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Committee on Resource Management  
Trustee Carmen Hulu Lindsey, Maui, *Chairperson*  
Trustee John Waihe'e, IV, At-Large, *Vice-Chair*  
Trustee Leina'ala Ahu Isa, At-Large  
Trustee Dan Ahuna, Kaua'i / Ni'ihau  
Trustee Rowena Akana, At-Large  
Trustee Keli'i Akina, At-Large  
Trustee Peter Apo, O'ahu  
Trustee Robert K. Lindsey, Jr., Hawai'i Island  
Trustee Colette Machado, Moloka'i / Lāna'i



STATE OF HAWAII  
OFFICE OF HAWAIIAN AFFAIRS

MEETING OF THE COMMITTEE ON RESOURCE MANAGEMENT

DATE: February 21, 2018  
TIME: 10:00 A.M.  
PLACE: Maui Ola Board Room  
Nā Lama Kukui  
560 N. Nimitz Highway  
Honolulu, HI 96817

\*\*\*AMENDED

AGENDA

- I. Call to Order
- II. Public Testimony\*
- III. New Business
  - A. Update on Kaka'ako Makai EIS
  - B. RM 18-03: Moratorium on Fiscal Reserve Spending
- IV. Community Concerns\*
- V. Announcements
- VI. Adjournment

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LEGISLATIVE GOVERNOR'S  
OFFICE

\*Notice: Persons wishing to provide testimony are requested to submit 13 copies of their testimony to the Chief Executive Officer at 560 N. Nimitz, Suite 200, Honolulu, HI, 96817 or fax to 594-1868, or email [BOTmeetings@oha.org](mailto:BOTmeetings@oha.org) 48 hours prior to the scheduled meeting. Persons wishing to testify orally may do so at the meeting, provided that oral testimony shall be limited to five minutes.

\*\*Notice: The 72 Hour rule, pursuant to OHA BOT Operations Manual, Section 49, shall be waived for distribution of new committee materials.

‡Notice: This portion of the meeting will be closed pursuant to HRS § 92-4 and 92.-5.

\*\*\*Notice: Language was revised for Agenda title.

Carmen Hulu Lindsey  
Trustee Carmen Hulu Lindsey, Chair  
Committee on Resource Management

2/15/2018  
Date

**STATE OF HAWAII  
OFFICE OF HAWAIIAN AFFAIRS  
560 N. Nimitz Hwy, Suite 200  
HONOLULU, HI 96817**

**Minutes of the Office of Hawaiian Affairs Committee on Resource Management  
February 21, 2018  
10:00am**

**ATTENDANCE:**

Trustee Lei Ahu Isa  
Trustee Dan Ahuna  
Trustee Keli'i Akina

Trustee Carmen Hulu Lindsey  
Trustee John Waihe'e, IV

**STAFF PRESENT:**

Kamanaopono Crabbe, CEO  
Lehua Itokazu  
Lady Elizabeth Garrett  
Liana Pang  
Lisa Victor, COO  
Maria Calderon  
Mehana Hind  
Miles Nishijima  
Nathan Takeuchi  
Scott Hayashi  
Tiger Li  
Paul Harleman

**GUESTS:**

DeMont R.D. Conner  
Germaine Meyers  
Rachel Kailianu  
Sam Chung

**I. CALL TO ORDER**

**Committee Chair Hulu Lindsey** – Calls the Committee on Resource Management to order at 10:06 am, noting for the record the following Trustees present:

		<b>Present</b>	<b>Excused</b>	<b>Comments</b>
TRUSTEE LEI	<b>AHU ISA</b>	<b>X</b>		
TRUSTEE DAN	<b>AHUNA</b>	<b>X</b>		
TRUSTEE ROWENA	<b>AKANA</b>		<b>X</b>	
TRUSTEE KELI'I	<b>AKINA</b>	<b>X</b>		
TRUSTEE PETER	<b>APO</b>		<b>X</b>	
TRUSTEE ROBERT	<b>LINDSEY</b>		<b>X</b>	
TRUSTEE COLETTE	<b>MACHADO</b>		<b>X</b>	
TRUSTEE JOHN	<b>WAIHE'E</b>	<b>X</b>		
CHAIRPERSON HULU	<b>LINDSEY</b>	<b>X</b>		
<b>TOTAL</b>		<b>5</b>	<b>2</b>	
At the Call to Order, there are five (5) Trustees PRESENT and four (4) EXCUSED.				

