



**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS**

BOARD OF TRUSTEES
Colette Y. Machado, *Chairperson*
Brendon Kalei‘āina Lee, *Vice Chairperson*
Leina‘ala Ahu Isa, *At-Large*
Dan Ahuna, *Kaua‘i & Ni‘ihau*
Kalei Akaka, *O‘ahu*
Keli‘i Akina, *At-Large*
Carmen Hulu Lindsey, *Maui*
Robert K. Lindsey, Jr., *Hawai‘i Island*
John Waihe‘e IV, *At-Large*

**MEETING OF THE BOARD OF TRUSTEES -
ISLAND OF MAUI MEETING**

DATE: Thursday, October 29, 2020

TIME: 9:30 am

PLACE: Virtual Meeting

Viewable at www.oha.org/livestream OR

Listen by phone: (213) 338-8477, Webinar ID: 926-4216-3738

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Fourteen Supplementary Proclamation dated October 13, 2020 that suspend parts of Hawai‘i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA’s website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 926-4216-3738

AGENDA

- I. Call to Order
- II. Approval of Minutes
 - A. October 6, 2020[†]
 - B. October 8, 2020[†]
 - C. October 22, 2020[†]
- III. Public Testimony on Items Listed on the Agenda* (Please see pages 2 and 3 on how to submit written testimony or how to provide oral testimony online. Oral testimony by phone will **not** be accepted)
- IV. Recognition Resolution
 - A. Action Item BOT #20-10: Approval of an OHA Board of Trustees’ Resolution honoring the life and contributions of Laura Kalaukapu Low Lucas Thompson for the betterment of the people and natural and cultural resources of Hawai‘i.[†]
 1. Acceptance and response by the ‘ohana members of the late Laura Kalaukapu Low Lucas Thompson in connection to Action Item BOT #20-10 in honor and recognition of her life and contributions for the betterment of Hawai‘i, its people, and its natural and cultural resources.
- V. New Business
 - A. Committee on Beneficiary Advocacy and Empowerment
 1. Action Item BAE #20-03: Approval of 2021 OHA Legislative Package**[†]
 2. Action Item BAE #20-04: To Approve the Office of Hawaiian Affairs’ 2020 Moloka‘i Island Burial Council and Kaua‘i/Ni‘ihau Islands Burial Council Nominations[†]
 - B. Committee on Resource Management
 1. Action Item RM #20-01: OHA’s Preliminary FB 2022/2023 General Funds and Community Grants[†]



**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS**

- C. Request for approval to waive Action Item BOT #20-11: Approval of non-OHA Limited Liability Company Managers for Hi'ilei Aloha LLC from the Committee on Resource Management to the Board of Trustees pursuant to the Office of Hawaiian Affairs Board of Trustees Bylaws (approved March 5, 2020) Article VIII, Section L†
- D. Action Item BOT #20-11: Approval of non-OHA Limited Liability Company Managers for Hi'ilei Aloha LLC†
- E. Deliberation and decision making on the Report by the Permitted Interaction Group to investigate the development of T-Level Trustee policies for OHA's Board Governance Framework of its findings and recommendations. *Pursuant to HRS §92-2.5(b)(1)(C)*
- VI. Community Concerns* (Please see pages 2 and 3 on how to submit written testimony or provide oral testimony online. Oral testimony by phone will **not** be accepted)
- VII. Announcements
- VIII. Adjournment

If you require an auxiliary aid or accommodation due to a disability, please contact Raina Gushiken at telephone number 594-1772 or by email at: rainag@oha.org no later than three (3) business days prior to the date of the meeting.

Meeting materials will be available to the public on Monday, October 26, 2020 and posted to OHA's website at: www.oha.org/bot

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

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

*Testimony during Public Testimony and/or Community Concerns:

Testimony for Public testimony and/or Community Concerns can be submitted to the OHA Board of Trustees either: (1) in writing emailed at least 24 hours prior to the scheduled meeting, or (2) as live, oral testimony online during the Public Testimony or Community Concerns portion of the virtual meeting. **Public testimony must be limited to matters listed on the meeting agenda.**

Community Concerns allows the public to provide testimony on matters not listed on the meeting agenda. It is optional and not a requirement of Hawai'i Revised Statutes (HRS), Chapter 92, Public Agency Meetings and Records. The Board members are not required to respond to matters not listed on the meeting agenda.

Please visit OHA's website for more detailed information on how to submit testimony for Public Testimony and Community Concerns at: <https://www.oha.org/how-to-submit-testimony-for-oha-bot-meetings/>

Persons wishing to provide *written testimony* should submit testimony via *email* to BOTmeetings@oha.org at least **24 hours prior** to the scheduled meeting. Any testimony received after this deadline will be late testimony and distributed to the Board members after the scheduled meeting. **Due to COVID-19, please do not fax, mail, or hand-deliver written testimony.**



**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS**

Persons wishing to provide *oral testimony online* during the virtual meeting must register here first:

https://zoom.us/webinar/register/WN_ID2k8rz_RVWo0B0zJRJSLA

The registration to provide oral testimony online will remain open; however, once the Public Testimony section has concluded, oral testimony online under Public Testimony will no longer be accepted. Once the Community Concerns section has concluded, oral testimony online under Community Concerns will no longer be accepted. You will need to register prior to this time if you would like to orally testify. Once you have completed your registration, a confirmation email will be sent to you with a link to join the virtual meeting and further instructions on how to provide oral testimony during the virtual meeting. To provide oral testimony online, you will need (1) a computer or mobile device to connect to the internet, (2) internet access, and (3) a microphone to provide oral testimony. Oral testimony online will be limited to five (5) minutes each under Public Testimony and Community Concerns. Oral testimony by phone will **not** be accepted at this time.

****Notice:** Trustees may establish or revise an OHA position on ANY proposed bill/resolution/executive message currently moving through the state legislature or other relative elected body. The Matrices, which are available for public review in the electronic meeting folder, provide a brief description of each bill, the bill's number, the bill's title, and the bill's intent, and the proposed and specific OHA position on each measure, current through 10/21/20. However, the Trustees both in committee and as the Board of Trustees (BOT) reserve the right to discuss any and all bills on the Matrices, as well as those that time does not permit to be placed on the Matrices, in order to discharge their fiduciary obligations as Trustees of the Office of Hawaiian Affairs.

Colette Y. Machado

Trustee Colette Y Machado
Chairperson, Board of Trustees

October 23, 2020

Date

Meeting of the Board of Trustees Agenda October 29, 2020 - Continued

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

- II. Approval of Minutes
 - A. October 6, 2020
 - B. October 8, 2020
 - C. October 22, 2020

**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS
Virtual Meeting via Zoom Webinar**

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Thirteenth Supplementary Proclamation dated September 22, 2020 that suspends parts of Hawai'i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 977-3432-2703

**Minutes of the Office of Hawaiian Affairs Board of Trustees and
Lana'i Island Community Meeting
Tuesday, October 6, 2020
5:30 pm**

ATTENDANCE:

TRUSTEE COLETTE MACHADO
TRUSTEE BRENDON KALEI'ĀINA LEE
TRUSTEE LEINA'ALA AHU ISA
TRUSTEE DAN AHUNA
TRUSTEE KALEI AKAKA
TRUSTEE W. KELI'Ī AKINA
TRUSTEE CARMEN HULU LINDSEY
TRUSTEE ROBERT K. LINDSEY
TRUSTEE JOHN WAIHE'E IV

ROBERT KLEIN, BOARD COUNSEL

ADMINISTRATION STAFF:

SYLVIA HUSSEY, CEO
RAINA GUSHIKEN, CC
EVERETT OHTA, CC
STERLING WONG, ICOO, ICA
KEVIN CHAK, IT
MEHANA HIND, CE
MARC BANTOLINA, IT

BOT STAFF:

LAURENE KALUAU-KEALOHA
LOPAKA BAPTISTE
DAYNA PA

GUESTS:

KRIS KAHIIHIKOLO

I. CALL TO ORDER

Trustee Colette Machado Calls the Board of Trustees and Lāna'i Island Community meeting to order at 5:38 pm. She states that no excused absences were received. Roll call is taken to identify the Trustees that are participating; Trustees Ahu Isa, Ahuna, Akaka, Akina, Lee, Carmen Hulu Lindsey, Robert Lindsey, and Machado are present, constituting a quorum of eight Trustees. Trustee John Waihe'e IV is expected to join shortly. She announces the following:

Welcome to the Board of Trustees and Lāna'i Island Meeting. As a reminder, please mute your mic until you need to speak to eliminate any background noise, which make it difficult to hear and affects the quality of the sound on the livestream.

Trustees and the OHA CEO who are joining by videoconference, please enable your camera if you are able to do so. All other OHA staff please enable your camera when you need to address the Board. When you would like to speak, unmute your mic, and address the Chair to be recognized. When the Chair recognizes you, proceed to speak. Please mute your mic when you are done.

At the prompting of the Chair, the Board Secretary will do a roll to determine quorum and when the Board votes on matters.

If you are disconnected, we will pause the meeting for one (1) minute and wait for you to log back on. After one (1) minute, we will proceed with the meeting provided we have a quorum.

If you need to leave the meeting, please inform the Chair by announcing you are leaving the meeting.

We are recording today's meeting for the sole purpose of producing written meeting minutes, which will become the official record of this meeting.

Joining the Trustees today are Robert G. Klein, Board Counsel, CEO Sylvia Hussey along with Dayna, Lōpaka, Laurene, Kevin, Marc as support staff. I will call on Sylvia to announce the names of the administrative staff also joining us today.

Sylvia Hussey – Mahalo Chair. Good evening Trustees and staff. We have from Administration Interim Chief Operating Officer and Interim Chief Advocate and Public Relations Officer Sterling Wong, Community Engagement Director Mehana Hind, Senior Legal Counsel Raina Gushiken and Assistant Legal Counsel Everett Ohta. I'd also like to acknowledge community outreach center staff member Anthony Pacheco on Lānaʻi. I thank everyone for being here.

5:42 pm Trustee John Waihee IV joins the meeting.

Chair Colette Machado – Thank you Sylvia. I want to acknowledge that we need a 72 hour rule pursuant to BOT operations manual, Section 49 shall be waived for the following items IV. Approval of Minutes for September 10, 2020. With that said, members will move on to II. which is the introductions.

II. INTRODUCTIONS

Chair Colette Machado – I'll begin with calling on Trustee Keli'i Akina to begin his introductions to the community of Lānaʻi and also to the live stream community.

Trustee Keli'i Akina – Aloha mai, I'm Trustee Keli'i Akina thank you Chair for introducing me. I want to say hello to everyone who is watching online as well as the people of Lānaʻi. As an At Large Trustee your concerns are very important to me and I look forward to hearing from you tonight, Mahalo.

Chair Colette Machado - I'll call on Trustee John Waihe'e IV to introduce himself.

Chair Colette Machado - Thank you, Madame Chair, and thank you very much for hosting us tonight. I appreciate the good job you do and also, I want to thank everyone for joining us tonight. Whether it's live on the broadcast or wherever I'm going. I am Trustee John Waihe'e IV your Trustee At Large, once again Thank you.

Chair Colette Machado – I will now call on Trustee Leina'ala Ahu Isa to introduce yourself please.

Trustee Leina'ala Ahu Isa – Aloha Kakou, I'm Trustee Leina'ala Ahu Isa, Trustee At Large. Mahalo again and aloha to all our friends are beneficiaries on the island of Lānaʻi, one of my favorite islands, beautiful island. And anytime they need help, I always think of Mr. Watanabe who was with me on the Board of Education and how he

is beloved Lāna'i. Everything started on Lāna'i, besides the island of Kauai which i also love. I think of Lāna'i as one of our islands where everything started. Anytime you have problems or whatever since I am At Large you can just call. Don't forget and my Trustee Aide is Nathan who is here with me tonight and I'm in office with Dayna. Mahalo everybody for hosting us. Thank you.

Chair Colette Machado - I'd like to take this time to call on just Trustee Kalei Akaka to introduce yourself.

Trustee Kalei Akaka – Aloha everyone, Mahalo Chair for hosting this night and to all of our board for joining us and our Board Counsel, our CEO, our staff and all those of the Lāna'i community sharing with us this evening. Looking forward to hearing what you have to share with us and thank you all that are tuning in to the livestream this evening to join us.

Chair Colette Machado – Thank you Trustee Akaka. I'll call on the Kaua'i trustee. Trustee Dan Ahuna to introduce himself please.

Trustee Dan Ahuna – Aloha mai kakou to the island of Lāna'i, and I'd like to say aloha to you all. My name is Dan Ahuna, I represent the islands of Kaua'i and Ni'ihau. I want to also say thank you to the staff of Chair Machado who is putting on this lovely meeting tonight so aloha to all.

Chair Colette Machado - Thank you Trustee Ahuna, now I'd like to call on the Trustee from Moku o Keawe, Trustee Robert Lindsey to introduce himself.

Trustee Robert Lindsey - Thank you Madam Chair. Aloha everyone who are joining us this evening, either virtually or from wherever you are. I want to thank you Chair for hosting us mahalo to you and your staff. I represent Moku o Keawe, I've been the trustee for Hawaii Island for the past 13 years and joining me this evening or my aides Jeremy Kama Hopkins and Kauai Wailehua. Thank you everyone and have a blessed evening.

Chair Colette Machado - Thank you, Trustee Robert Lindsey. I'll call on the Maui trustee, which is Trustee Carmen Hulu Lindsey, please introduce yourself.

Trustee Carmen Hulu Lindsey - Aloha mai Kākou, Trustee Carmen Hulu Lindsey from the island of Maui, welcoming the beneficiaries of Lāna'i. Long time no see we hope that this challenging times will pass us by so that we can meet with you folks again, physically. We wish you well. If there's anything that OHA can do for you, we stand ready to listen. Mahalo and Aloha.

Chair Colette Machado - Thank you, Trustee Carmen Hulu Lindsey. The Chair would like to call on the Vice Chairperson which is Trustee Brendon Kalei'aina Lee, please introduce yourself.

Trustee Brendon Kalei'aina Lee – Aloha Madam Chair all to the island of Lāna'i. Mahalo to Chair Machado and her office for hosting us this evening. It's to be able to hear that from our constituents on the Lāna'i, but it's sad that we're not able to be there in person this year. I would also like to introduce my staff that's present this evening. Alyssa Kau and LeiAnn Durant who are also on. But we look forward to hearing from Lāna'i and again we should be there in person.

Chair Colette Machado – Aloha Lāna'i and those that are on the livestream. I am Colette Machado and I represent both islands of Moloka'i in Lāna'i and I truly miss visiting the island. That was always our only opportunity to meet and greet and also to see the lovely and beautiful island of Lāna'i. So, I apologize that given the current times, that we are unable to physically be there. But never fear that you folks are close by to our hearts and that we pay good attention through our community representative which is Anthony and we will continue to rely on him and the needs of your community to be filtered to the Office of Hawaiian Affairs in any capacity that we can kokua you and Mahalo Nui.

III. PUBLIC TESTIMONY ON ITEMS LISTED ON THE AGENDA

Chair Colette Machado - So we will now move to public testimony I'll call on Madam Secretary if we have any individuals that did preregister.

Dayna Pa - Madam Chair, there is no one signed up for public testimony at this time.

Chair Colette Machado - Thank you we will now move on to the approval of minutes.

IV. APPROVAL OF MINUTES**A. September 10, 2020**

Chair Colette Machado - I would like to seek a motion for the September 10th, 2020 minutes.

Trustee Brendon Kalei'aina Lee moves to approve the Board of Trustees minutes of September 10, 2020.

Trustee Dan Ahuna seconds the motion.

Chair Colette Machado - I want to thank our secretary or board secretary for completing the minutes. As you can see, it's very lengthy so. If you have any issues with the how the minutes was completed, this is the time to raise your concerns. Hearing none, the Chair would like to have a roll call vote on the approval of the minutes for September 10th. Madam Secretary. Roll call vote.

Trustee Brendon Kalei'aina Lee moves to approve the Board of Trustees minutes of September 10, 2020. 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 KALEI AKAKA			X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE BRENDON KALEI'AINA LEE	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E			X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			9			
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED Motion passes unanimously with nine (9) yes votes.						

V. COMMUNITY PRESENTATIONS**A. Lāna'i Senior Citizen Center – Kris Kahikikolo**

Chair Colette Machado - Members, we have one presented tonight V. Community Presentation. This is Kris Kahikikolo Lāna'i Senior Citizen Center. So, if Miss Kahikikolo is ready, we'll call on her to proceed with her presentation.

Kris Kahikikolo - Thank you, Mahalo to everyone for inviting me this evening and thank Anthony as well for inviting me. This is truly an honor to be here with you folks tonight. Forgive me in advance as I wasn't sure how much presentation I was going to be doing. But I would very much like to share with you what we are doing here in regards to our kupuna here on Lānaʻi. I am the program coordinator for the Lānaʻi Senior Center. I work for the County of Maui, Kanoa senior services, but I currently of course am here at the Lānaʻi Senior Center.

Anthony had approached me in regards to being able to do something for our kupuna that would be impactful for them during this time of COVID and he so graciously said whatever we can do aunty. What do you think would be good that we could do for kupuna to support them? Being given the current circumstances, we kind of had to come together and kind of think about how we could benefit them in the best way. So of course, number one the biggest benefit of the program has been to provide food for our kupuna. We did it in a little bit nontraditional way that maybe other places did it. Anthony was so helpful in this, we decided that what we would do is we would shop for the kupuna ourselves, which would, is an essential service because it allowed the kupuna to remain at home in the comfort of their home and minimize the exposure to the COVID-19.

So basically, with the monies that OHA had given, we then would go to the local market which is the mom and pop shop. I guess you could say, and we would go and do personal shopping for the seniors for the food items that they needed. And so not only did we provide the food for them on your behalf from the monies from OHA, we went and did the shopping for them to keep them safe in their homes from the COVID. It also benefited our local mom and pop market where we chose to use the monies so that they too could be successful during the COVID time.

So far I haven't even turned in all my intake forms yet. Anthony, I'm sorry about that, but successfully, we've probably shop for over 60 closer to 70 seniors. We still actually do have some funds left and our goal here is to try of course to benefit as many kupuna as we can during this time. Trying to give spread the wealth from you folks, and we're making sure that they are very aware that it is OHA that is coming to their aid. That's very important at least to me. That that they know that you folks reached out and wanted to specifically help the senior community. So pretty much I think I got the impression that most of the other places are contracting, maybe with a local vendor where the vendor then would provide a meal for or meals for the kupuna.

We just thought we'd kind of, Lānaʻi is a little bit different place, so we kind of come at it from an angle of supporting the kupuna where they were at and it benefitted in a couple of different ways, not just one way. So I think that that's as much as I probably can share with you, and I would love to answer anyone's questions.

Chair Colette Machado – Trustees do you have any questions for Kris if you need to compliment her on the program and the work that she's doing to service the Lānaʻi kupuna. I think it's a remarkable opportunity that you're able to utilize some of our service the kupuna on Lānaʻi through our resources. It doesn't have to be through the traditional meals preparation, but sometimes they get onto certain things that doesn't come in a daily meal package, you know. So that's very helpful and they can get fresh produce that they may need or fruits that they may want. You know kupuna sometimes they have that onto them so that's important that you take care of that. I'm very pleased that you folks were able to amend from the meals package that you folks were able to shop and take to them these items that they wanted. So I Mahalo you folks, and the Kanoa Senior Center with the County of Maui and thank you so much for your update. And thank you Anthony for your help with Kris and our kupuna Lānaʻi.

Trustee Keli'i Akina – Madam Chair.

Chair Colette Machado – Trustee Akina.

Trustee Keli'i Akina - Thank you, Madam Chair Kris, I just want to say Mahalo on behalf of all of us. What you're doing is so very important. I thank you for telling people that OHA does that because that helps to build our credibility in the community and it's something that shows our heart that we really want to care. But we couldn't do what we do unless you were there taking care of the kupuna. Mahalo to you and the whole group, Aloha.

Kris Kahikikolo - Mahalo to both of you. I appreciate very. Very much mahalo.

Trustee Brendon Kalei'aina Lee – Madam Chair.

Chair Colette Machado – Trustee Brendon Kalei'aina Lee

Trustee Brendon Kalei'aina Lee - Kris, I especially like that you folks are using the program and the funds to shop with the local vendors. We have other programs that we utilized Malama Meals on Oahu that help feed kupuna on the neighbor islands, which is great, but that doesn't help. Although that helps our kupuna that doesn't help the local economy on the island, so I really appreciate that you guys took the thoughtfulness to use the funds to not only be able to feed our kupuna, but to keep local establishments on the island in business, Mahalo.

Chair Colette Machado - Are there any trustees that would like to offer any kind of compliment or any kind of manao this is the time. If not, we'll move on to VI. which is the status of OHA activities. Trustees I call on you.

Trustee Dan Ahuna – Trustee.

Chair Colette Machado – I acknowledge the Trustee from Kaua'i.

Trustee Dan Ahuna - Mahalo to you and your organization and I like that personal touch that you guys can give our kupuna on Lāna'i. It's quite a small island everybody knows everyone so thank you for you know, I like the different ways of how you guys doing things. Just like what Chair said they might be on for something different. And you guys can provide that. Thank you so much.

Chair Colette Machado - Other Trustees?

Trustee Kalei Trustee Akaka – Chair.

Chair Colette Machado – Trustee Akaka is acknowledged.

Trustee Kalei Akaka - Mahalo Kris for all that you and the organization are doing there for our kupuna on the island, and being resourceful and you know, accommodating their taste buds. It's really important during these times, so I really appreciate it. Thank you so much.

Trustee Carmen Hulu Lindsey – Madam Chair.

Chair Colette Machado – Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey – Mahalo, I want to thank Kris, too, as you well know, we are in the same County weather I represent Maui, Lāna'i and Moloka'i are still of the highest concern to be and I thank you so much for taking care of our kupuna. We know that they are the high risk in this challenging times and their safety is very, very important. So, for you to be able to serve them as you have is very, very heartwarming. So, thank you so much Kris. And those that help you, mahalo nui. Aloha

Kris Kahikikolo – Mahalo.

Chair Colette Machado – Trustee Leina'ala Ahu Isa would you like to make offer some?

Trustee Leina'ala Ahu Isa - Mahalo. Yeah, Kris I want to also thank you. I volunteer for meals on wheels, so I know what it is like delivering the meals too. You cannot imagine where someone live. You know they're not with family. They by themselves, one lady lives underneath somebody's house on a lauhala mat, and they really appreciate that one meal we bring to them once a day. Because that's the only meal they have that once a

day. So, I want to thank you, Kris. You know, as a kupuna myself, I can just imagine and like Chair said, sometimes you do crave certain things and nobody listens to you. So, I'm so appreciative that you take the time to honor their requests. Mahalo Chair.

Chair Colette Machado - Thank you Trustee Leina'ala Ahu Isa.

Trustee John Waihe'e IV – Madam Chair

Chair Colette Machado – Trustee John Waihe'e IV, yes.

Trustee John Waihe'e IV - I also really wanted to thank Kris. You know you guys are the ones making this happen and it's such an amazing thing you're doing. I really hope that we can, you know, work together more in the future and help out you guys in any way we can. Thank you again.

Chair Colette Machado - Thank you Trustee Waihe'e. Is there anybody else before I move on to VI.?

Trustee Robert Lindsey – Aloha Chair.

Chair Colette Machado – Trustee Robert Lindsey, yes.

Trustee Robert Lindsey – I too would want to add my mahalo to all that has been said by all of you to Kris and the folks that help her to take care of our kupuna Lāna'i.

Chair Colette Machado – Mahalo Trustee Robert Lindsey. Did we get everybody? Yeah, I think we did.

VI. STATUS OF OHA ACTIVITIES – KA POUHANA/CEO'S UPDATE ON HO'ŌULU LĀHUI ALOHA & OHA ACTIVITIES

Chair Colette Machado - With that said, we'll move on to VI. which is our Ka Pouhana updates I will call on Sylvia.

Sylvia Hussey, CEO - Thank you chair and thank you Trustees and Kris for that report. We really appreciate the Kaiaulu Meals. Trustees that was part of the responses to COVID of over \$450,000 and when all is said and done, it's going to be over half \$1,000,000 of 8 an implementation as Kris is described makes it important because it is community driven, and community oriented, and what makes sense for that community. So, Mahalo for Kris for sharing that and mahalo to Trustees for supporting administrations response as part of our overall COVID response.

As far as operational updates administration continues with implementation of the strategic plan and all of the legislative items. I first wanted to call out that we were just, you know, at the Maui Island community meeting last week and there was a fire in the Kahomo Valley that burned about 10 acres today. But as of 3:40 today of 100% of the fire was contained. So far beneficiaries, many who you know spoke and testified there was a fire. But according to the news and the fire departments it was contained at about 3:40 this afternoon. So, we're grateful for that.

Last but not least, we just announced some of our communication pieces as it relates to COVID-19 and so you will see OHA participating with a number of other entities to have 30 second spots and 3 minutes spots regarding COVID-19 and the various communities. So there will be a spot that features the daughters of MAU at the Makalii and the leaders there and about our Micronesian community as well as our Pacific Island community as a whole and that as together we are in this native Hawaiian Pacific Islander Group, for our community. So you will see that spot running again with a consortium of other native Hawaiian organizations. The second spot you'll see is another 30 second spot with our young Warriors that will also emphasize the fact that we're all in this together

and preparing and defending against COVID-19 in our communities. And the last three minute spot you will see is with Doctor Jordan Lee, a native Hawaiian physician, ICU physician at Queens who takes us through the realities of COVID-19 and the impacts on our families and how important it is for us to malama and to do what we can to protect our families. So those three spots you will see over the next few days and mahalo to our digital print media, our community engagement. Not only winning awards National Awards, 7 awards, but also the heartfelt stories that they bring to our community and the collaboration that we experience. That's been always OHA's way of practice is to collaborate with so many. So, you'll see those pieces over the next few weeks. That's it Chair.

Chair Colette Machado - I wanted to offer an opportunity for Trustee Carmen Hulu Lindsey to address some of the issues that she may have been informed about, the Kahoma Valley fire. Trustee Hulu who would you like to add someone manao. I'm sure beneficiaries may have called you about the fire that happened today. Would you like to offer some comments now?

Trustee Carmen Hulu Lindsey - I actually have talked with beneficiaries who were concerned, but I have no details on what happened. I would like to know more, and I was told that they let me know, but as of this date I don't know what happened.

Chair Colette Machado - Thank you, Hulu because we had such a good community meeting last week.

Trustee Carmen Hulu Lindsey - Yes, we did.

Chair Colette Machado - So it's so difficult when they get this kind of unfortunate kind of emergency that occurs. So, if you hear and we can add on to the Moloka'i meeting as just an update under Sylvia. So Sylvia can also maybe follow up with getting more details and then we can get an update on Thursday for the Moloka'i Community meeting too.

Trustee Carmen Hulu Lindsey - Will do chair.

Chair Colette Machado - I would like to acknowledge that small community and to keep their morale up and their spirit up in what they're going through right now.

Trustee Carmen Hulu Lindsey - Thank you for your concern.

Chair Colette Machado - Thank you, Hulu. Are there any questions for our CEO at this time?

VII. COMMUNITY CONCERNS

Chair Colette Machado - We're going to move on to VII. Let me call on Madam Secretary, relating to communities concerns. Did anybody sign up?

Dayna Pa - Madam Chair, no one has signed up. There are no testifiers for community concerns.

VIII. ANNOUNCEMENTS/FYI

Chair Colette Machado - We are on the last item which is announcements. I have some announcements I'd like to read into the record. On October 8th, 2020 at 5:30 PM, the OHA board will hold up BOT meeting and Moloka'i Community virtual meeting. Then on the 13th of this month at 5:00 PM, the OHA will hold a BOT meeting on the Island of Kaua'i virtual meeting also. Then the week after will be doing the Moku o Keawe Community meeting. I would like to call for a motion to adjourn the meeting.

Trustee Brendon Kalei'aina Lee - Madam Chair.

Chair Colette Machado – Trustee Lee please proceed.

Trustee Brendon Kalei'aina Lee - I have an announcement. Thank you Madam Chair, pursuant to HRS 92-2.5 E. I need to announce to the public that on September 24th, myself, Trustee Kalei Akaka, and Trustee Carmen Hulu Lindsey all attended the 1st First District Court with Judge Klein for our case against the State Auditor. Thank you, Madam Chair.

Chair Colette Machado - Thank you for that acknowledgement Vice Chair, Lee.

Trustee Carmen Hulu Lindsey – Madam Chair.

Chair Colette Machado – Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey - Don't we have a joint meeting tomorrow?

