

COUNTY OF KAUA'I
Minutes of Meeting
OPEN SESSION

Board/Commission:		Public Access, Open Space and Natural Resources Preservation Fund Commission	Meeting Date	July 11, 2019
Location	Mo'ikeha Building – Meeting Room 2A/2B		Start of Meeting: 1:05 p.m.	End of Meeting: 1:45 p.m.
Present	Chair Karen Ono. Vice Chair Shaylyn Kimura. Commissioners: Nancy Kanna, Erica Taniguchi and Herman Texeira. Also: Office of the County Attorney: First Deputy County Attorney Nicholas Courson and Deputy County Attorney Andrew Michaels. Planning Department Staff: Director of Planning Ka'āina Hull, Duke Nakamatsu and Nani Sadora. Office of Boards and Commissions: Administrator Ellen Ching and Commission Support Clerk Sandra Muragin.			
Excused	Commissioner Jett Jasper.			
Absent				
SUBJECT	DISCUSSION			ACTION
Call To Order				Chair Ono called the meeting to order at 1:05 p.m.
Roll Call	The meeting commenced with a roll call of the Commissioners.			Five Commissioners were present, which constituted a quorum.
Approval of Agenda				Mr. Texeira moved to approve the agenda. Ms. Kanna seconded the motion. Motion carried 5:0.
Minutes of the Meeting(s) of the Open Space Commission	D.1. <u>Meeting minutes of June 13, 2019.</u>			Mr. Texeira moved to approve the June 13, 2019, minutes as circulated. Ms. Kanna seconded the motion. Motion carried 5:0.
Receipt of Items For The Record (None)	Director of Planning Ka'āina Hull stated that subsequent to posting the agenda they received an email from Ms. Caren Diamond on July 10, 2019 regarding Mālama Kua'āina Beach Access Priority List with Maps. The Commissioners were given a copy of the email with attachments. The attachments included a priority list of six accesses from Mālama Kua'āina dated May 22, 2018; map #1 identifying Path F Alamo'o #2 and Path G Alamo'o #1; map #2			

SUBJECT	DISCUSSION	ACTION
	<p>identifying Alealea #2 and Alealea #3; and map #3 identifying Hā'ena #3B Path E and Kanaha Hā'ena #2, in their packet to review. With no further discussions required, Chair Ono asked for a motion to receive.</p>	<p>Mr. Texeira moved to receive the email from Caren Diamond dated July 10, 2019 regarding Mālama Kua'āina Beach Access Priority List with Maps. Vice Chair Kimura seconded the motion. Motion carried 5:0.</p>
<p>Hearings and Public Comment</p>	<p><u>F.1. All remaining public testimony pursuant to HRS 92 (Sunshine Law).</u> Seeing no one, Mr. Hull moved on to the next agenda item.</p>	
<p>Communication (For Action) (None)</p>	<p>There were no communications.</p>	
<p>New Business (For Action)</p>	<p><u>H.1. Findings and Reports from Permitted Interaction Group pursuant to Hawai'i Revised Statutes Section 92-2.5(b)(2) to review and discuss existing beach accesses and their possible improvement needs that the Commission may consider for funding from the Public Access, Open Space, and Natural Resources Preservation Fund.</u></p> <p>Ms. Sadora read portions of the Report, PIG Report-Improvements dated June 6, 2019, for the record. The report contained Exhibit A Field Trip; April 15, 2019-Open Space Commission Field Trip Itinerary-'Aliomanu through Kīlauea, Map #1 of #1 Pāpa'a Bay, #2 TMK: (4)5-2-12:35, #3 Kauapea Beach East Access, Map #2 of Pāpa'a Bay, Map #3 of Kikuna Road, Map #4 of (4)4-9-004:013 'Aliomanu Beach Property, Map #5 of access with No Parking sign, Map #6 of Pāpa'a Bay, Map #7 of TMK: (4)5-2-012:35, Map #8 of Kauapea Road and Map #9 of Moloa'a Hui Lands zone 4 sec 9 plat 04. (<i>Documents on file</i>)</p> <p>Ms. Kanna asked if the Department recommended only improvements. Ms. Sadora replied that the recommendation was to improve existing demarcation and for the Commission to</p>	

