JOINT MEETING OF THE
COMMITTEE ON RESOURCE MANAGEMENT AND
THE COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT

DATE: Tuesday, June 19, 2018
TIME: 10:00 AM
PLACE: Māui Ola Boardroom
560 N. Nimitz Highway
Honolulu, Hawai‘i 96817

AGENDA

I. Call to Order
II. Public Testimony*
III. Executive Session**
   A. Approval of minutes: July 12, 2016
   B. Consultation with Attorney Randall Sakamoto, Esq. and Lisa Cataldo, Esq. pertaining to the OHA Board of Trustees’ powers, privileges, immunities, and liabilities regarding the potential sale of Kaka‘ako Makai Parcel Lot 1, TMK (1) 2-1-015:061, to City & County of Honolulu. Pursuant to HRS section 92-5(a)(4).

IV. New Business
   A. Action Item RM/BAE #18-02 - Kaka‘ako Makai Lot 1 TMK (1)2-1-015:061 sale negotiations with City & County of Honolulu

V. Community Concerns*
VI. Announcements
VII. Adjournment

*Notice: Persons wishing to provide written testimony are requested to submit thirteen (13) copies of their testimony to the OHA Pōhunā / CEO at 560 N Nimitz Highway, Suite 200, Honolulu, HI 96817 or fax to 594-1868, or email BOTmeetings@oha.org 48 hours prior to the scheduled meeting. Persons wishing to testify orally at the meeting may do so within a five (5) minute limit.

**Notice: This portion of the meeting will be closed pursuant to HRS §92-3.

† Notice: The 72 Hour rule, pursuant to OHA Operations Guide, may be waived for distribution of new committee materials.
STATE OF HAWAI'I
OFFICE OF HAWAIIAN AFFAIRS
560 N. Nimitz Hwy, Suite 200
HONOLULU, HI 96817

Minutes of the Office of Hawaiian Affairs Joint Committee on Resource Management and Beneficiary Advocacy and Empowerment
June 19, 2018
10:05am

ATTENDANCE:
Trustee Rowena Akana
Trustee Keli'i Akina
Trustee Colette Machado

STAFF PRESENT:
Kamana'opono Crabbe, CEO
Albert Tiberi
Alvin Akee
Claudine Calpito
Everett Ohta
Kauikealani Wailehua
Lee Miller
Lehua Itokazu
Liana Pang
Lisa Victor, COO
Lopaka Baptiste
Maria Calderon
Miles Nishijima
Paul Harleman
Raina Gushiken

GUESTS:
Kamuela Kala'i
Clare Apana

I. CALL TO ORDER

Chairperson Hulu (H.) Lindsey – Calls the Joint Committee on Resource Management and Beneficiary Advocacy and Empowerment to order at 10:05 am.

Chairperson H. Lindsey notes that the following trustees are present:

<table>
<thead>
<tr>
<th>Trustee</th>
<th>Present</th>
<th>Excused</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>TRUSTEE LEI ISA AHU</td>
<td></td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>TRUSTEE DAN AHUNA</td>
<td></td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>TRUSTEE ROWENA AKANA</td>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
II. PUBLIC TESTIMONY

Kamuela Kala‘i greets the board and announces that her testimony will be on iwi kupuna. She advocates for all iwi kupuna and speaks on proper burial and reburial. She is at the meeting to follow up on a request to OHA to create an Ad Hoc Committee to address the iwi issue at Kawaiaha‘o and everywhere on every island. She wants to know if OHA can help; she is requesting an answer from OHA.

Committee Chair Hulu Lindsey states that she would serve on the Ad Hoc Committee but will leave the appointment to Chair Machado to decide who else will be serving.

Kamuela Kala‘i inquires on how does the Ad Hoc Committee get formed.

Trustee Colette Machado states the issue needs to be determined by administration if they have been resolved. Her understanding is the Kawaiaha‘o matter has been resolved. The request for the Ad Hoc Committee would be helpful if it came from the burial council. To establish an Ad Hoc Committee, purviews need to be prepared and approved by the Board of Trustees.

Committee Chair Hulu Lindsey requests to refer this matter to administration.

Trustee Rowena Akana asks Kala‘i what she wants OHA to do.

