive secession the Board was able to receive clarification.

Member Roehrig commented that this is a very sensitive matter to him and his family. Member Roehrig then made a motion to accept staff recommendations, and by this motion the Board concluded the administrative proceedings on the sublease. Member Yuen seconded.

The Board approved the staff recommendation and concluded the administrative proceedings on all contested case requests in this matter.

Unanimously approved (Roehrig, Yuen)

Item J-1 Request Approval for Extension of Time by Maui Dry Dock & Boat Storage, LLC to Complete an Environmental Assessment, Preliminary Entitlements and Authorize the Extension of a Limited Right-of-Entry for a Vessel Haul

**out, Boat Storage, and for Purposes of General Commercial Marine Services,
Kahului Harbor, Wailuku, Maui, Tax Map Key: (2) 3-7-001:023 and Por. 21.**

Written testimony was submitted by James E. Coon, Randolph S. Coon, Amy Hampton, Teralani Sailing, Gabe Lucy, Tim Lyons, Ming Shipp, Jeffery S. Strann, David C. Weiss, Peter Wood, Inca Robbin, Michael Kelley, Sol P. Kaho'ohalahala, Dave Williams, and Dani Dooley

Ed Underwood Administrator for the Division of Boating and Ocean Recreation (DOBOR) reviewed item J-1 and reminded the Board that in May 2013, DOBOR authorized a lease in principle for Maui Dock & Boat Storage, LLC to build a haul out facility in Kahului Harbor. They are in the process of getting their entitlements; they just need a little more time to complete it.

Jeff Strahn from the Maui Dry Dock and Boat Storage, LLC testified in support of the project. To date they have invested about \$255,000. The facility and the trailers are working well, they would just like to make it a little more of permanent facility other than just working on the gravel.

Thorn Abbott with Coastal Planners LLC explained that this project implements the 1997 DOBOR master plan for the Kahului Harbor and creates a secure parking for trailer vessels. The public would have key cards to go in and out at their convenience.

Member Gomes asked and Abbott responded that the boat and trailer parking area would be enclosed. The key card access would allow 24/7 access. Member Gomes feels like this is a well thought out project that's long overdue.

Leann Coon from Maui, representing Trilogy was present to read testimony in support written by her father Jim Coon, asking the Board to pass J-1 so they can complete the permitting necessary so that this facility can be built to meet these pressing needs.

Amy Hampton, the General Manager for Gemini Charters in Ka'anapali testified in support. Hampton explained how in the prior week there was an incident that brought the need for the facility home to their company. Their boat went sideways on the beach in Kaanapali and tore off the boat's sacrificial keel. The coast guard cautioned them about going to Kona. Since the Maalaea ramp couldn't accommodate a large catamaran, they had no choice but to do an emergency haul out in Kahului. The United States Coast Guard has been supportive of this decision and by working locally; they have been able to minimize the financial impact of this unexpected incident.

Dave Weiss, Vice President of Kaanapali Sales Inc. and Kaanapali Charters pointed out that this is a great effort that's bringing out a much needed service to both commercial and private boating. He supports this project.

Unanimously approved as submitted (Gomes, Yuen)

Item K-2 Conservation District Enforcement OA 14-66 Regarding the Unauthorized Placement of a Shoreline Erosion Control Structure by Sutton Family Partners Located at Waialua, O'ahu, Tax Map Keys: (1) 6-8-010:014 & 015.

Sam Lemmo Administrator for the Office of Conservation and Coastal Lands (OCCL) presented item K-2 and explained that this involves two parcels of land. This is one of four 4 cases of illegal shoreline construction.. A cease and desist order was sent to the landowners. This area was heavily damaged due to large storm swells. The owners made a decision to add additional erosion control structures by adding boulders. The recommendation is removal and a fine.

Member Roehrig thought the staff submittal did not provide enough context. He was concerned that it seemed that the Sutton's side of the story was not included in the submittal. He noted that the legislature had approved the Sutton seawall. He also noted that according to the Sutton's written rebuttal to the staff submittal, it seems they had attempted to work with DLNR over several years.

Lemmo said that some of the information in the Sutton letter involves other properties, not just her property. Also, what the legislature approved was a portion of the existing seawall and a small rock pile that existed in front of the Sutton's property. The violation is because the Suttons create a larger rock easement then what was approved. They went way beyond what was authorized and beyond the intent of the easement.

Member Roehrig and Lemmo had a discussion regarding the legal limits of the seawall.

Chair Aila asked if there were metes and bounds in the easement area. Kevin Moore from LAND said the Board should have approved the easement from a Land Division submittal before it went to the Legislature.

