MINUTES FOR THE
BRIEFING OF THE
BOARD OF LAND AND NATURAL RESOURCES

DATE:	FRIDAY, NOVEMBER 18, 2005
TIME:	8:30 A.M.
PLACE:	KALANIMOKU BUILDING LAND BOARD CONFERENCE ROOM 132 1151 PUNCHBOWL STREET HONOLULU, HAWAII 96813

Chairperson Peter Young called the briefing of the Board of Land and Natural Resources to order at 9:01 a.m. The following were in attendance:

MEMBERS

Mr. Peter Young
Mr. Gerald DeMello
Ms. Taryn Schuman
Mr. Tim Johns
Mr. Ron Agor

STAFF

Mr. Dan Quinn, Parks

OTHERS

Mr. William Wynhoff, Deputy Attorney General
Mr. Jim Anthony
Ms. May Au
Mr. Ben Schaffer
Mr. Ahi Logan

Briefing by the Division of State Parks on the Forfeiture of Lease S-5288, Ahupuaa O Kahana State Park, Oahu.

Dan Quinn, Administrator of the Division of State Parks reminded the Board on the July 22, 2005 meeting the Board approved the forfeiture of Keith George's lease. At that meeting the Board gave Mr. George 90 days to accomplish the following: 1) Bring his home up to code and 2) Prepare a plan to resolve his default in interpretive hours which is subject to review and approval by the Chairperson. Mr. Quinn pointed out Mr. George and the Native Hawaiian Legal Corporation (NHLC) was sent a letter confirming the Board's decision. A response letter dated October 21, 2005 was received by the department from NHLC but no response was received

from Mr. George. Mr. Quinn indicated the department has the same concerns it original did. He feels there has been no apparent effort to bring Mr. George's home up to code. With regards to interpretive hours, Mr. Quinn acknowledged that the individuals Mr. George plans to use to catch up with his interpretive hours are not eligible to participate in the program (program is open to residents and their immediate family members).

Jim Anthony communicated that this issue has been outstanding for ten years and needs to be resolved. Mr. Anthony pointed out the Board has made a decision to forfeit Mr. George's lease but gave him 90 days to resolve those outstanding issues. Since those ninety days, Mr. George has done nothing. Mr. Anthony asked the Board at its earliest opportunity to move forward with the forfeiture of Mr. George's lease.

Briefing by the Division of State Parks on the Status of the Interpretive Program at Ahupuaa O Kahana State Park, Oahu.

Mr. Quinn acknowledged at the July 22, 2005, meeting the Board requested staff conduct a briefing to report on the status of the Interpretive Program at Kahana State Park. Mr. Quinn noted there were several issues dealing with Kahana and the report attached to staff's submittal addressed nine of these issues. These same issues were also brought to the attention of the Kahana Committee Association who in turn raised the following concerns: 1) they needed more time to find a common ground with regards to the lease issue; 2) the division should look at the lease comprehensively including the 25 hours volunteer time and what constitutes volunteer hours; and 3) concerns with working with division staff. Mr. Quinn acknowledged that the division needs to look more closely at what constitutes volunteer hours.

Jim Anthony, speaking on behalf of the Kahana Community Association testified before the Board. Mr. Anthony provided the Board with results of a survey conducted by the Kahana Community Association which addressed the 25 hours a month of unpaid work. Since the July 22, 2005 the Association has met with the division on four separate occasions. Mr. Anthony does not feel they have had sufficient time to engage in discussions to arrive at a common ground and asked the Board for an additional ninety days to meet with State Parks staff. Mr. Anthony announced an individual from the community has spoken with Representative Meyers and Senator Hee with regards to generating more leases in Kahana. As a result of those discussion Senator Hee suggested a better approach was to look at a more comprehensive look at a complex series of interrelated issues at Kahana.

Mr. Anthony made the Board aware of the dissatisfaction the Kahana residents have with the required 25 hours of interpretive service. He indicated results from the survey conducted showed that residents would prefer, if the price was right, to pay lease rent in lieu of the 25 hours of interpretive hours. Mr. Anthony proposed that those willing to pay lease rent may do so in lieu of interpretive hours while others may continue to perform those interpretive hours in lieu of rent.

Ben Shafer spoke of his grandfather's vision of Kahana in which we would preserve, perpetuate and educate people about Kahana and the Hawaiian culture. He feels this vision has been

complicated with regards to what constitutes the 25 hours of interpretive hours as well as the disharmony in working with staff from the department. He spoke of the love the residents who are completing their interpretive hours have for the land. He encouraged the Board to allow the Kahana Community Association to continue working together with staff to arrive at a compromise that will showcase Kahana to the rest of the island.

Kupuna May Au, a lessee in Kahana Valley testified. Ms. Au spoke of the lack of leadership displayed by the State in Kahana Valley. Ms. Au believes if the State is to follow Hawaiian culture they would need a manager like a konohiki to take control of Kahana. This konohiki would need to be a male who is strong and who can say it like it is. Ms. Au does not believe this person should hold a degree but instead have a strong understanding of the Hawaiian culture. Ms. Au spoke of a lack of a decent facility to hold their interpretive program at. She feels the State should use funds from the water being diverted from Kahana to build a facility for the residents to use.

Ahi Logan testified in support of the ohana in Kahana and asked the department to be as generous it can with the people of Kahana.

Mr. Quinn acknowledged he would return to the Board in ninety days to update the Board on their efforts to work with the Kahana Community Association.

There being no further business, Chairperson Young adjourned the briefinging at 9:30 a.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,

Terry Crowell

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Approved for submittal:

PETER T. YOUNG
Chairperson
Department of Land and Natural Resources