

## BOARD OF TRUSTEES

Colette Y. Machado, *Chairperson*Peter Apo, *Vice Chairperson*Rowena Akana, *Trustee At-Large*S. Haunani Apoliona, *Trustee At-Large*Donald B. Cataluna, *Kaua'i/Ni'ihau Trustee*C. Hulu Lindsey, *Maui Trustee*Robert K. Lindsey, Jr., *Hawai'i Trustee*Oswald K. Stender, *Trustee At-Large*John Waihe'e IV, *Trustee At-Large*

OFFICE OF  
HAWAIIAN AFFAIRS  
BOARD OF TRUSTEES  
STATE OF HAWAII  
OFFICE OF HAWAIIAN AFFAIRS  
711 KAPI'OLANI BOULEVARD, SUITE 500  
HONOLULU, HAWAII 96813

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## MEETING OF THE BOARD OF TRUSTEES

DATE: Thursday, June 7, 2012

TIME: 9:00 a.m.

PLACE: O'ahu\*

OHA Board Room, Suite 500  
711 Kapiolani Blvd.  
Honolulu, HI 96813

Kaua'i -ICSD Video Conference\*

Lihu'e State Office Building  
3060 Eiwa Street, Basement  
Lihu'e, HI 96766

AGENDA

- I. Call to Order
- II. Approval of Minutes
  - A. May 17, 2012
- III. Community Concerns\*\*
- IV. Unfinished Business
  - A. Ka Pouhana Update on Ho'oulu Lāhui Aloha & OHA activities.
- V. New Business
  - A. Committee on Asset and Resource Management
    1. ARM 12-05: FY 2012 Total Operating Budget Realignment #2
    2. ARM 12-06: FY 2013 Total Operating Budget Realignment #1
  - B. Joint Asset & Resource Management and Beneficiary Advocacy & Empowerment
    1. ARM/BAE #12-03: Approval of Funds from the Fiscal Reserve for Refunding of OHA's Consumer Micro-Loan Program and Its Establishment as a Revolving Loan Fund
    2. ARM/BAE #12-04: FY 2013 Community Grant Recommendations
- VI. Executive Session\*\*\*
  - A. Attorney-Client legal advisory by OHA Board Counsel Robert G. Klein, Esq., and OHA Attorney Randall Sakumoto Esq. re: questions and issues pertaining to the Board's powers, duties and liabilities as trustees and managers of the revenues derived from the public land trust. *Pursuant to HRS 92-5(a)(4).*
  - B. Acquisition of Land Surrounding Kukaniloko. Deliberations concerning the authority of persons designated by the Board to negotiate the acquisition of public property or during the conduct of such negotiations and consultation with Sheryl S. Nicholson, Esq., OHA Board Counsel Robert G. Klein Esq., and OHA Corporate Counsel Ernest Kimoto, Esq. on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. *Pursuant to HRS 92-5(a)(3) and 92-5 (a)(4).*
  - C. BOT 12-03: Commercial Property Acquisition -Discussion and deliberations concerning the authority of persons designated by the Board to negotiate the acquisition of public property and Attorney-Client legal advisory by OHA Board Counsel Robert G. Klein, Esq., and OHA Corporate Counsel Ernest Kimoto, Esq. on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities *Pursuant to HRS 92-5(a)(3) and 92-5 (a)(4).*
  - D. Approval of Executive Session Minutes for May 17, 2012.
- VII. Beneficiary Comments\*\*
- VIII. Announcements
- IX. Adjournment

\*Notice: The public may attend the meeting at either of the specified locations.\*\*Notice: Persons wishing to provide testimony are requested to submit 10 copies of their testimony to the Chief Executive Officer at 711 Kapi'olani Blvd., Suite 500, Honolulu, HI, 96813 or fax to 594-1865, 48 hours prior to the scheduled meeting. Persons wishing to testify orally may do so at the meeting, provided that oral testimony shall be limited to five minutes.\*\*\* Notice: This portion of the meeting will be closed pursuant to HRS § 92-5. For further information, please call 594-1954.

