

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

DATE: FRIDAY, FEBRUARY 9, 2001  
TIME: 9:00 A.M.  
PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HAWAII

Chairperson Gilbert Coloma-Agaran called the meeting of the Board of Land and Natural Resources to order at 9:18 a.m. The following were in attendance:

**MEMBERS:**

Mr. Gilbert Coloma-Agaran  
Ms. Lynn McCrory  
Dr. Fred Holschuh

Mr. William Kennison  
Ms. Kathryn Inouye

**STAFF:**

Mr. Dean Uchida, Land Division  
Mr. Andy Monden, Land Division

Mr. Michael Buck, Division of Forestry  
and Wildlife

**OTHERS:**

Ms. Pamela Matsukawa, Department of the Attorney General

Mr. Peter Garcia, Department of Transportation

Mr. Joel Cavasso, D-2

Mr. Kyle Soares, D-3

Mr. Ralph Portmore, D-12

Mr. Roy Benham, D-12

Mr. Robert Reeder, D-12

Mrs. Elizabeth Maynard, D-12

Mr. Kevin Kekona, D-12

Ms. Sally Drake, D-12

Mr. Richard Duggan, D-12

Mr. Roy Gritter, D-12

Ms. Grace Kido, D-6

Mr. Garrett Goo, D-2

Ms. Rae Loui, D-12

Mr. David Washino, D-12

Mrs. Diane Ackerson, D-12

Mr. Richard Baker, D-12

Mr. Bob Kern, D-12

Mr. Harold Sexton, D-12

Mr. Charlie Rodgers, D-12

Ms. Eve Anderson, D-12

Mr. Charles Burrows, D-12

Mr. Chip Fletcher, D-6

Mr. Alfred Galimba, D-3

Mr. Alan Hong, D-12

Mr. Steve Kubota, D-12

Mr. Bob Ackerson, D-12

Ms. Laure Dillon, D-12

Mr. Christian Mergner, D-12

Mr. Tom Henderson, D-12

Mr. Art Challacombe, D-12

Mrs. Kelly Washino, D-12

Mr. Peter Rappa, D-12

**ITEM A-1: APPROVAL OF THE JANUARY 12, 2001 MINUTES**

**Unanimously approved as submitted (McCrary/Inouye).**

**ITEM D-2: FORFEITURE OF GENERAL LEASE (GL) NO. S-4970, MR. JOEL CAVASSO, LOT 4, KOKEE CAMP SITE LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-3: 14**

Mr. Dean Uchida, Administrator of the Land Division, briefed the Board and recommended that the Board authorize the cancellation of GL No. S-4970 for failure to post the required liability insurance, subject to conditions.

Mr. Joel Cavasso distributed a letter from his Insurance Agent, Mr. Garret Goo, indicating that he is in compliance with the liability insurance requirement. He also indicated that he is in compliance with his real property taxes, this of which he has not yet been defaulted for.

The Board was concerned about a phrase in the letter from the Insurance Agent that says, "To prevent future problems, I recommended to Mr. Cavasso that he purchase a separate liability policy to cover his rental units." Mr. Goo clarified that his client does not rent out the cabin, that he has other units on this same policy, and what they are recommending is that he purchase a separate policy to cover these rental units.

Member McCrary was concerned about the number of default notices sent to the lessee over the past 4 years, and the cost involved to the State. She amended the staff's recommendation as follows:

"That the Board:

- A. Instruct staff to verify that the lessee has paid all of the delinquent real property taxes.
- B. Notified lessee at its meeting of February 9, 2001 that should the lessee default on this lease in the future, the Board:
  - 1. Authorize the cancellation of General Lease No. 4970..."

**Unanimously approved as amended (McCrary/Holschuh).**

**ITEM D-3: ISSUANCE OF REVOCABLE PERMIT TO KUAHIWI CONTRACTORS, INC., KAUNAMANO HOMESTEADS, KA'U, HAWAII ISLAND, TMK: 3<sup>RD</sup>/9-5-013: POR. 001**

Mr. Uchida briefed the Board and recommended that the Board authorize the issuance of a revocable permit to Kuahiwi Contractors, Inc., subject to standard conditions.

Mr. Kyle Soares, BK Livestock Company, commented on the water situation problem and the demand for long-term leases in Kau.

