



KŪKULU KE EA A KANALOA
KAHO‘OLAWE ISLAND RESERVE COMMISSION

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COMMISSION MEMBERS

MICHELE MCLEAN
Chairperson
AMBER NĀMAKA WHITEHEAD
Vice-Chair
N. EMMETT ALULI, M.D.
C. KALIKO BAKER, Ph.D.
SUZANNE CASE
HŌKŪLANI HOLT
CARMEN HULU LINDSEY

Michael K. Nāho‘opi‘i
Executive Director

PUBLIC MEETING MINUTES

Monday, June 1, 2015

10:00 am

Planning Department Conference Room, Kalana Pakui Building, First Floor
250 South High St
Wailuku, Hawai‘i

COMMISSION MEMBERS

PRESENT: Michele McLean, Chairperson; A. Nāmaka Whitehead, Vice Chair; C. Kaliko Baker, Ph. D. (arrived at 10:40 am); Suzanne Case; Hokulani Holt; Carmen Hulu Lindsey

EXCUSED: N. Emmett Aluli, M. D.

KIRC STAFF: Michael Nāho‘opi‘i, Executive Director (ED); Ka‘ōnohi Lee, Administrative Officer (AO); Daniel Morris, Deputy Attorney General (DAG); Kelly McHugh, Public Information Specialist (PIS); Paul Higashino, Restoration Program Manager (RPM); Charles Lindsey, Vessel Operator (VO); Bart Maybee, UXO Safety Officer (UXO/SO); Dean Tokishi, Ocean Resources Program Manager (ORPM); Jennifer VanderVeur, Ocean Resources Specialist (ORS); Anela Evans, Volunteer Coordinator (VC); Kuiokalani Gapero, Cultural Resource Project Coordinator (CRPC); Lyman Abbott, Natural Resources Specialist (NRS); Carmela Noneza, GIS/LAN Specialist; David DeMark, Administrative Assistant (AA); Grant Thompson, KIR Specialist; Jamie Bruch, Natural Resources Specialist; Lopaka White, Natural Resources Specialist; Mei Mailou-Santos, Administrative Assistant; Terri Gavagan, Commission Coordinator (CC)

GUESTS: Roselle Bailey; Lily Gavagan; Kevin Gavagan; Leslie Kuloloio; Eileen Chao (The Maui News); Kylee Mar; Paul Sensano (DLNR/DOBOR); Daniel Ornellas (DLNR/LD)

I. CALL TO ORDER

The meeting was called to order at 10:07 am. Quorum was established with five Commissioners.

II. INTRODUCTION OF NEW MEMBERS-Suzanne Case and Carmen Hulu Lindsey

Chair McLean welcomed the newest Commissioners, Suzanne Case and Carmen Hulu Lindsey. Both expressed their appreciation for the opportunity to be on the Commission.

Approved October 15, 2015

III. APPROVAL OF MINUTES

A. Minutes of January 8, 2015 Regular Commission Meeting

Regular Commission Meeting Vice Chair Whitehead stated she had minor edits. The Commission decided Vice Chair Whitehead should give her list of edits to CC Gavagan and that CC Gavagan should check with Commissioner Baker upon his arrival for any edits to the minutes.

MOTION: Vice Chair Whitehead moved to approve both the regular public meeting minutes and executive session minutes for January 8, 2015 with the edits of Vice Chair Whitehead and Commissioner Baker provided to CC Gavagan. Commissioner Holt seconded the motion.

ACTION: The motion was approved via roll call: McLean, yes; Whitehead, yes; Aluli, absent; Baker, absent; Case, abstain; Holt, yes; Lindsey, yes.

IV. COMMUNITY AND PUBLIC COMMENTS

Uncle Les Kuloloio welcomed and thanked Commissioners Case and Lindsey for attending this meeting. He stated Kahoolawe needs help from everyone. He explained that the families on both sides of his lineage had lived in Honua'ula before the conquest of Kamehameha. He was concerned about Kaho'olawe and saving the vision. The Commission needed to decide the definition of pu'uhonua and sacred. It needed to refocus with or without funding. He wanted to preserve the 'aha moku system and learning. The agency may need to be reorganized. It was his opinion that the KIRC needed to get away from federal funding. He asked what sovereignty means to the Commissioners. He was concerned about Kaho'olawe's resources. He stated that the Commissioners and the public needed to *kukakuka*, talk story.

V. ADMINISTRATIVE BUSINESS

A. Executive Director's Report

ED Nāho'opi'i explained this report covered the existing budget. He reported that the KIRC was currently on budget for personnel costs and 14% under budget for non personnel costs so there was no variance to report.