*Colette Y. Machado*

Trustee Colette Y. Machado  
Chairperson, Board of Trustees

*6/01/12*

Date

That he has to items to update STATE OF HAWAII  
OFFICE OF HAWAIIAN AFFAIRS  
711 KAPI'OLANI BLVD., 5<sup>TH</sup> FLOOR  
HONOLULU, HI 96813

**Minutes of the Office of Hawaiian Affairs Board of Trustees**  
**Thursday, June 7, 2012 9:00 a.m.**

**ATTENDANCE:**

TRUSTEE ROWENA AKANA  
TRUSTEE PETER APO  
TRUSTEE HAUNANI APOLIONA (ARRIVED 9:05 AM)  
TRUSTEE DONALD B. CATALUNA (Video Conf)  
TRUSTEE COLETTE Y. MACHADO  
TRUSTEE C. HULU LINDSEY  
TRUSTEE ROBERT K. LINDSEY JR  
TRUSTEE OSWALD STENDER  
TRUSTEE JOHN WAIHE'E IV

ROBERT G. KLEIN ESQ., BOT COUNSEL

**BOT STAFF:**

CAROL HO'OMANAWANUI, COS  
LEAH BURROWS-NU'UANU, BOT SEC  
DAYNA PA, TRUSTEE AIDE  
ANI PANG, TRUSTEE AIDE  
NATHAN TAKEUCHI, TRUSTEE AIDE  
SHELSEA APANA, TRUSTEE AIDE  
LEIANN DURANT, TRUSTEE AIDE  
REYNOLD FREITAS, TRUSTEE AIDE  
KAMA HOPKINS, TRUSTEE AIDE  
LEHUA ITOKAZU, TRUSTEE SEC

**ADMINISTRATION STAFF:**

AEDWARD LOS BANOS, COO  
HAWLEY ALAMODIN CFO  
BREANN NU'UHIWA, ADV  
ERNIE KIMOTO, CORP COUNSEL  
KEHAU ABAD, CED  
KAI MARKELL, COMP  
KEITH YABUSAKI, CR  
JIM MCMAHON, ADV  
KAIPO MORALES, IT

**GUESTS:**

MICHAEL LEE  
RANDALL SAKUMOTO

**I. CALL TO ORDER**

**Chairperson Machado** Calls the Board of Trustees meeting to order at 9:03 a.m. Roll call is taken; those present are Trustees Akana, Apo, Cataluna, H. Lindsey, R. Lindsey, Machado, Stender and Waihe'e, constituting a quorum of eight (8) trustees. Trustee Apoliona should be arriving shortly.

**Chairperson Machado** Calls on Trustee Apoliona to make a motion to approve the 72-Hour Waiver.

**Trustee Waihe'e** Moves to approve a 72-Hour Waiver for agenda items:

V. New Business

- A. Committee on Asset and Resource Management
  - 1. ARM 12-05 FY 2012 Total Operating Budget Realignment #2
  - 2. ARM 12-06 FY 2013 Total Operating Budget Realignment #1
- B. Joint Committees on Asset and Resource Management and Beneficiary Advocacy and Empowerment
  - 1. ARM/BAE 12-03 – Approval of Fiscal Reserve transfer for OHA's Consumer Micro Loan
  - 2. ARM/BAE 12-04 FY 2013 Community Grant Recommendations

**Trustee Apo** Seconds the motion.

There was no discussion on the motion. Chairperson Machado asks for a roll call vote.

