

**SUBJECT: 23 June 2016 Comprehensive Training Programmatic Agreement
Consultation Meeting - Summary Notes**

1. The United States Army Garrisons Hawaii (USAG-HI) and Pōhakuloa (USAG-P) held a joint consultation meeting to continue development of Programmatic Agreements (PAs) addressing routine military training actions and related activities at Army training areas on the Islands of O‘ahu and Hawai‘i. The meeting was held on June 23 at the Leilehua Golf Course meeting room from 5:30pm to 8:00pm. A total of twenty-one people attended the meeting in person and by phone. Enclosure 1 provides a full list of attendees.
2. Lieutenant Colonel (LTC) Britt London, Executive Officer for the U.S. Army Garrison –Hawaii, welcomed the group and expressed the importance of consultation in this process. Attendees then introduced themselves and stated their affiliations.
3. Mr. Crowley explained that purpose of the meeting is to explain the Army’s decision to develop separate PAs for Oahu and Hawaii islands, to define what training actions and areas will be covered in the agreements, and to listen to concerns and recommendations from Native Hawaiian Organizations (NHOs) and other consulting parties.
4. Department of Defense Instruction 4710.03 recognizes the importance and special legal status of Native Hawaii organizations in the consultation process. In order to avoid and minimize effects to historic properties, the Army relies on Native Hawaiian organizations to provide information about important properties, the effects that training might have on those properties, and the ways we can reduce those effects.
5. Introductory consultation meetings for the PAs were held in March 2015 on Oahu and Hawaii islands. The Army has done a lot of work to address the issues that were brought up at those meetings and continues to work internally biweekly meetings. The two primary questions we have been working to answer are: what are the actions that the agreements will cover and how many PA’s should be developed?
 - a. Based on feedback from the introductory consultations, the Army has decided to develop two PAs; one for O‘ahu and one Hawai‘i Island.
 - i. The O‘ahu PA will address Schofield Barracks Military Reservation (including East Range, West Range, and South Range), Wheeler Army Airfield, Kahuku Training Area, Dillingham Military Reservation, and O‘ahu Roads and Trails.
 - ii. The Hawaii Island PA will address Pōhakuloa Training Area (including Ke‘āmuku maneuver area) and Kawaihae harbor.
 - iii. Makua Military Reservation, Kawailoa Training Area, Tripler Army Medical Center, Fort Shafter, Fort DeRussy, Helemano, and Aliamanu will not be included in the PAs.

**SUBJECT: 23 June 2016 Comprehensive Training Programmatic Agreement
Consultation Meeting Notes**

- b. The Army has developed a document that described the training actions and related activities. The document defines 10 categories of training actions, discusses related activities, describes each training area and contains a glossary of acronyms and military terms. The Advisory Council on Historic Preservation (ACHP) and the State Historic Preservation Department (SHPD) have provided input on this document.
 - c. Mr. Crowley asked the attendees to take the document home for review and bring up any specific questions, issues, or concerns at the next meeting.
6. After this meeting, the O'ahu and Hawaii Island PA processes will have separate schedules and meetings, but development will occur simultaneously. We hope to have consultation meetings about every six weeks and complete the process by this time next year.
7. Army's current goals are to ensure that NHOs are aware of the project, have the opportunity provide input, and take that input into account. Army will also provide information to the general public and allow the public to express their views on the project.
8. Mr. Shirai stressed that NHOs are not the general public. As NHOs, they had earned place in consultation and he requested that NHOs be consulted before the general public. He is concerned that the process will be manipulated by outsiders without proper knowledge.
 - a. Mr. Crowley acknowledged the special status afforded to NHOs in this process, but explained that law also requires that the public be allowed to express their opinions.
9. Mr. Cachola stressed the importance of the DoD instruction regarding consulting with Native Hawaiian Organizations and requested that it, along with the ACHP policy on Native Hawaiian consultation, be available at consultation meetings.
 - a. Mr. Crowley said that he would put links on the website to both of these resources.
10. Mr. Lenchanko agreed with Mr. Cachola and asked if a similar document existed for the State of Hawaii. He feels that, despite the policies, NHOs have no voice because they can only make recommendations but can do nothing to ensure that they are followed. He stressed that he and others wish to be granted access to the land because once damage occurs, it is irreparable.
11. Ms. Keko'olani and Mr. Cachola expressed concerns that all of the signatories to the agreement were not present. NHOs are asked to provide input but are not allowed to sign or modify the agreement. Those people who are responsible to sign the agreement should attend the meetings.
12. Mr. Cachola requested that the Army revisit the commitments made in the previous agreements and also consider cumulative effect of the DoD presence in Hawaii since 1893. The Army should have a comprehensive history of all the damage it has done, rather than simply developing two PAs as though nothing has happened.
 - a. Mr. Crowley stated that part of the process will include revisiting previous agreements to see what was done, what worked, and what didn't.