ED Nāho'opi'i referred to the updated list of grants included in the Commission packet. Most of the current grants will end on June 30, 2015. The staff submitted requests to extend some current grants: Department of Health, Clean Water Branch, Reducing Excessive Sedimentation in the Hakioawa Watershed of Kaho'olawe Island by Restoring Native Ecosystems (ends June 2015); The National Fish and Wildlife Foundation, The Kaho'olawe Island Seabird Restoration Project (ends June 2015); Alu Like, Inc. Native Hawaiian Career and Technical Education Program in partnership with the U.S. Department of Education, Hui Kāpehe (ends August 2015); Native Hawaiian Museum Services, Institute of Museum and Library Services, Virtual Museum Pilot Project (ends September 2015). The Hawai'i Community Foundation Community Restoration Partnership Program, The Healing of

Approved October 15, 2015

Kaho‘olawe: Building Community to Restore Honokanai‘a will end December 2015. The Hawai‘i Council for the Humanities grant for the Virtual Museum Pilot Program will end September 2015. There was also funding which will continue until Dec. 31, 2015 from HTA and Maui County for the KIRC's Mahina ‘Ai Nights at the Boat House. There was also the third installment of funding for PV from Maui County Office of Economic Development.

The KIRC was under consideration for grants from the Cooke Foundation for sea life restoration, particularly monk seals, and a volunteer funding program from First Hawaiian Bank. Other funding opportunities would be pursued. ED Nāho'opi'i thanked PIS McHugh for all her hard work in seeking out and applying for these grants as well as fundraising.

ED Nāho‘opi‘i reported staff was still working on the KIRC Base Notification List regarding certain events. He still needed to work with Commissioner Baker regarding the three people who were to be notified regarding a deceased marine mammal on island. There was already a procedure for a stranded live animal in distress.

ED Nāho‘opi‘i informed the Commission that Commissioner McLean has been reconfirmed as a Commissioner as well as Chair with a term which expires in June 2019. OHA Trustee Lindsey had been confirmed as the Commissioner representing OHA. DLNR Chair Case automatically filled the DLNR Commission position. Boards and Commissions informed staff that Commissioner Aluli would continue to serve as a holdover until the Governor appointed a new Commissioner. Boards and Commissions was checking the status of the PKO nominee paperwork. Staff would follow up with Boards and Commissions. Chair McLean stated the Commission should have one more meeting with Commissioner Aluli. ED Nāho‘opi‘i would check to see if Boards and Commissions could delay appointment so Commissioner Aluli could attend on more meeting.

ED Nāho‘opi‘i reported Representative Yamane of the House Water and Land Committee went to island around Christmas. He also introduced a bill in support of the KIRC. Staff also discussed the KIRC's funding situation and needs with Rep. Sylvia Luke, Chair of the House Finance Committee.

Staff met with Senators Thielen of the Water, Land and Agriculture Committee and Shimabukuro of the Hawaiian Affairs Committee, who went to island last summer, and Senator Tokuda of the Ways and Means Committee. The KIRC received a lot of support from the Senate. The Senate approved the state budget but the House did not support the original budget.

ED Nāho‘opi‘i summarized the status of legislative bills relating to the KIRC:

- SB1299 HD1 CD1 Relating to Disposal of Tax Revenues-Initially the bill proposed \$1.5 million per year for the KIRC. There was a lot of internal shifting which resulted in reduction of KIRC funding to \$1 million per year.

- HB500 HD 1 SD 1 CD 1 Relating to the State Budget-Governor's Message 207 inserted \$1 million per year as an SD 1 amendment but the House did not agree with the insertion so it was removed.
- HB 438 HD 1 SD 1 KIRC Self-sufficiency Plan Appropriation-This bill was introduced by Representative Yamane and was the last bill to conference. He pushed to get another \$1.8 million but was unable to get House Finance to support the additional funding.
- SD 897 SD2 KIRC Appropriation -This bill was introduced by Sen. Kalani English and was amended by the Hawaiian Affairs Committee to require the KIRC to develop a self-sustaining revenue generating plan and introduced an amendment to HRS§6-K to allow revenue generation. This bill died.

Neither HB 1235 Conveyance Tax and SB 867 Conveyance Tax received hearings.

Senator Gil Keith-Agaran introduced an asset forfeiture bill. That bill was amended through the hearing process to change it from a statute to an administrative rule change. It did not pass. The KIRC already has the authority to make rules so staff will look at the requirements for including asset forfeiture into the rules.

ED Nāho‘opi‘i reported federal requisition requests were made to Senators Hirono and Schatz as well as Representatives Gabbard and Takai. ED Nāho‘opi‘i planned to meet with Representative Gabbard's staff again. Staff met with OHA Chair Robert Lindsey and Trustee Hulu Lindsey regarding funding. Staff submitted a proposal for funding. OHA has requested additional information which staff is currently compiling.

