

## Board of Land and Natural Resources (BLNR)

### Minutes

January 12, 2018

Noon.

Board of Land and Natural Resources meeting room  
132 on the first floor of the Kalanimoku Building  
1151 Punchbowl St.

#### **Background:**

On January 11, 2018 *SaveAlaWaiHarbor.com* (SA) was notified that BLNR would be holding a hearing on the Harbor development plan the next day. SA notified interested parties by email to submit testimony to DLNR Director case and asked people to attend the meeting. On short notice, approximately 12 people from the boating/surfing community, Hawaii Yacht Club and the Ilikai attended, as well as an unidentified native Hawaiian man.

#### **Minutes:**

Ed Underwood and a consultant hired by BLNR made a presentation alleging that Ala Wai harbor needed repairs, was operating at a loss and needed a public private partnership to rescue and redevelop the harbor. An RFP would be issued where developers would come up with a plan for BLNR approval. No evidence was presented to support the harbor net loss financials claim by state employee Underwood. Comparisons to mainland harbors were made in states where harbors were closed half the year due to snow or cold weather and to harbors where there was no interaction with the public and tourists and related costs that Ala Wai suffers from. Conspicuously, none of these mainland harbors had a high rise condo on the government property.

Ilikai and harbor residents testified that the harbor was making money, would provide the BLNR with over 5 years of financials to support this claim by email. In addition, residents supported redevelopment include a haul out, food and laundry as well as no high rise on the "office" parcel. Testimony also included direct and indirect warnings to the BLNR that litigation might be necessary if BLNR did not heed the wishes of the taxpayers and resident users of this state facility.

A native Hawaiian man asked BLNR not to close or prevent his unfettered PASH access rights for fishing and cultural practices.

Board member Keone Downing, on his own volition, alleged that Sam Monet's testimony was motivated by Monet's ongoing, private dispute over parking at the harbor. Monet denied this allegation and responded by asking member Downing to recuse for undisclosed conflict because his daughter Kirra is employed by DLNR contractor DTL that was hired to sell the community on the DLNR plan. Recusal was left unresolved by BLNR.

Hearing was adjourned at about 1;30p.m.

Go to: [Savealawaiharbor.com](http://Savealawaiharbor.com) website for more information.

**Postscript:**

BLNR was provided with the Ala Wai financials showing:

**Ala Wai Gross income 2011 to 2017: \$31,409,004.29**

**Ala Wai Net income 2011 to 2017: \$19,279,598.36**

Increases in Budget and Finance and Div. of Conservation and Resource Enforcement accounted for the \$1.5million deficit in the entire STATE budget for all harbors in 2017.

# REQUEST TO ACCESS A GOVERNMENT RECORD

Harbors Financials

[clifford.g.inn@hawaii.gov](mailto:clifford.g.inn@hawaii.gov)

DATE: January 19, 2018

TO: "Wynhoff, Bill J" <Bill.J.Wynhoff@hawaii.gov>

FROM: Sam Monet

Name or Alias 1741 Ala Moana Blvd #98

Contact Information Slip 741, Hon. Hi 96815

monets001@hawaii.rr.com

2581611

Although you are not required to provide any personal information, you should provide enough information to allow the agency to contact you about this request. The processing of this request may be stopped if the agency is unable to contact you. Therefore, please provide any information that will allow the agency to contact you (name or alias, telephone or fax number, mailing address, e-mail address, etc.).

## I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the government record you request will prevent delays in locating the record. Attach a second page if needed.

**See attached List of Documents requested on page 3**

I WOULD LIKE: (please check one or more of the options below)

To inspect the government record.

**A copy of the government record:** (Please check one of the options below.) See the back of this page for information about fees that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

Pick up at agency (**date and time**): \_\_\_\_\_

Mail

Fax (toll free and only if available)

Other, if available (please specify): email excel Pdf files

If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

Electronic  Audio  Other (please specify): please email to me

Check this box if you are attaching a request for waiver of fees in the public interest (see waiver information on back).

**SEE BACK FOR IMPORTANT INFORMATION**

## FEES FOR PROCESSING RECORD REQUESTS

You may be charged fees for the services that the agency must perform when processing your record request, including fees for making photocopies and other lawful fees. **The first \$30 of fees charged for searching for a record, reviewing, and segregating will not be charged to you. Any amount over \$30 will be charged to you.** Fees are as follows:

Search for a Record	\$2.50 for 15 minutes
Review and Segregation of a Record	\$5.00 for 15 minutes

## WAIVER OF FEES IN THE PUBLIC INTEREST

Up to \$60 of fees for searching for, segregating and reviewing records may be waived when the waiver would serve the public interest as described in section 2-71-32, Hawaii Administrative Rules. If you wish to apply for a waiver of fees in the public interest, you must attach to this request a statement of facts, including your identity as the requester, to show how the waiver of fees would serve the public interest. The criteria for this waiver, found at section 2-71-32, Hawaii Administrative Rules, are:

- (1) The requested record pertains to the operations or activities of an agency;
- (2) The record is not readily available in the public domain; and
- (3) The requester has the primary intention and the actual ability to widely disseminate information from the government record to the public at large.

## AGENCY RESPONSE TO YOUR REQUEST FOR ACCESS

The agency to which you addressed your request must respond within a set time period. The agency will normally respond to you within 10 business days from the date it receives your request; however, in **extenuating circumstances** the agency must respond within 20 business days from the date of your request. If you have questions about the response time, you may contact the agency's UIPA contact person. If you are not satisfied with the agency's response, you may call the Office of Information Practices at 808-586-1400.

## REQUESTER'S RESPONSIBILITIES

You have certain responsibilities under §2-71-16, Hawaii Administrative Rules. You may obtain a copy of these rules from the Lieutenant Governor's Office or from the Office of Information Practices. These responsibilities include making arrangements to inspect and copy records, providing further clarification or description of the requested record as instructed by the agency's notice, and making a prepayment of fees, if assessed.

UIPA requested data Page 3 January 19, 2018  
Clifford Inn and Bill J. Wynhoff

Provide the following information relating to BLNR meeting January 12, 2018 regarding Ala Wai Harbor:

1. Ed Underwood presentation for BLNR regarding Ala Wai Harbor redevelopment
2. Identify the presentation's author, UH consultant "Anu", provide her resume.

Ed Underwood made the following statements:

a. State netted \$3.5 million after all was said and done in the HoneyBee Ala Wai lease and bankruptcy.

b. Former fuel dock and Haul out lessee's terminated their leases of their own volition, there leases were not terminated or otherwise not renewed by State.

c. Boat yard has been "cleaned up", i.e. EPA clean

Please provide data and evidence that supporting his statements: