

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

Minutes of the Office of Hawaiian Affairs Board of Trustees
Wednesday, August 1, 2017
10:00 am

ATTENDANCE:

TRUSTEE COLETTE MACHADO
TRUSTEE LEINA'ALA AHU ISA
TRUSTEE DAN AHUNA
TRUSTEE W. KELI'I AKINA
TRUSTEE CARMEN HULU LINDSEY
TRUSTEE ROBERT LINDSEY

ROBERT G. KLEIN, ESQ. BOARD COUNSEL

EXCUSED:

TRUSTEE ROWENA AKANA
TRUSTEE PETER APO
TRUSTEE JOHN WAIHE'E IV

ADMINISTRATION STAFF:

KAMANA'OPONO CRABBE, CEO
LISA VICTOR, COO
MOMILANI LAZO, EA CEO
MEHANA HIND, CE
MILES NISHIJIMA, LPD
RAYMOND MATSUURA, INVST
STERLING WONG, PRO
TIANE MCNEIL, OTR
ZURI AKI, PP
OLU CAMPBELL, LAND
DAVID GREER, HREG
JEROME YASUHARA, COMP
JONATHAN CHING, LAND
KAI MARKELL, COMP

BOT STAFF:

CAROL HOOMANAWANUI
KAMA HOPKINS
LOPAKA BAPTISTE
PAUL HARLEMANN
DAYNA PA
KAUIKEAOLANI WAILEHUA
ALVIN AKEE
LADY GARRETT
ANI PANG
LEHUA ITOKAZU
MAX MUKAI
LAURENE KALUAU-KEALOHA
DAVIS PRICE

GUESTS:

MICHAEL LEE
GERMAINE MEYERS
RUTH ALOAA
MEHANA KIHUI
TALI KIHUI
BIMO AKIONA
MALIA MARQUEZ
KAUHANE LEE-PENEHIRA
TIARE LAWRENCE
KALEIKOA KAE0
JONAH KEOHOKAPU
RUPERT ROWE
KAMAHANA KEALOHA
KAPUA KELIIOKA-KAMAI
SHANA LOGAN
KEALI'I MAKEKAU
RYAN KAWIKA SONOGNINI
STARR KĀLAHIKI
TAPU HANAI
MICHELLE MATSUO

I. CALL TO ORDER

Chair Colette Machado Calls the Board of Trustees meeting to order at 10:02 am. Roll call is taken; Trustees Ahu Isa, Ahuna, Akina, Carmen Hulu Lindsey, Robert Lindsey, and Machado are present; constituting a

quorum of six (6) trustees. Excuse memos were received from Trustee Rowena Akana, Trustee Peter Apo, and Trustee John Waihee.

Chair Colette Machado - I'll be moving to defer a couple of matters on the agenda. We will begin with the II. the approval for the Minutes of June 29 for deferral along with IV. A. I asked admin to defer they presentation of their updates to us knowing that we will have a long meeting today with beneficiaries coming forward to speak. IN addition we have a deferral V.C.II. Approval of amendments on the Executive Policy Manual as shown in attachment A. We are going to defer that because at the committee level it was referred back to the committee for further discussions. With that said I'd like to begin with the II. the approval of the minutes.

We need to do a 72 Hour Waiver for the minutes of June 15, 2017.

Trustee Dan Ahuna Moves the 72-hour waiver for the minutes of June 15, 2017.

Trustee Leina'ala Ahu Isa seconds the motion.

Chair Colette Machado- Roll call.

Trustee Dan Ahuna Moves the 72-hour waiver for the minutes of June 15, 2017. Trustee Leina'ala Ahu Isa seconds the motion.						
TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEINA'ALA AHU ISA		x	X			
TRUSTEE DAN AHUNA	x		X			
TRUSTEE ROWENA AKANA						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED Motion passed with six (6) YES votes and three (3) excused.						

II. Approval of Minutes

- A. June 14, 2017
- B. June 14, 2017 (Community Meeting)
- C. July 12, 2017

Chair Colette Machado – Now as the Chair I am seeking approval of minutes for June 14, June 15 and July 12, 2017.

Trustee Carmen Hulu Lindsey Moves to approve the Board of Trustees minutes dated: June 14, 2017, June 15, 2017 and July 12, 2017.

Trustee Dan Ahuna seconds the motion.

Chair Colette Machado – Any discussions. Hearing none, roll call vote.

Trustee Carmen Hulu Lindsey Moves to approve the Board of Trustees minutes dated: June 14, 2017, June 15, 2017 and July 12, 2017.						
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						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY	X		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
Motion passed with six (6) YES votes and three (3) excused.						

III. PUBLIC TESTIMONY/COMMUNITY CONCERNS

Chair Colette Machado – We are now of III. which is public testimony. We have people that have signed up already. What we've done is that the BOT staff have separated public testimony from beneficiary concerns. Each presenter will be provided with five minutes. Our first speaker on the issue relating to Mauna Kea is Kumu Michael Lee followed by Germaine Meyers.

Kumu Michael Lee – Aloha Chair and board of Trustees, members, thank you so much for taking the time to put these issues up. My particular issue amongst many for Mauna Kea, I am a Papa Kilahouku Testifying in the TMT Mauna Kea case. But I'm here to advocate for the living Pueo. Our kupuna up there, most people don't know, just to let you know when article 12 section 7 says we protect our Hawaiian Cultural practices so we are going to do a peek a boo into what my practice is with the pueo. Our family has known for many years where lake Waiiau is. There are caves on the northern side where the pueo nests. That is where you will find their feathers. So we use the white feather of the very rare white pueo up there for healing. Because when we call our moo kū'auhau and we've done it for people, we call in our kahuna's by our family to come in and then we take the white pueo and this conversation with our kahuna relatives goes on. And then what we do is take the white pueo and wherever the areas is we say the prayer and the chant and then we hā and blow in to the feather and just wisp the feather over and in seconds whatever the malady is disappears. That is part of our religion cultural practice. There is another area at the very top where the TMT, where is another nesting area for the white pueo. We're advocating under article 12 section 7 that these areas, you know we've kept huna in the past, to keep them protected. But must be identified and lawfully protected under the law. A lot of our traditions are sacred within the families so we don't talk about it. But you know what we find if we don't talk about it is going to be destroyed. Because the law says, put it on the table we'll look and do a study to verify what you say is true and then we can mitigate so we're forced to do so. I thank you for listening to my testimony mahalo.

Chair Colette Machado – Kumu Mike Lee we will call you back on the community concerns with your other issues on Honouliuli and the Shark God Cove and the Leina a ka uhane.

Kumu Lee – Thank you Chair and Board.

Chair Colette Machado – Our next testifier is Germaine Meyers.

Ms. Germaine Meyers – Aloha Good morning. My name is Germaine Meyers I'm a beneficiary for beneficiary advocacy and empowerment and a Nānākuli Hawaiian Homestead Lessee. I come before you today to give testimony regarding the agenda item VI. A. Ad Hoc committee on Mauna Kea, which will be in executive session. And I don't know what is going to be discussed regarding Mauna Kea Ad Hoc Mauna Kea Committee. So I would like to give testimony regarding my concerns about Mauna Kea.

According to sunshine law I may provide data, views and arguments and the Trustees may provide feedback regarding my data views and arguments regarding this agenda item. Fishpond, crop rotation and citizen checkbook. What do these three things have to do with Mauna Kea? It has everything to do with Mauna Kea. Because these three things represents sustainability. Our ancestors knew about fishpond and crop rotation. They understood the wisdom about sustainability. We who don't know about fishponds and crop rotation we want to so that we can understand how it provides sustainability for the current generation and the future generation.

Citizen checkbook, we all make deposits into the citizen checkbook whether we like or not. We go to the store, we taxed 4%, we can't protest and say, "I don't want to give 4% tax in addition to what I am currently paying for my products and services." Same with our land we have to pay property taxes, same with our cars and when we work at a job we have no say on whether or not they make withdrawals upon our income in order to put into the citizen checkbook. These are all deposits made whether we like it or not. Who says what is withdrawn from those checkbooks? Who says whether or not it goes to a scientific advancement instead of air conditions for our children? Maybe OHA should look into what the west coast of every island, what every Kindergarten all the way up to Senior, experience on a daily basis. Trying to learn in a hot classroom. But yet, we are saying scientific advancement is more important. Billions of dollars are going to withdraw from our citizen checkbook whether we like it or not. Can we not make deposits? A'ole we are going to get locked up and put in jail. Our land is going to be taken away from us if we don't pay taxes. If we don't make these deposits. And yet we have no say? Over what is withdrawn? Or do we have something to say?

OHA has been the recipient, the depositor of where monies have gone for all the atrocities that our ancestors has experienced and our current citizens are experiencing with Nānākuli being the lowest on education results. OHA is the recipient they receive all the deposits almost half a billion dollars to we as native Hawaiians for our Hawaiian citizen checkbook have something to say about how it is withdrawn, how money is taken out, whether or not it's for a law suit or travel or a program making a big "o" 'ōlelo or little "o" Germaine can only speak English. Do they have something to say? Can we be heard? About what is withdrawn from our citizen checkbook. It's all in the name of sustainability. We don't have fishponds anymore. Crop rotation, maybe container rotation. But we have checkbooks now. So all I am asking is to hear us, to hear the people about the Hawaiian citizen checkbook and the government citizen checkbook. Whether it's City and County, Federal, State, it's the same checkbook. E hana kakou.

Chair Colette Machado – Thank you Germaine. Is Ruth Aloaa here. She is our first neighbor island speaker all the way from Hilo.

Ms. Ruth Aloaa – Aloha mai Kakou, I come today from Pana'ewa in Hilo. My grandmother's lineage ties me to the island of Hawaii. I am of the Hoomanawanui and my grandfather's lineage ties me to Pahoapili of Maui. I am Kia'i Mauna of all of the mountains but especially of Mauna a Wakea. I am a Kia'i loku of Koloku fishpond. And I am a mahi'ai an organic farmer. I have participated in the system and I have my master's degree in archeology. I have my bachelor's degree in anthropology. So I have two messages for you today one is of the physical realm and it is of the testimony of the case Flores 'ohana and you to all have been sent through email and I am reading it for you to hear. The second part of my testimony is from the spirit realm. And it's a message for you that I have received yesterday. So when you open your emails makes sure

you read this from Eric Kalani Flores. And the points of what he asks that I share is what you should do. It is to rise up and advocate for native Hawaiian beneficiaries and the 'āina and take the following immediate actions. OHA should take a public position that advocates for the protection of Mauna Kea's natural and cultural resources. And associated native Hawaiian rights and practices. OHA should pursue all possible legal actions to compel UH and the BLNR, DLNR to fulfil their constitutional obligations and statutory duties to protect native Hawaiian Rights and Practices associated with Mauna Kea and to compel these State Entities to follow existing laws and properly manage and protect Mauna Kea's natural and cultural resources. OHA should take a legal position in support of protecting the public's land trust, the inherit interest of beneficiaries and native Hawaiian rights and entitlement for contested case hearing in matters. Such in the appeal of BLNR's consent of the proposed TMT sublease in the case pending before the Hawaii Supreme Court. OHA should demand that BLNR, DLNR complete an independent Ka Pa'akai analysis for the lands f Mauna Kea before conservation district use permit is issued for any further development.