ED Nāho‘opi‘i reported that Governor Ige released CIP funding for alternative energy which would be used for:

- 1) modifications to existing buildings-improve ventilation, reduce heating, strengthen the roofing system so it can support photovoltaic panels
- 2) replace the food preparation galley
- 3) replace the RO unit possibly with a shallow well in order to avoid recurring repairs when there is high surf
- 4) install photovoltaic systems with battery storage to replace the diesel generators on island

There was \$100,000 allocated for planning, \$250,000 for design and approximately \$2.5 million for construction. Chair McLean asked if the digging of the well could be covered under the CIP funding. ED Nāho‘opi‘i stated yes. The staff will come to the Commission after they receive the preliminary designs for approval of each project phase. Staff was considering doing this in pieces rather than doing it as one large project. Base Camp will house the workers since most of the work will be done there. The KIRC can charge the contractor for the services they utilize. This could help sustain Base Camp in the future.

ED Nāho‘opi‘i reported there were infrastructure issues since the last Commission meeting. The seawater line was buried from large swells. Staff was able to repair it. Water had to be brought down from Luamakika while awaiting repairs.

The Legislature did approve CIP funding of \$500,000 to start planning and designing the building at the Kīhei site through Rep. Kaniela Ing's CIP request. There was a lot of encouragement to start right away on the Kīhei site as a means of revenue generation for the long-term sustainability of the KIRC. There had been a lot of work done in the past on preliminary concept designs.

ED Nāho‘opi‘i provided an update on I Ola Kanaloa. The development of the process, programs and projects are included in I Ola Kanaloa. The last edits were with Mr. Enomoto, the facilitator of the process. Once Mr. Enomoto has approved the edits it will be sent out for publication.

Vice Chair Whitehead asked about the PKO's request to stay overnight at the Kihei property and the status of the Kīhei Executive Order (EO). ED Nāho‘opi‘i reported that he submitted another letter to the Department months ago but had not heard anything back. Vice Chair Whitehead asked if it was still needed now that there were evening activities going on. ED Nāho‘opi‘i explained that now there was funding for planning staff could look at items necessary to allow overnight staging: 1) changes to the Kīhei Executive Order, 2) amendments to the zoning, 3) getting the appropriate permits, 4) having the appropriate insurance coverage. He was unsure if the changes to the EO were still necessary since changes would be made during the planning process to allow all the future uses at one time.

Chair McLean commented from the County's perspective it was not clear that the current zoning of the property would allow that because uses would be allowed in a more general way. If the site was going to be used for camping it would have to be done in a public way instead just for a particular group. This discussion was started several months ago during which there was a disagreement about whether the State needed to comply with County zoning. It would need to be discussed in more detail with the County about how far the existing zoning could be pushed to allow what was being requested and resolve it with the State.

Vice Chair Whitehead asked staff to make a priority to figure it out because the PKO had been asking about this for 3-4 years. It had been too long. The ‘Ohana needed a response.

The Commission discussed the current zoning of the Kīhei property. Commissioner Lindsey asked what the current zoning for the Kīhei property is. Chair McLean explained it was zoned park a long time ago before the code specified the uses allowed in a general park zoning district. In these kind of situations there are small sections of the zoning code which says if a use does not have a standard spelled out, then the County looks at the most restrictive of the surrounding zonings. In this case it would be zoning for apartments. It would be treated as apartment zoning but the community plan is public/quasi public. The property is also in a special management

area which means uses have to be consistent with the zoning and the community plan. There needs to be a match between use, apartment zoning and the public/quasi public community plan.

Commissioner Lindsey asked if it might be easier apply for a variance. Chair McLean responded there would be a need to change zoning which can be done but takes time. One does not get a variance for land use changes. The Planning Department was working on digitization its zoning maps which may allow more flexibility in matching zoning with intended use. She was unsure of the project's timing. Ultimately the zoning would be changed but it would take a while.

There was a discussion about whether the State's definitions and regulations regarding camping supersede those of the County. DAG Morris commented the State's position is that it is not subject to county zoning. Chair McLean responded the County did not agree.

Commissioner Case asked if it was possible to include indoor facilities in the design for the Kīhei property. ED Nāho‘opi‘i responded the vision for the property includes a community center with kitchen facilities and bathrooms to support people staying there.

B. Review Current Month's Expenditure Reports

ED Nāho‘opi‘i reported \$2.4 million has been expended of the \$3.2 million budget as of the end of April and that the KIRC was running under budget.

