From: Souki, Jesse K.
To: 'Renee.Marler@dot.gov'
CC: Raymond.Sukys@dot.gov; Christopher.VanWyk@dot.gov; Woo, Donna M
Sent: 4/1/2010 4:20:20 PM
Subject: RE: Section 106 Programmatic Agreement

Renee,

I have concluded my review of FTA's version of the Honolulu High-Capacity Transit Corridor Project's ("Project") Section 106 programmatic agreement ("PA"). My review included comparing FTA's version of the PA with the version of the PA that the City Council authorized the Director of the Department of Transportation Services ("DTS") to sign under Resolution 09-306, CD1, dated October 20, 2009.

After reviewing the FTA's version of the PA, I conclude that it is in "substantially the same form" as the PA the City Council authorized DTS to sign. I note that text has been rearranged, regulatory language and references have been added, and non-material clarifications were made throughout the document. However, those changes did not add any new obligations upon the City or any agency thereof.

In addition, I have the following minor comments for your consideration:

- On Page 2, our consultant notes that the National Register determination lists the "CINCPAC" building. Colloquially, the Navy now calls it the "COMPACFLT HQ." Since this is a Section 106 document, would it not be more appropriate to match the National Register listing—i.e., "CINCPAC"?

- I also noticed that FTA changed SHPO (state historic preservation officer) to SHPD (Hawaii State Historic Preservation Division) throughout the PA. Section 106 consultation included consultation with the SHPO (as required under 36 CFR 800) through the Deputy SHPO and SHPD staff, all whom fall under the Hawaii SHPO.

I believe that the Project's Section 106 PA is ready for signature. Please let me know how we can help facilitate that process.

Sincerely,
Jesse K. Souki
Deputy Corporation Counsel
City and County of Honolulu
Tel.: (808) 768-5135

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From: Renee.Marler@dot.gov [mailto:Renee.Marler@dot.gov]
Sent: Tuesday, March 30, 2010 1:12 PM
To: Souki, Jesse K.
Cc: Raymond.Sukys@dot.gov; Christopher.VanWyk@dot.gov
Subject: Section 106 Programmatic Agreement

Jesse,

Please find attached a final draft of the PA. It incorporates the last round of comments from the parties and is believed to be ready for signatures. Please advise us immediately of any concerns, noting that material changes will require us to go back to the signatories for further discussion.

Renee

Renee Marler
Regional Counsel
Federal Transit Administration, TRO-IX

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