So now this message is from the spirit realm. I don't know who gave it to me but they ask that I come today and that I read it for you. Each and every one of you cannot continue to sit on the thrones that have been created on injustice and expect the system that is upheld lies to protect you. In the end when the times comes to stand in the spirit realm every single one of you will be held accountable for the decisions that you make. It is no longer just one, every single one of you, you cannot look to your left, you cannot look to your right, because in the end it will be just you standing and the room will be in control and your lies will not be heard and you'll be forced to speak the truth. And shall you be like the pua that swims alone in the ocean you will be devoured. Do not mistake my words, you do not speak for the spirits, you do not speak for the people, you do not speak for the mauna. You do not stand for the spirits, you do not stand for the mauna, you do not stand for the people. You stand for yourselves. Do not let this leave you lightly. This is for you to hear. And let it be absorbed because this is what was said. And you have to the choice and the people have spoken and they are speaking and shall you choose to ignore them remember that the mountain knows all. And she is watching and so are the spirits. Do not be afraid but make your decisions wisely. They are watching you. No doors closed that keep the mountain out. Remember, do not forget these words. Do not be afraid but know every single one of you will be held accountable that is the message.

Chair Colette Machado – Mahalo, our next speaker is Mehana Kihoi from Honaunau Hawaii.

Mehana Kihoi – Aloha, o wau Mehana Kihoi. It is very difficult for me to come before you today. This is my third time testifying before you in the past two years. Maybe this time I come to you as a Mauna Kea petitioner. It's a true honor and privilege to stand here with that title today. It's been almost a year, it's about a year and a half of some of the most profound moments of my life. It's also been a year and a half of stress, struggles and pain. These past months I have seen our people struggle financially, physically, mentally and emotionally. Being treated like criminals for fighting to protect our ancestral homelands. With the bare minimal resources that we have. Before this case started, I didn't know what a PDF file was let alone how to attach one to an email. When the case began I was fling everything from my cell phone. I had to start a go fund me to get a computer and a printer. After getting the printer with the immense amount of documents that were being filed it ran out of ink within the first two days and I couldn't afford a new one or to buy more ink. So I had to print hundreds of pages of documents every week at office max. Aunty Kealoha, Aunty Keo and Aunty Deb would be printing by the truckloads. Uncle Ku doesn't have Wi-Fi, so he'd be filing his motions at 11 o'clock at night outside of Waimea McDonalds.

I'm a breakfast waitress, I have no legal background, no experience in the legal system, no college degree and I am standing some of the highest paid lawyers in Hawaii. Some days I would have to choose whether I was going to put food on my table or gas in my car. And it always ended being gas in my car. Even though me and my family struggled for 10 months and my household completely shifted, there were 44 hearings and I never missed one. Many days I would leave feeling so hurt because of the way our people were treated. On my way home I would stop at the ahu at Pu'u Huluhulu at the base of the mauna and uē, but we never gave up.

No matter how defeated or how incapable and inadequate we were made to feel we never gave up. We never gave up because we never had a choice. We would do it a hundred times more again for the protection of our mauna. I'm here before you humbly asking you to be brave. To take a position to fulfill your obligations to the people and the lands and take a position of opposition of the Thirty Meter Telescope. Our position against further desecration and position in full support of our mauna. I'm here today because I need to know what are your true intentions? Because it doesn't add up, we can't find any evidence to back up what you are saying. Why are there no petitioners on your ad hoc committees? We have substantial understanding of this Mauna Kea issue and the mismanagement and have been fighting for year and you have not come to us. Any of us, why are we not on your committee? You have never supported our position of no further development and you continue to maintain a position only of neutrality. Why are you considering taking a case that could interfere with our case when a significant part of our case addresses the mismanagement failures. Why have you been absent through our entire proceedings with our case against the TMT. The minimum you could have done was have a representative observing, documenting and reporting the due process negligence. You could have paid for a lawyer. Or when Judge Amano pushed him out during the very beginning of our hearings you could have paid for another lawyer of our choosing. You could have provided witness accommodations, there were 71 witnesses about half were outer island that had to be flown in by the expense of the petitioners or by the witnesses themselves. Gas and lodging, I live in Honaunau, I was driving to Hilo every other day. Food was all a community effort, you could have provided a venue that accommodated us, a cultural safe environment for these proceedings. You could have provided staff for media relations, publications, communication for educational purposes. You could have provided an 'ōlelo translator so that those who chose to articulate their stand from Hawaiian perspective to language were not denied the right. All of these things under your mandate in order to promote the health and wellbeing of the Hawaiian community and to protect the rights of native Hawaiians under Hawaii State Constitution and Admissions Act.

What you are not allowed to do is promote the interest of a non-Hawaiian corporation and the California telescope funded by one of the wealthiest men in the world, Mr. Gordon Moore. The Supreme Court remanded this case because our due process rights were violated. And you did nothing to ensure that those rights weren't repeated violated and that they were protected. All you have done was hold meetings that none of us as a collective were invited to. You sat on the sidelines and watched our people suffer every day. Our petitioners have been coming to you for kōkua to protect our mauna from before the very first contested case. Uncle Kua and Uncle Paka for the past 10 years only to be denied without any reason why. So for at least 10 years Kia'i Mauna have been coming to you for support and through the years the number has grown. And has been consistent in asking for support, until today we have not been in conversation. Your absence throughout this process has significantly added stress, harm and injury upon your people. Some of you have come out to randomly support but as far as helping the Kia'i to fulfill their kuleana you're silence is deafening. For all these reasons we don't trust you. We're concerned that you're true intention is to seek monetary gain over truly protecting the sacred nature and cultural protections of Mauna Kea. You will not be the remedy to take over the management of our mountain. If you really want to support here is how you can help. Denounce your support or neutrality regarding the TMT. Declare your opposition to the construction of the TMT and any further development. Provide legal assistance in the form of paying for legal counsel or choosing to represent us as we continue to oppose the sub lease, the general lease and the permit and oppose the extension of the general lease. This is what you can do to restore trust in your community. Mahalo.

Chair Colette Machado – Our next speaker is Tali Kihoi from Honaunau.

Ms. Tali Kihoi – Aloha mai kakou. O kou inoa o Tali Kihoi. My mother is Mehana Kiohi. I went to court with my mom and seen what she and all of the rest of the petitioners had to go through made me feel very proud. But it also made me feel very sad because of the way they were treated. They were treated unfairly and that they didn't matter. But they never gave up. When there wasn't any hearings my mom had to work early in the morning serving breakfast. Where there were hearings she had to leave early in the morning and wouldn't get back till late. Sometimes she wouldn't come home because there were four days straight. It

made me feel sad because I wasn't able to see her. But then it also made me happy to see her working hard and making a difference for my future and also for the next generations to come. Our Kia'i and the contested case allowed me to realize that Mauna Kea is much more than just a mountain and that 'āina is more than just the land they are our kupuna and what our ancestors held sacred. I believe our 'āina is not a science experiment and our mauna is not an astronomy center. I learned that Mauna Kea is already a place of peace, a place where everyone no matter what color, what religion comes to heal, pray and reconnect to those who came before us. To cleanse, to sing and to be loved. Mauna Kea is sacred and it is our kuleana to protect the life of the land and if TMT were to be built the life of the land would be destroyed. Our people would feel destroyed. Let's rise together and make a difference for your keiki, our keiki, and also for me. Mahalo.

Chair Colette Machado – Mr. Bimo Akiona please.

Mr. Bimo Akiona – Aloha, mahalo for allowing me to be here. In fairness to all of you I have to ask you, do any of you feel uninformed about what Mauna Kea and what is happened over the last two years. See no one saying anything I am going to consider you to be informed people who have known what's been going on and anything actions or in actions that you took was purposeful.

I have been a part of that movement only to support people like Mehana and the other petitioners, the other Kia'i who stood on that mountain and got arrested. So my view of that mountain and the action that have happened there is a little different than someone on the sidelines, excuse me on the sidelines. Sometimes someone in the audience can see a little broader than those on the frontlines. I consider myself to be of you because you've been in the audience. So maybe I share perspective that you too might know. I'd like to talk to you briefly about what has happened on that mountain and what I think that your kuleana as people who sought to be here, because none of you are volunteers. You all ran campaigns, you all either implied or stated things that you are going to do. Specifically for Hawaiian people because that is the office you sought. Although I am here to talk about everybody not just Hawaiians but everybody in this community. I believe you've probably fallen somewhat short of serving everybody in the community much less the Hawaiian people.

Mauna Kea in case you don't know, over 50 people have been arrested there over three different occasions, they were treated as criminals just like you've heard. Women, children, handcuffed put in to vans taken down the mountain to Hilo to be processed at the Hilo station and bailed out. The problem with that is that the court found every one of them innocent except for three who decided to plea out before they went through the expense and time to go through court. Think about that, what would you do if your family was arrested and then found out that none of what was said about them was true. Would you just sit here like you've been doing. I'm sorry but you represent those people you asked for this office, you've asked for this position. This office should have demanded an apology or on your own apologize to those people. For doing exactly what we hoped you would do, represent the culture, represent the Hawaiian people. Mr. Lindsey you and I first met in Harry Ruddle's office in Budget Sales Cars in the old Kona Industrial park, I don't mind using his name to you. I'll say Harry Ruddle would say we should've apologized and we should have done little bit more. Over 50 people were arrested, treated like criminals, not criminals innocent as the system that exists over us today the State Supreme Court said that, I'm not saying that the State Supreme Court said that. Then the Judge said that, nothing happening, it was like it never happened everybody ignored it. The media will show every single thing that happens on that mountain, whether the business world will say about what we are doing wrong but none of them said anything about these innocent people who were arrested.

There was an emergency road done because we put rocks on the road. The attorney general who thinks Trump is the main problem when it testified before the Board of Land and Natural Resources and said he decided it was a bad thing when he finally drove up there and saw how the road curves. The guy had never drove up there before. He was educated in Stanford, he lived in California. I'm not sure he went on an unpaved road. But his word meant something. These are the dangerous road conditions that he talked about that they made an

emergency road. So what is the Office of Mauna Kea Management done about the dangerous road, they put guardrails. They put guardrails on the only level, flat, straight stretch that exists on the five-mile road of Mauna Kea. They put it right in front of the visitor's center where we used to park. They spent that money for that. You're a State agency, they are a State agency why aren't you guys saying something about this. Why is nobody going up there and why the guard rail here? And do you know what area used to consist of, I am a commercial driver, I was a commercial driver. When you come down the three miles down from the summit to that level area, you use your breaks. People used to pull over and park, great idea, the breaks cooled down its all good. Within in six days of this guardrail being built, we two major accidents just below the guardrail, brake failures that ended up one in a fatality the other is still critically injured. This is what is going up there. You guys represent us it's still going on. Basically, I am here to say that you can do better. I'm gonna challenge you because you said you know what's going on, so the fact that you are not doing enough I'm challenging your integrity. Because if you know these things are going on and I've told you now you have a staff, you can go find out what we are saying is true. And if you continue to do nothing, you continue to not taka stance, which you are I question your integrity. I apologize for that but we got to be real the time is serious. Last month I testified here and I told you that TMT will never be built. The question is what is the cost, and don't under estimate what the cost will be. Thank you very much, best to you all of you.

Chair Colette Machado – Malia Marquez.

