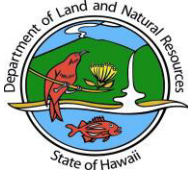


DAVID Y. IGE
GOVERNOR OF HAWAII



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

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

601 Kamokila Boulevard, Suite 555
Kapolei, HI 96807

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
KAHO'OLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

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

DATE: Wednesday, January 19, 2022
TIME: 9:00 AM
PLACE: Online via Zoom

Zoom Meeting Link:

<https://us02web.zoom.us/j/89164715545?pwd=SDNLTmxZTmdMRjl5YlU0Lzh6bXVDdz09>

Meeting ID: 891 6471 5545

Passcode: 968474

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. APPROVAL OF MINUTES**
 - A. January 15, 2020**
 - B. June 17, 2020**
 - C. July 15, 2020**
 - D. August 26, 2020**
 - E. September 30, 2020 – Closed Session**
 - F. October 8, 2020 – Closed Session**
 - G. October 28, 2020 – Closed Session**
 - H. February 24, 2021 – Closed Session**
 - I. April 21, 2021**

J. May 19, 2021

K. May 19, 2021 – Closed Session

L. July 28, 2021

M. July 28, 2021 – Closed Session

N. September 29, 2021

O. October 20, 2021

P. October 20, 2021 – Closed Session

Q. December 15, 2021

IV. BUSINESS

- A. **Draft Burial Treatment Plan for Unidentified Human Skeletal Remains at the Pu‘uone Kau Hale Project, Wailuku Ahupua‘a, Pū‘ali Komohana District, Island of Maui, TMK: (2) 3-8-037: 047. Information/Discussion/Recommendation/Determination:** Discussion and determination whether to preserve-in-place or relocate unidentified human skeletal remains at the above location. Council discussion and recommendation to SHPD whether to accept the proposed burial treatment plan.
- B. **Descendancy Claim Application of Ke‘eaumoku Kapu to Unidentified Human Skeletal Remains at the West Maui Waterline Project, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK: (2) 4-6-015: 001. Information/Discussion/Recommendation:** Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

- C. **Descendancy Claim Application of Jacob Kapu to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042. Information/Discussion/Recommendation:** Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

- D. **Descendancy Claim Application of Jonah Kapu to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.**

Information/Discussion/Recommendation: Discussion and determination on the applicant's descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

- E. Descendancy Claim Application of Rachel Kapu to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua'a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.**

Information/Discussion/Recommendation: Discussion and determination on the applicant's descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

- F. Descendancy Claim Application of Jesse Kapu to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua'a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.**

Information/Discussion/Recommendation: Discussion and determination on the applicant's descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

- G. Descendancy Claim Application of Charlene Rowland to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua'a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.**

Information/Discussion/Recommendation: Discussion and determination on the applicant's descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

- H. Descendancy Claim Application of Maelani Lee to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua'a of Paunau, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.**

Information/Discussion/Recommendation: Discussion and determination on the applicant's

descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

I. Descendancy Claim Application of Charmaine Nee to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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. Descendancy Claim Application of Caroldeen Cummings to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

K. Descendancy Claim Application of Virginia Block to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

L. Descendancy Claim Application of Virginia Block to Unidentified Human Skeletal Remains at the West Maui Waterline Project, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK: (2) 4-6-015: 001.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

M. Descendancy Claim Application of Kahikilani Niles to Identified Human Skeletal Remains in the Ahupua‘a(s) of Keoihuihu and Kahoma, Lāhainā District, Island of Maui, TMK: (2) 4-5-017: 001.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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. Descendancy Claim Application of Kahikilani Niles to Three Previously Identified Human Skeletal Remains, SIHP #50-50-03-5239, SIHP #50-50-03-6473, and SIHP #50-50-03-7102, Ahupua‘a of Paunau, Lāhainā District, Island of Maui, TMK(s): (2) 4-6-015: 001, (2) 4-6-034: 057, and (2) 4-6-013: 042.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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. Descendancy Claim Application of Vernon Kalanikau to Unidentified Human Skeletal Remains at the Maui Lani Subdivision, Phase VI, Increment 4 and Maui Lani Phase IX, Ahupua‘a of Wailuku, Wailuku District, Island of Maui, TMK: (2) 3-8-099: 999 pors., and TMK: (2) 3-8-007: 153.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

P. Descendancy Claim Application of Vernon Kalanikau to Unidentified Human Skeletal Remains at the Pu‘uone Kau Hale Project, Ahupua‘a of Wailuku, Wailuku District, Island of Maui, TMK: (2) 3-8-037: 047.

Information/Discussion/Recommendation: Discussion and determination on the applicant’s descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council

may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

Q. Descendancy Claim Application of Marcial Pualani Basbas to Identified Human Skeletal Remains at the Waihe'e Preserve, Waihe'e Coastal Dunes and Wetlands Refuge, Ahupua'a of Waihe'e, Wailuku District, Island of Maui, TMK: (2) 3-2-010: 001.