Chair Colette Machado - Yes, we do. So I'll call on either Trustee Ahuna or Trustee Waihe'e to announce that. Would you like to announce our meeting tomorrow? At 10, the joint meeting.

Trustee Dan Ahuna - I think John is going to be putting on this holding this meeting, but I we're going to have a meeting tomorrow I believe at 10:00 o'clock John?

Trustee John Waihe'e IV - Yes, we are having a Joint meeting of the of the two committees, the BAE and RM at 10:00 AM tomorrow.

Chair Colette Machado - It does look like we'll be doing a workshop for the Legislature, and then we have our money managers that will be presenting some updates on our portfolio. That's what I kind of read in between the lines. Thank you. Are there any other announcements? There's an annual CNHA conference that starts tomorrow at 9:00 o'clock. Just wanted to announce that I think if you are an OHA employee or a Trustee, your fees complimentary for all of you. If you would like to participate.

IX. ADJOURNMENT

Chair Colette Machado - With that said, can I call for a motion to adjourn the meeting.

Trustee Brendon Kalei'aina Lee moves to adjourn the meeting.

Trustee Kalei Akaka seconds the motion.

Chair Colette Machado – It has been moved and seconded that we adjourn. Roll call vote.

Trustee Brendon Kalei‘āina Lee moves to adjourn the meeting. Trustee Kalei Akaka 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 KALEI AKAKA		X	X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE BRENDON KALEI‘ĀINA LEE	X		X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE‘E			X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			9			
MOTION: [x] UNANIMOUS [] PASSED [] DEFERRED [] FAILED Motion passes unanimously with nine (9) yes votes.						

The meeting was adjourned at 6:09 pm.

Respectfully submitted,

Dayna Pa, Board Secretary

As approved by the Board of Trustees on _____.

Colette Y. Machado, Chairperson
Board of Trustees

**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS
Virtual Meeting via Zoom Webinar**

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Thirteenth Supplementary Proclamation dated September 22, 2020 that suspends parts of Hawai'i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 944-5127-0032

**Minutes of the Office of Hawaiian Affairs Board of Trustees and
Moloka'i Island Community Meeting
Tuesday, October 8, 2020
5:30 pm**

ATTENDANCE:

TRUSTEE COLETTE MACHADO
TRUSTEE BRENDON KALEI'ĀINA LEE
TRUSTEE LEINA'ALA AHU ISA
TRUSTEE DAN AHUNA
TRUSTEE KALEI AKAKA
TRUSTEE W. KELI'I AKINA
TRUSTEE CARMEN HULU LINDSEY
TRUSTEE ROBERT K. LINDSEY
TRUSTEE JOHN WAIHE'E IV

ROBERT KLEIN, BOARD COUNSEL

ADMINISTRATION STAFF:

SYLVIA HUSSEY, CEO
RAINA GUSHIKEN, CC
EVERETT OHTA, CC
KEVIN CHAK, IT
MEHANA HIND, CE
MARC BANTOLINA, IT

BOT STAFF:

CAROL HO'OMANAWANUI
LOPAKA BAPTISTE
DAYNA PA
LAURENE KALUAU-KEALOHA

GUESTS:

KAUI MANERA
MERCY RITTE
WALTER RITTE
LORI BUCHANAN

I. CALL TO ORDER

Trustee Colette Machado Calls the Board of Trustees and Moloka'i Island Community meeting to order at 5:30 pm. She states that no excused absences were received. Roll call is taken to identify the Trustees that are participating; Trustees Ahu Isa, Ahuna, Akaka, Lee, Carmen Hulu Lindsey, and Machado are present, constituting a quorum of seven Trustees. Trustee Keli'i Akina and Trustee Robert Lindsey are expected to join shortly. She announces the following:

5:31 pm Trustee Keli'i Akina joins the meeting.

Welcome to the Board of Trustees Maui Island Meeting. As a reminder, please mute your mic until you need to speak to eliminate any background noise, which make it difficult to hear and affects the quality of the sound on the livestream.

Trustees and the OHA CEO who are joining by videoconference, please enable your camera if you are able to do so. All other OHA staff please enable your camera when you need to address the Board. When you would like to speak, unmute your mic, and address the Chair to be recognized. When the Chair recognizes you, proceed to speak. Please mute your mic when you are done.

At the prompting of the Chair, the Board Secretary will do a roll to determine quorum and when the Board votes on matters.

If you are disconnected, we will pause the meeting for one (1) minute and wait for you to log back on. After one (1) minute, we will proceed with the meeting provided we have a quorum.

If you need to leave the meeting, please inform the Chair by announcing you are leaving the meeting.

We are recording today's meeting for the sole purpose of producing written meeting minutes, which will become the official record of this meeting.

Joining the Trustees today are Robert G. Klein, Board Counsel, CEO Sylvia Hussey along with Carol, Dayna, Lōpaka, Laurene, Kevin, Marc as support staff. I will call on Sylvia to announce the names of the administrative staff also joining us today.

Sylvia Hussey – Mahalo Chair. We have Senior Legal Counsel Raina Gushiken, Assistant Senior Legal Counsel Everett Ohta and Community Engagement Director Mehana Hind. We'd also like to thank Community Outreach Center staff Gayla Haliniak-Lloyd.

Chair Colette Machado – Thank you Sylvia.

II. INTRODUCTIONS

Chair Colette Machado – Members, we will now move on to II. it is the introductions of Trustees. I ask Trustees that as you introduce yourself to be also mindful to introduce your personal staff that have joined us this evening if you are willing to do that and I thank you at this time. We will begin with the Vice Chair Lee to do his introduction, and if your staff is here, please introduce them also. I'll call on Trustee Brendon Kalei'āina Lee.

5:34 pm Trustee Robert Lindsey joins the meeting.

Trustee Brendon Kalei'āina Lee - Thank you, Madam Chair. I'm Trustee Lee At Large Trustee. Although I have deep ties to Moloka'i as well. A deep place in my heart as my grandmother Aunty Mary Lee from Hoolehua and my dad was born and raised in Moloka'i. I spent every one of my summers going up on Molokai. We look forward to hearing from your island. I'm so sad that we're not there in person. My staff joining us this evening is LeiAnn Durant and Alyssa Kau. Mahalo Chair.

Chair Colette Machado - Thank you, Trustee Brendon Kalei'āina Lee. I will ask now, Trustee Leina'ala Ahu Isa to introduce herself as well as her staff. That is present with her.

Trustee Leina'ala Ahu Isa – Aloha mai kakou all of my beneficiary friends on the island of Moloka'i on my grandfathers island that is where he cam from. I want to introduce Nathan he's here we're in the office with Dayna. And anytime you need anything you know you can call us At Large we are Trustees At Large. I'm also like Trustee Lee sorry we're not on your island to face to face, you know physically be there. Becauseit's such a wonderful feeling when you go to that island you can relax. I mean you can feel safe. And you know everybody is like almost ohana to you. So, thank you for welcoming us now in this virtual meeting. Aloha Walter, I see you over there in the corner. Thank you Chair.

Chair Colette Machado - Thank you, Trustee Leina'ala Ahu Isa . We're going to go now to Kaua'i and Ni'ihau. I'll call on Trustee Dan Ahuna.

Trustee Dan Ahuna – Aloha mai kakou, I'd like to say Aloha to the island of Moloka'i and I also would like to thank you Chair for doing a wonderful job. You know as a school teacher, you know where we're learning things every single day. Virtually you know how to teach virtually, and I think you're doing a wonderful job. So, thank you for hosting us and hosting us tonight. With us tonight is my two staff. We have Claudine Calpito and Anuheia Diamond.

Chair Colette Machado - Thank you Trustee Dan Ahuna. We will not go back to Oahu and I'll call on Trustee Kalei Akaka. Trustee Akaka please introduce yourself and your staff if they are present.

Trustee Kalei Akaka – Aloha, tonight joining me is my staff Brandon Mitsuda and Mark Watanabe. Mahalo Chair for hosting this evening, and to all our OHA staff and to our CEO and our Board Counsel. Those Moloka'i joining us this evening. Those tuning in all over the World, mahalo for joining us. Looking forward to hearing what are Moloka'i residents have to share with us this evening, mahalo.

Chair Colette Machado - Thank you Trustee Kalei Akaka. We will now go to take a quick trip to Maui. I'd like to call on Trustee Carmen Hulu Lindsey to introduce herself as well as her staff who is present. Trustee Carmen Hulu Lindsey please.

Trustee Carmen Hulu Lindsey - Mahalo Chair thank you. Thank you for hosting our meeting this evening. We certainly will miss all the beautiful delicacies that you normally spoil us with and hopefully next year we can enjoy that. Carmen Hulu Lindsey island of Maui and with me, this evening is my staff Lehua Itoakzu and Kanani Iaea. We're so happy to be able to share this evening with the Moloka'i beneficiaries and we welcome your comments. If our office can ever be of service to you, we welcome you to call us anytime Mahalo.

Chair Colette Machado – Mahalo hulu. I believe we have Trustee Robert Lindsey on the telephone. Can we confirm that Carol?

Carol Ho'omanawanui - Yes, he is. He's on.

Chair Colette Machado – We do to Moku o Keawe and our Trustee Robert K Lindsey, Jr. Could you please introduce yourself and your staff with who is joining us also?

Trustee Robert Lindsey – Mahalo Chair, I'm sorry for being a slowpoke. My horse bucking me off when I was coming up the hill. I bring Moloka'i greetings from the green side of Waimea and I too am very sorry we cannot be visiting with you all face to face. But we are here tonight with you virtually and spiritually. We look forward to hearing all the sharing and comments that you have for us tonight and I wish you all the very best in the coming days. Take care and mahalo nui. Aloha.

Chair Colette Machado - Thank you, Trustee Robert Lindsey from Waimea and Moku o Keawe. I'll call on Trustee Keli'i Akina. Could you please introduce yourself and your staff if they are present?

Trustee Keli'i Akina - Thank you very much. Madam Chair and first aloha to everybody on Moloka'i. Thank you for showing up tonight. We look forward to hearing your manao and also much mahalo to Chair Machado for the many years of representation and service to the community of Molokai. Although I am an At Large Trustee, our concerns are for every one of the islands, and so I am deeply concerned about the betterment of conditions of our people on Moloka'i. And thank you all for your support of OHA. My two Trustee Aides are Paul Harleman and Maria Calderon.

Chair Colette Machado - Thank you Trustee Keli Akina. Our last Trustee, Trustee John Waihe'e IV.

Trustee John Waihe'e IV - Thank you, Madam Chair and thank you so much. I really, really want to thank you for hosting us tonight and for just holding everything down on Moloka'i island. Thank you for sending me food because I couldn't be there live. I wasn't expecting that. I really am sad that I couldn't be on Moloka'i in person. I mean I regret not having being able to be on any of the neighbor islands this year in person. But really Moloka'i is my favorite trip not just because it's an awesome island, but there's always really passionate and intelligent feedback when we you go there. Which I have no doubt you will still accomplish virtually. My staff that are here tonight is Crayn Akina and Melissa Wennihan. And once again, thank you everybody for being here tonight.

Chair Colette Machado – Thank you Trustee John Waihe'e IV. We will now proceed to III.

Trustee Robert Lindsey – Chair.

Chair Colette Machado – Trustee Robert Lindsey, yes.

Trustee Robert Lindsey - I apologize. I'm sorry. I forgot to introduce my staff for joining us tonight by phone. My two loyal aides Kama Hopkins and Kauai Wailehua mahalo.

Chair Colette Machado - Thank you again for introducing your staff and we will now proceed to III.

III. PUBLIC TESTIMONY ON ITEMS LISTED ON THE AGENDA

Chair Colette Machado – I will have to read this statement again. Currently, before we began my staff announced that we have one individual that will be giving public testimony. So, let me begin to read this statement.

Public testimony should be limited to matters listed on the meeting agenda and will occur during the public testimony portion on the agenda. Once the public testimony section on the agenda has concluded, oral testimony on line will no longer be accepted. Your name will be called in. Your microphone will be unmuted when it is your turn to testify. If you are not audible you will be muted, and the next testifier will be called. Your name will be called again before the conclusion of the public testimony section. State your name, organization if applicable, agenda item you are testifying on and your position, support, oppose or comment on each of the agenda items. If you begin to address other issues not on today's agenda the Chair will call you out of order and direct you to limit your testimony to items listed on the agenda. Oral testimony on line will be limited to 5 minutes. A timer on the screen to count down the time a chime will sound when you have 30 seconds left and a second chime when your testimony time expires, your mic will be automatically muted. Once you have completed your oral testimony or if your allotted time for testimony expires. I will call on our individual that has signed up. Took the time to register with Chair's office. I'd like to call on Lori Buchanan. Are you present Lori?

Lori Buchanan - Aloha Chair. So, I maybe I never quite understand the rules that you read. What I wanted, well I thought was an open community concerns and I had a few one of them was, today I attended a number eight meeting about Kalaupapa. So I don't know if I can testify on that on that, but it's just basic community concerns.

Chair Colette Machado - Yeah, that would be under VII. So you can still talk about Kalaupapa. I would like to have your in your introductory comments and your manao on Kalaupapa. Was there anything else you wanted to address that's not listed on the agenda.

Lori Buchanan - Yeah I wanted to address the OHA elections.

Chair Colette Machado - OK, so you'll have two positions in the community concerns to address the Trustees. But do you have something on the public testimony that you would like to address on the agenda? I thought you were going to speak on Aina Momona.

Lori Buchanan - I wanted to hear their testimony first, but I will stand in support of the Aina Momona, what they testifying for today and also for the ROOTed which I did not sign up to do, but Mahalo. I'll wait till the end.

Chair Colette Machado - OK, thank you Lori. I'll ask Madam Secretary do you have other individuals that have signed up for public testimony tonight?

Carol Ho'omanawanui - No Madam Chair. This is Carol. No other testifiers have registered to for public testimony

IV. APPROVAL OF MINUTES

A. September 17, 2020

Chair Colette Machado – Members we're going move on to IV., which is the approval of the minutes for September 17th, 2020. The chair would like to entertain a motion.

Trustee Brendon Kalei'aina Lee moves to approve the minutes for the September 17, 2020 meeting.

Trustee Kalei Akaka seconds the motion.

Chair Colette Machado - Is there any discussions, any corrections that a Trustee would like to enter into the record? Hearing none, roll call vote.

Trustee Brendon Kalei'aina Lee moves to approve the minutes for the September 17, 2020 meeting. Trustee Kalei Akaka 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 KALEI AKAKA		X	X				
TRUSTEE KELI'I AKINA			X				
TRUSTEE BRENDON KALEI'AINA LEE	X		X				
TRUSTEE CARMEN HULU LINDSEY			X				
TRUSTEE ROBERT LINDSEY			X				
TRUSTEE JOHN WAIHE'E			X				
TRUSTEE COLETTE MACHADO			X				
TOTAL VOTE COUNT			9				
MOTION: [x] UNANIMOUS [] PASSED [] DEFERRED [] FAILED Motion passes unanimously with nine (9) yes votes.							

V. COMMUNITY PRESENTATIONS**A. Alu Like, Ke Ola Pono No Nā Kūpuna Program Moloka'i – Kauai Manera**

Chair Colette Machado - Members will move on to Community Presentations. We have three people that have asked to address the Board of Trustees this evening. We will begin with Alu Like, Ke Ola Pono No Nā Kūpuna Program Moloka'i. I will call on Kauai Manera.

Kauai Manera – Aloha, aloha kakou. You know this technology nowadays I got to get my moopuna to help me because it's like what you got to do? It just drives me absolutely batty. So, mahalo Dayna. Thank you, Dayna for taking care of me. Aloha Kākou, Madam Chairman Colette Machado, the trustees of the Office of Hawaiian Affairs, the support staff, aloha. Aloha to Mercedes and Walter as well.

These are trying times and before I begin I wanted to thank Trustee Colette Machado for the opportunity to share my manao pertaining to kupuna. Here at Alu Like, Ke Ola Pono No Nā Kūpuna we've been around for almost 30 years and we've served beautiful kupuna here on Moloka'i. I have gotten older and grew older with our kupuna. Many are gone and I consider myself like 1 foot in the door kupuna in training and I hope I have the grace, the dignity, the ike of our kupuna.

At the onset of the pandemic. Many Kupuna were confused. What is this? What are we going to do? Because our kupuna program ran five days a week at the on Moloka'i it's different sites. We had a lot of gatherings and the kupuna were maa to being around each other. And of course food. We always ate. Of course, we like eat and you're right, you guys missed out Moloka'i this year because I know Colette always get the food, you guys, the raw oio, the limu eleele. Moloka'i nui ahina, aina momona. So our kupuna we're kind of confused. What do we do now? My main concern as the manager of the Ke Ola Pono No Nā Kūpuna Program Moloka'i, was how the health of our kupuna being that they were, the target group, the other elderly, now became the target group and they had to stay home. What kupuna like stay home? And even now, that's one of the issues we know like stay home. But the other issue that I was very concerned about was food. How are kupuna going to get food? Now the ones that have support from the ohana, their children, there moopuna not a prob but I was really concerned about the kupuna that were isolated homebound, and even the ones that did get support from their ohana. I'm just going to do a real brief history of how this all panned out.

So, there was a time when there was no case, no confirmed cases on Moloka'i and we all felt kind of. I don't want to sit complacent because that's lolo. But we kind of like right on, we're pretty much away from the mainstream of travel. Well, lo and behold 2 cases, yeah, confirmed cases. Then of all places Friendly Market. Now if you guys are familiar with Moloka'i get 2 main stores in downtown Kaunakakai. Misaki's and Friendly Market and Friendly Market happened to be like one of the bigger stories, yeah, so this was huge when the store was shut down and they had to comply with the protocol with COVID-19 protocol. So that left Misaki store the only store really in downtown, Kaunakakai. Of course Pukoo had Manae Goods and Grinds, Maunaloa Store was still open at that time. Kualapu'u I think was open. So, you had these three stores that had to carry the weight of the island. Eventually what happened was for the first time in my life I saw lines, people lining up to go to the stores and Misaki eventually had to limit food purchases. So, for me that was kind of a heavy-duty thing and I also went aloha the kpuna although they had kupuna hour 8:00 to 9:00 o'clock I think in the morning they could go and get food.

So at that time my kupuna program was still feeding our kupuna so staff and I we're going out to the homes to deliver food. And it was limited. I think we're having like 16 kupuna that came to program regularly and then at that point 9 home delivered meals. Kupuna that are homebound have dementia suffering from terminal illnesses, chronic diseases etc. So, we provided meals for them as well. Well something really nice happened, Gayla-Ann gave us a call one day and says, hey Kauai, the Office of Hawaiian Affairs is offering funding to feed more kupuna. You know what that was like a call from the lord. It was like, oh my God, thank you Gayla- Ann and mahalo Trustee Colette Machado. So, in having that monies put towards our budget Alu Like, Ke Ola Pono No Nā

Kūpuna Moloka‘i eventually outreached like crazy. Before the COVID, nobody like join the kupuna program. During the COVID everybody like join the kupuna program and mainly I think they looked at us as the meal. Of course, who wouldn't right? So, we did mega outreaching and then what was a blessing is we got five caregivers who are caring for loved ones so either the husband, the Mama etc.

So that was a blessing, but the beauty of this service, Colette. I have to say, Trustee Machado, was that we fed 42 kupuna from Hoolehua, 41 from Kualapuu, and you got to be Hawaiian, yeah. 46 in Kalamaula all the way to the East End altogether, with our original number, because OHA funded all of our meals, you guys funded all of our meals and we were feeding 121 Kupuna from March. We started small but we built up to July 20th I believe so March 18 to July 20th, we fed up 121 kupuna. What a blessing and I tell you, you know today we delivered 68. Oh, I tell you that was so much Redondo sausage and we have potatoes and milk. We partner with the community because we were recognized as the Kupuna program. So, I had built this program here on Moloka‘i so that our kupuna voices are heard. I advocate for Kupuna and I'm so grateful for you folks. I really, really am Mahalo a nui loa.

Once the funding was pau, we didn't turn our backs on the kupuna because we're still feeding kupuna. But we also turned the kupuna onto these vouchers that Office of Aging, it is \$8.00 five vouchers a week and then you get to participate with vendors here in town up at Hoolehua and at Manae Goods and Grinds. So, the Kupuna weren't, although we're feeding our kupuna at our program, our kupuna are getting meals also from Office of Aging. So, it's not like we are not feeding our kupuna. I really, really wanted to say mahalo to Michelle Naeole a native Hawaiian business girl, Mikes Catering out of Hoolehua. This girl, awesome she feeds our kupuna until now and of course Molokai Pizza Cafe help too. We got to get salad in there. You no can only eat rice and chicken all the time got to get vegetables kupuna.

So, what you call we have a variety of food that we provide for our kupuna. And before I leave, and I cannot thank you folks enough. I come from a poor family. What you get on the table is what you eat, and we are blessed with this Āina. We get ulu, we get mango, we get orange, we get star fruit, we get all kinds of food, not all kupuna have that. So, I'm just so blessed that we share our ulu with our kupuna and here on Moloka‘i if people get extra fish they think of the kupuna. We live in a beautiful place. Before I leave I'm talking too much. Before I leave there's one thing that I really, really want to stress that here multi our caregivers for our kupuna with dementia, there's only two care homes on Moloka‘i with two beds per. And the need for services on Moloka‘i, like everywhere else and not just Moloka‘i everywhere else. Very limited here on our aina on our moku and I think that's one thing that I'm going to advocate for to help our kupuna who have dementia, who have ohana struggling, struggling to malam because there's no real facility on Moloka'i. And if Heaven forbid you do not meet the expectations of the services here on Moloka'i you have to go off island you have to go Maui, Hale Makua I knew a tutu who went all the way to Kaua‘i until she went ua hala. So, our kupuna like ua hala on Moloka‘i. I just thought I'd throw that out. Mahalo a nui loa, Office of Hawaiian Affairs, Colette Machado. Nobody can replace you. OK, so I Mahalo you. I'm mahalo you for loving us for the aloha.

Chair Colette Machado - Mahalo nui Kauai. Is there any questions from anybody that they would like to ask Kauai? No questions. Then we'll just move on. Thank you Kauai we will move on to our next presenter.

Carol Ho‘omanawanui – Chair, Trustee Akaka had her hand raised.

Chair Colette Machado – Trustee Kalei Akaka.

Trustee Kalei Akaka – Mahalo, I just wanted to say Mahalo to Kauai, and all those at this program at Alu Like for all the kupuna on Moloka‘i and for all the food that you are taking to them as you have and for the exuberance of and energy and aloha that you put into the program. It's much appreciated and thank you so much for sharing about the positive impact that we can do together with the community there. Mahalo.

Chair Colette Machado - Thank you Trustee Kalei Akaka. anyone else would like to offer any kind of comment or express your aloha to Kauai?

Trustee Carmen Hulu Lindsey - I just would like to say Mahalo to Kauai.

Chair Colette Machado - Chair recognizes Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey – Aloha, nice to see you again keep up your singing.

Chair Colette Machado - Carol, is there anyone wanting to be recognized? Please acknowledge.

Trustee Leina'ala Ahu Isa – Hi Chair.

Chair Colette Machado – Trustee Leina'ala Ahu Isa.

Trustee Leina'ala Ahu Isa - I also wanted to mahalo Kauai. Nathan, my aide just asked me how long can we do this. I said well as long as the need is there. I mean I don't expect this economy to pick up for the next year or two, so as long as you need the food. Because like I said at the Lāna'i, I volunteer for Meals on Wheels so I know where the Kupuna live. I mean, you know. They are in times dire circumstances, a lot of them. They have nothing and they appreciate that meal. So as long as we can even into next year, we're going to have to do this OHA. Mahalo Kauai.

Chair Colette Machado – Thank you Trustee Leina'ala Ahu Isa. Is there anybody else or Carol that wants to be recognized?

Carol Ho'omanawanui - I didn't see any other Trustees.

Chair Colette Machado - OK Kauai, do you have one parting statement you would like to make before we move on to our next speaker? Which is Mercy Ritte.

Kauai Manera - You know, Colette I just wanted to say that I am honored and I'm blessed. We're blessed. We're really blessed here on Moloka'i and I appreciate your leadership and Mahalo to all of the Trustees for being so sensitive to our kupuna. It means a lot to me.

Chair Colette Machado - We say Mahalo to you Kauai. We will go on to our next speaker, Mercy Ritter she doing a presentation on ROOTed.

B. ROOTed – Mercy Ritte

Chair Colette Machado - Mercy we call on you now.

Mercy Ritte – Mahalo, aloha. Mahalo to Aunty Colette.

Chair Colette Machado - I want to say thank you for your patience with your presentation and the power point. So now we got it clear, you're going to do your own PowerPoint from your computer, so you'll be able to control all of that

Mercy Ritte – (Please see attached presentation)

Mahalo, Aunty Colette, Mahalo Aunty Gayla and Aunty Dayna and the Board of Trustees mahalo nui for this opportunity to share a fairly new program, and project that I've been involved in and have basically created. But before I get into that I just wanted to share a little bit about myself. A little bit background, about who I am. Again, my name is Mercy Ritter. I am a mother of four children. I've been married to Kalani Ua Ritter for nearly 19 years. We've been together on Molokai raising our children together.

Through out my upbringing I was raised here on Moloka'i through my early years with my mother and attended public school. I attended Kualapu'u Elementary School and then went on to finish up my education at Kamehameha for six years. During that time of my upbringing, there was no, homeschool wasn't really common at all. I knew of one family that was home schooling and they were our neighbors and that was it. But the options are basically public school on Molokai, Kamehamhea, or I think Lahaina Luna or if you moved somewhere else and those are the options for you. But home school is not really an option.

I decided when I started having my children, so I had my first child early in life and I connected with the family on Molokai that was home schooling. I was basically very intrigued by the idea of teaching my child like I didn't think I could do that as a parent. I just assume we send your child to school and that's where they belong. And so, with this family I connected with and was able to learn more about homeschooling and what that entailed. So when my oldest child turned 9 years old, my husband and I made a difficult decision. It was a very hard decision, but we decided to keep her home and homeschool her and that meant fully taking on the responsibility as a parent, not just the duties of our home, not just you know, as a parent we see our main duty giving them chores or creating structure in the home and that's you know discipline like that's our duty as a parent? But by keeping her home, we really had to step up in our responsibility and be the sole teachers of her learning and growing through her life through the rest of her life until she turned 18 years old. So, we took we took it upon ourselves. It was very challenging. It wasn't an easy thing to do. There are many times that I wanted to give up, but I saw that there were many benefits in keeping her home close to us. I saw that it strengthen our family relationships as I had more children, it kept them close. I do have now my two younger children, whose nine and six were home schooled now and then. We have a baby. And I saw that keeping her home kid kept our family unit strong and it also kept them as siblings, very close to one another.

Now going into 2020, it's been about nine years since I've embarked on this home school journey. I am currently a home School Legal Defense Association Member, and I'm also the State of Hawaii Ambassador for Home School Legal Defense Association. They've been in existence since 1983 and they haven't had a representative in Hawaii to advocate for homeschool on a community level, and on a political level, so I'm very grateful for that opportunity to take on that volunteer role. And so now going into our ninth year of home schooling, one thing that comes up with my children is that they want more social interaction with their peers. We are fortunate to live on a homestead where there are multiple families. They have many cousins. So, they have that kind of social interaction, but there's definitely a difference in pure you know friendship, developing friendships and that kind of interaction. So coming into the New Year in January I just felt this desire to create a program, a homeschool program that would meet their needs for social interaction, would meet the needs of other families that are interested in homeschooling, would meet the need of our community of just to provide a service in our community and also to also meet my own need, my passion for promoting human health. I'm also involved in other projects. Health program that that I host with volunteers. A team of volunteers and it's a lifestyle health program that we do together every year. And so, I wanted to create a program where it combined my family and my passions and their needs and community needs. And so that's how ROOTed came to be. And so currently I am a student again earning a dual degree, Masters in Original Medicine and a doctorate in Naturalpathy. I wanted to be able to grow myself in education and continue learning so that I can be better equipped to help our community in their health needs.

ROOTed came to be growing lifelong learners, and it's interesting because when I had already had this in mind, the program and then COVID hit. The students, the school shut down for spring break, and then that was extended, and their families found themselves in a predicament, not knowing what to do with their children's education. So, in the nine years that I was home schooling, I hardly had anyone ask about home schooling. Like really barely and then all of a sudden, there's this influx and an interest in home schooling. So, I felt like it was timely to start a program like this because of the interest that came later, and so when that accrued I was able to present this program to multiple families. They are all native Hawaiian families and they were very interested.