Ms. Malia Marquez – Aloha kakou a pau. My name is Malia I am one of the last adoptees out of the Queen Liliuokalani trust for orphan Hawaiian children. My mother is pure Caucasian and my father is pure Chinese I learned by culture, my mom and dad put me in every kind of program so I could learn who I was as a kanaka. I'm a teacher for the Department of Education at this time. I teach Hawaiiana at Kāhala Elementary. I've sat, and I've watched our people on the mauna and I couldn't get there because I couldn't leave my students. I caregiver for my mother she is 84, I cannot leave her side. I yearned to be on that mountain to protect what little we have left. I've never voted for OHA until this recent election because of my passion for our culture. We've voted for you to help our people. I have reached out to certain ones of you who I know are for TMT. I made sure most of my friends and family did not vote in that way. This is my 'āina here, Oahu, and look at her. Look at what this island has become, it's horrible, it's sad. We have to fight for open space. My mother is the founder of Save Sandy Beach on the Kaiwi coastline. I am from the other west side Maunaloa. She is also the president of Queen's Beach, we saved that open space for no fancy hotel and no mansions on that coastline. This land is not for outsiders to come and be in paradise, we are still here, our people are here and we are begging. Enough is enough just let us have what little that is left. Mauna a Wakea. The signs are there, the fire was there the other week. Look at the weather conditions, she is speaking loud and clear. Feel her hurt in your heart, it's not always about money. Money does good things, we need money to live but it's not always about that. Looking out into space we need to take care of our papa here, our honua. We are not caring for her and yet we need to go and find things out in space to look at. It doesn't make sense.

I teach my students, I give them facts. Sometimes I might go overboard, but I tell the truth about our annexation and what happened to this land here. It is history, it is not fake. So please just listen, listen to our mauna. They elected you to help us. I don't know what more our people have to go through, more arrests, more fighting against my own 'ohana that are police officers. They stick Hawaiians upon Hawaiians. That is not pono. I beg you if I have to find a caregiver for my mom and a substitute for my students my poo kumu knows I will be on that mountain. We have to be together as one nation and our people are rising, they are rising loud and clear compared to before. It's funny people ask how come now you guys want to protect the mountain when there are already 13 telescopes. That was long ago. There was no social media, there was an organization trying to stop on moku o keawe, there was, but we are always been railroaded and enough is enough. Our people aren't going to stand by and let this monstrosity upon our beautiful mountain. I humbly ask, please, please do what you need, this is one of most of important Hawaiian affairs out there today and this is in your hands. I humbly ask you to think about what is pono. Mahalo nui.

Chair Colette Machado – Our next presenter is Kauhane Lee-Penehira representing Ke Ala ‘Ōlino Hawai‘i.

Ms. Kauhane Lee-Penehira – Aloha mai kakou. I hardly come to these hālāwai. I’m not into all the formalities so I want to apologize in advance that I’m not being disrespectful or rude. Most of who know me I’m Kauhaneokekaikiokalani Lee-Penehira. These types of meetings, hālāwai, because one its quite a bit of our Kia‘i and people who care, whether you Hawaiian or not Hawaiian. Two there’s those that behind the scenes that help and that means even all of you in the front. I am sure you folks, as our Trustees, go home, you guys are human, you go home you cultural and spiritually connected somehow we know a lot of friends, we know a lot of each other. It’s not easy to uphold leadership in such a critical way and a timely way as now. My moo kū‘auhau is ke akua nā aumakua nā kupuna, it is as far as I’ll go. I come from the line of teachings of healing, receiving, Ke ala o lino mahalo Colette. That comes from Aunty Malia Craver. She gave that name Ke ala o Lino. I am going to try and hold my human side. My emotional side and not cry about this. But when these kupuna, while they were walking this earth and we all know them, we always hear the whisper, their words of wisdom, their words of kindness of aloha, their words of teachings on cultural and spiritual levels and this is all, not only myself but I think all of know, we go home and we have to battle with this. We leave aside the intellect, we leave aside the PHD, the titles, Trustee at Large, what district, we got to go home to our ‘ohana, we got to home to our ‘āina, we gotta go home to all our kaiāulu, our people.

I didn’t come with a written speech, I speak from my heart and soul. I can only come here with all of our people in some way. I’ll read something, I want to mahalo the Kia‘i, especially for being on the mauna for standing up for what you believe from past to present. I want to mahalo Aunty Maila Craver on the forefront for being our teacher and many, many others like Hale Makua. If any of you know Hale Makua, Pilahi Paki these guys hold the light. These guys sit on another council, they sit just like our Trustees in the realm of the lewalani. They come to us and please this is not to battle and bash our Trustees because you know, these guys gotta go home and they come to them too. They do in many different ways. What I am here for is about health and wellness and the wellbeing. Aunty Malia always said that in everything we do, whatever we speak we speak pono. Whatever we think we think pono. As best as you can be you be pono or human. If something goes wrong we ho‘opono. Something goes really deeply wrong we ho‘oponopono. So it goes deeper. Her teachings were about ho‘oponopono. Some of us are haku ho‘oponopono now through Aunty Malia Craver. We’re very fortunate to have those kinds of teachings which is now gone. Meaning they are physically gone but they’re spiritually in our space. And especially if we call on them. They cannot enter from the lewalani to the physical space unless they get invited or asked or called upon through prayer, through thought, we know these teachings. I was partly raised on Molokai that is why I have an affection deeply for Colette, we have many discussions before.

I think each one of you have a connection, even our Kia‘i, even our people in our own kaiāulu. So the things I am talking about here is the levels of our being. This is the teachings of also Aunty Malia Craver. First again mahalo to all our Kia‘i and everyone who spoke at the hearing, the contested hearing, huge appreciation. And all of our Trustees for doing your best. I know it’s not easy to be held accountable. We are all held accountable every single one of us. So the mana connection of our mauna and our sacred mountains alignment with the land, ocean, sea, the people, the sustainability, reciprocation of life that’s health and wellness. If this mauna which is it, sacred, everything is sacred, but there are specific and particular sites that are even more sacred. And we need to protect a little something insertion before I read this other thing. I’m on board for past 10 years quietly on this hui in Tahiti called Marae taputapu atea it just got nominated for World Heritage protection. We worked hard for that because it all involves Hawaii all of our Pacific islands and the world but the pacific islanders first with our voyaging connections. So with that, I can now say because a lot of things I do I quite, not because I’m being secretive, I’m being sacredtive the best I can. I aloha with everybody the best I can there is nothing battling. But here again with Aunty Malia going back we take her, we took Aunty Pua Kanaka’ole with us, there are so many people that we had, the voyaging, Billy Richards, Nainoa was involved, there were so many people that was involved in Marae Taputapu atea protection. This is on behalf of all of our people in Hawaii so mahalo.

Lucky we have electronic device, I'll just go into the levels of our being. Just so that its noted. Aunty Malia would always say know the sources of your being.

1. Ke Akua

Whatever that means to you she always said I am Hawaiian first, then she would say I know I was raised Christianity and if some of you were close to Aunty Malia you know she said that. I am Hawaiian first but I was also raised in Christianity. She recognized, but she knew how to decipher the both and be able to be in both realms. Again it's a time of life and a cycle of time that we are taught different things but we never loose who we are.

2. Na aumakua

3. Na Kupuna

Those are the sources of our being. The levels of our being spiritual, cultural, intellectual, physical. I am not going to get in depth with all that. Just take note. You can fill in the blanks. The levels, the interactions of our being, our intentions, when that is said, intentions perceptions, interpretations, projection, presentation, protection the outcomes and accountability. These were the teachings of Aunty Malia Craver. And I cannot come here just by myself and only my kupuna and only my ancestors and genealogy. My moo kū'auhau I was taught ke akua, nā aumaku, nā kupuna because before we came with our family lines and the canoes came those sources first.

The actions and outcomes of our being is all the cultural values, our Hawaiian values. Which is universal values. The actions and outcomes of our being number one she always said aloha. Unconditional love and care and respect for creation of our being and environment for each other. Secondly was the cultural and spiritual intellectual that community and people. Fourth is protocol. We have protocol, we get confused sometimes what is protocol and what is ponocal. Protocol is something of past that worked for something of a situation or thing specifically for that time either time or situation. There are protocols we can take from the past in traditions and put it in our present but there are also protocols we don't touch and bring it in the forefront and use it because it's not for that time. The ponocal is doing something, which you know in your heart, and soul connected to past and present for future is right now. What is that ponocal? What are you going to do beyond the protocol because you can, you have the authority, the right, the mana, all of you. You wear suit and tie, I can see mana through you. Colette Molokai, full on shorts and t-shirt, she comes here what time, place and condition, she got to be a certain way that is pono. Kamana'o, wears the malo, this is the kinds of things we are talking about. Protocol, ponocal. So anyway there's eight of this and eight of all these levels that Aunty Malia Craver puts together please go and find out the mo'olelo of that because that all connects to political, social, cultural, spiritual education. I mean its everything. So with that I'm just want to say mahalo, mahalo, mahalo for your time, for everyone, everyone near and far and I have to say one thing to our relations up in Aotearoa because I married a Māori, I want to thank all our people beyond Hawaii's shores that have stood in solidarity with class, with intellect, with heart and soul to support all of us. Aloha.

Chair Colette Machado – Our next speaker is Tiare Lawrence all the way from Maui. Thank you for coming.

Ms. Tiare Lawrence – Aloha board. My name is Tiare Lawrence I am here from Maui today. I wanted to thank the non-kanaka organizations for supporting Kaleikoa and I for being here today. With all of the technology available I feel that people like Ruth, Mehana and Tali and myself and Kaleikoa that we should be able to testify from home. Kind of just wanted to point that out. On Sunday we had a historical moment on Maui we celebrated a miracle. Where Kohoma stream has been restored and we planted kalo in that valley for the first time in a 130 years. It took us 8 years to get that stream restored. It took us 2 years of workdays and it was probably one of the most special moment I've ever experienced on Sunday. I am here today to mahalo you. Mahalo you for supporting Na Wai Eha and East Maui, because through OHA's actions we were able to get Kohoma stream restored. It set a precedence for us in West Maui to have our streams restored and not for the first time in a 130 years there is a stream in West Maui that flows mauka to Makai. A miracle.

Its these types of actions that we need you to take for Mauna Kea and Haleakala. Set a precedence, let it be known that the desecration of these sacred places are unacceptable and no longer to be tolerated. Last night we had a meeting for our community to talk about Haleakala. I'm to tell you today that there will be arrests tonight. Because our people are motivated they know the truth, they know their history, they are young, majority of that room was filled with the 25 and under. So this issue is not going to go anywhere. This issue with Haleakala and Mauna Kea will continue. And it will get heavy and it will get worst, and worst until these mountains are protected. What's happening on Haleakala is unacceptable it is like Disneyland. You get horse rides, and bike rides and it's so crazy up there I cannot even believe that we let it get as far as we have. We are preparing for riot gear, we are preparing for Maui Police Department to be dressed in their ninja turtle outfits again with mace and guns. And I pray that it doesn't escalate tonight but that is what we are faced with. That is what we have to do to protect Haleakala.

Now is not the time to let politics get in the way of doing what is right. Kohoma is a perfect example of ea o ka 'āina being restored and we are working to be traditional. This younger generation we are realizing that the ways, the western ways are not going to take us where we need to be. That we need to go to the past, we need to go and be practitioners, we need to go back to the traditional ways of living. Protecting our traditional sites are not radical its kuleana. We cannot restore ea without our spirituality. The connection we have to wau akua is critical to our existence. I am here today from Maui to urge you to sue. To sue over the management of Mauna Kea and join Native Hawaiian Legal Corporation in its lawsuit over the sub lease. If OHA can spend \$500,000 on an audit that we are not even sure is necessary then OHA should be able to spend money to help your beneficiaries who are fighting legal battles to protect our most sacred places. People like Mehana should not have to suffer paycheck to pay check to do what is pono to be a part of these contested case hearings. I am urging you today and I can tell you that Maui will stand behind you if you take that stance today and are willing to sue. Sue and take one for the team. Set a precedence. We got this Ku Kia'i Mauna.

