

ROUGHLY EDITED COPY

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Legacy Land Conservation Commission Minutes, Meeting 67

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>> SPEAKER: Welcome Commissioners and the public. As for public notice Section 92-7, Hawai'i Revised Statutes acknowledge it was posted and we have Quorum. Section 173A-2.4(b), Hawai'i Revised Statutes.

That being said move on to 2. Recommendation to the Board of Land and Natural Resources: Award Fiscal Year 2020 And Fiscal Year 2021 Legacy Land Conservation Program Debt Service Grants for \$1,500,000 per year from the Land Conservation Fund to the State Department of Land and Natural Resources for Turtle Bay Makai Kahuku Kawela Forever Ko'olauloa, O'ahu, multiple Tax Map Key numbers. Section 173A-13, Hawai'i Revised Statutes
At this points the Board packet contains the Department's applications for FY20 and FY21.acknowledging date of pen from staff and comes regarding this item.

>> MR. PENN: David Penn conservation staff I would like to remind everybody this year and this year only we are reviewing two grand applications at one time so we have to vote on the fiscal year 2020 and then vote on application for FY2021 and each of those years keep clean on our end of things and not be overly confusing to the board when you get there. As noted we have Turtle Bay Makai finder there on the table 2018 which is all the background documents from last year's application over 700 pages plus two copies of the applications that were submitted by plan on behalf of DLNR and one application FY2020 and FY2021 and plan to begin the application cycle for fiscal year 2022 around January of next year in accordance of the schedule discussed and met timing preferences of the Commissioners at that time but for now we have trust that the public plan is here to provide public testimony about the Turtle Bay situation and so to the commission whether you would like to hear that first or do a motion first and then go in the session.

>> MR. HAASE: When I would like to do is public land provide additional or new information regarding this proposal. Before it gets started, are there any Commissioners who have not participated in public interaction sight with Turtle Bay? Everybody I think here has. I would like to pass to Leah Hong.

>> SPEAKER: Thank you. This is Lea Hong. As most of you -- or all of you actually been to property and summarize very briefly. So the transaction closed in October of 2015. Some of the wonderful resources that were conserved at fishing sites, public access 7 miles privately maintained in trails. Areas from the injured seals and nesting at both the areas of sea turtle. So a little bit about, of course, the point and wonderful things going on there but I just sort of a summary. You all have the map and handout -- here we go. Okay. So total of 634 acres were conserved by this project. There's about 568 acres in salmon color conserved in Hawaii. There are about 52.5 acres by the state here in orange color at the bay that are at least back to Turtle Bay resort, a nominal fee but Turtle Bay resort is obligated to maintain that property and open to the public. Then there are 12.5 acres, yellow mustard color, that are owned by the city in Honolulu and back to Turtle Bay with the obligation open to the public and collect trash and then in the far right corner here this .74 acres which is initially under conservation by the state and until the land conveyed to the City of Honolulu which is triggered by the resort development of the area excluded nearest the point. So the areas that are not colored are the excluded areas. The existing condominiums on east and west side, hotel site here, hotel site more and these areas also excluded dark in color. So that was titled 1985 additional units was reduced to these two hotel sites and about 700 units more or less. But what was conserved was all of these are 7 miles of trails that you walked or mountain bike in public has access to and there was an obligation under the 85 unilateral agreement with the city to provide public access and now that's doubled in actuality more. Don't actually monitor and there's no -- there's nobody at the bride shop, they just let people park. There's additional shoreline set back in this area and 150 shoreline at the pond, free golf at Kahuku high school golf team and I think that's basically it, summary. This is updated to current figures what the north shore community land trust has been doing at Kahuku point in terms of restoration. 2500 volunteers, over 9,000 volunteer hours, over 16,000 plants planted, over 12,000 pounds of debris were moved and over 105,000 basic planned or pounds of plants. Pretty impressive. Total cumulative impact in a positive way at Kahuku point. There's been albatross in the area. Several on the property itself and several known as Marconi site. Actually one still there and saw two along the coast. So that's kind of a nice thing. So just a reminder, plenty of sources, at least from the state side, were 35 million from the state and general obligation with annual debt service financed 1.5 million transient acts and 1.5 million restoration program and 2.5 million contributed by the Army through the program and agreement and land and same time Honolulu paid 7.5, so it was in total 45 million-dollar project. Alan couldn't be here. He apologizes. It is really next to their great work with volunteers with the community. Any questions?

>> SPEAKER: Excellent job out there with your partners. This is a landmark conservation with the State. I will say on side note I switch hats right now. I sit as executive director of the land trust and we have developed a partnership with north shore community land

trust to help share best practices and regarding coastal restoration work. I brought my entire staff out to visit Adam and Tim the day before conference on July 8 and get toured the site and see the work these guys have been doing. We also team comes to visit our restoration site and so we have been working together very closely over the past year especially on sharing and assisting each other. I was on the action group. Kudos to you and Adam for all the hard work with Tim. Any public testimony regarding the Turtle Bay project? Great. I hear none. And I will open the floor to recommendation regarding first the FY20 application process.

>> SPEAKER: I move that we -- this is --

>> MR. WARSHAUER: This is Rick. I appreciate and you save on all that you do with the legislature. Hear us grumble about debt service payment every year. We are glad to see the outcome and we are so appreciative that we still have something going. Thank you very much. In that regard thank you. I move that we take -- provide -- recommend one and a half million dollar service payment for fiscal year 2020 DLNR.

>> SPEAKER: I second.

>> SPEAKER: Any discussion? Seeing none all in favor say aye.

>> MR. WARSHAUER: Aye.

>> SPEAKER: If no one opposed it passes unanimously and recommending \$1.5 million for the Turtle Bay 2020. At this point we will take care of the 21 application. Interested in making that recommendation?

>> MS. WILTSE: I move that we fund FY21 at 1.5 million.

>> SPEAKER: Second?

>> SPEAKER: Second.

>> SPEAKER: I second the motion.

>> SPEAKER: It has been seconded. Call for vote on make recommendation for \$1.5 million debt service for FY21 for the board. Say aye.

>> SPEAKER: Aye.

>> SPEAKER: Unanimous ayes and no opposition votes, so motion passes for FY21.

Mr. Penn, do you have anything you would like to throw in at this point?

>> MR. PENN: With regard to this particular application the house speaker did introduce a bill last session that would allow the Legacy Land Conservation Program to make this payment on an annual basis directly through the Department of Land and natural resources without going through the Legacy Land Conservation Commission or the board. That bill did not get heard at the last legislative session, so it is basically still asleep in the water land in Hawaiian affairs committee. In the house it may revive again this year. It may not. There may be similar measures introduced this year. There may not. Soon tell on all of that, but the one thing that did occur when we came last year to the board is Chair is now authorized to accept the recommendation from the commission, so we don't have to go back to the board before delegating authority for the Chair to accept the commission recommendation. So that streamlines things for us a little

bit and hoping to get a little further on the streamlining down the road.

>> SPEAKER: Be wonderful if they take the debt service from the legacy fund and impacting and the staff. At this points move on to item three on the agenda which is Form Permitted Interaction Groups for Field Visits, Fiscal Year 2020 (FY20) and Fiscal Year 2021 (FY21) Applications for Land Acquisition Grants from the Land Conservation Fund. Section 92-2.5, Hawai'i Revised Statutes Board packet contains application summaries and planning calendar.so at this point I will hand over this section to Dave Penn.

>> MR. PENN: I do have extra copies of the handout of the board packet available. We have a lot of different pieces of information about the timing of the field visits, of the availability of the landowners and applicants, availability of the Commissioners and some other things that may help us to make logistical sense out of all of it. We don't necessarily have to schedule everything firmly today but the further we can get the better because we are on a very short timeframe this year with all the field visits in August. So it will just take me a couple of minutes to get those handouts distributed for those that would like a paper copy of that and then we can get started on hammering out -- most important thing that we have to do is assigned members of a permitted interaction group to each non-application by each location of the applications and to have meter selected and to be clear that the purpose of this -- of these permitted interaction groups is to investigate the location, perform the field visit and report back to the commission at the meetings in September. So that's what's required under the sunshine law that we cover all of those bases to interact.