Member Yuen wanted to make sure he understood correctly; in 2013, before the January incident of rocks being dumped below the seawall, the Board agreed that the Suttons could get an easement for the existing structure Legislative approval is required for this type of action, and the Suttons went to the legislature and received approve for the existing seawall. The Legislature only approved the easement. They don't excuse violations. Having an easement doesn't give anyone the right to dump rocks on the easement. Lemmo said yes, and explained again that there has been a violation.

Dick Sutton representing the Sutton Family Partners explained that they made an effort to provide an engineering solution to erosion that was occurring at that location. Sutton asked to reserve his right to a contested case. He asked Lori Kelg who is their tenant and an engineer to give more information on the technical aspects of the seawall.

Lori Kelg explained that emergency action was needed, and therefore they took action. . She went through the exhibits and gave some history of the property and structures. Kelg said they wanted to expand the area and thought amending the easement would be the simplest, easiest and best for the shoreline. Member Roehrig asked how they came to that conclusion. Sutton asked Christopher to answer.

Christopher, an architect as well as Sutton's tenant wanted the Board to understand that the property line is 45ft out into the ocean but due to sea level rise, that is not where the property line is now. He explained how 2 years ago there were huge sink holes that ran the length of the property. They had permission to fix the sink holes, which they did. However the neighbors to the east and west started having sink holes opening up 20-30 ft. back from their yard. For the last 2 years water has been hitting the wall 24/7 so it has squared out everything below the footing. Christopher explained that their intention was to work with everyone, but this situation was an emergency. There was discussion about the work that was done. Member Roehrig then asked Christopher what he suggested as a long term fix. Christopher said his personal opinion would be to allow everyone to take the footing of their walls, breakdown the front on the ocean side, bring those out and do what the Suttons did, take a 1:1 slop revetment, which would take the power of the ocean out from the bottom of the walls, and keep everything consistent.

Member Roehrig commented that there is a statute, an emergency estate clause that needs to be considered. Dick Sutton referred to statute 205-A2-9B. He understood that this was unauthorized use, but thought there might be some way to uphold the unauthorized use aspect and try to solve the problem because this is something that will come back again and again.

Member Yuen said that the staff submittal says, pay a fine, remove the rocks. This is unauthorized rocks at the foot of the seawall. Member Yuen suggested remove the rocks and apply to put them back. Sutton said they tried to do something about it but got no response from OCCL, which is why he suggested the Board referring all these matters to someone who could come up with a solution. Member Yuen commented that he was not opposed to that, he just felt like this required more than just a letter. He is concerned about people putting structures on State land without permission.

Member Roehrig commented that the encroachment is the issue and he wanted legal advice.

Sutton suggested allowing them time to go through the permitting process, and if they don't do it within that time, then take action.

Member Gomes made a motion to go into Executive Session pursuant to Section 92-5(a) (4), Hawai'i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. Member Roehrig seconded.

3:09PM EXECUTIVE SECESSION
3:45PM RECONVENE

Dan Purcell said he expected the meetings to be longer, because so many items get skimmed over. He said this item was important to him and he had concerns going forward. In front of this property, there was a nice sandy beach for the public to walk on. Over time the beach started to wash away and it was just accepted. Now, all of the public property has been lost with boulders. Purcell expressed how important and valuable the shoreline was and its being lost.

Member Gomes made a motion to accept staff recommendation. Member Oi Seconded.

Member Yuen suggested that Sutton and the people in this area come up with a better solution and work with OCCL. He said there needs to be a fine and if there is a long term solution, there needs to be a permitting process.

Member Roehrig said he has strong reservations on telling someone to take the rocks out, even though they did the wrong thing; especially if it's going to make the situation worse. Since the request for a contested case has been made, Member Roehrig said he would like to foster the opportunity between OCCL and the Suttons, the people that live on the Sutton property, their neighbors (Grandview) to get some solutions to this problem without going to litigation.

All Board members voted in favor of staff recommendation.

Deputy Attorney Dan Morris added that in light of the contested case, he recommended including the language that the effectiveness of the decision be suspended.

Unanimously approved as submitted (Gomes, Oi) The Board approved in principle, but stayed the effectiveness of the approval until administrative proceedings on any contested case requests are concluded.

Item D-1 Approve Negotiated Development Agreement, and Proposed Plans and Specifications for Improvements for General Lease No. S-3832, and General Lease No. S-5578, Pixar Development, LLC, Lessee; Authorize the Extension, Amendment and Restatement of General Lease No. S-3832, and General Lease No. S-5578, Pixar Development, LLC, Lessee, for an Aggregate Term of 55 Years, Kapa'a Town Lots, Kapa'a, Kawaihau, Kaua'i, Tax Map Keys: (4) 4-5-011:046 and (4) 4-5-012:005.