Chair Colette Machado – Kaleikoa Ka'eo. Thank you for coming, you and Tiare.

Mr. Kaleikoa Ka'eo – Ano ai me kealoha we'ina. You know when I was asked to show up today the Maui gang told me why even go to OHA. I been here many times, you guys know. The truth is at this point OHA is irrelevant. That is the truth. You know Mauna Kea, tita Mehana guys we know the pain. Whether OHA with us or not we going struggle on anyway. We come, we cry, we beg, we ask for help. And we mahalo those haole allies who help to pay our ways so that we could actually even come and testify here today. So OHA has to fix something in the system, which allows people from all the islands, especially those in the struggle the kua'āina to be able to share our thoughts. We just watched Mālama Honua, thousands of dollars being spent, great idea, proud, but what about mālama Hawaii. Not even two cents has gotten from OHA to support our work at Mauna Kea and the struggle that exist. Maui, which is going on tonight.

In the 1999 was the first time I personally got arrested dealing with Mauna Kea at the master plan hearing at the UH Manoa when they was a Board of Regents meeting. At that time there was only a couple of us. But you see the couple of us back then are now thousands of people outside. That is the difference today and we got to recognize this. Our people are on the rise. Our people are on the move. Look at Kohoma, look at the stories, we are on the move. I ask Office of Hawaiian Affairs to be with us on this move. I support as tita has mentioned about the suit, we should be suing as much as possible as much as we need to. We are not here to obey their desires. We are here to lift our people to move where we need to go. And we should play in every court that needs to play. Whether in the courts or outside the courts. If OHA continues on these ideas what is negotiations or ideas of perhaps monies being received, that should be thrown on the side. The truth is what we ask from Office of Hawaiian Affairs is not speak for us, not to lead us, to be transparent but in fact more important to support those already in the trenches doing the work. When it comes to our mauna, I just spoke to a Trustee not too long ago and they asked, but what we going do how we going stop. For me it's always been culturally I challenge anybody to show me in Hawaiian culture where does it say that Hawaiians need to

obey foreign settlers. Where does it say that we should allow foreign settlers to desecrate and control our sacred mountain. Yes, we kilohoku, we were kilohoku but it's not in Hawaiian culture that says China, India, Japan, CalTech, National Science Foundation should decide for us. Just on the verge of the culture question OHA should be involved in understanding and what side of the issue they should be on. There is no confusion.

And yes tonight Haleakala is going down. It's going down. What can OHA do? We've asked before. The last time a bunch of us guys got arrested legal representation, suing them over the issues. There are many things that can come of the Office of Hawaiian Affairs to support. I just spent \$600 buying flashlights and blinker lights and you know orange protectors. Because this is at a night action. If you saw what happened last time the police came in full riot gear. I want you to think about that. When have the police ever come in full riot gear, you know what they come against our people. You know why, the scared. They scared and they are afraid of us. Our kupuna, our keiki, our children and they going come again tonight. We just met with them last night. So I got to spend \$600, my point is there is a lot of ways the Office of Hawaiian Affairs can support this struggle. We not radicals, its nothing radical about protecting your sacred sites. There is nothing radical of protecting your burial areas. There is nothing radical about demanding water being put back into the stream. That is as Hawaiian as traditional as you can get. So we got to control that narrative of what exactly. Because the idea is this, we are criminal lives for being Hawaiians we criminals. I tell you something I gladly be a criminal in this situation. Cause I refuse to accept their foreign domination. I refuse to accept that they know what is better for us. So we there to stop the transport tonight. We don't know what is going to happen. If any of you have pull with the Maui County Police give them a call. Ask them not to show up in their riot gear. Ask them to love our people to recognize that we are not criminals but we are the aboriginal kanaka oiwi the maoli of this land. But if it means that we need to do what we need to do to be who we are then therefore we be who we are do what we need to do and the whole world going see. You may look at Haleakala and think it's irrelevant. But you should realize that Thirty Meter Telescope, you know what the new rumor is the Forty Five Meter Telescope on Haleakala. This is coming down the road so let's put that corner stone now. Now, let's not wait, not even come with the plans because we be ready for you guys. I remind the Trustees as I always remind all kanaka in the community. History will be the judge, history will judge all of us in our decisions and what we say and how we act. So we look in to the future and the future generations you can see in their eyes and what they see and what they look at the Office of Hawaiian Affairs what is going on. So I ask you guys to turn, turn for the pono, turn to support the lāhui on the move. You cannot be neutral in a situation that is destroying or attempting to continue this desecration and destruction of our people. You must stand as one in the words of Kamehameha Nui who said, I hookahikahi kamanao, I hookahikahi kapuwai, I hookahikahi Kealoha and he finally said e mau ke ea o ka 'āina i ka pono. Nothing about entitlements, nothing about State revenues. In them the core protection of who we are as a people is ea o ka 'āina.

So for tonight I ask all of you keep us in your prayers and pule. Support us the best you can, our people are going to stand, we are going to reclaim our humanity, we going to refuse to obey. Because we know this is not for us, this is for the coming generations. Who one day, one day, cause I will say, hoolahui, cause one day there will be a million of us in these islands and let's see them try some of that action in the future. With that mahalo for your time.

Chair Colette Machado – Our next speaker is Jonah Keohokapu.

Mr. Jonah Keohokapu – Aloha mai kakou. This is my first time in here. It's kind of scary all you guys looking at me. I come here today as a son, as brother, a small business owner in the illegally occupied Hawaiian Kingdom. At most I'm here as a makua, my son is over there playing on his phone not realizing what is going on in this place. The protection of Mauna o Wakea. I wasn't going to come here today. I was pacing in my woodshop this morning thinking what I would say in this place. I stopped I locked my doors, I jump in my truck I grabbed my son and I came here. I don't know what to say. This is the most irritating part is that I had to come here to beg you guys to oppose the destruction of our sacred places. I rather be here in

support for you guys opposition. But I gotta come here and beg. I get feelings in my system that I cannot explain. OHA, with you or without you we going stop all the desecration of all the sacred places. With you or without you, but we like you guys with us. We no like you with them. Office of Hawaiian Affairs it's our affair, you married to us but you sleeping with them. Pure and simple, straight. Please support the Kia'i not only on the mauna on Haleakala, Pōhaku, Mount Ka'ala, Wai'ale'ale, all the waters, all the lands why are we begging for you guys to help us. You guys are supposed to be helping us. Not the corporations, not the money, not America, this is not America you guys know that but you guys want to keep that a secret. Real silent that just came. Pure and simple guys please support the Hawaiian people that put you in this place. This is not politics this is life. This is our lives. This is a life of my son in the corner over there. This is the reason why I'm here. What is the reason you here? What is the reason why we here guys? eō. Mahalo nui, mahalo for your time.

Chair Colette Machado – Our next speaker is Rupert Rowe from Kauai.

Mr. Rupert Rowe – To all of you out there aloha. I'm really touched by the speakers because the energy I once mentioned to all of you eight months ago the movement is right below your nose. You folks have never take that opportunity to wipe your nose so you can see. Three things I want to touch on. The doors to land tenure in Hawaii has opened to brother Keaumoku who has communicated with me under the battlefield that we face every day. It's sad that we don't take the approach to protect our land tenure. There is no such thing as a warrant deed. And all of you Trustees that is in the real estate business you know you committed a crime on selling land that is not yours to begin with. It's hard when you touch your pocket because you is committing a crime that we all see as kanaka maoli our land disappear right under our nose. Second, Kauai has united as one to stand up and support Mauna Kea. From the north shore to the west side to the south side and east side, they asked me to come here and let all of Hawaii know Kauai is in the back of the battlefield that we face. Do not underestimate our people. The time has come for all of us to become one. And this board right here should be writing a letter to congress and demanding the blood quantum be dissolved immediately so that we can be one. It has brought a wedge in our hearts as I look to my mo'opuna they tell me tutu, how come I no more like you. I said it's not what you no more, it's what you have that the other guy no more. Oh, what you mean tutu. I say, open your eyes don't talk and observe crime that is being committed every day. You come back and you tell me two years from now what you learn. You know, they come back and they cry. They said they going to have to stand and we going fight. I said you fight for the right things and you give your soul to the right thing okay. I believe the battle of Mauna Kea going turn pink in the future. Let us not underestimate the power of the spirit world. It is time for us to stand up and fight. We are just like the negroes in the back of the bus. As the immigrants throw the crumbs down the bus, and we jump to that. Why should we eat the crusts and crumbs of the immigrants. What is sacred about them? They are occupiers. They cannot even prove how they became an American and we look at the justice system in Hawaii that's the most corrupt system in the world.

You have one judge given her opinion, her opinion is really irrelevant. It's nothing. She has no authority to give that type of opinion. So as I fade out in my presentation I like to wish all of our brothers and sisters here be strong on the battlefield. Cause Kauai is coming to support Mauna Kea. Aloha.

Chair Colette Machado – Kamahana Kealoha.

Mr. Kamahana Kealoha (Mauna Kea) – Aloha mai kakou. I put on the form that my name was Mauna Kea. I just want to point that out.

Chair Colette Machado – The Sacred Mauna Kea. I told my staff that is not the right name.

Mauna Kea – You are Mauna Kea, we are Mauna Kea. I don't see a separation today. I see entities, factions trying to come to something it truly feel is pono I hope. I think in each of you, you truly, truly want to become

the stewardship that is better than this now. I feel that in the room. We talked about the confrontations, we've talked about the land that we got to find. Try look right under our feet the land is still there. It is our minds that are lost. Who told you the land is lost? I still see um, you see um? The room keep telling each other its lost. Or we going take stewardship because nobody owns this. You come in and you go out in the world with what you got. The land still here. Ownership, fighting for western cultural concept is Hawaiian? You like own the land. I'm not really, I've heard that from you folks. I think that is the concepts we are dealing with. You folks want money, or you want resources to steward he land. Do you folks have kuleana? I'm not sure if you're officially part owners but I know that none of us are. But if you have a fiduciary duty to these so called designated conservation district to maintain the farce of mitigation that is maintaining the degradation and not improving. I mean is that what you want to do. Do you want to do anything? I would implore upon you now the system is broken, the land is not lost, stewardship can be obtained and that would be through your actions.