So, I'm going to kind of get into what ROOTed is and the details of this program. ROOTed we are fortunate to be sponsored under Aina momona my father in laws 501C3 nonprofit organization. ROOTed our learning site, is that Keawanui Fishpond. We are grateful to have that learning site. There's so many resources there for learning and

there's multiple learning areas that we can utilize, we are very fortunate to have Keawanui. The main mission for ROOTed is to grow a generation of lifelong learners, firmly ROOTed in a foundation of credible wisdom, counsel and knowledge. When I think of credible wisdom and knowledge and counsel for me the first, what's most foundational is scripture knowledge, wisdom, and counsel that comes out of scripture and also the wisdom and counsel and knowledge that come out of where cultural and generational. The wisdom concept knowledge is passed down culturally and Generationally and also we have so much wisdom and counsel and knowledge in our community through the expertise that that are in our community and so combined this is a foundational part of ROOTed.

I do have a very strong passion for human health and so learning Laau lapaau or natural remedies. Learning about health, learning anatomy, about the human body is very foundational in ROOTed. This is part of our curriculum and this is something that I believe as young people is foundational to know, and we know. I think we can all agree that without our health. You know you hear that term health is our greatest wealth and I believe that wholeheartedly that without our health, how can we be contributing members in our community? How can we be contributing to our family? And so, this is just a really, really important aspect of our program. Moral excellence as well, which is I see often neglected in the homes for various reasons in the schools. With ROOTed, wanting to restore more excellence back into the learning environment which includes just bringing back honesty, trust just important morals and character-building opportunities. Community service is also very foundational in ROOTed. Right now, our community service site is Keawanui since we are there, and we have many opportunities to give back to Keawanui and to Āina Momona for allowing us the space and to allowing Keawanui as our learning site.

Gratitude and prayer. So finally, gratitude and prayer are also foundational. I mean to me in all aspects of life to just be, to instill gratitude in the home, in the learning environment, in prayer. We always begin our day with prayer. We always end our day with prayer together and it sets the standard for our program and that I have up here and for the most high. The only reason ROOTed has been appealing to families and successful thus far is because we aim for the most high. So, God at the center always and acknowledging him always in all the things that we do. The blessings that come our way, and so this is very important and foundational.

Some key information about ROOTed. Again, it's a home school program. We operate independently. There is a very strong emphasis on health and Wellness. What families are part of ROOTed are required to be committed to ROOTed and not just one parent, not just the mother, not just the father, but the entire family is required to support their child's learning and to be committed to this program. We are dependent year to year on grants and donations, we were very fortunate to have support through Āina Momona to purchase our curriculum for the year to purchase some other needs. We have a lunch meal program. I'll kind of get into that a little bit. So, the funding that we receive for all aspects of our program has been very helpful just to get us through a year. The reason too, that we are dependent on grants is to keep the enrollment and curriculum free. We all volunteer. We are a group of parents and everyone volunteers their time. But I do want ROOTed to be accessible, and any kind of hindrance that we can alleviate from parents like if it's a financial thing, then I am very determined to secure grants and donations to help in this area. I mentioned that ROOTed a volunteer-based program. It is apparent guided learning program so parents come together, we have a set curriculum, a full curriculum, so math, language Arts, Science, Social Studies is all taught through a parent guided learning approach and then we have many extracurricular activities we have gardening, we have natural remedies classes, cooking classes and we have community service.

This is led through a rotation schedule because I realized that not every parent or family can just give up their work and be a part of this. So, going into this I really wanted to make this program available to families that wanted another option. But they still need to work, and I basically tried to figure out the most convenient way for them to be a part of it, but still give some of their time. The rotation schedule is basically a weekly rotation schedule. It's a very kind of organized rotation schedule or parents coming weekly, and then we rotate. We have teams of children and they work specifically where their child and that and the team that they're on. I mentioned here several ways that parents volunteer is to lead a lesson. It might be a specific subject, weekly, they may just come in to assist weekly with a lead parent who's leading a lesson. Or they may prepare a lunch weekly.

Our schedule is basically we always start the day with exercise, so this I just have a few shots of the kids' exercise. We try to make it very fun and engaging so we have different kind of circuit training stations set up for them. And they really get into it. Like these kids, there's like little kids 6-year-old, 9 and 10 and they really get into their exercise routine. I mentioned lunches, so part of my passion for promoting health is focusing primarily on a plant-based nutrition, and lifestyle. So, all of their meals are completely plant based. Well, lunch meals for now. An either if you're going to volunteer and you cannot be at site, or you want to be a part of this that cannot get site, we do have parents that actually just prepare a lunch meal weekly that's plant based. It always includes salad and a main dish and uala, or maybe it's brown rice, and so it's very well-balanced meals. They we have a snack break time, and they're only allowed to bring fresh fruit partially to reduce waste, you know the plastic packaging waste, but also to encourage eating more whole Foods because even fruit alone you would think kids get enough fruit in their diet and they don't, it's next to vegetables fruit is one of the neglected foods. Not only do children get to eat plant-based meals or lunches every day, but they also learn to cook plant-based meals. Parents again they come in and volunteer to teach a cooking class and these parents have never like it's amazing the food that comes out of the classes because these are parents that are not used to eating or cooking plant based.

But they find a recipe and they share it with the kids and the kids enjoy it. We may not cook the entire meal in one setting, but they learn kitchen. They learn how to use like a peeler like things like that. These simple tools they learn to use peelers, blenders, we have these safe plastic knives that they use for chopping and so just engaging them in simple practical life skills have been great and they love it. They love their cooking classes. The veggies and herbs that we use in our in our cooking class comes from our garden and then all the additional ingredients are donated by each family. And so, they we incorporate practical math into our cooking classes, measuring, temperature. We make bread. I did a demonstration on making bread, and so that's something that has been like really neat because it's not something that's taught in the home anymore. It's kind of old fashioned to make your own bread, and these children get to learn. We invite individuals in our community to teach cooking, and so we have my Yumi, she taught the traditional way to make miso soup and it's just been really. It's been really fun.

Our garden is called the garden of Eden. And we we're out there in the garden basically daily and whether it's we're pulling weeds or watering the plants. Here we're starting out the composting worms so we can fertilize our garden. We did have some harvest of some purple carrots and we cleaned it up and ate it with our salad. Every family has their own raised bed and they plant their seeds and their little seedlings. The really neat thing is the kids work so easily together. This is a multi-age group. I mentioned from 6-year-old to 10-year-old and they work so good together. I even have my little one that tags along she's a year and a half. And then when we have food that's growing, the kids get to take it home to their families or we incorporate it into our cooking classes.

Natural remedies is an integral part of this program it's divided in seasons. So when we came into our New Year in July, we focus a lot on first aid, natural remedies, laau that we can use for healing the body on the outside and then entering August, September just before flu season we got into boosting immune systems. I basically had to challenge parents to go and research. What are some remedies that we can use? What are remedies that you use at home that help boost immune system that we can teach our children. So, it's been really neat to see them kind of stretch their mind a little bit, because like I mentioned, like plant-based eating, you know using natural remedies is really not the norm so much anymore. And then now as we are in the flu season and still dealing with COVID, we're focusing heavily on remedies that combat the flu. And I'm learning so much too. We have guests like aunty Sylvia, laau lapaau practitioner that comes and shares we have other community guests that come in. So, we're gaining so much just through these weekly classes. Then I have listed here the remaining themes of our year we're going to spring cleaning into cleansing the body and simple ways that children can take care of their bodies internally as well. So, this is one of our community guests here teaching a boosting immune system remedy. We have out one of our laau lapaau practitioners here as well, teaching about kukui, and Olena.

I mentioned in another big part of ROOTed a foundational part is community service and we are fortunate to utilize the resources at Keawanui. So, the kids learn about the uses of the stones that are there so they are here helping relocating mounds of stone that could that were going to be used for repairing one of the walls. They've worked with mud using that resource to help repair the wall. We've used mangrove. They learned about mangrove and that resource that is heavily used that Keawanui. So, they're here debarking mangrove. They're helping with

removal of keawe wood that was part of that service project. Then their biggest kuleana daily is watering. They water all the plants by bucket and the water comes from the freshwater spring at the fish pond and you know it's been fun. They actually enjoy watering and doing their kuleana and it just teaches for us, teaches responsibility, environmental stewardship taking, giving back to Keawanui. So, this has been a really important part and not only kdo we have parents volunteer, we have their grandparents volunteering. Some parents cannot be at site, so we have our tutu coming to help and they love it and we love having them. Here's another picture of the kids watering, and they also got to do dishes, so it's not left for the adults. All the kids got to wash the dishes from lunch. They got to wash all their plates and spoons, dry it and put it away. They have to sweep and mop the classroom every day. Put away chairs. It's just kind of a daily part of their day, but they all work together to complete this.

Finally, we do not have site on Fridays, it is reserved for nature study. A big part of route, it is to reconnect with nature because we can learn so much through observation, through just being surrounded in nature. So, parents and their child or family go together on the nature study every Friday and spend time quiet time in nature. Observing the elements, just whether it's up manuka or near the ocean and record their observations in a Journal. For the younger ones, they may just draw what they see or observe and then the older jot down their observations and it's just really to again be connected nature and to promote in our children delight in natural things and not so much like in this day and age, everything so digital and I know with my family, we can kind of get too much immersed in electronics and so by scheduling nature study kind of helps at least reconnecting helped us to reconnect.

So finally, I want to close with our partnerships. We are fortunate to be partnered with CTAHR as one of our community organization partners. We have Marshall Joy here he is helping us lead out our garden curriculum. And so, we're very fortunate to be able to work with him. We did some tree planting with him. We're going to continue that this month. Then also the Moloka'i Child Abuse Prevention Pathways Organization is another partner they visit monthly. Hono'ulu is the health program that I am the volunteer program director of and this program is a partner because participants in this program actually come to site and they come as guests, so they learn a lot of the things that the kids are learning and they come back and apply what they learn by sharing with the kids. So mainly in the cooking area, so these participants come to site and they teach cooking classes with our kids. And then of course, our community members who have partnered with us?

In closing the vision of ROOTed is to restore Education that is living and tangible and practical and relative to us. And COVID really taught me, it was an eye opener because we realized what really mattered when that hit, what really mattered in life. I talk about kind of my education and the degrees I'm seeking but when COVID hit nobody really ask like oh, what degree do you have? Nobody really cared. It was more about can you grow food and the state of your health. Where is the state of your health? So that was super important to me food security and health. The vision for me is to take ROOTed, right now it is just a homeschool program but I am working with the Hawaii Association of Independent Schools to license ROOTed to be a living Education Academy of living education so that our kids Moloka'i have another option. The public schools may not be sufficient or may not be something that works for them. I see already with our small group that this type of learning is, it works and it's very practical and they love it. Learning has to be tangible, has to be something that you can take home an actually apply, and it's not just dry knowledge or dry information in a book or on paper. And so, that's the vision for ROOTed and I wanted to present to just kind of highlight this growing program and see in what way OHA would be interested in partnering or supporting or you know, I'm not sure exactly what that looks like. But I just really wanted to share. I appreciate it. Thank you so much for this opportunity. Mahalo for your time.

Chair Colette Machado - Thank you Mercy.

Trustee Carmen Hulu Lindsey – Madam Chair.

Chair Colette Machado – Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey - I have some questions if I could ask Mercy. Thank you Mercy for your presentation and thank you for such a wonderful program. How many participants do you have in this program?

Mercy Ritte - We are currently at 14 and at 14 participants 10 families so and at this point because we're just starting it's kind of a nice number to work with as we're figuring out the flow of the program and just working on tweaking where we need to tweak and improve. It's at 14.

Trustee Carmen Hulu Lindsey - So do these kids have to pay to enter this program?

Mercy Ritte - They do not have to pay. It's a free program. We were fortunate to receive some funding to cover all of the curriculum for the year and in talking with Āina Momona, now we want to keep it as a free program. So we're working really hard to secure funding and that we can serve even more families because you know, going into the new year we don't know what the education system is going to look like and if this is an option that more families want, we want it to be available and accessible and not have it be attached with the financial burden on anyone.

Trustee Carmen Hulu Lindsey - Couple of questions. Do the subject's science, math, geography, and etcetera align with DOE standard curriculum for testing purposes?

Mercy Ritte - So for us, an according to the State of Hawaii, we are required to take assessment and so the assessment that I have been using for my children that we use for ROOTed is it's called IO Assessment and it's aligned with smarter balanced assessment that we use on in Hawaii. To say that the curriculum is aligned, completely aligned with that, I would say it's not, like I'm not following were actually not. So, the State of Hawaii says we're not required, we are not mandated as homeschools or homeschool parents to teach the subjects like that DOE teaches. But we do follow like I still follow, the core subjects and things like that, so I don't necessarily actually follow all of their general learning outcome objectives. But we have our own way of assessing, and it's because it's a little bit more unique because it's a multi age group so. I'm not, yeah, I don't know how to explain. It's not like the traditional school where you're assessing by grade level because every child I see that they may not be at their grade level. Everyone is at different learning levels, so we mostly focus on learning level. So, you might have a 6-year-old that's actually learning at a higher level. We don't suppress them to like a grade. So, we don't even have grades. It's just multiage learning and it's more about mastery of skill, different skills and it's not necessarily aligned with Hawaii public school. But we do keep record of all curriculum, very good attendance. We still need to follow all of the State Laws for home schooling and assessments.

Trustee Carmen Hulu Lindsey - Thank you, Mercy.

Mercy Ritte - You're welcome.

Chair Colette Machado – Ok members, are there any other questions that you may have for Mercy?

Trustee Kalei Akaka – Chair.

Chair Colette Machado – Chair recognizes Trustee Kalei Akaka.

Trustee Kalei Akaka - Aloha Mercy. Do you service all ages or include all ages from elementary school to high school?

Mercy Ritte - At this moment it's primarily early elementary through middle school. The reason for that is because we are working on licensing. If the child wanted to entering high school and then return back to public school they would not be able to do that because we're not necessarily licensed as an Independent School yet. Right now, it's yeah, it's just the early elementary through middle school years because after 8th grade you can easily just enter back into the public-school system. They don't require a test they only require assessments for 5th, 8th and 10th

grade I believe. That's the reason for that. We're starting small so trying to just work with a targeted group and not broaden ourselves too fast.

Trustee Kalei Akaka - What are some of your mean of goals and vision on what you're looking to do in the next few years with this program. How you want to expand it or keep it on the track that you have right now?

Mercy Ritte - The main goal I mentioned is the main goal is licensing. So that it can be an option that families feel comfortable with. Because not every family is comfortable with just home schooling. There's large goals and small goals. So, like our smaller goal is food independence with our gardening project is to expand that in partnership with Āina Momona so that we can provide food for those in need, for the families that are involved in ROOTed. So that's actually a very strong goal and a big goal for us. But overall, it is to be a licensed Independent School recognized by Hawaii Association of independent schools and to provide this option for all levels of learnings up through high school, but that I don't foresee happening for another few years.

Trustee Kalei Akaka - Mahalo for sharing all that you have. It sounds like an excellent program, and I think it's great the experiences that you provide for our keiki on Moloka'i, and even just teaching the options of how you can implement plant based food into your diet and teaching them the importance of service within the community through service projects and getting their hands dirty. I just think it's really great. So, thank you so much,

Mercy Ritte - Thank you.

Chair Colette Machado - I want to thank you Mercy for your wonderful presentation. Very comprehensive. But we still have one more speaker which is your father in law. I'd like to call on Walter Ritte Āina Momona. I will also suggest Mercy, that our CEO Sylvia Hussey she is paying attention and I will delegate the assignment of how we can follow up with you on further kinds of discussions with our staff at OHA. So duly noted that I will seek the support of our administrator to kakou some of the issues that you raised, and maybe your presentations could be forwarded to us. So, we have that, and we'll forward it to our CEO Mercy.

Mercy Ritte - So thank you so much, mahalo.

C. 'Āina Momona - Walter Ritte

Chair Colette Machado - Walter are you ready? Aloha Walter, thank you for joining us tonight.

Walter Ritter – Thank you Colette for allowing me to speak tonight and it's a very different experience talking to a computer. I guess we all got to learn what we got to learn during these times so. I want to talk a little bit about some politics. Office of Hawaiian Affairs, the intent in forming the Office of Hawaiian Affairs was to try and get Hawaiians involved in politics.

Chair Colette Machado – Walter I have to tell you that's not on the agenda tonight. You would have to come on the community concerns with Lori.

Walter Ritte - No, I'm not going to talk directly about politics. It's just an introduction.

Chair Colette Machado - We'll see how you go. We wanted to talk about Āina Momona first.

Walter Ritte - Yeah, I'm getting there. So, Moloka'i is an interesting place to live. Where people think we're like the poa ting island sometimes. We kind of backward or all country people, we get the highest unemployment and all that kind stuff. And maybe some of that if you compare it to the rest of the island might be true. We started a long time ago to make sure that Moloka'i was going to be a traditional place. Moloka'i nui ahina, Moloka'i Pule o'ō, Moloka'i no ka heke as Auntie Clara Ku taught us and Moloka'i aina momona.

So Moloka'i Aina momona talks about our ability to feed ourselves. And that ability gives us independence feelings. Our kupuna never depended on the barge or the airlines in the middle of the Pacific. They were experts being resilient and resourceful without outside dependency. That meant that we had to make sure that our island was Momona. We had to produce more than we really needed and that created Aina Momona. So for Molokai we were lucky because we have the largest reef system on our South Shore. And we have verdant four big valleys with water that you can actually drink today. That produce that taro and the starches and the reefs produce the protein. So, Molokai's history is based on that and we all are looking at our future right now during this COVID times, and we're saying that in order for us to be successful, we need to understand how our kupuna was successful. So we don't go into the future blindsided.

On Moloka'i we played defense for the last 40 years. Colette was part of that defense. We made sure that all of the resources that came naturally left to us for kupuna was protected. And that really took a lot of defense. So, we had water wars like every other island. We weren't too keen about tourism. So right now, tourism is pretty flat, and it really doesn't harm Moloka'i in any way, shape or form because we already said a long time ago we were not going to depend on tourism as being our number one industry. What is happening today I wanted to speak about the excitement that is going on Moloka'i right now. We are transitioning from being a place playing defense to an island that is now playing offense. All of this started because Moloka'i Ranch decided they were going to sell over 50,000 acres on our little island. And we were like, it happened to Lāna'i. They had no say about who was going to come in and take over the island. So, when you have 50,000 acres plus, you own 1/3 of our island. And these are people from Singapore. They're not even American citizens, they're foreigners.

So when we heard about the sale, we decided that instead of waiting around to see who was going to be the next master. We went out and we started looking for people that think like us so that whoever is going to buy Moloka'i Ranch is in line with our thinking about our future. We have a Moloka'i Community Plan. We have a Moloka'i tourism plan. We have a Moloka'i subsistence plan. We have a Moloka'i Fish Pond plan. We have a Moloka'i cultural plan. We have a Moloka'i water plan. So the point I'm making is that even though we're playing defense, we were looking to the future, and right now Moloka'i is in that transition. So it's exciting times for us. And OHA has always been part of our growth here on Moloka'i. Sometimes good, sometimes bad in one time to an OHA meeting with hundreds of signs condemning Colette and condemning OHA for doing this and doing that so we're very active.

Sometimes we right sometimes we wrong, but we at least we're actively trying to protect our island, and we know where we're going. We're going to aina momona. That's where we're going. So, it's important that OHA understands Moloka'i. So that's why the law says if you're going to elect Trustees. You going to elect Trustees from the different islands. In 1978, the original plan was to have trustees from each of the counties. There in 1978 and we said wait a minute we want a Trustee from Moloka'i and nobody from Lāna'i spoke up to get a trustee from Lāna'i. So we didn't want to speak for any other island except for our own island, Moloka'i. So as a quasi institution OHA now, go right through the County thing and gave Moloka'i its own Trustee. So, each island has a Trustee and you're supposed to be living on your island in order to understand what I just told you. About the growth of the island, how are you growing doing this doing that.

I looked up the laws governing OHA and OHA needs to figure out how to make it clearer about how we get Trustees from our island. We assume that the Trustees from each of the islands was going to be people who live on that island. And Moloka'i, and Hawai'i Island now has a problem. Because we don't have in this voting process, voting for somebody who actually lives on our island. I'm really, really worried about that because all these years of playing defense and now going into offense takes a lot of understanding of the intricacies in order for us to succeed and to change midstream in all of this and have a Trustee coming representing Moloka'i that does not live on Moloka'i it scares the hell out of us. I mean, how are we going to go into this transition when the person who is now going to represent us at OHA doesn't even live on our island? So, I implore the Trustees to make it clearer. That you have to live on the island in order for you to understand the problems and the dreams and the goals and objectives of our island.

Each island is complicated and different, so it's imperative that whoever is going to be the OHA Trustee must live on the island, so they don't come in not knowing anything about where we've been and where we're going. So, I wanted to put that out there that to let you guys know that Moloka'i is going to go from the pua ting island to the most advanced island after the pandemic. We're going to be able to feed ourselves. We're not going to have to depend on barges and airlines for tourism and food. And those kinds of things so. I want it to be positive. My message to all of the Trustees a positive message that Moloka'i now is in a huge transition. We found really good partners that are ready to buy Moloka'i Ranch. It started off at 260 million dollars they wanted, and the negotiations went down all the way to 100 million dollars. And they wanted it to go lower. The people that were representing us. He said, no, we're not going to go lower so we're kind of stuck right now. But if we get a third party, we have two parties. We get a third party. We may be able to push this thing through, so we're very close to having an island that went from being a defensive island to an island that is going to be playing offense and create an economic vision and future based on our kupuna and based on our ability to feed ourselves and based on the ability to protect all of our natural resources. So I wanted to send that message out to the Trustees coming from the island of Moloka'i. That we like.

the relationship that we have with OHA. We participated from 1978 to now. And we wish all of you well. And we're not going to give up if we have to come and talk to the computer. Will come and talk to the computer. Whatever it takes to make sure that Moloka'i is going to be an independent and subsistence island. Thank you Colette for allowing me this time to speak. And if there's any questions.

Chair Colette Machado – Mahalo Walter, Trustees any questions. Carol, do you see anybody's hands up that would like to address Walter?

Carol Ho'omanawanui - No Madam Chair, I don't see any Trustees hands up.

Chair Colette Machado - Walter, thank you again for your manao, we will move on members to VI. which is the status of OHA activities I'll call on Sylvia Hussey our Ka Pouhana for CEO, updates on Ho'oulu Lāhui Aloha Sylvia.

VI. STATUS OF OHA ACTIVITIES – KA POUHANA/CEO'S UPDATE ON HO'OULU LĀHUI ALOHA & OHA ACTIVITIES

Sylvia Hussey, CEO – Mahalo Chair, I'll keep it small because I want to provide beneficiaries with the opportunity to share their community concerns. Just as an update, the Trustees will be expecting from previous, they should be expecting actions to come for the legislative package that will be presented. As well as budget bills and related grants of community budgets. The organization is continuing its get out the vote effort to increase voter engagement, and awareness overall. So, we'll start to see more, the community engagement piece is there and then last but not least, I wanted to congratulate CNHA for their first virtual convention and the breadth of plenary, and caucus work that were completed yesterday and today. So, we just wanted to congratulate them for that successful venture in convention. Which is one of our sponsored events and we had many staff members participate on panels informing about a wide variety of topics. So, we just wanted to highlight that for the Trustees. That's it.

Chair Colette Machado - Sylvia, may I call on you, if there's any updates on the Kahoma Valley fire? If you have some updates then we can call on Trustee Hulu if she would like to add more information on that please.

Sylvia Hussey, CEO - I think Trustee Hulu you have that information.

Chair Colette Machado - The Chair recognizes Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey – Thank you Chair. I understand it was just a brush fire and could have been started from a camp, but what a coincidence that you folks also had a fire on Moloka'i.

Chair Colette Machado – Moomoni, yes.

Trustee Carmen Hulu Lindsey - Yeah, ours burned 30 acres understand yours, burned 10 acres, but it was. Just carelessness here on Maui. And that's what I got from U'i and I also got that from a friend of mine that's a firefighter.

Chair Colette Machado – Thank you Hulu so much for that update

Trustee Carmen Hulu Lindsey – Thank you.

Chair Colette Machado - We'll move on to community concerns. Lori are you still with us, Lori?

VII. COMMUNITY CONCERNS

Chair Colette Machado – Carol, you can you check if she if Lori Buchanan.

Carol Ho‘omanawanui – She is on, she can unmute.

Chair Colette Machado - Just so you know Lori, you have 5 minutes a timer will on the screen to countdown the time and chime will sound when you have 30 seconds left and a second time when you when your testimony time expires. I know you will be addressing in two areas. One is Kalaupapa and the other was going to be som issues . relating to residential requirement for the Office of Hawaiian Affairs. I will probably extend your time a little longer, so if you're ready you could begin Lori.

Lori Buchanan – Thank you. I am wanting to mention a few other things. But I am going to go straight to Kalaupapa because I had the number 8th discussion with that National Park Service on the subject of the General Management Plan for Kalaupapa and specifically the the programmatic agreement that they are writing up. What I wanted to convey to the Trustees is that this process is a chaotic mess. I am very dishearted because at every meeting I have to listen to kupuna crying on the phone during the two hour meetins with the Department of Interior and then also because its become so complex and disingenuous we have a number of key people from Washington DC, now on the phone calls. Now because of COVID all but the two last meetings were conducted over the phone. We are having an office 106 consultation, the beneficiaires. And to bring Trustees up to speed, the primary area in Kalaupapa that is where all the 200 homes existed is on Department of Hawaiian Home Lands. The rest is under the management of DLNR. But the entire penninsula, except for the airport which is under jurisdict of Department of Transportation. And the 100 homes under the management of Department of Health. This process is because the park has managed Kalaupapa for over 40 close to 50 years without a General Managment Plan.

Its been piece meal and arbitrary through the years and because we are here now. In the past when i was in consultaion with the Department of Defense over the use for Kalaupapa for military training, Jerome with the Office of Hawaiian Affairs, I felt that i had an advocate to help me. Jerome was there as well as other members of staff from the Office of Hawaiian Affairs. Currently there is only one Department of Hawaiian Home Lands Planner that is attending these meetings. Except for Ka Ohana o Kalaupapa, there is really no advocates. So i really looking to help from the Office of Hawaiian Affairs to help in protecting Kalaupapa in to the future. I can work with that planner to bring everyone up to speed.

I wanted to switch really fast to talk about the heath of Moloka‘i with the closing of Papa Ola Lokahi and the gym, the many people of Moloka‘i that suffer from diabetes, really doesn't have, and this goes to Kauai, a place to exercise and to monitor thier health any more. And if OHA can help with that, that would be good. With Kalaupapa the Department of Defense wanted to train in the Kaunakakai Harbor, specifically the Navy Seals and any Country that is also training with the Navy Seals would be using our Harbor. We needed help advocating for that, against that. Then I wanted to touch on lastly because I see my clock i ticking down on the OHA elections. I heard earlier testifier kind of elude to the same stresses that I had about feeling like persons that were running to

represent the Island of Moloka‘i did not live on the island of Moloka‘i. I was really aghast and I was extremely distraught. Because I personally as a Hawaiian would not go to Waimanalo, Waianae, Koolau Poko, and pretend that I would want to represent you if I don't live there. Even if I had ohana. So I also echo the need to revisit the qualifications on island representation for the Office of Hawaiian Affairs.

Last thing I wanted to touch on was burials for the island of Moloka‘i. It came up with the COVID. It was a concern for us because we ran out of space to bury our ohana. That issue is not being resolved. I don't know if the Office of Hawaiian Affairs can help. This is separate from the Department of Hawaiian Home Lands. But if you guys don't know demographically the island of Moloka‘i is the only island per capita other than Ni‘ihau that still has a representation of more than 50% of our demographic are Hawaiian. That is why it's important for everyone to protect Moloka‘i. Because we have the most Hawaiians. Like you saw what is happening, we are trying to keep Moloka‘i, Moloka‘i and keep it a place for culture and when everything else is lost I hope we can still be the one to have all of our resources and to help everybody restore there. Thank you for that.

Chair Colette Machado – Thank you so much Lori. Sylvia I will raise the question about Kalaupapa to you about an assignment of some staffing regarding the GMP for our consultation for the 106. I leave that to you and we can follow up with another discussion at a later time.

VIII. ANNOUNCEMENTS/FYI

Chair Colette Machado – We are on announcements. I have one announcement, on October 13, at 5 pm the OHA Board will hold a BOT and Kaua‘i Island Community Virtual meeting. That is the 13th which is next week at 5 pm. Trustee Ahuna will be conducting the meeting and he will be hosting it.

IX. ADJOURNMENT

Chair Colette Machado - I'll entertain a motion to adjourn and thank you for your patience and allowing our community to express their Aloha to you as well as their manao and some of the great projects that we can look forward to for our beloved island.

