

## **Hulopo'e Beach Park Council Meeting**

Lana'i Senior Citizens Center

Thursday, April 20, 2017

MINUTES

### **SUMMARY OF MINUTES**

#### **A. Approval of Application for Activity Permit**

Due to the way J & M Displays presented their event the council request that all Permit Applications be presented to the board.

According to the Beach Park Rules on page 5, the approval of the permits for Type IV Activities shall be at the sole discretion of The Company.

#### **B. Drone Use at Beach**

A No Fly Zone rule has not been established at Beach Park. Rangers will continue to have Rangers monitor Drone activity at the Beach Park.

#### **C. Foot Wash Station**

Due to flooding it's creating, it's being monitored to come up with a better solution

#### **D. Alignment of Council Membership**

To prove that the 3<sup>rd</sup> seat was given up to a Community Organization, a copy of the minutes must be provided or The Company needs to write up an addendum of the change.

#### **E. Guest Count at Beach Park**

Some concern on the high count of guest coming in from the vendors

What happens if there's too many guest coming in? Is there a capacity on the Beach Park?

Pulama Team will look into discussing these concerns.

#### **F. Activities Update**

- **Kahana Canoe Club** - requesting to camp 4/22 thru 4/23/17.  
Sponsorship was denied. The Company will waive the \$50 Permit Fee.

- **Malama Pono Project Venture Program –June 21<sup>st</sup> thru June 24<sup>th</sup>.**
- **Na Koa Kai Canoe Club –June 26<sup>th</sup> thru June 28<sup>th</sup>.**
- **Lanai Culture & Heritage Center/Pulama Lana'i –June 25<sup>th</sup> thru July 1<sup>st</sup>.**
- **Mental Health Kokua – requesting to camp in July 2017.**

G. Other

- Due to large groups occupying the beach area and not more than ¼ is to be occupied, council is requesting The Company to provide the total square footage of the area.

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### MINUTES

#### Board Members in Attendance

John Dela Cruz

Butch Gima

Gerry Rabaino

Ela Yumol

Simon Tajiri

Letty Castillo

Tuma Fautea

Michelle Fujie

Brysen Seghorn

#### Board Member(s) Absent

none

#### Meeting called to order:

5:01pm

#### Approval of Minutes:

March 16, 2017

#### Rangers Report

Provided by Michael Lopez

#### Boat Count

	<u>Mar 2017</u>
1. Trilogy	2,424
2. Expeditions Ferry	306
3. Paragon	195
4. Maui Nui	<u>85</u>
TOTAL	<b>3,010</b>

#### Campers

	<u>Mar 2017</u>
1. Resident	167
2. Non-Resident Campers	180
3. # of Camp Nights	104
4. # of Reservations	57

#### Four Seasons Kiosk

	<u>Mar 2017</u>
1. Guests	4,414

## OLD BUSINESS

### A. Approval of Application for Activity Permit (Michelle Fujie)

Michelle F: As there were confusion with vendor, J & M Displays application, Stan Ruidas presented this activity in our February meeting and also mentioned the location of the launch site. It was more of an announcement than a request to have an event. The Board never made an official movement to approve the event, although, it was still pushed forward, flyers were posted but was not formally approved. It was again proposed to the Board in the March meeting with discrepancy of the location of the launch site. It was first proposed to be at the North side of the beach adjacent to the Four Seasons Kiosk. According to the diagram the staging area will be in the center of Hulopo'e Beach Park with 100sqft blocked off area, Michelle stated.

On April 14<sup>th</sup>, an email from Lesley K. sent informing Michelle the launch site of the fireworks show is being moved to the area where the New Year's Eve show normally launches (closer to the Keiki Pond).

Michelle wants to ensure, moving forward, the permitting process that is submitted to Pulama with specific event details/information should be presented to the HBPC for approval. It is the HBPC to ensure the beach park is protected, accessible and safe for all Lana'i residents, Michelle stated.

As a result, due to high winds, the Fireworks Display was cancelled.

Michelle asked Lesley to briefly go over the application process.