>> SPEAKER: Something on the screen of the different projects.

>> MR. SINTON: Requesting the information on the screen for us. Passing out schedules here.

>> SPEAKER: Has that changed?

>> MR. PENN: No.

>> SPEAKER: Side note for fellow Commissioners my daughter went to college this summer so we will go to a college on 28th of August and

>> SPEAKER: 20th to 28th.

>> SPEAKER: I will be back the morning of the 29th.

>> SPEAKER: Not available.

>> SPEAKER: First week through the tenth?

>> SPEAKER: Not quite.

>> SPEAKER: Two through eight.

>> SPEAKER: Two through eight. List of the unavailable dates.

>> SPEAKER: I think I also have conflict from the 21st through -- to the 28th.

>> SPEAKER: I also have a conflict. I will not be available August 7th to the 16th.

>> SPEAKER: Any other Commissioners with schedule conflicts?

>> SPEAKER: Second through the 16th.

>> SPEAKER: 14 and 15.

>> SPEAKER: Commissioner Sinton will not be available August 14 and 15. All right. Dave Penn would you like to take the lead.

>> MR. PENN: Big handout 11 by 17 paper there are four pages and this is basically a summary of each vocation for application. Some for two fiscal years, some for single fiscal year. They are labeled as letter A through J. Reason for the ordering is mainly just my sense and teaching of geographic orientation and I was to start have the south and move north, so that's how it goes. Hawai'i last but not least. If you haven't had chance to review applications, basically the description comes from the same block in each application where it asks for sort of geographic and Federal description of the area. There's a lot more to it than what's in that one paragraph but that's how we can try to distill it down and seem to make sense for the purposes of visits. I didn't catch everything that just went on with people's availability but the idea here is to work off field visit summary sheet which is similar to the one we used last year where we basically designated a leader. Number two, three, four, up to four Commissioners with up to two alternates for open location. That's the most important thing to accomplish today and if we can zero in on the dates, that would be good as well. In the right-hand column those are the dates that we received from some of the applicants so far. We haven't received much information from some of the other applicants about what could be preferred what dates would be because everything contingent on landowner permission and applicant availability for us to be able to conduct field visit. So that's where the leader of the field team comes in. It is a lot easier for staff to work with one Commissioner on coordinating everything than the work with four to six Commissioners on coordinating everything. So it is preferable for us if we can have a single point of contact with each prevented interaction group and that that meter can help us to organize the rest of the group to make all the arrangements for travel and field visit. So we have -- I just wanted to point out we have three field visits in the district at three different locations that could be completed in a 2-day session with overnight in Ko'olauloa and there's other visit to Ko'olauloa and then we have three locations in Hana Maui and preferred timing for that is August 21. May be possible to do all of those three visits in 1 day and may be possible to combine that with overnight to Maui to do one or two of the other Maui locations. There is an airplane flight that leaves early in the morning and come back to Hana later in the evening and one thing we talked about with the applicants was doing the non-Hana visits day one and stay overnight and go to Hana next day on the airplane come back and that would be late return and one possible way of doing it rather than spending four hours on the road.

>> SPEAKER: Hold questions until we get to this.

>> SPEAKER: Single field visit on Oahu and no information on that yet and single visit on Kawela and Hawaii we have preferred date from one of the applicants and window that includes that date from another applicant is and I think it could conceivably be done in single day trip.

>> SPEAKER: We have questions from Wendy and Rick and then we can contribute.

>> MS. WILTSE: You said the leader is responsible for making the travel arrangements for the team. Is that correct? Could you elaborate on that?

>> MR. PENN: Travel arrangements and we do the actual billing of forms and tickets and all the staff does all of that. However, for those of you that may not be familiar with the process, if there's a rental vehicle involved or if there's overnight lodging involved, vehicle we can run but we have to know who the driver will be and then the lodging we have to provide the quotes for the lodging and two quotes for two different locations but the commission members actually have to make the reservation and pay for the room and then get reimbursed afterwards. So it is very important for all of these processes, even today's meeting, to keep all the receipts and you get the receipts back to the staff as soon as possible so get held up in processing the reimbursement, we have to do budget wise. So for the leader it would be more communicating with the members of the group which flights would work for the schedule and once we have the flight information we can go ahead and finish travel request forms and send them back out. So rather than having us communicate with four different Commissioners about the flight schedule we would prefer the leader help with that and send this back, here are the flights we need for this particular field visit and go from there. We will do whatever it takes but that takes a little bit putting this together.

>> SPEAKER: Identifying the hotel. Was it in the hotel or did we get kicked off?

>> MR. PENN: If we can include the preferred lodging location in our -

-

>> MS. WILTSE: Who's we?

>> MR. PENN: South. On the travel request form we have to identify option one and option two for lodging and get a price quote for each of those. So if there's a place that group decides, you know, this would be the best place to stay and help figure that out, then able to stay somewhere else and the price we can reimburse is going to be locked into those quotes that we get.

[LAUGHTER]

>> MR. PENN: Yeah, yeah. Most important message there is that Commissioners pay up front for the lodging and then get reimbursed afterwards. So we need all the receipts. Unless you're staying with a friend or something like that and that's another option that we can check off on the form or if there is a possibility that applicant or landowner will provide lodging but that becomes ethics situation and there's a situation process that Commissioners participating and have to go through. Great question. Wendy, do you have anything else?

>> MS. WILTSE: No, thank you.

>> SPEAKER: Do we have to do two quotes? There's too much too fast. The other question was when you were talking about dates, I wasn't sure which -- I think it was on which project you were referring to. Rana is here and she is the contact on those three applications, so thank you for coming and maybe you could answer that better than I can.

>> SPEAKER: I think write on this form either August 24 to the 25th or the 31st to the first. For the top three projects Ko'olauloa and Kawela and locations are remote so take a while to get to and all that up for the check to do it but other thing is I'm not sure if the Commissioners are on the weekend so we are open to like Monday and Fridays too to accommodate so many different schedules.

>> SPEAKER: You said the dates that are listed here, 31st and first -- I see. 24, 25.

>> SPEAKER: Weekdays are preferable.

>> MR. PENN: I also wanted to note that Kanoe and not here at the second half. For Kauai I didn't get any preferences and Kanoe she preferred to be on the Hawaii island visits and I can't remember the other one, I didn't write that one in the e-mails. So I want to add that to the mix when selecting groups.

>> SPEAKER: One other question. I don't know if now is the time but how did this get to Hana? Complicated. But catch a boat?

>> MR. PENN: Or drive.

>> SPEAKER: Old age.

>> SPEAKER: Do you know what time the flights go?

>> SPEAKER: One in and one out, morning.

>> SPEAKER: About 7:30 and after six in the evening return.

>> SPEAKER: We are going to do 1 day. Is that correct?

>> SPEAKER: That's one option that we talked about. They are fairly close together, all on the coastal side and then what we talked about was if Commissioners were available for two days in a row, come in the first day one or two of the locations and then stay over and make it easier to catch that earlier flight. That's just one alternative and depending how this works out, that way.

>> SPEAKER: Just a little question here on visit summary alphabetized, list here, on correspondence. Look like here Ko'olauloa.

>> MR. PENN: Looks like J and K --

>> SPEAKER: Got switched. Okay. And would you like -- certainly volunteer 1 day visit to the island of Hawaii. Recommendation would probably be to do trip first, Honolulu fishpond and I have questions about the application but certainly willing to do that and looks like the 16th ideal day would be for applicants and ideal day for me.

>> SPEAKER: Thanks, team leader, appreciate your insight.