Mr. Alfred Galimba, President of Kuahiwi Contractors, Inc., indicated that Mr. Soares had an opportunity to develop a water system. A group was put together about 4 years ago, but they couldn't sit down at the same table and get the Federal support.

Member Holschuh informed Mr. Soares that if the Board grants this revocable permit to Mr. Galimba, it does not preclude Mr. Soares and other ranchers from continuing to work and come together as a community and continue to rule initiatives.

**Unanimously approved as submitted (Holschuh/Kennison).**

**ITEM D-8: CONVEYANCE OF STATE LAND TO THE HAWAII HEALTH SYSTEMS CORPORATION, MALUHIA HOSPITAL, KAPALAMA, HONOLULU, OAHU, TMK: 1-6-13: 1**

Mr. Uchida briefed the Board and recommended that the Board authorize the conveyance of the subject parcel, in fee simple, and authorize the issuance of a management right-of-entry, to Hawaii Health Systems Corporation, Maluhia Hospital, subject to standard conditions.

A representative of Maluhia Hospital was present to answer questions.

**Unanimously approved as submitted (Inouye/McCrory).**

**ITEM D-12: CONSERVATION DISTRICT USE APPLICATION (CDUA) NO. OA-2957 FOR IMPROVEMENTS TO HANAUMA BAY NATURE PRESERVE, OAHU, TMK: 3-9-12: PORTIONS 2, 10, 12, 14 AND 16**

Mr. Uchida explained the basic elements of the planned improvements to the Former Hawaii Job Corps Center Site, Hanauma Bay Nature Preserve – Upper Park Area, and Hanauma Bay Nature Preserve – Lower Bay Area. Staff, in analyzing this proposal, recommends that the Board approve the application to the Department of Design and Construction, City and County of Honolulu, for the improvements to the Hanauma Bay Nature Preserve, subject to 18 conditions.

Ms. Rae Loui, Acting Director for the Department of Design and Construction, City and County of Honolulu, introduced Mr. Alan Hong, Manager of the Hanauma Bay Nature Preserve, and Mr. Ralph Portmore, Group 70 International, who were present to answer questions.

Mr. Hong explained a model that was displayed showing the proposed improvements, and distributed a City Information Packet that included a fact sheet, letter of endorsement from a Hawaiian organization, financial information sheet, list of public meetings on this project, and a list of evaluation criterion.

Mr. David Washino, Spokesperson for the East Honolulu Community Coalition, provided written and oral testimony in opposition to staff's recommendation. His main concerns were the cost, and size and location of the buildings on the upper rim. He asked that the Board delay or disapprove the application and give the Community, Environmental and Hawaiian Groups the opportunity to be part of the planning and designing process for Hanauma Bay.

Mr. Steve Kubota, Ahupuaa Action Alliance, asked that the Board defer action on this staff submittal because of errors, and the need to gather and review more thoroughly, some discrepancies and admissions of their time spend with the City and County of Honolulu, and the Community.

Mr. Roy Benham, on behalf of Mr. Kenney Brown, testified against staff's recommendation. Mr. Benham, on his own behalf, agreed with the plans for the Lower Bay Area, but felt that the buildings on the Upper Park Area should be set closer to the cliffs.

Mrs. Diane Ackerson, Member of the East Honolulu Community Coalition, read through written testimony against staff's recommendation. She asked the Board to not pass the application but rather work to encourage the City and County to meet with citizens who have many unanswered questions and viable alternatives.

Mr. Bob Ackerson, Member of the East Honolulu Community Coalition, pointed out that combined written testimony was sent to the Board regarding this matter, in addition to written testimony submitted earlier by his wife on her on behalf. His main concern was the justification for the new marine education center when the Carrying Capacity Study verified that the education currently being received by the current number of visitors is satisfactory to protect the coral, water quality and fish.

Member McCrory believed that the Friends of Hanauma Bay, as good a job as they are presently doing, would not be able to educate every person that comes to the bay.

Member Inouye indicated that she frequents the bay and did not agree that the present education program is working. She felt that all of the visitors need to be reached, and as valiant as the volunteers are, they cannot capture all of the visitors. She mentioned that education and alternatives for the facility were discussed at length at one of the public hearings.

Mr. Robert Reeder, Professional Design Architect, submitted written testimony in opposition to staff's recommendation. He raised many concerns and requested that the Board decline granting the application pending further study by the Department. He also requested that the public be granted a meeting with City officials relating to many questions and concerns on this project.

