

APPENDIX A

CONSULTATION MEETING MINUTES

ORGANIZED BY DATE AND TIME

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: February 2, 2005

TIME OF CONVERSATION: 8:30 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Doug Haigh, County Project Manager, Public Works

MEETING SUBJECT: General Permitting Issues

Sara called Doug to get some general information basic to beginning the permitting process.

The issues discussed are listed below:

Certified Shoreline Survey

Sara asked Doug who the team should coordinate the survey with from the County. Doug said it would be George Kalisik.

Mapping

Sara asked Doug about existing mapping, and he said that the current aerials are from 1975.

State Parks

Sara told Doug that she had talked with Wayne Sousa to get an idea from him of what the issues State Parks might have with this project, and Wayne indicated that he felt that the County had invaded the setback around the Hikinnala Heiau at the Aloha Beach Resort at the area of the turnaround. He would not work with the County until this issue had been resolved.

Doug said that these issues were resolved in the Environmental Assessment for Lydgate Park as evidenced by the comment letters in the record.

Tax Map Keys and STP Number

Sara asked Doug for assistance in determining what the TMK's are for this project and Doug said he would get her the numbers. He said that the STP for this project is : 070051

Property Ownership

Sara needed confirmation about who the property owners are that might be consulted on the project.

Doug said that Sara was to contact the owners to determine what their issues might be. Sara indicated that usually this communication does not typically occur at this stage of the permitting, and Doug said that Sara should contact Pat Phung for the go-ahead.

Doug said that the owner of the Hanama'ulu Railroad Bridge to Ahukini Point is Lihue Land Company and the contact person is Mike Furukawa, 808-245-3678.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: April 20, 2005

MEETING TIME: 9:00 a.m.

MEETING LOCATION: Doug's Office

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Doug Haigh
Tim Bynum
Merle Grimes
Sara Simmons-Fife

MEETING SUBJECT: Kick Off Meeting with Client

Lydgate Sports Fields

Doug requested that the maps be reprinted at 20 scale. Merle and Sara agreed.

Ahukini to Lydgate Park Limits of Project

Sara requested information regarding the exact limits and boundaries of this segment. Doug indicated that this segment would begin at Ahukini Point, access the Hanama'ulu Railroad Bridge, the Hanama'ulu Beach Park and end at the play bridge at Lydgate.

Highway Access to the Project

Doug said the access to the project would be from Kapule/Kuhio Highway

Invoices

Doug said that we are to invoice based on a Schedule of Values, and he would email us the spreadsheet to use.

Identifying Property Owners

Doug said that the Moody Property is owned by the Hosako Corporation. A man named Dave Walters may have an option of it.

Tim said that the contact for the Radisson Hotel is Mr. Brian Anderson, who lives on the Big Island. Neither Tim nor Doug had a name for the Kauai Beach Villa's, but indicated that the facility is north of the Radisson.

Doug said that Tom Bartlett could help with property ownership.

Tim said he would get me a name for a contact with the Motocross Group.

Contact names for information about the Hanama'ulu Beach Park are Eddie Cereta, Olli and Rocky Sasaki and Kathy Simon.

Property Owners, cont.

Doug said that the Ahukini Point contact is Harbors and State Parks, and the Airport is the Airport Authority. At Port Allen, there are helicopters only.

Mapping

Doug said that the ownership maps and tax maps are in a .tif format. And that he would get us an electronic version of the FIRM maps from Harry Beatty.

Schedule

Doug would give us the schedule for the project to be completed, minus the days and weeks when permits are being reviewed and the clock stops. But, overall, Doug thinks there is 211 days in the contract. The date for the first public meeting was discussed. Dates in May and June were considered. Due to scheduling conflicts with the County including pre-scheduled County Council meetings, the public meeting presentation was scheduled for Wednesday, June 22, 2005.

The Motocross Facility Interaction with the Path Project

Tim said that later we might pave the road at the trailhead by the motocross. He wants to see that the ATV's are stopped from accessing the beach. Doug suggested that we might negotiate with the Radisson to use their road.

Tim said he would get Sara the contact name for the Motocross group. Further, that this group wants a bathroom and running water. Currently there is dangerous inaction with the highway, and that possibly the facility may be moved, and the compensation to the group may be giving them fifteen acres for the new facility.

Junior Golf Facility

Tim mentioned that there is interest in developing a Junior Golf project with the group called First Tee. If there is expansion of the golf course, there has been talk of it occurring where the Motocross currently is located.

Beach and Dune Renourishment

Merle brought up the subject of sand needed for dune renourishment and where the sand might come from.

Tim asked if we could possibly capture enough sand from the Radisson to perform the beach renourishment. Doug asked how much sand we needed. Merle said that we need roughly 10,000 yards of sand per 200 feet of restoration. Doug said the County currently has 25,000 cubic yards of available sand. Merle requested that Doug reserve it for this project so when and if we need it, the sand would still be available.

Merle said that the renourishment might involve removing the existing asphalt road at the 2nd fairway of the golf course.

Wetlands Issues

Sara asked about known wetlands issues, and Doug recommended she talk to Pat Phung first about 404 issues.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: April 28, 2005

TIME OF CONVERSATION: 4:15 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: George Kalisik

MEETING SUBJECT: Time of Validity of the Certified Shoreline Survey

Sara spoke with George regarding the issue of timing for beginning the process of the surveyor performing the Certified Shoreline Survey.

