



MAUNAKEA STEWARDSHIP AND OVERSIGHT AUTHORITY (MKSOA)

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PUBLIC MEETING MINUTES

Thursday, November 14, 2024

10:00 am

Online via ZOOM and livestreamed via YouTube

Meeting Recording Available at

<https://www.youtube.com/live/YrUMTKpk41o?si=zXBGViIq1Yu5L2hF>

AUTHORITY MEMBERS

PRESENT, Zoom: Chairperson John Komeiji; First Vice-Chair Noe Noe Wong-Wilson; Doug Adams; Paul Horner; Bonnie Irwin; Pomai Bertelmann; Ryan K.P. Kanaka'ole; Second Vice-Chair Rich Matsuda; Ben Kudo; Kalehua Krug

EXCUSED Members: Neil Hannahs; Lanakila MangaUIL

MKSOA SUPPORT: Pua'ena Ahn, Executive Assistant, Board Secretary (MKSOA); John De Fries, Executive Director (MKSOA); Lloyd Unebasami, Interim Administrative Services Officer (MKSOA); Jordan Ching, Deputy Attorney General (DAG)

GUESTS: Greg Chun, Executive Director (CMS); Rodrigo Romo, MKSS General Manager (CMS); Sunil Gowala, (CSO)

I. CALL TO ORDER AND WELCOME PROTOCOL

Chair Komeiji called the meeting to order at 10:02 am. Opening remarks by Member Horner on the transition process of the next 4 years and the Hawaiian value of ho'omau.

II. PUBLIC COMMENTS ON AGENDA ITEMS

No Testimony.

III. APPROVAL OF THE MINUTES OF THE SEPTEMBER 12, 2024 10:00 AM REGULAR BOARD MEETING AND 6:00 PM COMMUNITY MEETING

Brief discussion regarding best practices when taking minutes.

MOTION: Motion by 1st Vice-Chair Wong-Wilson to approve meeting minutes from September 12, 2024, 10:00 am Regular Board Meeting and 6:00 pm Community Meeting. Second by Member Horner.

ACTION: The motion was unanimously approved.

IV. CHAIR REPORT– Public Testimony taken (written or oral) on any of these items

- A. Report by Chair Komeiji
- a. Post-2024 Election Update- Unsure how US Presidential elections will affect State of Hawai'i departments that interact with MKSOA. Meetings to take place soon with new State House leadership. New Hawai'i County Mayor has been elected, thanks and recognition to Member Adams for his contribution as Hawai'i County Mayor's designee.
 - b. Projects and Milestones PIG- Status update provided on recent PIG meeting. PIG will meet again later this month, PIG report will be ready hopefully by January meeting.

V. GOVERNANCE– Public Testimony taken (written or oral) on any of these items

VI. ADMINISTRATION – Public Testimony taken (written or oral) on any of these items

- A. Report of Executive Director De Fries:
- a. Update on Interim and Permanent Offices- [Project Director Stormont not present, excused]
 1. Interim Office-32 Kawili St. Department of Accounting and General Services (DAGS) Leasing Division process and negotiations with building owner ongoing.
 2. Permanent Office- 417 E. Kawili St. Lease and Right of Entry granted by Department of Land and Natural Resources (DLNR). Department of Budget and Finance (B&F) and Governor's Office approval pending. MKSOA is also securing room at Hale Pōhaku for use as staff office when on the Mauna.
 - b. Status of Management Plan Request for Proposals (RFP)- Administrative Services Officer Unebasami: Proposals due 11/20/24, Evaluation Committee to meet 11/26/24. Contract to be awarded approximately December and begin in February 2025.
 - c. Budget setback for Maui Disaster Fund- \$10 million taken from MKSOA \$14 million budget.

- d. Update on proposed Board Retreat- Difficult to schedule a 2-day retreat. Staff will poll for a 1-day retreat in December.

B. Long Term Transition Working Group (TWG)- Member Kudo:

- a. Retention of outside legal counsel- 1st TWG working meeting tomorrow.
- b. Coordination meeting with attorneys serving the LTTWG Jordan Ching, Jesse Souki, and Joel Kam.
- c. Creation and review of a new manifest of documents in UH Inventory files- Manifest has been created and will be reviewed tomorrow, some documents to be bundled.
- d. December 10-11 Mauna Kea site visit- Scheduled for outside counsel to view facilities, transition plan to be submitted sometime next year.

VII. FINANCE– Public Testimony taken (written or oral) on any of these items

- A. Report by Interim Administrative Services Officer Unebasami- Total appropriation, net, expenditure categories reflected in report included in Board packet.

VIII. OPERATIONAL UPDATE: Center for Maunakea Stewardship (CMS)– Public Testimony taken (written or oral) on any of these items

Updates included in following agenda item.

IX. JOINT MANAGEMENT COMMITTEE (JMC): CMS Executive Director Chun and MKSOA Executive Director De Fries- Public Testimony taken (written or oral) on any of these items

- A. Report by CMS ED Chun and MKSOA ED De Fries
 - a. Halepōhaku UST Final Project Proposal- MKSOA has been previously briefed on this project. Advisory committees have all recommended approval. RFP for project will be issued pending approval of CDUP. Any project that requires a CDUP or Environmental Review is automatically classified as a C project under CMS internal criteria.
 - b. Canada France Hawai‘i Telescope UST retirement- Same Department of Health (DOH) rules requiring fuel tank replacement, tank has been out of use since 2022. Will update as approvals are received. Classified as type A project because it falls under original permit
 - c. CSO Sublease termination- UH in discussions about sublease termination agreement. Future leases to include contribution to summit decommissioning fund. Caltech has agreed to contribute though not required to under original lease. Decommissioning fund account to be transferred to MKSOA.

- B. VOTE: MKSOA Approval of Halepōhaku UST Final Project Proposal

Process for MKSOA approval of UH projects still being formalized, future staff recommendations to be put in writing. CMS will be reporting to MKSOA findings of Environmental Assessment process. MKSOA Staff recommendation to Board, based on DOH requirement and CMS preparation to date, is approval of Final Project Proposal.

MOTION: Member Adams moved to approve Halepōhaku UST Final Project Proposal. Second by 1st Vice-Chair Wong-Wilson.

Discussion:

Clarification sought that this type of project does not require UH Board of Regents approval, UH Hilo Chancellor at most. Further clarification that MKSOA is exercising statutory authority as inclusive under co-management per Act 255. Recommendation that cultural monitors/protocol be included in the RFP. ED Chun confirmed that they are.

ACTION: Chair Komeiji called for the vote at 11:17 am. The vote was carried unanimously

X. EXECUTIVE SESSION

The Authority, if needed, convenes in Executive Session pursuant to Section 92-5(a)(3) to consult with the Board's attorney on questions and issues pertaining to the Authority's power, duties, privileges, immunities, and liabilities.

XI. ANNOUNCEMENTS

A. NEXT AUTHORITY MEETING- DECEMBER 12, 2024, 10:00AM-12:00PM, DOFAW-HILO, 19 E. KAWILI ST

Mahalo again to Doug.

XII. ADJOURNMENT

MOTION: 2nd Vice-Chair Matsuda moved to adjourn. 1st Vice-Chair Wong-Wilson Second.

ACTION: The motion was approved unanimously.

Meeting adjourned at 11:18 am.

Approved _____