

**State of Hawai'i
Office of Hawaiian Affairs
560 N. Nimitz Hwy., Suite 200
Honolulu, HI 96817**

**Minutes of the Office of Hawaiian Affairs Board of Trustees Meeting
Thursday, January 28, 2016, 9:30 am**

I. CALL TO ORDER

Chair Robert K. Lindsey, Jr. called the Office of Hawaiian Affairs Board of Trustees Meeting to order at 9:33 am. Those present were as follows:

Attendance

Trustee Robert K. Lindsey, Jr., Chair	Trustee S. Haunani Apoliona
Trustee Dan Ahuna, Vice Chair	Trustee Carmen Hulu Lindsey
Trustee Lei Ahu Isa	Trustee Colette Machado
Trustee Rowena Akana	Trustee John Waihe'e IV
Trustee Peter Apo	

Excused

-None-

Staff Present

Dr. Kamana'opono Crabbe, CEO	Francine Murray
Lisa Cataldo, Acting Board Counsel	Kai Markell
Harold Nedd, Chief of Staff	Imiola Gora-Aina
Capsun M. Poe, Board Secretary	Kawika Riley
Kauikeaolani Wailehua	Deja
Davis Price	Ryan Gonzalez
Laurene Kalua-Kealoha	Momilani Lazo
Liana Pang	Kau Ahsing
Louise Yee Hoy	Lisa Watkins-Victorino
Reynold Freitas	Alice Silbanuz
Lehua Itokazu	Lisa Victor
U'i Tanigawa	Mehana Hind
Alvin Akee	Kamakana Aquino
Dayna Pa	Derek Kauano
John Rosa	Garett Kamemoto
Treena Shapiro	

Others Present

Keali'i Makekau	Faith Sereno Rex
Neal Yokota	Dawn Hirai

II. APPROVAL OF MINUTES

Chair Lindsey announced that the draft minutes of December 17, 2015 and January 7, 2016 were distributed and asked if there were any changes.

Motion

At 9:33am, Trustee Ahuna moved, seconded by Trustee Waihe'e, to approve the minutes of December 17, 2015 and January 7, 2016.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			1			
TRUSTEE DAN AHUNA	1		2			
TRUSTEE ROWENA AKANA			3			
TRUSTEE PETER APO			4			
TRUSTEE HAUNANI APOLIONA			5			
TRUSTEE HULU LINDSEY			6			
TRUSTEE COLETTE MACHADO			7			
TRUSTEE JOHN WAIHE'E		2	8			
CHAIR ROBERT LINDSEY			9			
TOTAL VOTE COUNT			0	0	0	0
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input checked="" type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED						
Motion passed with nine (9) YES votes, no (0) NO votes, no (0) abstentions, and none (0) excused.						

III. COMMUNITY CONCERNS

There were no Community Concerns.

IV. UNFINISHED BUSINESS

Chair's Update

Chair Lindsey acknowledged a delegation representing the Taiwan Council of Indigenous Peoples. He introduced Mr. Alex Lei, the executive director of the State of Hawai'i Office in Taipei and Minister Mayan Dongi. Dr. Crabbe gave a welcome oli for the delegation. Chair Lindsey and Minister Dongi exchanged gifts on behalf of the Taiwan Council of Indigenous Peoples and the Office of Hawaiian Affairs.

Recess

Vice Chair Ahuna called a recess at 9:40 am. Chair Lindsey reconvened the meeting at 9:52 am.

CEO's Update

Dr. Crabbe reported the following:

- Beginning next week, Nai Aupuni will move forward with the convening of participants throughout the month of February. It will make for an active convention, which OHA will monitor from afar.
- In mid-February, Administration will formulate a press release announcing the return of the Kalniopu'u Cape, after partnering with Bishop Museum, Te Papa Tongarewa, and Hawaiian

Airlines. The formal activity will occur on March 17 and invitations will be sent to Ali'i Trusts and other dignitaries

- Operationally and administratively, Administration has been working with consultants to move toward "One Voice, One Message" and will craft a policy to bring better guidance on internal and external communications. He stated this will take a lot of work over the next few months, but encourages discussion and dialog to shape the future of OHA's communications and reviving OHA's image.