VI. ACTION ITEMS

A. Review and Approve Budget for FY16

ED Nāho‘opi‘i explained the Legislature approved \$1 million per year from General Funds for FY16 and FY17. Staff looked at how to utilize the General Funds and how to utilize the remaining trust fund. Staff asked for approval of the proposed FY16 budget.

ED Nāho‘opi‘i explained staff first looked at the KIRC statute. The Reserve was set aside for specific purposes: preservation and practice of customary rights exercised by Native Hawaiians; preservation and protection of archaeological, historical and environmental resources; rehabilitation, vegetation, habitat restoration and preservation; and education. Staff then tried to determine what level of operation can be sustained with \$1 million. Staff then looked at ongoing grant obligations:

- 1) Alu Like/Hui Kāpehe Program was scheduled to continue through half of FY16 and was attached to the Culture Program. The resources required to complete this grant included the Cultural Resources Project Coordinator as well as other staff who were trainers and sufficient funding to provide training materials and certifications. The funds were reimbursable so trust fund money would be used initially.
- 2) Hawaii Community Foundation/Coastal Plantings in Honokanai‘a Bay runs through December 31, 2015. Sufficient manpower was needed to complete it so the Natural Resources Specialist II would be kept on as project manager as well as other

staff for assistance. Most of the work force would be volunteers. There was an estimated cost of \$3500 to accomplish the project. This amount has been included in the General Fund portion of the budget. Some of this amount was reimbursable.

Staff then tried to determine how the KIRC could maintain a presence in the Reserve as well as keep the Commission functioning. The proposal was to put nine positions in the General Fund. The selection criteria was that each funded position 1) is needed to fulfill existing grant obligations, 2) provides a means of getting more funding, 3) maintains certain key functions required as a commission such as being able to hold a Commission meeting, 4) provides administrative support such as paying bills, 5) be able to take boat to island, and 6) keeps each program areas open in case there was supplemental funding. All these positions would take a 5% pay cut. The balance of that cut would be used to bring back one more position to work with outreach and volunteers.

Staff then looked at the remaining eight positions and who could be brought back in based on existing funding outside the General Fund. There was a federal funding source for the KIRC Virtual Museum Program from the Institute of Museum and Library Services (IMLS). The Commission Coordinator position would be transferred at 95% pay rate to that federal funding line item through December 31, 2015. There may be a possible extension through March 2016. There was no funding past that date.

ED Nāho‘opi‘i explained one employee has the time to consider retirement. The Maintenance and Vessel Operator position would continue at 60% through July 31 and then the employee would retire.

There are four positions that may be extended through December 2015 depending on other possible funding sources:

- 1) UXO Safety Specialist at halftime as a trainer for Alu Like/Hui Kāpehe grant through September 2015 with the possibility of an extension
- 2) there was a possibility of additional funding under the DOH grant; one of their vendors was unable to accomplish one of their programs and offered funding to the KIRC; staff did submit a request for the funding; it could result in partial funding for the two Natural Resources Specialist III positions
- 3) Natural Resources Specialist V could be kept at halftime if CIP funding could be used to have the position oversee the Base Camp reconstruction design

Two positions would not be extended due to lack of additional funding-Ocean Resources Specialist II and Administrative Specialist II.

The extensions were not guaranteed; they were dependent on grant sources.

Staff then looked at fixed expenses such as rent, electricity, and fuel. Nothing was left for Base Camp. The normal cost for having 24/7 presence on the island was \$797,000. This has been reduced over the years with the help of the contractor. It still

would have taken over half of the \$1 million to keep a 24/7 presence on the island. Staff was still in discussion of how people can go to the island to do volunteer work. One solution was to utilize the leftover encumbered funds from the Base Camp contract to continue 24/7 operations through July 2015. The plan is to close camp for one month in August. It would reopen with two staff. Staff would go back for a certain period of time, do the required projects and maintenance and then shut down camp. The boat would continue to run and staff could check on things; do an overnight stay without power or perhaps do watering. The idea was to concentrate the work within a window of time. The length of time had not been determined, perhaps two weeks. Staff negotiated with the Base Camp contractor to provide two staff for two-week periods monthly from August through December. Hopefully revenue would be generated through the CIP process by receiving reimbursement from the contractor for camp supplies and materials during the construction process. Staff would request supplemental funding from the Legislature to keep Base Camp open.

ED Nāho‘opi‘i stated staff wanted to renew the communication contract so the radio system could continue to run. The microwave relay system which provides phone and internet services to the island was aged. Staff received pricing to replace the microwave tower this year. However, there was not enough cash to front the money and get reimbursed from any grant nor any agreements from grantors that funding could be used to replace the microwave system.

Vice Chair Whitehead asked what would happen to Base Camp after December. ED Nāho‘opi‘i responded there was no funding for Base Camp past December 2015.

