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COMMISSION ON WATER RESOURCE MANAGEMENT

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STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES

STATE HISTORIC PRESERVATION DIVISION
KAKUHIHEWA BUILDING
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APPROVED MINUTES

O'AHU ISLAND BURIAL COUNCIL MEETING

DATE: Wednesday, June 8th, 2016
TIME: 10:15 AM
PLACE: Department of Land and Natural Resources
Board Room
Kalanimoku Building, 1st Floor
1151 Punchbowl Street
Honolulu, Hawaii 96813

ATTENDANCE:

Members: Hinaleimoana Wong-Kalu
Kali Fermantez
Mana Caceres
Aulii Mitchell
Beverly Amaral

SHPD Staff: Regina K. Hilo
Hinano Rodrigues

Guests:

I. CALL TO ORDER

Meeting was called to order by Chairperson Hina at 10:15 AM.

II. ROLL CALL/PULE

Council members introduced themselves: Kali Fermantez, Mana Caceres, Aulii Mitchell, Beverly Amaral

*SHPD staff introduced themselves: Regina K. Hilo, Hinano Rodrigues
Hina offered oli and pule in Hawaiian.*

Hina addressed the council and public regarding her time of service on the Burial Council over the past 8 years. She discussed the historic and continued displacement of Native Hawaiians, the separation of people from the land, and the reconfirmation of that connection between kanaka and land through stewardship of iwi kupuna. Hina talked about the Hawaiian notion of land as nourishing those who live on it, and how our understanding of aloha 'āina is contingent upon our kupuna remaining in that 'āina. Hina said it is the responsibility the Council to provide a voice of advocacy, resolve, and support to descendants and urges them to remember that in their continued service on the Council. She said also that there will be challenges from the community, and moving forward as a dynamic society need not be at the expense of the dignity of our iwi kupuna. She encourages all of the Council members to move forward past the current meeting to secure the next leader, to take into account the sentiments of the kupuna and ancestors first and foremost, and

to afford awareness on projects the Council needs to be aware of. She acknowledges that it has been a privilege and an honor to serve on the Council, and will miss the level of engagement the Council has provided her, but also knows that kuleana is sometimes only temporary, and will be moving on to fulfill other kuleana that have been given to her. Hina is available to provide support if it is needed. She is currently teaching incarcerated Hawaiians at OCCC, that is one of her new kuleana.

Council member Fermantez pointed out that Council members Ehrhorn and Holck are not here. He stated that his kuleana as the longest serving member present at the meeting today was to say a few words, and shared the ‘ōlelo no‘eau “‘Ike aku, ‘ike mai.” Fermantez said it has been the Council’s honor and privilege to serve under Hina’s leadership, that she has had a strong presence on the Council, and can’t imagine how it will be to serve without Hina on the Council.

Hina said that Council member Ehrhorn called her and had a health issue to address, which is why he was not present at the meeting. Hina asked that the Council and public keep him in their positive thoughts.

Fermantez added that he will miss the traditional jabs from Koolauloa to Kona.

Hina said it’s not often the canoe from Koolauloa makes it to town.

Fermantez said that maybe Hina can malama his brother in OCCC, who will be getting out soon.

Hina replied and tells Fermantez to tell his brother to come to her class, a culturally-based cognitive skills class in the middle of the day.

Mana asked if there are other individuals in the room who would like to address Hina.

Dan Grabauskas, Honolulu Authority for Rapid Transit (HART) addressed the Hina and the Council. He thanked Hina for her guidance and patience, and for teaching him about pono. Grabauskas says that he feels the project is better off because HART understands and has tried to be pono is how the project has been executed. When he needed more information and insight on cultural matters, Hina was always available to provide guidance, and Grabauskas felt he was able to do a better job because of it.

Jon Nouchi offers oli as Grabauskas presents Hina with a lei.

Hinano Rodrigues spoke on behalf of the Department of Land and Natural Resources’ State Historic Preservation Division; he first met Hina when Kawika Farm defected to HART and he had to run the meetings. Within the first ten minutes of the first Council meeting on Oahu he attended, he felt he didn’t have to come back to run future meetings because Hina had the meeting completely under control. When Rodrigues trains his staff of Burial Sites Specialists, he informs them that their jobs are, at times, hostile and adversarial. Above all, his staff must be firm, fair, and temper any decision with aloha. He said that Hina does that exactly.

Hina thanked Rodrigues.

Matt McDermott, Cultural Surveys Hawaii, thanked Hina for her time on the Council, saying that she has brought a lightness and a firmness to the proceedings that has been much appreciated by everyone. He said that there have been many projects that came before her during her time on the Council, including contentious projects that haven’t been easy to address, but everyone was able to work through them. There have also been some great solutions, and some not so good solutions, but they were able to come up with the best possible solution under the circumstances. McDermott acknowledges that it has not always been an easy task and at times it was a difficult task, but Hina has done a wonderful job. McDermott thanked Hina for her service and leadership on the Council on behalf of the Cultural Surveys Hawaii staff and Hal Hammatt.

Hina thanked McDermott.

Kawika McKeague thanked Hina for her time on the Council and also for their friendship. He said they have shared a lot in that room, for Council business and other kuleana. He quoted the ‘ōlelo no‘eau “‘Ike ‘ia no ka loea i ke kuahu”: the expert practitioner is recognized by the kuahu, the values they inspire, they impart, and they commit to. McKeague says that Hina is the most stellar of examples of that embodiment. McKeague offered oli.

Hina thanked former Chair McKeague.

Race Randle, Howard Hughes Corporation, thanked Hina on behalf of Howard Hughes Corporation Ward Village for her service. He acknowledged that development has changed, and with Hina’s help, the help of the Council, and the help of the cultural descendants, they can bring the culture to life in that change while also honoring the past.

Hina thanked Randle.

Hina addressed the Council, SHPD, and public in Hawaiian first, acknowledging their thanks and thanked them in return. Hina thanked the kupuna for allowing her to serve them. Hina acknowledged and thanked all of the Council members for putting themselves forward for this service. She thanked the former Council leadership, all those with whom relationships have been built in this capacity, in consultation meetings and in working with the SHPD, and acknowledged that the strength of those relationships lies in the understanding of aloha, for the kupuna, for the land, for each other, for the generations to come.

Hina offered a special mahalo to Kaanohi; Hina said that the Council has seen many descendants come forward, but she has learned a lot from Kaanohi, about vigilance and tenacity, and from who she is, and what our kuleana and role is. Hina acknowledged that there is an efficient and logical process for addressing the kupuna which includes understanding the role we plan in the process; she thanked Kaanohi for helping her understand that. The experience she had with Kaanohi impressed upon Hina to avail herself to any opportunity to represent the Council as its leader. Hina acknowledged that Matt McDermott also helped her to learn about the archaeological processes. Hina also said that she availed herself in order to keep up with Kaanohi.

Kaanohi said that it has been eight years already.

Hina replied that she still can't keep up with Kaanohi. Hina thanked Kaanohi again for teaching her, and also for fortifying her spirit.