You folks I hope have been following the case, the TMT case, and how blatantly the word of the law is being bastardized I guess, mitigation itself, if I built, wanted to build 10 telescopes but I built 5 instead wow that is mitigation. How you can mitigate something that never impact, it's not reality. The impact was a unicorn. You cannot mitigate one impact that never happen and that's what the law is saying if you are following the case and I think it falls on you or you're blessed with the kuleana of not interpreting. You interpret your kuleana. I think we all know what is right, fresh water. The State Constitution protecting Hawaiian rights it's not a State Law it reinforces the Federal Mandate, it is not interpretable like the rest of the State Laws. It reinforces the Federal Mandate. I think we get stuck in the concept of, oh well we can interpretate but aren't you liable to that Federal Mandate first. The supremacy clause of the constitution. I'm not telling you I am just trying to vocalize what I think I see that needs to become manifest. It's the stewardship. Why aren't we using our assets to steward these lands? Why do groups, people have to dig into their pocket books when their assets are here to protect the land. I think its disparaging that sacred Mauna Kea has to spend \$75,000 to pay for a stewardship that is already paid for that has the assets for. I feel like that's, I mean not that we don't have kuleana but don't you feel that citizens who have assets to steward these lands have to go nickel and dime, starve to get the money that you folks protect in my view it's for stewarding these lands. We not rich you know out there, outside of this room or outside of the board, outside of the four acres each of the Hawaiian should get from this 2.2 million acres non ceded, fraudulent ceded lands and I respect you folks stepping in that arena. But yet you have the opportunity, we all have the opportunity I think.

The confrontation is good we know about the confrontation. But the opportunity to move forward for me to learn how to utilize this for our people to learn how it should work and for you folks maybe to reassess what the priorities of stewarding assets that don't belong to you individually means. Why is it that 14 out of 100 times sewage getting into my water aquifer is acceptable? That means 14 times 100 percent of the time, 14 times I going be drinking a cup of someone's doodoo. That is not healthy common it's so common sense. I think we need to put aside this bureaucracy and say we got to hold our sublease accountable for not maintaining the mandates because that is your kuleana to maintain the mandates not just give it to a sublease and go it's their fault. You guys are the director of the sublease to some extent. Don't you have some kind of say in this? Is it because you don't feel like you can take it to court to decide if you have a say or not. Is it because you are afraid to do that? Is it your assets that you are gambling or protecting or not protecting? I think at this point it's worth it. I been to many meetings we are going do something, we not going do something or we going be neutral. You cannot be neutral when your mandate is to cut conservation laws, article 12, you cannot be neutral. You are, if you are neutral in the time of confrontation like this you pretty much flailing neutrality and helping the detriment. I don't mean that in a mean way. I hope I am wrong. I hope this is the opportunity for a Hawaiian entity to establish your rights under the law you choose to serve instead of skirting the issue directly heading to it. Define the law clearer, be willing to put it out there because you folks have a lot of opportunity that I think maybe is not realized. I know we have a lot of opportunity to move forward in stewardship. Aloha.

Chair Colette Machado – Our next speaker is Kapua Keliikoa-Kamai.

Ms. Kapua Keliikoa-Kamai – Aloha kakou. O wau Kapua Keliikoa-Kamai. I'm so grateful to all of the previous speakers cause I love to come to these hālāwai and to learn. Sometimes I have something that I want to contribute and sometimes I am not sure. I came with intent today. Intent to support our Mauna a Wakea. Intent to garnish your support for our Mauna Kea. We are not in America, this is a fake State. There never was an annexation. There was a theft committed by treasonous so-called Hawaiian Citizens with the cooperation and full support of the American government officials. Full support conniving thieves. Today we still have this type of activity not only on the continent but here in our islands. Here in our own midst we still have conniving thieves. The list of all the things that OHA could have done yet they didn't, how hewa was that. But it's good for me to hear because I think of this office, like brother Jonah said, Office of Hawaiian Affairs, e kou makou kuleana. Some people unfortunately even some of our own people do not know the value of our 'āina because some of us still do not know our culture, our History, our traditions. Why we need to go and share the information? It is incumbent upon the Office of Hawaiian Affairs and its Trustees and all of this staff to provide this type of education and information. Not just in this office but on all the islands. Yes, many of the programs that you folks fund, but how many of it actually gets down to our keiki. Our keiki are they not sacred. Is not every inch of their kino sacred. Our 'āina is it not sacred. Every inch of this 'āina is it not sacred. If you value your keiki, your mo'opuna and you are kanaka then you value each and every inch. Some areas are more precious, more sacred. The fingers, the pepeiao, the maka, the ihu, the kohe, is that not sacred. Do we not have multiple areas that are more sacred than others. That we would not let a single person no matter how much money, touch, manipulate, destroy forever change these sacred places on our keiki's kino. This 'āina, our 'āina just like that. Some areas are more precious and you are going to die. I would die and I will kill somebody that touches my baby's precious places. They don't invited you, you don't go. This is what the Office of Hawaiian Affairs is to the kanaka Hawaii the kanaka maoli. This is what we expect of the Board of Trustees, of the director, of the staff. Mālama our 'āina like you would mālama your keiki and all the keiki comes from them. Mahalo.

(11:31 am Chair Colette Machado leaves the room.)

Vice Chair Dan Ahuna - Next up will be Shana Logan followed by Keali'i Makekai.

Ms. Shana Logan – Aloha everyone. My name is Shana Logan, Logan is my former married name. I choose a bruised flower from the collection up there because it represents the bruising of all the pua such as myself. I'm a Hawaiian Studies teacher by default, there is not enough Hawaiian Studies teachers in the Department of Education to teach about these things we are speaking of. Very concerned about that. Right not I cannot be a teacher because the State of Hawaii has taken away my children and falsely accused me or abuse and I have found out that this is a genocide that is happening from the bottom up. Found out that there are more children in foster care that are Hawaiian than any other race. Why? Why isn't anybody concerned about that? I am not an abuser, I am a loving caring makuahine that has given my life and blood for my children. But Judge Nagata former prosecutor of the TMT protectors was my judge. She had no compassion for me or my children. She didn't care who I was, she doesn't care who I am. We are still in court, I am still fighting for my children and my moo kū'auhau. I have nobody to help me. I've been to all the agencies even access to justice, an organization that pats other lawyers and District Attorneys, I don't know who, but they choose to pat each other on the back to providing access to justice. Where were they when everybody was on the mauna trying to fight for their access to justice and pono. Where are they helping me and the other Hawaiians losing their children blaming it on criminalization and drugs. I don't do any of that, I'm a teacher how can I be accused of abuse. How can I have my children taken away. I protest that, I protest the criminalization of speaking up for your first amendment rights on the top of any mauna in Hawaii.

I am Hawaiian first and by the way please take off that commercial. Trustee Peter Apo please. A commercial about a sacred site Kukaniloko. A'ole nobody can go there. Aunty talked about the kohe, nobody can go there. Please do not invite people to go there. Kukaniloko is our sacred site not for anybody for go take

picture of us doing our sacred practices. I am tired of being entertainment for the world. I'm tired of being in a place where everybody like take picture but they no like mālama. They like tell Hawaiians it's our fault, why is it our fault. All Hawaiians is lazy, they dumb, they do drugs. That's the narrative. But you know what is a Hawaiian educator, I've seen kupuna give their blood, sweat, tears, money, time, energy and life to saving their keiki, your keiki in the public school system. A system that doesn't even provide kupuna with 20 hours a week to teach. That is so hewa how we going to teach these kids. What you going to put us in a book too. They want our mana'o Office of Hawaiian Education. I not against anybody, I'm not anti. I pro, I am pro Office of Hawaiian Affairs, I am pro Office of Hawaiian Education. As long as you get it right. I'm not aggressive, I am protective, I'm a mama bear, I protect things. That is who I am. I grew up as a mother from age 7 I was taking care of other kids. Cooking, cleaning for my little sister, my cousins, myself and my grandmother who was 80 something years old. You think she took care of us, no, we took care of her. And she taught me everything about Hilo, the Big Island cause that is where she is from. Her moo kū'auhau, my moo kū'auhau is in Puuweo Hilo. I'm back over there. Only me in the 'ohana. She talks to me and she tells me Kū'ē. Mahalo.

(11:34 am Chair Colette Machado returns to room.)

Chair Colette Machado – Keali'i Makekau.

Mr. Keali'i Makekau – Good morning. My testimony today is about the TMT. I am actually going to move ahead because I believe a lot of it has already been predicated by members of our lāhui here and they are much more experienced than I. I have not been on the mauna. I have my own political views but will defer to your wise judge and my fellow Hawaiians on that. I will offer my comments in respect to finances. As it appears now the ball is being placed in a very precarious situation for you folks. Until such time as I've been very passionate about and I've spoken before is the audit is concern. It appears OHA throughout this past physical year has been in financial disarray and been some improprieties that have to be looked at and investigated upon. I would suggest and I would like to have the record stated that I hope that what the audit committees recommendation on whoever is going to be investigating it has access into some of the programs that might be looking in to this. Because if OHA is tasked with managing the mauna like we see with other State program, we have the rail and stuff like that if you guys are not get out the cobwebs, and get the kinks out how can we the people be expecting you to manage the mountain properly if you can't operate internally yourself financially. With things like nation building your legal fees and other stuffs pending, I think it just be pertinent to have that scrutiny over this situation so that a better understanding and a full spectrum approach rather than coming from the more spiritual sense which is very, is sacred to as to what my colleagues and fellow people have demonstrated. But as a more practical sense you can also demonstrate that by finances and then that too would give some comfort to members of our lāhui that our money is being spent well placed and as a lot of people do know astronomy in particular is a very, very lucrative business. Telescope time especially for one that is being proposed in here I think the number one telescope up there contracts seem to go for like 3 to 4 months and you are looking at, you know, contracts being awarded in the hundreds of millions of dollars for that time. So the old adage of follow the money is very prevalent here but what's being echoed is a more sacredness. As I defer to that top narrative, my second narrative is response to financial responsibility. I am urging that again, that with the audit they be given, I know it's a financial audit that's why, that's why I am reiterating it. I am hoping that they get some access to that and that information can be shared on that so that if it does become prevalent this board is also prepared to tackle that if it comes back to haunt them and what not. Also practical matter in doing business and not very ethical sense. That is all.

Chair Colette Machado - In all fairness Keali'i, the issue with the SOQ is separate from what you are raising. So the principles on the direction that the audit will be taking has already been outlined to current issues already in contractual form. The area you are talking about would probably require a separate action to create experts to do that kind of calculation.

Mr. Makekau – I guess I'm more, if you want me to elaborate would just be more operational things like we already have land holdings as you already know. I would think the telescope in mauna would be.

Chair Colette Machado – I think you are just stretching it from the work that the audit review committee and then the outreach that we are doing already in the procurement to include Mauna Kea at this time. If we ever get to an opportunity where we become managers we would have to do our own due diligence as our fiduciary to do the details that you are requesting at that time.

Mr. Makekau – But again, I am just highlighting that point. If it was you prevalent I would make a direct comment noting to do that. I am just noting that for my personal perspective seeing my involvement with this board over my period of years. I don't believe I am stretching it, I'm just bringing a sense of awareness that's all.

Chair Colette Machado – We appreciate that and we always value what your input is. We will take it under direct consideration with the Resource Committee and the Chair of the Audit Committee, which is Trustee Keli'i Akina. Thank you. Our next speaker is Ryan Kawika Sonognini.

Mr. Ryan Sonognini – I try not to come and get mixed up with you people for certain reasons. Yes, I descend from Sylvester Sonognini and he married Mele Kaohamana Keaupuni. I am direct descendant of Keaupuni. I'm sure most of you are familiar with my name because I pick on you guys plenty. Today I come here because I heard a lot of people discuss a lot of the things that I feel in my heart is relevant to this board's intentions. Scolding you guys about the way you operate as Trustees over us as beneficiaries. Normally I try to, you know, do what I can for my 'ohana because we are struggling in this day and age in Hawaii. I am sure everybody relates to that. I feel bad I think for the lāhui because I feel like we all sheep talking to one table full of wolves. You know hard to talk about Mauna Kea and Hawaiian assets when many of the assets that were in the hands of the beneficiaries not belong to many of you at this table. Private valleys, beautiful fishponds, gorgeous real estate, money for pay off your sexual endeavors. Hard you know. They said ke akua watching, he watching the creator, he watching everything, he watch you when you sleep. That guilty feeling when you nervous eye twitch when people talk about all the assets you guys shuffling.