Commissioner Case asked if there would be increased boat fuel cost with increased frequency of boat runs. ED Nāho‘opi‘i responded boat fuel was not as expensive as fuel to operate the generators. Commissioner Case asked if staff looked at the possibility of going to island one week a month for the whole year. ED Nāho‘opi‘i responded that was the original plan. However, the reduction of time would make it difficult for the vendor to find and keep suitable employees.

Commissioner Baker asked if the Base Camp could be run as an in-house operation. ED Nāho‘opi‘i responded that those duties do not fall within the job classifications of current staff and more people would be needed.

Chair McLean asked for public and staff comments regarding the budget.

Mrs. Roselle Bailey stated the Commission was caught between a rock and hard wall with regard to commercialization. It may be time for the Commission to examine the issue of commercialization. She thought the KIRC could harvest resources or monies so that the Commission did not need to beg for grants. The KIRC was caught in the grant syndrome. There was a puka to establish a sovereign nation in a sentence in the island's release from the U.S. military back to the State. The PKO and the KIRC needed to stop fighting because that was the best way to divide a movement. They needed to work together. The KIRC has three agencies to work through-federal, state and county governments. It was very difficult to maneuver. The KIRC needed a smart

lawyer who could puka the sovereignty part. The refund of trust funds was not revenue. The programs needed to be kept open. The Commissioners needed to have contact with their people and not hold back their thoughts. There was not one halau hula in the whole state in support of PKO except those under Ka 'Imi Na'auao O Hawai'i Nei which presented a program of culture and tradition which included Harry Mitchell's composition. The Commission needed to be creative. We are all cultural practitioners not just certain people.

Mrs. Bailey commented the Commission was in the news regarding the mismanagement of \$24 million. She was not sure where the mismanagement was. She added the Navy did not complete the job to clean up the island but they completed their job in Germany, the Netherlands and Japan. She added the staff have served well. There were also good ideas being considered such as the Virtual Museum and camping. The rehabilitation of the land had been in the works for years. Her family had been a part of it and would continue to be. It was important to look at the island in terms of malama 'aina and not as real estate which was money. Government kills kokua. Kokua was built into the Hawaiian cultural system. It is helping without being asked. Our ancestors were bright which was why Lili'uokalani told the United States to take care of her people. However, the United States gave Hawaiians entitlements which break down the human fabric of work, kokua and malama.

Mr. Leslie Kuloloio stated he was in support of the Aha Moku system which reminded him of how kupuna were brought together regarding Kaho'olawe. He recommended the development of a new advisory group to help the KIRC. Commercial people, energy people, and military people should be brought in. The Commission should go beyond the fear to come up with better solutions. The Commission needed to move forward and readjust the canoe.

Miss Kukui Gavagan agreed that fighting does not solve anything. She felt that Kamehameha Schools should be brought into this issue because she had heard that the Kapālama and Hawai'i campuses have gone to Kaho'olawe but not the Maui Campus. She also proposed getting Bishop Estate to help provide funding since their mission to keep the Hawaiian culture alive was also part of the KIRC's mission.

KIRC CRPC Gapero stated the staff love what they do and they do it for the future. It is our kuleana as a people to take care of the island; we are borrowing the land from the future. To tell someone they cannot practice their culture on the island was poho. His job was to make the island accessible so people can practice culture. Every attempt should be made to continue work going on Kaho'olawe. There have been a lot of sleepless nights trying to figure out how to save people's jobs. Staff was trying to figure out how to do work on island. Staff had opened up opportunities for communities to come together and brainstorm. Monthly night events have been started in Kīhei drawing the community to support the KIRC. He commented staff and the Commission should work together and asked for support from the Commissioners.

KIRC ORS VanderVeur acknowledged she was one of the staff who would be let go after June 30. She thanked the Commission for the opportunity to work in the Reserve. Even though there was good momentum she expressed concern for the islands. She stated ocean resources were being overlooked and poaching was still going on. The reduction in field staff would be hard on ORPM Tokishi who agreed it would be almost impossible to his job with no staff. ORS VanderVeur also pointed out that field staff was worn down.

VO Lindsey acknowledged he would be retiring at the end of July to give the younger generation a chance. He shot at and bombed the island as a member of the National Guard. He worked with Rene Sylva and the Navy planting trees, grasses and a'ali'i before the KIRC was organized. He joined the KIRC in 1998 and helped design the 'Ōhua and the boat house as well as helped install anchoring systems around the island. Three staff have received their captain licenses. He asked why the House did not approve the budget.

ED Nāho'opi'i responded no reason was given but he was told by Representative Sylvia Luke that the new administration asked for \$1 million. Revenues were increasing but obligations were increasing even faster. He was grateful for the \$1 million. It was difficult to get any funding.