Hina thanked the kupuna as well, and concluded the discussion.

III. APPROVAL OF MINUTES

A. Minutes from 04/13/2016

Minute approval was deferred to future OIBC meetings.

IV. BUSINESS

A. Discussion on Oahu Island Burial Council membership, roles, and responsibilities

Information/Discussion: Discussion on the above items.

Hina read the above agenda item onto the record.

Hina mentioned that the Council will need to select their new leadership in a future meeting, and also that other Council members' terms appointments would expire at the end of June.

Hilo confirmed that Council members Fermantez and Holck had terms that would expire at the end of June, but they expressed interest to continue serving interim, and are eligible to serve interim until reappointment during the next legislative season.

Fermantez confirmed that he wanted to continue serving interim and had expressed his interest at the last OIBC meeting in April.

Hilo confirmed that Council member Holck had expressed the same interest at the last OIBC meeting in April as well.

Hina addresses the Council and said that aside from Fermantez and Holck, Council member Ehrhorn is the longest serving member on the Council and the current Vice Chair. Hina also asked the Council members to consider the leadership positions and serving. She opened the floor for nominations.

Fermantez asked if nominees needed to be present.

Hilo confirmed this.

Mitchell nominated Fermantez for Chair.

Fermantez declined the nomination.

Fermantez would nominate Ehrhorn and Holck as well, but they are not present.

Hilo confirmed that Ehrhorn is the Council's Vice Chair and that meetings will still proceed under the leadership of the Vice Chair as long as the Vice Chair is present.

Hina addressed the attendees and asked if there were any comments on the current item.

Kaanohi asked if there are additional positions to be filled.

Hilo confirmed the Kona position will be vacant; there is also an additional vacancy. No other comments and/or questions were made by the attendees.

Hilo informed Hina that a request to defer all recognitions to the end of the meeting was made prior to the start of the meeting.

Hina announced that all recognitions would be deferred to the end of the meeting.

Hilo informed Hina that Item D was withdrawn.

Hina announced that Item D was withdrawn.

Item F was taken next.

B. Department's Recommendation to Recognize Michael Kumukauoha Lee as Cultural Descendant to Unidentified Human Skeletal Remains Encountered at American Savings Campus Project, Honolulu Ahupuaa, Kona District, Oahu Island, TMK: [1] 1-7-026:004 and 016

Deferred to the next meeting, as applicant was not present.

C. Department's Recommendation to Recognize Michael Kumukauoha Lee as Cultural Descendant to Unidentified Human Skeletal Remains Encountered at 4465/4469 Kahala Avenue, Waikīkī Ahupuaa, Kona District, Oahu Island, TMK: [1] 3-5-003:003

Deferred to the next meeting, as applicant was not present.

D. Department's Recommendation to Recognize Gerald N.Y.C. Lam as Descendant to Unidentified Human Skeletal Remains Encountered at American Savings Bank Campus Project, Honolulu Ahupuaa, Kona District, Oahu Island, TMK: [1] 1-7-026:004 and 016

Item D was withdrawn by the SHPD.

E. Department's Recommendation to Recognize Paulette Kaanohi Kaleikini and `ohana as Cultural Descendants to Unidentified Human Skeletal Remains Encountered at Marconi Mauka Subdivision Project, `Ili/Mo`o of Hoolapa, Kahuku Ahupua`a, Ko`olaupoko District, O`ahu Island, TMK: [1] 5-6-005:013

(Taken as the last item on the agenda)

Hina reads the above item and HAR onto the record.

Hina reads the SHPD correspondence onto record; Hina reads the ohana names onto record.

Motion to recommend recognition:

Motioned by: Kali

2nd by: Beverly

Hina: how fitting that the last item would include kahea of the names of your [Kaanohi's] 'ohana.

F. Burial Treatment Plan for SIHP Site 4082 Located on Proposed Lot 2-E in the Marconi Mauka Subdivision, Kahuku Ahupua`a, Ko`olaupoko District, Island of O`ahu, TMK: [1] 5-6-005:013

Discussion/Determination: Discussion and determination whether to preserve in place or relocate human skeletal remains at the above location.

Item read onto the record by Chair Hina

Presented by Bob Rechtman, ASM Affiliates

Project is a proposed subdivision; archaeological inventory survey was completed earlier in 2016, and re-identified sites first identified during previous work

Site included coral and limestone escarpments, bluffs, containing in situ human remains, and some reburials

No information was found regarding the reburials, though some information was shared with Rechtman unofficially regarding the reburials. Rechtman requested that, if the Council wished to discuss, in greater detail, the reburials, he would be inclined to request an executive session. The landowner is willing to accept that the in situ burials and reburied remains are on the property and will preserve all the burials in place in a preservation area. Rechtman refers to pages 16 and 17 of the BTP document, for a map of the escarpment maps and burial areas. Rechtman refers to page 27, a map of the preservation area, including the burials and all archaeological features. The preservation area is located within a single lot, with one small area to build on, far away from the burials. Burial notifications were run in the Honolulu Star Advertiser, OHA, and the North Shore News. No individuals came forward seeking recognition from the advertised burial notification; in a conversation regarding another project with Kaanohi Kaleikini, she mentioned that Kahuku is her area, and Rechtman invited her to consult on the project. There was a field visit to look at the sites, and Kaanohi was sent a copy of the plan and Rechtman received positive feedback about the proposed treatment, which is preservation in place. No development will take place in the area.

Rechtman referred to page 26 for the proposed signage for the preservation area, a total of 6 signs that will be placed at the periphery of the area. Rechtman asked the Council if they have any questions about the Burial Treatment Plan.

Mitchell commented, in reference to the proposed signage, that there are different rules for archaeological sites and burial sites.

Rechtman commented that he felt the proposed signage adequately addressed any concerns, and that changes in the usage of the surrounding properties would likely indicate that the preservation area is private property, which he inferred would deter individuals from trespassing. He also mentioned that there had been occurrences of looting previously.

Fermantez asked when communication with the Council on this project first occurred.

Hilo commented that the BTP was distributed, via email, to the Council members when it was received approximately 3 weeks before the meeting.

Fermantez commented about the consultation for this project, in that he is the moku representative for Koolauloa but this is the first time he is hearing about this project. He offered a few names, including Ralph Makiao.

Rechtman stated that he spoke with Ralph Makiao but he could offer no detail about the specific location, and restated that, if the Council wished to discuss the area in greater detail, he would request an executive session.

Hina asked if it was necessary for an executive session to address Council member Fermantez concerns or to get more information.

Fermantez declined, stating that an executive session was not necessary, and asked if a determination needed to be made.

Hina stated that a determination was before the Council.

Fermantez stated that it seemed too early to move toward a determination without having greater discussion. No descendants have yet been recognized for this project, therefore making a determination would be premature. He requested that more discussion and more consultation needed to occur before a determination could be made by the Council.

Hina recommended that Rechtman engage Council member Fermantez out on site.

Fermantez also recommended that Rechtman contact Council member Danna Holck.