>> SPEAKER: Jacob?

>> MR. TAVARES: This is Jacob Tavares. I can be sight leader for the west Maui, west and south Maui visit so that's JHI and I can be

flexible and probably do depending on how we go with sight visit because it is a huge property, that could take all I did or that could take, you know, two hours and Maui visit. Only take about an hour. So anyway, I'm happy to volunteer the leader of that group.

>> SPEAKER: At this time let's go ahead and complete the team leaders for each of the island projects and then we will go ahead and do the rest.

>> SPEAKER: Able to be a team leader.

>> SPEAKER: At this point I would like to -- sunshine rules and conflict of interest purposes notify the commission that -- executive director for the trust and organization trust for public land, probably project for us and I do know that testimony and discussion for the project meeting and notifying commission and recusing myself. As per my ability to participate I will give staff to advise the situation.

>> SPEAKER: We can park and guide us.

>> SPEAKER: It would be best if I recuse myself from all of this project and notify the commission that I'm not participating regarding item A.

>> MR. PENN: As we discussed in other meetings, the commission staff including the deputy Attorney General does not advise the Commissioners about ethics matters. Basic instruction is to consult with the state ethics commission. Informally they have a phone number, they have a lawyer of the day that will help to answer Commissioner's questions about a particular situation and we basically ended up -- leave it up to the Commissioner to decide what to do because the ethics matters are not directly matters for commission staff. They are matters that are directly for the individual Commissioner. So I don't know whether which has or has not consulted with the ethics commission but, you know, where there's a gray area I would just say it is probably cleaner to just be conservative about it.

>> SPEAKER: I will just acknowledge I discuss this with Dave Penn and all-purpose I feel it would be best to not be in the project and making progress.

>> SPEAKER: Are we done with that topic?

>> SPEAKER: Yes, we are.

>> SPEAKER: I have a comment.

>> SPEAKER: Here.

>> SPEAKER: I didn't ask and a situation and said primarily if have no financial interest in it and not strong restriction. It was more and make a decision but in terms of participation and sharing information that was not a meeting issue at all. I would certainly suggest you consider you know the area, we don't, it is not an area to find out much about probably --

>> SPEAKER: I think the Commissioner appreciates your thoughts on the topic. My organization has very qualifying personnel and know this very well and happy for those members present to lead the tour and ask questions along the win.

>> SPEAKER: I would like to volunteer to be the leader.
>> SPEAKER: Anybody have comments on that?
>> SPEAKER: My schedule is pretty crazy. Eventually the 26th, 27. I will be awake. I will leave the state. So I'm confirming.
>> SPEAKER: Volunteer.
>> SPEAKER: Volunteer to be the lead on one or two of the sites, not all three.
>> SPEAKER: I would like to volunteer to be the leader.

>> SPEAKER: Since I'm the representative for Maui conservation, also -
- I did have leader of the project last year and also take meeting Hana site visit. Which one do you want?
>> SPEAKER: I'm not familiar with individual projects so doesn't matter to me. How about we have you do G. Butch will do E and F and that's the same group. Remaining south point projects and comfortable with just with all of those association projects?
>> SPEAKER: You want to do the rest of the projects as well.
>> SPEAKER: I will take one.
>> SPEAKER: Commissioner Sinton, you want to do the remaining one?
>> SPEAKER: Sure.
>> SPEAKER: I was going to do where I have been twice.
>> SPEAKER: I have been there twice too.
>> SPEAKER: Kanoe.
>> SPEAKER: Did she do it last year? I can't remember.
>> SPEAKER: We went last year. Supposed to come but didn't. That leaves Kawela project and we have team leaders for all the site visits. Let's go ahead next and fill out the teams. David is chomping at the bit to say something here.

>> SPEAKER: Volunteered and end we will need a motion to formally establish interaction.
>> SPEAKER: Interaction groups with the **beavers** and so on and discussion and marking down on the sheet.
>> SPEAKER: Do you have a comment?
>> SPEAKER: My was county?
>> SPEAKER: Yes.
>> SPEAKER: I have another question.
>> SPEAKER: **Honolulu** foundation, is that the same one as last year?
>> SPEAKER: **Honolulu** was recommended and came in basically in the fifth place last year and what we were able to do, it was not within the commission's recommendations for the funding. It fell aligned but at the end of the fiscal year we were able to determine we had sufficient funds available to give partial award to Honolulu so right now they have board approved and governor approved award at \$50,000. So this year they have applied for the additional \$600,000.

>> SPEAKER: So the other -- we got three different leaders -- I know we have three different leaders so might as well assign the other leaders. Those should be -- those three should be topics.

>> SPEAKER: Question is for each of the leaders are you able to do a 2-day trip and stay overnight? I believe it was that was the longer 1 day visit and on two on the other day.

>> SPEAKER: August 31st and September 1st.

>> SPEAKER: I'm available August 31st and September 1st.

>> SPEAKER: Available August 31st to September 1st which is a Saturday Sunday. So we will have Kanoe down but I think we should set up alternates.

>> SPEAKER: I'm totally confused. How many do you have?

>> SPEAKER: Each one -- Kanoe is lower island. John Sinton Rick Warshauer.

>> SPEAKER: I was confused. If each of the proposed leaders go there will be active participants for trip. Volunteer for alternate, I can do that as well.

>> MR. PENN: Actually D is on Kona side, so that's on a different schedule.

>> SPEAKER: Actually don't have that available.

>> SPEAKER: I talked with people about that one and knowing what **Kabu** schedule was to see, you know, if potentially that same week would work and we might get additional folks that could go on multiple visits during that week. But maybe for now we should focus on the ABC and see -- so we would have John on visit and I would like to include Kanoe as four or alternate and anybody else that had like to be number four alternate but that's for discussion.

>> SPEAKER: I'm willing to be number four and alternate. Really willing to be the fourth person on the trip. I'm available 31st through the first.

>> SPEAKER: Number four and then Kanoe will be the alternate number one. Alternate number two. Lead alternate number two. I will put myself down because I was part of the association. Other ones in the -- ABC are filled out. Three team leaders, plus Beryl plus Kanoe and go ahead and move down to D, which is the **Hanoi** project. We propose nominate Kauai. Put Lucas down as number two.

>> SPEAKER: She is lead on that?

>> SPEAKER: No, Kanoe will be the lead. I love nominating. Who else did not show up? [LAUGHTER]

>> SPEAKER: John, have you been? I would recommend going.

>> SPEAKER: Project come up for multiple seasons. So, you know, most of us have been part of the same visits in the past, so new Commissioners, I think with opportunity to experience. Dates are very flexible. Put down as matter of potential. Beryl, you're number three. We need one more member. At this point any other Commissioners that are dying to go back into this project? I would just suggest right now that we -- we will just leave it as a three member team at this point which is sufficient.

>> SPEAKER: Alternates and need to do it now.

>> SPEAKER: Commissioner Mr. Warshauer expressed need to happen now. Anybody like to be included in alternate. Jacob Tavares nominating himself for alternate one. I will be looking at August 30th on this one. So know there are volunteers at this time and alternate one I

think it is sufficient to move on to the Maui project. We will go to E. We are going to take a short break and Dave Penn is going to check in with absent Commissioners and availability and participation. Let's go ahead and take a 10-minute break at this point. Is that sufficient point, Dave? We will take the 10-minute break and reconvene around 11:35.

(break.)

>> MR. PENN: All right, Commissioners. Did everybody have a wonderful break? Okay so it is now 11:48 and we are calling this meeting back to order.

>> SPEAKER: At this point he will go ahead and complete the teams and Dave was recommending. Dave, do you have a recommendation when it will occur?

>> MR. PENN: Yeah, see how far we can get on this and if we can last through this or stop in the middle. I did check on my messages from Kanoe Wilson, Commissioner from Hilo and preference after August when she comes back. She is on fantastic educational voyage to the United Kingdom.