It was decided to disregard the last two columns in Attachment 2. Staff would take a look at the office lease to see if there could be any savings in that area. The only way to consolidate the office was to eliminate the storage but space for the stored items would need to be found elsewhere.

The Commission asked for the balance of the trust fund as of June 30, 2015. AO Lee responded approximately \$400,000 depending on the cycle. There was less than expected because of previously encumbered funds. Staff has since unencumbered those funds.

Vice Chair Whitehead commented that amount was a lot less than communicated earlier. She asked what the balance of the trust fund would be at the end of FY16. Staff responded if all reimbursements were received the approximate balance would be \$250,000. Cash flow would be dependent on the rate of reimbursement. Vice Chair Whitehead also wanted to know what would happen to Base Camp in January 2016. ED Nāho'opi'i responded the tentative plan was to start the CIP construction which would require Base Camp be operational. Vice Chair Whitehead asked if the start date was reasonable given how long it took to start CIP projects in the past. ED Nāho'opi'i responded CIP projects could be started quickly.

Uncle Leslie Kuloloio suggested that the Commission ask OHA, DLNR, and the County to help the KIRC remain operational.

The Commission asked the amount requested from OHA. Staff responded \$300,000 was requested from OHA. Commissioner Lindsey asked how that amount was arrived

at. ED Naho'opi'i responded it was based on discussions with OHA CEO Kamana'ō Crabbe and OHA Chief Financial Officer Hawley Iona.

The Commission asked for grant updates. ED Nāho'opi'i stated funding did come through for the UXO & Safety Specialist to conduct training through Hui Kāpehe. Staff had not heard anything regarding the additional funding from DOH. The application for HISC funding (invasive species) was still pending. The positions not funded by the General Fund would not be funded if the grants were not awarded.

Commissioner Lindsey asked how long some employees would remain. ED Nāho'opi'i responded it would be dependent on the grant period.

There was a recess from 12:40-12:50 pm.

Mr. Paul Sensano (DLNR/DOBOR) commented he considered KIRC 'ohana. He thought there was an obligation to the people. It was sad for him to see VO Lindsey retiring. It was important for the youth to learn from VO Lindsey's experience. It was time to look at manini things to find the money. He looked forward to being part of the process of how DLNR could help.

Ms. Kylee Mar stated she was representing her family. She stated everyone knew the money was going to go. More support was needed from the Commissioners in terms of providing testimony to the Legislature. It is not a question of dedication to Kaho'olawe. The focus needed to be on island. Her challenge to the Commissioners was to change their voice and look at commercialization. The Go Fund Me campaign had brought some needed light to Kaho'olawe. Kaho'olawe was an example to the world regarding funding, culture and commerce. It needed to be determined how access to the island would continue even if on a limited basis (i.e., via the Virtual Museum, the internet). She and her family have started another stewardship organization which would be fully funded and bring in funding to Kaho'olawe. The Commission needed to be ready for this. Her family supported the KIRC staff.

Chair McLean stated something needed to be in place by July 1. The Commission could either approve staff's budget proposal or approve a short-term budget effective July 1 for 1-2 months and meet again in July to complete the budget for the rest of the fiscal year. She wanted the cut and reduced positions to be 95% funded through July 31 to give staff more time to find either additional funding or other employment.

Commissioner Holt asked why the Commission would not move ahead with this budget. She noted this budget was the best case scenario and the staff could always come back to the Commission for revisions to the budget.

Vice Chair Whitehead asked if there were any other cost cutting measures (i.e., office space, communication contract) which could be utilized. There was a discussion about communication which staff cited was a safety issue since there are a lot of cellular dead spots on island. Staff explained that DAGS negotiates rents and staff

would be unable to get a new lease by end of the FY. Vice Chair Whitehead suggested cohabitation with another agency at the office to cut expenses.

Commissioner Baker asked about security issues with shutting down Base Camp for part of each month. ED Nāho‘opi‘i responded staff would go to island even with Base Camp partially shut down. Commissioner Case asked about the possibility of using remote security. ED Nāho‘opi‘i responded electricity would be needed for internet access.

Commissioner Case asked about the possibility of revenue generating service learning trips. ED Nāho‘opi‘i responded it was discussed at the Legislature this year. The statute needed to be changed. He explained that the KIRC was currently allowed to collect permit fees. If it started to collect tuition it would be providing a service which would in effect be an exchange of goods and services for money which would trigger the commercial use prohibition. There was discussion at the Legislature this session about allowing revenue generation which would be consistent with the statute. The Commission needed to discuss this issue within the next six months leading up to the next legislative session.