Hina recommended that Rechtman, in trying to establish a presence in the community, attempt greater engagement with the community.

Fermantez recommended Rechtman contact Dawn Wasson and Junior Primacio.

Rechtman stated that he didn't reach out to them.

Hina recommended to Rechtman that he reach out to the above parties because, for some individuals, the Burial Council meeting is an opportunity to engage. Hina stated that, because Rechtman is trying to establish a presence in the community and also because this is an undeveloped area and Rechtman is initiating development, he proceed cautiously and keep the kupuna informed and involved.

Fermantez requested that he and Rechtman exchange contact information.

Rechtman said that some of the stacked walls concealing the burials have been knocked over, and descendants would like to proceed with restacking the walls prior to the approval of the plan. The landowner is supportive, and the work is tentatively scheduled to occur in a few weeks. Rechtman asked if the Council had any issue with the restacking of the wall that the Council have that discussion now.

Hina stated the Council is inclined to support preservation in place when at all possible. Hina asked if the other Council members had any questions or comments; Hina continued by stating that there are other projects and consultant firms which engage in lots of consultation and presentations to the Council. She said that the Council is not required to jump and afford approval of any plan that is brought to the Council for a determination quickly.

Rechtman stated that he has no issue with a deferral of determination.

Hina thanked him, and asked if Rechtman wanted to request the Council defer a determination. Rechtman formally requested that the Council defer a determination for the BTP until such time that he has consulted with the Council members and community.

Caceres referred to the photos on page 22, and asked if the Council would need to wait for the approval of the burial treatment plan before restacking the walls concealing the burials.

Hina stated that the immediate kuleana falls to the Koolauloa representative, though that process does not preclude any descendants and/or `ohana or Council member from going. Any work or concerns should be routed through the geographic representative first. Hina addressed the Council members in Hawaiian, advising them to talk together to arrive at an acceptable solution and then execute the necessary work. Hina asked the attendees if there were any comments.

Kaanohi mentioned that she should have taken the opportunity to be recognized as a descendant before the Council heard the burial treatment plan. She is already a recognized descendant to Koolauloa. Kaanohi shared with Rechtman that she participated in the kanu years ago, which is how she had information about the area. Kaanohi visited there recently, and many of the stacked pohaku had fallen over, leaving the iwi kupuna exposed to the elements. Kaumaha. Kaanohi mentioned to Rechtman if they as recognized descendants, through SHPD, could begin dry-stacked walls.

Hina addressed Fermantez and stated that there is a recognized descendant to the area. More discussion would be needed.

Fermantez asked again if an executive session was needed.

Hina asked if Fermantez thought that was necessary.

Kaanohi stated that she is recognized descendant to Pahipahialua.

Hina stated the Council's inclination to preserve in place, and asked Kaanohi if she had any comments to the Council regarding whether to defer the determination or not.

Kaanohi mentioned that there is more than quite a bit of iwi there, ancient ones and more modern ones, including those she reburied about twenty years ago.

Fermantez stated that, several years ago, there was an incident across from Tanaka Store, about people posting about burial caves on social media. Fermantez responded with a visit and the police. There are ongoing issues with exposure and looting; if the idea is to malama and provide protection immediately, Fermantez agreed that it makes sense to him. He mentioned that there are others in the community who may feel excluded if the restacking work occurs and they were not contacted or asked to participate. Fermantez says he has not attended a consultation meeting himself, therefore he is not sure if the individuals who should know actually do know, although that is the purpose of the burial notification.

Hina addressed the Council members and stated that the Council has always supported the descendants and exercise their voice of support. Hina asked the Council to proceed in order to take appropriate action. Hina addressed Rechtman and stated that he was asking the Council to accept the treatment plan.

Rechtman confirmed.

Hina read the title of the burial treatment plan onto record, then asked the Council for their recommendation on preservation in place.

Motion: To preserve-in-place or relocate the burials at the above project area.

Fermantez asked if the motion meant the Council was accepting the plan.

Hina stated the motion was only to preserve-in-place or relocate the burials at the above project area.

Motioned by: Amaral

2nd: Mitchell

VOTE: 5 AYES, carried unanimously

Hina asked Rechtman to coordinate consultation with the community and outreach to Council members Fermantez and Holck. Hina stated, for the record, that the Council has recommended to the SHPD preservation-in-place of the burials in the above project area.

Rechtman thanked the Council, and Hina stated that Regina Hilo would advise Rechtman.

Hina asked the attendees if there were any comments.

No comments were offered.

Hina addressed Rechtman, and said that the Council looked forward to his next visit, and recommended that he contact Council members Fermantez and Holck.

G. Howard Hughes Corporation Block N East Project, Kakaako, Honolulu Ahupuaa, Kona District, Oahu Island, TMKs: [1] 2-3-002:001 and 086

Information/Discussion: Update on the above project.

Hina read the above item onto the agenda. Hina acknowledged that she maintains a working relationship with Howard Hughes Corporation; however, because no determination is requested of the Council and the nature of discussion is updates only, she will sit at the table, but refrain from commenting.

Mana stated that he will not be commenting on Items G, I, and J because his employer, Oiwi Cultural Resources, provides cultural monitoring services to those three projects and their proponents.

Hina stated for the attendees that the composition of the Council includes recognized descendants and cultural monitors who must recuse themselves from voting. Hina leaves the room. Council member Fermantez assumed leadership of the Council.

Matt McDermott, Cultural Surveys Hawaii, and Race Randle, Howard Hughes Corporation, introduced themselves.

McDermott stated the Block N has been presented several times before, and Howard Hughes would like to keep the Council updated regarding changes to development plans in the area. Decisions have already been made on how the burials will be treated, and those decisions will not change, but there will be a change in the landscape and the project area footprint. McDermott referred to the PowerPoint presentation prepared for the Council; Block N AIS has been completed and was submitted to the SHPD for review. Block I AIS has been completed, and the Burial Treatment plan was approved in December 2015. Block M AIS had no finds, and

archaeological monitoring is ongoing. HART project as well. The entire area has had archaeological work and mitigation commitments were made.

Fermantez stated that there was a road realignment which had issues brought before the Council at a previous meeting.