I'm embarrassed, I feel bad for them. Because they no really look into the websites and see who is taking part in all of these LLCs and nonprofits. All the hui you guys make outside of this table, outside of our lāhui. Funny they talk about Kukaniloko, you guys complain that we no more water. Who the malahini braddah made the deal with own the water right there in that lake. I notice he owns all the water front parcels huh. So hard when you negotiate for one 511-acre parcel but the braddah you made the deal with land lock you from your own water. So for me I feel bad because I feel like we all sheep talking to a table full of wolves. I hope that tonight you guys have heard enough testimony about what we feel but in mostly I concern about what you feel. No make um easy for me address everybody tell you what you guys doing. I wish I could sit here and promote you guys. I feel OHA is a waste of time. You waste my time coming in to Honozoolu. I get important kuleana of my own, I got to come over here and scold my kupuna. You not really my kupuna. My kupuna they no talk, you guys more like my greedy peer set. You guys was educated in America but you get the gray hairs to portray yourselves as our protectors. But what you protecting, what you shuffling off. You protecting yourself, you protecting us.

We can sit here and have you tell us, look us in the eye take notes draw pictures while we beg to protect Mauna Kea Haleakala. Going to have action tonight. You guys going sit at home watch um on TV what you going tell your grandkids. All look those radicals, I come from one 'ohana that used to talk about all the radicals of your generation. Get one separation, oh das one radical, oh das not the way Hawaiian get one job. Get one good job for work for one American company. That's not what your kupuna taught. You getting tired Kamanao, you can't wait to jump in your river in Waimea. Beautiful your private valley must be refreshing. I wish I could sit there, but get plenty traffic going to your spot. I fear for what would happen to Mauna Kea

should it end up as a separate entity, I fear for that shuffle because she probably coming. I fear for it. Because if you look at the examples that you folks have set in your tenure there's nothing pono about it. You guys been alive long time what you guys get for show for sovereignty. Your private portfolios looking pretty banging.

Chair Colette Machado – Are you done insulting us?

Mr. Sonognini – I am not done insulting you, I am just stating facts.

Chair Colette Machado – The subject is Mauna Kea.

Mr. Sonognini – The subject is intentions and I question your intentions and your integrity like everybody else. I feel offended by this table cause I am younger than you.

Chair Colette Machado – You offend me.

Mr. Sonognini – Pardon me.

Chair Colette Machado – Speak to the topic you are supposed to be talking about Mauna Kea.

Mr. Sonognini – Honestly I understand how you guys run your boardroom. I came over here to speak out of turn, just because I speak out of turn in life so I figure why not just tell you to your faces already. I watching as long as everybody else is watching. You do it right in front of everybody because you not scared. So why be scared to come over here and talk to you. I no fear you, I no respect you. Aloha for my time.

Chair Colette Machado – Good-bye. Our next speaker is Starr Kalāhiki.

Ms. Starr Kalāhiki – Aloha, mahalo I am Starr Kealahaleokalani Kalāhiki I come on behalf of everyone behind me. You know I wear this print it's called the Lallana Kalie designed by my brother Manalo but it literally is my kupuna lined up behind me. I woke up with a visual of all the names on the Kū'ē petition and realized that they're all, everyone in this room now are kupuna signed that document. So we are all here really no matter how we are placed for a purpose. I don't, I'm not good at regurgitating facts, but my family is from Kokoiki from Kawaihae, from Waimea, Mauna Kea is my mountain. And it has brought me back to me. So I'm here to express gratitude to all the strong Kia'i who have been part of that process of me finding me. In this moment I just really extend my deepest aloha to cover you in the difficult tasks that you have. I've been blessed through my learning to investigate the healing of our Queen Liliuokalani's mele, which is really a poetic expression of our kupuna in another time but in the same space. That is an honor that I think that really needs to be reminded and addressed. She said mai poina o wai iau, don't forget and her prayer, in prison while in her home, in the first verse she speaks that you are so great in the heavens and your 'oia 'i'o, your truth is here and the beauty of the hemolele, the hemolele which you are responsible for, I understand. The second verse she says well humbly meditating within these walls imprisoned though art my light, my glory, support. So she had to sit in these chairs, she had to sit in the difficult positions and humbly meditate. And after that she reminds us mai nānā 'ino 'ino, she reminds us never mind the sins of other man. Like, just handle your own kuleana everyone. With deepest gratitude I offer you. One more thing, her seal, her wax seal of course her statement onipa'a, on every document, on every correspondence, onipa'a, how can we truly pa'a without the oni. Mahalo forgive me for my humanness.

(Starr Kalāhiki sings the Queens Prayer)

Chair Colette Machado – Mahalo nui, Tapu Hanapi welcome.

Ms. Tapu Hanapi – Aloha everybody, my name is Tapu Hanapi and I wasn't really going to speak I just wanted to listen to everybody today. But I want to thank everybody for their testimony. I've been in the movement since birth and you know OHA I'm not here to condemn or berate or scold anybody. I know there is corruption and there is always financial mismanagement and misappropriation. Quite honestly I can't name a single organization that doesn't have it. Its human nature. So I want to focus on is you have a golden opportunity to move forward to move away from the negative publicity and this is such a wonderful cause. Its international, it's one of the few causes that we have that is international right now in this Hawaiian Community. I deeply support it, whether the Hawaiian Community can make it out of work and to the mauna, whether they cannot, if you don't feel you can do the legal aspect and suing anyone plane tickets, filing fees, covering wages, whether you do it behind the scenes or on the frontlines a little goes a long way. I think everyone in this audience knows that. You know for work I IT work, it's incredibly boring. But it's what I chose to do to support my 'ohana. And every morning I wake up and I take stock of my responsibilities, I do the best job I can and when I go to sleep at night I think to myself, these guys they so lucky they have me. I want you guys to have that same feeling. You're in the unique, special position where you can make the difference. Every time you open your mouth, every time you go to a restaurant, a public event you can make that difference. I don't think that you're irrelevant, if you're irrelevant nobody would be here today. So I really hope that at the end of the day, every day you can go to sleep and tell yourselves, you this Hawaiian Community they so lucky they have me. That's an individual choice. Nobody, not everyone will say OHA is bad, everybody that works at OHA is bad because nobody is all bad and nobody is all good. So I know everybody has to use bathroom, have to get to work, they got to do their own thing, I'm not going to take up any more of your time. But I did want to go around the room, or this table and give each of you guys aloha because I am really tired of seeing all these hakakā and namunamu, and hewa internally while we practice things like kapu aloha with the enemy. So let this be the cause that brings us all together and moves us forward. Mahalo.

Chair Colette Machado – This concludes the public testimony that have signed up. So members of the Board of Trustees can we get back to the agenda identified by IV. B.

IV. UNFINISHED BUSINESS

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

B. Committee on Resource Management

- 1. RM #17-05: Approval of an OHA Board of Trustees Policy Amendment relating to an allocation of revenue from OHA's Kaka'ako Makai properties, 2nd Reading.**

Trustee Carmen Hulu Lindsey moves to approve a Board of Trustees policy amendment to the Kaka'ako Makai Policy, Section 3.A.2), originally adopted on September 20, 2012, to state (new language is bold and underscored):

Allocate 10% of gross revenue for grants and 30% of net revenue for OHA's Legacy Property Management (net revenue equals gross revenue minus direct operating expenses, excluding Kaka'ako Makai planning and development-related costs) (*The 30% allocation of net revenues to LPM shall terminate at the end of FY 2019)

Trustee Keli'i Akina seconds the motion.

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

Trustee Carmen Hulu Lindsey moves to approve a Board of Trustees policy amendment to the Kaka‘ako Makai Policy, Section 3.A.2), originally adopted on September 20, 2012, to state (new language is bold and underscored):

Allocate 10% of gross revenue for grants **and 30% of net revenue for OHA’s Legacy Property Management (net revenue equals gross revenue minus direct operating expenses, excluding Kaka‘ako Makai planning and development-related costs) (*The 30% allocation of net revenues to LPM shall terminate at the end of FY 2019)**

Trustee Keli‘i Akina 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						Excused
TRUSTEE KELI‘I AKINA		X	X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY	X		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE‘E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3

MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED
 Motion passed with six (6) YES votes and three (3) excused.

V. NEW BUSINESS

Chair Colette Machado – We are now on V. New Business A. seeking approval of the ad hoc committee on Grants and Sponsorships.

A. Approval of the Ad Hoc Committee on Grants and Sponsorships

Trustee Robert Lindsey moves to approve the appointment of the following members to the Ad Hoc Committee on Grants and Sponsorships:

- **Trustee Colette Y. Machado, Ad Hoc Committee Chair;**
- **Trustee John Waihe‘e IV, Ad Hoc Committee Vice-Chair;**
- **David Laeha;**
- **Lōpaka Baptiste;**
- **Misti Pali-Oriol; and**
- **Monica Morris**

The term of this Ad Hoc Committee to expire on January 31, 2018, or at the completion of the assigned tasks, or at the discretion of the Chair of the Board of Trustees, subject to later adjustment. This Ad Hoc Committee is charged with the following responsibilities and purview:

- **Review current Strategic Plan priorities and current policies and how they guide the grant and sponsorship process;**
- **Assess the existing grant making programs, Community Grants and ‘Ahahui Grants;**
- **Assess the grant applicant review and scoring process, and the awarding process;**
- **Review and assess the occurrence of repeat awardees and the amount of the grant award allocation;**

- **Review the outreach made to community to better inform beneficiaries of grant availability and requirements;**
- **Provide recommendations to improve the grant making process;**
- **Solicit, develop, and provide recommendations for Kūlia Grant criteria;**
- **Review and assess the process in which sponsorships are awarded, and breakdown the levels of sponsorships;**
- **Present findings and recommendation to the BOT; and**
- **Identify, develop, and recommend policies as necessary for approval by the BOT.**

Trustee Dan Ahuna Seconds the motion.

Chair Colette Machado – You’ve had a chance to review the purview, myself and Trustee John Waihee will be serving in that capacity as the ad hoc members, with that said roll call vote.

Trustee Robert Lindsey moves to approve the appointment of the following members to the Ad Hoc Committee on Grants and Sponsorships:

- Trustee Colette Y. Machado, Ad Hoc Committee Chair;
- Trustee John Waihe'e IV, Ad Hoc Committee Vice-Chair;
- David Laeha;
- Lōpaka Baptiste;
- Misti Pali-Oriol; and
- Monica Morris

The term of this Ad Hoc Committee to expire on January 31, 2018, or at the completion of the assigned tasks, or at the discretion of the Chair of the Board of Trustees, subject to later adjustment. This Ad Hoc Committee is charged with the following responsibilities and purview:

- Review current Strategic Plan priorities and current policies and how they guide the grant and sponsorship process;
- Assess the existing grant making programs, Community Grants and 'Ahahui Grants;
- Assess the grant applicant review and scoring process, and the awarding process;
- Review and assess the occurrence of repeat awardees and the amount of the grant award allocation;
- Review the outreach made to community to better inform beneficiaries of grant availability and requirements;
- Provide recommendations to improve the grant making process;
- Solicit, develop, and provide recommendations for Kūlia Grant criteria;
- Review and assess the process in which sponsorships are awarded, and breakdown the levels of sponsorships;
- Present findings and recommendation to the BOT; and
- Identify, develop, and recommend policies as necessary for approval by the BOT.