George said that typically the certification is valid with the County for purposes of the SMA permit, for a period of six months, however, the County will consider valid and will accept the certification for a period of one year.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 3:00 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: John Lydgate, President, Kauai Historical Society

MEETING SUBJECT: Historic Preservation Issues

Sara called John to inform him of the project, to describe the interaction with Lydgate Park and the parameters of the project.

Sara inquired of John what Historic Preservation issues the team should be aware of and what he would like to see incorporated into the project.

John said that at this time he had no issues, and that Sara should contact LaFrance regarding any cultural issues.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 4:30 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: LaFrance Kapaka Arboleda, OHA

MEETING SUBJECT: Native Hawaiian and Cultural Issues

Sara Edi introduced LaFrance to this segment of the path project, and briefly outlined the path alternatives.

In response to what issues might be a factor in deciding the best route for the path, LaFrance said that there is possibly a nukolii “mass burial” at the golf course. There may be another one south of the Radisson. It was controversial when the zoning was changed from Agricultural to Urban for the Radisson and Kauai Beach Villas to be constructed.

Another area that might be of concern is the area above the bluff south of Hanama’ulu. This is the area that the developer of the Moody property wanted to use.

Other than these, LaFrance recommended we talk about the Native Hawaiian rights issues with someone. She recommended we talk with Butch Durant, and gave me Cheryl Obatake-Lovell’s phone number to get in touch with them.

Other than these issues, LaFrance said that she had no other issues at this time, but would let us know if she thinks of something else that would be helpful.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 4:45 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Nick Zaccaro, State Surveyor, Accounting & General Services Dept.

MEETING SUBJECT: Certified Shoreline Survey

Sara called Nick and introduced herself and the project. She described the problem of determining the timing to begin the shoreline surveying and submitting this to his office for certification.

Nick said that typically the County's recognize the certifications for a period of one year.

He further suggested Sara contact Dolan Eversol, of the Office of Conservation and Coastal Lands (808-587-0377) to discuss the issue of beach replenishment.

Nick said for us to call him back when we are ready to begin the CSS.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005
TIME OF CONVERSATION: 4:45 p.m.
FROM: Sara Edi Simmons-Fife
DISCUSSION WITH: Martha Yent, State Parks
MEETING SUBJECT: Sensitivity Issues, Archaeology

Sara called Martha to acquaint Martha with this segment of the trail project in Kauai, and asked Martha if there were issues of sensitivity and/or issues she might have with a trail being constructed on the proposed corridor.

Martha said that there is a two acre heiau nearby, and that she would like to see interpretive signs if we come near this or any other historic/cultural sites.

She told me that now Daniel Quinn is the permanent Director of State Parks, and updated her email address to: Martha.e.yent@hawaii.gov

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 6:00 p.m..

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Pat Phung, FHWA project manager

MEETING SUBJECT: Project in General, 404 Issues

Pat and Sara discussed the issue of the wetlands on the proposed corridor. Sara wanted to discuss with Pat the subject of using boardwalks to avoid the need for a 404 as Merle and Sara have done on similar projects in Georgia.

Pat recommended Sara call Lolly Silva with the Army Corps of Engineers (808-438-7023) regarding the issue. He was that if we do have to apply for a 404 for any of the wetland areas, we should apply for a Nationwide as this does not require EPA coordination.

Pat further said that the County Council did an EA, and need to approve alternatives.

He said that there was a recent article in the Honolulu Advertiser on the past Friday regarding the path projects in Kauai.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 7:30 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Lance Foster, Director, Native Hawaiian Rights, OHA

MEETING SUBJECT: Native Hawaiian Rights

Sara introduced herself to Lance, and the project. She gave him a brief overview of the proposed alternatives for the path alignment.

She asked Lance if he had any initial issues or advice. Lance indicated that LaFrance Kapaka Arboleda was his Kauai person, he said that he would defer community awareness issues to her. If there are issues that come up beyond her knowledge or require his interaction, give him a call.

He further offered that we can send our documentation to him for an informal review. And be available to answer questions.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 7:45 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Curtis Motoyama, 808-586-8121
Dept. Of Health, State of Hawaii, Disability &
Communication

MEETING SUBJECT: ADA and Accessibility Issues

Sara introduced herself and this path project to Curtis. She asked him what his concerns and issues might be relative to this project.

Curtis said that he would be reviewing the project for compliance with the Americans with Disabilities guidelines, as well as the State Interpretive Guidelines.

He would be looking specifically for compliance with accessible routes from the parking lots to the comfort stations. He would allow no routes to be grassed. We are responsible to use the new Outdoor Development Guidelines for Trails, Picnic Benches. We can refer to the web site www.access-board.gov for specifics.

Further, Curtis offered to review preliminary drawings.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 8:00 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Mike Napier, 808-891-0525 x 34, GIS Specialist
Pacific Disaster Center

MEETING SUBJECT: Mapping

Sara introduced herself to Mike and described an overview of the path project. She asked Mike if he could assist with mapping to include:

FEMA Firm Maps
USGS Quad Maps to include Lydgate to Ahukini.

Mike responded that he could not send digital FEMA maps, but could email USGS Quads as pdf's.

Sara requested he send them to the email address of Merle Grimes at merle@mdgdenver.com.