Moore conveyed item D-1. A development agreement is attached to the submittal. It was noted that there is an applicant requirement that any work on the development project not start until the lessees complete HRS-343 review and get a FONSI; because they are adding a 3rd story to a 2 story hotel, it will increase the density height of an existing structure, so Land Division doesn't believe an exemption would be applicable to this project.

William Bobo and Joseph Figueroa representing Pixar are okay with staff recommendation.

Member Yuen asked if an appraisal was done, Moore confirmed that an appraisal was done for both leases, Land Division has appraisal reports, but they are not attached to the submittal.

Joseph Figueroa was available for questions.

Unanimously approved as submitted (Oi, Gomes)

Item D-3 Consent to Assign General Lease No. S-4207, Hugo and Shirley Von Platen Luder, Assignors, to Olu Kai, Ltd., Assignee, Pua'a 1st, North Kona, Hawai'i, Tax Map Key: (3)7-5-009:064.

Moore reviewed item D-3 and had no changes.

Connie Chow was present on behalf of the applicant. Chow was satisfied with the staff submittal.

Unanimously approved as submitted (Roehrig, Yuen)

Item D-10 Withdrawal from Governor's Executive Order No. 4141; Set Aside to Agribusiness Development Corporation for Agriculture Purpose; Rescind Prior Approvals of August 26, 2011, Item D-13 and July 8, 2010, Item D-16; Mokulē'ia, Waialua, O'ahu, Tax Map Key: (1) 6-9-001:002, 003, and 036.

Moore presented item D-10 detailing staff recommendations. The applicant was okay with staff recommendations.

Unanimously approved as submitted (Gomes, Yuen)

Item C-1 Request Approval for Selection of the Competitive Sealed Proposal Process and Authorize the Chairperson to Award, Execute, and Extend Contracts for the Implementation of Watershed Management Plans Negotiated with Private Landowners for Fiscal Year 2015.

Written testimony was submitted by Jojo Tanimoto.

Member Yuen recused himself from item C-1 because part of the recommendation is putting together a committee that would extend contracts his daughter, Emma Yuen, who is on the committee. Yuen also disclosed that he spoke with the Hawaii Ethics Commission, and asked if he would be able to vote on items in which his daughter was or would be involved in. Ethics said that was not a problem. Member Yuen then left the room.

Emma Yuen from the Division of Forestry and Wildlife (DOFAW) reviewed item C-1 with nothing further to add.

Unanimously approved as submitted (Gomes, Oi)

Member Yuen returned.

Item C-3 RESUBMITTAL: Request for Approval to Extend Access Restrictions to Portions of 'Āhihi-Kīna'u Natural Area Reserve, Maui, for a Period of Up to Two Years (August 1, 2014-July 31, 2016).

Written testimony was submitted by Kamanaopono Crabbe and Jonathan Ching.

Stanley Roehrig recused himself from item C-3 and left the room.

Scott Fretz Branch Manager with DOFAW Maui District presented item C-3 explaining that it was originally temporally closed in 2008 due to impacts on the resources. Since then DOFAW

has been working with the Army Corps. They have concluded that there is a hazard, which is why another 2 year closer is being requested.

Unanimously approved as submitted (Gomes, Yuen)

Member Roehrig returned.

- Item D-2** **Amend Prior Board Action of August 12, 2010, Item D-10, Grant of Perpetual, Non-Exclusive Utility Easement to Hawai'i Electric Light Co., Inc.; Issuance of Construction Right-of-Entry for Installation of Concrete Pad-Mounted Electrical Transformer at Hienaloli, North Kona, Hawai'i, Tax Map Key: (3) 7-5-008: portion of 010.**

- Item D-4** **Issuance of Right-of-Entry Permit to Maui's Original Hawaiian Corporate Games, Inc., for a Team Building Event at Wailea Beach, Honua'ula, Wailea, Maui, Tax Map Key: (2) 2-1-008: seaward of 109.**

- Item D-5** **Issuance of a New (30) Thirty-Year Direct Lease to the West Maui Veterans Club, Inc., Lessee, for Clubhouse and Allied Purposes; Wahikuli, Lāhainā, Maui, Tax Map Key: (2) 4-5-014:051.**

- Item D-6** **Issuance of Right-of-Entry Permit to Hawaii Explosives & Pyrotechnics, Inc. for Aerial Fireworks Display at Duke Kahanamoku Beach Every Friday From October 3, 2014 to September 25, 2015, Waikiki, Honolulu, O'ahu, Tax Map Key: (1) 2-3-037:021 (Por).**