V. NEW BUSINESS

Ad Hoc Committee on CEO Profile

In accordance with Article VI, Section A.2, and Article VIII, Section H, of the Office of Hawaiian Affairs Board of Trustees Bylaws, Chair Lindsey appointed the Ad Hoc Committee on CEO Profile and submitted the following appointments for Board approval, to take effect immediately upon approval by the Board of Trustees:

Trustee Peter Apo
Chair, Ad Hoc Committee on CEO Profile

Trustee Hulu Lindsey
Vice Chair, Ad Hoc Committee on CEO Profile

Ms. Hawley Iona
Dr. Lisa Watkins-Victorino
Mr. Reynold Freitas
Members, Ad Hoc Committee on CEO Profile

The Ad Hoc Committee will have purview over identifying the qualities in a Chief Executive Officer that would help address OHA's needs and develop a new job description for the Chief Executive Officer. It will deliberate and report its recommendation(s) on which option(s) to pursue and terminate when it issues its final report to the Board on February 11, 2016, whichever occurs first.

Motion

At 9:56am, Trustee Ahuna moved, seconded by Trustee Apoliona, to approve the Chair's appointment of the Ad Hoc Committee on CEO Profile, with Trustee Peter Apo as chair; Trustee Hulu Lindsey as vice chair; and Hawley Iona, Lisa Watkins-Victorino, and Reynold Freitas as members.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			X			
TRUSTEE DAN AHUNA	1		X			
TRUSTEE ROWENA AKANA					X	
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA		2	X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E			X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			8	0	1	0
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
Motion passed with eight (8) YES votes, no (0) NO votes, one (1) abstention, and none (0) excused.						

Trustee Akana stated she wished trustees could be more involved. She was concerned about having staff on the committee because of the influence they may have from superiors. She believes it is a difficult situation to put staff in and that professionals should have been included.

Trustee Apo stated that previous Ad Hoc Committees have used professionals. The challenge is that the Bylaws do not allow even an honorarium to people who help an Ad Hoc Committee, so they will have to work for free.

Trustee Apoliona stated it is very helpful to understand the breadth and depth of what goes on at OHA. She believes that the recommended individuals will be fair in their discussions and that ultimately the policy-level decisions lie with Trustee Apo and Trustee Hulu Lindsey. She stated the Trustees need to be clear on what happens at OHA and what can be done to improve things. She also noted her support for the Ad Hoc Committee.

Trustee Ahuna stated the overall decision is made by the Board and that the Ad Hoc Committee will just make a recommendation.

Trustee Apoliona stated that Dr. Crabbe has already been evaluated and this is something for the future.

Trustee Machado believes the February 11 sunset date makes for a very tight timeframe.

Trustee Au Isa stated there is professional guidance available out there. She knows Marie Kumabe has been helpful in the past.

Chair Lindsey shared the following statement:

- As you know, the most important decision we make for our organization is selecting its top executive.

- To help lay the groundwork for us getting the selection right, I would like to appoint an Ad Hoc Committee on CEO Profile.
- This committee would help us make sure what this board wants in a CEO match what OHA needs from that position.
- Its job would be to make sure our egos don't get in the way of our objectivity.
- The committee would have less than a month to develop a new position description, based on a skills-and-experience profile for any CEO at OHA, starting April 2016.
- The committee's work would be critical to our efforts to come up with a clear picture of what a good fit for CEO would look like at OHA.

Presentation by Stryker Weiner & Yokota

Dr. Crabbe stated this project started in the summer, with input from Trustees and staff, and that today will include highlights and analysis of the survey. Ultimately, it will lead to an integrated marketing plan and approach for OHA.

Mr. Yokota and Ms. Rex delivered a presentation on Community Issues & Perceptions

Trustee Apoliona asked about "Hawaiians should be treated just like everyone else in the state" and asked for explanation on how the discussion went. Ms. Rex replied that it cuts both ways in that the Hawaiian group says yes, but also acknowledges that Hawaiian is the host culture.

Trustee Machado asked about the finding, "It is important to protect the tax-exempt status of Hawaiian organizations" and questioned why that falls under OHA. She believes that applies more to other Hawaiian agencies.