Mike said he would do so right away.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 8:15 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Christina Pilkington, 808-241-6203, ADA Coordinator
Office of the Mayor, Kauai

MEETING SUBJECT: Accessible Issues

Sara re-introduced herself to Christina from the Lydgate project prior. Sara gave Christina a brief overview of this phase of the path project and inquired what Christina's issues would be relative to accessibility.

Christina said that she would require that the project comply with all Federal, State and County accessibility regulations. That her new email address is: mayorsada@kauai.gov, and that she had ideas she would like to see incorporated at the swimming beach at Lydgate.

She would like to have a floating boardwalk built similar to one on the beach in New Jersey. She would like to see wheelchairs be made available to people that are custom made to specifications that would allow the chairs to go into the water.

Sara and Christine discussed the coastal erosion issues along the corridor, and she asked if we could email her a copy of the photo prepared by Dr. Chip Fletcher showing the areas of most severe erosion, and where it is projected that the coast will be in fifty years.

Sara assured her that as soon as this was available by email, it would be sent to her.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 8:30 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Wayne Sousa, 808-274-3445, State Parks Department

MEETING SUBJECT: State Parks Properties on the Corridor

Sara re-introduced herself to Wayne from the Lydgate Path project, and gave a brief overview of the alignment options for this segment of the path.

She asked Wayne to verify which properties along the corridor belonged to State Parks.

Wayne indicated that Ahukini Point was State Parks property.

Wayne said that until he felt he had gotten resolution to the loop at the initial Lydgate Path project at the north terminus of the project by the Aloha Beach Resort, he would not support this project. Wayne felt that the loop invaded the setback from the Hikinaala Heiau east of the hotel. Sara said that all issues had been resolved in the Final EA for the Lydgate project, but Wayne did not agree.

With this in mind, Sara asked Wayne to comment on the current project, and Wayne said he will be looking at Ahukini what the potential impacts may be. He insists that no changes be made to the state recreational fishing pier and current parking. At all costs, fishing was to remain at the pier.

He recommended Sara get in touch with Wade Ishykara regarding Aquatic resources. Wade's number is: 808-274-3344.

Wayne updated his email address as wayne.h.sousa@hawaii.gov.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005
TIME OF CONVERSATION: 8:45 p.m.
FROM: Sara Edi Simmons-Fife
DISCUSSION WITH: Wade Ishikara, 808-274-3344, cell: 635-7200
MEETING SUBJECT: Aquatic Resources

Sara introduced herself to Wade, and gave a brief overview of the project and the potential alignments.

She asked Wade what his issues might be, and/or what our opportunities for providing aquatic opportunities might be on the corridor.

Wade said that most fishing occurs at Ahukini Bay, Nawiliwili Bay, and at the lighthouse at Ninini Point at the north end of Nawiliwili, and at the County park area. Most fishing is done by surfcasting and/or throw-netting.

Wade said that people are typically fishing for papio (ulna, jack fish), and bottom feeders to include goatfish (weke) and surgeonfish.

The endangered species that occur there include the monk seal and the green sea turtles.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 9:00 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Mike Furukawa, Lihue Land Co, 245-3678 x 224

MEETING SUBJECT: Grove Farm Property Access Issues

Sara introduced herself and gave Mike a brief overview of this segment of the path project and the alignment opportunities.

She asked Mike what property along the corridor belongs to Lihue Land Company. He indicated that most likely his company owns the Hanama'ulu Railroad Bridge, and the property east of the County Beach Park at Hanama'ulu, and around to the Airport and Ahukini State Parks property.

Mike said he was in favor of the project, but would like to have a meeting with Doug Haigh to discuss opportunities and issues. Sara confirmed she would have the meeting set up.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 2, 2005

TIME OF CONVERSATION: 9:30 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Wendy Wiltse, E.P.A., Honolulu Office, 541-2752

MEETING SUBJECT: Wetlands Issues

Sara introduced herself to Wendy, and gave her a brief overview of the project, and this segment of the path, with the beginning and ending locations and an idea of the options in between.

Sara described that the potential wetland interaction with the path is south of the Marine Camp, between there and the Kauai Beach Villas, in the tidal drainage area. The other wetland issue is the pond south of the Radisson Hotel at the existing comfort station in the parking lot, and the Ocean Bay Plantation property.

Sara described the floating boardwalk solutions that MDG has used in projects in the south with Army Corps of Engineers where we have avoided the need for 404 permits with these path solutions. She asked Wendy if she would consider such solutions to interaction with the wetlands.

Wendy explained that E.P.A. And U.S.A.M.C. Have joint jurisdiction with regard to wetlands, but her office has the ultimate authority in the permitting phase over Army Corps as per the Clean Water Act.

She recommended that we contact Lolly Silva, and that she would most likely defer to Lolly's judgement as to what is needed with the wetlands and what is needed regarding 404 permits.

We discussed the community built playbridge, and Sara said she would email Wendy a picture of the bridge to Wendy.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 16, 2005

TIME OF CONVERSATION: 3:00 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Lolly Silva, Army Corps of Engineers, 808-438-7023

MEETING SUBJECT: Wetlands and 404 and 401 Permits

Sara introduced herself and gave Lolly a brief overview of the path project in Kauai, and the beginning and terminus of this segment and what the potential alignments might be in-between.

Sara described her conversation with Pat Phung and Wendy Wiltse regarding the work of MDG in the south and how they have accessed wetlands with boardwalks and thus avoided the requirement for a 404 permit. Sara asked Lolly if she would consider similar rulings with these techniques.