- Item D-7** **Amend Grant of Non-Exclusive Easement S-5336 for Roadway, Utility, and Landscaping Purposes by Revising the Easement Area and Authorize Rental Credit to Gerald Y.H. Young and Diana G. Young; Withdraw from General Lease No. 5214 for Easement Purposes and Authorize Rental Credit to Green Thumb, Inc.; Withdrawal from Governor's Executive Order No. 4239 to Department of Agriculture for Agriculture Purposes, Waimānalo, Ko'olaupoko, O'ahu, Tax Map Key: (1) 4-1-018:040.**

- Item D-8** **First Amendment to Non-Exclusive Easement S-5202; Ka'alaea, Ko'olaupoko O'ahu, Tax Map Key: (1) 4-7-016: Seaward of 061. The Purpose of the Amendment is to allow the Easement to Inure to the Benefit of the Abutting Property, Tax Map Key (1) 4-7-016:061, and Run with the Land.**

- Item D-11** **Set Aside to the Department of Education for School Purposes, Kapālama, Honolulu, O'ahu, Tax Map Keys: (1) 1-6-003:047 and 083.**

- Item D-12** **Amend Prior Board Action of April 11, 2014, Agenda Item D-12, Acquisition of Private Lands for Expansion of Maui Veterans Cemetery, Makawao, Island of Maui, Tax Map Key: (2) 2-4-002:por.009, Cancellation of**

Governor's Executive Order No. 3279 for Existing Makawao Veterans Cemetery Site, Tax Map Key: (2) 2-4-002:por.009, and Set Aside to County of Maui for Control and Management of Makawao Veterans Cemetery Site, Makawao, Island of Maui, Tax Map Key: (2) 2-4-002:009, As Amended, to Add Authorization of Acquisition by Eminent Domain.

Moore had no changes to items D-2, D-4, D-5, D-6, D-7, D-8, D-11, or D-12.

Unanimously approved as submitted (Gomes, Yuen)

Item K-1 Memorandum of Agreement Between the Department of Land and Natural Resources and the University of Hawai'i, School of Ocean, Earth Science and Technology (SOEST) to Support the Development of Information for the Coastal Lands Data Program and Sea-Level Rise Vulnerability and Adaptation Report Required Pursuant to HB1714 HD1 SD1 CD1, 27th Legislature.

Lemmo asked to add language in authorizing the chair to sign the MOU. AG Dan Morris told Lemmo that if he wants to add in a delegation of authority to the chair, then, in an abundance of caution, that should be a separate agenda item.

Chair Aila clarified that the item needs to be withdrawn until next meeting.

Withdrawn

Item L-1 Authorization to Issue Procurement Solicitations and Award of Contracts Under Hawai'i Revised Statutes Chapter 103D for Various Capital Improvements Program Projects Listed in Exhibit 1.

A copy of Exhibit 1 can be found online at www.dlnr.hawaii.gov/meetings or in the Chairman's office located at 1151 Punchbowl St. Honolulu, HI 96813 room #130.

Carty Chang Chief Engineer explained that every year after the legislative session ends the department receives Capital Improvements Program money. The then come to the Board to ask that the Chair be allowed to enter into professional service contracts through a vendor list. The list attached in Exhibit 1 is the Budget Act from fiscal year 2014/2015; it describes the projects and areas. All procurements will be done according to the procurement code and all projects will be done according to the environmental impact law. This is done by the procurement code according to the low bid.

Unanimously approved as submitted (Gomes, Yuen)

Item L-2 Certification of Election of Doug Beaton to Serve as a Director of the Hāmākua Soil and Water Conservation District.

Item L-3 Appointment of Rogerene Arce and Certification of Elections of James A. Boswell and Faith Tuipulotu to Serve as Directors of the Molokai-Lanai Soil and Water Conservation District.


Item L-4 Approval for Award of Construction Contract for: Job No. E00CO44A, Environmental Mitigation of the Former Pumphouse at Aiea Military Reservation, O'ahu, Hawai'i.

No changes to items L-2, L-3 or L-4.

Unanimously approved as submitted (Oi, Gomes)

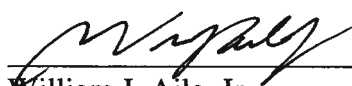
There being no further business, Chairman William Aila adjourned the meeting at 4:19 p.m. Recording(s) of the meeting and all written testimonies submitted at the meeting are filed in the Chairperson's Office and are available for review. Certain items on the agenda were taken out of sequence to accommodate applicants or interested parties present.

Respectfully submitted,



Ku'ulei Moses
Land Board Secretary

Approved for submittal:



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