7:01 pm Trustee Carmen Hulu Lindsey leaves the meeting.

Trustee Kalei Akaka moves to adjourn the meeting.

Trustee Keli‘i Akina seconds the motion.

Chair Colette Machado – It has been moved and seconded that we adjourn. Roll call vote.

Trustee Kalei Akaka moves to adjourn the meeting. 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 KALEI AKAKA	X		X			
TRUSTEE KELI'I AKINA		X	X			
TRUSTEE BRENDON KALEI'ĀINA LEE			X			
TRUSTEE CARMEN HULU LINDSEY						Left at 7:01 pm.
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E			X			
TRUSTEE COLETTE MACHADO			X			
TOTAL VOTE COUNT			8			1
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion passes with eight (8) yes votes and one (1) excused vote.						

The meeting was adjourned at 7:03 pm.

Respectfully submitted,

Dayna Pa, Board Secretary

As approved by the Board of Trustees on _____.

Colette Y. Machado, Chairperson
Board of Trustees

Attachments:

1. Testimony submitted via Email from Karen Holt, Hoomana Hou School Moloka'i.
2. ROOTed Powerpoint Presentation by Mercy Ritte

Dayna Pa

From: Karen Holt <karenh@molokai.org>
Sent: Wednesday, October 7, 2020 10:31 PM
To: BOT Meetings
Subject: Testimony for OHA Board of Trustees Meeting October 8, 2020 - Mahalo from Moloka'i
Attachments: Class of 2020 - Graduation.jpeg

Aloha e OHA Leaders and Staff,

A little over a year ago, our organization received a grant to support our alternative high school on the island of Moloka'i. Ho'omana Hou School provides an alternative for students who need a place-based curriculum that meets the DOE requirements for credits and graduation. In the Spring of 2020, Moloka'i saw a total of 93 keiki o ka 'aina graduate from high schools including Molokai High and Kamehameha. Nine (9) of the graduates were Ho'omana Hou students, and all were Native Hawaiians. A photo of the happy graduates is attached.

OHA's support for our school and its students has been invaluable. This testimony is to thank all of you for giving the youth of Moloka'i another avenue to obtain their high school diplomas. We deeply appreciate your commitment to education, and especially to the success of our youth.

Mahalo Nui A Loa!

Karen M. Holt, Principal
Ho'omana Hou School
Executive Director
Moloka'i Community Service Council
P.O. Box 2047
Kaunakakai, Hawai'i 96748
Phone: 808-553-3244
Fax: 808-553-3370
Website: www.molokai.org





Aim for the Most High!

The mission is to grow a generation of lifelong learners firmly rooted in a foundation of:



- ✓ Credible Wisdom, Counsel & Knowledge
- ✓ Original Health & Medicine
- ✓ Moral Excellence
- ✓ Community Service
- ✓ Gratitude & Prayer



Sponsoring Organization

'Āina Momona
501 (c)(3) non-profit

Learning Site

Keawanui Fishpond



Key Information

- Home School Program
- Strong emphasis on health & wellness
- Requires support & commitment from the entire family
- Dependent on grants & donations, year-to-year
- Enrollment & curriculum is free
- Volunteer-Based Program
 - Parent Guided Learning
 - Rotation Schedule



Volunteer-Based Program

Ways to Kōkua

1. Lead a lesson, weekly
(e.g. Geography)
2. Assist at site, weekly
(e.g. Mondays)
2. Prepare lunch, weekly
(e.g. Tuesdays, Wednesdays or Thursdays)



Daily Exercise



Daily Exercise



Daily Exercise





Plant-Based Lunches



Kids Cook!

- ❖ Whole food, plant-based recipes
- ❖ Use veggies & herbs from Garden of Eatin'
- ❖ Additional ingredients donated by each 'ohana



Kids Cook!



Kids Cook!





Kids Cook!



Kids Cook!



The Garden of Eatin'



The Garden of Eatin'





The Garden of Eatin'



The Garden of Eatin'



The Garden of Eatin'



The Garden of Eatin'





The Garden of Eatin'



Natural Remedies



July 2020
First Aid 101

Aug - Sep 2020
Boosting the
Immune System

Oct 2020 - Feb 2021
Combating the Flu

March - May 2021
Spring Cleaning

June 2021
First Aid 102



Natural Remedies



Natural Remedies





Natural Remedies



Natural Remedies



Natural Remedies



Service Projects





Service Projects



Service Projects



Service Projects



Kūleana





Kūleana



Kūleana



Kūleana



Nature Study



- A nature walk or hike
- Encourages quiet & patient observation
- Observations may include noticing weather signs, cloud patterns, changes in the tide, wind patterns, insects etc.

Purpose:

"Learn to know & delight in natural objects!"





Nature Study



Nature Study



Partnerships

Community
Organization



Partnerships

Community
Organization





Partnerships

Community
Members



Partnerships

Community
Members



Partnerships

Community
Members



The Vision

An Academy of Living Education





Mahalo!



**STATE OF HAWAII
OFFICE OF HAWAIIAN AFFAIRS
Virtual Meeting via Zoom Webinar**

Due to the threat of COVID-19, Governor Ige issued the most recent Emergency Fourteen Supplementary Proclamation dated October 13, 2020 that suspend parts of Hawai'i Revised Statutes Chapter 92, Public Agency Meetings and Records to, among other things, enable boards to conduct business without any board members or members of the public physically present at the same location.

The OHA Board of Trustees will hold virtual meetings until further notice. The virtual meetings can be viewed and observed via livestream on OHA's website at www.oha.org/livestream or listen by phone: (213) 338-8477, Webinar ID: 947-5117-9751

**Minutes of the Office of Hawaiian Affairs Board of Trustees Meeting
Tuesday, October 22, 2020
9:30 am**

ATTENDANCE:

TRUSTEE BRENDON KALEI'ĀINA LEE
TRUSTEE LEINA'ALA AHU ISA
TRUSTEE KALEI AKAKA
TRUSTEE W. KELI'I AKINA
TRUSTEE CARMEN HULU LINDSEY
TRUSTEE ROBERT K. LINDSEY
TRUSTEE JOHN WAIHE'E IV

ROBERT KLEIN, BOARD COUNSEL

EXCUSED:

TRUSTEE COLETTE MACHADO
TRUSTEE DAN TRUSTEE AHUNA

ADMINISTRATION STAFF:

SYLVIA HUSSEY, CEO
STERLING WONG, ICOO, ICA
RAINA GUSHIKEN, CC
EVERETT OHTA, CC
KEVIN CHAK, IT
MEHANA HIND, CE
DANIEL SANTOS, IT
RAMONA HINCK, CFO
NIETZSCHIE OZAWA, IPM

BOT STAFF:

CAROL HO'OMANAWANUI
LŌPAKA BAPTISTE
DAYNA PA
LAURENE KALUAU-KEALOHA

GUESTS:

SYDNEY KELIIPULEOLE
DR. CLAIRE HUGHES

I. CALL TO ORDER

Trustee Brendon Kalei'āina Lee Calls the Board of Trustees meeting to order at 9:30 pm. She states that he has received excused absences from Trustee Dan Ahuna and Trustee Colette Machado. Roll call is taken to identify the Trustees that are participating; Trustees Ahu Isa, Akaka, Akina, Trustee Robert Lindsey, Trustee Carmen Hulu Lindsey, Trustee John Waihe'e IV and Lee, constituting a quorum of seven Trustees.

Thank you, I need to read these instructions before we begin today. Welcome to the OHA Board of Trustees meeting. As a reminder, please mute your mic until you need to speak to eliminate any background noise, which makes it difficult to hear and affects the quality of sound on the live stream. Trustees and the OHA CEO who are

joining by video conference. Please enable your camera if you are able to do so. All other OHA staff please enable your camera when you need to address the board. When you would like to speak on mute your mic and adjust the Chair to be recognized. When the chair recognizes you proceed to speak. Please mute your mic when you are done. At the prompting of the Chair the Board Secretary will do a roll call to determine quorum. If you are disconnected we will pause the meeting for one minute and wait for you to log back on. After one minute we will proceed with the meeting provided we have a quorum. If you need to leave the meeting, please inform the Chair by announcing you are leaving the meeting.

We are recording today's meeting for the sole purpose of producing written meeting minutes, which will become the official record of this meeting. Joining the Trustees today is Robert G. Klein, Board Counsel as well as Kurt Klein. Ka Pouhana Sylvia Hussey, along with Carol Hoomanwanui, Dayna Pa, Lopaka Baptiste, Laurene Kaluau-Kealoha, Kevin Chak and Dan Santos as support staff. I will call on Ka Pouhana Sylvia to announce the names of the administrative staff also joining us today.

Sylvia Hussey, CEO - Thank you Trustee Lee. We have interim Chief Operating Officer and Interim Chief Advocate Sterling Wong, Senior Legal Counsel Raina Gushiken, Assistant Legal Counsel Everett Ohta and Community Engagement Director Mehana Hind. Thank you.

II. APPROVAL OF MINUTES

- A. October 6, 2020**
- B. October 8, 2020**

Chair Brendon Kalei'aina Lee - Mahalo members, we are moving onto II. the approval of the minutes. As the minutes have been provided in the board packet ahead of time it has been identified that there are corrections that need to be made to the minutes. The Chair will entertain a motion to defer the minutes till time uncertain.

Trustee Akina moves to defer the minutes of October 6 and October 8, 2020.

Trustee Waihe'e seconds the motion.

Chair Brendon Kalei'aina Lee - It's been moved by Trustee Akina and seconded by Trustee Waihe'e if there is no objection, the motion shall carry. Thank you members. Moving on to III. public testimony.

III. PUBLIC TESTIMONY ON ITEMS LISTED ON THE AGENDA

Chair Brendon Kalei'aina Lee - Trustees, you should have received in your packet testimony from Shannon Edie, from the Native Hawaiian Chamber of Commerce. It was in support of our action item BOT 20-09. We have two members signed up for today. The first person we have signed up is Sidney Keliipuleole from the Native Hawaiian Chamber of Commerce.

Before we begin the public testimony, I need to read the following. So public testimony must be limited to matters listed on the meeting agenda and will occur during the public testimony portion on the agenda. Once the public testimony section on the agenda has concluded, oral testimony online will no longer be accepted. Your name will be called and your microphone will be unmuted when it is your turn to testify. If you are not audible you will be muted on the next testifier will be called. Your name will be called again before the conclusion of the public testimony section. State your name organization if applicable. Agenda items you are testifying on and your position, support, oppose or comment on each of the agenda items. If you begin to address other issues not on today's meeting agenda, the Chair will call you out of order and direct you to limit your testimony to items listed on the agenda. Oral testimony online will be limited to 5 minutes. A timer will be onscreen to countdown the time

a chime sound when you have 30 seconds left and a second chime when your testimony time expires. Your mic will automatically be muted once you have completed your oral testimony or if you're allotted time for testimony expires I will call on staff to call on the list of Testifiers.

Carol Hoomanwanui - The first testifier registered to speak is Sydney Keliipuleole.

Sydney Keliipuleole - Thank you, good morning Trustees and OHA staff. I am Sidney Keliipuleole, Secretary of the Board of Directors Native Hawaiian Chamber of Commerce. Our President, Shannon Edie, has submitted written testimony just like many leaders these days. Shannon is running at 3D Virtual Conference and unable to participate. You have our written testimony in support of resolution Action Item 20-09 honoring Dr. Claire Hughes. So let me just summarize and hit the highlights.

Founded nearly five decades ago, in 1974, the Native Hawaiian Chamber of Commerce I will refer to us as NHCC this morning. We recently refresh our mission statement. Today our mission is to Malama Native Hawaiians Business and Commerce through leadership, relationships and connections to economic resources and opportunities. For nearly three decades, Dr. Claire Kuuleilani Hughes has been an NHCC member. Thank you for honoring Aunty Claire with this resolution. We think she's special too. Dr. Hughes has been an active member of our Board of Directors for many years, including serving as a past President. She currently serves as Chair of our Scholarship Program Committee, which provides college tuition assistance for Native Hawaiians pursuing a degree in business, and how appropriate can that be? As a lifelong student, earning her Doctorate in public health, she's a living testament to the value and power of Education. Your resolution recognizes Dr. Hughes for her leadership and contribution to native Hawaiian health. She has been recognized in many other ways with many other awards and accolades, including as a 2012 recipient of our NHCC O'o award, which honors outstanding Native Hawaiians who have made significant contributions within the Hawaiian community.

To wrap up, my remarks are written testimony, includes comments of Aunty Claire that are very personal to our president, Shannon Edie, too personal that my oral remarks cannot do it justice this morning. However, there is one passage by Shannon that I would like to read and it goes like this. As a relatively young leader of an organization that has been in existence for decades, it's important to me that we, the Native Hawaiian Chamber of Commerce, continue to adapt and progress while remaining grounded in where we came from and why we were formed. For this reason, Dr. Hughes has been and continues to be an important part of the organization. During this pandemic times, it's been a pleasure for me, speaking from Shannon, to witness Aunty Claire adapt to the new normal. Including racing from one zoom meeting to another zoom meeting. So even virtually Aunty Claire continues to lead by example. The Native Hawaiian Chamber of Commerce proudly and strongly supports this resolution, honoring the contributions of NHCC Member Dr. Claire Hughes to the Native Hawaiian community in the State of Hawaii. Thank you, Trustees. Thank you for the opportunity to provide our testimony in support of this resolution, Mahalo.

Chair Brendon Kalei'āina Lee - Mahalo Sidney.

Carol Hoomanwanui - The next testifier is Kim Kuulei Bernie. I don't see her on Mr. Chair and there are no other testifiers that signed up or registered to provide public testimony.

Chair Brendon Kalei'āina Lee - Just so the members know Kim Kuulei Bernie is from Papa Ola Lokahi and she was also testifying in support of our resolution honoring Dr. Claire Hughes. Since there's no other testifiers members, let's move onto IV. Committee on Beneficiary Advocacy and Empowerment.

IV. NEW BUSINESS

A. Committee on Beneficiary Advocacy and Empowerment

1. OHA Federal Legislative Position – Matrix, September 23, 2020

Chair Brendon Kalei‘āina Lee – The Chair will call on Trustee Waihe‘e, Chair of the BAE Committee.

Trustee John Waihe‘e IV moves to approve Administration’s recommendations on:

- **OHA FED 9 through OHA FED 23 all as SUPPORT; where OHA FED 9 is SUPPORT of S. 524 only, as the House Bill version, as amended, is not yet available; and OHA FED 21 is SUPPORT of both, S. 3650, as amended and H.R. 6535**

on the OHA Federal Priorities for the 116th Congress – Federal Legislative Matrix dated 09/23/20.

Trustee Kalei Akaka seconds the motion.

Trustee Brendon Kalei‘āina Lee - Thank you, it's been moved by Trustee Waihe‘e and seconded by Trustee Akaka. Trustee Waihe‘e I believe you have some discussion on this. You have a motion to amend, correct?

Trustee John Waihe‘e IV - This this amendment has not happened yet.

Chair Brendon Kalei‘āina Lee - Yeah, but because the original motion was disseminated already to the members, we needed to take that motion. Ok, so you can amend it now.

Dayna Pa - Just to clarify, this is from September.

Trustee John Waihe‘e IV moves to amend the motion to approve administration's recommendations:

- **OHA FED 9 through OHA FED 23 all as SUPPORT, where OHA FED 9 is SUPPORT of S. 524 only, as the House Bill version, as amended, is not yet available; and OHA FED 21 is SUPPORT of S. 3650, as amended, only.**

On the OHA Federal Priorities for the 116th Congress – Federal Legislative Matrix dated 09/23/20.

Trustee Kalei Akaka seconds the motion.

Chair Brendon Kalei‘āina Lee - Thank you Trustee Akaka and Trustee Waihe‘e. It's been moved by Trustee Waihe‘e and seconded by Trustee Akaka amend the original motion just to remove the support for the house version of Senate 3650. Is there any discussion on the amendment only? Hearing none secretary, can I have a roll call vote please.

Trustee John Waihe'e IV moves to amend the motion to approve administration's recommendations:

- OHA FED 9 through OHA FED 23 all as SUPPORT, where OHA FED 9 is SUPPORT of S. 524 only, as the House Bill version, as amended, is not yet available; and OHA FED 21 is SUPPORT of S. 3650, as amended, only.

On the OHA Federal Priorities for the 116th Congress – Federal Legislative Matrix dated 09/23/20.

Trustee Kalei Akaka 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 KALEI AKAKA		x	X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E	x		X			
TRUSTEE COLETTE MACHADO						X
TRUSTEE BRENDON KALEI'ĀINA LEE			X			
TOTAL VOTE COUNT			7			2
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED						
Motion passes with seven(7) yes votes and two (2) excused vote.						

Chair Brendon Kalei'āina Lee - Thank you members now that the amendment has been approved. Is there any discussion on the main motion to support administration's position on the Federal Matrix. Hearing none, on board Secretary can I have a roll call vote, please.

Trustee John Waihe'e IV moves to approve Administration's recommendations on:

- OHA FED 9 through OHA FED 23 all as SUPPORT; where OHA FED 9 is SUPPORT of S. 524 only, as the House Bill version, as amended, is not yet available; and OHA FED 21 is SUPPORT of both, S. 3650, as amended and H.R. 6535

on the OHA Federal Priorities for the 116th Congress – Federal Legislative Matrix dated 09/23/20, **as amended**.

Trustee Kalei Akaka 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 KALEI AKAKA		x	X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE CARMEN HULU LINDSEY			X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E	x		X			
TRUSTEE COLETTE MACHADO						X
TRUSTEE BRENDON KALEI'ĀINA LEE			X			
TOTAL VOTE COUNT			7			2
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED						
Motion passes with seven(7) yes votes and two (2) excused vote.						

B. Action Item BOT #20-09: Approval of A Resolution of The Office of Hawaiian Affairs Honoring the Contributions of Dr. Claire Hughes to the Native Hawaiian Community and the State of Hawai'i

Chair Brendon Kalei'āina Lee - We are now on letter B of Roman number IV. Action Item BOT #20-09. Before we take this matter up, I would like to turn the floor over to Ka Pouhana Sylvia Hussey to speak to the merits behind the motion before we take any action on the motion, before we bring the motion before the board.

Sylvia Hussey, CEO - Thank you Chair Lee. I will ask Interim Chief Operating Officer and Community Engagement Director Sterling Wong, Mehana Hind to go ahead and provide context for the administration recommendation of the resolution. So Sterling and Mehana.

Sterling Wong – Aloha Chair, Trustees Sterling Wong for the administration. I will turn it over to Mehana so she can present the resolution on this very beloved kupuna. So without further ado, I'll turn over to Mehana.

Mehana Hind - Can I read through the resolution at this time Chair?

Chair Brendon Kalei'āina Lee – Mehana give some background first and then before you read it, I'll entertain the motion to bring it before the Board. So then you can read it.

Mehana Hind - Auntie Claire Hughes, Dr. Claire Hughes, excuse me. Has been such a pillar in the native Hawaiian community and not only for our community, but for the entire pae aina. She has been the epitome of servant leadership. She has crossed boundaries that people don't usually cross between healthcare, between community service, between State Government and then nonprofit work. Also, you know Auntie Claire Hughes, I sorry I finally called her Auntie Claire Hughes because that's the kind of woman that she has meant to a lot of us younger women, native Hawaiian women who also aspired to do the type of servant leadership that she has. She has done it her entire life. She has through her firm and but subtle ways been able to shift paradigms that were at the cutting edge of our wellbeing. From the time that she served in the State of Hawaii Department of Health all the way through until now, even though she is retired like uncle Sydney Keliipuleole had said earlier, she is still as vibrant, as involved as ever, with many of the initiatives that are going on today to affect the health and well-being of our people and for the people across the pae aina. Chair, may I read the resolution?

Chair Brendon Kalei'āina Lee – Yes, go ahead Mehana.

Mehana Hind - This action item BOT 20-09: Approval of “A resolution of the Office of Hawaiian Affairs honoring the contributions of Dr. Claire Hughes to the Native Hawaiian Community and the State of Hawai'i.

Whereas, Dr. Claire Kuuleilani Hughes was raised on Kaua'i and on O'ahu, graduating from the Kamehameha Schools in 1954; and

Whereas, Dr. Hughes earned a Bachelor of Science degree from Oregon State University, a Masters degree in Public Health Nutrition from the University of Hawai'i at Manoa, and a doctorate in public health from the University of Hawai'i at Manoa; and

Whereas, Dr. Hughes became Hawai'i's first Native Hawaiian registered dietitian in 1959; and

Whereas, Dr. Hughes began her career as a head dietitian for Kamehameha Schools, later serving as the School's food supervisor; and

Whereas, during the 1960s Dr. Hughes also served briefly as part-time dietitian for Kaiser Hospital, and for Pōhai Nani's extended care facility; and

Whereas, in 1969 Dr. Hughes became a clinical dietitian and public health nutritionists with the State of Hawai'i Department of Health, eventually moving into leadership and becoming the DOH Nutrition Branch Chief; and

Whereas, Dr. Hughes retired from the Department of Health after 33 years of service; and

Whereas, in the late 1980s Dr. Hughes worked with doctors. Kekuni Blaisdell and Emmett Aluli to study the high incidence of chronic diseases in Native Hawaiians on Moloka'i, widely acknowledged to be groundbreaking work that established the value of returning to a traditional Hawaiian diet to restore and maintain health; and

Whereas, this work resulted in Dr. Hughes' development of a diet called Ho'oke 'Ai that utilized traditional foods. And was predecessor of other traditional Hawaiian diets, including the Wai'ane diet, the Hawai'i diet and 'Ai Pono; and

Whereas, this study and the development of the Ho'oke 'Ai diet led to the establishment of Nā Pu'uwai, the native Hawaiian Healthcare system still serving Moloka'i and Lāna'i; and

Whereas, outside of her full-time job with the Department of Health, Dr. Hughes collaborated to improve Hawaiian health, contributing to Alu Like's landmark E Ola Mau Hawaiian Needs Study in 1985; and

Whereas, as a result of this work, Dr. Hughes was selected to be part of a panel called upon to testify on Hawaiian health care concerns before the United States Senate, which led to the passing of the Native Hawaiian Health Care Act (NHHCA) of 1988; and

Whereas the federal funding secured as a result of the NHHCA in 1988, led to the establishment that same year of Papa Ola Lōkahi, the first Native Hawaiian Health Care System, as well as to the establishment of the Native Hawaiian Health Scholarship program; and

Whereas, Dr. Hughes has published extensively in academic journals on diet, nutrition, diet's relationship to chronic disease, minority health research, and ethnic health databases; and

Whereas, Dr. Hughes has developed numerous culturally sensitive Health intervention programs for Native Hawaiians targeting obesity-related condition; and

Whereas, Dr. Hughes' civic engagement is evident in her history of involvement and leadership with numerous local, national and international organizations, including the American Cancer Society, the Association of Hawaiian Civic Clubs, Hā Kūpuna - National Resource Center for Native Hawaiian Elders, Hui Hānai, Lili'uokalani Trust, Ke Ola Mamo, Native Hawaiian Chamber of Commerce and the World Medicine Institute; and

Whereas, at the American Cancer Society, Dr. Hughes organized the first committee dedicated to addressing cancer in the Hawaiian community brought cancer screening screenings and health topics to the annual Hawaiian Civic Club Conventions; and

Whereas, Dr. Hughes' efforts to educate and to improve the health of Native Hawaiians, as well as the health of the larger community, has been recognized by the conveyance of multiple awards including the State Association of Hawaiian Civic Clubs' Kalaniana'ole Award in 1994, Papa Ola Lōkahi's Ka'ōnohi Award in 1996, Honpa Hongwanji's Living Treasure Award in 2011, the Native Hawaiian Chamber of Commerce's Ō'ō Award in 2011, 'Aha Hīpu'u's Kalani Ali'i Award in 2015, and the Rotatry Club of West Honolulu's David Malo award in 2017; and

Whereas, Dr. Hughes' lifelong dedication and tireless work has been critical in advancing Native Hawaiian health care initiatives, impacting the lives and health of countless Native Hawaiians for decades; and

Whereas, in light of Dr. Hughes' recent retirement in June 2020, as the longtime health columnist for OHA's *Ka Wai Ola* newspaper; now, therefore.

Be it resolved that the OHA Board of Trustees expresses its recognition of Dr. Claire Ku‘uleilani Hughes’lifelong leadership in the field of Native Hawaiian health, as the first Native Hawaiian registered dietitian in the State of Hawai‘i and Chief of the Nutrition branch of the Department of Health, and a daughter of Hawai‘i who was instrumental in passing of the Native Hawaiian Health Care Act at the federal level and the creation of Papa Ola Lōkahi, the first Native Hawaiian Health Care system; and

Be it further resolved, that the OHA Board of Trustees expresses its appreciation to Dr. Hughes for her extraordinary efforts to improve Native Hawaiian Health ‘ai pono and by her advocacy and leadership in numerous health studies, by her civic engagement and lifetime of servant leadership through her involvement in various Native Hawaiian and health organizations; and

Be it further resolved, that the OHA Board of Trustees expresses its gratitude to Dr. Hughes for her 23 years as a columnist for OHA’s *Ka Wai Ola* newspaper, writing on Native Hawaiian health issues and the cultural traditions related to ola kino in her monthly “Mālama i Kou Kino” column.

Be it further resolved, that a certified copy of this Resolution be transmitted to Dr. Claire Ku‘uleilani Hughes and her ‘ohana.

Adopted, this 22nd day of October 2020, island of O‘ahu. State of Hawai‘i by the Board of Trustees of the Office of Hawaiian Affairs.

Trustee Carmen Hulu Lindsey - Mr. Chair.

Chair Brendon Kalei‘āina Lee - Trustee Lindsey

Trustee Carmen Hulu Lindsey moves that the OHA Board Of Trustees approves a Resolution of the Office of Hawaiian Affairs Honoring the Contributions of Dr. Claire Hughes to the Native Hawaiian Community and the State of Hawai‘i at Attachment A.

Trustee Kalei Akaka seconds the motion.

Chair Brendon Kalei‘āina Lee - It's been moved by Trustee Carmen Hulu Lindsey and seconded by Trustee Kalei Akaka. The chair will not open the floor up to discussion. We wish Dr. Claire whose could join us this morning. Unfortunately, she's not present with us today. Chair will call on Trustee Akina

Trustee Keli'i Akina - Thank you Mr. Chair. I just want to say that it is a true honor and pleasure today to lend my signature along with the fellow trustees of this board to this resolution honoring Claire Hughes amongst Hawaiians, Native Hawaiians and all people in the islands. There are few such role models. She's been a role model of Education, professional accomplishment and true service to the people of Hawaii. And we're very honored to be able to honor her. Mahalo

Chair Brendon Kalei‘āina Lee - Thank you Trustee Akina, any other members? No. Hearing none the Chair would like to say a few words. Auntie Claire as she's known by me as well, has been a big part of my life. I've known Auntie Claire my entire life. Being a lifelong member of the Association of Hawaiian Civic Clubs. Auntie Claire's example to me growing up as a native Hawaiian leader has been invaluable. Having her a member of our body for the AHA 2016 was also invaluable. Not a lot of people are aware of this. If they weren't following the daily videos from the AHA but Auntie Claire is the person who made the motion to adopt the constitution and that was made by Auntie Claire. We thank Auntie Claire for all she's done for Ka Wai Ola, for OHA, for the lahui and all of Hawaii. I just got a message and Auntie Claire is having trouble getting on so. I don't want to hold up the meeting so we're gonna go ahead and proceed at this time and then.

Carol Hoomanawanui - Yes, it looks like she is an.

10:01 am Dr. Claire Hughes joins the meeting.

Chair Brendon Kalei‘āina Lee – Aloha Auntie Claire, the Chair will turn the time over to you.

Dr. Claire Hughes - I am embarrassed you folks all set so many things that I have forgotten about already. But I would like to thank you very much for honoring me this morning with the recognition of my work. And, you know, it's not only my work, it's a work of many Hawaiians who helped with all of the things that were accomplished. I'm just the one up front today and so I need you to recognize the fact that Hawaiians work as a team always, and so we never have, we never should get individual recognition like I have today. So I'm embarrassed and but I'm also very grateful for the time and effort put into this recognition.