**Trustee Waihe'e** Moves to approve a 72-Hour Waiver for agenda items:

V. New Business

A. Committee on Asset and Resource Management

3. ARM 12-05 FY 2012 Total Operating Budget Realignment #2

4. ARM 12-06 FY 2013 Total Operating Budget Realignment #1

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

5. ARM/BAE 12-03 – Approval of Fiscal Reserve ~~pot~~ transfer for OHA's Consumer Micro Loan

6. ARM/BAE 12-04 FY 2013 Community Grant Recommendations

**Trustee Apo** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO		X	X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER			X			
TRUSTEE JOHN WAIHE'E	X		X			
TRUSTEE COLETTE MACHADO			X			
<b>TOTAL VOTE COUNT</b>			9			0

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

**Motion passes with nine (9) YES votes.**

## **II. APPROVAL OF MINUTES**

**Chairperson Machado** Requests a motion to approve the minutes of May 17, 2012. She also notes that Trustee Waihee has arrived.

**Trustee Apo** Moves to approve the minutes of May 17, 2012.

**Trustee Waihe'e** Seconds the motion.

There was no discussion on the motion. Chairperson Machado asks for a roll call vote.

**Trustee Apo** Moves to approve the minutes of May 17, 2012.

**Trustee Waihe'e** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO	X		X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER			X			
TRUSTEE JOHN WAIHE'E		X	X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			9			0

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

**Motion passes with nine (9) YES votes.**

### **III. COMMUNITY CONCERNS**

**Chairperson Machado** Recognizes Mr. Michael Lee to speak to Trustees under Community Concerns.

**Mr. Lee** Greets Trustees and introduces himself as Michael Kumukauoha Lee. He states that he is the historical descendent recognized by the State Historic Preservation Division for Honouliuli, Ewa. He is seeking OHA's assistance to help pay for the contested case hearing work he is doing at Haleolimu in Ewa. He has secured Elizabeth Dunn Esq. to represent him and needs assistance paying her fees. She sees that he has standing.

He states that if OHA does not assist him he will be forced to take legal action against OHA. He cites Article 12, Section 7 does not call for grants, malama loans or funding to DHHL. He has standing in his case and believes OHA should help fund his legal case. He has waited for three months and has received no response. The case has been granted a hearing and he is waiting for a response.

**Trustee Apo** Asks that under the threat of legal action all communication with the beneficiary be handled through Board Counsel Klein.

**Board Counsel Klein** States he will do so. He reminds Trustees that in the recent case of Day v. Apoliona, the 9<sup>th</sup> Circuit Court ruled that the Trustees have discretion to use the funds in ways that they deem appropriate as long as it is related to a trust purpose. There is already case law stating that beneficiaries cannot force Trustees to spend trust funds in any particular way.

**Chairperson Machado** States trustees have already received a memo from OHA administration denying Mr. Lee's request for funding. The issue was clearly laid out in the memo. The issue has been thoroughly reviewed by staff and the recommendation is sound. She understands that Mr. Lee is unhappy with the result but that it is something to be taken up at a later date. She asks that copies of the memo be distributed again to Trustees. Administration has taken a position and Trustees will take their lead.

**Trustee Akana** Asks if staff can summarize why NHLC (Native Hawaiian Legal Corporation) is not taking the case.

**Chief Advocate Breann Nu'uhiwa** States that the NHLC reviewed Mr. Lee's request for representation and has determined that the case is very worthwhile and will be taking the case. NHLC concluded that Mr. Lee is not the best representative for these particular issues. The issue is being addressed but through a different client. They believe the client is a good client to move forward with.

#### **IV. UNFINISHED BUSINESS**

##### **A. KA POUHANA UPDATE ON HO'OULU LĀHUI ALOHA & OHA ACTIVITIES.**

**Chairperson Machado** Calls on Chief Operating Officer Aedward Los Banos to provide his update to the Board.

**COO Los Banos** States that he is sitting in for Ka Pouhana Crabbe who is at the States Capitol attending OHA's Justice Task Force Summit. He states that there is no update from Administration today.