McDermott said that was Halekauila and he'd be addressing that area as well later in the presentation. Block I, Block M, Block N had AIS work done, there were iwi kupuna found, and how are they going to be treated now. The mitigation recommendation for Block I was a BTP, a Data Recovery Plan and an Archaeological Monitoring Plan; the BTP was approved in December 2015, and the AMP was approved as well. Data recovery will wait until CSH knows exactly what is planned for Block I. Block M has an AMP that was approved by SHPD, and work is underway. The Block N AIS report is under SHPD review; the recommendations were a BTP and an AMP. The recognized descendants were listed in the PowerPoint presentation and were also present among the attendees. Iwi kupuna consist of a burial cluster makai of Queen Street, therefore the recommendation for a BTP will be done later. There will be a Block N East area. McDermott referred to Block I burials on the PowerPoint, and stated fragmentary finds will be relocated to the Burial Cluster 17. McDermott referred to the PowerPoint for a map of the burials that would be preserved in place and the burials that would be relocated to the burials preserved in place. There is a BTP for those already. Block I BTP had a Halekauila extension coming through the project area which got close to the burials being preserved in place. Howard Hughes is looking at how their development plans for the area can be modified to better protect the burials. McDermott showed on the PowerPoint how the entire area has been redesigned, leading to the modification of boundaries for Block N: the H-shaped building is now a landscaped area that will allow for preservation in place of those burials. The former driveway to Halekauila will be an open area with an adjacent parking garage. The Halekauila extension has been moved farther makai. Block N West will have its own BTP. Howard Hughes has redesigned the parking structure foundation to be as far away from the burials as possible. McDermott stated that all information has been explained to the SHPD and to the cultural descendants, who are pleased with the changes. The new Block N has a treatment decision and a BTP, which will be described in a BSC which comes after a BTP, which will be drawn up after consultation with the descendants as well as SHPD. McDermott asked the Council if there were any questions.

Fermantez expressed that development has taken into account the iwi kupuna first and foremost.

Mitchell expressed the same sentiment.

Amaral looks forward to the next report.

Fermantez asked for the descendants' perspectives.

Kaanohi stated that her and her 'ohana are very pleased with all of Howard Hughes' adjustments to provide a place for iwi kupuna.

Mana stated that he and his 'ohana are very pleased with Howard Hughes' adjustments to acknowledge the culture and the past.

McDermott said that he will come before the Council with the BSC when those details become available at a later time. He thanked the Council for their time.

Fermantez continued to Item H.

H. American Savings Bank Campus Project, Honolulu Ahupuaa, Honolulu District, Oahu, TMK: [1] 1-7-026:004 and 016

Information/Discussion: Update on the above project.

Item H was read onto record by Fermantez

Project presented by Matt McDermott, Cultural Surveys Hawaii; Lani Maa Lapilio, Aukahi; Lin Ann Chang, American Savings Bank

McDermott stated that the project and AIS results have been presented in several previous OIBC meetings, with the SHPD, and in meetings with the cultural descendants. The AIS is being

prepared and will be submitted to the SHPD. The BTP will be developed in consultation with the cultural descendants and with the input of the OIBC. Meetings were held on May 2nd, with another consultation via email on May 23rd to the cultural descendants and the OIBC. McDermott mentioned LCA awarded to Palila, Palile, which indicated that there were burials there. The burials include extended burials and one flexed burial, intact and articulated, with one possible burial pit, not tested, and a cranial fragment. To address preservation in place, the project proponents looked at shifting the building and foundation by 3 feet. He referred to the PowerPoint presentation slides for figures showing the layout of the burials and support columns for the structure. Protective walls of reinforced concrete approximately 8 inches wide will be installed before the pile caps are poured in order to protect the burials in place; the closest distance between the pile caps and the burials preserved in place would be approximately one foot. Surface treatment discussed included landscaping with native plants and pohaku to deter pedestrian traffic in the area.

Fermantez commented that 'A'ala Park is right across the street.

McDermott and Chang stated that there would be security.

Fermantez commented that the preserve area might attract a different kind of pedestrian traffic. McDermott and Chang stated that there would be cameras and 24/7 security, and also that there would be an ATM in that area. McDermott said the AIS was submitted to the SHPD and the project proponents were working towards fulfilling their mitigation commitments. Monitoring was planned for the remainder of construction. Individuals from the community are still responding to the burial notification advertisement and seeking recognition. A draft BTP will be submitted to the SHPD once the AIS has been approved.

Fermantez commented that this level of detail is new to him as he'd missed several previous meetings, and he's happy to see development evolving to allow preservation in place of iwi kupuna.

Mitchell commented that he looks forward to hearing about the descendants input.

Kaanohi added that positive things can happen when descendant discussion happens before construction begins on a site, where the developer can work with their architects to allow for preservation in place of iwi kupuna rather than moving it. She is appreciative of that opportunity. Maa Lapilio thanked the descendants for making the time to meet on site and in consultation to develop appropriate mitigation, and thanked McDermott for sending updates from the field, and thanked the engineers for finding workable solutions. The project is a solid collaborative project. Mitchell thanked the project proponents.

Fermantez asked if there were other comments.

Caceres mentioned that, in regards to the Howard Hughes developments in Kakaako, the project engineers made their work look easy by moving an entire building in order to preserve in place the iwi kupuna. He said that only a few years ago, project proponents would move an entire burial to install an irrigation system for landscaping. Projects like ASB afford collaboration which is key to developing workable solutions for preservation for iwi kupuna.

McDermott reiterated the AIS is under review with the SHPD, and a draft BTP would be distributed to the Council for a determination soon after acceptance of the AIS.

Fermantez, McDermott, Maa, and Chang thanked each other for the discussion.

Fermantez continued to Item I.

- I. Hilton Hawaiian Village Grand Islander Project, Waikīkī Ahupuaa, Kona District, Oahu Island, TMKs: [1] 2-6-005:001 and 008:039 (por.)**
Information/Discussion: Update on the above project.

Fermantez read the above item on the record. For discussion facilitation, Item J was included, and Fermantez read Item J onto record.

McDermott, CSH; Kawika McKeague, Group 70; and Lani Maa, Aukahi, presented the project

McDermott stated that Items I and J had been discussed before the Council previously. He referred to a PowerPoint presentation with maps. A new wastewater line is being installed, routed up Kalia Road, down Ala Moana, down Kalakaua to the existing pump station; the new line will replace the existing lines, and the existing lines will be removed.

McKeague stated that the project was a condition the city placed upon the Hilton when they were seeking approval of their Master Plan, in order to get all the wastewater systems up to standard and grade. This particular portion was absorbed by the Grand Islander.

McDermott stated the land jurisdiction includes city streets, private land, and federal land.

Fermantez commented about a possible new landowner that had come in mid-way.

McKeague stated that the Grand Islander would be a timeshare. Hilton is in charge of doing the project; once the KFDWSI project is complete, it will be turned over to the Division of Environmental Services, Wastewater Branch.

McDermott referred to the PowerPoint presentation slides. No finds on the federal lands so far. McKeague summarized the NAGPRA plan of action, which addressed how to handle finds before-the-fact, as well as the 7 NHOs who came forward.

Hina commented on the discussion, and said that one of the positive notes was the constant ongoing dialogue, especially in regards to NAGPRA, which involves a federal process. She asked Kaanohi to comment.

Kaanohi mentioned that the project started a while ago, and there was always engagement.

Hina instructed the Council to be supportive of projects that allow ongoing engagement, even at the federal level.

Mitchell asked if Hui Malama was still functioning.

McKeague said the entity has been dissolved.

McDermott referred to the PowerPoint slides. AIS and Supplemental AIS investigations in the tower footprint have been done, which revealed the location of Piianaio Stream and a number of fishponds, including Loko Paweo.

McDermott and McKeague read the names of the other fishponds.

Hina, Mitchell, McDermott and McKeague recounted other fishponds: Kapuni, Kaihi, Paweo, Kaiaeone, Kapuahi, Kaihikapu, Kapuuki.

