

DAVID Y. IGE
Governor

SHAN S. TSUTSUI
Lt. Governor



JAMES J. NAKATANI
Executive Director

STATE OF HAWAII
AGRIBUSINESS DEVELOPMENT CORPORATION

235 S. Beretania Street, Room 205
Honolulu, HI 96813
Phone: (808) 586-0186 Fax: (808) 586-0189

Meeting of the Board of Directors
Department of Agriculture Plant Quarantine
Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

Wednesday, January 31, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the December 20, 2017 meeting.
- C. Request to Re-Issue a Revocable Permit to Andros Engineering Corporation for a Covered Parking Area in Whitmore, Oahu, Tax Map Key (1) 7-1-02-04 (por).
- D. Request to Re-Issue a Revocable Permit to Davey Tree Expert Company for Parking Area in Whitmore, Oahu, Tax Map Key (1) 7-1-02-04 (por) and (1) 7-1-02-09 (por).
- E. Request to Re-Issue a Revocable Permit to Royal Palm Group/Construction and Landscaping, Inc. for Nursery Purposes, Whitmore, Oahu, Tax Map Key (1) 7-1-02-09 (por).
- F. Request for approval to Issue a Land License to Tiansheng Lin dba Lin's Farm for 2 acres of Land in Kalepa, Kauai, Identified as; Tax Map Key (4) 3-9-002:020, Unit HSPA #2, for Diversified Agriculture.
- G. Request to authorize the Kekaha Agriculture Association to pursue a declaratory order to designate a portion of Agribusiness Development Corporation's Kekaha lands as Important Agricultural Lands in accordance with Chapter 205, Hawaii Revised Statutes, and to certify ADC's authorization as landowner.

- H. Update by the Hawaii Technology Development Corporation Agricultural Hackathon (Agathon).
- I. Presentation by Todd Low on the Spread Techno Farm: An Example of In Door Agriculture.
- J. Findings of the Investigative Committee.
- K. Executive Director's Reports and Updates.
 - 1. Legislature
 - 2. Galbraith
- L. Adjourn.

The Board may go into Executive Session pursuant to Hawaii Revised Statutes §92-5(a)(4), in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

To be placed on the move-up agenda, please sign in before the meeting begins. All materials listed on the Agenda are available for review in the ADC office.

Individuals requiring special assistance or accommodations at the ADC meeting are asked to contact the ADC office at 808-586-0186 at least three (3) days prior to the meeting.

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Meeting of the Board of Directors
Department of Agriculture Plant Quarantine
Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

Wednesday, February 28, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the January 31, 2018 meeting.
- C. Request to Issue a Revocable Permit to Chuan Produce Inc. for warehouse space in Whitmore, Oahu; Tax Map Key (1) 7-1-002:009 (por).
- D. Request to Issue a Revocable Permit to Star Protection Agency LLC for warehouse space in Wahiawa, Oahu; Tax Map Key (1) 7-4-012:016 (por).
- E. Update on Operation and Maintenance of Kawaile and Nohili Pumps in Kekaka, Kauai.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities arising out of the filing of the lawsuit against the State of Hawaii, ADC in the United States District Court for alleged violations of the Federal Water Pollution Control Act (“Federal Clean Water Act”) on July 25, 2016.”

- F. Follow up Discussion on King’s Hawaiian Presentation at the December 20, 2017 Board meeting.

G. Executive Director's Reports and Updates.

1. Legislature
2. Galbraith
3. ADC Quarterly Financial Report

H. Adjourn.

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Meeting of the Board of Directors
Department of Agriculture Plant Quarantine
Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

Wednesday, May 30, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the February 28, 2018 meeting.
- C. Presentation by Costco on Hawaiian Produce Complex & Produce and Dry Goods Depot Concept.
- D. Request to Issue a License to George Rapoza dba JR's Ranch LLC for 19.75 acres of land in Waialua, Oahu; Tax Map Key (1) 6-5-005:002 (por).
- E. Request to Issue a License to Kevi Lovan dba K & L Produce LLC for 136.6 acres of land in Waialua, Oahu; Tax Map Key (1) 6-5-005:002 (por).
- F. Request to Issue a License to Mokuleia Farms Inc. for 33.802 acres of land in Waialua, Oahu, Tax Map Key (1) 6-5-005:002 (por).
- G. Update on (1) Clean Water Act Federal Lawsuit, Na Kia'i Kai, Surfrider Foundation and Pesticide Action Network North America vs State of Hawaii, Agribusiness Development Corporation and Department of Health, Civil No. 1:16-cv-00405-ACK-RLP and (2) Compliant Under Title VI of the Civil Rights Act of 1964, EPA File No. 45RNO-16-R9, both filed by EarthJustice.

"The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities."

- H. Update on (1) Petition to Amend the Interim Flow Standard, and (2) Compliant for Dispute Resolution, and (3) Compliant for Declaratory Order Against Waste in Waimea River and its Tributaries, Waimea, Kauai, filed by EarthJustice.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.”