#### **V. NEW BUSINESS**

##### **A. COMMITTEE ON ASSET AND RESOURCE MANAGEMENT**

##### **1. ARM 12-05: FY 2012 TOTAL OPERATING BUDGET REALIGNMENT #2**

**Chairperson Machado** Calls on Trustee Stender to make the next motion.

**Trustee Stender** Moves to approve the Total Operating Budget Realignment #2 for fiscal year 2012 as outlined in Attachment 1.

**Trustee Waihe'e** Seconds the motion.

There was no discussion on the motion. Chairperson Machado asks for a roll call vote.

**Trustee Stender** Moves to approve the Total Operating Budget Realignment #2 for fiscal year 2012 as outlined in Attachment 1.

**Trustee Waihe'e** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER	X		X			
TRUSTEE JOHN WAIHE'E		X	X			
TRUSTEE COLETTE MACHADO			X			
<b>TOTAL VOTE COUNT</b>			9			0

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

**Motion passes with nine (9) YES votes.**

**Trustee Akana** States that in the past OHA would take the budget out to the communities before submitting them to the Legislature. She feels that it helped the community feel included in OHA's work and gave them the opportunity to let Trustee know if there were budgetary needs OHA should be considering.

**Chairperson Machado** States that when the budgets were taken out to the public it was poorly attended.

**Trustee Stender** States that the Community Engagement line of business should determine the need. He remembers attending several of those meetings and they were poorly attended.

**COO Los Banos** Comments that if there is a need to be in the community more, it can happen.

**Chairperson Machado** Asks that staff research that issue and bring back a recommendation to the ARM Committee.

## 2. ARM 12-06: FY 2013 TOTAL OPERATING BUDGET REALIGNMENT #1

**Trustee Stender** Moves to approve the Total Operating Budget Realignment #1 for fiscal year 2013 as outlined in Attachment 1.

**Trustee Waihe'e** Seconds the motion.

There was no discussion on the motion. Chairperson Machado asks for a roll call vote.

**Trustee Stender** Moves to approve the Total Operating Budget Realignment #1 for fiscal year 2013 as outlined in Attachment 1.

**Trustee Waihe'e** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER	X		X			
TRUSTEE JOHN WAIHE'E		X	X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			9			0
MOTION: [ X ] UNANIMOUS [ ] PASSED [ ] DEFERRED [ ] FAILED						
Motion passes with nine (9) YES votes.						

## B. JOINT ASSET & RESOURCE MANAGEMENT AND BENEFICIARY ADVOCACY & EMPOWERMENT

### 1. ARM/BAE #12-03: APPROVAL OF FUNDS FROM THE FISCAL RESERVE FOR REFUNDING OF OHA'S CONSUMER

**Chairperson Machado** Calls on Trustee Waihe'e to make the next motion.

**Trustee Waihe'e** Moves To approve and authorize:

- A. The disbursement of \$100,000 from the FY 2012 Fiscal Reserve Designation Amount for the refunding of OHA's Consumer Micro-Loan Program and
- B. Establishing OHA's Consumer Micro-Loan Program as a revolving loan fund beginning July 1, 2012.

**Trustee Akana** Seconds the motion.

Hearing no discussion, Chairperson Machado asks for a roll call vote.

**Trustee Waihe'e** Moves To approve and authorize:

- C. The disbursement of \$100,000 from the FY 2012 Fiscal Reserve Designation Amount for the refunding of OHA's Consumer Micro-Loan Program and
- D. Establishing OHA's Consumer Micro-Loan Program as a revolving loan fund beginning July 1, 2012.

**Trustee Akana** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA		X	X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER			X			
TRUSTEE JOHN WAIHE'E	X		X			
TRUSTEE COLETTE MACHADO			X			
<b>TOTAL VOTE COUNT</b>			9			0
<b>MOTION: [ X ] UNANIMOUS [ ] PASSED [ ] DEFERRED [ ] FAILED</b>						
<b>Motion passes with nine (9) YES votes.</b>						

## 2. ARM/BAE #12-04: FY 2013 COMMUNITY GRANT RECOMMENDATIONS

**Trustee Waihe'e** Moves to approve and authorize the disbursement of \$240,782 from the FY 2013 Core Operating Budget (Object Code 56530) to fund the FY 2013 Granting for Results recommendation as listed below and within Attachment A – FY 2013 Community Grants Recommendations Matrix.