McDermott stated that previous archaeology done focused on the realignment of Kalia Road. Based on the AIS results, a BTP was generated and approved in September 2015 which established a preserve area in the corner of Paoa and Kalia for relocation of finds from these projects. McDermott referred to slides in the PowerPoint. SHPD determination was relocation for the finds, which are currently in the on-site curation facility. The Neller Burial area is another relocation option. The inadvertent finds for the pipeline were scattered, previously disturbed from a previous project. SHPD consultation directed the collection and curation of the finds. Installation of a drain line led to displacement of half of an in situ burial, which is still preserved in place. Consultation is ongoing.

McKeague states that this particular case is difficult. Input is being gathered from project engineers, descendants, and project proponents.

Fermantez stated that previous utility installment disturbed the burial.

McKeague confirmed that, and shared additional comments about the challenges of ensuring 100% recovery of the in situ portions as well as challenges of coordinating with the city regarding the roadway and utilities, involving 3 different possible jurisdictions for landowner.

Hina instructed the Council that, when the descendants come together at the table to discuss a case, the descendants guide and shape the action taking place. She stated the Council take a secondary voice, and support the descendants' wishes.

McKeague acknowledged that the descendants are meeting after hours, on their own time, and are involved in so many different projects, so the project proponents need to be prepared and provide the best information possible to the descendants.

Hina asked that the Council members support each other independent of their geographic representation.

McDermott stated that preservation in place would involve exploration of the surrounding sediments, and installation of a steel plate or barrier. Relocation would involve removing all sediments around the May 5th find.

McKeague stated that relocation would mean interim curation at the on-site curation facility, and reburial to one of the vault options, either at Paoa and Kalia, or at the Neller Burial.

McDermott discussed the sonotube treatment option and surface treatment for preservation areas, including native plant landscaping. He thanked Oiwi Cultural Resources for their support. Mitchell asked if there would be access rights to the native plant landscaping for traditional cultural practices.

Hina said that, in consultation with Howard Hughes and Ward Villages, she requested that there be access to the resources for cultural practitioners in order to maintain connection with the kupuna. She recommended that the Council make such requests of the project proponents when treatment options are being discussed.

Fermantez asked if there were additional comments.

Kaanohi mentioned that there was a halau that wanted to collect la`i from a project site, requested of the project site to collect la`i, and were told ‘no’ by the management because it was a burial site. When Kaanohi went to collect for another kanu, she called management ahead of time, and was allowed access to gather, which is when they shared with her about the halau that wanted to come and gather.

Fermantez asked of there were additional comments.

Lani Maa asked a general question of Hinano: who should be notified about inadvertent finds.

Rodrigues stated that Maa’s question was specific to the Kona area no longer being represented. Maa stated that her question was specific to the process of notification, in that the OIBC chair would be notified of inadvertent finds. As Hina would be vacating the Chair-ship, who should, then, be notified as a courtesy?

Rodrigues requested that the Council make the determination through the selection of their new Chair at the next meeting, but that as an interim practice, notification be made to the current Vice Chair.

Hina stated that the OIBC Vice Chair was not present at today’s meeting, and that she is still the OIBC Chair until the end of the meeting. Hina requested that consultants notify the current Chair and the Vice Chair.

J. Kalia-Fort DeRussy Wastewater system Improvements Project, Waikīkī Ahupuaa, Kona District, Oahu Island, TMK: [1] 2-6-005:001 (por.) + Easements
Information/Discussion: Update on the above project.

Item J was combined with Item I. Discussion is summarized above.

K. Ainahau Vista II Project, Waikīkī Ahupuaa, Kona District, Oahu Island, TMK: [1]2-6-024:070, 071, and 089

Information/Discussion: Update on the above project.

Hina read the above agenda item onto the record

Matt McDermott, CSH, provided project updates

McDermott stated that the project has expanded to include an off-site sewer line. He referred to PowerPoint slides showing the project area. CSH did an AIS for the project in 2004, with completion in 2005; outstanding mitigation documents included the AIS, a BTP, a Monitoring Plan, and Data Recovery. All outstanding mitigation has been done.

Fermantez commented that there was a fishpond wall.

McDermott clarified that it was a retaining wall. Consultation has been ongoing, with the last on-site meeting with residents in October 2015, and OIBC presentations in September and

December 2015. A monitoring plan was accepted by the SHPD; a preservation plan is under review by SHPD. The Kaleikini `ohana were recognized as cultural descendants by the OIBC in April 2016. McDermott referred to slides in the PowerPoint, which included the 1881 Bishop map, showing a large drainage and the irrigated taro fields in the area. The LCA boundary wall occurs on the boundary of the drainage, which was found during the 2004 AIS, along with the remnants of the drainage. The AIS finds included iwi kupuna, which were addressed in a BTP, and the fragments were relocated to a preserve area. The wall was slated for data recovery, but in consultation with the descendants and the SHPD, the wall will be preserved in place, hence the monitoring program and the preservation plan. The data recovery effort in 2008 exposed a massive wall, near the surface all the way to the water table, five to seven courses, and substantial. Mauka would have been agricultural terraces, makai side being the drainage channel; the wall likely served as a retaining wall for agricultural purposes. McDermott said the Princess Kaiulani monument was erected in the 2000's by the original project proponents in the location of the Aina Hau Estate. The reinterment site is already established from the BTP, and the monument will be moved to the preservation area prior to construction.

Hina asked if the monument will be placed within the preservation area.

McDermott confirmed that the monument will be abutting the preservation areas, relocated to the project boundary. He referred to PowerPoint slides to explain how the wall will be preserved in place by displacing the planned building support tie beams and pile caps to not impact the wall. Sewer installation from Kaiulani Avenue to Tusitala Place will be 3 feet wide by 5 feet deep, in sensitive sand and soil; McDermott will meet with SHPD to consult about methodology. He stated that SHPD will be reviewing and accepting the Preservation Plan; the Burial Site Component and Data Recovery Plan will be done once the construction is completed, which will be used to document and record the site with the Bureau of Conveyances. Construction will start in the fall of 2016, and implement the monitoring plan already accepted by the SHPD. Updates will be provided to the OIBC in future meetings.

Hina asked if there were any questions.

No questions were given.

McDermott thanked the Council.

Mana commented that McDermott sat at the table longer than he did.

McDermott laughed and jokingly apologized.

Item L was taken next.

L. Section 106 Consultation for Mayor Wright Homes Redevelopment Project, Honolulu

Ahupua`a, Honolulu (Kona) District, TMK: [1] 1-7-029:003

Information/Discussion: Update on the above project.

Hina read the above item onto the agenda

Chris Monahan, TCP Hawaii, and Emily Davids, Hunt Companies, presented the project

Monahan introduced the project, as commencement of Section 106 consultation. Monahan stated an AIS and CIA will be done. Project area is situated between Iwilei, Kalihi, Chinatown, bound by North Vineyard, North King, Liliha, and Pua Lane.