Lesley K: Lesley went over specifically the application for the Firework Show. Below are some of the questions and requirements for this application:

- Requested a diagram from vendor where the launch site will take place
- How many man power and equipment you will have and use
- Where is the firework going to be stored when it arrives on island
- What time is the setup, do you need a water truck? How long is the event?
- Clean up? We are requiring the vendor to pay our Pulama team to be on site before and after for the cleanup. Want to be

there and observe the cleanup and done respectfully as we have archaeological sites and bird burrows.

We are now looking at the Pineapple Festival and will ensure we will do a lot better as the first one was a learning process.

John D.C.: Questioned Lesley, where in this process does the Council comes in?

What happens if an application is submitted after the Beach Park meeting and the event takes place before the next Beach Park meeting?

Lesley K: Directed John to refer to the Beach Park Rules, page 5. "The approval of the permits for Type IV activities shall be at the sole discretion of the Company". Reminded John that these applications are presented to the Beach Park Council and will want to know if you support or not. In conclusion, the Company has the final say. For this specific application with the J & M Displays, the vendor presented it in February and there was no questions. As it was documented in the minutes, the only instruction from the board was to post the flyers. There was no votes made, so, it was understood, the council was okay with it.

Lesley ensured the Council that the Company carefully reviews the applications, talking with the vendor and looking at the rules regardless if the board does not have any concerns.

If an application is submitted after the Beach Park meeting and the event takes place before the next Beach Park meeting, the Company will make the decision to approve or deny. If the Council wants to see all applications, we could schedule an emergency meeting.

Lesley also added that there's other applications that are submitted and are declined before it's presented to the Park Council as it's carefully reviewed and the application is appropriate according to the Beach Park Rules.

Simon T: On the Group Camping Form Checklist, Simon asked what's the difference on the second item with (3) boxes? #1 Event approved, #2 HBP and #3 HBPC?

Noemi: Answered, #2 HBP means it was approved internally within the Hulopo'e Beach Park Pulama Lana'i team. #2 HBPC would be for large groups that will require input from the community and the Park Council.

Applications are normally submitted two months in advance. Application will not be approved until an agenda is received.

There was never a time where an application was not presented to the board.

Michelle F: Michelle also asked what is the protocol if an application comes in after and before a Beach Park Meeting? Would you ask them to reschedule? What is the guideline or perimeter? Could you provide a document that clarifies what is presentable to the board and what is not?

Noemi B: Answered, if it's a very small group, for example for a party of (10), this should not require the Council's approval. If it's a big group, it will require the Council's approval.

Audience Saul Kahihikolo: Wanted clarification referring to the Permit Application. When does permitting starts when there is a resident(s) involved with the group coming over for an event? Can the resident(s) involved with this event sponsor the group that is coming over?

Saul is specifically referring to the upcoming event partnering with a voyaging canoe from Maui "Lanai Culture & Heritage Center/Pulama Lana'i, E Ike Hou ia Lana'i Summer Program taking place on June 25<sup>th</sup> thru July 1<sup>st</sup>.

Audience: Someone from the audience made clear to all to be very careful of the sponsorship. People can find loop holes where they'll break down the group into 5's, sponsor them and will never be brought to the council and approved as a group.

In addition, questioned if DLNR approves firework displays. Says, if he was part of the board, he would require DLNR to approve.

Michelle F: DLNR does not approve the event but they are present to monitor during the event, Michelle stated.

Noemi B: Part of the process of the application is, the vendor is responsible to get all the necessary permits that they need to launch. The Company do ask the vendor if they do have all necessary permits, but does not require to see them.

**Audience Stan Ruidas:** Confirmed that DLNR was asked if the vendor needed approval from them and their answer was “no”. Agreed that should have been documented and moving forward, it will be for future displays.

In addition, the fireworks are bio degradable.

Pulama Lanai’s Biologist Rachel Sprague also came down to inspect.

**Audience:** Suggests to call onto other hotels and inquire what their requirements are for firework shows.

**Lesley K:** Lesley comments that this vendor that came here are very much familiar with this type of business and they do this all the time. They know what the requirements are.