Lolly requested that Sara send her:

- Photos of the projects
- Design Details
- Maps of the projects
- Names of the Corp representatives Sara has worked with in this capacity.

Lolly gave Sara her address as:

Lolly Silva
USACE, Honolulu District
Building 230
Fort Shafter
Honolulu, HI 96858

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: May 17, 2005

TIME OF CONVERSATION: 5:00 p.m.

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Jerry Corush, Ocean Bay Plantation project manager
613-866-1608 (cell) with CSW of Ottawa, Canada

MEETING SUBJECT: Ocean Bay Plantation Property Access Issues

Sara introduced herself to Jerry and gave him an overview of this segment of the Kauai path project.

She described the areas that the design team were considering access into and through the Ocean Bay Plantation property.

Jerry took some time to describe what the Ocean Bay Plantation project had been about. He described that the initial plan had been to build high end houses on roughly 5 acre sites, with a golf course.

The 560 acre project required a zoning change from Agriculture to Urban in the General Plan, and that County council had refused the change. There were issues with the native Hawaiian sovereignty special interest group members.

Then, his design called for offering 40 acres for the County to build affordable housing, but the zoning change request was still denied.

Sara asked Jerry if she could have a copy of the Environmental Assessment that was prepared for his project. Jerry declined.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: June 16, 2005

MEETING TIME: 1:00 p.m. Hawaii time

MEETING LOCATION: Kauai OHA office

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: LaFrance Kapaka, OHA
Merle Grimes, MD, llc
Sara Simmons-Fife

MEETING SUBJECT: Path Alignment at Re-Internment Site at Golf Course

Merle described the alignment of the path along Kapule/Kuhio Highway, and his concerns about how it will relate to the existing Re-Internment site.

We walked to the re-internment site and reviewed the available land between it and Kapule/Kuhio Highway, and realized that as the area is very narrow, the path in this location would negatively impact the cultural site.

Further, LaFrance described that she felt the path with this alignment would:

1. Have too much impact
2. Create "sluffing" making the slope fail
3. Require at least a buffer of 10' around the re-internment site.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: June 20, 2005

MEETING TIME: 3:30 p.m. Hawaii Time

MEETING LOCATION: Residence of Butch Durant

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Sara Edi Simmons-Fife
Merle D. Grimes
Butch Durant, 808 - 245-3742
Roland Durant
Robert Durant

MEETING SUBJECT: Native Hawaiian Rights

Merle and Sara Edi introduced themselves to the Durants, and with a map of the corridor, reviewed the concept of the regional path project, and the specific segment of Lydgate Park to Ahukini Point.

The Durants began to explain their position regarding the land. They described that they are Polynesian, not American. That, in their view, the United States is illegally occupying the lands of Hawaii. That all lands of Hawaii, belong to the natives and that in their opinion, no trail can be built.

The “kula” is the land where the water can’t get to, and this relates to the contracting rights of native Hawaiians. The “ili” are the ancient neighborhoods to protect the taro patches. The “loi” is the land that is accessible to water. Same as for the taro and fish ponds. Using the value of the land Americans will come across the rights of the native Hawaiians, and that if the Federal Government gives monies for a trail to be built, they do it at their own risk.

The high water mark represents the native Hawaiians. Their authority comes from boundaries and all is to be a benefit to the natives.

They described that they do not recognize the County government, will not recognize addresses given to the land by the County, and do not pay County property taxes, but said they do pay Federal taxes.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: June 20, 2005

MEETING TIME: 4:00 p.m. Hawaii Time

MEETING LOCATION: Tim Skinner's Office, 808-246-1400

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Tim A. Skinner, Ass. Airports District Superintendent State of Hawaii, Dept. Of Transportation, Airports Div.
Sara Edi Simmons-Fife
Merle D. Grimes

MEETING SUBJECT: Airport Property Access

Merle and Sara introduced themselves to Tim, and gave a brief overview of the regional path project and the specifics of this segment of the path. Merle described the beginning of the project as being the state of Hawaii fishing piers at Ahukini Point, and the ending at the playbridge at Lydgate Park.

Merle described how the path will interact with airport property, and that the alignment will need to be on the bluff by the airport property.

Tim said the airport is in complete support of the project, and the fence that will need to be constructed between the path and airport property can be designed by the team, but will be constructed and paid for by the Airport Authority.

Tim gave Merle a map of the airport property, and Merle and Tim discussed the possibility of a future segment of the path using the airport road to get access to the highway when the path continues towards Nawiliwili. Tim said the airport would support this path access road.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: June 22, 2005

MEETING TIME: 8:30 a.m.

MEETING LOCATION: Residence of Butch Durant

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Butch Durant
Roland Durant
Robert Durant
Wally Waialiale
Eric ?
John ?
Merle D. Grimes
Sara Edi Simmons-Fife

MEETING SUBJECT: Native Hawaiian Rights Issues

The meeting was held at Butch's to continue the discussion of native Hawaiian rights issues for June 20, 2005. Butch had invited others who are interested in this issue, however, two of the attendees did not share their last names.

Merle asked the group to speak some about the Old Wharf landing. If they could describe what the uses were and how it was used, and what cultural products the ancient Hawaiians imported and exported from there, prior to the plantation period. Merle described that if the path alignment went past the old wharf, this would provide an opportunity for education regarding the past of the landing.