#	Organization	Amount	Program Focus
8	North Hawaii Community Hospital	\$ 240,782	Decrease Chronic Disease

**Trustee Akana** Seconds the motion.

**Chairperson Machado** States that Trustee Robert Lindsey will recuse himself from this vote and has declared a conflict of interest as he serves on its Board.

Hearing no discussion, Chairperson Machado asks for a roll call vote.

**Trustee Waihe'e** Moves to approve and authorize the disbursement of \$240,782 from the FY 2013 Core Operating Budget (Object Code 56530) to fund the FY 2013 Granting for Results recommendation as listed below and within Attachment A – FY 2013 Community Grants Recommendations Matrix.

#	Organization	Amount	Program Focus
8	North Hawaii Community Hospital	\$ 240,782	Decrease Chronic Disease

**Trustee Akana** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA		X	X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY						Recused
TRUSTEE OSWALD STENDER			X			
TRUSTEE JOHN WAIHE'E	X		X			
TRUSTEE COLETTE MACHADO			X			
<b>TOTAL VOTE COUNT</b>			8			1

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

**Motion passes with eight (8) YES votes and one (1) RECUSAL.**

**Trustee Waihe'e** Moves To approve and authorize the disbursement of \$53,666 from the FY 2013 Core Operating Budget (Object Code 56530) to fund the FY 2013 Granting for Results recommendation as listed below and within Attachment A – FY 2013 Community Grants Recommendations Matrix.

#	Organization	Amount	Program Focus
17	Ka Ohana O Kalaupapa	\$ 53,666	Value History & Culture

**Trustee Akana** Seconds the motion.

**Chairperson Machado** States that she will recuse herself from this vote and has declared a conflict of interest as she serves on its Board.

Hearing no discussion, Chairperson Machado asks for a roll call vote.



**Trustee Waihe'e** Moves To approve and authorize the disbursement of \$53,666 from the FY 2013 Core Operating Budget (Object Code 56530) to fund the FY 2013 Granting for Results recommendation as listed below and within Attachment A – FY 2013 Community Grants Recommendations Matrix.

#	Organization	Amount	Program Focus
17	Ka Ohana O Kalaupapa	\$ 53,666	Value History & Culture

**Trustee Akana** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA <b>AKANA</b>		X	X			
TRUSTEE PETER <b>APO</b>			X			
TRUSTEE HAUNANI <b>APOLIONA</b>			X			
TRUSTEE DONALD <b>CATALUNA</b>			X			
TRUSTEE HULU <b>LINDSEY</b>			X			
TRUSTEE ROBERT <b>LINDSEY</b>			X			
TRUSTEE OSWALD <b>STENDER</b>			X			
TRUSTEE JOHN <b>WAIHE'E</b>	X		X			
TRUSTEE COLETTE <b>MACHADO</b>						Recused
<b>TOTAL VOTE COUNT</b>			8			1

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

**Motion passes with eight (8) YES votes and one (1) RECUSAL.**

**Trustee Waihe'e** Moves to A. Approve and authorize the disbursement of \$2,095,286 from the FY 2013 Core Operating Budget (Object Code 56530) to fund the twenty (20) FY 2013 Granting for Results recommendations as listed below and within Attachment A – FY 2013 Community Grants Recommendations Matrix.