There are so many things in health that are still not good. And that is the whole reason I got involved in the Native Hawaiian Health Care Act and all the rest of the activities that I've done in the community with the civic clubs and everything else. Trying to elevate the health of Native Hawaiians. Sadly, we no longer have the ability to eat like our ancestors. If we are all to have dinner with poi tonight, then be no more poi in the whole pae aina for the next week. There is not enough poi for us. We can't afford it. It's about \$20 a container 1 pound container for Hanalei poi at my Safeway. Who can afford that kind of money? So we have a lot of work yet to be done. And the native Hawaiian health Care Act is in the process of being reauthorized. And I really implore you to support this effort that Papa Ola Lokahi is making and as individuals in other organizations, you have to get on the bandwagon too.

If a certain individual that I support gets in as President this election for the United States President, there will be less problem. But we still need to advocate for that Native Hawaiian Health Care Act or the funding will be reduced where we can't do much. We have much kuleana in this area. Many of our people are suffering from illnesses and so I don't want to make too much of a, get on my high horse about this for too long a time. I just want to let you know that I probably gonna appear at your table and bang on the table for a recognition as I fight for Native Hawaiian Health programs in the in the future. We need to have more health care providers who actually want to give back to their community. We have many nutritionists today who have their Masters and Doctorates. Not too many show up when there's work to be done. So we have a problem with that and we can generate efforts amongst our young people to feel that ohana, kakou thing, you know that kakou effort in everything we need to do. We are so few in number we don't have the support of our community. We don't have the support of our community. We didn't have it when we did the Native Hawaiian Health Care Act. All of that was done on our own personal time. Our own personal typewriters, that kind of effort could really needs to continue.

We really need to do a lot of it on our own because our support in the community is not improving. So I'm gonna leave you today. I think with the cheerful note that I'm willing to work on some more, I'm willing to carry the flag and make way for us as we advocate in the public for additional care. But we need to wake our own ohana up our own lahui up. We can't change anything. They don't change. So we need to come up with good ways to get our ohana thinking about the traditional ways of our people. And I believe that effort, and I know that there will be people that will follow me because I make plenty of noise when I go around places and people are embarrassed and so they help me. I will do that again. Thank you so much again and thank you for allowing me to make so much of an issue this morning of Native Hawaiian health. But we can't talk about it enough and I thank you for the accolades given to me personally as I have said earlier, it was a kakou thing. I never did it alone. There was always a core of people that made it happen and I hope I'm looking at the core right now of our new effort. Thank you, thank you very much.

Chair Brendon Kalei‘āina Lee - Mahalo Auntie Claire. You are welcome at our table anytime. I am going to miss not being able to see you at convention this year. As always, I miss our cocktails at Kincaids. But Thank you auntie Claire, we wish you the best and like I said, you're always welcome at our table, Mahalo.

Dr. Claire Hughes - Thank you very much. Aloha

Chair Brendon Kalei‘āina Lee - Madam Secretary, I believe I have a motion and a second.

YouTube.

Dayna Pa – It was moved by Trustee Hulu and seconded by Trustee Akaka.

Chair Brendon Kalei‘āina Lee - Correct, can I have a roll call vote please?

Trustee Carmen Hulu Lindsey moves that the OHA Board Of Trustees approves a Resolution of the Office of Hawaiian Affairs Honoring the Contributions of Dr. Claire Hughes to the Native Hawaiian Community and the State of Hawai‘i at Attachment A. Trustee Kalei Akaka 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 KALEI AKAKA		x	X			
TRUSTEE KELI‘I AKINA			X			
TRUSTEE CARMEN HULU LINDSEY	x		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE‘E			X			
TRUSTEE COLETTE MACHADO						X
TRUSTEE BRENDON KALEI‘ĀINA LEE			X			
TOTAL VOTE COUNT			7			2
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion passes with seven(7) yes votes and two (2) excused vote.						

Chair Brendon Kalei‘āina Trustee Lee – Mahalo, it is my great honor that we have a unanimous vote in support of this resolution for our dear honored Auntie Dr. Claire Hughes. Thank you members.

C. Report of the Permitted Interaction Group re: the investigation of the development of specified T-Level Trustee policies for OHA’s Board Governance Framework; presentation only, no discussion or decision-making. Pursuant to HRS § 92-2.5(b)(1)(B)

Chair Brendon Kalei‘āina Trustee Lee - Members going onto.

Sylvia Hussey, CEO – Chair Lee.

Chair Brendon Kalei‘āina Lee – CEO Hussey.

Sylvia Hussey, CEO - Yes, I'm sorry I should have introduced our new CFO who joined us online. Ramona Hinck is joining us and I just wanted to let the board know that she's online participating as well.

Chair Brendon Kalei‘āina Lee – Mahalo, Aloha Mona. We're on IV. Item C. the report back from the permitted interaction group. For your information members a copy of the report has just been emailed to all of the board members. I'm just going to scroll through it real quickly so that the members can see it. As members are aware for permitted interaction groups in compliance with sunshine law, there will be no discussion on the report today. Discussion will be taken up at the next agenda meeting of the Board of Trustees. As I scroll through it. Just for the boards information given the limited time, the permitted interaction group had to work on this, it was unable to actually craft the new policies. By giving it a charter for the permitted interaction group was to investigate all of these individual specific policies. The permitted interaction group did come out with recommendations to the Board of Trustees on these specific policies. So should the new Board of Trustees for 2021, moving forward, wish to pick this work up and constitute a new permitted interaction group. This report

hopefully will give it that new permit interaction group some guidance for these particular policies. That being said, thank you members.

V. COMMUNITY CONCERNS

Chair Brendon Kalei‘āina Lee - We are now on Roman V. Dayna do we have anybody signed up for Community concerns.

Carol Hoomanwanui – Mr. Chair this is Carol, nobody is signed up for community concern.

Chair Brendon Kalei‘āina Lee - Ok, thank you Carol.

VI. EXECUTIVE SESSION

Chair Brendon Kalei‘āina Lee - That being said, can I get a motion to excuse the board into executive session. Yes, Trustee Carmen Hulu Lindsey.

Trustee Carmen Hulu Lindsey moves to recuse into executive session pursuant to HRS § 92-5(a)(4),(8); HRS §103D-105, -202, -303; and HAR 3-122-45.01(2)(C)(ii)

Trustee Kalei Akaka seconds the motion.

Chair Brendon Kalei‘āina Trustee Lee - Board Secretary Dana can I get a roll call vote, please?

Trustee Carmen Hulu Lindsey moves to recuse into executive session pursuant to HRS § 92-5(a)(4),(8); HRS §103D-105, -202, -303; and HAR 3-122-45.01(2)(C)(ii) Trustee Kalei Akaka 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 KALEI AKAKA		x	x			
TRUSTEE KELI‘I AKINA			x			
TRUSTEE CARMEN HULU LINDSEY	x		x			
TRUSTEE ROBERT LINDSEY			x			
TRUSTEE JOHN WAIHE‘E			x			
TRUSTEE COLETTE MACHADO						X
TRUSTEE BRENDON KALEI‘ĀINA LEE			x			
TOTAL VOTE COUNT			7			2
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion passes with seven(7) yes votes and two (2) excused vote.						

Chair Brendon Kalei‘āina Lee - Thank you for the public we will move into executive session at this time. This portion of the meeting is closed to the public and will not be livestreamed. Members of the general public please leave the meeting now if you if not you will automatically be dismissed. Please log onto the whole website to view the meeting on live stream when we reconvene in open session. Just for the public information when we reconvene into open session it will just be to adjourn the meeting.

The Board resolved into Executive Session at 10:12 am

- A. OHA's Procurement Unit together with Board Counsel Robert G. Klein's discussion of the evaluation process for qualifying offers submitted in connection with Request for Proposals (RFP) No. BOT 2020-30 for Performance Appraisal Consulting Services, and instruction regarding the appropriate statutory requirements governing the evaluation process. *Pursuant to HRS §92-5 (a)(4), (8); HRS §103D-105, -202, -303; and HAR 3-122-45.01(2)(C)(ii)*
- B. Consultation with Board Counsel Robert G. Klein, Esq. re: questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities with respect to OHA v. Kondo, (1CCV-20-0259), the Declaratory Relief action filed in the First Circuit Court on February 14, 2020. *Pursuant to HRS § 92-5(a)(4).*

The Board reconvenes in open session at 10:49 am.

VII. ANNOUNCEMENTS

Chair Brendon Kalei'aina Lee - OK, members were back in open session. I have one announcement. On October 27th, 2020 at 5:30 PM. Hawaii Standard Time. The OHA board will hold a combined board of Trustees Meeting and Hawaii Island Community virtual meeting. Are there any other announcements from any members?

IX. ADJOURNMENT

Chair Brendon Kalei'aina Lee - Hearing none, I will entertain a motion to adjourn.

Trustee Carmen Hulu Lindsey moves to adjourn.

Trustee Kalei Akaka seconds the motion.

Chair Trustee Brendon Kalei'aina Lee – It has been moved Trustee Carmen Hulu Lindsey and seconded by Trustee Kalei Akaka to adjourn the meeting. Roll call vote.

Trustee Carmen Hulu Lindsey moves to adjourn. Trustee Kalei Akaka 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 KALEI AKAKA		x	X			
TRUSTEE KELI'I AKINA			X			
TRUSTEE CARMEN HULU LINDSEY	x		X			
TRUSTEE ROBERT LINDSEY			X			
TRUSTEE JOHN WAIHE'E			X			
TRUSTEE COLETTE MACHADO						X
TRUSTEE BRENDON KALEI'AINA LEE			X			
TOTAL VOTE COUNT			7			2
MOTION: [] UNANIMOUS [x] PASSED [] DEFERRED [] FAILED Motion passes with seven(7) yes votes and two (2) excused vote.						

The meeting was adjourned at 10:51 am.

Respectfully submitted,

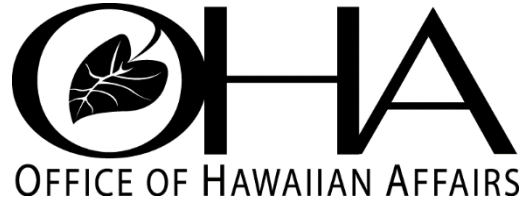
Dayna Pa, Board Secretary

As approved by the Board of Trustees on _____.

Colette Y. Machado, Chairperson
Board of Trustees

Attachments:

1. Report of the Permitted Interaction Group re: the investigation of the development of specified T-Level Trustee policies for OHA's Board Governance Framework



OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

TRUSTEE-LEVEL FISCAL POLICIES PERMITTED INTERACTION GROUP REPORT

**Presented to the Board of Trustees
October 2020**

I. INTRODUCTION

The Board of Trustees (BOT) is responsible for setting Office of Hawaiian Affairs (OHA) policy and managing the agency's trust. OHA's Administration is responsible for the operationalization of these policies. Action Item BOT #20-05 was approved at the BOT meeting on September 10, 2020, which was formed to approve the formation of a Permitted Interaction Group (PIG) to "investigate the development of T-Level policies for OHA's Board Governance Framework." The expected end date of the PIG will be on November 3, 2020.

The Trustee (T) - Level PIG Report is a formal, approved document used to manage PIG execution. It documents the actions necessary to define, prepare, integrate, and coordinate the various PIG activities. It is also the gateway to request funding on a PIG and is a major go/no-go decision point. The major purpose is to provide a comprehensive baseline of what has to be achieved by the PIG, how it is to be achieved, who will be involved, how it will be reported and measured, and how information will be communicated. It should be used as a reference for any decision that is made on the PIG to ensure that the management of the PIG is carried out consistently in line with policy and procedures.

II. EXECUTIVE SUMMARY

A. PIG Purpose and Scope

The goal and purpose of the PIG articulates the PIG to OHA's ongoing work and strategic priorities. Development of future policies is recommended to adhere to the scope as agreed to by the PIG team in the identification of the policies outlined here and in the subsequent measures needed to take to maintain the policies. The planning work assures Trustees and Administration staff the ability to maintain and grow its assets for programs related to the betterment of the conditions of Native Hawaiians.

1. Goal/Purpose

There will be the creation of a unified policy framework of OHA BOT T-level fiscal policies that will assist the Trustees in fulfilling their fiduciary duties in alignment with OHA's mission of ensuring the long-term viability of the Native Hawaiian Trust Fund and maintaining the principal while producing large, stable, predictable spending for the betterment of present and future generations of Native Hawaiians.

2. Scope/Definition

OHA will have a central electronic location with all updated comprehensive T-level fiscal processes, policies, and procedures, in the areas of Spending, Debt, Investments, Land Assets, and Economic Development that will be comprehensive and in alignment with one another.

Additionally, to ensure the continuous maintenance of the T-level fiscal policies and procedures framework, a compliance function, internal audit function, and training is recommended for Trustees, Resource Management Committee leadership, Trustee Aides, and Administration.

B. Baseline Current State

The baseline current state of the PIG is the clearly defined starting point for the commencement of the PIG and provides a fixed reference point to measure and compare the PIG's progress against. This allows the PIG team to assess the performance of the PIG over time. The baseline details the requirements of the PIG and seeks to articulate the problem that the PIG is trying to solve. It is highly recommended that the PIG refers to this portion of the report to ensure that the PIG team is actively engaged in meeting these requirements and rectifying the problems identified in the current assessment of the baseline state. The PIG's findings regarding current assessments of the current baseline state are as follows:

- Some T-level financial policies that **exist are in outdated forms, others that are contradictory, and some remain non-existent**

- The lack of a formal financial policy inventory promotes **instability and lack of continuity** causing a continuous need to reinvent responses to recurrent issues
- T-level financial policies and procedures **do not clarify and crystallize strategic intent** for fiscal management
- **Boundaries are undefined** and are often open to interpretation which **creates confusion** on actions the Board and Administration may take
- The existing T-level policies **do not promote long-term and strategic thinking**
- The T-level financial policies **do not manage risks of financial conditions**

C. PIG Benefits and Drivers

Identified benefits that improve policy would make this PIG worthwhile. Identified benefits clearly articulate the core need and reason for the PIG's existence. Tracking the benefits that arise helps PIG members ensure that they are in alignment with OHA's organizational strategies and ensure that PIG controls focus appropriately on achieving these end-goal benefits. These benefits should be considered in the performance of any possible future PIG that may focus on the execution of plans articulated in this PIG.

1. Benefits

- Promote **strategic intent**
- **Protect the assets** of OHA
- **Manage the risk** to the Native Hawaiian Trust Fund
- Promote **consistency** amongst the BOT's financial activities
- Provide a **governance framework** for the BOT's financial decision making
- Articulate **roles and responsibilities** to establish operating standards and behavioral expectations
- Ensure **alignment** with other existing OHA infrastructure
- Ensure **compliance** with federal and state legal requirements and best practices

Drivers are defined as items driving the PIG to complete its work.

2. Drivers

- OHA has faced continued criticism that its **land management infrastructure is inadequate**, unable to support the agency's growing portfolio, nor any future land involvements, despite an increasing demand to develop its commercial real estate activities. Without **improving its investment framework and processes** to ensure that it meets its fiduciary duties to beneficiaries, the Board will continue to lack adequate investment or financial knowledge to properly oversee its trust investments. Without addressing these issues, OHA's **current real estate portfolio will continue to be unbalanced** if revenues generated from its commercial properties are unable to offset expenses from legacy and programmatic land holdings.
- OHA is particularly susceptible to audits that evaluate OHA's fiscal policies which highlight inefficiencies within its current fiscal processes, policies, and procedures. To avoid repeating these recurrent themes, the BOT should actively ensure that **objectives are aligned and that they proactively seek diverse opportunities to increase revenues** (e.g. real estate, intangibles, etc.) while maintaining their constitutional and statutory obligations.
- The BOT should dedicate itself to preserve the intergenerational equity of its assets **despite turnover of Trustees who have varying levels of fiscal and land management knowledge**.
- In a time of increased economic hardship for our beneficiaries, there is an **increased need to explore financial growth** that will ensure funding for needed programs for our beneficiaries. These economic hardships highlight an increased need to pursue more proactive funding measures such as Public Land Trust (PLT) revenue.
- **Increased compliance** with legal (statutory and regulatory) measures and best practices of similarly situated trusts and other organizations is needed.

- OHA's **Board Governance Framework and Strategic Plan** provides opportunities for alignment between these financial policies and new measures of governance reform.

D. PIG Stakeholders

PIGs are influenced by many stakeholders. Stakeholders are invested in the PIG as they will be affected by decisions made by the PIG team at any point along the way; their input can directly impact the outcome of the PIG. Stakeholders come with varied interests, perspectives, objectives, and other characteristics that play a role in the PIG's planning and executing processes. It is usually necessary and expedient to consider all PIG stakeholders during the initiating and planning phases. The key benefit of engaging with stakeholders is that it helps bring understanding to the complex subject matter of the PIG in the most effective way and identifies the actions necessary to satisfy the varied interests, needs, and perspectives of all team members.

1. Internal Stakeholders

- Board of Trustees
- Chief of Staff to the Board of Trustees
- Trustee Aides
- Board Counsel
- Resource Management (leadership and staff)
- Chief Executive Officer
- Chief Operating Officer
- Chief Financial Officer
- Land Director
- Controller
- Investments Manager
- Commercial Property Manager
- OHA Legal Counsel
- Human Resources

2. External Stakeholders (as determined by the PIG)

- Professional Services (e.g. subject matter experts who are not employees of OHA)
 - Financial consultants (e.g. money managers)
 - Policy consultants
 - Other individuals/firms in selected financial sectors identified through the stakeholder analysis workshops
 - Portfolio governance committees
 - Voluntary Investment Advisory Committees
 - Partners for future public-private partnerships for new economic development and real estate ventures
 - Philanthropy sector advisors
 - Ali'i Trusts and other Native Hawaiian serving organization
- Beneficiaries

E. Resources

PIG resources are the people, capital, and/or material goods required for the successful execution and completion of the PIG. Commencement of the remaining work on the PIG is dependent on whether the BOT appoints a PIG to execute the work as outlined in this report. Resources for PIGs can be determined at the time of a PIG's appointment.

F. Communication Agreements

The PIG Communications Agreement facilitates PIG communication and expectations among all team members. The PIG team developed appropriate approaches and planned for communications activities based on the information needs of each stakeholder on this PIG and the needs of PIG members. The Agreements describe how communications are planned, structured, monitored, and controlled. Some of the content from the Agreements can be found below. To ensure successful internal communication, it is recommended that all team members and assigned stakeholders follows the Communications Agreements outlined above to enable an efficient and effective flow of information between the PIG team members and stakeholders assigned to work on the PIG team.

- Status updates are provided to the PIG Manager
- Documents, reports, and action items will be drafted by the PIG Manager and will be forwarded to the PIG Sponsor for approval
- PIG communications include status updates and subsequent reports to both Administration and the Trustees that are members of the PIG

G. Key Milestones

Key milestones provide for subsequent actions that need to be taken at the planning level (BOT) and execution level (Administration) should the Trustees decide to appoint a future PIG.

1. Planning (BOT Actions):

The PIG outlined the subsequent steps that need to be completed by the BOT for the planning of this PIG to be completed. The final PIG Report will be prepared for PIG Chair Lee by October 15, 2020 for presentation before the full BOT at the following meetings:

- **October 22, 2020 (PIG Report presented to the Board of Trustees. There will be no discussion at this time.)**
- **October 29, 2020 (full and free discussion with Board of Trustees on PIG Report)**

H. Risks of Not Continuing with the PIG

Risks are uncertain events or conditions that have a negative or positive effect on a PIG's objectives. PIG members sought to increase the likelihood and impact of positive events and decrease the likelihood and impact of negative events. The PIG team identified potential risks, the probability that the risk event would occur, and the impact of such risks should the risks have come to fruition. Monitoring these high probability, high impact risks ensure that risks are mitigated throughout the work period and that issues that could jeopardize the future of the PIG's schedule, resources, or scope/quality of the work do not come to fruition. Below are three high probability, high impact risks identified by PIG members:

- With a **reorganization** of the Board of Trustees, it will be important that the both the Chief of Staff of the Board of Trustees and the Resource Management leadership and staff remain engaged in the progress of the development of the fiscal policies and procedures since a change in board and/or committee leadership will lead to a "learning curve" for those in potential new positions. This includes ensuring that BOT staff prepare materials for comprehensive BOT workshops to discuss these policies in order to ensure Trustees have the proper tools to make informed decisions on fiscal matters in alignment with their role as fiduciaries and to **secure commitments** from trustees.
- The writing, drafting, and integration of these policies will not be enough to ensure the success of the PIG; **proper internal controls and a compliance monitor will be needed** to ensure that OHA maintains its commitment to a centralized inventory with updated, comprehensive, streamlined T-level fiscal policies and related consistent practices to proactively manage risks.
- **The Board currently does not have the subject-matter expertise needed in investment and fiscal matters.** The Board is obligated to follow The Uniform Prudent Investor Act (UPIA); therefore, the Board must continue to rely on advisory committees that may assist them in evaluating the advice it receives

from its money managers, investment managers, and policy consultants. As portfolio advisors to the BOT, these governing committees must be given the proper deference and necessary consideration.

I. PIG Human Resource Recommended Estimates

The PIG team estimated the processes involved in planning and managing the recommended human resources estimates needed for this PIG. All policies should be developed concurrently using different compositions of teams with the proper subject-matter expertise. Upon completion of the policies and approval of these policies by the BOT, the completion of other deliverables may be executed by Administration. It is recommended that the rest of the deliverables should be developed subsequently using different teams with the proper subject matter expertise.

Human Resources/Contractor/Staff Resource Estimates:

- **PIG Management Deliverables – 6 months** (suggested resource: PIG Manager)
- **T-Level Fiscal Policies – 3 months**
 - Spending Policy – 3 months
 - Debt Policy – 3 months
 - Investment Policies – 3 months
 - Land Assets Policies – 3 months
 - Economic Development Policy – 3 months
- **T-Level Fiscal Policy Procedures – 2 months** (suggested resource: CEO)
 - Spending Policy Procedures – 2 months
 - Debt Policy Procedures – 2 months
 - Investment Policies Procedures – 2 months
 - Land Assets Policies Procedures – 2 months
 - Economic Development Policy Procedures – 2 months
- **T-Level Fiscal Policy Framework – 2 months** (suggested resource: CEO, sub-deliverable owners: CFO and IT)
 - T-Level Fiscal Policy Repository – 2 months
 - Project Portfolio Management framework for T-Level Fiscal Policies and Procedures – 2 months
- **Compliance Function – 2 months** (suggested resource: CEO)
- **Internal Audit Function – 2 months** (suggested resource: CEO)
- **Training Function – 2 months** (suggested resource: CEO, sub-deliverable owners: HR and CC)

J. Quality Metrics

Quality Metrics provide detailed and specific measurements about the PIG and how its deliverables should be measured. Metrics are consulted in the quality assurance process to ensure that the processes used will meet the metrics. The deliverables or processes are measured to determine if the result is acceptable or if corrective action or rework is required. The following are the key metrics that the team believes will define successful T-level fiscal policies:

- One comprehensive and updated **Debt Policy** with complementary implementation procedures compliant with legal requirements and aligned with various debt strategies that address core vs. non-core functions and specify internal processes and responsibilities for obtaining debt approval from the board as well as managing and monitoring approved debt
- Comprehensive and updated **Investment Policies** with complementary implementation procedures developed for securities and real estate that identify realistic investment targets and manage financial assets for active returns, favoring niche opportunities, and differential strategies, including Hawai'i direct investment opportunities

- Comprehensive and updated **Land Asset Policies** with complementary implementation procedures provide for proper allocation of revenues from both its legacy lands and commercial properties to manage commercial real estate primarily for long-term returns from lease rents, create value through asset management, and planning within OHA's Strategic Plan
- One comprehensive and updated **Economic Development Policy** with complementary implementation procedures that have unified objectives to promote opportunities that provide for an increased generation of revenues with due diligence
- One **Spending Policy** with complementary implementation procedures that are in alignment with the Board governance framework and identify core and non-core functions, resolve conflicting spending policy objectives, discuss the need for and role of reserve funds, and resolve comingling of funds

K. Procurement Needs

No procurement need was identified.

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

IV. Recognition Resolution

A. Action Item BOT #20-10: Approval of an OHA Board of Trustees' Resolution honoring the life and contributions of Laura Kalaukapu Low Lucas Thompson for the betterment of the people and natural and cultural resources of Hawai'i.

1. Acceptance and response by the 'ohana members of the late Laura Kalaukapu Low Lucas Thompson in connection to Action Item BOT #20-10 in honor and recognition of her life and contributions for the betterment of Hawai'i, its people, and its natural and cultural resources.

OFFICE OF HAWAIIAN AFFAIRS
Action Item

Board of Trustees

October 29, 2020

BOT #20-10

Action Item Issue: Approval of “A Resolution of the Office of Hawaiian Affairs Honoring the Life and Contributions of Laura Kalaukapu Low Lucas Thompson for the Betterment of the People and Natural and Cultural Resources of Hawai‘i”

Prepared by:



10/23/20

Sterling K. Wong
Ka Pou Nui Kūikawā, Interim Chief Operating Officer;
Ka Pou Kihi Paia Ku Kūikawā, Interim Advocacy Director; and
Ke Kahua Paikala, Public Relations Officer

Date

Reviewed by:



10/23/20

Sylvia M. Hussey, Ed.D.
Ka Pouhana, Chief Executive Officer

Date

Reviewed by:



10/26/20

Trustee Colette Y. Machado
Ke Kauhuhu o ke Kaupoku, Chairperson, Board of Trustees

Date

Action Item BOT #20-10: Approval of “A Resolution of the Office of Hawaiian Affairs Honoring the Life and Contributions of Laura Kalaukapu Low Lucas for the Betterment of the People and Natural and Cultural Resources of Hawai‘i”

I. Action

The OHA Board of Trustees approves “A Resolution of the Office of Hawaiian Affairs honoring the life and contributions of Laura Kalaukapu Low Lucas Thompson for the betterment of the people and natural and cultural resources of Hawai‘i” at Attachment A.

II. Issue

Should the OHA Board of Trustees approve the attached resolution.

III. Discussion

Laura Kalaukapu Low Lucas Thompson was a mentor and leader in the Native Hawaiian community; served as the matriarch of a prominent and beloved Native Hawaiian ‘ohana; served on numerous humanitarian, cultural and environmental boards; and leaves behind a legacy of contributions to the betterment of the people and natural and cultural resources of these islands. On Sunday, August 9, 2020, Laura Kalaukapu Low Lucas Thompson passed peacefully surrounded by three generations of her loving family¹. This resolution honors her life, memory and contributions.

IV. Recommendation

To approve “A Resolution of the Office of Hawaiian Affairs Honoring the Life and Contributions of Laura Kalaukapu Low Lucas Thompson for the Betterment of the People and Natural and Cultural Resources of Hawai‘i”.

V. Alternative Actions

- A. To not approve Administration’s recommended resolution.
- B. To approve an amended version of Administration’s recommended resolution.

VI. Funding

No funding is required.

VII. Timeframe

Immediate action is recommended.