The Durants said that the people is where it starts, that their rights transfer to the people and is in conflict with using the wharf for any reason other than what the native Hawaiians would have it.

The Senators are the land issue, and the citizens are the Federal. The mineral rights have no value. The idea for the native Hawaiian is not money, but the land from ancient times.

They said they would not offer any of their ancient story for educational purposes as they do not want to share their story. When the Americans took over the Hawaiian islands, the native Hawaiian lost his story. Now, they have no heritage, no history. They do "nahele" or share from the heart. The "konoliki" was the end of them according to Butch. For the native Hawaiian, the land would be used only to feed the people.

In order to understand what the Durants are talking about, they suggest we must use the native Hawaiians as a benchmark, as a place to begin. The rights of the Polynesians never went away, just because the U.S. Occupies the lands of Hawaii.

Roland Durant said that we must consider the Durant kuleana and use that right to say what you can do. That the native Hawaiian right begins three miles off shore, and includes all of the land of the islands.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 12, 2005

MEETING TIME: 9:00 a.m., Hawaii Time

MEETING LOCATION: 1151 Punchbowl
Room 330, Honolulu

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Dr. Jeffrey Walters, DLNR, 808-651-7668
Sara Edi Simmons-Fife

MEETING SUBJECT: Endangered Marine Species Issues

Sara Edi introduced herself, and described the regional path project for Kauai, and the specifics of this segment of the path. She showed Jeff drawings of the corridor and the potential alignment opportunities.

Sara asked Jeff to describe what the issues were going to be that the design team should be aware.

Jeff described his work as co-manager fo the whale program, and work with Aquatic Resources and the monk seals on all of the Hawaiian islands.

Jeff described some of the issues with monk seals. Some of those issues include:

The NOAH sponsored research has found that there are approximately 13,000 monk seals in the northern Hawaiian islands. That there are pioneers coming south and populating and the numbers have tripled, possibly quadrupled.

There are approximately 200-300 seals in the main eight islands from Niihau to Hawaii.

On a typical day a monk seal will lay on a beach during the day and dry out and digest food and rest.

Kauai is the prototype for repopulating monk seals. The area makai of the Radisson Hotel on Kauai is a prime place for them to beach. Jeff would like to see signage to educate the public. Should the path project include opportunities for signage, he will supply the language and images for such signs.

He offered that he and his staff would offer technical support for where to locate the signs as well.

On speaking of the turtles, Jeff described that they breed in the north west islands and come south to feed and live. They are exploding in population. The Hawksbill turtle will nest in the main Hawaiian islands, not really on Kauai. Jeff said of the Humpback Whales that the season for the to birth is from November to May, with the peak period being January to March.

Jeff gave Sara Mimi Ulry's name and number to call for assistance locating signs in Kauai.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 12, 2005

MEETING TIME: 10:00 a.m. Hawaii Time

MEETING LOCATION: OHA Offices
711 Kapiolani Blvd. Suite 500, Honolulu

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Lance Foster, Director Native Rights, Land, Culture, 594-1888
Jonathan Scheuer, OHA Policy Analyst
Sara Edi Simmons-Fife

MEETING SUBJECT: Native Hawaiian Sovereignty Issues

Sara re-introduced herself to Lance, and met Jonathan. She used the aerial maps to show the proposed path and described some of the issues that have come up regarding native Hawaiian issues. She asked Jonathan and Lance to help clarify who owns what and how she can best work with the Durant family and their sovereignty issues.

Lance recommended that the design team work with the native Hawaiian sovereignty members to help identify the ancient paths, called “ala loa” translated roughly as “old road”. This would pay tribute to the Mo’i”.

Jonathan explained briefly the three varying perspectives regarding sovereignty.

1. There are the “independents”. Those who feel that the islands are occupied by the U.S.
2. Those who are the “de-colonization” contingent. Those who feel that Hawaii has been colonized by the U.S., And thus can be “de-colonized”.
3. Those who feel that they are seeking a “nation within a nation” status, similar to the situation of the American Indians Jonathan made the point that OHA falls within this group.

Jonathan made the point that the purpose of this part of the discussion, was to note that just because one group claims to be speaking on behalf of Hawaiians, it does not mean that they represent all viewpoints, and good planning requires consultation across the major factions.

Foster

Lance then discussed the Akaka bill and described that it refers to the relationship between the Federal government and the Hawaiian governing body. That there is to be a tribal roll and in a few years there is to be a governing body.

Lance referred Sara to the book, Hawaii State Constitution as a good book to cipher through the native Hawaiian rights issues.

Meeting adjourned

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 12, 2005

MEETING TIME: 12:00 p.m. Hawaii Time

MEETING LOCATION: State Parks Office,
711 Kapiolani Blvd., Honolulu

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Martha Yent, State Archaeologist
Sara Edi Simmons-Fife

MEETING SUBJECT: Archaeology, Cultural Resources, State Parks Issues

Sara reviewed the aerial photo of the path corridor with Martha, and described the path concept and alignment options. Sara asked Martha what the issues were going to be regarding State Parks, archaeology and cultural resources.

Martha said that we had identified most issues relating to Archaeology, and that she had reviewed the corridor for former Land and Water Conservation funds, and found that in the 70's Hanama'ulu Beach Park had received funds. She acknowledged that the path would intersect with the park, however, this interaction would not be considered a "taking" and therefore would not require a 6(F). She described that a letter acknowledging this interaction would be required. She gave Sara a sample of a typical letter, and requested that two copies be sent to her for processing at the proper time.