Member Holschuh was concerned about an issue raised by Mr. Reeder regarding ADA requirements. Mr. Hong clarified that they are in full compliance of ADA requirements.

Mr. Richard Baker, President of the Friends of Hanauma Bay from 1998-2000, pointed out that the Friends of Hanauma Bay is a volunteer group established in 1990 to assist in the efforts to better preserve and protect the bay. The members have been spending for the past 10 years, hours on end,

trying to educate people. He asked Volunteers, and Members of the Board of the Friends of Hanauma Bay, who were in attendance, to raise their hands so the Board can get an idea of the number of people from the organization who continue to express their interest and dedication of the bay. He believed, through personal hands-on experience, that all of the reasonable arguments put forward by the opponents, have been considered, accommodated, dealt with, or responded to repeatedly, during what has been an agonizingly long period of consultations and debates and revisions on this project. He believed that the staff report fairly reflects the various issues, with the most reasonable and desirable conclusion that the application be approved. His view is that this project is designed to and in fact will enhance, not detract from, conservation at the bay. The primary tool that the Friends of Hanauma Bay have used that will be made much more effective in the new orientation structure is the educational tool. He confirmed that it is impossible for the volunteers to reach everyone, and certainly to reach in any detail the foreign non-English speaking groups that come through. The new orientation film has 8 tracks of sound that enable a multiple of languages to be broadcasted at the same time the pictures are broadcasted, that will guarantee that the message will get through to everyone who goes down to the bay. The volunteers will still be there at a more prominently visible kiosk to reinforce the message. He requested that the Board support the project.

Ms. Laure Dillon, on behalf of KAHEA - The Hawaiian Environmental Alliance, read through written testimony opposing the approval of the application, and encouraging the Board to refer this proposal for additional review and input. She also submitted written testimony on her own behalf asking the Board to deny the application that will allow development of the upper rim of Hanauma Bay. Her main concerns were the cost, the size and location of the buildings, Hawaiians and Environmentalists involvement in the planning process, and resistance to greater planning.

Mrs. Elizabeth Maynard, Regional Environmental Education Extension Agent for the University of Hawaii - Sea Grant Extension Service, distributed written testimony in support of the proposed improvements to Hanauma Bay Nature Preserve. She also distributed written testimony from her husband, Mr. Sherwood Maynard, Director of the University of Hawaii - Marine Option Program, urging the Board to grant the final approvals for this project.

Mr. Bob Kern, Hanauma Bay Task Force Member and Volunteer, indicated that he was curious about the complaints heard earlier regarding the lack of public input, as he wasn't sure where this matter would be, had there not been any. He concurred with Mr. Baker's testimony, as with the number of Volunteers in the audience, supporting this project.

Mr. Christian Mergner, Tourist and Professional Design Architect, was opposed to the new plans to the bay, as he wondered what it will do for the environment, local natives, and tourism. He felt that there were too many improvements for a nature preserve, too commercial, too expensive and unnatural.

Mr. Kevin Kekona, Member of the Hanauma Bay Task Force, provided written and oral testimony against the building of the proposed educational center in the Hanauma Bay Nature Preserve.

Mr. Harold Sexton, supported the need for improvements of facilities at the Lower Bay Area, but opposed the structures in the Upper Park Area as proposed by the City and County.

Mr. Tom Henderson, provided written and oral testimony against the proposed building on the upper rim of Hanauma Bay. He was concerned about aesthetics and felt that many of the alternatives have not been addressed and implemented.

Ms. Sally Drake, Hanauma Bay Education Program Volunteer, submitted written and oral testimony in opposition to the proposed improvements. Her concerns were the size of the new marine education center, parking of utility vehicles at the rim, and the lack of input from citizens. She urged the Board to vote against the application.

Mr. Charlie Rodgers, Chairperson of the Hawaii Kai Neighborhood Board, urged the Board to approve this application, that enough talk has been heard through the years. The Friends of Hanauma Bay are the people who are on the front line, and they have testified mostly unanimously that they are in favor of the changes.

Mr. Art Challacombe, Division Chief of the Customer Services Office, City and County of Honolulu, Department of Planning and Permitting, testified as an individual in support of the project, and gave some background information of the special management area permit for this project.