- I. Approval to negotiate the fee simple interest in real property located on Oahu, owned by the University of Hawaii, identified as Tax Map Key(s) 5-8-001-013, -055, -007, and possibly -006.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.”

- J. Executive Director's Reports and Updates.

- 1. Update on ADC small farmers
- 2. Chuan Produce

- K. Adjourn.

The Board may go into Executive Session pursuant to Hawaii Revised Statutes §92-5(a)(4), in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

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Meeting of the Board of Directors
Department of Agriculture Plant Quarantine
Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

Wednesday, July 11, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the May 30, 2018 meeting.
- C. Presentation by Pineapple Crate.
- D. Request for Approval to amend a Revocable Permit to Manoa Honey Company for storage space in Whitmore, Oahu; Tax Map Key (1) 7-1-02-09 (por).
- E. Request for Approval to Issue a Lease to Helemano Farms LLC for Residential Purposes, Wahiawa, Oahu; Tax Map Key (1) 7-1-002-004 (por).
- F. Request for Approval to amend License No. LI-K1503, issued to Kekaha Farms/Under Da Mango Tree, LLC, to reduce their rental area from 68.57 acres to 5.81, in Kekaha, Kauai, Tax Map Key No. (4) 1-2-02-001 (por), and to continue LI-K1503 under reorganized membership of the LLC.
- G. Request for Approval to amend License No. LI-K1001, to Sunrise Capital Inc., to reclassify 182 more or less acres from tillable to non-tillable land and to discontinue exception of their current decreased rental rate for the tillable acres.
- H. Approval to negotiate the Fee Simple Interest in Real Property located on Oahu, owned by the University of Hawaii, identified as Tax Map Key(s) 5-8-001-013, -055, -007, and possible -006.

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I. Executive Director’s Reports and Updates.

1. Waiahole Ditch System – Supervisory Control and Data Acquisition
2. Whitmore Project Master Plan Environmental Assessment
3. Fiscal Year 2019 – Capital Improvement Projects

J. Adjourn.

The Board may go into Executive Session pursuant to Hawaii Revised Statutes §92-5(a)(4), in order to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities and liabilities.

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Department of Agriculture Plant Quarantine
Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

Wednesday, August 29, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the July 11, 2018 meeting.
- C. Request to Issue a License to Kevi Lovan dba K & L Produce LLC for 136.6 acres of land in Waialua, Oahu; Tax Map Key (1) 6-5-005:002 (por). (Item deferred on May 30, 2018)
- D. Approval to amend License No. LI-K1503, issued to Kekaha Farms/Under Da Mango Tree, LLC to reduce their acreage from 68.57 to 5.20, in Kekaha, Kauai; Tax Map Key (4) 1-2-02:001 (por).
- E. Request to approve acceptance of 54.024 acres of Department of Hawaiian Home Lands ("DHHL") Whitmore parcels, Tax Map Key numbers 7-1-002-031 and 7-1-002-033, from DHHL.
- F. Request to seek withdrawal of Executive Order 4287 (Kekaha and Kokee irrigation systems, and the right to take water therefrom) from the Board of Land and Natural Resources, Department of Land and Natural Resources, and re-set aside of only the irrigation systems back to ADC.
- G. Update on (1) Clean Water Act Federal Lawsuit, Na Kia'i Kai, Surfrider Foundation and Pesticide Action Network North America vs State of Hawaii, Agribusiness Development Corporation and Department of Health, Civil No. 1:16-cv-00405-ACK-RLP and (2) Compliant Under Title VI of the Civil Rights Act of 1964, EPA File No. 45RNO-16-R9, both filed by EarthJustice.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.”

- H. Update on (1) Petition to Amend the Interim Flow Standard, and (2) Compliant for Dispute Resolution, and (3) Compliant for Declaratory Order Against Waste in Waimea River and its Tributaries, Waimea, Kauai, filed by EarthJustice.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.”

- I. Executive Director's Reports and Updates.

- 1. Waialeale
- 2. Kalepa
- 3. Galbraith Ag. Lands
- 4. Storm Update

- J. Adjourn.

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Meeting of the Board of Directors
Department of Agriculture Plant Quarantine
Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

Wednesday, October 3, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the August 29, 2018 meeting.
- C. Request for Approval to Issue a sub-license from Sunrise Capital Inc. to Global Ag Services for a portion of Field 314, Kekaha, Kauai, Tax Map Key (4) 1-2-02 001 (por).
- D. Request for Approval to Issue a Revocable Permit to Kelena Farms, Inc. for 337.774 acres in Wahiawa, Oahu; Tax Map Key (1) 6-5-02-10 (por), 7-1-01-03, 6-5-02-25 (por), 7-1-01-02 (por).
- E. Request to amend prior board approval of a Land License to Mr. William Wise III dba Waihii Farms for land and improvements located at Whitmore, Oahu, Tax Map Key (1)7-1-02-04 (por) to include Kalama Hardwood LLC.
- F. Information on the upcoming agricultural Hackathon. Seeking suggestions for challenges and workshop ideas.
- G. Update on (1) Clean Water Act Federal Lawsuit, Na Kia'i Kai, Surfrider Foundation and Pesticide Action Network North America vs State of Hawaii, Agribusiness Development Corporation and Department of Health, Civil No. 1:16-cv-00405-ACK-RLP and (2) Compliant Under Title VI of the Civil Rights Act of 1964, EPA File No. 45RNO-16-R9, both filed by EarthJustice.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(4), to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.”