#	Organization	Amount	Program Focus
1	Alu Like, Inc.	\$155,138	Stability in Housing
2	Catholic Charities Hawaii	\$150,000	Stability in Housing
3	Goodwill Industries of Hawaii, Inc.	\$150,000	Increase Family Income
4	Goodwill Industries of Hawaii, Inc.	\$150,000	Increase Family Income
5	Parents And Children Together	\$150,000	Increase Family Income
6	Parents And Children Together	\$124,500	Increase Family Income
7	Kokua Kalihi Valley Comprehensive Family Services	\$125,000	Decrease Chronic Disease
9	The Queens Medical Center	\$148,500	Decrease Chronic Disease
10	Waimanalo Health Center	\$200,000	Decrease Chronic Disease
11	After-School All-Stars Hawaii	\$ 64,430	Exceed Education Standards
12	After-School All-Stars Hawaii	\$ 72,914	Exceed Education Standards
13	Goodwill Industries of Hawaii, Inc.	\$125,000	Exceed Education Standards
14	Hawaiian Kamalii Inc. dba Hawaiian Canoe Club	\$ 43,320	Value History & Culture
15	Hula Preservation Society	\$ 89,819	Value History & Culture
16	Ka Aha Hui Naauao	\$ 34,000	Value History & Culture
18	Lanai Culture and Heritage Center	\$ 38,002	Value History & Culture

19	Papahana Kuaola	\$100,000	Value History & Culture
20	Papaku no Kamehaikana	\$ 25,078	Value History & Culture
21	Alternative Structures International dba Kahumana	\$ 52,000	Achieve Pae Aina Stability
22	Kokua Kalihi Valley Comprehensive Family Services	\$ 97,585	Achieve Pae Aina Stability

- B. Approve the reallocation of the undisbursed FY 2013 Granting for Results balance (Object Code 56530) of \$10,266 to be transferred to FY 2013 'Ahahui Sponsorships funding (Object Code 56560).

**Trustee Akana** Seconds the motion

Hearing no discussion, Chairperson Machado asks for a roll call vote.

**Trustee Waihe'e** Moves to A. Approve and authorize the disbursement of \$2,095,286 from the FY 2013 Core Operating Budget (Object Code 56530) to fund the twenty (20) FY 2013 Granting for Results recommendations as listed below and within Attachment A – FY 2013 Community Grants Recommendations Matrix.

#	Organization	Amount	Program Focus
1	Alu Like, Inc.	\$155,138	Stability in Housing
2	Catholic Charities Hawaii	\$150,000	Stability in Housing
3	Goodwill Industries of Hawaii, Inc.	\$150,000	Increase Family Income
4	Goodwill Industries of Hawaii, Inc.	\$150,000	Increase Family Income
5	Parents And Children Together	\$150,000	Increase Family Income
6	Parents And Children Together	\$124,500	Increase Family Income
7	Kokua Kalihi Valley Comprehensive Family Services	\$125,000	Decrease Chronic Disease
9	The Queens Medical Center	\$148,500	Decrease Chronic Disease
10	Waimanalo Health Center	\$200,000	Decrease Chronic Disease
11	After-School All-Stars Hawaii	\$ 64,430	Exceed Education Standards
12	After-School All-Stars Hawaii	\$ 72,914	Exceed Education Standards
13	Goodwill Industries of Hawaii, Inc.	\$125,000	Exceed Education Standards
14	Hawaiian Kamalii Inc. dba Hawaiian Canoe Club	\$ 43,320	Value History & Culture
15	Hula Preservation Society	\$ 89,819	Value History & Culture
16	Ka Aha Hui Naauao	\$ 34,000	Value History & Culture
18	Lanai Culture and Heritage Center	\$ 38,002	Value History & Culture
19	Papahana Kuaola	\$100,000	Value History & Culture
20	Papaku no Kamehaikana	\$ 25,078	Value History & Culture
21	Alternative Structures International dba Kahumana	\$ 52,000	Achieve Pae Aina Stability
22	Kokua Kalihi Valley Comprehensive Family Services	\$ 97,585	Achieve Pae Aina Stability

B. Approve the reallocation of the undisbursed FY 2013 Granting for Results balance (Object Code 56530) of \$10,266 to be transferred to FY 2013 'Ahahui Sponsorships funding (Object Code 56560).