Mr. Richard Duggan, involved in the Hanauma Bay Marine Education Center for the past 3 years, testified in support of the project. He commented that effective education is needed at the bay to decrease the ecological impact, and that the bay needs to be protected in perpetuity for future generations to learn about marine life in the Pacific.

Ms. Eve Anderson, testified against staff's recommendation. Her main concerns were cost and the unanswered questions about the building at the top of the bay.

Mrs. Kelly Washino, East Honolulu Community Coalition, provided written and oral testimony in opposition to the project. Her concerns were lack of community input, the gift shop too commercialized, and the need for the education center to be situated at another location.

Mr. Roy Gritter, Friends of Hanauma Bay, explained the volunteer work that they spend hours a week doing, and urged the Board to support the program for the future of the bay.

Mr. Charles Burrows, President of Ahahui Malama I Ka Lokahi - Native Hawaiians for the Preservation of Hawaii's Ecosystems, provided written and oral testimony recommending that the Board vote to grant the City and County of Honolulu's CDUA for the Hanauma Bay improvements.

Mr. Peter Rappa, Manager of the Hanauma Bay Education Program, gave some background information of the program, and asked the Board to grant the application to allow them to proceed with their work. He clarified, in response to a concern raised, that they do handle school groups.

Member Holschuh inquired about the possibility of moving the snack bar and gift shop away from the rim, to separate the commercial part from the education, and to not obstruct the view of the bay. Mr. Portmore indicated that the snack bar and marine education center is set back from the rim, that

it won't be visible from down below. The original design had the gift shop attached to the marine education center, but was switched in response to comments from the task force.

The Board recessed at 2:30 p.m. The meeting was reconvened at 3:10 p.m.

The Board questioned the difference from the expenditures received from the City & County of Honolulu of \$1,725,000.00, and Mr. Washino's of \$2,126,212.00. Mr. Hong indicated that some of the additional staff as indicated in Mr. Washino's expenditures were submitted into the budget way before the improvements were proposed, and some are the result of the improvements.

Member Inouye, regarding the bill concerning additional information on cultural impacts and assessments that was passed after this application was accepted, asked what the City and County of Honolulu is willing to do to comply with some of the protocol recommendations such as, identify and consult individuals and organizations concerning the types of cultural resources, practices, and beliefs found within the ahupuaa. Mr. Portmore indicated that they have an exhibit and education committee in which all of the efforts that are continuing with respect to the design of the facility are involved in groups. He pointed out that in their responses in the staff report, they acknowledged that they should have had more involvement early in the process from the Hawaiian Community. He indicated that this has been rectified, and there are Hawaiian Groups involved intimately in designing the exhibits. Member Inouye requested that the applicant come back to the Board at some future date with a report on the types of exhibits that are being done. She wanted to make sure that an area is in fact set aside for the ahupuaa and cultural exhibits.

Member Inouye commented that the City and County of Honolulu has held numerous meetings with various interest groups, and attempted to incorporate issues from these various organizations. There has been tremendous compromise from the original design, the result, a very sensitive design that is going to meet the needs of the bay. She made a motion to approve staff's recommendation with the addition of the following condition:

19. The Applicant, within 90-days of this decision, shall submit a report to the Board of Land and Natural Resources on the types of exhibits that will be incorporated into the exhibit areas.

Member McCrory agreed with the motion and commented that the educational process that is going on with the visitors is very important to teach people how to protect the coral reefs.

Member Inouye indicated that she was not in favor of the buildings when this application was first brought before this Board, however, after visiting the bay so many times since then, it became apparent that the facilities are needed, to teach not only the tourist, but school children, the importance of protecting our ecology and natural resources.

**Unanimously approved as amended (Inouye/Holschuh).**

**ITEM D-6: ALLEGED VIOLATION OF CHAPTER 183-45, HAWAII REVISED STATUTES (ACCRETED LAND) AND PROPOSED DEPARTMENTAL**

**ACTION FOR THE ALLEGED UNAUTHORIZED CONSTRUCTION OF A PORTION OF A SINGLE FAMILY RESIDENCE AND LANDSCAPING ON ACCRETED LAND, 5857 KALANIANAOLE HIGHWAY, NUI, OAHU, TMK: 1<sup>ST</sup>/3-7-2: 1**

Mr. Uchida briefed the Board and recommended that the Board, due to the substantial mitigating circumstances of the situation, permit the applicant to complete the construction of the bedroom structure, subject to 6 conditions.