Trustee Apo stated that sometimes a visceral response shows up when you do these surveys. He stated there is no sympathy for Hawaiians because the perception is that Hawaiians already have many resources.

Trustee Machado stated that tax-exempt status is for the IRS, so she does not see how the question applies to OHA. Trustee Apo stated the tax-exempt status of other agencies like Kamehameha Schools should be important to OHA.

Dr. Crabbe stated that a survey is just a temperature check of the landscape in the Hawaiian community.

Trustee Ahuna stated that the questions mean a lot, but he thinks how OHA uses the information is important. He stated it is natural for people to disagree. On the statement "Traditional Hawaiian land management should be adopted by the government" he stated that it is the law and that Hawaiians already have these things.

Trustee Apo stated that "traditional and customary practices" is not the same thing as traditional land management.

Trustee Waihe'e expressed concern that the survey only takes into account people who have strong feelings about Hawaiian issues. He asked how OHA would get a survey that shows how non-Hawaiians feel about these issues. Mr. Yokota responded that he will prepare a summary report that will include

more detailed information such as those. He also clarified that these issues were not raised specifically to OHA during the focus groups, but that they bubbled up in a general sense. If there are issues that should be explored further, that would mean deeper analysis and research. The current information is just about broad issues.

Trustee Akana stated that over the years OHA has done many of these surveys. What she finds is that if OHA really wants to change things, it has to be OHA that should project the positive image it wants, and that is how OHA will get the results it wants. She stated there are people out there who do not even listen to OHA anymore and that they have a bad memory of what OHA is. She stated that paying for survey after survey is a waste of money and that no one will tell OHA's story but OHA.

Dr. Crabbe stated that this is an exercise in data collection and is just a broad stroke of Hawaiian issues.

Trustee Machado asked if Moloka'i was included in the Maui numbers. Ms. Rex responded that all of Maui County was included in the Maui numbers.

Mr. Yokota concluded that OHA is facing some image issues, but that indicates opportunities to bring awareness of OHA programs and strategic priorities. Because of the issues OHA is dealing with, it does underscore the need for image, awareness, consistency, and having a unified voice. He added that he does not find the results surprising and that many of the findings came up in initial conversations with Trustees.

VI. EXECUTIVE SESSION

Motion

At 10:49 am, Trustee Ahuna moved, seconded by Trustee Apoliona, to go into Executive Session to consider the following:

- VI. Executive Session**
 - A. Approval of Executive Session Minutes
 - 1) October 22, 2015
 - 2) November 5, 2015
 - 3) November 19, 2015
 - 4) December 3, 2015
 - B. Consultation with Lisa Cataldo, Esq. re: questions and issues pertaining to the board’s powers, duties, privileges, immunities, and liabilities regarding OHA Contract #3060. *Pursuant to HRS 92-5(a)(4).*
 - C. Consultation with Paul Alston, Esq. re: questions and issues pertaining to the board’s powers, duties, privileges, immunities, and liabilities regarding *Akana v. Machado et al., Civil No. ICC13-1-002485. Pursuant to HRS 92-5(a)(4).*

TRUSTEE	1	2	‘AE (YES)	A’OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			X			
TRUSTEE DAN AHUNA	1		X			
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA		2	X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE’E			X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			9	0	0	0

MOTION: [X] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED

Motion passed with nine (9) YES votes, no (0) NO votes, no (0) abstentions, and none (0) excused.

The Board went into Executive Session at 10:50 am and exited Executive Session at 11:57 am.

VII. BENEFICIARY COMMENTS

There were no Beneficiary Comments.

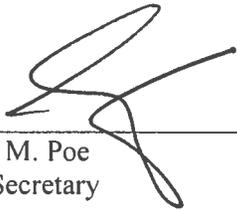
VIII. ANNOUNCEMENTS

There were no Announcements.

IX. ADJOURNMENT

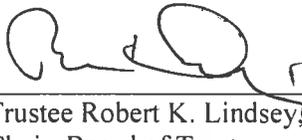
Having no further business, Chair Lindsey adjourned the meeting at 11:58 am.

Respectfully Submitted,



Capsun M. Poe
Board Secretary

Approved by the Board of Trustees on March 15, 2016:



Trustee Robert K. Lindsey, Jr.
Chair, Board of Trustees