>> MR. HAASE: Great. So let's move on to our Maui projects. By the way, this is Mr. Haase, Vice-chairperson. Wendy would like to be put down.

>> SPEAKER: I'm interested in two. Put down John Sinton.

>> SPEAKER: Who's the lead at Hana ones?

>> MR. HAASE: Jacob, you want to be involved? Right now one last open slot.

>> SPEAKER: Sorry, what letter?

>> MR. HAASE: J. Two hot projects filled out.

>> SPEAKER: They can take more. We got three.

>> MR. HAASE: So I'm the lead on the two. So Wendy, John, Rick.

>> SPEAKER: So you will not lead G?

>> MR. HAASE: Wendy offered to lead G.

>> SPEAKER: Are you planning on doing two?

>> MR. HAASE: We could probably do all three of those in the same day. I will be in group four.

>> SPEAKER: First three filled out except alternate.

>> SPEAKER: Do you want to be alternate?

>> SPEAKER: Sure.

>> SPEAKER: Alternate one.

>> MR. HAASE: 8-1 to 8-7.

>> SPEAKER: I asked for later date because of potential difficulties and approve that quickly so preferred date is August 21 and 19th and 20th are also possible. That was the latest information I got, H is applicant name here.

>> SPEAKER: August 21, 19 --

>> If I'm going to be the lead on E and F it would have to be Monday August 19th.

>> SPEAKER: I can do Monday, August 19th.

>> SPEAKER: I can too.

>> MR. HAASE: I will put you on my schedule. Okay. So we will see if there's alternate number two for those. That one is filled out.

>> SPEAKER: For the dates we have committed slowly so can mark.

>> SPEAKER: Date rack given and bold number is confirmed date. Can see that.

>> SPEAKER: Wrap it up at the end and go through it one-by-one.

>> SPEAKER: Mean on Sunday.

>> SPEAKER: Monday, Tuesday. Right now only date confirmed is 19 -- get back to that.

>> SPEAKER: Finish filling out the team projects. Any other Commissioners interested?

>> MR. PENN: It would be good although some point to remember Kanoe and Kawela and these two are pretty flexible. Any members that would like to be on those? Maybe go ahead and assign absent members? Commissioners in agreement? So team number three or H and I will be Kanoe Wilson and team number four Ms. Kawelo. It would be --

>> SPEAKER: It is 1 day.

>> SPEAKER: Doesn't have to be.

>> MR. HAASE: So on Monday --

>> SPEAKER: Not Hana.

>> MR. HAASE: Two separate days.

>> SPEAKER: Looking at this the two separate days. Hanal day, gotcha.

>> SPEAKER: Means other Maui visits mean on the 18th or 20th.

>> SPEAKER: 20th.

>> SPEAKER: Dave was saying they could be completely separate -- did you say this the Kanoe and Kauai had restrictions?

>> SPEAKER: Only time they are available.

>> SPEAKER: I could be alternate.

>> SPEAKER: Other thing to mention is rough calculation is we have 13 locations and four Commissioners per location so that works out to 52 opportunities than if we divide that by nine then we are at five per Commissioner beyond -- to be on the -- in the leader four position. That's not a requirement, that's just a guideline.

>> SPEAKER: 20th work for you.

>> SPEAKER: For which?

>> SPEAKER: For both south Maui visits?

>> SPEAKER: I have very few commitments.

>> SPEAKER: Propose date for this?

>> SPEAKER: Just because it comes and that the day forks for me.

>> SPEAKER: How did we do for Wendy because she is doing visits.

>> SPEAKER: As long as it is not too much.

>> MS. WILTSE: I can make it work.

>> MR. HAASE: Let's put down H and I, 8-20 scheduled date.

>> SPEAKER: On logistics -- no, not yet.

>> SPEAKER: They will open --

>> SPEAKER: I still don't --

>> SPEAKER: So we have myself.

>> SPEAKER: Any time to catch the Hana flight in the morning.

>> SPEAKER: Coming out of Hilo problems last year. Other Maui one is the day before.

>> SPEAKER: Confirm these.

>> SPEAKER: So you guys are looking at 19th, right?

>> SPEAKER: Sunday.

>> SPEAKER: Sunday the ninth.

>> SPEAKER: Sunday 18th and would be the other option.
>> SPEAKER: 1 day is -- or I could come over the night before.
>> SPEAKER: Why don't we do it that way.
>> SPEAKER: So we need one more alternate for H and I.
>> SPEAKER: I'm also concerned because if Kanoe and Kauai not available
--
>> SPEAKER: That's the latter half.
>> SPEAKER: Rick has one of the alternates. So we need one more
alternate. I would like to say this is going to be a really cool site
visit.
>> SPEAKER: I would love to with Maui guy. H and I. Two alternates.
Yourself -- myself, Wendy, Hanoi and Beryl.
>> MR. HAASE: On logistics for the Hana visits I imagine that the
staff will be driving into Hana to Honolulu for that.
>> SPEAKER: Day before.
>> SPEAKER: Of. That's a Monday workday for them. We will leave that
for Butch and Wendy to work out.
>> SPEAKER: So lock as staff could meet us at the airport.
>> SPEAKER: Do we have option of staying over Sunday night. I'm Chair
today. What I say. Completed eight and team members for H and I.
Let's move on to the Oahu project. J.
>> SPEAKER: Let's call it K.
>> SPEAKER: This is what we will use.
>> SPEAKER: J.
>> SPEAKER: Call it K.
>> SPEAKER: All right. Ko'olauloa. Kauai leading that. Any other
Commissioners? John Sinton. Anybody else?
>> SPEAKER: I will be alternate. Hi'ilei you're alternate one.
>> MS. WILTSE: I will be alternate number two.
>> SPEAKER: Kanoe number three.
>> MR. HAASE: Kanoe number three.
>> SPEAKER: Three plus two.
>> MR. HAASE: Let's leave it for that right now.
>> SPEAKER: Determine a date for now.
>> SPEAKER: Doesn't matter.
>> SPEAKER: Let Colleen decide.
>> SPEAKER: We don't have a date.
>> We like to confirm dates.
>> SPEAKER: Great grand chapel.
>> SPEAKER: Let's move on to J.
>> SPEAKER: I volunteer.
>> SPEAKER: Don't have a date.
>> SPEAKER: I believe it has to be either 26th or 27th.
>> SPEAKER: I will be doing a little juggling but 27th. Moving on.
Commissioner interested?
>> SPEAKER: I can move on, I think you.
>> SPEAKER: Alternates?
>> SPEAKER: I can be alternate.
>> SPEAKER: Didn't get the fourth.
>> MR. HAASE: John.
>> SPEAKER: Who's before that?
>> SPEAKER: Pearl.

