

COUNTY OF KAUA'I  
Minutes of Meeting  
OPEN SESSION

| Board/Commission:   | <b>Public Access, Open Space and Natural Resources Preservation Fund Commission</b>   | Meeting Date  | <b>August 8, 2019</b>     |
|---|---|---|---------------------------|
| Location  | Mo'ikeha Building – Meeting Room 2A/2B  | Start of Meeting: 1:01 p.m.   | End of Meeting: 1:57 p.m. |
| Present   | Chair Karen Ono. Vice Chair Shaylyn Kimura. Commissioners: Jett Jasper, Nancy Kanna, Erica Taniguchi and Herman Texeira. Office of the County Attorney: Deputy County Attorney Andrew Michaels and Deputy County Attorney Mark Bradbury ( <i>left at 1:37 p.m.</i> ). Planning Department Staff: Duke Nakamatsu ( <i>left at 1:05 p.m. and returned at 1:42 p.m.</i> ) and Nani Sadora ( <i>left at 1:05 p.m. and returned at 1:42 p.m.</i> ). Office of Boards and Commissions: Administrator Ellen Ching and Commission Support Clerk Sandra Muragin. |   |                           |
| Excused   | Commissioner Taryn Dizon.   |   |                           |
| Absent  |   |   |                           |
|   |   |   |                           |
| SUBJECT   | DISCUSSION  | ACTION  |                           |
| <b>Call To Order</b>  | Chair Ono announced that Commissioner Taryn Dizon was unable to be here today and the oath of office would be deferred to the next meeting.   | Chair Ono called the meeting to order at 1:01 p.m.  |                           |
| <b>Roll Call</b>  | The meeting commenced with a roll call of the Commissioners.  | Six Commissioners were present, which constituted a quorum.   |                           |
| <b>Approval of Agenda</b>                                     |   | Mr. Texeira moved to approve the agenda as circulated. Ms. Kanna seconded the motion. Motion carried 6:0.                 |                           |
| <b>Minutes of the Meeting(s) of the Open Space Commission</b> | <u>E.1. Meeting minutes of July 11, 2019.</u>   | Mr. Texeira moved to approve the July 11, 2019, minutes as circulated. Ms. Kanna seconded the motion. Motion carried 6:0. |                           |
| <b>Receipt of Items For The Record (None)</b>                 | There were no items for the record.   |   |                           |
| <b>Hearings and</b>   | <u>G.1. All remaining public testimony pursuant to HRS 92 (Sunshine Law).</u>   |   |                           |

| SUBJECT                                  | DISCUSSION  | ACTION   |
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| <b>Public Comment</b>                    | Seeing no one, Chair Ono moved on to the next agenda item.  |  |
| <b>Communication (For Action) (None)</b> | There were no communications.   |  |
|  | Pursuant to Hawai'i Revised Statutes Sections 92-4 and 92-5(a)(4), the Office of the County Attorney requests an executive session with the Open Space Commission to provide the Commission with a briefing on <u>Trevor Wright vs. County of Kaua'i, et al. (Civ. No. 19-1-0061 JRV)</u> . This briefing and consultation involves consideration of the powers, duties, privileges, immunities and/or liabilities of the Commission and the County as they relate to this agenda item.   | <p>Chair Ono read the Hawai'i Revised Statutes to move the meeting into Executive Session.</p> <p>Mr. Texeira moved to enter into Executive Session. Ms. Kanna seconded the motion. Motion carried 6:0.</p> <p>At 1:05 p.m. the Commission entered into Executive Session.</p> |
| <b>Return to Open Session</b>            |   | The meeting resumed in Open Session at 1:38 p.m.   |
| <b>New Business (For Action)</b>         | <p><u><b>J.A.</b> Possible formation of a 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>There was a four minute delay in continuation of the agenda until the arrival of Planning Department staff, Duke Nakamatsu and Nani Sadora.</p> <p>Ms. Sadora reminded the Commission that the last Permitted Interaction Group (PIG) reported its findings of demarcation for existing accesses and this PIG's scope of duties would be to identify and locate any access around the entire island. She said they could use the same</p> |  |

| SUBJECT  | DISCUSSION   | ACTION  |
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|  | <p>members from the last PIG or nominate new members.</p> <p>With no further discussions, Chair Ono moved on to the next agenda item.</p>  | <p>Vice Chair Kimura moved that the Permitted Interaction Group be comprised of the following members; Chair Karen Ono, Commissioner Nancy Kanna, Commissioner Erika Taniguchi and Commissioner Herman Texeira. Mr. Jasper seconded the motion. Motion carried 6:0.</p> |
| <p><b>Unfinished Business (None)</b></p>                         | <p>There were no unfinished business.</p>  |   |
| <p><b>Announcements</b></p>                                      | <p>Ms. Sadora announced that the Planning Departments Long Range Team was working to complete a draft of the West Kaua'i Community Plan and present it to the public around the first part of September. The draft plan would also be presented to the commission around that time.</p>  |   |
| <p><b>Next Meeting Date and Agenda Topics for Discussion</b></p> | <p>Mr. Jasper inquired about the press release for the Kekaha purchase. Ms. Sadora replied that a draft press release was submitted to Public Information Officer Alden Alayvilla and it was pending approval.</p> <p>Ms. Sadora asked the commission if they could choose one of the alternative meeting dates, September 5th or 26th, because staff would be attending a conference and taking vacation, during the original meeting date of September 12th. The Commission unanimously agreed to change the meeting date to Thursday, September 26, 2019.</p> <p>Ms. Kanna asked about the community association meetings, to which Ms. Sadora said she would work with each individual commissioner to schedule.</p> |   |

| SUBJECT            | DISCUSSION  | ACTION  |
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|                    | Chair Ono received the following September agenda topics: <ol style="list-style-type: none"> <li>1. Update on the two Hanapēpē massacre site parcels.</li> <li>2. Update on any stewardship agreement for the recently purchased Kekaha parcel.</li> <li>3. Beach Access Trail to Hideaway Beach.</li> <li>4. Executive Order for the State of Hawai‘i Kalihiwai parcel.</li> </ol> |   |
| <b>Adjournment</b> | With no further business to conduct, Chair Ono called for a motion to adjourn.  | Ms. Kanna moved to adjourn the meeting. Mr. Teixeira seconded the motion. Motion carried 6:0.<br><br>Meeting adjourned at 1:57 p.m. |

Submitted by:   
 Sandra M. Muragin, Commission Support Clerk

Reviewed and Approved by: \_\_\_\_\_  
 Karen Ono, Chair

- ( X ) Approved as circulated. 10/10/19  
 ( ) Approved with amendments. See minutes of \_\_\_\_\_ meeting.