SUBJECT	DISCUSSION	ACTION
	<p>recommend and identify additional accesses that need demarcations.</p> <p>First Deputy County Attorney Nicholas Courson requested time to explain the process of the PIG. He said the first meeting created the PIG, this second meeting is where the PIG presented its findings and the third and final meeting was for the body to deliberate. He asked that the Commission frame their questions to clarify the findings and to not stray into deliberating.</p> <p>Mr. Hull stated that when the PIG was formed the scope of duties was to identify accesses to be improved by the fund and to identify existing accesses with demarcation. The PIG did not fulfill its purpose because the report only identified existing accesses that do not require improvement. He asked if the PIG could continue. Mr. Courson advised that they retire this PIG and form a new PIG with a more defined direction in their scope of duties.</p> <p>With no further discussions, Chair Ono moved on to the next agenda item.</p>	
	<p><u>H.2. Update on Vacant Commissioner Positions.</u></p> <p>The Commission identified three vacant positions; one Hanapēpē/‘Ele‘ele Council, one Kōloa/Po‘ipū Council and one Waimea/Kekaha Mayor. Mr. Hull alluded to the possibility that Council may have a Hanapēpē/‘Ele‘ele appointee.</p> <p>Administrator Ellen Ching said that Ms. Taryn Dizon the Mayoral Waimea/Kekaha appointee, was scheduled for an interview at the last County Council meeting but due to an unanticipated emergency her interview was rescheduled for the July 17th meeting.</p> <p>At the request of the Commission, Ms. Ching explained the Mayoral appointee process and that appointments are at the discretion of the Mayor. Mr. Teixeira and Vice Chair Kimura’s first term would expire on December 31, 2019 and both wanted information on the process of serving a second term. Ms. Ching noted their requests.</p>	
Unfinished	<u>I.1. Discussion and scheduling of community outreach for development of the biennial list</u>	

SUBJECT	DISCUSSION	ACTION
<p>Business (For Action)</p>	<p><u>of priority projects to be reported to the Kaua'i County Council and the Mayor.</u></p> <p>Ms. Sadora updated the Commission on the scheduling of community meetings. She said that all the meetings were pushed back to begin in August to accommodate the Departments desire to also attend the meetings. The first meeting would be the Kīlauea Neighborhood Association on August 6 and she would confirm the other meetings with each Commissioner individually.</p>	
<p>Announcements</p>	<p>There were no announcements.</p>	
<p>Next Meeting Date and Agenda Topics for Discussion</p>	<p>Next scheduled meeting date Thursday, August 8, 2019, at 1:00 p.m.</p> <p>Chair Ono received the following July agenda topics:</p> <ol style="list-style-type: none"> 1. PIG deliberation and potential formation of a new PIG. <p>Vice Chair Kimura asked if Caren Diamond's email could be placed on next month's agenda. Mr. Hull stated that Ms. Diamond's email to request funds from this Commission was inappropriate and that the County had procurement steps in place that would need to be followed. Vice Chair Kimura clarified that she was interested in including the six accesses on the list for improvements. Mr. Hull deferred the approval to Chair Ono. He said if Chair Ono felt it was appropriate to place it on the next agenda this body could entertain a recommendation to the County Council and request specific funding. If she felt it was not appropriate it could be referred to the new PIG to do more research on the request and present their findings to the body. Chair Ono asked Mr. Courson for guidance. Mr. Courson agreed with Mr. Hull. He said if Ms. Diamond is looking for a grant it should be directed to the Office of Economic Development or Office of the Mayor. This body could request to improve accesses but it's unable to pick and fund a particular vendor or person to carry out the improvements. Hearing appeals from several other Commissioners, Chair Ono approved placing Caren Diamonds email on the August agenda.</p> <ol style="list-style-type: none"> 2. Ms. Caren Diamond's email dated July 10, 2019, regarding Mālama Kua'āina Beach Access Priority List with Maps. 	

SUBJECT	DISCUSSION	ACTION
	3. Update on Hanapēpē sites.	
Adjournment	With no further business to conduct, Chair Ono called for a motion to adjourn.	Ms. Kanna moved to adjourn the meeting. Mr. Texeira seconded the motion. Motion carried 5:0. Meeting adjourned at 1:45 p.m.

Submitted by: 
Sandra M. Muragin, Commission Support Clerk

Reviewed and Approved by: _____
Karen Ono, Chair

- (X) Approved as circulated. 08/08/19
- () Approved with amendments. See minutes of _____ meeting.