Davids stated the project includes 354 units, one-for-one replacement of affordable units, adding a mixed use space. Design plans are not set; community meetings are ongoing. Planning process is about 2 years.

Amaral asked if the plan was to turn Mayor Wright into the mixed use apartments across the street [from Mayor Wright].

Davids stated that the redevelopment may include retail tenants.

Amaral asked if the units would be affordable.

Davids stated that the one-to-one replacement units would be affordable, all others would be at market.

Amaral asked if there would be a high rise.

Davids stated that they only had a general and preliminary design plan at this time.

Amaral asked about the current tenants during the construction.

Davids stated that they would be relocated during the construction, and would have the first right into the new units being built.

Amaral asked about the nature of Hunt Companies, whether it was a property management or real estate firm.

Davids stated it is a development firm, and will be partnering with HTHA and will be doing the relocation.

Hina stated that the Council was asking good questions. She said that, the higher a building goes, the greater the propensity for impact to potential resources there.

Davids stated the Master Plan is in development and will take approximately two years. The consultation portion will take all of 2016.

Hina asked how much community engagement has occurred already.

Davids stated consultation began on April 1st, and two meetings occurred already. One with the tenants, and one with the community. Another design meeting will be held in August, a week-long engagement with community at Palama Settlement.

Fermantez asked how old Mayor Wright housing is.

Monahan stated the buildings were built in either 1952 or 1953 depending on what source is referenced.

Fermantez commented that, therefore, no formal archaeological studies or assessments have been done in the area.

Monahan stated that it was built before any of those laws.

Fermantez asked how high Mayor Wright housing is.

Monahan stated it is three stories high.

Fermantez said he wasn't aware of what the existing building footings are, and an LCA map may be helpful for guiding archaeological work.

Monahan stated that the AIS represents an opportunity to get archaeological data from within the project area.

Mitchell stated that archaeological work has been done nearby.

Fermantez referred to the presentation slide and commented that there were many LCAs in the project area.

Monahan agreed; he stated that he is very happy to be involved early on in the process when there is no rush to complete work and the project can be designed around any resources, namely iwi kupuna, encountered. He referred to a 1939 map, showing LCAs and kuleana parcels in the entire project area, which was a prime lo`i kalo area, situated in the Nuuanu Stream floodplain. Testimony discussed how many lo`i the tenants had, auwai, as well as house sites. Monahan stated there are LCAs, which disappeared under a process, and Land Grants as well. Survey maps from the Mahele and Land Court show lo`i, auwai, and scattered house sites. Monahan stated that, knowing Hawaiian history and traditional practices, there may be historical burials in the vicinity of the house sites.

Mitchell commented about the LCAs and backyard burials.

Monahan stated that it was something that needed to be considered.

Hina stated, also, that Honolulu was the hub for people coming in, and therefore it would be logical to find resources that reflect settlement of the area. Hina stated that her family is from the area at Pua Lane, and she would be interested in participating.

Fermantez asked if there was a sense of land use prior to Mayor Wright.

Monahan stated that an early 1900's map showed tenements, horse stables, and a distillery, with a large portion still designated as taro fields. He stated that there was a lot of building in the early 20th century.

Fermantez thanked Monahan for coming early to the OIBC.

Monahan stated that he was grateful to be coming early as well and that he consulted with the SHPD's Susan Lebo the previous week. Monahan spoke with the Mayor Wright housing

manager, Cynthia, to ask about individuals that could contribute to the CIA. Cynthia shared that the Bishop Museum had come in and told her there was a residence there, an alii, though she wasn't sure which one. Monahan stated there is some indication that Princess Ruth of the Kamehameha lineage had a residence in one corner of the project area. Monahan stated that he is reaching out to people that have more knowledge than he does of the project area and is happy to be coming early to consult.

Fermantez stated that it is good Monahan came early, especially if her `ohana is involved. Monahan stated that coming early to the Council to inform the Council and engage with those that attend the Council meetings is important. He also said that he has already started talking with some individuals. Monahan referred to stitched-together fire insurance maps from the early 1900's, and stated that much work is left to be done. Susan Lebo had talked with him about what archaeological methods were needed to produce a good AIS, taking into account resources that we know might be there and targeting investigations in those areas. Several factors need to still be taken into account before a final testing plan is developed, including utility survey. Monahan's site survey showed utilities everywhere. Accommodations for the current tenants need to be considered as well, therefore current testing strategies are in between the buildings. Historical features documented on the Mahele maps will be overlaid on current maps to guide creation of a testing strategy. Monahan will be consulting with SHPD moving forward and will visit the Council to provide updates, to discuss a trenching plan, why and where the trenches are being dug. Susan had asked what the existing building footings look like; Fung and Associates are analyzing the as-built plans from the 1950's to determine if the foundations are slabs, or excavation to depth. The ground disturbance beneath the buildings is likely only several feet, not 4 or 6 feet foundations. Working with cultural monitors has arisen, and Monahan is working with proposals, talking with Hunt Companies, and with the local firm PBR to consider options integrating cultural monitoring.

Hina agreed.

Monahan stated that, in proximity to the American Savings Bank Campus Project, there was much to learn about how the AIS was done and the process moved forward.

Hina thanked Monahan for his presentation, and asked about some details shared in the presentation.

Davids confirmed that the one-for-one statement refers only to affordable units.

Hina stated that there will be some impact, in removing one building and building a new one. She referred to the Mahele and the replacement of traditional religion with Christianity in 1820, therefore there is a potential for traditional burials in the project area. There used to be a poi factory at Holokahana Lane.

Mitchell stated that there was a good water source.

Hina confirmed that.

Amaral asked who owns the land.

Monahan replied the State of Hawaii. Monahan's client is PBR Hawaii, and their client is Hunt Companies.

Hina suggested to Davids that HCDA be part of the consultation, not only with the community, but the Council. At some point, it will come back to them.

Davids confirmed she will address that.

Hina asked if there were any questions.

None were given.

Hina offered her contact information to Davids and Monahan.

Item M was taken next.

M. Burial Treatment for Human Skeletal Remains Designated SIHP # 50-80-04-7836 Encountered on the Hale'iwa Town Improvement District Project, Kawaihoa Ahupua'a, Waialua District, O'ahu TMK [1] 6-2-012, Kamehameha Highway Right-of-Way and TMK [1] 6-2-012:030.

Information/Discussion: Update on the above project.

Hina read the above item onto the record

David Shideler, Cultural Surveys, and Jim Nierman, R.M. Towill presented the project
Shideler stated this is a courtesy consultation to provide updates.