Kamuela Kala‘i states that she would like the Ad Hoc Committee to address all issues of iwi kupuna on all islands. She would like support at the burial council meetings, training on burial laws, and assistance with filling the seats of the burial council to meet quorum. She would like the existing laws to be tightened.
Committee Chair Hulu Lindsey thanks Kamuela and states that administration will take a look at her request and make recommendations to the board. Clare Apana is called to the table.

Clare Apana greets the Trustees and speaks on the topic of iwi kupuna. She asks the trustees to support the Ad Hoc Committee that Kamuela is asking for. She believes OHA is not being vigilant enough. She also thanks the OHA staff for the letters written to Maui County; none have been answered. She believes that a letter sent to the Department Works of Maui from State Historic Preservation Department that went unanswered is the cause of allowing the sand mining permit to be renewed and it continues in the County of Maui. She states they really need the support. OHA needs to come through and consider their presence on getting the iwi kupuna protected. She is not sure what the next step is but would like to be on the agenda to present the sand mining case of the iwi kupuna issues of Maui related to the sand extraction. She expresses to Chair Machado that she is not sure on how to get on the agenda.

Trustee Colette Machado tells Claire Apana that she must scrub down all of the implications that you have laid out. Regarding litigation, she must raise the issue with administration through the respected staff you've been working with and then they would approach the board on how to proceed. Until that is done coming to the board meeting and testifying under public testimony or community concerns is the best thing.

Clare Apana asks if it is possible to be placed on the agenda?

Trustee Colette Machado replies that she came with a loaded agenda, to allow her to come back with a free range at the table, does not want them to focus on decision making. She explains it is their job to scrub it down and come back with something reasonable so that a decision can be made. The Ad Hoc committee being proposed is an investigative approach, this is not to be at your beck and call. We need to know what this investigative committee will be doing. This will not be an ongoing thing to assist you with the burial council. It must be in a manner where they can focus on some type of outcome.

Committee Chair Hulu Lindsey asks Clare if she has asked Kamana'o on how to proceed?

Clare Apana states no but she has asked for help and clarification with some of the ongoing sand mining moratorium and getting laws that would help protect our iwi kupuna. She states she could ask him how to put this on the agenda so that she could ask OHA formally if they would be willing to be an interveiner.
Committee Chair Hulu Lindsey suggests to Clare that she and Kamuela meet with KP. Kamana’o can then make recommendations to the Chair to agendize items on the subject matter. She asks Clare if this acceptable.

Clare Apana replies yes. She apologizes to Chair Machado. She states she is not accusing her personally.

Trustee Colette Machado replies it is not her but the agency. She explains that community concerns is limited with no discussion, questions, and answers. “You need to get this resolved with our policy division before you come back to the Chair. You are welcome to the table as often as you choose to come; that is not an issue.”

Committee Chair Hulu Lindsey asks her to please take the suggestions given today and meet with Kamana’o. She also announces that items III.A. and I.V.A will be deferred on today’s agenda. Next, she asks for a motion to recuse into executive session.

III. EXECUTIVE SESSION

Trustee John Waihe’e moves to resolve into Executive Session.

Trustee Colette Machado seconds the motion.

Hearing no discussion Committee Chair Hulu Lindsey asks for a roll call vote.

| Trustee John Waihe’e, moves to resolve into Executive Session. Trustee Colette Machado seconds the motion. |
|---|---|---|---|---|---|
| 1 | 2 | ‘AE (YES) | ‘A’OLE (NO) | KANALUA (ABSTAIN) | EXCUSED |
| TRUSTEE LEI ISA AHU | | | | | X |
| TRUSTEE DAN AHUNA | | | | | X |
| TRUSTEE ROWENA AKANA | | | X | | |

Joint RM and BAE Committee Meeting June 19, 2018
TRUSTEE KELI‘I AKINA          X  
TRUSTEE PETER APO               X  
TRUSTEE ROBERT LINDSEY          X  
TRUSTEE COLETTE MACHADO        X  X  
TRUSTEE JOHN WAIHE‘E            X  X  
CHAIRPERSON HULU LINDSEY        X  
TOTAL VOTE COUNT                5  4  

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

Motion passes with five (5) YES votes and four (4) EXCUSED

The Board moved into Executive Session at 10:30 a.m.
The Board reconvened in Open Session at 11:50 a.m.