Information/Discussion/Recommendation: Discussion and determination on the applicant's descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

R. Descendancy Claim Application of Kaniloa Kamaunu to Identified Human Skeletal Remains at the Waihe'e Preserve, Waihe'e Coastal Dunes and Wetlands Refuge, Ahupua'a of Waihe'e, Wailuku District, Island of Maui, TMK: (2) 3-2-010: 001.

Information/Discussion/Recommendation: Discussion and determination on the applicant's descendancy recognition application to Native Hawaiian skeletal remains at the above location.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the 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.

S. Maui Lani Subdivision Phase VI, Ahupua'a of Wailuku, District of Wailuku, Island of Maui, TMK: (2) 3-8-099: pors.

Information/Discussion/Recommendation: Update on the above project.

T. Training for Maui Lāna'i Islands Burial Council on membership, roles, and responsibilities.

Information/Discussion/Recommendation: Discussion on the above item.

(BRING BLACK TRAINING BINDER)

The Council may go into Executive Session pursuant to Hawai'i Revised Statutes section §92-5(a)(4), in order to consult with its attorney on questions and issues pertaining to the Council's powers, duties, privileges, immunities, and liabilities.

V. COMMUNICATION/CORRESPONDENCE

A. County of Maui Permit Application SMX 2020/0172 Grand Wailea Grease Pretreatment System Project, Ahupua'a of Paeahu, Kula District, Island of Maui, TMK: (2) 2-1-008: 109 (por.)

Information/Discussion/Recommendation: Discussion on the above project.

- B. Status of Internment Process of Burials Located at the Home Maid Bakery, Ahupua‘a of Wailuku, District of Wailuku, Island of Maui, TMK: (2) 3-8-037:049.**
Information/Discussion/Recommendation: Discussion on the above item.

VI. INADVERTENT

- A. Inadvertent Discovery of Human Skeletal Remains at the Wailuku Civic Center Complex Phase 1B project, reported to the Maui Office of the State Historic Preservation Division on October 22, 2021, and November 23, 2021, Ahupua‘a of Wailuku, District of Wailuku, Island of Maui, TMK: (2) 3-4-013:075.**
Information/Discussion/Redocumentation: Discussion about the above find.
- B. Inadvertent Discovery of Human Skeletal Remains During Screening at the Waiko Light Industrial Project, reported to the Maui Office of the State Historic Preservation Division on October 29, 2021, November 3, 2021, November 4, 2021, January 10, 2022, and January 11, 2022, Ahupua‘a of Wailuku, District of Wailuku, Island of Maui, TMK: (2) 3-4-013:075.**
Information/Discussion/Redocumentation: Discussion about the above find.
- C. Inadvertent Discovery of Human Skeletal Remains at County of Maui Puamana Park, 0 Pualei Drive, reported to the Maui Office of the State Historic Preservation Division on December 7, 2021, Ahupua‘a of Polanui, District of Lāhainā, Island of Maui, TMK: (2)-4-6-033:001.**
Information/Discussion: Discussion about the above find.
- D. Inadvertent Discovery of Human Skeletal Remains at Kaulahao Beach a.k.a. Tavares Bay, County of Maui Kū‘au Bay Beach Park, and Hāmākuapoko Beach, reported to the Maui Office of the State Historic Preservation Division on December 6, 2021, December 19, 2021, and December 27, 2021, Ahupua‘a of Hāmākuapoko, District of Hāmākuapoko, Island of Maui, TMK: (2) 2-6-009:023.**
Information/Discussion/Recommendation: Discussion about the above find.

VII. ANNOUNCEMENTS

- A. Next meeting is scheduled for Wednesday, February 16, 2022**

Pursuant to Hawai‘i Revised Statutes (HRS) §92-3, all interested persons shall be afforded an opportunity to present oral testimony or written testimony 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.

Interested persons can submit written testimony in advance of each meeting that will be distributed to Council Members prior to the meeting. Written testimony must be submitted no later than 24 hours prior to the meeting to ensure time for Council Members to review it. Late written testimony will be retained as part of the record, but we cannot assure Council Members will receive it with sufficient time for review prior to decision-making. Submit written testimony to andrew.k.phillips@hawaii.gov.

Pursuant to HRS §92-4, §92-5(a)(8), and §6E-43.5, and upon compliance with the procedures set forth in HRS §92-4, the Council may go into a closed meeting to consider information that involves the location or description of a burial site or to discuss confidential genealogy.

A request to be placed on a Council meeting agenda must be made in writing with the SHPD 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 130 Mahalani Street, Wailuku, Maui, Hawai‘i 96793.

INDIVIDUALS REQUIRING SPECIAL ASSISTANCE OR AUXILIARY AIDS OR SERVICES (E.G., SIGN LANGUAGE INTERPRETER), PLEASE CONTACT STAFF AT LEAST 72-HOURS PRIOR TO THE MEETING AT (808) 243-1285 SO THAT ARRANGEMENTS CAN BE MADE.