VIII. Attachment

- A. Resolution

¹ <https://obits.staradvertiser.com/2020/09/20/laura-lucas-thompson-20092020/>
retrieved October 4, 2020

**“A RESOLUTION OF THE OFFICE OF HAWAIIAN AFFAIRS
HONORING THE LIFE AND CONTRIBUTIONS
OF LAURA KALAUKAPU LOW LUCAS THOMPSON FOR THE BETTERMENT
OF THE PEOPLE AND NATURAL AND CULTURAL RESOURCES OF HAWAI‘I”**

WHEREAS, Laura Kalaukapu Low Lucas Thompson was born in May 1925 on O‘ahu, to Clorinda and Charles Lucas, and was raised within the arms of Niu Valley where she, in turn, raised her children and watched her grandchildren and great-grandchildren flourish; and

WHEREAS, Laura Thompson attended and graduated from Punahou School, where she met her future husband in the 9th grade: Myron “Pinky” Thompson. She was sent to California briefly in high school to broaden her education but always found her way home to Hawai‘i, which she felt was the only place she wanted to live; and

WHEREAS, Laura Thompson earned an undergraduate degree from Lake Erie College in Ohio, at one point hitchhiking to Walter Reed Hospital on the Atlantic Coast to visit Pinky, who had lost an eye from a gunshot wound in Europe during World War II; and

WHEREAS, Laura and Pinky Thompson married and began a family in Maine, returning to O‘ahu upon Pinky’s graduation from Colby College, and together they reared their family, several community organizations, and many animals and young people in whom they saw potential and the need for support in Niu Valley. Every creature, person, and community group found comfort, fairness, and care in Niu Valley because of the couple and, even after Pinky’s passing in 2001, because of Laura’s open heart and open home; and

WHEREAS, although Laura was an accomplished equestrian, with her horse being her favorite mode of transportation throughout her youth and her horses being some of her best friends later in life, she also was surrounded by an ocean-loving family; and

WHEREAS, Laura and Pinky Thompson helped to bring Hui Nalu Canoe Club to Maunalua Bay, where they felt the community needed a place for entire families to enjoy and learn from a traditional, inclusive, and healthy ocean practice. With Hui Nalu, Laura showcased her water skills, taking gold in the States Championship race she stroked. The family continues to paddle and compete with the club; and

WHEREAS, while Laura Thompson was a partner to her husband in his prominent work for Native Hawaiians and has stood with all of her children in their work and goals, including being a member of the board of directors for the Polynesian Voyaging Society, which Pinky and their son Nainoa have led, Laura was an often sought leader in her own right. She dedicated herself to a deep kuleana that she felt to her family, her community, Maunalua Bay, animals, women’s rights, and the importance of preserving and perpetuating Hawai‘i’s special environment and Native Hawaiian culture; and

WHEREAS, Laura Thompson’s brilliant mind, astute observation, quick wit, and compassionate heart made her an asset on several humanitarian, cultural, and environmental boards. She consistently strove to improve the wellbeing of the people of Hawai‘i and the environment through honoring the ancestral knowledge of Native Hawaiians and her goals of peace for people and all

living creatures. Her words held great weight, and she was firm and direct about her thinking once she had examined all sides, engendering much respect; and

WHEREAS, Laura followed in her mother's footsteps, serving as executive director of the Hawaiian Humane Society. She also was integral on the boards of Mālama Hawai'i, Mālama Maunaloa, the Maunaloa Fishpond Heritage Center, Hawai'i Island Humane Society, American Humane Association, the Latham Foundation, Alu Like, Papa Ola Lōkahi, The Nature Conservancy, Hui Nalu Canoe Club, Hawai'i Nature Center, The Outdoor Circle, Planned Parenthood of Hawai'i, Parents and Children Together, the YWCA, Palama Settlement and the Zoo Hui; and

WHEREAS, Laura served as one of the few women on the board of directors for the Polynesian Voyaging Society for decades, always representing her Hawaiian values of aloha, mālama, and lōkahi, and urging the entire voyaging community of the Pacific in their kuleana to work together and move forward with awareness and respect for each other and the ocean, but without fear; and

WHEREAS, Laura became a member of the National Oceanic and Atmospheric Administration's Reserve Advisory Council for the Northwestern Hawaiian Islands in 2001, and she remained on that council until 2016, during which time she witnessed the area being established as the Papahānaumokuākea Marine National Monument. Laura became a prominent member of the Native Hawaiian Cultural Working Group that advises the Monument's managers, and she played an integral role in assuring the success of Papahānaumokuākea's World Heritage Nomination as a Natural and Cultural site; and

WHEREAS, Laura served as a mentor to scores of people – especially women – who shared her values and goals and who sought her frank and supportive advice for providing better leadership, education, and outreach within Hawai'i, as well as advice on navigating Hawai'i's political and business structures; and

WHEREAS, the spacious, open lānai and grounds of her home in Niu Valley often hosted board meetings, brainstorming sessions, mediations, and festive parties with live music. Laura also made sure that her home was always available to ideas, animals, and people who needed support and cherishing. Throughout her life, Laura enjoyed watching multiple generations maintain the values and sense of a broader 'ohana, just as she and Pinky had envisioned; and

WHEREAS, with the passing on August 9, 2020, of Laura Kalaukapu Low Lucas Thompson, Hawai'i has lost a compassionate leader and advocate for ensuring that all of Hawai'i's natural resources, including Native Hawaiian knowledge and values, are honored today and protected for future generations;

NOW, THEREFORE, BE IT RESOLVED, that the OHA Board of Trustees expresses its appreciation for Laura Kalaukapu Low Lucas Thompson's lifelong commitment to Hawai'i and Hawai'i's people; and

BE IT FURTHER RESOLVED, that the OHA Board of Trustees expresses its gratitude and sends its aloha to the 'ohana of the late Laura Thompson and to the members of the organizations she cherished that continue to help honor and heal the lands, oceans, fresh waters, creatures, and people of her beloved home of Hawai'i; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be transmitted to the
‘ohana of Laura Thompson.

ADOPTED, this _____ day of _____ 2020, island of O‘ahu, State of Hawai‘i, by the
Board of Trustees of the Office of Hawaiian Affairs in its regular meeting assembled.

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

V. New Business

A. Committee on Beneficiary Advocacy and Empowerment

1. Action Item BAE #20-03: Approval of 2021 OHA Legislative Package**†
2. Action Item BAE #20-04: To Approve the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations†

OFFICE OF HAWAIIAN AFFAIRS
Committee on Beneficiary Advocacy and Empowerment (BAE)
COMMITTEE REPORT

October 21, 2020

The Honorable Colette Y. Machado, Chair
Board of Trustees
Office of Hawaiian Affairs

Chair Machado,

Your Committee on Beneficiary Advocacy and Empowerment, having met on October 21, 2020 and after full and free discussion, recommends approval of the following two actions to the Board of Trustees:

ACTION 1:

To approve the following new legislative proposals, include those new proposals in the 2021 OHA Legislative Package, and authorize staff (1) to make, as appropriate, technical, non- substantive changes for style, clarity, consistency, and accuracy to all of the legislative proposals in the 2021 OHA Legislative Package and (2) to add or amend preamble language in the measures for framing and editorial purposes:

- A. OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23
(Attachment A)
- B. OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā
(Attachment B)
- C. OHA-3 Clearing the Path Home for People Experiencing Houselessness
(Attachment C)
- D. OHA-4 21st Century Data Governance for Fact-Based Policymaking
(Attachment D)

ACTION 2:

To approve the following individuals as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to authorize the Administration to timely transmit these nominations to the Governor:

Moloka‘i Island Burial Council

1. **Ka‘ohulani McGuire,**
Nominee for Kalawao regional representative
2. **Terna Leimomi Hooper,**
Nominee for Kalawao regional representative
3. **Keomailani Hanapi Hirata,**
Nominee for East Moloka‘i regional representative

Kaua‘i/Ni‘ihau Islands Burial Council

1. **Sherri-Lee Uilani Cummings,**
Nominee for Hanalei regional representative
2. **Wayne T. Harada, Jr.,**
Nominee for Waimea/Nā Pali regional representative
3. **Waipū‘ilani Flores,**
Nominee for Kawaihau regional representative
4. **Noelani Kau‘i Naumu,**
Nominee for Waimea/Nā Pali regional representative

*** NOTE: *please refer to Attachments 1 – 4 (containing all sub-attachments) – for a full detail of measures and nominee information included in this action*

Relevant attachments are included for your information and reference.

Attachment(s):

- 1) BAE Roll Call Vote Sheet –
ACTION ITEM: BAE #20-03: Approval of 2021 OHA Legislative Package**†
- 2) ACTION ITEM: BAE #20-03: Approval of 2021 OHA Legislative Package**†
- 3) BAE Roll Call Vote Sheet –
ACTION ITEM: BAE #20-04: To Approve the Office of Hawaiian Affairs’ 2020 Moloka‘i Island Burial Council and Kaua‘i/Ni‘ihau Islands Burial Council Nominations†
- 4) ACTION ITEM: BAE #20-04: To Approve the Office of Hawaiian Affairs’ 2020 Moloka‘i Island Burial Council and Kaua‘i/Ni‘ihau Islands Burial Council Nominations†

Respectfully submitted:



Trustee John Waihe'e, IV, Chair



Trustee Kaleihikina Akaka, Vice-Chair

EXCUSED

Trustee Leina'ala Ahu Isa, Member



Trustee Dan Ahuna, Member



Trustee Keli'i Akina, Member



Trustee Brendon Kalei'aina Lee, Member



Trustee Carmen Hulu Lindsey, Member



Trustee Robert K. Lindsey, Jr., Member

EXCUSED

Trustee Colette Y. Machado, Member

Attachment 1

Roll Call Vote Sheet

COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT (BAE)				DATE: October 21, 2020 START: 1:09 p.m. MOTION: 1:32 p.m. VOTE: 1:33 p.m.			
AGENDA ITEM: V. New Business A. ACTION ITEM: BAE #20-03: Approval of 2021 OHA Legislative Package**†							
MOTION: To approve the following new legislative proposals, include those new proposals in the 2021 OHA Legislative Package, and authorize staff (1) to make, as appropriate, technical, non- substantive changes for style, clarity, consistency, and accuracy to all of the legislative proposals in the 2021 OHA Legislative Package and (2) to add or amend preamble language in the measures for framing and editorial purposes: A. OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23 (Attachment A) B. OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā (Attachment B) C. OHA-3 Clearing the Path Home for People Experiencing Houselessness (Attachment D) D. OHA-4 21st Century Data Governance for Fact-Based Policymaking (Attachment D)							
AMENDMENT:							
MEANS OF FINANCING:							
TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA						EXCUSED
DAN	AHUNA			X			
VICE-CHAIR KALEIHIKINA	AKAKA	1		X			
KELI'I	AKINA			X			
BRENDON KALEI'ĀINA	LEE			X			
CARMEN HULU	LINDSEY		2	X			
ROBERT	LINDSEY			X			
COLETTE	MACHADO						EXCUSED
CHAIR JOHN	WAIHE'E			X			
TOTAL VOTE COUNT				7	0	0	2

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



OHA

Action Item

Committee on Beneficiary Advocacy and Empowerment

October 21, 2020

BAE #20-03

Action Item Issue: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

Prepared by:

10/15/2020

Wayne Tanaka

Date

Pou Kākoʻo Kulekele Aupuni, Public Policy Manager

Reviewed by:

10/15/2020

Sterling Wong

Date

Ka Poukihi Kū Kūikawā, Interim Chief Advocate

Reviewed by:

10/15/2020

Sylvia M. Hussey, Ed.D.

Date

Ka Pouhana, Chief Executive Officer

Reviewed by:

10/16/20

Trustee John Waihe'e IV

Date

Luna Hoʻomalū o ke Kōmike BAE

Chairperson, Committee on Beneficiary Advocacy and Empowerment

BAE #20-03: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

I. Action

To support the following new legislative proposals and approve their inclusion in the 2021 OHA Legislative Package (See referenced attachments for text of the proposals):

OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23: OHA's budget bill would request \$3,037,879 in state general fund appropriations each fiscal year to support OHA's budget plans for the upcoming biennium. This request reflects the same "base budget" in general funds that was appropriated to OHA in FY2017-2018 and FY2019-2020. In light of the COVID-19 pandemic and its uncertain impacts on state revenues, and in contrast with budget bills from the last two biennia, OHA's budget bill does not request any increase in general fund appropriations, despite the significant increases in personnel fringe costs seen in recent years (state-established fringe rates increased from 37% to 60.08% from FY2014-2015 to FY2018-2019, and interim rates for FY2020 and FY2021 are 63.08% and 50.75%, respectively, with the reduction in fringe for FY2021 due to the COVID-19 pandemic and the state suspending certain post-retirement benefit payments). Nonetheless, by maintaining our base budget along with the OHA budget bill's three historical funding provisos (social services, legal services, and education improvement), and committing OHA trust funds to match the requested state general funds, this measure would reaffirm the longstanding partnership between the state and OHA to serve our OHA's beneficiaries, and allow OHA to meet critical community needs while furthering innovative and successful programs that will benefit OHA's beneficiaries and Hawai'i as a whole.

(Attachment A)

OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā: In 2020, OHA introduced a measure in its legislative package that would authorize the issuance of state general obligation bonds, to raise \$3M in capital improvement funds for the development of water storage and distribution infrastructure necessary to move forward with diversified agriculture and cultural site protection on OHA's Wahiawā lands. While the COVID-19 pandemic halted the 2020 legislature's consideration of this bill, the pandemic has now emphasized the need to enhance our islands' food security and self-sufficiency, including through the development and implementation of diversified and sustainable agriculture models such as those reflected in OHA's plans for its Wahiawā lands. Accordingly, this measure would re-submit OHA's capital improvement project request, to enable OHA to move forward with its plans for culturally and ecologically compatible diversified agriculture in Wahiawā, and contribute to our islands' food self-sufficiency and resiliency in the post-COVID era.

(Attachment B)

OHA-3 Clearing the Path Home for People Experiencing Houselessness: This measure would seek to mitigate the long-lasting impacts of the criminalization of houselessness on our houselessness crisis, particularly with respect to the impacts that resulting criminal records may have on houseless individuals' ability to obtain documentation, employment,

and housing. Specifically, it would allow for the expungement of all arrest and court records for the alleged violation of certain state laws (i.e. obstruction of sidewalks, trespass on state lands, etc.) typically if not exclusively enforced against those experiencing houselessness, and for alleged violations of any other other non-violent state or county statute, ordinance, or rule that can be shown to have been arising from an individual's houseless status. Petitioners for expungement would need to have completed all terms of their probation and satisfied any requirements of any judgments as ordered by a court or administrative body, if applicable, provided that any outstanding fines or fees may be waived; petitioners would also need to express a commitment to seek financial and/or mental health counseling if and when available, to the extent that financial or mental health challenges might contribute to their becoming or remaining houseless.

(Attachment C)

OHA-4 21st Century Data Governance for Fact-Based Policymaking: Developing ways to most effectively and efficiently understand, fight back against, and recover from COVID-19 and its impacts requires timely, clear, and detailed information, particularly with respect to those communities whose prior socioeconomic circumstances may have rendered them most vulnerable to the pandemic. For example, existing data and known socioeconomic indicators suggest that the current pandemic may be significantly impacting Native Hawaiian and Pacific Islander communities, each in unique ways. Addressing these impacts will require tailored responses to ensure the recovery and continued resiliency of these communities, and by extension, our islands as a whole. Unfortunately, efforts to develop effective policies and interventions to address the significant impacts of the COVID-19 pandemic on Native Hawaiians, Pacific Islanders, and others in our most vulnerable communities have been stymied by insufficient and inconsistent demographic data collection, processing, retention, and sharing by and between certain critical government entities and programs. Notably, the data challenges encountered during this pandemic have also highlighted longstanding concerns about the need to improve the consistency and sufficiency of data collection practices by agencies throughout state government, in order to inform fact-based policymaking that can advance social goals more effectively and efficiently.

This resolution would accordingly 1) emphasize concerns regarding the COVID-19 pandemic and its effect on communities, including Native Hawaiian as well as other Pacific Islander communities, who may be significantly and uniquely impacted; 2) highlight gaps and challenges in data collection, processing, retention, and sharing which have stymied efforts to better understand and effectively address these concerns; and 3) note that improved data collection, processing, retention, and sharing across state agencies can be invaluable to legislators and agencies in developing fact-based, effective policies in general, and beyond the pandemic.

The resolution would further: 1) urge the Department of Health, Department of Labor and Industrial Relations, Department of Human Services, the Judiciary, and county police departments to compile and share existing and disaggregated data on Native Hawaiian and Pacific Islanders with the Office of Hawaiian Affairs and the general public in an expeditious

BAE #20-03: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

manner; 2) urge the same departments to work with the Office of Hawaiian Affairs and the Native Hawaiian Pacific Islander COVID-19 Response, Recovery, and Resiliency Team to develop procedures and agreements for improving data collection, processing, retention, governance, and sharing with respect to Native Hawaiians and Pacific Islanders, with a report on the procedures and agreements to be submitted to the 2022 Legislature; and 3) urge the Governor to establish a Task Force on 21st Century Data Collection consisting of representatives from the Office of Planning, the Office of Enterprise Technology Services, the Office of Hawaiian Affairs, and other relevant agencies to be identified by the Task Force, to establish a survey to assess the current data collection, processing, retention, and sharing procedures, needs, and challenges across state agencies, with a report and recommendations to be submitted to the 2023 Legislature.

(Attachment D)

II. Issue

Should the OHA Board of Trustees support the new legislative proposals and approve their inclusion in the 2021 OHA Legislative Package

III. Discussion

From July through September 2020, OHA Public Policy staff collected more than 50 legislative proposals from staff, key stakeholders, experts, and community leaders. These proposals were vetted, filtered, and developed into the legislative proposals offered in this Action Item for inclusion in the 2021 OHA Legislative Package.

Editing note:

With this Action Item, we also ask the Board of Trustees to authorize staff (1) to make, as appropriate, technical, non-substantive changes for style, clarity, consistency, and accuracy to all of the legislative proposals in the 2021 OHA Legislative Package and (2) to add or amend preamble language in the measures for framing and editorial purposes.

IV. Recommended Action

To approve the following new legislative proposals, include those new proposals in the 2021 OHA Legislative Package, and authorize staff (1) to make, as appropriate, technical, non-substantive changes for style, clarity, consistency, and accuracy to all of the legislative proposals in the 2021 OHA Legislative Package and (2) to add or amend preamble language in the measures for framing and editorial purposes:

- A. OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23 (Attachment A)

BAE #20-03: To support the inclusion of new legislative proposals in the 2021 OHA Legislative Package

- B. OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā (Attachment B)
- C. OHA-3 Clearing the Path Home for People Experiencing Houselessness (Attachment C)
- D. OHA-4 21st Century Data Governance for Fact-Based Policymaking (Attachment D)

V. Alternative Actions

- A. To support only selected new legislative proposals and include only those selected new legislative proposals in the 2021 OHA Legislative Package.
- B. To add legislative proposals and include those in the 2021 OHA Legislative Package.
- C. To not approve any of the new legislative proposals and not include any of the new legislative proposals in the 2021 OHA Legislative Package.

VI. Funding

No funding is required.

VII. Timeframe

Immediate action is recommended.

VIII. Attachments

- A. OHA-1 OHA Biennium Budget Bill Fiscal Year 2021-22/2022-23 (Attachment A)
- B. OHA-2 OHA CIP Funds to Support Diversified Agriculture, Cultural Protection in Wahiawā (Attachment B)
- C. OHA-3 Clearing the Path Home for People Experiencing Houselessness (Attachment C)
- D. OHA-4 21st Century Data Governance for Fact-Based Policymaking (Attachment D)

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.B. NO.____

A BILL FOR AN ACT

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

PART I. GENERAL PROVISIONS

SECTION 1. SHORT TITLE. This Act shall be known and may be cited as the Office of Hawaiian Affairs Appropriations Act of 2021.

SECTION 2. DEFINITIONS. Unless otherwise clear from the context, as used in this Act:

"Means of financing" or "MOF" means the source from which funds are appropriated or authorized to be expended for the programs and projects specified in this Act. All appropriations are followed by letter symbols. Such letter symbols, where used, shall have the following meanings:

A general funds

T trust funds

"Position ceiling" means the maximum number of permanent and temporary full-time equivalent positions authorized for a particular program during a specified period or periods, as denoted by an asterisk (*) for permanent full-time equivalent positions and a pound (#) sign for temporary full-time equivalent positions.

.B. NO.

1 "Program ID" means the unique identifier for the specific
2 program and consists of the abbreviation for the Office of
3 Hawaiian Affairs (OHA) followed by the organization number for
4 the program.

5 **PART II. PROGRAM APPROPRIATIONS**

6 SECTION 3. APPROPRIATIONS. The following sums, or so much
7 thereof as may be sufficient to accomplish the purposes and
8 programs designated herein, are hereby appropriated or
9 authorized from the means of financing specified to the Office
10 of Hawaiian Affairs for the fiscal biennium beginning July 1,
11 2021, and ending June 30, 2023. The total expenditures and the
12 number of positions in each fiscal year of the biennium shall
13 not exceed the sums and the numbers indicated for each fiscal
14 year, except as provided elsewhere in this Act, or as provided
15 by general law.

.B. NO. _____

P R O G R A M A P P R O P R I A T I O N S

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2021-22	M O F	FISCAL YEAR 2022-23	M O
1							
2		Hawaiian Affairs					
3							
4	1.	OHA150 - OFFICE OF THE TRUSTEES					
5					0.47*	0.47*	
6					0.00#	0.00#	
7		OPERATING	OHA	58,323A		58,323A	
8				4.53*		4.53*	
9				0.00#		0.00#	
10			OHA	275,687T		275,687T	
11							
12	2.	OHA160 - ADMINISTRATION					
13				5.03*		5.03*	
14				0.00#		0.00#	
15		OPERATING	OHA	1,124,042A		1,124,042A	
16				31.97*		31.97*	
17				0.00#		0.00#	
18			OHA	2,861,727T		2,861,727T	
19							
20	3.	OHA175 - BENEFICIARY ADVOCACY					
21				1.47*		1.47*	
22				0.00#		0.00#	
23		OPERATING	OHA	1,855,514A		1,855,514A	
24				18.53*		18.53*	
25				0.00#		0.00#	
26			OHA	3,292,290T		3,292,290T	

1 **PART III. PROGRAM PROVISIONS**

2 SECTION 4. Provided that the general fund appropriations
3 in part II of this Act shall be expended by the Office of
4 Hawaiian Affairs.

5 SECTION 5. Provided that of the funds appropriated for
6 beneficiary advocacy (OHA175), the sum of \$415,000 in general
7 funds and \$415,000 in trust funds for fiscal year 2021-2022 and
8 the same sums for fiscal year 2022-2023 shall be expended to
9 provide for social services, including referral services and
10 case management, to at-risk Office of Hawaiian Affairs
11 beneficiaries to immediately address unexpected crises; provided
12 further that program activities shall be designed with an
13 overall objective to provide financial assistance to improve
14 stability during emergency situations; and provided further that
15 notwithstanding section 10-17(e), Hawaii Revised Statutes, any
16 funds expended for the purposes of this section shall be in
17 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
18 or a competitive grants process, as appropriate.

19 SECTION 6. Provided that of the funds appropriated for
20 beneficiary advocacy (OHA175), the sum of \$615,000 in general
21 funds and \$615,000 in trust funds for fiscal year 2021-2022 and
22 the same sums for fiscal year 2022-2023 shall be expended to

1 provide for educational improvement programs for Native Hawaiian
2 students; provided further that program activities shall be
3 designed to help Native Hawaiian students succeed academically;
4 and provided further that notwithstanding section 10-17(e),
5 Hawaii Revised Statutes, any expenditures for the purposes of
6 this section shall be in accordance with chapter 103D or 103F,
7 Hawaii Revised Statutes, or a competitive grants process, as
8 appropriate.

9 SECTION 7. Provided that of the funds appropriated for
10 beneficiary advocacy (OHA175), the sum of \$524,400 in general
11 funds and \$524,400 in trust funds for fiscal year 2021-2022 and
12 the same sums for fiscal year 2022-2023 shall be expended to
13 provide for legal services and legal representation to Office of
14 Hawaiian Affairs beneficiaries for:

- 15 (1) The assertion and defense of quiet title actions;
- 16 (2) Assistance with ahupua'a and kuleana tenant rights,
17 including rights of access and rights to water;
- 18 (3) Land title assistance, including review of title and
19 genealogy;
- 20 (4) Preservation of traditional and customary practices;
- 21 (5) Protection of culturally significant places; and
- 22 (6) Preservation of Native Hawaiian land trust entitlements;

1 provided further that notwithstanding section 10-17(e), Hawaii
2 Revised Statutes, any funds expended for the purposes of this
3 section shall be made in accordance with chapter 103D or 103F,
4 Hawaii Revised Statutes, as appropriate.

5 **PART IV. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE**

6 SECTION 8. Provided that whenever necessary, the board of
7 trustees of the Office of Hawaiian Affairs or the board's
8 designee may transfer sufficient funds and positions between
9 programs for operating purposes; provided further that these
10 transfers shall be consistent with legislative intent; and
11 provided further that the Office of Hawaiian Affairs shall
12 submit a report to the legislature of all uses of this authority
13 for the previous twelve month period from December 1 to November
14 30, no later than twenty days prior to the regular sessions of
15 2022 and 2023.

16 SECTION 9. If any portion of this Act or its application
17 to any person, entity, or circumstance is held to be invalid for
18 any reason, the legislature declares that the remainder of the
19 Act and each and every other provision thereof shall not be
20 affected thereby. If any portion of a specific appropriation is
21 held to be invalid for any reason, the remaining portion shall

.B. NO.

1 be expended to fulfill the objective of such appropriation to
2 the extent possible.

3 SECTION 10. In the event manifest clerical, typographical,
4 or other mechanical errors are found in this Act, the board of
5 trustees of the Office of Hawaiian Affairs is authorized to
6 correct these errors. All changes made pursuant to this section
7 shall be reported to the legislature at its next session.

8 SECTION 11. This Act shall take effect on July 1, 2021.

9

10

INTRODUCED BY: _____

By Request

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.B. NO.____

A BILL FOR AN ACT

RELATING TO A WATER STORAGE AND DISTRIBUTION SYSTEM FOR CERTAIN
AGRICULTURAL LAND IN WAHIAWĀ, O'AHU.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The director of finance is authorized to issue
2 general obligation bonds in the sum of \$3,000,000 or so much
3 thereof as may be necessary and the same sum or so much thereof
4 as may be necessary is appropriated for fiscal year 2021-2022
5 for the purpose of funding construction costs of a water storage
6 and distribution system on agricultural lands owned by the
7 Office of Hawaiian Affairs in Wahiawā, O'ahu surrounding the
8 Kūkaniloko Birthing Stones site.

9 The project will include water storage structures, site
10 work, security fencing, piping, distribution pumps, and stub
11 outs to feed an irrigation system.

12 The sum appropriated shall be expended by the Office of
13 Hawaiian Affairs for the purposes of this Act.

14 SECTION 2. The appropriation for the capital improvement
15 project authorized by this Act shall not lapse at the end of the
16 fiscal biennium for which the appropriation is made; provided

____.B. NO. ____

1 that all moneys from the appropriation unencumbered as of June
2 30, 2023 shall lapse as of that date.

3 SECTION 3. This Act shall take effect on July 1, 2021.

4

5 INTRODUCED BY: _____

By Request

DRAFT

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.B. NO. _____

A BILL FOR AN ACT

RELATING TO EXPUNGEMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 706, Hawai'i Revised Statutes, is
2 amended by adding a new section to part I to be appropriately
3 designated and to read as follows:

4 "§706- Expungement; records relating to homelessness.

5 (1) Notwithstanding any law to the contrary, upon written
6 application, a person may apply to the court for an order to
7 expunge from all official records all recordation relating to
8 the person's citation, arrest, indictment, or information,
9 trial, finding of guilt, dismissal and discharge, or other
10 disposition for any and all offenses described under section
11 708-814.7, 711-1105, and any statute, ordinance, or rule not
12 involving bodily harm or the threat of bodily harm, where the
13 person's conduct or alleged conduct underlying each offense was
14 substantially related to the person's homeless status.

15 (2) If the court determines that the person

16 (a) Has completed any and all terms and conditions of
17 probation and satisfied all requirements of any
18 judgements relating to the offense or offenses

____.B. NO. ____

1 described in the person's application, other than
2 the payment of any outstanding fines and fees; and
3 (b) Has expressed a willingness to seek financial or
4 mental health counseling if financial or mental
5 health challenges may contribute to their becoming
6 or remaining homeless;

7 it shall enter such order, and shall waive any outstanding fines
8 and fees associated with the described offense or offenses. Such
9 an order shall include all recordation retained by the county
10 police departments and the department of the attorney general.

11 (3) The effect of such an order shall be to restore such
12 person, in the contemplation of the law, to the status the
13 person occupied before such citation, arrest, indictment or
14 information, trial, conviction, dismissal and discharge, or
15 other disposition.

16 (4) No person as to whom such order has been entered shall
17 be held thereafter under any provision of any law to be guilty
18 of perjury or otherwise giving a false statement by reason of
19 the person's failures to recite or acknowledge such citation,
20 arrest, indictment or information, trial, conviction, dismissal
21 and discharge, or other disposition in response to any inquiry
22 made of the person for any purpose.

.B. NO.

(5) A document substantially in the following form may be used to apply for a court order to expunge from all official records all recordation as described in this section, provided that the court may designate the time and location of filing and may require additional information necessary to establish the identity of the applicant whose records are being expunged and to make a determination as to whether the conduct or alleged conduct underlying any offense was substantially related to the person's homeless status at the time of the offense.

STATE OF HAWAI'I

APPLICATION FOR EXPUNGEMENT OF RECORDS FOR OFFENSES

RELATING TO HOMELESSNESS

Current Legal Name (Last, First, Middle):

Other Names Used:

Social Security Number:

Date of Birth:

Home Address (if applicable):

Mailing Address (if available):

Phone (if available):

Email (if available):

Pursuant to section 706- , Hawai'i Revised Statutes, I,
..... (print name), hereby request an order to

.B. NO.

1 expunge from all official records all recordation relating to
 2 any citation, arrest, indictment, or information, trial, finding
 3 of guilt, dismissal and discharge, or other disposition for
 4 offenses described under Hawai'i Revised Statutes section 708-
 5 814.7, section 711-1105, and the following statutes, ordinances,
 6 or rules:.....