>> SPEAKER: Who else?
>> SPEAKER: Rick.
>> SPEAKER: Looks like it would be 27th of August for Commissioners.
>> SPEAKER: Become alternate.
>> SPEAKER: Wendy, you're now on six.
>> MR. HAASE: Prohibiting you from joining other teams.
>> SPEAKER: I will have to step out. Can't do the Kaua'i trips.
>> SPEAKER: We will move on to Kaua'i trips.
>> SPEAKER: Looks like 16th.
>> SPEAKER: Yes.
>> MR. HAASE: Let's see here.
>> SPEAKER: I'm not sure if they will be available.
>> SPEAKER: 16 when they get back. Not back yet.
>> MR. HAASE: Okay, I am available on the 16th.
>> SPEAKER: Is this for L?
>> SPEAKER: L and M.
>> MR. HAASE: Long hall for you.
>> SPEAKER: You're on the 19th.
>> SPEAKER: I will make slots available for other Commissioners.
>> SPEAKER: Volunteer.
>> SPEAKER: Volunteer. Started at the top.
>> SPEAKER: Volunteering right now.
>> SPEAKER: Right now leading the two Kaua'i trips and three others
and site going to be on Friday August --
>> SPEAKER: Both August. Let's confirm 16th because that's kind of
easy. Any other Commissioners interested in participating in the
Kaua'i trips? You're out. Okay.
>> SPEAKER: Should we try?
>> SPEAKER: I see that.
>> SPEAKER: May be flexible.
>> SPEAKER: Go to later date?
>> MR. HAASE: I will step up for Friday 16th so Beryl and I can commit
to the date for the alternate. So team member for the projects will
be Earl and myself on August 16th. We could put Kauai and Kanoe as
alternates but I think that's outside their timeframe we will put them
on there as alternates. So filled out we have confirmed dates for
Kaua'i, Malachi.
>> SPEAKER: What's the date?
>> SPEAKER: 8-27.
>> SPEAKER: What is the rest of the team for LMN?
>> SPEAKER: That's it.
>> SPEAKER: You want to go, Rick? Kind of maxed out. If you want.
Rick?
>> SPEAKER: If they will stay blank, L and M will stay blank. No
volunteers. Might not be. Alternate. Put you as alternate.
>> MR. HAASE: We will put you down for slot three with the
understanding.
>> SPEAKER: Talk about a long hall.
>> SPEAKER: A little more direct.
>> SPEAKER: In the chance that those dates are flexible and M is, you
know -- very interesting location and available.
>> SPEAKER: Just put you down anyway in case it changes.

>> SPEAKER: If the date changes the following week and more flexible. If they have available dates.

>> SPEAKER: Changes the following week we will get the slot.

>> SPEAKER: Yeah.

>> SPEAKER: Yeah.

>> MR. HAASE: I will put you down as number four, Jacob. So to the Kaua'i trip we have Beryl as leader L and M for myself Rick and Jacob as team members, Kauai and Kanoe and currently planned for August 16th but should the date change I will let you know.

>> SPEAKER: We don't have a date for Ko'olauloa.

>> MR. HAASE: That's right. Let's go ahead and confirm the team members for each of the site visits and then we could have team leader. We have a list here. Applicant A we have the team leader with John, Rick and Beryl as team members and Kanoe and myself as alternate. Want to vote -- all right. Or applicant B we have Heli as leader, Rick, John, Beryl as team members and Kanoe and myself as alternates and C and we have Rick John and Beryl again and Hi'ilei as team members with myself as alternate. D we have Kanoe as leader with Kauai and Beryl as team members and Jacob as the alternate. For E -- I got that -- so for E in Maui, myself as team leader, Wendy, John and Rick as team members, Jacob and Hi'ilei as alternate. F, myself as team leader and Wendy, John and Rick as team members with Jacob and Hi'ilei as alternate. G we have Wendy as team leader, John, Rick and myself as team member, Jacob and Hi'ilei as alternates. H south Maui Jacob, you're the team leader, Wendy, Kanoe, Rick Beryl alternates. I west Maui Jacob team leader Wendy Kanoe team members and Rick and Beryl alternates. Jay team member and Wendy, you're team members. John and Jacob, you're the alternates. K we have -- Kauai as team leader, John, Kanoe, Wendy alternates. L Lulu Beryl as team leader, myself and Rick and Jacob as team members. Hi'ilei and Kanoe as alternates and then M team leader, myself, Rick and Jacob are the team members and Hi'ilei as alternates.

>> SPEAKER: I have a correction. On J I think John and I switched. I'm a team member and John alternate.

>> SPEAKER: Yes.

>> SPEAKER: Could you repeat J and K?

>> SPEAKER: J -- Mapulehu Hi'ilei team leader and Rick, Beryl and Wendy team members and John and Jacob are the alternates and Kawela Kauai team member and John and Hi'ilei and Wendy alternates.

>> SPEAKER: Is there a minimum number of team members for each site?

>> MR. HAASE: Answer is yes and we need at least one Commissioner. No more than four. All right? Any other questions? I recommend that these are the teams site permitted in interaction group to investigate the applications with the leaders and members and alternates. Christine Davidson is whispering into my ear. All in favor.

>> SPEAKER: Aye.

>> SPEAKER: Aye.

>> SPEAKER: It passes unanimously.

>> MR. HAASE: All right, everybody, thank you for moving through that efficiently. At this point I propose we break for lunch. All in favor.

>> SPEAKER: Aye.

>> SPEAKER: Aye.

>> SPEAKER: Let's plan on meeting back here within the hour. Kauai.
(lunch break.)

>> SPEAKER:>> MR. HAASE: We are ready for official business. Back to order at 2:02 p.m.

Resuming 67 we are down to item number four a discussion only item. Process, priorities, and criteria for reviewing, ranking, and recommending land acquisition grant awards.

Sections 173A-2.6 and 173A-5, Hawai'i

Revised Statutes; Sections 13-140-19, -20, -22, -25, -28, and -39, Hawai'i Administrative

Rules

Board packet contains guidance materials and sample forms. Dave Penn will discuss these in details.

>> MR. PENN: Announced earlier we have to be out of here by 4:00 so our objective is to end the meeting by 3:45 or sooner. The purpose of this agenda item is just to get a head start on what will happen at our meetings in September. Our meetings will be September 4th through 6th in Maui at Division of Forestry and wildlife base yard which is right near the airport. We haven't come up with final schedule yet. I have to work with the applicants and see which day's work in particularly non Maui applicants for them to come over as stated in the meeting. Most likely it will be half day meeting on September 4th and then the full day meeting on the fifth and sixth and that's part of the reason even though we are missing a couple Commissioners, I wanted to have a little refresher on the process that we use for reviewing ranking and coming up with the recommendation for the applications that we are going to be looking at. So if between now and then you have any questions about this process, contact me about it and we can talk about it some more. And the sheet is one many of you have seen before is basically the condensed highlighted and version of the two main portions of governing authorities that direct our review of the applications. So on the left-hand side is the statutory priorities which are mandatory number one through six and number 13 parts so actually consider there to be nine different priorities in that box there. The highlighting is my own looking at sort of positive values in the green and potentially threatened values in the yellow and red and, you know, those are the words that I key in on when thinking about these priorities. The qualitative measure of exceptional value or in danger, for example, and then the resource value of either green or in bold color what looking at in the review process. Then on the right-hand side are the criteria from our Administrative Rules that also govern Commission. However, these are not mandatory. These are discretionary. The rule reads that the Commission may consider. Of course, based on recent experience we think it is a good idea for the Commission to explicitly consider as much of this as possible for the record of decision-making but we don't have a score sheet that actually asks you to measure each one of these items, either on the priority side or the criteria side but criteria on the right-hand side, the completeness of the acquisition application, that's one that prior Chairs have focused on quite a bit

and these are all known to be applicants and hopefully will be expressed in the application and as you proceed with the investigations for the field visits and applications, these are the kinds of things that you can keep in mind if there's something that seems to be missing or not or not expressed in the application. These are sort of kinds of things to ask the applicants about during the permanent interaction process and then to include the answers back in the report to the full Commission when we get to the meeting in September. Then the box on the lower left is just a brief summary in the green ranking form for applications. That's the rankings system that we have been using. Each application is generally receives one, two, three or four, whole numbers only. No fractional numbers and custom is only can be one five out of all the applications that you're ranking. There's been some debate about that in the past and how the score sheets come out but that is the preferred practice. That was developed by previous Commissioners when first came up with the scoring system. Then I just updated the statistics for the program that will go into our next annual report to the legislature which is in about a month for now in that form. And so our new totals are nearly 100 applications ranked by the Commission over the life of the program. 66 of those are roughly two-thirds approved by the board of natural resources and almost all of those approved by the governor and 32 completed, 15 pending completion and the discontinued number has gone up quite a bit in the last couple years. That's now at 16. So if you add 16, 15 and 32, that adds up to the 66 applications approved natural resources thus far and hopefully we will have several more completion come out within this fiscal year. Correct. Right. That was application by nonprofit.