Ms. Grace Kido, Attorney for the Landowner, Mr. Steve Baker, submitted written testimony. She clarified that a CDUA would be filed if the Land Use Commission determines that the subject property is in the conservation district. She felt they have a strong position that the property should be designated urban. Ms. Kido requested, should the Land Use Commission determine that the accreted land is conservation, that they be given 5 months after the determination has been made to file the CDUA.

Mr. Chip Fletcher, Coastal Geologist, Professor at the University of Hawaii, commented on the accreted land, sea level rise, and future erosion of the subject property.

The Board amended the following condition to read:

“2. The applicant shall file a completed CDUA with the Department with [ninety (90) ]one hundred eighty (180) days of the Board’s action. The application...”

**Unanimously approved as amended (Inouye/Kennison).**

**ITEM D-13: RE-SUBMITTAL – ANNUAL REVIEW OF REVOCABLE PERMITS ON THE ISLANDS OF HAWAII, MAUI/MOLOKAI, KAUAI AND OAHU**

Mr. Uchida briefed the Board and recommended that the Board approve the continuation of all revocable permits in force as of December 31, 2000 on a month-to-month basis for another year, except for permits that are in arrears of rental payment for more than 60 days. Permit in arrears of rental for 60 days or more shall not be renewed. Approve the continuation of current rents for all permits issued up to December 31, 2000.

A sub-lessee of Revocable Permit No. S-5384, issued to Mauna Kea Broadcasting Co., Inc., on Oahu, expressed his frustration on the way the existing permittee is running the site. Mr. Uchida indicated that they are working on selling a lease at public auction for this telecommunication site.

**Unanimously approved as submitted (McCrory/Inouye).**

**ITEM D-9: APPROVAL FOR AWARD OF CONSTRUCTION CONTRACT – JOB NO. 9-OF-W, ALA WAI CANAL DREDGING, OAHU**



Mr. Uchida briefed the Board and recommended that the Board authorize the Chairperson to proceed with awarding the contract to American Marine Corporation, and sign the necessary documents to implement the project.

Mr. Andy Monden, Chief Engineer for the Land Division, responded to a concern raised about comments made in the newspaper regarding adjustments to the project price. He clarified that the bid is still at \$7,443,542.50, and that it's good for 1-year.

**Unanimously approved as submitted (Inouye/Kennison).**

**ITEM D-1: AMEND PRIOR BOARD ACTION OF JANUARY 28, 2000 (ITEM D-9) AUTHORIZING THE SALE OF FOUR 20-YEAR PASTURE LEASES AT PUBLIC AUCTION, AND ISSUANCE OF REVOCABLE PERMITS UPON EXPIRATION OF LEASES, TMKs: 4-2-3: 3; 4-6-9: 46, 4-1-9: 8; AND 5-4-2: 33 & 42, KAUAI**

Mr. Uchida briefed the Board and recommended that the Board amend its action of January 28, 2000, by authorizing the 1-year holdover, and authorize the issuance of a revocable permit upon expiration of the 1-year holdover period.

**Unanimously approved as submitted (McCrorry/Kennison).**

**ITEM D-4: AMENDMENT TO PRIOR BOARD ACTION OF OCTOBER 12, 1990 (AGENDA ITEM NO. F-11) FOR DIRECT AWARD OF PERPETUAL NON-EXCLUSIVE EASEMENTS FOR UTILITY, INGRESS AND EGRESS PURPOSES TO HAWAIIAN ELECTRIC COMPANY, INC. AND GTE HAWAIIAN TELEPHONE COMPANY, INCORPORATED, WAIANAE AGRICULTURAL PARK, WAIANAE, OAHU, TMK: 8-15-34**

**ITEM D-14: REQUEST AUTHORIZATION TO PROCESS ALL BOARD APPROVED DISPOSITIONS FOR GTE HAWAIIAN TELEPHONE COMPANY, INCORPORATED, THAT ARE PENDING PREPARATION AND ISSUANCE OF THEIR DOCUMENTS, UNDER THE NAME OF VERIZON HAWAII, INC. AS THE LESSEE, GRANTEE, LICENSEE, OR PERMITTEE, WHICHEVER THE CASE MAY BE (TO BE DISTRIBUTED)**

Item's D-4 and D-14 were taken together. Staff's recommendation for Item D-4 is that the Board amend its prior action to issue a perpetual easement in the names of Hawaiian Electric Company, Inc., and Verizon Hawaii, Inc., subject to standard conditions. Staff's recommendation for Item D-14 is that the Board authorize all previously approved dispositions to GTE Hawaiian Telephone Company, Inc., that are pending issuance of their documents, to be processed under the name Verizon Hawaii Inc., subject to standard conditions.

