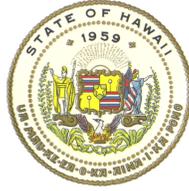


DAVID Y. IGE
GOVERNOR OF HAWAII



**HISTORIC PRESERVATION DIVISION
DEPARTMENT OF LAND AND NATURAL RESOURCES**

601 Kamokila Boulevard, Suite 555
Kapolei, HI 96806

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
FIRST DEPUTY

M. KALEO MANUEL
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

**AGENDA
MAUI LĀNA‘I ISLANDS BURIAL COUNCIL MEETING**

DATE: Wednesday May 15, 2019
TIME: 9:00 AM
**PLACE: County of Maui, Planning Commission
Conference Room
Kalana Paku‘i Building, 1st Floor
250 S. High Street
Wailuku, Maui, HI 96793**

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF MINUTES

A. March 6, 2019

B. April 17, 2019

IV. BUSINESS

A. Cultural Descendancy Recognition of Jennifer Noelani Ahia to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe‘e Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

The council may elect to go into executive session pursuant to HAR §13-300-25 (d) Meetings. The council may close a meeting whenever location or description of a Native Hawaiian burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

B. Cultural Descendancy Recognition of Jennifer Noelani Ahia to Unidentified Human Skeletal Remains, at Maui Lani Phase 8, Wailuku Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-007:151

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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C. Cultural Descendancy Recognition of Cameron Mahealani Ahia to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe‘e Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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D. Cultural Descendancy Recognition of Cameron Mahealani Ahia to Unidentified Human Skeletal Remains, at Maui Lani Phase 6, Increment 4, Maui Lani Phase 8, and Maui Lani Phase 9, Wailuku Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-099, (2) 3-8-007:151, and (2) 3-8-07:153

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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E. Cultural Descendancy Recognition of Laura Gail Johnson to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe‘e Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

F. Cultural Descendancy Recognition of Laura Gail Johnson to Unidentified Human Skeletal Remains, at Maui Lani Phase 6, Increment 4, Maui Lani Phase 8, and Maui Lani Phase 9, Wailuku Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-099, (2) 3-8-007:151, and (2) 3-8-07:153

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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G. Cultural Descendancy Recognition of Lanwood Johnathan Aperto to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe‘e Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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H. Cultural Descendancy Recognition of Lanwood Johnathan Aperto to Unidentified Human Skeletal Remains, at Maui Lani Phase 6, Increment 4, Maui Lani Phase 8, and Maui Lani Phase 9, Wailuku Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-099, (2) 3-8-007:151, and (2) 3-8-07:153

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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I. Cultural Descendancy Recognition of Kahala Irving Andrew Johnson to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe‘e Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

The council may elect to go into executive session pursuant to HAR §13-300-25 (d) Meetings. The council may close a meeting whenever location or description of a Native Hawaiian burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

J. Cultural Descendancy Recognition of Kalaha Irving Andrew Johnson to Unidentified Human Skeletal Remains, at Maui Lani Phase 6, Increment 4, Phase 8, and Phase 9, Wailuku Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-099, (2) 3-8-007:151, and (2) 3-8-07:153

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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K. Cultural Descendancy Recognition of Keahinuinakeakua Kari-Ann Keaka Johnson to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe‘e Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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L. Cultural Descendancy Recognition of Keahinuinakeakua Kari-Ann Keaka Johnson to Unidentified Human Skeletal Remains, at Maui Lani Phase 6, Increment 4, Maui Lani Phase 8, and Maui Lani Phase 9, Wailuku Ahupua‘a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-099, (2) 3-8-007:151, and (2) 3-8-07:153

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

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M. Cultural Descendancy Recognition of Noelani Paresa to Unidentified Human Skeletal Remains, at 32 Akumu Way, Waihe'e Ahupua'a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-2-010:017

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

The council may elect to go into executive session pursuant to HAR §13-300-25 (d) Meetings. The council may close a meeting whenever location or description of a Native Hawaiian burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

N. Cultural Descendancy Recognition of Noelani Paresa to Unidentified Human Skeletal Remains, at Maui Lani Phase 6, Increment 4 and Maui Lani Phase 9, Wailuku Ahupua'a, Moku of Wailuku, Island of Maui, TMK(s): (2) 3-8-099 and (2) 3-8-07:153

Discussion/Determination: Discussion and determination whether to recognize the above individual as a cultural descendant to unidentified human skeletal remains at the above location.

