From:	spencer.leineweber@gmail.com on behalf of Spencer Leineweber
To:	Spurgeon, Lawrence
CC:	Kehau Abad; Miyamoto, Faith; Assum-Dahleen, Laura; jeff@jn-architects.com; amy@aiahonolulu.org; kiersten@historichawaii.org; katie@historichawaii.org; chazinhawaii@aol.com; sherry_campagna@hotmail.com; frank_hays@nps.gov; elaine_jackson-retondo@nps.gov; Melia_Lane-Kamahele@nps.gov; taahine.hina@gmail.com; kawikam@hawaii.rr.com; Pua.Aiu@hawaii.gov; Nancy.A.McMahon@hawaii.gov; susan.y.tasaki@hawaii.gov; bsemmer@achp.gov; theodore.matley@fta.dot.gov; James.Barr@dot.gov; carl.bausch@fta.dot.gov; Raymond.Sukys@dot.gov; deepak@hcdaweb.org; keolal@oha.org; malamapono@aol.com; lani@aukahi.com; brian_turner@nthp.org; elizabeth_merritt@nthp.org; john.muraoka@navy.mil; pamela.takara@navy.mil; Ware, Terrance; Sokugawa, Kathy K.; mmcdermott@culturalsurveys.com; hhammatt@culturalsurveys.com; arakimataemon@aol.com; halealoha@wave.hicv.net; Antoinette Freitas; pkaleikini@hawaii.rr.com; David Kimo Frankel; Camille Kalama; Alan Murakami; Moses K Haia; Kawika McKeague; bridgesc@polynesia.com; leimaile.q@gmail.com; akeliikoa@hbws.org; kiha@hawaii.rr.com; kehaulanikruse@msn.com; aaronmahi@aol.com; alicegreenwood60@yahoo.com
Sent:	11/4/2009 6:48:54 AM
Subject:	Re: Honolulu High-Capacity Transit Corridor Project Section 106 Programmatic Agreement

Lawrence,

Several times within the matrix document the reference has been made to 36 CFR 800.4(b)(2). This federal requirement notes the possibility for a phased approach. This provision 36 CFR 800.4(b)(2) also requires that you take into the account the comments of the consulting parties concerning phasing.

Many consulting parties have stated that the phased approach is not appropriate for the determination of archaeological resources in the corridor because it will be too late to make any substantive changes to the technology or route. Could you specifically address this issue in more detail in the matrix and PA.

Several times AIA has also brought up the issue of adequacy of alternatives evaluation which could lessen the substantial adverse effect of the selected elevated line on the setting and integrity of historic resources. This also does not seem to be addressed anywhere in the matrix.

Thank you,

Spencer Leineweber

On Wed, Nov 4, 2009 at 6:16 AM, Kehau Abad <keabad@ksbe.edu> wrote:
Aloha no e Lawrence,

Mahalo nui for forwarding to the OIBC the attached set of documents.

Please note that your PA Review Comments Matrix does not include three critical OIBC comments conveyed in the OIBC's 10/18/09 correspondence to the FTA:

1) "We ask that the parties require the findings of an AIS to be incorporated in the FEIS and that this requirement be stipulated in the PA." (Page 7, OIBC 10/18 letter)

2) "A commitment by the City to include in the AIS Plan a thorough 100 percent subsurface investigation by archaeological excavation (rather than ground penetrating radar that would be ineffective in sand deposits) of every area to be affected by ground disturbance, including,

but not limited to the locations of columns, stations, traction power substations, and utility relocations." (Pages 8-9, OIBC 10/18 letter)

3) "Inclusion of the OIBC in decisions regarding the approval of the AIS Plan, AIS, Archaeological Monitoring Plan, and Burial Treatment Plan." (Page 9, OIBC 10/18 letter)

We ask that you please add the above OIBC comments in the matrix and include an explanation of how these comments were addressed.

Mahalo nui loa,
Kehau

-----Original Message-----
From: Spurgeon, Lawrence [mailto:Spurgeon@pbworld.com]
Sent: Tuesday, November 03, 2009 5:51 PM
To: Miyamoto, Faith; bsemmer@achp.gov; Pua.Aiu@hawaii.gov; theodore.matley@fta.dot.gov
Subject: Honolulu High-Capacity Transit Corridor Project Section 106 Programmatic Agreement

Aloha consulting parties,
Enclosed please find the PA Candidate version. This version includes editorial, organizational, and clarification changes, including details on tracking future demolitions.
Also included is the response matrix of comments received since July and their disposition.
Finally, per request, there is a schedule of early-action items.

In discussion with FTA this morning, the concluding consulting party meeting has been set for November 9 at 8:30 a.m. HNL (10:30 PDT, 1:30 EDT, note change as result of DST).

1001 Bishop, Suite 2400 (ASB Tower) or Dial In Number 888-742-8686 Conference ID 3784294

A hui ho,
Lawrence

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