V. COMMUNITY CONCERNS

None

V.I. ANNOUNCEMENTS

None

VII. ADJOURNMENT

Trustee Keli‘i Akina moves to adjourn meeting.
Trustee Rowena Akana seconds the motion.
Committee Chair Hulu Lindsey asks for a roll call vote.

Trustee Keli‘i Akina moves to adjourn the RM meeting. Trustee Rowena Akana seconds the motion.

<table>
<thead>
<tr>
<th>1</th>
<th>2</th>
<th>‘AE (YES)</th>
<th>‘A’OLE (NO)</th>
<th>KANALUA (ABSTAIN)</th>
<th>EXCUSED</th>
</tr>
</thead>
<tbody>
<tr>
<td>TRUSTEE LEI</td>
<td>TRUSTEE DAN</td>
<td>AHU ISA</td>
<td>AHUNA</td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>TRUSTEE ROWENA</td>
<td>TRUSTEE KELI‘I</td>
<td>AKANA</td>
<td>A KINA</td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>TRUSTEE PETER</td>
<td>TRUSTEE ROBERT</td>
<td>APO</td>
<td>LINDSEY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TRUSTEE COLETTE</td>
<td>TRUSTEE JOHN</td>
<td>MACHADO</td>
<td>WAIHE‘E</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CHAIRPERSON HULU</td>
<td></td>
<td>LINDSEY</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL VOTE COUNT</td>
<td></td>
<td></td>
<td></td>
<td>5</td>
<td>4</td>
</tr>
</tbody>
</table>

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

Motion passes with five (5) YES votes and four (4) EXCUSED votes.

RM meeting adjourns at 11:55 a.m

Respectfully Submitted,

Lehua Itokazu
Trustee Aide
Committee on Resource Management

Joint RM and BAF Committee Meeting June 19, 2018
As approved by the Chairpersons of the Joint Committee on Resource Management and Beneficiary Advocacy and Empowerment on March 5, 2019.

Trustee Carmen Hulu Lindsey
Committee Chair
Committee on Resource Management

Trustee Robert Lindsey
Committee Chair
Committee on Beneficiary Advocacy and Empowerment

Attachments:
1. Community Sign-in Sheet
2. Excused Memo (4)
INTEROFFICE MEMORANDUM

TO: Trustee Hulu Lindsey, RM Chair
Trustee Robert Lindsey, BAE Chair

FROM: Trustee Peter Apo

DATE: June 18, 2018

RE: Joint RM/BAE Meeting Absence on June 19, 2018

I am unable to attend the Joint RM/BAE Meeting at 10:00 a.m. on Tuesday, June 19, 2018. Please excuse my absence and extend my apologies to the members of the Committee.

If you have any questions, please call my office at 594-1879.

Mahalo.
DATE: June 15, 2018

TO: Trustee Hulu Lindsey
Committee on Resource Management, Chairperson

Trustee Robert Lindsey,
Committee on Beneficiary, Advocacy and Empowerment, Chairperson

FROM: Trustee Lei'ala Anu Isa

RE: Joint Meeting of the Committee on Resource Management and the Committee on Beneficiary Advocacy and Empowerment – June 19, 2018

Aloha,

Please excuse my absence for the upcoming Resource Management committee meeting scheduled for Tuesday, June 19, 2018. Should you have any questions or concerns please feel free to contact my office staff.

Mahalo.
TO: Trustee Carmen Hulu Lindsey  
Chairperson, RM  
Trustee Dan Ahuna, IV  
Vice - Chairperson, BAE

FROM: Trustee Robert K. Lindsey, Jr

SUBJECT: Excused Absence

Aloha,

Please be advised that I will not be able to attend the JOINT RM/BAE meeting on Tuesday, June 19, 2018.

Mahalo,

[Signature]
Date: June 18, 2018

To: Trustee Carmen Hulu Lindsey, Chair
Committee on Resource Management (RM)

Trustee John Waihe’e, IV, Vice-Chair
Committee on Resource Management (RM)

Trustee Robert K. Lindsey, Jr., Chair
Committee on Beneficiary Advocacy and Empowerment (BAE)

From: Trustee Dan Ahuna

Subject: Joint RM-BAE Meeting Absence

I am unable to attend the Joint RM-BAE meeting scheduled for June 19, 2018. Please extend my excused absence and my sincere apologies to the members of the board.

Mahalo.