Nierman stated he is a planner with R.M Towill, the firm hired by the Department of Design and Construction for the above project. In 2009/2010 the City Council passed a resolution directing the DDC to undertake the above project for approximately a mile in length improve walkways, underground and overhead utilities, and landscaping proponents. Work began 2 years ago. 3 community meetings were held, a draft Cultural Impact Assessment was started, leading to an EIS. No preferred alternative, but potential alternatives include expansion of the right-of-way. Improvements, assuming no iwi, would be roadway widening, at-grade walkways made of concrete, underground utilities which would include ground disturbance. The resolution stipulated that landowners participate in the cost, with a starting point of 50/50. Feedback from communities regarding underground utilities hasn't indicated a preference either way, therefore the cost may be a factor of determination. Excavation for walkway construction and relocation of utilities would still have to occur. Nierman referred to PowerPoint slides. Draft EIS, planned for the end of 2016, would include a preferred City alternative, which would need to go out to the community as part of the planning process, independent of the burial consultation with the community. Outcome of those consultations, the City, etc. would be part of the planning consideration.

Hina stated the Koolauloa representative should consider participating.

Fermantez stated he could.

Shideler stated [Waialua moku representative] Tom Shirai has been working with the project proponents since the beginning. Shideler stated that project proponents are awaiting clarity from the City regarding what is planned for the area. Iwi are disarticulated and disturbed, and Shirai was open to the possibility of relocation to the Queen Liliuokalani Church, which is nearby.

Hina asked Shideler to engage Council member Fermantez as someone was needed to come back to the Council.

Nierman showed a slide that represents a conceptual design with walkway and landscaping.

Mitchell recommended speaking with Alicia Smith.

Hina recommended speaking with Dorothy Auwae and her son, Kumu Hula Keith Auwae

Shideler thanked Hina for the recommendations.

Shideler indicated that extensive consultation with the SHPD in testing strategies was done, as the area has already been the subject of numerous archaeological studies; many LCA in the area. Several large heiau in the area. Kamani Heiau was destroyed during the construction of the Haleiwa Hotel. The hotel was built even before the Moana. Possibly the iwi kupuna was disturbed during renovation to the hotel lands. 1919 map showed Haleiwa Hotel, showing the old bridge prior to the 1921 double-arched bridge. Possible that the 1921 bridge affected the iwi kupuna. Area was not impacted by OR&L, nor the plantation railroads. Previous find of iwi kupuna across the road, approximately 100 feet makai of the find being discussed; that MNI was 3, documented in Kennedy 2000. Burial notification published in the Ka Wai Ola o OHA and Star Advertiser.

Hina recommended Kupuna Chaney, Kupuna Nalani Olds, and Nathan Kalama.

Hina asked if there were any comments.

Kaanohi asked about the Kennedy find in 2000.

Nierman and Shideler restated their previous statements, though the final treatment of the Kennedy 2000 was not documented.

Hina asked how many heiau were documented in the area.

Shideler referred to a slide in the presentation.

Hina recalled the names she remembered from the slide: Kapukapuakea, Puu Pilo, and two others.

Shideler stated Hekili was another important heiau in the area.

Hina read the names on the slide: Puu Pilo, Kepuwai, Kapukapuakea, Hekili, Anahulu, and Mailiaumi. Hina stated with the high number of heiau on that side, that information should be able to provide background regarding religious authority, population, and land stewardship.

Kaanohi made a statement about the iwi found during the Kennedy 2000 archaeological investigation.

Nierman stated that Tom Shirai attended the last meeting and made the statement that Haleiwa was the origin of land governance, and put that out for the C&C planning discussion.

Hina pointed out the names of the area: Laniakea, Kapukapuakea, connectivity to heiau with that part of Hawaiian history when change comes from the south. Council member Shirai has had sporadic meeting attendance during the OIBC, and Hina would like to ensure that Council member Fermanez is consulted as the OIBC representative to the project, as it needs to return to the OIBC meeting for update.

Nierman introduced a Department of Design and Construction supervisor who is Nierman's client.

Hina encouraged him to continue attending the OIBC meetings.

N. Kawaiahā'o Church Multi-Purpose Building Renovation Project, Honolulu Ahupuaa, Kona District, Island of Oahu, TMK: [1] 2-1-032:017.

Information/Discussion: Update on the above project.

No updated provided

Hina stated to the Council that she agendized this item until such a time when there is no longer any concern; as long as the iwi are out, then have them agendized

Mitchell stated that this was the third time it was on the agenda, and they have not shown up yet

Hina stated that this is a perpetual occurrence

Item O was taken next.

O. Section 106 Consultation, National Memorial Cemetery of the Pacific at Puowaina (Punchbowl): Expansion and Improvement Project, Pauoa and Makiki Ahupua'a, Honolulu District, O'ahu, TMK: [1] 2-2-005:001 (por.), 002 (por.) and 005 (por.)

Information/Discussion: Update on the above project.

No updates to report.

Item P was taken next.

P. Update on Legislative Bills and review of Hawaii State Legislative Session 2016 affecting the State Historic Preservation Division

No updates to report, as the legislative session closed on May.

Inadvertsents/Communication was taken next.

V. INADVERTENTS/COMMUNICATION

A. Inadvertent Discovery of Human Skeletal Remains at the Ka Malanai at Kailua Residential Project, Kailua Ahupuaa, Koolaupoko District, Island of Oahu, TMK: [1] 4-2-001:035, 036, and 37, and Kailua Road Right-of-Way.

Information/Discussion: Discussion about the above find.

Presented by Alani Apio

This is a courtesy update

Kailua descendant group, Kailua Kau a Hooilo, has been working with DR Horton for the past 5 years

Addressed finds during Phase 1 of Ka Malanai and brought resolution to the finds

Descendnats offered to remain project Ka Malanai from The Ironwoods

Phase 2 is 2 buildings (Phase 1 was 6 buildings)

Old houses from the 1950s that became low-income housing, area was razed

Inadvertent finds were in the roadway, been working with the descendants

Immediately contacted, brought up to date, working with the developer and the archaeologist, and recommended to the SHPD relocation: remains disinterred, curated temporarily on site, developer has marked off several areas on the property and is in discussion with the desce

Stay as close as possible to their original location

Most of the sensitive areas are pau, but there is still additional trenching to go

Hina: when was the first engage with The Ironwoods before it was changed to Ka Malanai?

Indicated surprise that this project was proceeding without ever coming before the OIBC for an introduction.

Alani: It didn't. This was in 2008, they were not required to do an AIS by the SHPD staff at the time. They were given the approval, and the timing of it came as we, myself and Kaneohe Ranch, were just beginning our work in Kailua and had finished our first project. So very different time frame. We had no idea about this project. IARII was not involved, either, because they had just purchased the property from the former land owner and were not required to do an AIS by the SHPD staff at the time, and so it didn't come to us, either. But what happened was, if you remember timewise in 2008, we had to global financial meltdown; they didn't immediately build then. So they put it on the backburner to build in 2010. By that time things had progressed in Kailua, matured, different scenario, they did, even though they weren't required to work with us, they did. And we had gelled by that time. And they've been working with us, quite admirably, since. They've been a model developer. They cut off the back of one of their buildings to keep burials in place, and gave up 6 units. So they've done, by the descendants, exactly what the descendants have requested. This is inadvertent, so it was ultimately a recommendation to Regina, and Regina's call.

Hina: And so, for our training purposes, I have always wondered, seeing this development come up, why we never saw it. And, exactly as I suspected, this would have come about right at the time I started on the Burial Council, but that was Kawika McKeague as Vice Chair and Jace McQuivey as Chair. And I was still learning.