**SUBJECT: 23 June 2016 Comprehensive Training Programmatic Agreement
Consultation Meeting Notes**

13. Mr. Oliveira stated that his participation in consultation does not imply consent with Army practices. He expressed concerns about the need for diplomatic relations, enforcement of previous treaties between the Hawaiian nation and U.S., restorative justices, the limits of plenary powers, compliance with international law, and the inclusion of a “most favored nation” clause. He asked that legal counsel be present at future meetings to discuss these issues.
 - a. Mr. Crowley acknowledged his frustration but stated that those issues cannot be addressed in the PA process.
 - b. Mr. Killian explained the importance of identifying ways that these concerns can inform the process, allowing us to conduct our mission and comply with federal law.
14. Ms. Keko’olani is concerned about depleted uranium and asked about the status of clean-up efforts. She wishes to visit the land and sites to see the changes and maintain the spiritual connection with her Kupuna.
 - a. LTC London explained how things have changed for the better, personnel are better educated now and we are actively trying to protect sites. There are many sites that need further study and input. He could not commit to access but agreed that a decision on access is owed to Native Hawaiian consultants.
 - b. Mr. Killian reported that DU has been removed from the maneuver area and that the Army now has a license and a monitoring plan.
15. Mr. Kajihiro asked about status of the construction projects under the previous PA whether some land will be made accessible now that the Strykers are gone.
 - a. Mr. Killian explained that while the Stryker vehicles and one battalion have left, the rest of the brigade remains and the training area will still be used by light infantry.
16. Mr. Lenchanko expressed the opinion that that training should not occur in an area so important to the Hawaiian past. Burials have been disturbed, Hale’au’au Heiau represents a vital connection to the past, and he has not been allowed to care for the land and his Kupuna. He is concerned about developing two new PAs on the foundation of the previous agreements, because those agreements were flawed and failed the NHOs. He also stressed that all signatories need to be present to hear the concerns and answer questions.
17. LTC London and Mr. Crowley explained that evening meetings make it difficult for the ACHP representative to attend because of the time difference and asked about availability during the day or on weekends. Participants expressed willingness, but would not always be able. Advance notice is important, especially with the travel time on Hawaii Island.
18. Mr. Kawaiaea has seen improvement in the Army over time, including good relationships with USAG-P Command and better consultation. He asked if we were still trying to identify the APE and provided an example of flying over the Heiau, which is outside of the training area. He questioned whether the Rim of the Pacific (RIMPAC) exercise would be included.
 - a. Mr. Crowley explained that the direct APE would be the entirety of training areas but we must also consider the indirect APE, which is often identified through consultation. Flights over the heiau is a good example of the information we need.

