

STATE OF HAWAI'I
OFFICE OF HAWAIIAN AFFAIRS
560 N. Nimitz Highway, Suite 200
Honolulu, HI 96817

Minutes of the Office of Hawaiian Affairs Board of Trustees
Tuesday, June 26, 2018
Immediately Following the Joint

ATTENDANCE:

TRUSTEE COLETTE MACHADO
TRUSTEE DAN AHUNA
TRUSTEE LEINA'ALA AHU ISA
TRUSTEE ROWENA AKANA
TRUSTEE W. KELI'I AKINA
TRUSTEE CARMEN HULU LINDSEY
TRUSTEE ROBERT LINDSEY
TRUSTEE JOHN WAIHE'E IV

LISA CATALDO, ESQ., BOARD COUNSEL

EXCUSED:

TRUSTEE PETER APO

ADMINISTRATION STAFF:

MILES NISHIJIMA, INTERIM COO
LISA VICTOR, COO
KEITH GUTIERREZ, LPM
KEONE NAKOA, WDC
MILES NISHIJIMA, LPD
MONICA MORRIS, PP

BOT STAFF:

CAROL HO'OMANAWANUI
LŌPAKA BAPTISTE
DAYNA PA
LAURENE KALUAU-KEALOHA
LEHUA ITOKAZU
ALVIN AKEE
KAMA HOPKINS
LADY GARRETT
MARIA CALDERON
LIANA PANG
MAX MUKAI
MELISSA WENNIHAN
KAUIKEAOLANI WAILEHUA

GUESTS:

I. CALL TO ORDER

Chair Colette Machado Calls the Board of Trustees meeting to order at 9:34 am. Roll call is taken; Trustees Ahu Isa, Ahuna, Akana, Akina, Carmen Hulu Lindsey, Robert Lindsey, Waihe'e and Machado are present; constituting a quorum. An excused absence has been received from Trustee Peter Apo. Before we proceed to Public Testimony I will be removing the Executive Session under V.A. I feel it is no longer needed to consult with our attorney. Therefore, the agenda will reflect the new business.

II. PUBLIC TESTIMONY

Chair Colette Machado – We are now on public testimony. Is there anyone signed up for public Testimony? Hearing none will be will proceed to unfinished business.

III. UNFINISHED BUSINESS

A. CEO's 15-Minute Update on Ho'oulu Lāhui Aloha and OHA Activities

Chair Colette Machado – Miles is there any unfinished business or would like to do any updates?

Miles Nishijima – Administration has no updates this morning.

Chair Colette Machado – Before we proceed on the agenda we will need a 72-hour waiver for the following item:

IV. NEW BUSINESS

A. Joint Committees on Resource Management and Beneficiary Advocacy and Empowerment

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

Trustee Dan Ahuna moves for a 72 Hour waiver.

Trustee Carmen Hulu Lindsey seconds the motion.

Chair Colette Machado – Any discussion, hearing none roll call vote.

Trustee Dan Ahuna moves for a 72 Hour waiver. Trustee Carmen Hulu Lindsey seconds the motion.						
TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEINA'ALA AHU ISA			X			
TRUSTEE DAN AHUNA	x		X			
TRUSTEE ROWENA AKANA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY		x	X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E			X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			8			
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion unanimously passed with eight (8) yes votes and one excused .						

IV. NEW BUSINESS

B. Joint Committees on Resource Management and Beneficiary Advocacy and Empowerment

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

Chair Colette Machado – We have no approval of minutes, we have to public testimony, we have no updates from our CEO. We are now on the referral, RM/BAE #18-02 - Kaka‘ako Makai Lot I TMK (1) 2-1-015:061 sale negotiations with City & County of Honolulu. I'd like to call on Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey moves to authorize the OHA CEO to cease ongoing negotiations on a Purchase and Sale Agreement (“PSA”) to sell Kaka‘ako Makai Lot I, TMK (1) 2-1-015:061, to the City and County of Honolulu (“City”) due to the disagreements over unresolved business points of a potential sale, and to take all the other reasonable and appropriate actions to implement the foregoing.