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						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY	X		X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
Motion passed with six (6) YES votes and three (3) excused.						

B. Committee on Beneficiary Advocacy and Empowerment

1. BAE #17-05: Resolution for Jim Patterson, Native Hawaiian Revolving Loan Fund (NHRLF) Board of Directors (BOD) OHA Representative

Chair Colette Machado – Members we are not on V.B. 1. I'll call on our BAE Committee Chair Trustee Robert Lindsey.

Trustee Robert Lindsey moves to approve BAE #17-05 Resolution for Jim Patterson, Native Hawaiian Revolving Loan Fund (NHRLF) Board of Directors (BOD) OHA Representative

Trustee Dan Ahuna Seconds the motion.

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

Trustee Robert Lindsey moves to approve BAE #17-05 Resolution for Jim Patterson, Native Hawaiian Revolving Loan Fund (NHRLF) Board of Directors (BOD) OHA Representative						
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						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY	X		X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
Motion passed with six (6) YES votes and three (3) excused.						

B. Committee on Beneficiary Advocacy and Empowerment
2. 115th Congress Legislative Positioning – Matrix – July 26, 2017

Chair Colette Machado – We are now on V.B.2.

Trustee Robert Lindsey moves to approve Administration's recommendation on NEW BILL (OHA 3) on the 115TH Congress Legislative Positioning Matrix dated July 26, 2017.

OHA NO.	BILL NO.	MEASURE TITLE	DESCRIPTION	STATUS	
3	S. 1275	BRINGING USEFUL INITIATIVES FOR INDIAN LAND DEVELOPMENT (BUIILD) ACT 2017	This bill reauthorizes the Native American Housing Assistance and Self-Determination Act of 1996 through 2025, streamlines the environmental review process for federal agencies providing funds to tribes, increases the maximum term of leases on trust lands, and amends portions of the training and technical assistance guidelines laid out in the bill. The bill also would allow for NAHASDA funds to be used to meet matching or cost participation requirements. It omits a reauthorization for Title VIII Native Hawaiian housing programs	OPPOSE	

Trustee Dan Ahuna Seconds the motion.

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

Trustee Robert Lindsey moves to approve Administration's recommendation on NEW BILL (OHA 3) on the 115TH Congress Legislative Positioning Matrix dated July 26, 2017.

OHA NO.	BILL NO.	MEASURE TITLE	DESCRIPTION				STATUS	
3	S. 1275	BRINGING USEFUL INITIATIVES FOR INDIAN LAND DEVELOPMENT (BUILD) ACT 2017	This bill reauthorizes the Native American Housing Assistance and Self-Determination Act of 1996 through 2025, streamlines the environmental review process for federal agencies providing funds to tribes, increases the maximum term of leases on trust lands, and amends portions of the training and technical assistance guidelines laid out in the bill. The bill also would allow for NAHASDA funds to be used to meet matching or cost participation requirements. It omits a reauthorization for Title VIII Native Hawaiian housing programs				OPPOSE	
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								Excused
TRUSTEE KELI'I AKINA					X			
TRUSTEE PETER APO								Excused
TRUSTEE CARMEN HULU LINDSEY					X			
TRUSTEE ROBERT LINDSEY			X		X			
TRUSTEE JOHN WAIHE'E								Excused
TRUSTEE COLETTE MACHADO					X			
TOTAL VOTE COUNT					6			3
MOTION: <input type="checkbox"/> UNANIMOUS <input checked="" type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED								
Motion passed with six (6) YES votes and three (3) excused.								

C. Committee on Resource Management

1. RM #17-08: Amendment to Section 5.1 of the Investment Policy, changing the Native Hawaiian Trust Fund Asset Allocation and Benchmarks, 1st Reading

Chair Colette Machado – We are now on V.C.1. I'll call on Trustee Carmen Hulu Lindsey

Trustee Carmen Hulu Lindsey moves to approve the amendment to Section 5.1 of the Native Hawaiian Trust Fund Investment Policy Statement as described in Attachment "A" (Investment Policy Statement). 1st Reading.

Trustee Dan Ahuna Seconds the motion.

Chair Colette Machado – Members this is our first reading. Any discussion, hearing none roll call.

Trustee Carmen Hulu Lindsey moves to approve the amendment to Section 5.1 of the Native Hawaiian Trust Fund Investment Policy Statement as described in Attachment "A" (Investment Policy Statement), 1 st . Reading						
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						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY	X		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
Motion passed with six (6) YES votes and three (3) excused.						

C. Committee on Resource Management

3. RM#17-10: Authorizing OHA Administration to negotiate and execute an easement agreement with Agribusiness Development Corporation for the installation of irrigation water infrastructure on OHA's Wahiawā property

Chair Colette Machado – We are on item V.C.3. I'll call on RM Chair Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey moves to approve and authorize OHA Administration to negotiate an easement agreement with the Agribusiness Development Corporation (ADC) for the installation of irrigation water infrastructure on portions of OHA's 511-acre property located in Wahiawā and execute all necessary agreements, applications, and other appropriate documents related to or pertaining to said easement, and take all other reasonable actions necessary to implement the foregoing.

Trustee Leina'ala Ahu Isa Seconds the motion.

Chair Colette Machado – Any discussion, roll call.

Trustee Carmen Hulu Lindsey moves to approve and authorize OHA Administration to negotiate an easement agreement with the Agribusiness Development Corporation (ADC) for the installation of irrigation water infrastructure on portions of OHA's 511-acre property located in Wahiawā and execute all necessary agreements, applications, and other appropriate documents related to or pertaining to said easement, and take all other reasonable actions necessary to implement the foregoing.

Trustee Leina'ala Ahu Isa Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEINA'ALA AHU ISA		x	X			
TRUSTEE DAN AHUNA					X X	
TRUSTEE ROWENA AKANA						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY	X		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			5		1	3

MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED
 Motion passed with five (5) YES votes, one (1) abstention and three (3) excused.

VI. EXECUTIVE SESSION

Chair Colette Machado – Members we on VI. which is the Executive session I would like to entertain a motion or recuse ourselves

Trustee Dan Ahuna motions to move into Executive Session Pursuant to HRS§92-5(a)(4).

Trustee Robert Lindsey Seconds the motion.

Chair Colette Machado - Calls for a roll call vote.

Trustee Dan Ahuna motions to move into Executive Session Pursuant to HRS§92-5(a)(4).
 Trustee Robert 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						Excused
TRUSTEE KELI'I AKINA			X			
TRUSTEE PETER APO						Excused
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY		x	X			
TRUSTEE JOHN WAIHE'E						Excused
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			6			3

MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED
 Motion passed with six (6) YES votes and three (3) excused.

The Board resolved into Executive Session at 12:09 pm.

- A. 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 Mauna Kea. Pursuant to HRS § 92-5(a)(4).**

The Board reconvenes into Open Session at 2:09 pm

VII. COMMUNITY CONCERNS

Chair Colette Machado – Aloha and good afternoon members of the Board of Trustees and our beneficiaries that have been waiting patiently. We are going to reconvene our meeting but prior to me moving on to solicit community concerns individuals that have signed up I will call on the ad hoc committee Chairperson for Mauna Kea which is Trustee Dan Ahuna to read into the record our discussion today, that the Board of Trustees took.

Trustee Dan Ahuna – Thank you Madame Chair and thank you to all those who came here today and gave their comments. Today the Board of Trustees agreed to pursue an aggressive position in service to our lāhui and Mauna Kea by authorizing our Board Counsel to draft a complaint to hold the State and UH responsible for its long mismanagement of Mauna a Wakea.

Chair Colette Machado – With that said, we are going to move to VII. Community Concerns. I have Kumu Mike Lee to come back to address the Honouliuli issue along with the Shark God Cove and the Leina a ka uhane. Followed by Germaine Meyers

Kumu Michael Lee – Mahalo Chair and Trustees. Thank you for all your good work. You know you we can only do what we can do. (Kumu Lee says a short prayer) I came here 11 months ago and you were so gracious to listen and to hear and to act and I am here to let you know that 11 months later that the horrid methodology of DOFAW has finally come out. Number one it comes out four months late. Number two they were told by Chair of Water and Land Yamane to work with us our community in Honouliuli. Because \$16 billion worth of development with UH West Oahu, DR Horton for a billion, UH West one billion, HART Rail ten and a half billion, Hawaiian Home Lands which is good, these are all good, Hawaiian Home Lands is good for our people, Hunt Development 600 million dollars and Pālehua Ranch. We are not asking to change or stop anything. We just want to protect the interest of our kupuna in Honouliuli; once the genetic line is finished, it is finished forever. Thousand years of 'ike mana'ō through our 'ōlelo of the pueo of Honouliuli under, and this is the disingenuous, this is UH West it says pueo versus barnyard owl. That is so disingenuous, number one they are our 'ohana. Number two this is suborning breaking the law, here is a University that is invoking that it's says, the white guys brought in the pueo owl, barn yard owl in 1950 because too many rats. That is disingenuous, the white pueo that I talked about on Mauna Kea and Mauna Loa comes from the mainland like the plover and it has come for over thousands of years. There is a treaty, which is the Migratory Bird Act of 1978. Russia, Japan, the US, Canada and South America signed this treaty with the President passed by the Senate. So it protects migrating species. We have a white ibis that comes here.

The point is this is not the problem the development in taking habitat is the problem this is why this is disingenuous. Let me tell you what this horrible things is. We went and Yamane made a verbal agreement in front of Chair Case with Javier who was brought in from South America to do this pueo count and he said we start with Honouliuli; it is the most endangered place. Javier you work with Mr. Lee and the community. Mr. Lee you are going to work with Javier. In front of Chair Case, that is not what has happened. Kai Markell has gotten a response of our complaint from Chair Case who says you know even if we do this count we can't help you. Their task with protecting the pueo by State Law the endangered species act of the State and they are

telling us we can't help you here. We gave maps of where we found the pueo, we can tell you the exact time they are in the tree, at 6:05 and where they are going to leave at 7:05 to what place. They don't want to know because this is the horrid methodology. They are going to do randomly by computer using six lā'au. Because they don't want to put any person's personal point of view in the mix. These things are dying and habitat, right now the last six months have been mowed down. I conclude that in two years the genetic line in Honouliuli will be gone unless. What I would like and I am going to make my final comment. What I would like is we have a working group and we do what kanaka always do. Why should we sue when you get your people, you meet us at OHA and we talk it out because we are not stopping the rail, we are not stopping UH West. We say use the gulches which you got to use for drainage. We are not taking money away from you. We are not taking. If we don't intervene and they don't listen, there needs to be a wretched of a lawsuit. Otherwise, kiss the pueo genetic of Honouliuli good-bye. And they are not like homing pigeons where you can grab the pueo of the Ko'olau Mountain range and bring them down, it won't work. My request is please help me get a working group and please be the host because of your power to reach out to the entities that I spoke of, UH West Oahu, DR Horton, Hawaii HART Rail, Department of Hawaiian Home Lands, Hunt Development and Pālehua Ranch. We would like a 6-mile corridor, three miles for Honouliuli Gulch, Kalo'i Gulch, from the mountain to the ocean at West Lock. If you could host this and invite them, we'd like to talk it out like friends and no kū'ē, and do it in a holy manner like Queen Liliuokalani. We would like your support in this so that we can facilitate protecting the pueo. If they don't listen to us, we would like to ask for a lawsuit for those who do not listen, we want to do it peacefully. Thank you.