**Trustee Akana** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA		X	X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER			X			
TRUSTEE JOHN WAIHE'E	X		X			
TRUSTEE COLETTE MACHADO			X			
<b>TOTAL VOTE COUNT</b>			9			0

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

**Motion passes with nine (9) YES votes.**

## **VI. EXECUTIVE SESSION**

- A. Attorney-Client legal advisory by OHA Board Counsel Robert G. Klein, Esq., and OHA Attorney Randall Sakumoto Esq. re: questions and issues pertaining to the Board's powers, duties and liabilities as trustees and managers of the revenues derived from the public land trust. *Pursuant to HRS 92-5(a)(4).*
- B. Acquisition of Land Surrounding Kukaniloko. Deliberations concerning the authority of persons designated by the Board to negotiate the acquisition of public property or during the conduct of such negotiations and consultation with Sheryl S. Nicholson, Esq., OHA Board Counsel Robert G. Klein Esq., and OHA Corporate Counsel Ernest Kimoto, Esq. on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. *Pursuant to HRS 92-5(a)(3) and 92-5 (a)(4).*
- C. BOT 12-03: Commercial Property Acquisition –Discussion and deliberations concerning the authority of persons designated by the Board to negotiate the acquisition of public property and Attorney-Client legal advisory by OHA Board Counsel Robert G. Klein, Esq., and OHA Corporate Counsel Ernest Kimoto, Esq. on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities *Pursuant to HRS 92-5(a)(3) and 92-5 (a)(4).*
- D. Approval of Executive Session Minutes for May 17, 2012.

**Chairperson Machado** Asks for a motion to resolve into Executive Session.

**Trustee Apo** Moves to resolve into Executive Session to consult with the Board's attorneys on questions and issues pertaining to the Board's powers, duties and liabilities. *Pursuant to HRS 92-5(a)(4).*

**Trustee Stender** Seconds the motion.

Hearing no discussion, Chairperson Machado asks for a roll call vote.

**Trustee Apo** Moves to resolve into Executive Session to consult with the Board's attorneys on questions and issues pertaining to the Board's powers, duties and liabilities. *Pursuant to HRS 92-5(a)(4).*

**Trustee Stender** Seconds the motion.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA ABSTAIN	EXCUSED
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO	X		X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE DONALD CATALUNA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE OSWALD STENDER		X	X			
TRUSTEE JOHN WAIHE'E			X			
TRUSTEE COLETTE MACHADO			X			
<b>TOTAL VOTE COUNT</b>			9			0

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

**Motion passes with nine (9) YES votes.**

**The Board moved into Executive Session at 10:42 a.m.**

**The Board moved into Open Session at 2:36 p.m.**

**X. ANNOUNCEMENTS**

**Chairperson Machado** Announces the following Board Meetings.

1. BOT Meeting June 20, 2012 – Molokai Community Meeting
2. BOT Workshop June 21, 2012 – Molokai Board of Trustees Meeting
3. BOT Meeting July 5, 2012 – Board of Trustees Meeting

**VII. ADJOURNMENT**

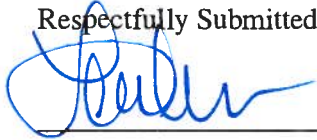
**Trustee Apoliona** Moves for adjournment.

**Trustee Stender** Seconds the motion.

There was no discussion and Chairperson Machado notes a unanimous consensus.

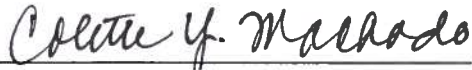
The meeting was adjourned at 11:48 A.M.

Respectfully Submitted,



Leah Burrows-Nu'uanu,  
Board Secretary

As approved by the Board of Trustees on July 5, 2012.



Trustee Colette Y. Machado, Chairperson  
Board of Trustees

**ATTACHMENTS:**

1. June 7, 2012 BOT Community Sign in Sheet