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To: 'Ted.Matley@dot.gov'; Sukys, Raymond (TRO-09)
CC: Aranda@infraconsultllc.com; Spurgeon, Lawrence; Hogan, Steven
Sent: 6/5/2009 4:28:51 PM
Subject: Section 106 Process for Honolulu Project
Attachments: Draft Honolulu MOA.doc

Hi Ted and Ray –

This morning, we met with Charlene Dwin Vaughn from the Advisory Council on Historic Preservation. Charlene is the Assistant Director of the Federal Permitting, Licensing and Assistance Section and was in Honolulu to teach two classes on Section 106. Since she was here, I asked the SHPD Administrator if we could have some time to speak with her. The intent was to brief her on our project. The meeting turned out to be a discussion on how our project was handling the Section 106 process. The bottom line was that she told us that at the point in the process that we are at (developing the MOA), there should be greater involvement by FTA. We have developed a draft MOA (copy attached) that we have been discussing with the Oahu Island Burial Council. She felt that we should not be circulating a draft MOA. Instead, she recommended that we have a series of large group meetings that all consulting parties are invited to to develop the MOA. Despite the fact that we have been delegated the authority to carry out the Section 106 process, FTA needs to be in control of the consultation. This can be demonstrated by FTA sending out the invitation letters, attendance at the meetings, or participating in the meetings via conference calls.

I would like to discuss this matter with you. Please let me know when we can talk. I would like to include our consultant staff in this discussion. If you would like to include Jim Barr, we can arrange for a conference call. The sooner we can talk, the better.

Thanks.

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