Sara and Martha discussed that there would be required a 4(F) analysis and commitment to action as Ahukini Point is a state parks property.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 12, 2005

MEETING TIME: 1:00 p.m. Hawaii Standard Time

MEETING LOCATION: Department of Health
919 Ala Moana Blvd. Rm. 301
Honolulu

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Watson Okubo, Section Supervisor, Monitoring & Analysis
Section
Connie Ramsey, ACOE, Ecologist (404 issues)
Ed Chen, ACOE, (401 Issues)
Shane Sumeda, (NPDES Issues)

MEETING SUBJECT: Water Quality, Wetlands Issues, Stormwater Issues

Sara introduced herself to the group, and described the path corridor using the aerial photo map showing the path beginning and terminus, and the potential path alignment opportunities.

Sara then brought the drawings, sketches, and maps requested by Lolly Silva and Wendy Wiltse from wetlands projects Sara has worked on in the south where boardwalks over the wetlands were allowed and did not require 404 permits. Connie said she would present them to Lolly and if this became an issue or opportunity on this or future projects, we could re-visit the drawings and ideas.

Shane then described the NPDES permits that would be required for a project of this scope and magnitude of disturbance. He said taht the permit would cover point source de-watering during construction and storm water discharge of one acre of disturbance.

The area of disturbance to consider for the NPDES permit includes the staging area for the construction equipment as well as the width of the equipment.

Shane said the the drinking water, the irrigation lines and the sewer will all have to be pressure tested. The pressure test or disinfected water lines require a hydro-testing permit.

Connie and Ed spoke regarding the 404 and 401 issues. Connie said that should the design call for beach and/or dune renourishment, there is a SSBN (Small Application

Scale Beach Renourishment) streamlined form to cover the permits. Ed said that typically when a 404 is needed, that triggers the requirement for a 401.

Ed described the SPGP permit that is one form for four agency with consultations on a variety of issues.

Watson spoke about salinity and water quality regarding the Hanama'ulu Stream, the tidal drainage area south of the Marine Camp, and the wetland pond south of the Radisson Hotel parking lot. She said that his on-island colleague, Gary Ueunten can assist the team with water quality and with noise abatement issues. Watson said that it would be required that we show the sources for the run-off and the receiving waters.

If we cross a Class A ocean, or a Class II Stream, .5 milligrams of salinity is marine. If we need a Section 10 permit, we will not need a 401, and if we incorporate beach renourishment, we will definitely need the SPGP (State Program General Permit). Watson gave Sara Gary's phone number and offered that Gary could assist the team in determining salinity and if the waters are ocean tidally influenced.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 17, 2005

MEETING TIME: 8:30 a.m. HST

MEETING LOCATION: County of Kauai Public Works Conference Room

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Mike Furukawa, Grove Farm
Doug Haigh, Public Works
Tim Bynum, Office of the Mayor
Merle D. Grimes, MDG, team lead
Sara Edi Simmons-Fife

MEETING SUBJECT: Property Acquisition Issues

The meeting began with Merle describing the path alignment on the aerial photo map to Mike to show how the Grove Farm property interfaces with the proposed path alignment.

Sara asked if it was known for sure that the Hanama'ulu Railroad Bridge does in fact belong to Grove Farm. Mike confirmed that the bridge does belong to his company, and that Kauai Lagoons land is at Ahukini Point.

Mike suggested that Grove Farm has some interest in donating the bridge and land surrounding it to the County for a park. Doug said that if such an arrangement is worked out that the County would want to use the value of the bridge as part of the match.

Currently the property is zoned as industrial.

Doug asked Sara to be sure to identify the special zoning on the Ocean Bay Plantation property, Sara agreed.

Mike said that Sara can borrow the EIS prepared for the property to assist her in the permits she is required to secure for this project, and gave directions to his office.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 17, 2005

MEETING TIME: 10:30 a.m. HST

MEETING LOCATION: Starbucks Coffee Shop

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Mimi Ulry, DLNR, Marine Conservation Coordinator
Donald Heacock, DLNR, Aquatic Biologist
Merle D. Grimes, MDG, team lead
Sara Edi Simmons-Fife

MEETING SUBJECT: Endangered Species Issues

The meeting began with Merle describing the path alignment on the aerial photo map to Mimi and Don to acquaint them with the project and potential interaction with the coast, and potential habitats for monk seal, and sea turtles.

Sara shared information regarding her meeting in Honolulu with Dr. Jeff Walters, Mimi's boss, describing that Jeff wanted us to meet with Mimi so she would be up to speed about the project, and his desire that she assist the team in locating the best places for the educational signage for the turtles and seals.

Don spoke about a similar project he wanted us to look into. Web address is: www.greencovebasinsustainabledevelopment.com.

Mimi and Don indicated that there are no endangered fish.

Also the recommended that the team look into the National Fish & Wildlife Federal Grants for funding for beach renourishment.