**SUBJECT: 23 June 2016 Comprehensive Training Programmatic Agreement
Consultation Meeting Notes**

- b. Mr. Killian explained that RIMPAC is a biennial Naval exercise that is not considered routine Army training for the purposes of the PA.
19. Mr. Kajihiro asked for clarification about whether training and construction projects by the Marines at Pōhakuloa Training Area would be covered by the PA?
- a. Mr. Crowley explained that the PA will only cover training activities on Army land, regardless of who is doing the training. It will not cover construction projects.
 - b. Dr. Taomia invited anyone who would like additional information about PTA to contact her.
20. Mr. Crowley demonstrated how people could learn about the PAs -and access project-related documents on PA website. The website can be found on the USAG-HI website. The address is: www.garrison.hawaii.army.mil/cagreements
21. Mr. Oliviera asked how people with substantial rights to the land were included in this process and if there is a separate process in place if someone were to come forth with the right to property, or for example if that person had a direct connection to a burial?
- a. Mr. Crowley responded that anyone can be included if they are interested in the process or the historic properties involved. No one is excluded. In a burial situation, the Native American Graves Protection and Repatriation Act (NAGPRA) would be followed. That is separate process from Section 106 and this agreement.
22. Mr. Lenchanko expressed his concerns about cultural sensitivity, and deep dissatisfaction with the way human remains were handled at Schofield. He explained that wrongs of this magnitude cannot be fixed until he and other Native Hawaiians are made stewards of the land whose input is valued and followed. NHOs consult in good faith. There is no cultural sensitivity when the Army asks for input and NHOs tell the Army what needs to be done to care for our Kupuna and then the Army ignores us. In order for this process to be productive, the Army must show us that they are listening, acknowledge the concerns of NHO, and reflect that in what you do.
23. Mr. Cachola asked about plans for upcoming meeting on Hawaii Island and requested that they be held in the communities. Ms. Keko'olani and recommended holding meetings in Waimea because they would be most affected. Mr. Kawaiaea offered use of the small conference room at Pu'ukoholā Heiau.
- a. Dr. Taomia stated she would explore all options and try to schedule a meeting in August.
 - b. Mr. Crowley said that he also anticipated another meeting in August.
24. Mr. Cachola closed the meeting with a *pule* (prayer). Many thanks to all who participated.
25. The point of contact regarding this memorandum is David Crowley, USAG-HI Directorate of Public Works, Environmental Division at (808) 655-9707 or david.m.crowley22.civ@mail.mil

**SUBJECT: 23 June 2016 Comprehensive Training Programmatic Agreement
Consultation Meeting Notes**

ENCLOSURE 1

Name	Affiliation
Lt. Col. Britt London	Executive Officer, U.S. Army Garrison - Hawaii
Howard Killian	Training Support Systems Program Manager, U.S. Army Hawaii
Rhonda Suzuki	Environmental Division Chief, U.S. Army Garrison - Hawaii
Lisa Graham	Conservation Branch Chief, U.S. Army Garrison - Hawaii
Richard Davis	Cultural Resources Manager, U.S. Army Garrison - Hawaii
Stefanie Gutierrez	Public Affairs Office, U.S. Army Garrison Hawaii
Dr. Julie Taomia	Archaeologist, U.S. Army Garrison – Pōhakuloa
David (Dave) Crowley	Archaeologist, U.S. Army Garrison - Hawaii
Tom Lenchanko	aha kukaniloko koa mana mea ola kanaka mauili hoalii iku pau 'ohana
Robert (Lopaka) Oliveira Jr.	aha kukaniloko koa mana mea ola kanaka mauili hoalii iku pau 'ohana
Kyle Kajihiro	Hawaii Peace and Justice
Terri Keko'olani	Hawaii Peace and Justice
Fred Cachola	Makani Hoe Keahou
Thomas Shirai Sr.	Kawaihapai Ohana Native Hawaiian Organization
Danial Kawaiaea	U.S. Department of the Interior, National Park Service, Pu'ukoholā Heiau National Historic Site
Lukela Ruddle	Cultural Resources Manager, Office of Maunakea Management
Meagan Borthwick	Archaeologist, State Historic Preservation Division
Kimi Matushima	Architectural Historian, State Historic Preservation Division
Sean Newsome	Cultural Resources Specialist, Research Corporation of the University of Hawaii
Halaulani Davan	Archaeological Technician, Research Corporation of the University of Hawaii
Sarah Balmuth	Archaeological Technician, Research Corporation of the University of Hawaii