**II. PUBLIC TESTIMONY**

**DeMont Conner** is from the Hoomanapono Political Action Committee and is testifying against agenda item III. B. RM 18-03: Moratorium on Fiscal Reserve (FR) Spending. He says that the moratorium will be depriving the people of these funds who need it.

**Chairperson H. Lindsey** defines the FR as a way for the board to use during emergencies.

**Trustee Ahuna** asks DeMont how OHA should be spending FR monies?

**DeMont Conner** responds that the money should be going to Hawaiians.

**Germaine Meyers** testifies that the FR has been distributed inequitably.

**III. NEW BUSINESS**

**Chairperson H. Lindsey** seeks to move for a 72-hour waiver for agenda item III. B. RM 18-03.

<p><b>Trustee John Waihee IV, moves to waive the OHA Board of Trustees Operations Manual practice at which materials will be reviewed, discussed, or acted upon at least 72-hours prior to the meeting regarding items RM 18-03: Moratorium on Fiscal Reserve Spending.</b></p> <p><b>Trustee Lei Ahu Isa seconds the motion.</b></p>						
	1	2	'AE (YES)	'A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			X			
TRUSTEE DAN AHUNA		X	X			
TRUSTEE ROWENA AKANA						X
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						X
TRUSTEE ROBERT LINDSEY						X
TRUSTEE COLETTE MACHADO						X
TRUSTEE JOHN WAIHE'E	X		X			
CHAIRPERSON HULU LINDSEY			X			
<b>TOTAL VOTE COUNT</b>			<b>5</b>			<b>4</b>
<p><b>MOTION:</b> [ ] UNANIMOUS [ x ] PASSED [ ] DEFERRED [ ] FAILED</p> <p><b>Motion passes with five (5) YES votes and four (4) EXCUSED.</b></p>						

**A. Update on Kakaako Makai EIS**

**Chairperson H. Lindsey** calls on COO Victor and Miles Nishijima to present on the updates for the Kakaako Makai (KM) EIS.

**COO Victor** introduces Miles to present, and notes that this is a critical priority for OHA administration.

**Miles Nishijima** states that last summer the Board approved admin to proceed to prepare a request for proposal (RFP) for Lot A, former Fisherman's Wharf site at KM. Parallel to this RFP, admin has been working on an EIS under Chapter 343. This process began when they had approval from the Board. He outlines some problems that they have encountered, such as identifying an accepting authority, which can be a State agency that is authorized by the Office of the Governor to indicate that the EIS fulfills all the requirements under Chapter 343. OHA has approached Hawaii Community Development

Authority (HCDA), where they have been stubborn saying an EIS is not required because they had completed one in 2010. OHA responded saying that the EIS would cover a different master plan for KM. If HDAP refused to act as the accepting authority, OHA will shift to the State Office of Planning, and if they refuse, OHA will turn to the City and County Department of Planning and Permitting. After the acceptance of the EIS, OHA can publish the report, allowing for comments to be made.