>> SPEAKER: In particular fiscal year.

>> SPEAKER: Was it term?

>> SPEAKER: Basically how it is run. Application didn't go anywhere.

>> SPEAKER: That's not happening.

>> SPEAKER: Once. So that is the outline that I have for that and what we typically we pass this out at decision-making meeting.

>> SPEAKER: Version of this.

>> SPEAKER: Commissioners think through the process and everybody else and then the other items that we have in the packet --

>> SPEAKER: Technically not to beat a horse that I hope doesn't come back to life, but technically that's another step here. We make a recommendation to -- from legacy and then DOFAW, so timeline it sounds like we rank them and then board proves and it is another step before the board. Sore subject.

>> SPEAKER: Duly noted.

>> SPEAKER: Yes and other forms that you have is the Commissioner rank form would be the next one. Commissioner ranking form. One, two, three, four, five for each application. It may not look exactly like this at the September meeting. There's chance someone will not be there and this will be generally what we will be faced with after two and a half days of discussion when we get to the point of having heard all the reporting and all the testimony and all of the discussion and

it is time to rank the applications and we have -- I believe it is 11 or 12 applications to rank in school year.

>> SPEAKER: Question?

>> SPEAKER: After rank FY20 do we then remove the fully funded projects from FY21 ranking?

>> SPEAKER: That's a good question I haven't thought about and because we know what budget is for fiscal year 20 limitation and roughly \$3.2 million for 2020.

>> SPEAKER: Can you discuss this? I would like to know where the projects are.

>> SPEAKER: Okay, hold that thought. There may be situations where applicant applied for both years but really better situated for one or the other fiscal years in terms of timing of the acquisition, so I think I will have to think about this but the -- it would make sense to say okay, the top for let's say -- add up to \$3.2 million or less not been thanked or into the FY point or still choose the backup contingencies. I should check with the attorney general in that.

>> SPEAKER: Any of these double-dipping.

>> SPEAKER: Haven't seen an example in that so far and amounts requested appeared to be the same for each of the two fiscal years and made a sheet and included application once and included fiscal year in the first column in big paper. Usually it works is full funding and last place application and partial funding because that's all that stuff within the budget.

>> SPEAKER: One of these has ask greater than a budget.

>> SPEAKER: I think that's a mistake in the application I didn't talk with them about. Those are the kinds of things that can be discussed with the applicant during the commission's investigation and one thing that happens in September is that applicants get question, there's discussion and that is an opportunity for the applicants to actually change some of the information and amount of matching funds and what we wind up making recommendation on may not be exactly the same as what's been pulled out of the application and have opportunity to make adjustments and recommendation. So those are -- there's ranking form -- simple ranking form within two years and thought maybe it would help you to have these things going through on application and then other sheets are the Commission rank and tally sheets for each of the two fiscal years and this is where we actually start on second page and we add up the rankings for each Commissioner for each application and give it as total and divide by the number of commissioners provide rankings because we don't always get all the commissioners participating in the ranking for every application and so from that we get the average ranking and once we have that down for each application we have that and that is the final result before we get to recommendation and order of ranking for the applications by the whole Commission based on each Commissioner ranking input. Other sheet you have is sample recommendation and copy one we use for last year and recommendation anyway, Commission wishes and this is just the and

through ask commissions and again, based on something to help to get prepared for the meeting and if there's questions or discussions.

>> SPEAKER: Discussions or comments this?

>> SPEAKER: My question is this is the time so I will repeat the question I had before. Do we know budgets for anything? We know, for example, for our -

>> SPEAKER: For fiscal year 19 we were successful for basically the first time ever in having the legislature give us an increase in the spending ceiling. So this past fiscal year was a banner year for awards, but however, even though we changed the strategy for fiscal year 19 and seemed to work we continued with strategy for '20 and didn't work. For fiscal year 20 and fiscal year 21 of the biennium we are back down to historic down to \$5.1 billion per year and we take 1.5 million off the top of that and we take a maximum of 5% of the revenue from the conveyance tax from that which assuming \$6.8 million which is the maximum revenue, that's \$340,000 and usual low we spend less than that and use that as a figure, maximum allowable administrator cost and this year we will have quite a bit of travel and so on but we are capped at 5% and can't spend more than that on administrative costs. Once remaining I believe rest is \$3.2 million looking at right now and advertised through the applicants expect \$3.2 million to be available in fiscal year 20 and \$3.2 million or more to be available in fiscal year '21 depending on budget requests which we start putting that in in October after we have the Commission's recommendation on the funding and what does the condition recommend for funding for year '21?

>> SPEAKER: In the past we were discouraged for making recommendations for projects beyond the budgeted amount and so since we are going to have the recommendations, the recommendations could use to potentially help increasing funding by '21. How do we get around the issue of not being able to recommend more?

>> SPEAKER: At the program level and at the division level and at department level, we responded to auditor on that. Our position is Commission can recommend whatever it wants to recommend, only a recommendation. Does not necessarily have to be limited to the amount of funding available and because we are doing this new process of getting recommendation, the whole point of that that is to be able to get the legislature justification for any increases above the existing spending ceiling or to increase the spending ceiling in future years to levels that would accommodate recommendation at some level. So we are pretty firm on that and popular.

>> SPEAKER: Rank them.

>> SPEAKER: Just rank them.

>> SPEAKER: Yeah.

>> SPEAKER: Whether we got the cash or not we rank them by what we think is deserving. Rest of the State government figures out what they can.

>> MR. WARSHAUER: I was wondering how much supplemental funding and how many different pathways they can request. Put in for CIP and this

is the project. See that? Wondering if it is the opportunity for more of that. Typically targeted.

>> SPEAKER: Department also responded to that component of the auditor's report. Any state agency that is authorized to hold and manage property is eligible to apply for grant from the Land Conservation Fund and eligible to submit improvement project budget request to the legislature which is where the \$1 million came from and legislature also approved along with that \$100,000 for Hanoi and before that \$3 million project that did not come before -- that did not get recommended by the Legacy Land Conservation Commission and forestry reserve land division there and that is not something that I work on, that's something the state agency programs and the DOFAW branch managers and program managers work on as another component of the state budget process. My only role in that is to respond to questions about if we are able to get this much for this CIP acquisition and that much for that CPI acquisition one would be impacted at the fund and I have to provide information and other than that I have no role in the policy making within DLNR and what actually goes into that component of the final executive budget request or anything that happens thereafter. It was suggested or discussed in I think one of our previous meetings the question of whether or not the Division of Forestry going through that alternative and consulted on that and questions that it is not the current practice and if we wanted to make it into a practice it would be best and one of the recommendations that specific recommendation but a recommendation to handle somehow change the way that we do that.

>> SPEAKER: You are going in for a CIP and gets funded and those funds are from the Land Conservation Fund?

>> SPEAKER: Not always the case. It is up to the department to decide initially what the ask will be and could be from the Land Conservation Fund and could be from general fund and from somewhere else and then legislature has the opportunity to change that funding during the legislative funning process. That's how the first one happened. I was working in different position at the time. I put together a CIP request format and what would happen if we took from the Land Conservation Fund instead and pathway and basically gave it to us and then being slapped for using it and that worked and then let's try it again.

>> MR. WARSHAUER: When we take it from Land Conservation Fund is it outside of what we have so doesn't compete? Second can this be considered for any application.

>> SPEAKER: I've not sure if I understand the question. If it is a CPI acquisition and tagged to come from the Land Conservation Fund through the CIP pathway and still comes out of the unencumbered balance of the fund and when we get to September I will, you know, show you more complete budget table but problem right now is even though going into fiscal year 2020, the cash balance has still not transferred over from fiscal year 2019 and we still don't have even all the years on how much interest earned on the \$6.8 billion that accrued last year. Apparently there's a backlog last year in budget

and finance and I haven't even been able to pay for this meeting room yet but we are good for it.