The recommended for endangered plant species we get in touch with the following individuals at the National Tropical Botanical Garden (808-332-7324):

- Steve Perlman
- Ken Wood
- David Lorence

Don and Mimi gave Sara their email addresses:
Donheacock@midpac.net
Mimi.ulry@hawaii.gov

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 18, 2005

MEETING TIME: 1:00 p.m. HST

MEETING LOCATION: Radisson Hotel lobby, and on site at Kauai Beach Villas

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Judy Dalton, Kauai Beach Villa's full time Resident (246-9067)
Sara Edi Simmons-Fife
Merle D. Grimes, MDG, llc

MEETING SUBJECT: Encroachment Issues

Merle and Sara met Judy in the lobby of the Radisson Hotel, and discussed the project, and using the aerial photo map, discussed the scope of the project and how it fits into the regional plan. We showed her the potential alignments and how Kauai Beach Villas fit into the plan.

We then all walked out to the site of the drainage area north of the Villas, and walked the potential route of the path.

Judy said that she had lived in her unit for fifteen years and could verify that the drainage area changes drastically different times of the year. She felt that the design should protect the dune makai of the Kauai Beach Villas. She said how important it was to her that vehicular access to the beachfront be closed.

She gave us the name of the President of the Home Owners Association (HOA) as David Walters, and Lynn McCrory who is associated with Pahio Development.

She indicated that there would be support from the other homeowners for the path to be constructed makai of the Villas, if it was done as successfully as we had done at the Kaha Lani condominiums at Lydgate Park.

Meeting adjourned.

* NOTE: After the meeting, Judy contacted Merle to say that she had reconsidered, and now would require the path to be routed mauka of the Villas and use the existing footbridge, and that we could put the path in the parking lot of the Villas if necessary.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 18, 2005

MEETING TIME: 4:00 p.m. Hawaii time

MEETING LOCATION: Wailua Golf Course

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: LaFrance Kapaka, OHA
Jim Powell, SCS Archaeology
Merle Grimes, MD, llc
Sara Simmons-Fife

MEETING SUBJECT: Path Interaction with Golf Course,

Merle showed LaFrance the area where the proposed path would run south of the driving range between the tee for hole number 1 and the parking lot for the clubhouse and intersect with Kapule/Kuhio Highway at the south side of the entrance drive.

He described the proposed tunnel and the reason it was required for this alignment for safety for the path users, and for minimizing the interference of the path user to the golfer.

LaFrance and Jim discussed the presence of the nukolii at the base of the tee box, as well as the alignment of the fiber optic cable that also runs along this route.

It was decided that should this alignment be desired, and the tunnel be required, that the design must have the tunnel as shallow as possible, and that she would review the design and make a decision at that time.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 18, 2005

MEETING TIME: 4:00 p.m. Hawaii time

MEETING LOCATION: Wailua Golf Course

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: LaFrance Kapaka, OHA
Jim Powell, SCS Archaeology
Merle Grimes, MD, llc
Sara Simmons-Fife

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AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 18, 2005

WORKSHOP TIME: 7:00 p.m. HST

WORKSHOP LOCATION: Wailua Golf Course

FROM: Sara Edi Simmons-Fife

WORKSHOP ATTENDEES: Tim Bynum, Mayors Office
Doug Haigh, County Public Works, project manager
Ed Okomoto, Golf Course Manager
Various golfers on island
Merle D. Grimes, MDG, llc
Sara Edi Simmons-Fife
Dr. Chip Fletcher, University of Hawaii
Frank Sullivan, Team Golf Course Consultant
Thomas Noyes, Team Computer Imaging Consultant
Roxanne MacDougal, Team Public Facilitator

WORKSHOP SUBJECT: Path Routing Interaction with Wailua Golf Course

The workshop began with Merle introducing the team to the golf course stakeholder group, and gave a brief overview of the project and the various situations that the path will have to interact with the golf course.

Merle described the Highway Alignment first, using a power point presentation constructed by Thomas. Merle showed and described that should the path be aligned along the highway in the area of the golf course, it would require a tall net to be installed along hole #10 and at the # 17 green to keep the balls out of the highway and off the path. The other solution for this area, would be to re-build the tees lower.

The path must avoid the existing re-internment site that is located in the parking lot at the highway. From the team discussions with the State Archaeologist, Nancy McMahan, she wanted to see a thirty foot (30') buffer around the re-internment site. Merle also described the crossing at the entrance to the Golf Course as very dangerous.

Then, he described the Coastal Path issues and how this alignment relates to the Golf Course.

Merle said that this alignment could potentially have several sub alternatives. That the path would begin on the north end at the point of the existing playbridge at Lydgate Park.

This connection may be a swinging bridge. The path would go past the 17th green and be tight at the green. At the 18th tee, would be a boardwalk and the path would be hidden down the slope. Thomas' power point presentation then showed a photo simulation at the 17th to show the helical piles and boardwalk.

Behind the driving range in 1994 and 1995, behind the driving range, is eroded and some natural vegetation has come back. A fiber optic cable at the south end of the range was installed in 1994.

MEETING AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 19, 2005

MEETING TIME: 1:00 p.m. HST

MEETING LOCATION: National Tropical Botanical Gardens, Kalaheo

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Dr. David Lorence, Dir. Of Science, Chair of Botany, 332-7324
Merle D. Grimes, MDG, llc, team lead
Sara Simmons-Fife

MEETING SUBJECT: Endangered and Threatened Plants on the Corridor

Merle and Sara introduced themselves and the project with David, showing him the potential path alignment with the aerial photo map. Sara inquired of David what would be the issues relating to endangered or threatened plants on the corridors.