7 I attest that any conduct or alleged conduct underlying the
 8 offenses described above was substantially related to my status
 9 of being homeless at the time of each offense. (initial
 10 here)

11 I understand that the court may require further information
 12 relevant to a determination regarding whether the conduct or
 13 alleged conduct underlying any offense described above was
 14 substantially related to my status of being homeless at the time
 15 of each offense. (initial here)

16 I understand that expungement may not be available for
 17 offenses involving bodily harm or the threat of bodily harm.
 18 (initial here)

19 I do/do not (circle one) believe that financial or mental
 20 health challenges contributed to my status of being homeless at
 21 the time of the above described offenses. (initial here)

____.B. NO. ____

1 I do/do not (circle one) believe that financial or mental
2 health challenges may contribute to my becoming or remaining
3 homeless now or in the future. (initial here)

4 I am willing to seek financial or mental health counseling
5 opportunities, if available, if financial or mental health
6 challenges may contribute to my becoming or remaining homeless.
7 (initial here)

8 DATE

9 SIGNATURE

10 PRINTED NAME"

11 SECTION 2. New statutory material is underscored.

12 SECTION 3. This Act shall take effect upon its approval.

13

14 INTRODUCED BY: _____

By Request

THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

____.C.R. NO.____

CONCURRENT RESOLUTION

RECOGNIZING THE IMPORTANCE OF 21ST CENTURY DATA GOVERNANCE FOR
FACT-BASED POLICYMAKING

1 WHEREAS, the World Health Organization identifies health as
2 a fundamental human right; and
3

4 WHEREAS, Native Hawaiians are the native people of Hawai'i
5 and maintained a once thriving population estimated to be over 1
6 million inhabitants, whose land and resource management
7 practices allowed them to live harmoniously with their
8 environment; and
9

10 WHEREAS, the arrival of westerners caused a shift in this
11 balance, resulting in the erosion and eventual loss of Native
12 Hawaiian governance over Hawai'i's lands and resources; and
13

14 WHEREAS, a series of epidemics from foreign diseases in
15 particular contributed significantly to the historic decline of
16 the Native Hawaiian population and the generational trauma that
17 Native Hawaiians are still healing from today; and
18

19 WHEREAS, the decimation of the Native Hawaiian population,
20 the dispossession and disconnection of Native Hawaiians from
21 their lands, and the overthrow of the Hawaiian Kingdom resulted
22 in further historical injustices and systemic inequities that
23 continue to impact the Native Hawaiian community; and
24

25 WHEREAS, in recognition of the historical injustices and
26 ongoing inequities faced by Native Hawaiians, the Hawai'i State
27 Constitution and Hawai'i Revised Statutes establishes the Office
28 of Hawaiian Affairs as an agency dedicated to bettering the
29 conditions of Native Hawaiians; and
30

31 WHEREAS, the Native Hawaiian Health Care Improvement Act
32 further acknowledges the poor health status of the Native

1 Hawaiian population, and establishes Papa Ola Lōkahi and the
2 Native Hawaiian Health Care System; and
3

4 WHEREAS, Hawai'i Revised Statutes § 226-20 acknowledges the
5 social determinants of health that influence Native Hawaiian
6 health, and expresses the State of Hawai'i's commitment to
7 reducing these health disparities for Native Hawaiian and other
8 groups through a social determinants of health approach; and
9

10 WHEREAS, to best accomplish the Hawai'i State Planning
11 Act's objective of the "elimination of health disparities by
12 identifying and addressing social determinants of health,"
13 timely, clear, and detailed information on social determinants
14 such as housing, employment, health outcomes, and other factors
15 is critical; and
16

17 WHEREAS, the Office of Management and Budget (OMB)
18 Statistical Directive 15 (1997) (OMB-15) established the Racial
19 and Ethnic Standards for Data Collection to disaggregate
20 Polynesians, Micronesians, and Melanesians from Asians creating
21 "Native Hawaiian or Other Pacific Islander" as a separate
22 category; and
23

24 WHEREAS, the separation of "Native Hawaiian or Other
25 Pacific Islander" from the "Asian" category was and remains
26 critical to informing policymaking and interventions that
27 directly and effectively targets health and associated
28 disparities and inequities facing the Native Hawaiian and
29 Pacific Islander communities; and
30

31 WHEREAS, the OMB-15 federal directive allows states to
32 create additional subcategories that further disaggregate the
33 seven federal categories for their own state purposes; and
34 allows states to use existing data collection systems for race
35 and ethnicity provided such data can be aggregated by the seven
36 federal categories; and
37

38 WHEREAS, Hawai'i is among one of few states to further
39 disaggregate Native Hawaiians from Pacific Islanders in certain
40 agencies' data collection and processing practices, which has
41 contributed significantly to efforts to understand and
42 effectively respond to certain impacts of the COVID-19 pandemic;
43 and
44

1 WHEREAS, available information indicates that the COVID-19
2 pandemic has disproportionately impacted Native Hawaiians and
3 Pacific Islanders in substantial, varied, and respectively
4 unique ways, and exacerbated their pre-pandemic health and
5 associated socioeconomic disparities; and

6
7 WHEREAS, there continue to be substantial data gaps
8 regarding unemployment rates, infection trends, housing and
9 social services needs, law enforcement interactions, and other
10 pandemic-related outcomes specific to Native Hawaiians, other
11 Pacific Islanders, and other vulnerable communities who may
12 desperately need targeted and data-informed relief to address
13 their health and health-associated needs; and

14
15 WHEREAS, the unavailability of timely, clear, and detailed
16 data, and the lack of consistent data collection, processing,
17 retention, sharing, and governance practices in critical
18 government agencies, have stymied efforts by the Office of
19 Hawaiian Affairs, Papa Ola Lōkahi, and groups such as the Native
20 Hawaiian & Pacific Islander Hawai'i COVID-19 Response, Recovery,
21 and Resilience Team to identify, develop, and advocate for
22 effective and targeted policies and interventions to address the
23 impacts of the COVID-19 pandemic on the health and social
24 determinants of health of the Native Hawaiian and other Pacific
25 Islander communities in Hawai'i; and

26
27 WHEREAS, the lack of timely, clear, and detailed data on
28 Native Hawaiians experiencing challenges in areas such as
29 employment, education, domestic violence, and incarceration have
30 long hindered the efforts of state agencies including the Office
31 of Hawaiian Affairs to address systemic inequities and the
32 ongoing legacies of historical injustices and generational
33 trauma; and

34
35 WHEREAS, the recovery and resilience of our Native
36 Hawaiian, Pacific Islander, and overall communities are
37 dependent upon timely, clear, and detailed data that
38 consistently disaggregates Native Hawaiians from other Pacific
39 Islanders in order to better advance the State's public health
40 and social determinants of health goals much more effectively
41 and efficiently in the 21st century; now, therefore,

42
43 BE IT RESOLVED by the **Senate/House of Representatives** of
44 the Thirty-first Legislature of the State of Hawai'i, Regular

1 Session of 2021, that the Legislature recognizes the importance
2 of updating our state data governance models in order to
3 facilitate effective and efficient fact-based policymaking in
4 the 21st century; and
5

6 BE IT FURTHER RESOLVED that the Legislature recognizes the
7 importance of detailed and disaggregated data, including data
8 that disaggregates Native Hawaiians from other Pacific
9 Islanders, in pandemic response and recovery efforts for these
10 communities and for the State as a whole; and
11

12 BE IT FURTHER RESOLVED that the Legislature urges the
13 Department of Health, Department of Labor and Industrial
14 Relations, Department of Human Services, the Judiciary, and the
15 county police departments to compile and share existing and
16 disaggregated data on Native Hawaiian and Pacific Islanders with
17 the Office of Hawaiian Affairs and the general public in an
18 expeditious manner; and
19

20 BE IT FURTHER RESOLVED that the Legislature urges the same
21 departments to work with the Office of Hawaiian Affairs and the
22 Native Hawaiian & Pacific Islander Hawai'i COVID-19 Response,
23 Recovery, and Resilience Team to develop procedures and
24 agreements for improving data collection, processing, retention,
25 governance, and sharing with respect to Native Hawaiians,
26 Pacific Islanders, and other relevant demographics, and to each
27 submit a report on their respective procedures and agreements to
28 the Legislature no later than twenty days prior to the convening
29 of the 2022 Legislature; and
30

31 BE IT FURTHER RESOLVED that the Governor is urged to
32 establish a Task Force on 21st Century Data Governance,
33 consisting of the Director of the Office of Planning, the Chief
34 Information Officer of the Office of Enterprise Technology
35 Services, the Chief Executive Officer of the Office of Hawaiian
36 Affairs, or their designated representatives, and other relevant
37 members to be identified by the Task Force, to assess the
38 current data collection, processing, retention, and sharing
39 procedures, needs, and challenges across state agencies, and to
40 submit a report of its findings and recommendations to the
41 Legislature no later than twenty days prior to the convening of
42 the 2023 Legislature; and
43

___R. NO. ___

1 BE IT FURTHER RESOLVED that certified copies of this
2 Resolution be transmitted to the Governor, the Director of the
3 Department of Health, the Director of the Department of Labor
4 and Industrial Relations, the Director of the Department of
5 Human Services, the Chief Justice of the Judiciary, the chiefs
6 of police of the county police departments, the Director of the
7 State Office of Planning, the Chief Information Officer of the
8 Office of Enterprise Technology Services, and the Chairperson of
9 the Board of Trustees of the Office of Hawaiian Affairs.

10
11 OFFERED BY: _____
12

By Request

Attachment 3

Roll Call Vote Sheet

COMMITTEE ON BENEFICIARY ADVOCACY AND EMPOWERMENT (BAE)	DATE: October 21, 2020 START: 1:34 p.m. MOTION: 2:05 p.m. VOTE: 2:07 p.m.
AGENDA ITEM: V. New Business A. ACTION ITEM: BAE #20-04: To Approve the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations†	
MOTION: To approve the following individuals as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to authorize the Administration to timely transmit these nominations to the Governor: <u>Moloka'i Island Burial Council</u> 1. Ka'ohulani McGuire, <i>Nominee for Kalawao regional representative</i> 2. Terna Leimomi Hooper, <i>Nominee for Kalawao regional representative</i> 3. Keomailani Hanapi Hirata, <i>Nominee for East Moloka'i regional representative</i> <u>Kaua'i/Ni'ihau Islands Burial Council</u> 1. Sherri-Lee Uilani Cummings, <i>Nominee for Hanalei regional representative</i> 2. Wayne T. Harada, Jr., <i>Nominee for Waimea/Nā Pali regional representative</i> 3. Waipū'ilani Flores, <i>Nominee for Kawaihau regional representative</i> 4. Noelani Kau'i Naumu, <i>Nominee for Waimea/Nā Pali regional representative</i>	
AMENDMENT:	
MEANS OF FINANCING:	

TRUSTEE		1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
LEINA'ALA	AHU ISA						EXCUSED
DAN	AHUNA	1		X			
VICE-CHAIR KALEIHIKINA	AKAKA		2	X			
KELI'I	AKINA			X			
BRENDON KALEI'ĀINA	LEE			X			
CARMEN HULU	LINDSEY			X			
ROBERT	LINDSEY			X			
COLETTE	MACHADO						EXCUSED
CHAIR JOHN	WAIHE`E			X			
TOTAL VOTE COUNT				7	0	0	2

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

ATTACHMENT 4



Action Item
Committee on Beneficiary Advocacy and Empowerment

October 21, 2020

BAE #20-04

Action Item Issue: Approval of the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Prepared by:

Kai Markell

10/15/20

Kai Markell
Ka Pou Kāko'o Kia'i Kānāwai, Compliance Enforcement Manager

Date

Reviewed by:

10/16/20

Sterling Wong
Ka Pou Kihi Kū Kūikawā, Interim Chief Advocate &
Ka Pou Nui Kūikawā, Interim Chief Operating Officer

Date

Reviewed by:

10/16/20

Sylvia M. Hussey, Ed.D.
Ka Pouhana, Chief Executive Officer

Date

Reviewed by:

10/16/20

Trustee John D. Waihe'e IV
Luna Ho'omalua o ke Kōmike BAE
Chair, Committee on Beneficiary Advocacy and Empowerment

Date

Action Item BAE #20-04: Approval of the Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

I. Action

To approve the following individuals as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to authorize the Administration to timely transmit these nominations to the Governor:

Moloka'i Island Burial Council

1. **Ka'ohulani McGuire**, *Nominee for Kalawao regional representative on the Moloka'i Island Burial Council*
2. **Terna Leimomi Hooper**, *Nominee for Kalawao regional representative on the Moloka'i Island Burial Council*
3. **Keomailani Hanapi Hirata**, *Nominee for East Moloka'i regional representative on the Moloka'i Island Burial Council*

Kaua'i/Ni'ihau Islands Burial Council

1. **Sherri-Lee Uilani Cummings**, *Nominee for Hanalei regional representative on the Kaua'i/Ni'ihau Islands Burial Council*
2. **Wayne T. Harada, Jr.**, *Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council*
3. **Waipū'ilani Flores**, *Nominee for Kawaihau regional representative on the Kaua'i/Ni'ihau Islands Burial Council*
4. **Noelani Kau'i Naumu**, *Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council*

II. Issue

Should the OHA Board of Trustees approve staff's proposed OHA 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council for transmittal to the Governor.

III. Background and Context

HRS § 6E-43.5 establishes the Island Burial Councils within the Department of Land and Natural Resources (DLNR) and the process for appointment of Island Burial Council members. In 2013, OHA introduced the bill that became Act 276, which overhauled the Island Burial Council composition requirements, member qualifications, and appointment process in response to longstanding quorum issues and community concerns. The amended statute provides that each Island Burial Council shall be composed of nine members, with the exception of the Moloka'i Island Burial Council, which shall be composed of five members. There must be one representative from each identified geographic region of the islands who must possess an understanding of the culture, history, burial beliefs, customs and practices of Native Hawaiians. In addition, no more than three representatives of development and large property owner interests may also be appointed to each council. The Governor appoints members to the councils from lists

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

provided by DLNR and OHA; at least two of the regional representatives on each council must be appointed from lists provided by OHA.

Historically, OHA has assisted the State Historic Preservation Division of DLNR and the Governor's Office in identifying, soliciting, and recommending candidates for appointment to the Island Burial Councils, and submitted a number of nominations for this purpose.

To consistently fulfill OHA's kuleana, OHA staff established an internal process for filling Island Burial Council seats. This process incorporates collaboration among OHA's Community Engagement, Research, and Advocacy lines of business to reach out to interested community members, identify and solicit qualified candidates, and evaluate applications from individuals willing to step into existing and future vacancies. Through this process, OHA selects its nominees and annually transmits a list of these nominees to the Governor's Office to fill current and pending vacancies. Staff from Compliance Enforcement, Policy and Community Engagement have collectively drafted Standard Operating Procedures for this process and are in the process of refining them for Administrative approval.

Staff included as an attachment a printout from the State Historic Preservation Division (SHPD) website showing the island burial councils and current membership and vacancies for the Trustees' information (Attachment 8). This roster is updated periodically as the SHPD forwards their statutory nominations to the Office of the Governor. The SHPD also appoints interim members to fill unexpected vacancies until official Governor appointment.

An OHA strategy to consistently fulfill this important statutory kuleana is to keep recruitment going year-round so that in the event of unplanned vacancies, candidates can be nominated quickly on an interim basis to keep the councils functioning until the formal process of nomination, appointment and legislative review can occur in the normal course of business.

IV. Nominees for Appointment – Moloka'i Island Burial Council

Based on the review of applications, Administration recommends the approval of the following candidates as nominees for appointment to the Moloka'i Island Burial Council: Ka'ohulani McGuire, Terna Leimomi Hooper and Keomailani Hanapi Hirata.

a. Ka'ohulani McGuire, OHA Nominee for Kalawao regional representative on the Moloka'i Island Burial Council (MIBC)

Ms. McGuire is an excellent candidate to serve on the MIBC as a cultural anthropologist, ethnographer and historian for Kalaupapa National Historical Park. Ms. McGuire has been conducting research on the Makalua Peninsula for the past 20 years and has been living at Kalaupapa for the past 11 years. She has 'ohana burials at Kalaupapa.

Ms. McGuire possesses a good working knowledge of Kalaupapa's cultural and historic sites. As the park's anthropologist, she is the contact for families wanting to locate graves of their 'ohana and for families who want to connect with the 'āina, its history and for those seeking information about their 'ohana who were sent to Kalaupapa.

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Ms. McGuire's understanding of Hawaiian burial customs comes from her family and hearing her kūpuna talk about them and listening to their stories and of seeing things she observed as a child. As part of Hui Mālama I Na Kūpuna o Hawai'i Nei, she received training from Auntie Pua and Uncle Ed Kanahele, Edward Halealoha Ayau, Kunani and Ipo Nihipali on the cultural protocol of handling and wrapping iwi, learning the chants, making kapa and weaving burial baskets for repatriation. She also participated in repatriation efforts and reburials of repatriated iwi.

b. Terna Leimomi Hooper, Nominee for Kalawao regional representative on the Moloka'i Island Burial Council

Ms. Terna Leimomi Hooper is another well-qualified candidate to serve for the Kalaupapa region on the Moloka'i Island Burial Council.

Ms. Terna Leimomi Hooper was born and raised on Moloka'i. Her 'ohana comes from the Northern side of Moloka'i, Pelekunu, and she and her 'ohana have been a part of Kalaupapa and its long history.

Ms. Hooper initially worked for the State of Hawai'i Department of Health for a few years at Kalaupapa, which allowed her to learn about historic sites, burial sites and customary practices directly from the patients and other inhabitants.

Her work as the only laborer for the National Parks Service at Kalaupapa in the Cultural Resource Division since 2011 has allowed her to learn more about the unique cultural history of the area including the many burial sites, marked and unmarked.

Her work oversees the maintenance of historic sites, burial sites, rock walls and even historic trees. She strives to treat each burial site, marked or unmarked, and the ancestors buried within with equal dignity and respect, and to protect and preserve them to honor the history of Kalaupapa.

Ms. Hooper's Tutu Harriet Ne taught her much about caring for those passing and those already passed, as well as her time spent at Mauna 'Ala with her Auntie Lydia Namahana Maoioho, the kahu of Mauna 'Ala at the time.

c. Keomailani Hanapi Hirata, Nominee for East Moloka'i regional representative on the Moloka'i Island Burial Council

Ms. Keomailani Hanapi Hirata describes herself as a keiki o ka 'āina and a kupa 'āina of Moloka'i. Her 'ohana comes from the East end of Moloka'i, specifically the ahupua'a of 'Aha'ino. Ms. Hirata was raised on the kuleana lands of her 'ohana as she is the second oldest daughter of Alapa'i and Mililani Hanapi, well-known cultural practitioners of burials and other practices, and Native Hawaiian artists as well.

Ms. Hirata herself is a Hawaiian studies scholar and assisted her 'ohana through lengthy litigation to protect their kuleana lands and burials and helped by conducting extensive

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

research during her high school years at the Bureau of Conveyances and Hawai'i State Archives, which included translating Hawaiian documents into English.

Ms. Hirata's knowledge on Native Hawaiian burial sites started back the 1990s when her parents became involved in the Moloka'i Island Burial Council and served as past board members, as well as Moloka'i's repository for iwi kūpuna. As the next generation of leaders, Ms. Hirata was educated on the federal and state laws regarding burial sites in Hawai'i and her parents taught her the cultural protocols of caring for iwi kūpuna.

Ms. Hirata has also participated in the training of Section 106 of the National Historic Preservation Act of 1966 as amended. On her kuleana lands in 'Aha'ino, her parents grow wauke, which is used to make kapa. Ms. Hirata's mother, Mililani Hanapi, is well known for her cultural trainings in making kapa to wrap the iwi kūpuna in traditional ceremony before reinterring the iwi kūpuna back to their resting place. That knowledge has been passed onto her.

Ms. Hirata states that it is her "kuleana to serve on the Moloka'i Island Burial Council, to mālama our kūpuna and warriors whose iwi are buried on Moloka'i."

V. Nominees for Appointment – Kaua'i/Ni'ihau Islands Burial Council

Based on the review of applications, Administration recommends the approval of the following candidates as nominees for appointment to the Kaua'i/Ni'ihau Islands Burial Council: Sherri-Lee Uilani Cummings, Wayne T. Harada, Jr., Waipū'ilani Flores and Noelani Kau'i Naumu.

a. Sherri-Lee Uilani Cummings, Nominee for Hanalei regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Describing herself as a "keiki o ka 'āina," Ms. Sherri-Lee Uilani Cummings is from the Anahola Hawaiian Homestead on Kaua'i.

Her 'ohana on her mother's side is the Pia and Keo 'ohana from Nu'alolo, Nāpali and Ni'ihau. Her 'ohana on her father's side are Cummings and Kauwe-Mahi from Hawai'i Island. Ms. Cummings' great-great grandfather, Wahinealoha Keo, was a recognized konohiki of Nu'alolokai, a ho'oponopono practitioner and facilitator of information during the Great Mahele regarding land award claims and stewardship.

Ms. Cummings was born and raised in Anahola, and both of her parents are Native Hawaiian and DHHL beneficiaries. Her 'ohana unit encompassed nine keiki: four boys and five girls; Ms. Cummings is the youngest. Three generations of her 'ohana today are blessed to live on homestead land in Anahola.

Ms. Cummings has four sons: two adult sons, one who is employed as an Adult Correction Officer for the State of Hawai'i and one special needs adult son; and a 17-year old who is enrolled at Kanuikapono Public Charter School in Anahola.

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Ms. Cummings served as a member and as the vice president for the Hanalei Hawaiian Civic Club, where she was active from 2013 through 2015 helping to introduce and vet legislative proposals. The KNIBC is in current need of a Hanalei regional representative.

Currently, Ms. Cummings is a founder of a Native Hawaiian Organization, Mālama Anahola, and owner of LYC Construction Company for the past seven years. Ms. Cummings said that her commitment to work with homeowners to develop cultural mitigation plans prior to the start of projects with a higher possibility of encountering significant findings, including unmarked ancestral burials, has resulted in the mitigation of potential inadvertent discoveries of iwi kūpuna. Ms. Cummings expresses that her "high level of commitment & integrity to kuleana" positions her to be an appropriate member for the Kaua'i/Ni'ihau Islands Burial Council as well as her understanding of land development and construction issues.

Ms. Cummings also expressed: "Eia mai ka manawa pono, it feels like the right time for me to be involved on a board that has kuleana for the care of our Iwi Kupuna."

b. Wayne T. Harada, Jr., Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Mr. Harada is a former Kaua'i/Ni'ihau Islands Burial Council member who served two terms and now seeks to return to the council to continue to share and implement his knowledge in representing the Waimea and Nā Pali regions.

Mr. Harada's 'ohana is from Halele'a moku and Wainiha ahupua'a, and he descends from Kaniālama and Haumea lines from Maui and Kaua'i. He is an educational coordinator who served in that capacity for the Hanalei Watershed Hui. For the past 22 years, he has also served as a cultural specialist for various educational programs on Kaua'i, including the Hanalei Watershed Hui, Nā Pua No'eau and Pualani Foundation. He is the current Hawaiian cultural specialist for Kanuikapono Public Charter School at Anahola.

Mr. Harada feels that it is his kuleana to step up and care for the ancestors again and share this knowledge with the younger generations. He feels that he has earned the respect and trust of many Native Hawaiian elders in the Moku of Halele'a, Nā Pali and Ko'olau.

Mr. Harada reaffirms his commitment to once again serve on the KNIBC and his previous experience is highly valued.

c. Waipū'ilani Flores Nominee for Kawaihau regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Ms. Waipū'ilani Flores grew up in Wai'anae on O'ahu but moved in her teen years to Kaua'i, where she was raised by her grandparents in Anahola. While currently living in Nāwiliwili, Ms. Flores has also lived in Kapa'a and Wailua.

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

Ms. Flores expresses her “great love for our kūpuna, our traditions, and our heritage” and believes that it would be “a great honor if I could serve and contribute to the lāhui by being a caretaker of our precious ancestors.”

Ms. Flores is currently a kumu at Kanuikapono Public Charter School in Anahola and reconnects the haumana to their sense of place, cultural identity, and wisdom of our kūpuna through song and chant, having been involved in Hawaiian music for the past 20 years and its sharing around the islands and the world.

Ms. Flores served as the Mele Alaka'i for the Queen Deborah Kapule Hawaiian Civic Club from 2006 through 2014 and continues to be very active in many community organizations and participates in many events.

Ms. Flores possesses a strong affinity for the Kawaihau region but is willing to kāko'o any region in which there is a dire need for representation.

d. Noelani Kau'i Naumu, Nominee for Waimea/Nā Pali regional representative on the Kaua'i/Ni'ihau Islands Burial Council

Noelani Kau'i Naumu comes highly recommended by KNIBC member Ted Blake. Ms. Naumu represents the upcoming generation of young, dedicated, energetic and committed kanaka who seek to step up into the needed roles of our lāhui, awoken by the events at Mauna Kea and around the islands.

Her experiences as a hula dancer and performer transitioned into her work as a kumu for various institutions where she taught 'ōlelo Hawai'i and life skills to the disadvantaged. As a mother of four beautiful children, one currently with special needs, and having lost one child, Ms. Naumu understands the depths of the 'eha and kaumaha our ancestors suffered in caring for, managing, and protecting “our most cherished possession” according to Mary Kawena Pūku'i, the iwi or bones of the ancestors.

Ms. Naumu's 'āina kulāiwi is Wailua. Her father's side comes from Keahapana and Anahola, and her mother's side comes from Hule'ia, Lihu'e and Kalalau.

Ms. Naumu reaffirms her commitment to learning more about the care, management and protection of the ancestors through the work of the island burial councils and shared an important 'ōlelo no'eau: “Ma ka hana ka 'ike.” (In doing, you will learn and gain knowledge.)

Ms. Naumu will be an excellent addition to the KNIBC.

VI. Recommended Action:

To approve the individuals listed in Section I. above as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to authorize the Administration to timely transmit these nominations to the Governor.

VII. Funding

Action Item BAE #20-04: Approval of Office of Hawaiian Affairs' 2020 Moloka'i Island Burial Council and Kaua'i/Ni'ihau Islands Burial Council Nominations

No funding is required.

VIII. Timeframe

Immediate action is recommended as the nomination will be transmitted to the Governor's Office of Boards and Commissions immediately upon approval by the BOT.

IX. Alternative Actions:

To decline to approve the individuals listed in Section I. above as the Office of Hawaiian Affairs' 2020 nominations to the Moloka'i Island Burial Council and the Kaua'i/Ni'ihau Islands Burial Council and to decline authorizing the Administration to timely transmit these nominations to the Governor; To propose alternate names for Administration to vet.

X. Attachments

Attachment #1 – Ka'ohulani McGuire, Resume and Letter of Interest

Attachment #2 - Terna Leimomi Hooper, Resume and Letter of Interest

Attachment #3 - Keomailani Hanapi Hirata, Resume and Letter of Interest

Attachment #4 - Sherri-Lee Uilani Cummings, Resume and Letter of Interest

Attachment #5 - Wayne T. Harada, Jr., Resume and Letter of Interest

Attachment #6 - Waipū'ilani Flores, Resume and Letter of Interest

Attachment #7 - Noelani Kau'i Naumu, Resume and Letter of Interest

ATTACHMENT #1
KA'OHULANI MCGUIRE
Resume and Letter of Interest

10/15

STATEMENT OF INTEREST

for

Ka'ohulani McGuire

Regional Representative for Kalaupapa, Kalawao County, Molokai

1. A statement explaining your connection to the geographic region indicated above which may include family ties, residence knowledge of the region's history, experience with the region's cultural and historic sites, understanding of the region's customs, or other basis.

My one hānau is Ho'olehua, Molokai and I grew up on the mana'e side at Keawanui. Our family burials are at Kapa'akea, Kainalu, Honomuni and Kalaupapa. By training, I am the cultural anthropologist, ethnographer and historian for Kalaupapa National Historical Park (KNHP). I have been doing research on Mākanalua Peninsula for 20 years and I have been living at Kalaupapa full-time for the last 11 years. On both my father and mother's side, I have 'ohana who were Hansen's disease patients and who are buried at Kalaupapa. I have a good working knowledge of Kalaupapa's cultural and historic sites. As the park's anthropologist, I am the contact for families wanting to locate graves of their 'ohana and for families who want to connect with the 'āina, its history and for those seeking information about their 'ohana who were sent to Kalaupapa.

2. A statement explaining your knowledge and understanding of Hawaiian burial beliefs and practices relating to the care and protection of Native Hawaiian burial sites, ancestral remains, and burial goods.