[LAUGHTER]

>> SPEAKER: That goes on the E card. Anything else on that? Well, the second part -- that's for the division to side. That's outside of the process for right now what the division decides to do in requesting CIP requests. We started out one that wasn't even one in subsequent year I think division put in five and one succeeded and put in two and both succeeded so I think can't disclose on strategy on that and what I think the strategy should be but, you know, that's a question strategic analysis of each budget cycle.

>> SPEAKER: When we get application, for us to ask them and presenting it if they have the opportunity and would take the opportunity to have separate and take out and cut off.

>> SPEAKER: I think it would depend on how the question is because although we may have a budget request going in in the division level still has to go through the department and governor and in general division cannot reveal anything about that until it has been approved by the governor to put in the budget request and depending on how -- when we meet in September budget requests are just starting to be formulated, so I can't tell you how other people in the division would decide to answer that question. You can ask whatever you want but I don't know what kind of answer you will get -- answer you won't get put in million dollars, won't get answer like that.

>> MR. SINTON: I think we want to be fair of all applicants as we can and I think we can ask any applicant what plans do you have for matching funds or resources you have, et cetera and recap applications. I don't think we should single out any applicants or special questioning.

>> SPEAKER: Any more comments? Let's move on to next agenda item. This is five discussion only.

Scope of Work for the Resource Land Acquisition Plan.
Section 173A-3, Hawai'i Revised Statutes.

>> SPEAKER: We had discussion of this at previous meeting and since we have a little time we thought might be good to continue the discussion. There was a lot of good discussion on this. I went back to the transcript of that meeting and I just put together one page of some points that I pulled out. We have note takers, not the transcribers, so it is not quite robust as notes and I haven't gone back to listen to the tapes yet but I thought this would be helpful and one of the projects that has been working on as researcher who's partially funded through the land of conservation fund in the Division of Forestry and wildlife is to pour through the other plans that are out there that may contain guidance that could be incorporated into the resource land acquisition plan. If you look at our statutory and administrative authorities, it does mention that department may rely on plans and studies of other entities that are out there and help us putting out there the resource plan. So Casey offered to give a very brief update on how the research project is going. On our website we have a list of many, many plans that are likely to contain this

information and next step is what does each one of those plans say that could theoretically be pulled into the resource land acquisition plan framework.

>> SPEAKER: I'm Casey with division of forestry and wildlife and trying to pull out language -- resource land acquisition because every management is so specified it is so hard to find that are common things of all so basically right now it is a very compilation of little tidbits that have been taken from just very small amount listed on the website so can't even say it is like a skeleton, random pile of bones on the table going to be assembled and can actually be used. But I think there are a lot of really good things that support that land acquisition resource management. It is important. So looking at all of that background information I think there's a lot of promise is to how we can further proceed in the plan. So yeah, that's basically all I have right now. It is basically just like Dave said, combing through the different management plans that would be helpful to us.

>> MR. PENN: I will put you on the spot. Anything that you have found that stand out so far?

>> SPEAKER: Specific to?

>> MR. PENN: Whatever is in the pile of bones.

>> SPEAKER: Well, just a lot of them address a lot of issues that we currently consider like the fact that coastal lands are very at risk, climate change and taking into account things that are also concern.

>> SPEAKER: I think it is interesting that you said that because that was one of the points that came up in the previous discussion. I think it was Rick who mentioned that, you know, if we say that the coastal lands are a priority and then the seas rise and coastal left-hand side are somewhere -- lands are somewhere else and may not be what's intended. But the trajectory for that is we do plan to go ahead then and issue a request for proposals or some sort of procurement to develop a scope of work which will incorporate what Casey is working on and some other framework. Ones that we talked about in this meeting and had archives of the land conservation program from previous efforts and because we are going to have something on the shelf by the end of fiscal year '21, if not sooner. '20 checklist.

>> SPEAKER: Coming right up. All right. Any other questions or discussions regarding this. Rick?

>> MR. WARSHAUER: Resource plans might have been looked at with regard to individual properties. Review to look at integrating public and private parcels and like to see that highlighted is strategy in the plan. That's one thing where program can do a lot and resources and look at them.

>> SPEAKER: I will also say green print plan on here guided this process and it is really important and large also has internal priority acquisition models.

>> MR. PENN: Anything else? I want to thank all the commissioners for coming in today to work on this, look forward to seeing you maybe on the field business indefinitely on Maui meetings it is going to be new thing for us and one thing I'm pitching if you have any contacts on

Maui that would be able to help us with donations for meeting such as refreshments, lunches, those are the main things, I will be working on it starting together tomorrow and have the meeting all planned out so that's one area. Some of the applicants have already offered to help and land trust offered and based on Maui but one of the things I think was successful about last year's meeting is we were able to figure out how to provide lunch and encourage people to stay for as long as they could during the meeting.

>> SPEAKER: What's the venue for the Maui meeting?

>> SPEAKER: It is the new conference room in the DOFAW base yard outside the airport so it is lockable and provide rides as soon as you know whether you can attend for the whole time, let me know because we will have to start making travel arrangements.

>> MR. HAASE: If we can provide own accommodations hotel room to get this back and forth?

>> MR. PENN: How many cars do you want?

>> MR. HAASE: I can only drive one. I didn't know if there was other Commissioners that have accommodations to help save the program. We can hopefully work the carpool together and each other and cost down.

>> SPEAKER: Depending what is available to borrow perhaps.

>> SPEAKER: All right. That was a very productive discussion. Thank you, Dave.

[LAUGHTER]

>> SPEAKER: Any other questions, comments or discussion items regarding this agenda item? That being said, let's move on to item 6. Set dates and agendas for next meetings.

>> MR. PENN: I guess the question is at this point do we have any preferences or scheduling certain applications for certain days? We are thinking right now we will start off on the afternoon of the fourth with the field visit reports. You know, that's first meeting. Then adjourning and that's -- we have 13 field visits and we allow ten minutes for each field visit report that's over two hours right there and then moving into the rest of our agenda after this.

>> MR. SINTON: This would be testimony by the applicants and for whoever --

>> MR. PENN: Fifth and sixth because typically we have allowed almost an hour, right, for each of those applications, discussion and presentation and all of that. So still be -- two and a half days.

>> SPEAKER: My experience was decision time depending how much we banter around.

>> MR. PENN: That's kind of a big question. Should we go three full days and can people actually commit or if not would some people have to miss like field visit report in the beginning or something like that? Just kind of holding the Commissioners on that before we set the final agenda.

>> SPEAKER: Looks like on September 4th we will do field visit reports which will take what, all I did? Half day? You said two hours. So then latter part of September 4th then, going to go ahead and give applicants sessions and then roll that into a full day of applicants

on Thursday the fifth and then if any overflow wrapping up in the morning of the 6.

>> SPEAKER: There will be overflow and discussion.

>> MR. HAASE: We found out last year was every applicant had testimony.

>> SPEAKER: Absolutely. 20 minutes worth or hour and a half.

>> SPEAKER: Real quick. Can we have a conversation about it needing to be three days and whether or not we can consolidate the agenda down to two days. Three days is hard. Three days definitely hard for all of us. I don't know if I will be able to make any benefits with 3-day commitment but listening to the agenda items and having gone through this, I think we can be more efficient with the scheduling and pushing the agenda and more organized and buffers for things like presentations but I just wanted to at least have a conversation about that real quick.

>> SPEAKER: I think what we should do is look at how many applicants do we have last year?

>> SPEAKER: I think it was nine or ten.

>> SPEAKER: It was less. So what we should do I think to be proactive here is limit amount of testimonial time to certain set amount per applicant so we can make sure we stick to a schedule.

>> SPEAKER: Can we give each applicant an hour for presentation and testimony?

>> MR. HAASE: That would be day and a half.