**Trustee Akina** asks when the day OHA can expect the EIS to be completed.

**Miles Nishijima** states that the “prep notice” should have been published in December 2017.

**B. RM 18-03: Moratorium on Fiscal Reserve Spending**

<b>Trustee John Waihee IV, moves to approve a moratorium on the use of Fiscal Reserve funds until specific policy changes are approved by the Board of Trustees.</b>						
<b>Trustee Dan Ahuna seconds the motion.</b>						
	<b>1</b>	<b>2</b>	<b>'AE (YES)</b>	<b>'A'OLE (NO)</b>	<b>KANALUA (ABSTAIN)</b>	<b>EXCUSED</b>
<b>TRUSTEE LEI AHU ISA</b>			<b>X</b>			
<b>TRUSTEE DAN AHUNA</b>		<b>X</b>	<b>X</b>			
<b>TRUSTEE ROWENA AKANA</b>						<b>X</b>
<b>TRUSTEE KELI'I AKINA</b>			<b>X</b>			
<b>TRUSTEE PETER APO</b>						<b>X</b>
<b>TRUSTEE ROBERT LINDSEY</b>						<b>X</b>
<b>TRUSTEE COLETTE MACHADO</b>						<b>X</b>
<b>TRUSTEE JOHN WAIHE'E</b>	<b>X</b>		<b>X</b>			
<b>CHAIRPERSON HULU LINDSEY</b>			<b>X</b>			
<b>TOTAL VOTE COUNT</b>			<b>5</b>			<b>4</b>
<b>MOTION: [ ] UNANIMOUS [ x ] PASSED [ ] DEFERRED [ ] FAILED</b>						
<b>Motion passes with five (5) YES votes and four (4) EXCUSED.</b>						

**Chairperson H. Lindsey** calls for discussion on the motion.

**Trustee Waihee** says that he will support the measure, but asks if the Board followed our current guidelines conservatively, OHA should be fine.

**Trustee Akina** says he will be supporting the measure. He also states that the policies do need to be updated and clarified.

**Trustee Ahuna** says that he will also be supporting the measure to clarify the policy to the people.

**Trustee Ahu Isa** says that the Board should add a deadline to the moratorium.

**COO Victor** says that OHA has not spent FR funds for 18 months, proving that the policy is solid and capable of being followed. She says that a CPA did not “show up at OHA’s door” which she says their financial analysis was not validated.

**IV. COMMUNITY CONCERNS**

**Germaine Meyers** testifies to the board her support of the OHA response letter to the State Auditor report. She encourages more accountability for between staff, the executives, and the Trustees.

**COO Victor** clarifies that there is a process for Trustee Allowance and non-compliance, where staff work to ensure there is compliance.

**Trustee Akina** asks if COO Victor can clarify her statement earlier regarding the State Auditor’s Office not having CPA working there.

**COO Victor** responds saying that typically auditors would be CPA certified, especially in GASSP standards. She says that OHA should clarify why the ones that did come to OHA to audit OHA were not CPAs. She says that their answer is typically because the auditors are not here for a financial audit, but rather auditing OHA to see if OHA is in compliance with OHA policy.

**Trustee Akina** responds saying that to his understanding the Deputy Director of the Auditors office is a CPA and the audit is also peer reviewed by the National Council of Legislatures, but he thinks we should look in to this further and question the credibility of the state audit.

**V. ANNOUNCEMENTS**

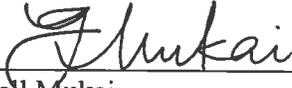
**Chairperson H. Lindsey** announces that there will be a BAE Committee Meeting at 1pm later today.

**VI. ADJOURNMENT**

<b>Trustee John Waihee IV moves to adjourn the meeting. Trustee Dan Ahuna seconds the motion.</b>						
	<b>1</b>	<b>2</b>	<b>‘AE (YES)</b>	<b>‘A‘OLE (NO)</b>	<b>KANALUA (ABSTAIN)</b>	<b>EXCUSED</b>

TRUSTEE LEI	AHU ISA			X		
TRUSTEE DAN	AHUNA	X	X			
TRUSTEE ROWENA	AKANA					X
TRUSTEE KELI'I	AKINA			X		
TRUSTEE PETER	APO					X
TRUSTEE ROBERT	LINDSEY					X
TRUSTEE COLETTE	MACHADO					X
TRUSTEE JOHN	WAIHE'E	X	X			
CHAIRPERSON HULU	LINDSEY			X		
<b>TOTAL VOTE COUNT</b>				<b>5</b>		<b>4</b>
<b>MOTION:</b> [ ] UNANIMOUS [ x ] PASSED [ ] DEFERRED [ ] FAILED <b>Motion passes with five (5) YES votes and four (4) EXCUSED.</b>						

Respectfully Submitted,



---

G. Maxwell Mukai  
Trustee Aide  
Committee on Resource Management

As approved by the Committee on Resource Management on 5/30/18



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Trustee Carmen Hulu Lindsey  
Committee Chair  
Committee on Resource Management