David said that there are no endangered plant species on this end of Kauai. He said there is one endangered grass that grows on the cliffs on the Napali coast, by the Princeville Hotel, but no plants to worry about on this end of the island at all.

David spoke generally about the plants of the island, mentioning naupaka, vitex, and uva ursi, and that we could get in touch with Tim Flynn, regarding birds, and the galanhil, a mud hen and a stint.

Sara inquired of David to give suggestions of the best plant reference guides, and he suggested she get a copy of Wetland Plants of Guan/Micronesia, author Stemmerman

And A Guide to the Pacific Wetland Plants, ACOE, Honolulu and a resource person would be Dr. Clyde Imada with the Bishop Museum, 848-4175.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK PHONE MEETING MINUTES

DATE: August 19, 2005

TIME OF CONVERSATION: 3:00 p.m. HST

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: Nancy McMahon, State Archaeologist assigned to Kauai

MEETING SUBJECT: Archaeology, Cultural Resources, Historic Preservation Issues

Nancy attended the first public meeting, so she is acquainted with the corridor, and Sara asked her what would be issues that Nancy felt should be of consideration during the design and routing of the path.

She said that all of the issues that La France was bringing to our attention would be the same ones for us.

Sara asked Nancy who might be the author of some studies of the Grove Farm properties, and Nancy said that most likely Rosendahl would be the persons work to look up.

Nancy said for us not to hesitate to contact her for other issues or help.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 19, 2005

MEETING TIME: 4:00 p.m. HST

MEETING LOCATION: Residence of Butch Durant

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Butch Durant
Roland Durant
Robert Durant
Merle D. Grimes
Sara Simmons-Fife

MEETING SUBJECT: Native Hawaiian Issues

Sara and Merle met briefly with the Durants to give one more opportunity for the Durants to participate in the location of the path, signage, and amenities that would honor the ancient ways, paths and areas of interest.

Roland Durant said that we must show recognition of the "ili" .

That we need to identify the culture of the ili alapua and that the boundaries come from the people.

The Durants declined to participate in locating any of the ala loa's (ancient pathways) or any sacred sites on the map.

Merle and Sara reminded the Durants of the Public Meeting on the 22nd, and invited them to come.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 22, 2005

MEETING TIME: 9:00 a.m. HST

MEETING LOCATION: Kauai Historical Society Offices, Lihue

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Mary Requilman, Pres. Kauai Historical Society
Merle D. Grimes
Sara Edi Simmons Fife

MEETING SUBJECT: Historic Resources focusing on the Railroad lines

Merle and Sara met with Mary to discuss the path project and used the aerial photo map to show her the limits of the project and discuss the plantation era use of the property at the Old Wharf, the railroad lines on the Ocean Bay Plantation property, the Hanama'ulu Railroad Bridge, the fishing pier at Ahukini and the housing that was constructed for the plantation workers.

Mary told Merle that the railroads brought sugarcane and pineapples to the Old Wharf for export, and received imported goods from back in the ancient Polynesian times.

Sara asked Mary about more documentation regarding all of these issues, and Mary said that all of the pertinent photos had already been given to SCS Archaeology on our team, but that she would be available to answer any further questions the team had.

Meeting adjourned.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: August 22, 2005

MEETING TIME: 1:00 p.m. HST

MEETING LOCATION: Marine Camp

FROM: Sara Edi Simmons-Fife

MEETING ATTENDEES: Gary Ueunten, Dept. Of Health, Clean Water Section (241-3323)
Merle D. Grimes, MDG, llc
Sara Edi Simmons-Fife

MEETING SUBJECT: Water Quality, and Noise Abatement

Sara and Merle met Gary on site at the Marine Camp where they introduced themselves and the project to Gary. Sara asked Gary what the issues would be for protecting the integrity of the water both on the beach, as well as in the drainageways that interact with the path alignment.

Gary said that he would recommend and that he would conduct at our request tests for salinity, oxygen, conductivity, and pH at the following locations:

- 1) The drainage area south of the Marine Camp
- 2) Hanama'ulu Stream
- 3) Hanama'ulu Beach
- 4) Ahukini Point

Gary said with the scope of the project, a NPDES permit would be required and that tests would need to be done for total soluble solids. The permit would cover the entire project.. And that the location from the ocean for the bridge north of the Radisson, may be an SMA issue.

If a 401 is required, the State waters must be defined, and Lolly Silva can assist with this.

Also, that the drainage area by the Marine Camp is tidal in nature, but interestingly it runs away from the ocean rather than towards it. Also, that the drainage area south of the Radisson comfort station and parking lot in his experience has never functioned as a drainage way.

AHUKINI POINT TO LYDGATE PARK MEETING MINUTES

DATE: November 1, 2005

TIME OF CONVERSATION: 10:15 p.m. EST

FROM: Sara Edi Simmons-Fife

DISCUSSION WITH: David Bukowski, Prevention Captain
County of Kauai Fire Department

MEETING SUBJECT: Fire and Emergency Services Issues

Sara spoke with David and briefly described an overview of the limits of the project and the various options for alignments for the path project.

David indicated that his primary issue was in access to the path for emergency vehicles. David said that if he could have access at approximately 1/4 mile locations along the corridor this would be sufficient for his needs. Also, that if vehicles could have access at either end of the Hanama'ulu railroad bridge this would give the officers close enough access on foot to assist in an emergency.