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, April 7, 2016, 9:30 am

I. CALL TO ORDER

Vice Chair Dan Ahuna called the Office of Hawaiian Affairs Board of Trustees Meeting to order at 9:33 am. Those present were as follows:

**Attendance**
- Trustee Dan Ahuna, Vice Chair
- Trustee Rowena Akana (arrived at 9:53 am)
- Trustee Peter Apo (arrived at 9:38 am)
- Trustee S. Haunani Apoliona
- Trustee Carmen Hulu Lindsey
- Trustee Colette Machado
- Trustee John Waihe‘e IV

**Excused**
- Trustee Robert K. Lindsey, Jr., Chair
- Trustee Lei Ahu Isa

**Staff Present**
- Dr. Kamana‘opono Crabbe, CEO
- Robert G. Klein, Board Counsel
- Harold Nedd, Chief of Staff
- Capsun M. Poe, Board Secretary
- Jeremy Kama Hopkins
- Kauikeaolani Wailehua
- U‘ilani Tanigawa
- Lehua Itokazu
- Dayna Pa
- Laurene Kaluau-Kealoha
- Claudine Calpito
- Davis Price
- Louise Yee Hoy
- Reynold Freitas
- Melissa Wennihan
- Liana Pang
- Kay Watanabe
- Lady Garrett
- Alvin Akee
- Alice Silbanuz
- Anita Manzano
- Candice Ancheta
- Francine Murray
- Garett Kamemoto
- Hawley Iona
- Imiola Gora-Aina
- James Hall
- Jim Patterson
- Jocelyn Doane
- John Matsuzaki
- John Rosa
- Joseph Lewis
- Kai Markell
- Kanoe Pagdilao
- Kawika Riley
- Lisa Watkins-Victorino
- Mehana Hind
- Monica Morris
- Myrle Johnson
- Nelson Gaspar
- Pilialoha Wong
- Ryan Gonzalez
- Shannon Chang
- Sterling Wong
- Meredith Enos
- Treena Miyamoto
- Lisa Victor

**Others Present**
- Claire Apana
Vice Chair Ahuna stated that Item V. B., RM #16-01, Approval of Funds for the Native Hawaiian Roll Commission’s Operating Budget, was deferred to a future Board meeting.

Motion

At 9:34 am, Trustee Hulu Lindsey moved, seconded by Trustee Waihe‘e, to waive the 72-hour materials distribution policy for Item V.A., OHA Legislative Position – Matrix 1 dated April 6, 2016.

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

Motion passed with five (5) YES votes, no (0) NO votes, no (0) abstentions, and four (4) excused.

II. APPROVAL OF MINUTES

Vice Chair Ahuna announced the draft minutes of March 24, 2016 were distributed and asked if there were any changes.

Motion
At 9:35 am, Trustee Hulu Lindsey moved, seconded by Trustee Waihe‘e, to approve the minutes of March 24, 2016, as distributed.

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

Motion passed with five (5) YES votes, no (0) NO votes, no (0) abstentions, and four (4) excused.

III. COMMUNITY CONCERNS

Vice Chair Ahuna stated that Item V. B., RM #16-01, Approval of Funds for the Native Hawaiian Roll Commission’s Operating Budget, was deferred to a future Board meeting.

Clare Apana thanked Dr. Crabbe for his assistance with her Kūʻē Petition project, which has gone to all the islands except Niʻihau. She noted she was disappointed in the late change of the NHRC funding. She wanted to ask Clyde Namuo questions, including: Is the accounting of the funds finished? How the NHRC has handled the issue of special interests between commissioners, administrators, and who gets paid as contractors? She also asked what special interests went into the creation of the constitution and requested an audit. Dr. Crabbe noted that the information being requested was prepared and sent to Civil Beat.

Vice Chair Ahuna asked Dr. Crabbe to follow-up with Clare Apana on her concerns. Ms. Apana stated it should be a report to all the people, not just to her.

Dr. Crabbe stated that Act 195 set up the NHRC, which is attached to OHA for administrative purposes, but that NHRC has its own autonomy and what is being requested would need to be approved by NHRC.

Trustee Apo stated the NHRC does not have any money anymore and their staff is working on a volunteer basis. He added that one reason for the NHRC to stay alive is there are hundreds of people who have not been certified and would not be able to vote if they were not. He believes this is a rock and a hard place situation.