Chair Colette Machado – Thank you we will get back to you.

Kamana'opono Crabbe – I will discuss this follow up with Kai, Kumu Lee has brought this before regarding the matter of the pueo.

Chair Colette Machado – Germaine Meyers.

Ms. Germaine Meyers – Aloha my name is Germaine Meyers, I'm a beneficiary for beneficiary advocacy and empowerment and a Nānākuli Hawaiian Homestead Lessee. Mahalo, Mahalo for taking the position that you are going to take with regards to Mauna Kea. We look forward to seeing the public releases regarding the specific details of what that aggressive plan encompasses. We also look forward to ongoing communication from OHA regarding the status of the Mauna Kea issues as it unfolds through our the year next year.

And then regarding the neighborhood board Chair position for the Hawaiian Affairs Committee that I expressed to you last week, I reached out, actually Kuhio reached out to me today I was trying to find tune the standing issues and of course not overwhelm. Kuhio reached out to me and introduced me to Kanoe Choi from the advocacy department. She'll be coming and giving the updates regarding the standing issues that I talk to her about which I expressed to you about the audit, the budget, etc. I explained to her of course we would like to know about the LLCs. That we really don't want the administrator of the LLCs to come and give update report, but OHA so the CEO or the CFO or the COO, or through Kanoe. So one things was interesting was that Kanoe, actually has descendants, kitty corner across from where I grew up is where Kanoe's 'ohana, the Burn's family. So I was explaining to her and what I appreciate her, as our advocate is that she's young, she is from our ahupua'a so she would be more in touch. Her tutu was actually a fireman with my uncle. The oldest of my 14 Hanohano, he was a fireman at Nānākuli fire station. Her Tutu was actually a fireman with him on the same shift. She understands the issues so we really appreciate that it was divinely appointed, a match made in Heaven that we have Kanoe as our advocate.

This coming Friday I have a meeting with Hawaiian Home Lands. So Paula Aila is actually the community relations person. She also takes care of the Hale Program and of course Nānākuli we need new Hale, we have old hale in our homestead. Everybody is out growing it and so I'm looking forward to working with her. She also is for abandoned lots, just to let you know. She takes care of the abandoned lots and we have a lot of that.

She also takes care of community outreach person. I have a meeting with her and Deputy Aila. I have expressed to Deputy Aila my concerns about the programs and the standing issues and then of course he has concerns about the \$3 million that is no longer going to be given to them by OHA. So I'm hoping that the NAHASDA, so hoping that we can somehow have relations with one another. The Community, OHA and DHHL in order to understand the issues. Then of course have us be advocates when it hits the legislators. If we are on the outside just observing, we not really informed then we really don't know how to be advocates for our own beneficiaries. Of course for Kanoe's generation. I appreciate that we have the kupuna, I'm glad I'm not a kupuna yet, then the future generations with Kanoe. That's all I wanted to share with you. E hana kakou.

Chair Colette Machado – Kapua Keliikoa-Kamai it is your turn and thank you for being so patient.

Ms. Kapua Keliikoa-Kamai – Aloha again. Mahalo for your folk's decision. I very grateful and at the same time I am kaumaha again to hear what Mehana has shared, when our people and we are still in need. But all of the times prior when they could've used OHA's assistance, very kaumaha that OHA did not respond to that kāhea. I am very grateful at the same time that today OHA is responding and I am believing in a positive manner for our lāhui. Because it's not about us here today it's all about our mo'opuna's, mo'opuna's, mo'opuna's mo'opuna. It's about them to come tomorrow. So mahalo nui for that. And again regarding some of the comments that were made earlier. In today's day and age even though we are alo ke alo, due to time and primarily finances, cause when our people have to come here they are not only paying out of pocket to get here they are losing a day's wages. We're basically penalizing our own people and yet we send the kāhea if you want us to know your mana'o come to our meetings. There are private ways to do it. Smart people meet privately. But I like get out in the open, I just want full transparency. I appreciate that we have board meetings like this to where we can address you face to face. But I want to highly encourage the use of video conferencing. We have OHA offices on all of the major islands. We have DHHL. We have Alu Like. So there are methods of video conferencing. UH, DOE, there's many methods of getting out into the community. So that our people do not have to suffer the financial consequences of engaging with you, our elected officials. Primarily for us, even though everybody can vote for you, we still consider you our advocates. And as our advocates I want to reiterate the invitation that I had extended last year to the OHA Trustees to come out to Waianae, but there was some turmoil in the leadership. I think you folks are on the ship not so rocky. I am inviting the Trustees to our Wai'anae Hawaiian Affairs Special Community Meeting, we'd like to hold it on October 5, if that date does not meet your Trustee schedule the alternate is November 2nd. So this is the first Thursday of the month that the Hawaiian Affairs Committee. This will be a special meeting between you the community, you the OHA Trustees and our community 96792. I am very glad when Germaine had shared with me that she is the Nānākuli Mā'ili Neighborhood Board Hawaiian Affairs Committee Chair. Cause then that the largest population of the kanaka is out at our side. But this is something that we want to welcome the community and yourself too.

Chair Colette Machado – Kapua what time are your meetings.

Ms. Keliikoa-Kamai – So this one here, because we are so far on the Westside we like to start 6:30 because 6:00 you can't make it there in time. 6:30 to 8:00. That was October 5th, the first Thursday. The alternate date is November 2nd again the first Thursday.

I'd also like to address what Mr. Ryan Sonognini was referring too. I'm totally clueless what he is referring too. By having Kanoe, Kuhio and Kanoe were very gracious to accept the invitation to come our Waianae Coast Neighborhood Board as well and report out to us on the monthly basis as to what is going on with OHA and to hear the monthly community response because you have various individuals within your communities. So some are able to attend various meetings so this way we try and capture. To have your staff person out on our side and we also want to welcome, we encourage you folks to come out to the lāhui just like how you do to the neighbor islands. I not only say this for Wai'anae, but also for Waimānalo and Papakōlea.

Lastly, thank you for your patience. When we Trustees that are not able to be, like sometimes your busy schedules do not permit, I'd like to ask if we could remove the chairs it allows us to see you folks more openly and I just think that it would be more pleasant instead of having vacant chairs, which shows the absence of them. If you folks would kindly consider that as well. Mahalo.

Chair Colette Machado – Thank you. Our last speaker if Michelle Matsuo.

Ms. Michelle Matsuo – Michelle Matsuo, I am related to Kauai Mossman's; my husband is a Kauai Mossman. Some of know my daughter Kealohikeaokalani Mossman. I am speaking primarily for myself, but I am also the Democratic Party's Education Caucus Chair and the point person for the Democratic Parties Environmental Caucus on endangered species and endangered species habitat. I am supporting Kumu Mike Lee and his efforts to kōkua the pueo. And have the community assist in identifying the pueo who are out there. I mean we are seeing video after video. To say that we are going to do a random study or delay the study until the habitat is removed these are not really good things. It's something that we have in the community been supporting for years now.

But I'd also like to talk to you about my concern that in Leeward side in Ewa, Waipahu and along the rail line. Primarily and also Hoapili area, just the Kalo'i gulch and Honouliuli gulch areas. Those kinds of places they are Hawaiian sacred sites. And you know until now I don't feel that people have been really paying attention to harm that is being potentially done to this sites. The Shark Goddess cave, the Shark God Cave, the eel boy cave, the Malden Trails, you saw these fantastic trails marked by Tahitian style stones that the Hawaiians had erected in this coast area. There is a Leina a ka uhane lei lono that is there and supposedly misidentified as to location. So you know there's many things in this area that are very sensitive and sacred to the Hawaiians and the pueo of Oahu are akua. Even my little girl knew that. She says, it is the Oahu pueo that are the akua. So when we talk about taking care of these pueo out there it's not just some bird. I mean you can see the pictures these are very special. I would like to ask OHA, Office of Hawaiian Affairs, to please look into trying to protect these Hawaiian sites. You know we've heard that in this area that it was really the seat of the Hawaiian nation. That the population was maybe 300,000 people. Hundreds of thousands of people living in this area because it was so lush, had so much food so there are iwi kupuna there. So why are none being found. Then the iwi in the sand that was mined from Maui. That's very troubling. Even none Hawaiians, the community is very troubled. I grew up in era where that was just not to be done. We should release you know the iwi that are in the cement. It was always, if you found out that there were some kind of mishap or something were iwi was put into concrete nobody ever thought that you would just leave it, that's so disrespectful. This is not my area to tell you but I'm just relating in my childhood, this is how we thought. I urge you to please look into protecting your sacred sites and your sacred bird. Thank you.

Chair Colette Machado – Thank you.

(Conversation indiscernible)

Ms. Matsuo – There are concerns that there are some sinkholes in that Kahi Mohala area. Sink holes next to the rail guideway and the secondary sinkhole when they filled that. A very large sinkhole opened up parallel to that. Kumu Mike Lee has been following that, the neighborhood board has been following that. But the accident happened and the guideway, there is concern that the subsidence in that area might be extending to the roadway so that there possibly could be deformities in the road which were hit by that family. And as they struggled to regain control of their car that eventually hit the guideway, which was inches from the road. There is no shoulder there. It like there. So I asked about who own the road, because I thought it was DOT, and they said not it is actually controlled by HART. All the roads that are by the guide ways are controlled by HART. Thank you.

Chair Colette Machado – Ok members that concludes the community concerns portion. Just for the record I wanted to acknowledge that all the Trustees received 15 individual's that offered testimony on Mauna Kea, GB Hajim, Cheryl Burghardt, Veronica Ohara, Annette Reyes, Amber Imai-Hong, Thayne Currie, Chris Stark, Jasmine Silva, Niki Thomas, Malia Martin, Silvia Dahlby, Nancy Moore, Halona Fukutomi, Richard Ha, and E. Kalani Flores. With that said I'd like to entertain a motion to adjourn.

VIII. ANNOUNCEMENTS

NONE

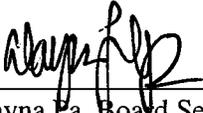
IX. ADJOURNMENT

Trustee Dan Ahuna Moves to adjourn the meeting

Trustee Leina'ala Ahu Isa Seconds the motion.

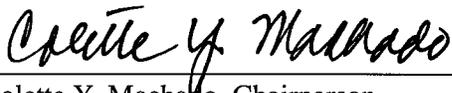
The meeting was adjourned at 2:45 pm.

Respectfully submitted,



Dayna Pa, Board Secretary

As approved by the Board of Trustees on September 7, 2017.



Colette Y. Machado, Chairperson
Board of Trustees

Attachments:

Trustee Rowena Akana excuse memo

Trustee Peter Apo excuse memo

Trustee John Waihee excuse memo

GB Hajim Testimony

Cheryl Burghardt Testimony

Veronica Ohara Testimony

Annette Reyes Testimony

Amber Imai- Hong Testimony

Single Testimony signed by: Thayne Currie, Chris Stark, Jasmine Silva, Niki Thomas, and Malia Martin

Silvia Dahlby Testimony

Nancy Moore Testimony

Halona Fukutomi Testimony

Richard Ha Testimony

E. Kalani Flores Testimony