The vendor does not show us their permits but they fill out our paperwork. What our concern is our property and making sure it’s above the high water mark, where the launch site is, making sure the water truck is available and clean up.

**Audience Nick Palumbo:** Brought to everyone’s attention of the 2017 New Year’s display. Found debris in the water and brought some to shore. Spoke to Eric/Fire Dept. on Lanai and he was not aware of the firework show. As a Lanai resident, he is concerned of the environment that will impact the fish and the birds. Feels this should be acknowledged.

#### **B. Drone Use at Beach (Michelle Fujie)**

**Michelle F:** Asked Mike L. for any update on Drone activity at the Beach Park.

**Mike L:** Since the February meeting, there were only (2) Drones from the Four Seasons, Luau grounds. Drone was not at the beach.

**Gerry R:** Asked if we have established a No Fly Zone?  
Are they flying below the height or below the tree level?

**Michelle F:** Because this Drone Operation is still new and a lot to absorb in making any decisions, it was agreed by the board that we will not set any rules but will continue to rely on the Rangers to monitor Drone activity at the Beach Park.

**Ron McO:** Ron had a discussion with George Purdy and has confirmed the Rangers have the right to ask the operator if they have a permit. If not, they’re not allowed to fly.

Audience: An audience have observed that visitors from Expeditions have been operating their Drone at the Beach Park.

C. Foot Wash Station

Michelle F: Asked Mike L. about the Foot Wash Station and noticed it has been sectioned out.

Mike L: Due to the flooding it's been creating, he's been monitoring that area and trying to come up with a better solution.

D. Alignment of Council Membership (John Dela Cruz)

John D.C.: Provided a proposal of the Term Limits. The MOA provides for 9 members on the Council. 3 from LSG, 3 from The Company and 3 from "other" Community Organizations mutually approved by LSG/Company. The discrepancy is whether The Company gave up the 3<sup>rd</sup> seat.

To prove that the 3<sup>rd</sup> seat was given up to a Community Organization, we will need a copy of the minutes to prove what the company's position on this issue.

If this goes unanswered, we can't move forward but abide with the MOA. If we will continue with the 9 members with The Company seat being vacant, an addendum to the Beach Park Rules that reflects what the term is for each member will serve and The Company will allow the 3<sup>rd</sup> position to be filled by an additional community member and approved by the board. Right now we have 9 physical members but the 4<sup>th</sup> community member besides LSG has only 3 seats.

Gerry R: Gerry recalls sometime in 2006, Mary Simpson and Mark Helrung was The Company's representatives. Mary was pushed out and someone else came in. At that time there should have been recordation of the 3<sup>rd</sup> seat being given up. Gerry confirms as he was present in that meeting, The Company proposed giving up the 3<sup>rd</sup> seat. After that proposal, new representatives from The Company came in.

Michelle F/John D.C.: Both Michelle and John agrees to defer and no changes to be made until the 3<sup>rd</sup> position is resolved.

Either The Company will provide a copy of the minutes in 2006 or The Company will write up an addendum of the change.



## NEW BUSINESS

### A. Guest Count at Beach Park

**Butch G:** Some questions were asked to Mike L. on the high count of guest coming in. As we don't want to over populate our beach, is there a capacity on the Beach Park? What happens if there's too many guests coming in from Maui?  
Can we limit the amount of guests vendors bring in?  
Has this issue been discussed with The Company?

**Mike L:** Agreed that there was a big increase in March's count of 3,010 and the other months were below 1500. Assured everyone that Trilogy does regulate their guest to 100 per trip (2x day, morning and afternoon).

At present, the concern on beach park capacity and Pulama being able to control the vendor's guests has not been discussed. Will look into it, moving forward.

**Michelle F:** Also suggests to monitor and include the count for the Non-Resident Sponsored Camping Beach Stats and initiate a discussion on the beach capacity.

### B. Activities Update (Noemi Barbadillo)

**Noemi B:** 1) Kahana Canoe Club – Email received from vendor 3/24/17 requesting to camp April 22<sup>nd</sup> thru April 23<sup>rd</sup>. Application sent to them via email, providing COI, names of campers, but they did not complete the application. Email and phone call was made but no response. Also informed them that we will waive the permit fee of \$50/per 4 people but will charge \$15/person per night. Total campers are approximately (40).