**Unanimously approved as submitted (Inouye/Holschuh).**

**ITEM D-5: AMENDMENT TO APPROVAL FOR AWARD OF CONSTRUCTION CONTRACT – JOB NO. 98-MP-L2, MAKENA-LA PEROUSE STATE PARK SECURITY RESIDENCE AND UTILITY IMPROVEMENTS, MAKENA, MAUI, HAWAII**

Mr. Uchida briefed the Board and recommended that the Board authorize the Chairperson to proceed with awarding the contract for Makena-La Perouse State Park Security Residence and Utility Improvements, to Maui Master Builders, Inc.

**Unanimously approved as submitted (Kennison/Holschuh).**

**ITEM D-7: AFTER-THE-FACT CONSENT TO DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES REQUEST TO ENTER INTO A REVOCABLE PERMIT WITH MR. HOWARD R. GREEN AT PORTION OF MILILANI MALL FRONTING THE MAKINI BUILDING, HONOLULU, OAHU, TMK: 1<sup>ST</sup>/2-1-026: 027**

Mr. Uchida briefed the Board and recommended that the Board authorize the Department of Accounting and General Services to issue a revocable permit to Mr. Howard R. Green, subject to standard conditions.

**Unanimously approved as submitted (Inouye/McCrory).**

**ITEM D-10: AUTHORIZATION TO LEASE OF WAREHOUSE ON BEHALF OF THE DEPARTMENT OF HUMAN SERVICES WITH TAIALOHA COMPANY, INC., WAIAKEA, SOUTH HILO, HAWAII, TMK: 3<sup>RD</sup>/2-2-60: 37**

Mr. Uchida briefed the Board and recommended that the Board authorize the lease for warehouse purposes, subject to standard conditions.

**Unanimously approved as submitted (Holschuh/Kennison).**

**ITEM D-11: SET ASIDE AND GRANT OF EASEMENT TO THE WATER BOARD, COUNTY OF HAWAII FOR A RESERVOIR LOT, WAIAKEA, SOUTH HILO, HAWAII, TMKS: 3<sup>RD</sup>/2-4-01: 010, 012 & 122; AND 3<sup>RD</sup>/2-4-03: 026**

Mr. Uchida briefed the Board and recommended that the Board authorize the issuance of an executive order in setting aside the reservoir lot, authorize the issuance of a perpetual, non-exclusive

easement, authorize the execution of any necessary Bill of Sale documents necessary to transfer ownership of newly installed reservoir pipeline, and related appurtenances, and authorize the issuance of a management right-of-entry for the operation and maintenance of the newly installed reservoir, pipelines, roadways and related appurtenances, to the Water Board, County of Hawaii, subject to standard conditions.

**Unanimously approved as submitted (Holshuh/Kennison).**

**ITEM C-1: AMENDMENT TO THE LANAI COOPERATIVE GAME DEVELOPMENT AND MANAGEMENT AGREEMENT BETWEEN DOLE FOOD COMPANY AND THE STATE OF HAWAII – DEPARTMENT OF LAND AND NATURAL RESOURCES**

Mr. Michael Buck, Administrator for the Division of Forestry and Wildlife, briefed the Board and recommended that the Board approve the implementation of the proposed amendment to the Cooperative Game Development and Management Agreement.

**Unanimously approved as submitted (Kennison/Holschuh).**

Member Kennison was excused at 4:16 p.m.

**ITEM K-1: AMENDMENT TO PRIOR LAND BOARD ACTION OF MAY 12, 2000 UNDER AGENDA ITEM K-2 REGARDING THE CANCELLATION OF HARBOR LEASE NO. 91-24, AND ISSUANCE OF A LEASE TO THE UNITED STATES OF AMERICA, DEPARTMENT OF TRANSPORTATION, UNITED STATES COAST GUARD AT HILO HARBOR., ISLAND OF HAWAII, TMK: (3)-2-1-09P**

Mr. Peter Garcia, Property Management Officer for the Department of Transportation, briefed the Board and recommended that the Board amend its action of May 12, 2000 by including Parcels F and G in the subject leasehold lot, subject to terms and conditions.

**Unanimously approved as submitted (Holschuh/Inouye).**

**ITEM K-2: EXTENSION OF HARBOR LEASE NO. H-67-1, AS AMENDED, KAWAIHAE HARBOR, ISLAND OF HAWAII (AKANA PETROLEUM, INC.) TMK: (3)-6-1-03-32**

Mr. Garcia briefed the Board and recommended that the Board authorize the extension of Harbor Lease No. H-67-1, subject to terms and conditions.

**Unanimously approved as submitted (Holschuh/Inouye).**

**ITEM K-3: ISSUANCE OF REVOCABLE PERMIT TO MR. ROY SHIELDS NEAR PIER 32, HONOLULU HARBOR, OAHU, TMK: (1)-1-5-35-7P**

Mr. Garcia briefed the Board and recommended that the Board authorize the Director of Transportation to issue the revocable permit, subject to terms and conditions.

**Unanimously approved as submitted (Inouye/Holschuh).**

**ITEM K-4: ISSUANCE OF REVOCABLE PERMIT TO DRAFTSTONE COMPANY, INC. NEAR PIER 29, HONOLULU HARBOR, OAHU, TMK: (1)-1-5-39-15P**

Mr. Garcia briefed the Board and recommended that the Board authorize the Director of Transportation to issue the revocable permit, subject to terms and conditions.

**Unanimously approved as submitted (Inouye/Holschuh).**

**ITEM K-5: ISSUANCE OF REVOCABLE PERMIT TO ALOHA MAI! L.L.C., PIER 1 SHED, HILO HARBOR, ISLAND OF HAWAII, TMK: (1)-1-5-39-15P**

Mr. Garcia briefed the Board and recommended that the Board authorize the Director of Transportation to issue the revocable permit, subject to terms and conditions.

**Unanimously approved as submitted (Holschuh/Inouye).**

**ITEM K-6: REPORT ON REVOCABLE PERMITS ISSUED OR RENEWED BY THE DEPARTMENT OF TRANSPORTATION FOR INCONSISTENT USES DURING CALENDAR YEAR 2000**

Mr. Garcia briefed the Board and requested that the Board approve the continuance of these revocable permits as they expire during calendar year 2001.

**Unanimously approved as submitted (McCrary/Inouye).**

**ITEM K-7: ISSUANCE OF A LEASE TO UNITED PARCEL SERVICE CO., A DELAWARE CORPORATION AUTHORIZED TO DO BUSINESS IN THE STATE OF HAWAII, TO CONSTRUCT A CARGO FACILITY AT LIHUE AIRPORT, TMK: (4)-3-5-01**

Mr. Garcia briefed the Board and recommended that the Board approve the issuance of a lease through direct negotiations to United Parcel Service Co.

**Unanimously approved as submitted (McCrory/Holschuh).**

**ITEM K-8: GRANT OF TERM NON-EXCLUSIVE EASEMENT AND ISSUANCE OF CONSTRUCTION RIGHT-OF-ENTRY TO HAWAIIAN ELECTRIC COMPANY, INC. FOR ACCESS PURPOSES, NEAR PIER 31, HONOLULU HARBOR, OAHU, TMK: (1)-1-5-36-1**

Mr. Garcia briefed the Board and recommended that the Board approve this non-exclusive easement and construction right-of-entry to Hawaiian Electric Company, Inc., subject to terms and conditions.

Chairperson Coloma-Agaran indicated that he is an owner of stock with Hawaiian Electric Company, Inc.

Mr. Garcia suggested deferring this item because of a lack of quorum, and also because of discussions he's had with Hawaiian Electric Company, Inc., regarding their request to extend the term of the lease from 35 to 65 years.

**Deferred.**

There being no further business, Chairperson Coloma-Agaran adjourned the meeting at 4:35 p.m.

Tapes of the meeting and all written testimony 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,



Kimberly C. Keliioomalau

Approved for submittal:



GILBERT COLOMA-AGARAN

Chairperson

Board of Land and Natural Resources