>> MR. PENN: I think that's generous. Presentation -- we already have the applications. What I tell the applicants is purpose of the presentation is to highlight the most important things and throw in any new information or anything -- any update significance Commission already has all the applications and then as far as testimony, it is generally -- general limitation is per person rather than per project in the public meeting situation but then when factor in the Commission discussion and questioning back and forth, to me that's where it adds up to at least an hour each way.

>> SPEAKER: All that together.

>> SPEAKER: We -- another way to save some time perhaps would be to submit reports prior and distribute these and make them available to all Commissioners in the case of who will have about a day, we can all work on Labor Day to prepare the reports. Nonetheless if we do that ahead of time we wouldn't have to spend long time on report. Okay?

>> MR. PENN: In the past we haven't had requirement for field visit report but I think it is really important for our records that have a written report. Jacob worked out template a couple years ago that I think we can recycle and even if it is just a one-pager that hits the highlights of the field visit and key points, that's a lot better for the record than we will be relying on the minutes and what was spoken and photographs that were shown because as we have seen with recent applications, sometimes big question comes up and we have to go all the way back into the record to try to resolve that question about like what was the Commission thinking at the time. Okay, I got Rick.

>> MR. WARSHAUER: In the past we have been pressed to go through the process in two days and with applications overlap, I can't say we can

do it shorter than that and given the timetable of at least this year it is going to be challenging to get site visit and I agree we should be doing it and I think they need discussion because there's so many things we see in sight visit that aren't in the application. That's the goal and fill in the blanks and ask the questions. Shouldn't short that.

>> MS. BLAICH: I was going to say something but obviously we are not going -- obviously it is very important and I feel like I would only be getting another version of packet if all I get is written, you know, summary with additional information.

>> SPEAKER: We are going to have to do the whole process twice, right? Voting?

>> MR. HAASE: Yes, vote for the first fiscal year and limiting the projects.

>> MR. PENN: Yes, David. I think the discussion can be unified but when it gets down to the ranking process and again I mentioned different factor here is going to be the timeline and ranking the same application for two consecutive years and there may be some discussion -- digital discussion around the nature of that timing question and how it affects the ranking.

>> MR. HAASE: Going to rank first fiscal year \$2.2 million for projects. Can we use the initial ranking and scoring to then go rank into okay, the next 3.2 million so that we can do that complete ranking and selection of projects all in one.

>> SPEAKER: Two projects only. Special.
[LAUGHTER]

>> MR. PENN: Is there consensus? We know the meeting will run Thursday and Friday business hours 7:45 to 4:30 is state business hours so wouldn't want to start -- we could start later than this the but not any early and her probably want to end a little bit earlier than that so basically eight to four for the window two full days and question is do we -- do we want to be on the third and if so what's good start time -- fourth. Fourth.

>> SPEAKER: Two fiscal -- two fiscal years plus field reports in two days. I see nodding from everybody here. Plan set up here knowing that subsequent -- single fiscal year and get back.

>> MS. BLAICH: Commissioner that's not unable to attend a portion of the meetings forms so that they are required.

>> MR. PENN: I know Maui has pretty vibrant public television organization and, you know, just from last year's meeting and previous meetings somewhat we heard and things that were discussed was really powerful and I don't really have a strong opinion one way or another about it but, you know, broadcasting our proceedings is a possibility. I don't know if that would help us with our other ventures.

>> MS. BLAICH: I don't imagine typing things up. I imagine we will have **much** more participation for what it is worth.

>> SPEAKER: I agree.
[LAUGHTER]

>> MR. HAASE: So we have a schedule before us, we have had some discussion on this. Is Commission in agreement move forward with

recommendations September 6th in schedule? I think we are going to have a full day. Wendy?

>> MS. WILTSE: I can make it three days and concerned about Jacob and the participation.

>> SPEAKER: Three days away from operation is tough. So every operation, right, observation, anything. So it is just going to -- if there was a way for us to -- I don't know -- what I'm were we thinking of starting? That would be the other option to push the start time. This is being very selfish right now, but push start time to 8:30, 2 and a half, three hours and I would be able to get in. Just a thought. I got a little bit later start than normal.

>> SPEAKER: Even if we went nine to four, nine to three days in a row that's more time than we had previously.

>> SPEAKER: Would we be able to extend?

>> MR. PENN: I doubt it. That's pretty standard for them, especially on Friday.

>> SPEAKER: Met at the office outside of working hours for business meetings where kind of last minute and pretty flexible but public meetings a little bit different. Mind looking into that to see -- we are all going to be there. And as far as margin goes, in the house.

>> MR. PENN: I already secured those three days with the staff with the understanding and one or two people will help us to close up but usually that means 4:30, but if they are willing to do it, there may be some other restriction on-site and I will check on it.

>> SPEAKER: Thanks.

>> SPEAKER: All right. Any further discussion on this topic.

>> SPEAKER: Visit report and also limit the time to do those for 15 minutes which is inclusive and then also confirming that our -- the applicants presentation including our question and answers is an hour. Presentation, testimony and our Q&A with applicant is an hour. Is that doable?

>> SPEAKER: That's ten hours --

>> SPEAKER: Time is up.

[LAUGHTER]

>> SPEAKER: I foresee a problem with that because if we are preventing the public from providing testimonies and applicant has 100 public testimonies you're obligated.

>> SPEAKER: Manage to figure out how to fly from another island.

>> SPEAKER: I support having general guideline of trying to stick to an hour, but we must have every opportunity to have testimony and essential time.

>> SPEAKER: Would it sound fair to applicants that we were hoping to limit -- intending to limit each presentation to an hour half hour maximum presentation testimony in order to allow Commissioners to ask questions?

>> MR. HAASE: I think that we can certainly ask the applicants to limit their presentation to 30 minutes or less and then, yes, then we will have to take whatever public testimony is available and then use our time for questions.

>> SPEAKER: Each as it says in the agenda for meetings today, is that chairperson will call for public testimony during agenda item and Chairperson may limit amount of time for testimony per individual per issue and consider for issue then perhaps we will be okay and setting parameters within that and typically person has three minutes or 1 minute.

>> SPEAKER: I think guideline we would like to limit testimony to an hour, something like that, so they don't show up and call guideline.

>> SPEAKER: Would it be possible to allow them to have limited amount of testimony and ask them to limit and consideration of volunteer Commission. Then can say what are they want as long as they want and summarize testimony.

>> SPEAKER: Does allow policy for us.

>> SPEAKER: Does allow to say whatever they want to say and.

>> MR. HAASE: I suggest we take up that and allow for unlimited testimony and limit applicant testimony.

>> MR. PENN: Vice-chairperson I will work with you to come up with reasonable time limits and take a vote right now.

>> SPEAKER: I know from past experience and during the testimony Commission needs 30 minutes to question and sounds good.

>> SPEAKER: Any other discussion or comments regarding this agenda item. Seeing none I will move on to next agenda item. It is adjournment. Number seven. Adjournment. What do you want, Dave?

>> MR. PENN: If you have parking pass, I have validation, parking ticket and if you have travel documents for today, send them all in if you want to do it that way.

>> SPEAKER: Send you screen shots?

>> SPEAKER: Screen shots of boarding pass and help us conquer that a couple meetings ago.

>> SPEAKER: Screen shot of bluebird. New territory generally the administrate Teresa requires boarding passes. There's a lost boarding pass process.

>> SPEAKER: Thank you, Dave and rest of the staff for helping coordinate this today and look forward to visits.

>> MR. PENN: So visit leaders, I will send out contact information. You have contact information and contact information and visit me and get in touch with the applicant contents for the field visits and get going right away for setting up all the travel arrangements.

>> SPEAKER: Thank you.

>> MR. HAASE: That being said, I move that we adjourn the meeting at 3:06 p.m.

All in favor.

>> SPEAKER: Aye.

>> SPEAKER: Aye.