Alani: But you guys wouldn't have ever heard about the project anyway, because it wasn't required that we come. It wasn't even required that we do anything more with SHPD because they didn't have to do an AIS. That being said, in hindsight, an AIS would probably not have changed the outcome. Because we still preserved in place. It was a good situation, it could have gone another way.

Hina: It's ideal, because you're trying to do the right thing. Also, there are descendants of the area that malama their kuleana, we clearly know who they are.

Alani: Right.

Hina: However, I must advocate that, you know, it's ideal that you require people to go through that process, do your homework, do the archaeological inventory survey, and then, afterward, the same descendants. That way, if they needed our support, if they needed that help, if they were working with somebody and goodness knows, maybe they'll never ever have a developer like that again, you know. Hopefully you'll never have a developer situation where they not gonna be as, in the context we see the majority of developers coming now, where they want to do the right thing, that kind of stuff. But, still, that's how the Council can avail itself to descendants.

Alani: Sure.

Hina: Right now, all this is alone, and they're out there, alone. But with Target right around the corner, the burial Council has been able to avail itself to support the efforts to do that.

Alani: Oh, absolutely.

Hina: And it's really enabling the process. Right now, because this circumvents that process, we received a friendly update, we appreciate hearing they are doing right by the iwi kupuna. Please acknowledge that we discussed that in this meeting. But just as a matter of our practice and what we do, we should be advocating for people to engage and do the homework.

Alani: A couple years after that situation, I do know that a new SHPD staff put in place with the Department of Planning and Permitting, basically, maps that said, "Anything below these areas in Kailua need to come before SHPD." So a tighter situation is put in place, tighter parameters. That being said, this is all subject to human interpretation, politics, and the run of human business. So we are now seeing, we are moving the core of development to the commercial, but we are seeing residential developments. And so, it becomes harder because, the normal home owner, I mean you're talking about a huge additional cost when you have to consider archaeology and an AIS. Separate from the right or wrongness, the pololei-ness of it, it just is a practical reality. Mom and Dad are going to put in an extra bedroom or they're going to expand the driveway and all of a sudden they're looking at a bill for \$25k. That far exceeds what they were going to do in the first place. There are some practical challenges that are coming up for us; the good news is that, from the descendants point of view, they are thinking this through, about how to work with individual homeowners so that we can make both happen. Because if we don't set the right precedent, what will happen is people will be afraid to do it in legal ways.

Hina: Right.

Alani: So we have to be careful that we figure out a way how to do it legally and still get what people want done. So we're working through that.

Hina: If this Council, as you saw earlier in the meeting, there was time in our discussion earlier about our leadership, efforts or addendums to rules that are followed. And if there are any good thoughts on how to help the situation. And rightfully so, for people who want to improve their homes, there's a whole lot of people out there that would want to do the right thing. There's a whole lot of people out there that would make any kind and not give a darn about iwi kupuna. The Council does have the wherewithal to agendize something, have a public format, you can engage, you can avail yourselves to that process, because that way, it puts it on the map, you have an official record of it, and this Council can be noted as having supported talking about it, because then it has to do with iwi, so that it doesn't end up as inadvertent later.

Mitchell: Yes, 2008 no need for the AIS at SHPD, so all of the iwi become inadvertent.

Hina: Yeah.

Alani: On phase two, they were required to do an AIS.

Mitchell: Mahalo.

Hina: It may be nice, later on just as an update, to come present, share, how was it mitigated, and how things were done, especially in Ko'olaupoko.

Alani: Ok.

Hina: That's for you, you can manage that, it's feasible to you. Mahalo for the update.

Alani: Mahalo.

Item B and Item C were deferred.

Item D was removed earlier from the agenda by the SHPD.

Item E under Business was taken next

B. Letter from the United State Marine Corps, dated March 28, 2016, received on March 30, 2016, Re: Operational Range Clearance of Former Aerial Target Range at Marine Corps Training Area Bellows, District of Koolaupoko, Ahupuaa of Waimanalo, on the Island of Oahu, TMK: [1] 4-1-015:001

Information/Discussion: Discussion about the above correspondence.

No discussion.

C. **Letter from the Hawaii Army National Guard, dated March 28, 2016, received on April 11, 2016, Re: Response to the State Historic Preservation Division's comments on the Hawaii Army National Guard (HIARNG) NHPA Section 106 Undertaking – Proposed Demolition of Historic Buildings 301 and 304 and Transfer of Land to the Hawaii Department of Land and Natural Resources (DLNR) Division of State Parks at Fort Ruger, Diamond Head State Monument, Waikiki Ahupuaa, Kona Moku, Oahu Mokupuni, TMK: [1] 3-1-042:006**
Information/Discussion: Discussion about the above correspondence.

No discussion.

D. **Letter from the Hawaii Army National Guard, dated March 28, 2016, received on April 11, 2016, Re: Section 106 (NHPA) Review – Replacement of an Existing Wash Rack at the Hawaii Army National Guard (HIARNG) Waiawa Facility, Waiawa, Oahu, TMK: [1] 9-6-04:015**

Information/Discussion: Discussion about the above correspondence.

No discussion.

E. **Letter from the Office of Hawaiian Affairs, dated March 31, 2016, received on April 11, 2016, Re: Comments on the National Historic Preservation Act (NHPA) Section 106 Compliance Regarding the Proposed Operational Range Clearance of Former Aerial Target Range at Marine Corps Training Area Bellows (MCTAB), Waimanalo Ahupuaa, Koolaupoko Moku, Oahu Mokupuni, TMK: [1] 4-1-015:001**

Information/Discussion: Discussion about the above correspondence.

No discussion.

F. **Letter from the Office of Hawaiian Affairs, dated April 1, 2016, received on April 11, 2016, Re: Comments on the National Historic Preservation Act (NHPA) Section 106 Consultation – Kamehameha Highway Rehabilitation in the Vicinity of Kapuhi Street to Dairy Road, Waiale, Kaunala, Paumalu, and Pupukea Ahupuaa, Kooloauloa Moku, Oahu Mokupuni; Federal-Aid Project No. NH-083-1(77), Ref. No. HWY-DD 2.1509; TMK: [1] 5-8-001, -003 thru -006; and 5-9-001 thru -016, -019, -020, -021**

Information/Discussion: Discussion about the above correspondence.

No discussion.

VI. ANNOUNCEMENTS

A. **Next meeting date is scheduled for Wednesday, July 13th, 2016 at 10 AM.**

Hina: (in Hawaiian)

Your next halawai will be on July 13th. May you all do well on your meeting, hope you will have quorum.

Motion to adjourn meeting

Motioned by: Kali Fermantez

2nd: Mana

Carried unanimously

Meeting adjourned at 2:10 PM

Approved and ratified at the Oahu Island Burial Council's meeting on September 14, 2016

Respectfully submitted by Regina K. Hilo, Burial Sites Specialist, History and Culture Branch,
on 09/15/2016

APPROVED