Vice Chair Whitehead noted the UXO Specialist might be let go and asked how that might affect operations. ED Nāho‘opi‘i responded the second person at Base Camp be UXO-trained. The idea was to have the remaining staff perform multiple tasks.

Vice Chair Whitehead noted the KIRC would be losing lot of field experience and there seemed to be a lot of administration being kept. ED Nāho‘opi‘i responded certain administrative functions such as paying bills were needed to support field work.

Commissioner Baker commented most are not typical administrators they are unique because they go out into the field.

Commissioner Case stated this was a thoughtful budget created under hard circumstances. The most important thing was to make sure the budget was conservative. ED Nāho‘opi‘i stated the staff wanted to have the ability to come back and recover.

Commissioner Lindsey asked staff to let her know what amount was needed to keep all the employees on full-time.

MOTION: Commissioner Lindsey moved to accept \$1,000,000 appropriation budget as detailed that allows staff to complete two grants with completion dates of August 31, 2015 and December 31, 2015, to purchase necessary materials and supplies to complete said grants, and to shift from continued restoration to maintenance of the current state of restoration and to approve the expenditure of approximately \$350,000 from the Kaho‘olawe Rehabilitation Trust Fund to complete two on-going grants, a possible grant with time and money extension,

Approved October 15, 2015

and a new grant. Additionally, funding was to be provided so the cut and reduced positions would be 95% funded through July 31, 2015. Commissioner Holt seconded the motion.

Discussion: The Commission requested side-by-side budgets at the next meeting including a grant update.

ACTION: The motion was approved by all Commissioners present.

Chair McLean commented there were two budget related memos authorizing the Executive Director to extend the Base Camp management contract and enter into a communication contract. They were not posted to the agenda. There is a provision in the Sunshine Law HRS§92-7 (d): "No board shall change the agenda, once filed, by adding items thereto without a two-thirds recorded vote of all members to which the board is entitled; provided that no item shall be added to the agenda if it is of reasonably major importance and action thereon by the board will affect a significant number of persons. Items of reasonably major importance not decided at a scheduled meeting shall be considered only at a meeting continued to a reasonable day and time."

Chair McLean stated these items were important but she saw them as a direct off shoot of the budget. Nāho‘opi‘i explained these contracts would expire June 30,2015.

MOTION: Commissioner Holt moved to amend the agenda to include the memo to authorize the Executive Director to enter into a Communication Services Contract with Harmer Radio and Electronics, Inc. for the period July 1, 2015 through June 30, 2016 in the amount of \$60,187.15 and memo to authorize the Executive Director to extend the Base Camp Management Contract with Zapata, Inc. for the period July 1, 2015 through December 31, 2015 in the amount of \$104,977 for the Commission's consideration. Commissioner Lindsey seconded the motion.

ACTION: The motion was approved by all Commissioners present.

B. Authorize Executive Director to Enter into a Communication Services Contract with Harmer Radio and Electronics, Inc. in the amount of \$60,187.15 for FY16
ED Nāho‘opi‘i explained this contract would provide operation of the base stations on both islands and 30 handheld radios for use by the KIRC and PKO.

MOTION: Vice Chair Whitehead moved to authorize the Executive Director to enter into a Communication Services Contract with Harmer Radio and Electronics, Inc. for the period July 1, 2015 through June 30, 2016 in the amount of \$60,187.15. Commissioner Lindsey seconded the motion.

ACTION: The motion was approved by all Commissioners present.

C. Authorize Executive Director to Extend Base Camp Management Contract with Zapata, Inc. for the period for FY16 in the amount of \$104,977.

ED Nāho‘opi‘i explained it was the third of three extensions in the amount of \$104,977. The Base Camp operations would be reduced to two weeks per month with two staff effective August 1, 2015 through Dec 31, 2015.

MOTION: Commissioner Lindsey moved to approve to authorize the Executive Director to extend the Base Camp Management Contract with Zapata, Inc. for the period July 1, 2015 through December 31, 2015 in the amount of \$104,977. Commissioner Holt seconded the motion.

ACTION: The motion was approved by all Commissioners present.

Vice Chair Whitehead was excused at 1:45 pm.

VII. PROGRAM STATUS UPDATES

A. Status Update on current and planned Restoration Program Projects: DOH3 Project; HCF/NOAA Grant; Hawai‘i Conservation Conference; Kaho‘olawe Island Seabird Restoration Project

RPM Higashino reported 66 volunteers had been taken to island from January through April. Groups included Fish and Wildlife Service, Pacific American Foundation and school groups. NRS Bruch worked on the seabird restoration plan for Kahoolawe with Island Conservation. Bait trials have been put on hold. Staff submitted proposals for an oral presentation and poster for the Hawaii Conservation Conference which were both accepted. They will not be attending due to budgetary constraints. NRS Abbot installed solar air conditioners in the staff hut and the cultural education center at the ROC. The mouse population has crashed. There was a bloom starting in February and peaked in April. Eddie Wine, an Americorp Kupu intern, continued helping on island with the restoration and culture programs.