The council may elect to go into executive session pursuant to HAR §13-300-25 (d) Meetings. The council may close a meeting whenever location or description of a Native Hawaiian burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

O. Maui Lani Subdivision Phase VI, increment 4, Ahupua'a of Wailuku, District of Wailuku, TMK: (2) 3-5-099:225

Information/Discussion/Recommendation: Update on the above project

V. SHPD INADVERTENT DISCOVERIES/CORRESPONDENCE

A. Inadvertent Discovery of Human Skeletal Remains at 32 Akumu Way, reported to the Maui Office of the State Historic Preservation Division on April 20, 2019, Ahupua'a of Waihe'e, District of Wailuku, TMK: (2) 3-2-010:017

Information/Discussion/Recommendation: Discussion about the above find.

B. E-mail from Ke'eumoku Kapu dated April 26, 2019 re: The Protection and Preservation of Burials, located at TMK: (2) 4-5-016 parcel 10, Ahupua'a of Paunau, District of Lāhainā, Island of Maui.

Information/Discussion: Discussion about the above item.

C. AES Kuihelani Solar Plus Storage Project, Ahupua'a of Waikapū, District of Wailuku, Island of Maui, TMK: (2) 3-8-005:002 por. And (2) 3-8-006:003 por.

Information/Discussion: Discussion about the above project.

D. Letter Dated February 14, 2019 from Damon, Key, Leong, Kupchak, Hastert, A Law Corporation re: Maui Lani Partner's Petition for a Contested Case Hearing and Appeal from Burial Council Decision Recognizing Jennifer Noelani Ahia as Cultural Descendent.

Information/Discussion/Recommendation: Discussion about the above letter.

The Maui/Lāna‘i Islands Burial Council may go into Executive Session pursuant to Section 92-5(a) (4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities, and liabilities.

- E. Letter Dated February 14, 2019 from Bays, Lung, Rose, Holma, Attorneys at Law re: Written Petition for a Contested Case Hearing of Cultural Descendant Recognition of Jennifer Noelani Ahia to Unidentified Human Skeletal Remains at Maui Lani Subdivision, Phase VI, Increment 4, and Maui Lani IX, Ahupua‘a of Wailuku, Moku of Wailuku, Island of Maui, TMK [2] 3-8-099:999 pors, and TMK [2] 3-8-007:153.**

Information/Discussion/Recommendation: Discussion about the above letter.

The Maui/Lāna‘i Islands Burial Council may go into Executive Session pursuant to Section 92-5(a) (4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities, and liabilities.

- F. Letter Dated March 6, 2019 from Native Hawaiian Legal Corporation re: Written Petition for a Contested Case Hearing of Cultural Descendant Recognition of Jennifer Noelani Ahia to Unidentified Human Skeletal Remains at Maui Lani Subdivision, Phase VI, Increment 4, and Maui Lani Phase IX.**

Information/Discussion/Recommendation: Discussion about the above letter.

The Maui/Lāna‘i Islands Burial Council may go into Executive Session pursuant to Section 92-5(a) (4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities, and liabilities.

- G. Training for Maui/Lāna‘i Islands Burial Council on membership, roles, and responsibilities.**

Information/Discussion: Discussion on the above item.

(BRING BLACK TRAINING BINDER)

The Maui/Lāna‘i Islands Burial Council may go into Executive Session pursuant to Section 92-5(a) (4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities, and liabilities.

VI. ANNOUNCEMENTS

- A. Next meeting is scheduled for Wednesday, June 19, 2019**

Pursuant to §92-3 HRS, all interested persons shall be afforded an opportunity to present oral testimony or submit data, views, or arguments, in writing on any agenda item. Additionally, pursuant to a policy adopted by the Maui Lāna‘i Islands Burial Council at its August 25, 2005 meeting, oral testimony for items listed on the agenda is limited to three minutes per person, per agenda item.

Pursuant to sections §92-4, §92-5(a)(8), and §6E-43.5, Hawai‘i Revised Statutes (HRS), and upon compliance with the procedures set forth in section 92-4, HRS, the council may go into a closed meeting to consider information that involves the location or description of a burial site.

A request to be placed on a burial council meeting agenda must be made with the History and Culture Branch staff at least two weeks preceding the scheduled meeting date. In addition, the request must be accompanied by all related documents. Failure to comply with this procedure will delay the item to the following month's agenda.

Materials related to items on the agenda are available for review at the Maui State Historic Preservation Division located at 101 Mā'alaea Boat Harbor Road, Wailuku, Maui, Hawai'i 96793. Persons with disabilities requiring special assistance should contact the division in advance at (808) 243-1285.