**Saul K:** Saul confirmed that the group did contact him and they are still coming. The count they gave him was (70) with (20) kids and (50) adults. The Lanai Canoe Club is looking at sponsoring this Canoe Club and they all will be camping together on the grass area, but at the same time he had informed the group they should be paying for the camping fee per night. Don't want the community to think they are circumventing and coming here for free.

**Noemi:** Suggested to Saul to have the group submit their Activity Permit. The Company will waive the \$50 permit/per 4 people but will charge them the \$15/per person per night. They will need to provide a copy of the COI.

- Michelle F: Asked if this will be communicated to them to submit their application? What if they don't submit but just shows up?
- Saul K: Questioned what is the limit per person they can sponsor? If there is no limit, then he could take (70) people and camp on the beach.
- Board: Answer: according to the Park Rules, there is no limit.
- Butch G: Butch Feels, Saul should not be put in that position. They did not follow the procedure. By doing it that way, Saul is going around the traditional use of camping at the beach. They are coming over as a group and they should follow the rules.
- John D.C: John's concern is, it could be another Lanai resident sponsoring 10 or 20 each and take over the beach. Feels there should be a provision to be looking out for that.
- Audience Nick Palumbo: Questioned, is there a limit to the campsite? What if it's a busy weekend and (70) more people arrive from the ferry without reservations and there is no room? Do you send them back to Maui?
- Mike L: Answered Nick – no, they would not send them back. They will make it work and accommodate them.
- Noemi B: Going back to the Kahana Canoe Club group, Noemi informed Saul to communicate with the group to submit the required documents and COI.
- Michelle F: Asked the Council to make a motion to recommend approval for this event that all official permitting process go thru Pulama.  
All Council approved.
- Noemi B: 2) Malama Pono Project Venture Program - June 21<sup>st</sup> thru June 24<sup>th</sup>, Non-Profit Organization, camp that will focus on leadership, environmental stewardship, experimental and cultural learning. This is the Paia Young Council group. There will be approximately (25) campers. Some of their activities will include, beach games, sports, skits, tour at the Heritage Center and Service project at Kanepu'u.  
All documents required were submitted.  
There were no objections from the Council for this group.

3) Na Koa Kai Canoe Club – June 26<sup>th</sup> thru June 28<sup>th</sup> – Nonprofit organization requesting to camp and paddle. They are based out of San Diego. This will be a one day overlap with the Lanai Culture & Heritage Center event but will be able to accommodate them. Lanai Heritage Center will be at campsite 1-8 and this group will go on the group site.

This group was referred by Nancy LaJoy from Pacific Cancer Foundation and also worked with Uncle Kimokeo Kapalehua. Will be paddling from Maui to Lanai and back on a six man canoe. They will be accompanied by (30) youth and paddlers and (14) adult volunteers from the Kihei Canoe Club. They are also in contact with Saul Kahihikolo.

They are not part of Kepa's group but will be an opportunity for both groups to learn from each other.

4) Lanai Culture & Heritage Center/Pulama Lana'i - June 25<sup>th</sup> thru July 1<sup>st</sup>, Culture Rich program for students 13 yrs. – 18 yrs. of age. Partnering with a voyaging canoe from Maui allowing students to learn about the wa'a and cultural learning. There will be (55) people.

Due to the increased number of campers for this group, Mike Lopez confirmed additional Rangers will be scheduled to work.

Application was submitted pending approval from the Company. There were no objections from the Council for this group.

5) Mental Health Kokua – July 2017 (no set date yet), Nonprofit organization, (12) people requesting to camp.

Will present again in next month's meeting.

#### C. OTHER

Ron McO: Due to large groups occupying the camping and beach area, Ron is requesting for surveyors to mark the ¼ area allowed for each group.

Michelle F. & other members: Disagreed with this request for it will not work but instead, Michelle asked to have the total square footage of the area then divide it into ¼.

#### D. ADJOURNMENT

**Meeting adjourned at 6:45pm**