In April NRS Bruch and the native species group from the State of Hawaii visited the Kanaloa plant on ‘Ale‘ale. It was not dormant; RPM Higashino thought it was *make* (dead). NRS Bruch was working with Lyon Arboretum and getting them tissue culture samples to try to propagate. Staff was not sure what to do with the plant. RPM Higashino wanted to leave it; perhaps there are seeds under it that will come up.

B. Status Update on current Ocean Program Projects: NOAA Marine Debris Grant; HCF Grant; Base Camp RO repair

ORPM Tokishi reported the NOAA marine debris grant was completed in January. The KIRC was obligated to remove 10 tons; a little over 11 tons was removed from three locations. Staff worked with the students from Kīhei Charter School collecting and sorting the debris. The students utilized about 600 lbs. of it in their campus beautification project. The first phase of the Hawaii Community Foundation (HCF) grant was completed with the benthic monitoring in seeing how coral changes over time. There was 9% coral growth in a year. In February staff made modifications and repairs on the RO system. Staff continued aerial surveys to monitor the influx of debris into cleared beaches. Staff estimated 2 tons per year accumulates at Kanapou.

The second phase of the HCF grant calls for removal of 500 lbs. of non-native fish. Staff has removed 250 lbs. Staff also worked with Maui Youth Leadership Corp to educate them about non-native fish and conduct gut analysis.

C. Status Update on current and planned Cultural Program Projects: Hui Kāpehe Program; Site 110BU Stabilization Plan; Kihei Property; Ala Loa and Kahualele Honokanai‘a

CRPC Gapero reported the target for the Hui Kāpehe Program was to enroll 60 native Hawaiian students per year. This year 63 interns have been enrolled so far. Interns from Oahu and Molokai have recently been brought in. Those interns will come to Maui and KIRC staff will train them and increase their work experience to improve their marketability for employment. There will be three back-to-back accesses in June and three in August during which the interns can stay on island the entire time. Most of these participants are college students so the summer was the best time for them to put in their internship hours.

The site stabilization plan for Site 110 BU (Loa‘a, Pōhaku Kāneloa, or Pokāneloa) has been approved by SHPD. Currently the staff was staging materials (rocks, wood chips) at the road going down to Kāneloa. Staff planned to erect the retaining wall in June with interns. This plan was an interim plan while the relocation plan was being developed. The relocation plan was pending on the information received from the stewardship partner on where the stone would be moved. Staff was still implementing erosion control methods. The plants are surviving. Three grants financed a walking trail with interpretive signs at the Kihei property. The trail's purpose was to educate the community, specifically those who cannot make it out to Kaho‘olawe, on what the KIRC does on Kaho‘olawe. It also gives them an opportunity to participate in the KIRC's restoration efforts. The trail has been finished. The community work days will continue every other Saturday as well as the Mahina ‘Ai events to continue staff's education efforts. The next Mahina ‘Ai event was tomorrow night. There were approximately 100 people at the first event in May. Many were from the neighboring areas and came because they heard the music. There was a lot of positive feedback. Chair McLean commented that it was a delightful event and that she was surprised at the high turnout. She added that she thought there was a lot of potential, not just in terms of education but in revenue generation. There are not that many areas which are so accessible to the public as are the walking paths in which one can learn about Hawaiian culture. CRPC Gapero stated there was funding through the grant to host the event through December. Staff will focus on a different program each month.

Maintenance of the Ala Loa on island was continuing. The trail has been completed to Honoko‘a. There were two opportunities for the dry stack mason to go to island in the past month. Unfortunately he (Uncle Maka) was unable to come out. Staff was trying to coordinate his next access.

VIII. ANNOUNCEMENTS/FYI

ED Nāho‘opi‘i explained the membership drive and the GoFundMe campaign. Membership forms were distributed to the Commission. He added a lot of press had been

generated by the campaign and membership drive. Many of the KIRC's partners have indicated their willingness to help the KIRC.

There were no announcements by the Commissioners.

IX. NEXT MEETING AND FOLLOW-UPS

The Commission planned to meet again in July.

ED Nāho‘opi‘i to speak to Boards and Commission about delaying the appointment to replace Commissioner Aluli.

Staff to provide information to Commissioner Lindsey regarding the amount of money needed to retain all employees.

Chair McLean thanked the staff for all their work and stated she wished there was more the Commission could do but did not know what else could be done.

X. ADJOURNMENT

Meeting adjourned at 2:15 pm.