Trustee Dan Ahuna seconds the motion.

Chair Colette Machado – Any discussions, any comments from Trustees? I want to thank your staff as well as our consultant and also our consultant to Trustee Carmen Hulu Lindsey, Sam. For the very thorough review that we had last week and then in our executive session the discussion that we had was very fluid and free and full so

we understood exactly what we were willing to provide. So now we will begin officially and when you take action that we will stop any more discussion with the City and County of Honolulu. With that said roll call vote please.

Trustee Carmen Hulu Lindsey moves to authorize the OHA CEO to cease ongoing negotiations on a Purchase and Sale Agreement (“PSA”) to sell Kaka‘ako Makai Lot I, TMK (1) 2-1-015:061, to the City and County of Honolulu (“City”) due to the disagreements over unresolved business points of a potential sale, and to take all the other reasonable and appropriate actions to implement the foregoing.						
Trustee Dan Ahuna seconds the motion.						
TRUSTEE	1	2	‘AE (YES)	A‘OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEINA‘ALA AHU ISA			X			
TRUSTEE DAN AHUNA		x	X			
TRUSTEE ROWENA AKANA			X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY	x		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE‘E			X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			8			
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion unanimously passed with eight (8) yes votes and one (1) excused.						

Chair Colette Machado - Thank you everyone for coming. The more people stood strong on this position to walk off the table gives a good message to the City and County Council as well as the Mayor of the City of Honolulu. Eight strong votes is far more than what we could do as a super majority and one excused. Thank you all for making that effort for this decision.

VI. EXECUTIVE SESSION - *The board did not resolve into Executive Session. The Chair announced at the beginning of the meeting that it was no longer needed.*

- A. Consultation with Attorney Randall Sakumoto, 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 I, TMK (1) 2-1-015:061, to City & County of Honolulu. Pursuant to HRS section 92-5(a)(4).

VI. COMMUNITY CONCERNS

Chair Colette Machado – There is no one signed up.

VII. ANNOUNCEMENTS

None

VIII. ADJOURNMENT

Chair Colette Machado – The Chair would like to entertain a motion to adjourn.

Trustee Dan Ahuna moves to adjourn.

Trustee Carmen Hulu Lindsey seconds the motion.

Chair Colette Machado – Roll call vote please.

Trustee Dan Ahuna moves to adjourn. Trustee Carmen Hulu Lindsey seconds the motion.						
TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEINA'ALA AHU ISA			X			
TRUSTEE DAN AHUNA			X			
TRUSTEE ROWENA AKANA	X		X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY		X	X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E			X			
TRUSTEE COLETTE MACHADO						
TOTAL VOTE COUNT			8			1
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion passed with eight (8) YES votes, and one (1) excused.						

The meeting was adjourned at 9:40 pm.

Respectfully submitted,



Dayna Pa, Board Secretary

As approved by the Board of Trustees on July 12, 2018.



Colette Y. Machado, Chairperson
Board of Trustees

Attachments:

1. Excuse Memo – Trustee Peter Apo


OFFICE OF HAWAIIAN AFFAIRS
INTEROFFICE MEMORANDUM

TO: Trustee Colette Machado, BOT Chair
Trustee Dan Ahuna, BOT Vice-Chair

FROM: Trustee Peter Apo

DATE: June 25, 2018

RE: BOT Meeting Absence on June 26, 2018

2018 JUN 25 A 9 48
OFFICE OF
HAWAIIAN AFFAIRS
STATE OF HAWAII
RECEIVED-BOT

I am unable to attend the BOT Meeting on June 26, 2018 that immediately follows the Joint RM/BAE Meeting at 9:00 a.m. Please excuse my absence and extend my apologies to the members of the Board.

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

Mahalo.