Ms. Apana asked how much it costs to verify information and certify. She also stated that others should have access to the roll once it is completed.

Trustee Apoliona stated these are important concerns, but they are questions that the Trustees cannot necessarily answer.
IV. UNFINISHED BUSINESS

Chair’s Update

Vice Chair Ahuna read the following statement:

As you know, I am filling in for our Chairperson Robert Lindsey, who is taking a temporary medical leave of absence. I wish him a fast and full recovery. It is also my expectation that he will be rejoining our board in the near future. In the meantime, it is my intent to ensure that our board continues to function effectively and ethically in his absence. I will not be distracted by false information about the intent of this board. I will also not give credibility to any highly-inflammatory information that is starting to circulate on social media. What I will be doing is asking my fellow board members to join me in making sure we are always exercising our authority in the best interest of OHA and putting personal agendas aside.

CEO’s Update

Dr. Crabbe reported on OHA’s Employee and Manager of the Year:

- Employee of the Year: James Hall
  Mr. Hall stated he moved to Hawai‘i for college and has loved it ever since and that he is proud to work at OHA. Dr. Crabbe added the selection committee looks at how an individual exemplifies OHA’s core values.

- Manager of the Year: Keola Lindsey
  Mr. Lindsey was not present because he was attending the Papahanaumokuakea Monument Management Board meeting. Dr. Crabbe praised him as articulate and humble. Chief Advocate Kawika Riley accepted the award on his behalf.

V. NEW BUSINESS

Vice Chair Ahuna stated that Item V. B., RM #16-01, Approval of Funds for the Native Hawaiian Roll Commission’s Operating Budget, was deferred to a future Board meeting.

OHA Legislative Positioning – Matrix 1 dated April 6, 2016

Trustee Waihe’e reported the following on behalf of the Committee on Beneficiary Advocacy and Empowerment:

April 6, 2016

The Honorable Robert K. Lindsey, Jr., Chair
Board of Trustees
Office of Hawaiian Affairs

Chair Robert Lindsey,
Your Committee on Beneficiary Advocacy and Empowerment, having met on April 6, 2016 and after full and free discussion, recommends approval of the following action to the Board of Trustees:

To approve Administration’s recommendations on NEW BILLS (Items 1 – 9) and BILL POSITIONS FOR RECONSIDERATION (Items 10 and 11), on the OHA Legislative Positioning Matrix dated April 6, 2016, as amended.

Motion

At 10:08 am, Trustee Waihe’e moved, seconded by Trustee Akana, to approve Administration’s recommendations on NEW BILLS (Items 1 – 9) and BILL POSITIONS FOR RECONSIDERATION (Items 10 and 11), on the OHA Legislative Positioning Matrix dated April 6, 2016, as amended.

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Motion passed with seven (7) YES votes, no (0) NO votes, no (0) abstentions, and two (2) excused.

RM #16-01

This item was deferred.

VI. EXECUTIVE SESSION

Motion

Office of Hawaiian Affairs Board of Trustees Meeting – Thursday, April 7, 2016 – Page 5 of 7
At 10:09 am, Trustee Hulu Lindsey moved, seconded by Trustee Machado, to go into Executive Session to consider the following:

VI. Executive Session**
   A. Approval of Executive Session Minutes
      1) October 22, 2015
      2) December 3, 2015
   B. Consultation with Robert G. Klein, Esq. re: questions and issues pertaining to the board’s powers, duties, privileges, immunities, and liabilities regarding the Ad Hoc Committee on CEO Profile. Pursuant to HRS 92-5 (a) (4).
   C. Consultation with Robert G. Klein, 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) and HRS 92-5 (a) (2).

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Motion passed with seven (7) YES votes, no (0) NO votes, no (0) abstentions, and two (2) excused.

The Board went into Executive Session at 10:10 am and exited Executive Session at 11:03 am.

VII. BENEFICIARY COMMENTS

There were no Beneficiary Comments.

VIII. ANNOUNCEMENTS

Vice Chair Ahuna announced the next Board meeting will be held on Thursday, April 28, 2016 at 9:30 am.

IX. ADJOURNMENT

Having no further business, Vice Chair Ahuna adjourned the meeting at 11:05 am.
Respectfully Submitted,

Capsun M. Poe
Board Secretary

Approved by the Board of Trustees on May 12, 2016:

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