H. Executive Director's Reports and Updates.

1. Kekaha
Hartung Housing Concept
2. Whitmore
3. Galbraith Ag. Lands

I. Adjourn.

The Board may go into Executive Session pursuant to Hawaii Revised Statutes §92-5(a)(4), in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

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Meeting of the Board of Directors
Leiopapa A Kamehameha
Conference Room 405
235 South Beretania Street
Honolulu, Hawaii 96813

Wednesday, November 28, 2018
9:00 am

AGENDA

- A. Call to Order.
- B. Approval of minutes from the October 3, 2018 meeting.
- C. Costco Hawaiian Produce Complex Update.
- D. Request for approval to: 1) re-characterize 233.16 acres under Sunrise Capital LLC's LI-K1001, from tillable to non-tillable and 2) increase rent to \$150/acre/year for 190.17 tillable acres; Kekaha, Kauai, Tax Map Key (4) 1-2-02-001 (por.)
- E. Request for approval to renew Revocable Permit No. 7004 for Gary Smith in Kekaha, Kauai; Tax Map Key (4) 1-2-02-01 (por.)
- F. Request for approval to renew Revocable Permit No. 7299 for Senter Petroleum, in Kekaha, Kauai, Tax Map Key (4) 1-2-02-01 (por.)
- G. Request to approve the transfer of agricultural lands located in Kekaha, Island of Kauai, Hawaii from the State Department of Agriculture and the State Department of Land and Natural Resources to the Agribusiness Development Corporation, (ADC) and to authorize the Kekaha Agriculture Association to pursue a declaratory order from the Land Use Commission to designate the transferred lands as Important Agricultural Lands in accordance with Chapter 205, Hawaii Revised Statutes and certify ADC's authorization as landowner.

- H. Request to approve: (1) a land agreement between the Agribusiness Development Corporation (ADC) and the Kauai Island Utility Cooperative (KIUC) for solar panels, and (2) the material terms of the power purchase agreement between the Kekaha Agriculture Association (KAA) and the KIUC.

“The board may go into executive session, pursuant to H.R.S. §92-5(a)(8), to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a state or federal law, or a court order.”

- I. Request for approval to renew Revocable Permit No. 1802 to William J. Sanchez for 419 acres in Unit A, located in Kalepa, Kauai; Tax Map Key (4) 3-9-02-20 (por.).
- J. Request for consent to an indenture of Mortgage, Security Agreement Financing Statement by the Kauai Island Utility Cooperative (KIUC) to the United States of America, Rural Utilities Service (RUS) and the National Rural Utilities Cooperative Finance Corporation (CFC).
- K. Update on the findings from the Land Investigative Committee.
- L. Executive Director’s Reports and Updates.
 - 1. Kekaha
 - 2. Kalepa
 - 3. Whitmore
- M. Adjourn.

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Honolulu, HI 96813
Phone: (808) 586-0186 Fax: (808) 586-0189

Meeting of the Board of Directors
Whitmore Community Park
Multi-Purpose Room
1259 Whitmore Avenue
Wahiawa, HI 96786

Wednesday, December 12, 2018
9:30 am

AGENDA

- A. Call to Order.
- B. Request to approve the issuance of Revocable Permits for Circle Mauka residents in Whitmore, Oahu, Tax Map Key (1) 7-1-02-04 (por.)
- C. Request for consent to an indenture of Mortgage, Security Agreement Financing Statement by the Kauai Island Utility Cooperative (KIUC) to the United States of America, Rural Utilities Service (RUS) and the National Rural Utilities Cooperative Finance Corporation (CFC).
- D. Request for approval to: 1) re-characterize 233.16 acres under Sunrise Capital LLC's LI-K1001, from tillable to non-tillable and 2) increase rent to \$150/acre/year for 190.17 tillable acres; Kekaha, Kauai, Tax Map Key (4) 1-2-02-001 (por.)
- E. Request to adopt the Land Investigative Committee's recommendations for refining the land application process.
- F. Adjourn.

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ADC is committed to maintaining an environment free from discrimination, retaliation, or harassment on the basis of race, color, sex, sexual orientation, religion, national origin, age, or disability with respect to any employment, program or activity. Should you feel you have been discriminated against under any ADC program or activity receiving federal assistance, please contact the HDOA Title VI Coordinator. For information on how to file a complaint, go to: <http://hdoa.hawaii.gov/blog/main/discriminationcomplaints/>. The HDOA Title VI Coordinator may be reached at 1428 S. King Street, Honolulu, HI 96814, (808) 973-9560 or via email at hdoa.info@hawaii.gov.

To request language or accessibility for ADC programs or public meetings, please contact the ADC, at (808) 586-0186 or email: hdoa.adc@hawaii.gov. Please allow at least three (3) days prior for ADC to meet accommodation requests.