

**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 Carmen Hulu Lindsey
Trustee Rowena Akana (arrived at 9:53 am)	Trustee Colette Machado
Trustee Peter Apo (arrived at 9:38 am)	Trustee John Waihe'e IV
Trustee S. Haunani Apoliona	

Excused

Trustee Robert K. Lindsey, Jr., Chair	Trustee Lei Ahu Isa
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Staff Present

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

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.						
TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA						X
TRUSTEE ROWENA AKANA						X
TRUSTEE PETER APO						X
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE HULU LINDSEY	1		X			
TRUSTEE ROBERT LINDSEY						X
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E		2	X			
VICE CHAIR DAN AHUNA			X			
TOTAL VOTE COUNT			5	0	0	4
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.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA						X
TRUSTEE ROWENA AKANA						X
TRUSTEE PETER APO						X
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE HULU LINDSEY	1		X			
TRUSTEE ROBERT LINDSEY						X
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E		2	X			
VICE CHAIR DAN AHUNA			X			
TOTAL VOTE COUNT			5	0	0	4

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 Kū'ē Petition project, which has gone to all the islands except Ni'ihau. 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 their 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 Papahānaumokuākea 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.						
TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA						X
TRUSTEE ROWENA AKANA		2	X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY						X
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E	1		X			
VICE CHAIR DAN AHUNA			X			
TOTAL VOTE COUNT			7	0	0	2
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
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

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).*

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA						X
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE HULU LINDSEY	1		X			
TRUSTEE ROBERT LINDSEY						X
TRUSTEE COLETTE MACHADO		2	X			
TRUSTEE JOHN WAIHE'E			X			
VICE CHAIR DAN AHUNA			X			
TOTAL VOTE COUNT			7	0	0	2

MOTION: UNANIMOUS PASSED DEFERRED FAILED

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.

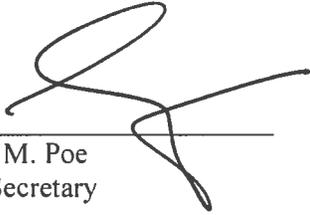
VIII. ANNOUNCEMENTS

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