My understanding of Hawaiian burial customs comes from my family and hearing my kupuna talk about them and listening to their stories and of seeing things I observed as a child. As part of Hui Mālama, I received training from Aunt Pua and Uncle Ed Kanahele, Edward Ayau, Kunani and Ipo Nihipali on the cultural protocol of handling and wrapping iwi, learning the chants, making kapa and weaving burial baskets for repatriation; I also participated in repatriation efforts and reburials of repatriated iwi.

3. A statement explaining the reasons you wish to serve on the Island Burial Council as a regional representative.

Because of its past history as a leprosy settlement, Kalaupapa is often overlooked and not represented. It would be an honor to serve and represent Kalaupapa/Kalawao County and the iwi kupuna in this capacity.

10/15

Curriculum Vitae

KA'OHULANI MC GUIRE

EDUCATION:

B.A. Anthropology 1996, University of Hawai'i at Hilo, Hawai'i (minor course of study: Hawaiian Studies)

PROFESSIONAL EXPERIENCE:

Sept. 2009 – Present	Cultural Anthropologist; Kalaupapa National Historical Park, Kalaupapa, HI: specialized area of study – oral history and ethnography. Coordinates park cultural anthropology/ethnography programs; conducts ethnographic research for reports and planning documents; monitors and identifies potential threats to cultural and ethnographic resources and makes recommendations to mitigate impacts; advises the park on cultural and ethnographic resources; establishes relationships with park-associated people and neighboring communities and consults with them; assists with Section 106 consultation; assists with requests from families of patients to locate burials and helps facilitate visits to grave site; coordinates research and reviews documents, project proposals, scopes of work, resource management plans and task directives prepared for planning and management purposes; Serves as the Agreements Technical Representative for projects conducted through contracts, interagency agreements, and cooperative agreements; develops and conducts training programs on ethnographic concerns such as cultural awareness, consultation, and compliance.
Feb. 1997–Sept. 2009	Self-employed, Consultant: projects related to cultural impact assessment work, traditional cultural practices studies and Hawaiian archeology, including historical and archival research, Land Commission Awards and māhele research, translation of Hawaiian legal documents, identification of traditional cultural practices and places, ethnography, oral history, and submission of final reports.
Oct. 2005-May 2007	Researcher; Kalaupapa Voices Project, interviews and oral histories with six Hansen's Disease patients; funded by the Atherton Family Foundation, the Fred Baldwin Memorial Foundation, and the Office of Hawaiian Affairs; in collaboration with Charles Langlas and Sonia Juvik.

10/15

July 2004-Oct. 2005	Researcher; Kalaupapa Ethnographic Project, Phase 2; Kalaupapa National Historical Park; in collaboration with principal investigator, Charles Langlas and Sonia Juvik.
Dec. 2000-Jan. 2004	Kalaupapa Ethnographic Project, Phase 1; Kalaupapa National Historical Park; in collaboration with principal investigator, Charles Langlas and Sonia Juvik.
Apr. 2003-July, 2004	Research Assistant for Blood Pressure and Catecholamine Study in Filipino-Americans; Project #651475, Minority Biomedical Research Study, University of Hawai'i at Hilo.
Feb. 1997–Feb. 1999	Program Coordinator (1/2 time position), Super Enrichment Saturday Program, Nā Pua No'eau Center for Gifted and Talented Native Hawaiian Children, University of Hawai'i at Mānoa.
Jan.1995– Sept.1996	Research Assistant, Minority Biomedical Research Support Program, Research Corporation of the University of Hawai'i at Hilo: <ul style="list-style-type: none"> • Health Risk Factors in Native Hawaiians (grant funded by the National Institute of Health) • Blood Pressure Response to Daily Stress in Working Women of Different Ethnicity (American Heart Association Grant, Hawai'i Affiliate)
Aug. 1993 – Jan. 1995	Peer Counselor, Minority Access Program, University of Hawai'i at Hilo
Nov. 1985 – Jan. 1991	Executive Secretary/Administrative Assistant, Southern California Permanente Medical Group, Pasadena, California
June. 1982-Nov. 1985	Office Manager; R & R Clothing Company San Gabriel, California

ADDITIONAL EXPERIENCE:

- National Preservation Institute trainings: Traditional Cultural Places (Sept. 2019); Section 106 Introduction (May 2015); Section 106 Agreement Documents (Sept.2019); Landscape Preservation – Introduction & Advanced Tools for Managing Change (February 2020)
- Agreements Officer Technical Representative certified
- Ethnographic studies, oral and life histories
- National Historic Preservation Act, Section 106 & Native Hawaiian Consultation Training, August, 2001
- Identification and Management of Traditional Cultural Places, April 1999
- Archaeology Field School @ Pohakuloa; University of Hawai'i at Mānoa, June 16 – July 18, 1997
- Archival and historical research specializing in Hawai'i-Pacific collections

10/15

- Biomedical measurement techniques
- Lab analysis of artifacts and ceramics
- Computer: data analysis and management; data entry

A SAMPLING OF RECENT PROJECTS AND REPORTS:

- Kalaupapa NHP Draft General Management Plan-EIS & EA
- Kalaupapa 2002-2005, A Summary Report of the Kalaupapa Ethnographic Project. Charles Langlas, Ka'ohulani Mc Guire, Sonia Juvik. (2008)
- Voices of Kalaupapa, Oral Histories of Six Kalaupapa Hansen's Disease Patients. Edited by Charles Langlas, Ka'ohulani Mc Guire, Sonia Juvik. (May, 2007)
- Moloka'i No Ka Heke, A Cultural Report for Kamehameha Schools Moloka'i Master Plan. June, 2004.
- A Native Rights Assessment for Proposed Water Line Corridors and a Reservoir Site in the Ahupua'a of Kawaihae 1, South Kohala District, Island of Hawai'i (TMK 6-1-06: por. 2, 3, 7; 6-1-01: por. 3)
- A Traditional Practices Assessment for an Approximately 50-Acre Department of Hawaiian Home Lands Parcel Near Fifth Street, Lana'i City, Island of Lana'i (TMK: 4-9-02).
- Cultural Impact Assessment (TMK: 3-2-9-005:002, 3-2-8-001:002, and 3-2-7-001:001), Lands of Hakalau Nui, Makahanaloa, Kawainui, Onomea, Alakahi, Papa'ikou, Moku'oniki, Pu'umoi, Kalaoa, 'Aleamai, and Pauka'a, South Hilo District, Island of Hawai'i.
- A Traditional Practices Assessment for the Proposed Faulkes Telescope on 1.5 Acres of the University of Hawai'i Facility at Haleakalā, Papa'anui Ahupua'a, Makawao District, Island of Maui (TMK: 2-2-07:8).

PUBLICATIONS:

- Kalaupapa 2002-2005, A Summary Report of the Kalaupapa Ethnographic Project; Charles Langlas, Ka'ohulani McGuire, Sonia Juvik (2008)
- Menarche Age, Fatness, and Fat Distribution in Hawaiian Adolescents. DE Brown, TV Koenig, AM DeMorales, K Mc Guire, CT Mersai. American Journal of Physical Anthropology 99:239-247 (1996).

POSTERS/PAPERS:

- 21st Annual Meeting of the Human Biology Association, 1996 Poster Session, Catecholamine excretion, ambulatory blood pressure and mood reports of nurses and nurse's aides in Hawai'i. DE Brown, LH Martin, K Mc Guire, CT Mersai, GD James. Abstract published in: American Journal of Human Biology (8)1:111 (1996).
- Sigma Xi Big Island Science Conference, 1995 Paper Presentation, Ethnic Differences in Blood Pressure Among Working Women. K. Mc Guire.

ACADEMIC AWARDS AND HONORS:

- Graduated with Honors, University of Hawai'i at Hilo, 1996
- Who's Who Among Students Award, 1996
- Second Place for best paper presentation at Sigma Xi Big Island Science Conference, 1996

REPRESENTATIVE COURSEWORK:

10/15

- Archeology
- Human Evolution
- Cultural Anthropology
- Hawaiian/Pacific Prehistory
- Hawaiian Culture Before 1819
- Modern Hawaiian Culture
- Ethnographic Field Techniques
- Hawaiian Language: 4 years
- Directed Studies: Pottery Analysis
- Directed Studies: Research Experience in Medical Anthropology
- Applied Anthropology
- Ecological Anthropology
- Medical Anthropology
- History of Anthropological Theory
- History of Hawai'i
- Natural History of the Hawaiian Islands
- How To Do Oral History
- Hawaii's Legislative Process
- Problems in Translation (Hawaiian Legal documents: 1845-1910)

HOBBIES:

Ikebana; hiking, Wild Mind writing

VOLUNTEER & COMMUNITY WORK

Hawai'i Coordinator for Katog Mati Ling-Hawai'i (a Tibetan Buddhist organization)

Repatriation & Reburial work with Hui Malama I Na Kupuna O Hawai'i Nei

Na Pu'uwai monthly lomi clinic; December, 2013-2015

Na Pu'uwai board member; 2014-2017

REFERENCES:

Charles Langlas, Ph.D

Professor of Anthropology

University of Hawai'i at Hilo

[REDACTED]

Sonia Juvik, Ph.D.

Professor of Geology and Environmental Studies

College of Arts and Sciences

University of Hawai'i at Hilo

[REDACTED]

Erika Stein Espaniola

Superintendent

Kalaupapa National Historical Park

[REDACTED]

ATTACHMENT #2
TERNA LEIMOMI HOOPER
Resume and Letter of Interest

10/15

Letter of Interest

One of my connection to the geographic region Kalawao, Molokai is that I was born and raised on Molokai and My Ghana comes from the North side of Moloka'i, "Pelekunu" and have been part of Kalaupapa and Its history. I first worked for State of Hawaii/ Department of Health for a few years here in Kalaupapa, that gave me the opportunity to Learn about Historic Sites, Graves and customs straight from the patients of Back then. Presently I am the Laborer for the National Parks service in the Cultural Resource division here in Kalaupapa from year 2011 to Present.

Here in the Kalaupapa Peninsula I am the only Laborer in the Cultural Resource division. I maintain a lot of the Historic sites, Grave markers, rock walls and Historic trees. I believe that we must continue to give these ancestors the dignity and respect that they deserve no matter where they are found, or how their grave maker may look. We must protect and preserve them to continue honoring them so the History of Kalaupapa continues.

I wish to serve on the Island Burial Council because I have the love to take care of people when they pass on. I have been doing it all my life. As a child my Tutu Harriet Ne would take us along with her when she would pray with families when their loved ones have passed. My Tutu was a historian of Moloka'i. At the age 11 I was sent to Live with my aunty who was the care taker at Mauna Ala in Nu'uanu, Oahu. There was where I first felt a sense of responsibility and compassion to Malama Our Ali'i Buried there. Enjoying and learning my culture much deeper in a way that makes me who I am today, and how I care for our Kupuna's and Ancestors.

Mahala Nui,

Terna Leimomi Hooper.

10/15

Terna L Hooper

Qualifications

I possess the following qualifications and have either fully-performed, or exceedingly performed in the qualifying factors listed below. Proof of success in these areas can be supported in my performance appraisals, resume, and references.

1. The ability to work with minimal supervision.
2. Implement good work practices by keeping work spaces clean, neat and in order.
3. Ability to interpret instructions and specifications.
4. Ability to use and maintain tools and equipment.
5. Dexterity and safety.

Academic

- 04/2018 University of Hawaii Maui College, Molokai
Kaunakakai, Hawaii
Some College Coursework Completed
Major: Historic Preservation
- 04/2015 University of Hawaii Maui College, Molokai
Relevant Coursework, License and Certifications: Small Engine Repair
- 01/1999 University of Hawaii Maui College, Molokai
Relevant Coursework, License and Certifications: Hawaiian History

Certifications

- 2011-2018 Adult/Child CPR, AED and Air Management-Heliop
Wilderness First Aid
Chainsaw Use and Safety
Disaster Preparedness
UTV Operation
Leadership
Asbestos Awareness
Field Techniques for Invasive Plant Management
Orientation to National Park Service Integrated Pest Management
Pesticides and Fish and Wildlife Resources

Work Experience

Kalaupapa National Historical Park

WG-05 LABORER

08/2011-Present, 40 hours/week

Supervisor: Stacy Lundgren, [REDACTED]

Okay to contact this supervisor: Yes

I am self-motivated individual who works both independently and as a team member. My job requires sensitivity, care, and maintenance to a wide-range of historic features. I conduct the following tasks independently with little supervision:

1. Preservation of Historic Structures:
 - Performing basic carpentry and painting to historic buildings
 - Conduct cemetery preservation work on grave markers by applying techniques in historic masonry.
 - Conducting solid waste management.

Terna L Hooper

- Performing janitorial duties.

2. Preservation of Cultural/Historic Landscapes:

- Operating power and hand tools to maintain cultural landscape features including historic buildings, cemeteries, rock walls, road corridors, and culturally significant vegetation.
- Cutting invasive woody and herbaceous vegetation to maintain a historic appearance and character of the cultural landscape.
- Providing proper care and maintenance of specimen trees and shrubs located in maintained landscapes.

Pruning historic/heritage vegetation in accordance with industry standards to achieve desired historic preservation objectives and maintain plant health.

Plant/transplant trees and shrubs using proper plant selection and planting techniques while considering the latest known research and technological developments.

- Treat and correct deficiencies in the condition of historic vegetation by rejuvenating growth, supporting plant health, and ensuring structural stability. Propagating historic/heritage vegetation in the Park's native plant nursery by making cuttings, germinating seeds, and growing plant replacements for historic/heritage trees and shrubs that have reached maturity and died.
- Applying herbicides to prevent invasive vegetative growth on historically significant cultural features including historic buildings, grave markers, rock walls, and foundations.

Canvassing out special laboring assignments that require knowledge of cultural landscape preservation, detailed procedures, and a practical knowledge of project requirements and objectives.

Serving as the point of contact and arborist for the preservation of heritage vegetation.

- Maintaining and safeguarding single-engine power tools and equipment for maintaining cultural landscapes:
 - Perform single engine repairs.
 - Maintain hand tools by conducting inventories, adjusting blades, and sharpening axes, chain saw blades, loppers, and other edge tools.
 - Cleaning and oiling mowers.
 - Perform minor daily operation maintenance on light-duty motor vehicles - perform motor vehicle checks. check fluids, pressure levels, etc.
- Operate vehicles over Federal, state, and county roads and city streets in all traffic conditions, and perform minor operation maintenance on light-duty motor vehicles.
- Maintaining the historic landscape appearance by referencing historic photographs and interviewing living Hansen's disease patients.

10/15

Terna L Hooper

- Supervise the operation of various work groups (10 or more people) and educate them in historic preservation and the use of tools, and personal protective equipment.

State of Hawaii Department of Health

JANITOR II

06/2000-06/2011, 40 hours/week

Supervisor: Harry Arce, [REDACTED]

Okay to contact this supervisor: Yes

I. Maintain the hospital facility:

- Sweep and mop floors including all secured offices, dressing rooms, patients' living quarters, and the dining room.
- Empty, dispose and clean all solid waste containers.
- Clean all restrooms and shower rooms.
- Dust and clean all windows and walls.
- Remove screens using hand tools, as well as clean and replace screens
- Conduct daily inspections of the building to assure the building is in a safe for daily use by staff, guests, and Hansen's disease patients.
- Report any safety hazards to the supervising staff.
- Inventory and replenish all supply rooms, restrooms, and patient rooms.
- Properly dispose bio-hazardous materials by using and operating bio-hazardous machines.

State of Hawaii Molokai High and Intermediate School

JANITOR II

09/2003-6/2006, 40 hours/week

Supervisor: Esther Keohulua, [REDACTED]

Okay to contact this supervisor: Yes

1. Maintain all school buildings and grounds:

- Use various types of equipment and tools to clean and maintain the grounds; including lawn mowers, weed mowers, chainsaws, hedge cutters, hammers, handsaws, screwdrivers, wrenches, socket wrenches, drills, measuring tapes, sanders, clamps, and pliers.
- Assist in minor repairs with plumbing, carpentry and planting.
- Sweep and mop school building floors including all classrooms, restrooms, and offices.
- Clean all tables, chairs, walls, and windows.
- Empty all solid waste containers.
- Inventory and replenish items for supply rooms and restrooms.

Terna L Hooper



References

Carrie Mardorf

Superintendent

Cane River Creole National Historical Park



Richard Miller

Exhibits Specialist (Retired)

Kalaupapa National Historical Park



Erika Stein Espaniola

Superintendent

Kalaupapa National Historical Park



ATTACHMENT #3
KEOMAILANI HANAPI HIRATA
Resume and Letter of Interest

10/15

March 08, 2020

Aloha mai kakou,

My Name is, Keomailani Hanapi Hirata. I am a keiki o ka aina and kupa aina of Molokai. My 'Ohana is from the east end of Molokai, in the Ahupuaa of Ahaino. I was raised on my families Kuleana lands, where we can trace our lineal descendant to time immemorial. I am the second oldest daughter of Alapai and Mililani Hanapi, who are well known cultural practitioner's and traditional Hawaiian artist throughout Hawaii nei. I am a Hawaiian Studies scholar. I am applying to serve on Molokai Island Burial Council to represent the Moku of Mana'e (East Molokai).

My whole life we were raised humbly within and on our Kuleana lands in Mana'e. My family was involved in a very public land court case regarding the theft of our Kuleana lands. I spent my whole high school years in the State of Hawaii Archives and Bureau of Conveyances Office's doing research for our Molokai lands and translating documents and testimony from Hawaiian to english. My parents could not afford to pay an attorney to do the research work so we, as a family, did all the research. My knowledge on Native Hawaiian Burial sites started back the 1990's when my parents became involved in our Molokai Island Burial Council and who were past board members, as well as our Molokai islands repository for iwi kupuna. As the next generation of leaders, I was educated on the Federal and State laws regarding burial sites in Hawaii and my parents taught me the cultural protocols of caring for iwi kupuna. I have participated in the training of Section 106 of the National Historic Preservation Act. On our Kuleana Lands in Ahaino, my parents grow wauke which is used to make Kapa. My Mom, Mililani Hanapi, is well known for her cultural trainings in making Kapa to wrap our iwi kupuna in traditional ceremony before reinterring the iwi kupuna back to their resisting place. That knowledge has been passed onto me.

It is my kuleana to serve on the Molokai Island Burial Council, to malama our kupuna & warriors whose iwi are buried on Molokai.

Mahalo,

Keomailani Hanapi Hirata

10/15

KEOMAILANI HANAPI HIRATA

[REDACTED]

OBJECTIVE: To serve on Molokai Island Burial Council - East

EDUCATION:

Bachelor of Arts in Humanities, Hawaiian Studies – Hawaii Pacific University

Diploma – Molokai High & Intermediate School

EMPLOYMENT:

Hale Kipa, Inc. – 2017 – present

Molokai Youth Advocate / Hawaii Youth Correctional Facility Aftercare Monitor

Habitat for Humanity, Molokai – 2014 – 2017

Construction Manager

SPECIALTY TRAINING:

Section 106, National Historic Preservation Act

Trauma Informed Care – Cultural and Historical Trauma

First Aid and CPR Certified

ATTACHMENT #4
SHERRI-LEE UILANI CUMMINGS
Resume and Letter of Interest

10/15

September 24, 2020

Re: Kauai Island Burial Council Letter of Interest for Sherri U. Cummings

Aloha OHA Trustees,

My name is Sherri-Lee Uilani Cummings from Anahola Hawaiian Homestead, Kauai, and today I respectfully submit this letter of interest for the position of Kauai Island Burial Council. I am a keiki o ka aina, born and raised in Anahola, of which both my parents are Kanaka and DHHL Beneficiaries. My Ohana unit encompassed 9 keiki, of which I'm the last child of 4 boys and 5 girls. Three generations today are blessed to live on homestead land in Anahola, myself included, as I raised 4 sons, 2 grown, who's employed as Adult Corrections Officers for the State of Hawaii, an adult special needs native son, and a 17 year old who is enrolled at Kanuikapono PCS in Anahola.

My kuleana to all things Hawaiian stems from my incredible upbringing from treasured kupuna. My Ohana on my mother's side is the Pia & Keo Ohana from Nualolo, Napali and Niihau Island. My Ohana on my father's side is Cummings & Kauwe-Mahi, from Maui and Hawaii Island. Relative to Kauai Island, my mother's Ohana were known as great mahiai, cultivating kalo and other Hawaiian mea kanu in Nualolokai. My great-great grandfather, Wahinealoha Keo, was recognized as a konohiki, in Nualolo. He was also involved in hooponopono, and was a facilitator of information related to the Great Mahele. Further, he was often called upon to provide input with regards to land award claims and stewardship. I feel I am an extension of a great legacy of my Ohana from Nualolo, Napali as I continue to engage with multiple native communities.

Currently, as the founder of a Native Hawaiian Organization, Malama Anahola, I serve our Hawaiian Homes Beneficiaries with dual purpose. Besides advocating for DHHL trust responsibilities for its people, I take a proactive approach in assuring that iwi kupuna representation is held to the highest regards when proposed developments encompass highly sensitive historic places and settlement. The non representation by Ohana who are underrepresented have heightened my calling to serve.

As a native kanaka owner of LYC Construction Company for 7 years, it was my commitment to work with home owners to develop cultural mitigation plans prior to the start of all projects which have a higher possibility of encountering significant findings. We were able to "mitigate" any potential and inadvertent discovery of Iwi Kupuna. My high level of commitment & integrity to kuleana positions me to be an appropriate advisor for the Kauai Island Burial Council.

Mahalo for allowing me the opportunity to share my qualifications with OHA. Collectively, all of these experiences have led me to make the decision to apply for a position on the Kauai Island Burial Council. Eia mai ka manawa pono, it feels like the right time for me to be involved on a board that has kuleana for the care of our Iwi Kupuna. Please let me know if you need more information.

Respectfully,

Sherri Uilani Cummings

Sherri Uilani Cummings

10/15

Sherrie-Lee Uilani Cumming Yokotake

Objective: The purpose of this resume is to qualify my personal and professional experiences to become a member of The Kauai Island Burial Council, Landowner/Developer. As a life-long DHHL Beneficiary and Anahola Hawaiian Homestead resident, I feel I have both the cultural integrity & professional background that exceeds the qualifications to serve on the Kauai Island Burial Council. I have been active in the Hawaiian Civic Club, working as a key member of committee's creating resolutions & legislative policies that impact the Hawaiian Community. As a former contractor & land developer, I was involved in due diligence related to the inadvertent discovery of Iwi on projects our company worked with.

Relevant Hawaiian Community & Educational Experiences

AS, Visitor Industry & Hotel Management, KCC Community College, Lihue, Hawaii 1997

Diploma, General Studies, Kapaa High School, Kapaa, Hawaii

Rural LISC Participant, Workshop in providing Homesteaders technical assistance, loans, and capacity building, Washington DC, 2018

CNHA, Board of Director, Honolulu, Hawaii. I was a board of director representing the SCHHA from 2016-2018

Puwalu Participant, Agricultural Sustainability, Convention Center, State of Hawaii Department of Agriculture & DHHL, Honolulu, Hawaii. I attended this convention in my capacity as the Anahola Hawaiian Homes Association Vice President 2016

Puwalu Participant, Affordable Housing/Renewable Energy/Trust Land Management, DHHL, Kona, Hawaii. I attended this conference in my capacity as the Anahola Hawaiian Homes Association Vice President 2014

Hawaiian Civic Club Member, Vice President of Hanalei Hawaiian Civic Club, Hanalei, Kauai, Hawaii. I was active with the Civic Clubs from 2013-2015

SCHHA Member, Director of Native Rights, Anahola, Hawaii 2013-2017. I was in charge of developing workshops for members in the area of Native Rights i.e. water rights, housing, etc.

Canoe Club Founder, Hokualele Canoe Club, Founder & Vice President, Anahola Community Outrigger Canoe Club, 2009-2013

Continued on next page.

Relevant Professional Experiences

2018-present, Customer Service Representative, Budget Car Rental, Hawaiian Relations Specialist, Lihue, Hawaii 96766

2016-2018, Customer Service Representative, Advantage Car Rental, Hawaiian Relations Specialist, Lihue, Hawaii 96766

2003-2016, Co-owner, LYC Construction, General Contractor, Anahola, Hawaii; Government Relations Representative

References

Mr. Ted Kawahinehelelani Blake, Koloa, Kauai, Hawaii, [REDACTED]

Mr. William Aila, Honolulu, Hawaii, [REDACTED]

Mr. Kipukai Kualii, Anahola, Kauai, Hawaii, [REDACTED]

ATTACHMENT #5
WAYNE T. HARADA, JR.
Resume and Letter of Interest

10/15

Wayne Harada



Office Of Hawaiian Affairs
560 N Nimitz Hwy #200
Honolulu, Hawaii 96817

To Whom It May Concern,

Aloha mai kakou, my name is Wayne Takashi Harada Jr. I am applying for a position as a member of the Kaua'i Ni'ihau Island Burial Council, specifically as a regional representative of the Na Pali, Halelea Ko'olau districts. I am a native Hawaiian born and raised in the Moku of Halelea and the Ahupua'a of Waniha. My ohana is deeply rooted in Hawaiian Culture and traditions. I am a descendent of the Haumea and Kanialama lines from Maui and Kauai. I descend from a long lineage of Kanaka lawaia, Mahia'i Kalo and historians of Hawaiian based knowledge of north Kauai.

I have served as the educational coordinator for the Hanalei Watershed Hui and resource teacher and cultural specialist for various educational programs serving our native Hawaiian community. The field of education through an indigenous lens is one of my many passions in life and I have dedicated the past 20 years of my life in the field of education working in various educational programs that serve the native Hawaiian community and at risk youth such as Hanalei Watershed Hui, Na Pua Noeau center for gifted and talented Hawaiian children and the Pualani foundation an educational non profit.

I am honored to be able to currently serve as a Hawaiian Cultural specialist and Luna Ho'okele for 'Ike Hawai'i at Kanuikapono PCS located on Hawaiian Homelands in Anahola. It is my honor and passion to be able to infuse and teach ike ku'una, hula and chants of my people and my students so that they can carry on the legacy of our kupuna. One of my life goals is to infuse the knowledge and traditions of the indigenous peoples of Hawaii to the youth of Kauai.

As a Native Hawaiian I feel it is my kuleana to serve my people and to protect and malama my beloved ancestors that have come before me to set the firm foundation that I have today. I feel that the time is here for the younger generation such as myself to take on the responsibility of the care and protection of the bones of our ancestors. In turn we as indigenous

peoples of the land believe that they contain spiritual and sacred mana and its connection to our past.

I would like to be considered to serve as the regional representative for the Moku of Halelea, Napali and Ko'olau. I as a native of North Kauai have genealogical ties to these moku and I feel that if chosen I will be able to malama and protect our beloved kupuna. I feel that I have also gained the respect and trust of many of the native Hawaiian elders of these regions.

I feel that I am qualified for the Kauai island burial council as I have served on council in the past. It has changed my outlook and the way that i live my life as a kanaka. Some of the Skills and attributes that I as an individual possess are assisting community requests and concerns with aloha and gaining community satisfaction deeply rooted in the Aloha spirit. I am also able to work under pressure and meet deadlines in a timely manner. I have extensive work experience in the Hawaii Charter School System in the areas of teaching Hawaiian Culture and Language from an indigenous perspective. I am also able to teach and implement programs for age 5 to adults that can be beneficial to gain community involvement. I feel that I am a Native Hawaiian Community team player and leader. I will be able to serve and work with community members to be active in the protection of burial sites and goods. I am also a young native Hawaiian educator of culture and Language that will help in the decision making process of the Kauai Island Burial council. I am also traditional Hawaiian practitioner of Hula, Fishing, farming and Traditions and Culture of Hawaii.

I am a 1997 graduate of Kapaa High School and served as the Hawaiian Club President for 3 years. I then went on to attend Kauai community college and gained an ASC in Hawaiian Studies and CC in Hawaiian Botany. I then attended Halau Wanana center for indigenous higher education and earned a Post Baccalaureate for a State of Hawaii approved teacher certification

As an applicant to the Kauai Island Burial Council I possess the following skills and attributes. As an individual I am self-motivated and a self-starter and able to work well under pressure. I am also able to work under pressure with complaints and concerns and able to resolve them in a professional manner and with great aloha. I also Speak the Hawaiian language and am also sensitive to the indigenous culture of Hawaii .I always live and breathe the spirit of aloha and am willing to learn from others. I also feel that I possess intensive knowledge of Hawaiian Culture and burials of the North Kauai from oral histories that have been passed on for generations. I have been honored, trained and entrusted with knowledge of indigenous burial practices and protocol by noted elders and individuals. I play an active role

in our Native Hawaiian Community for community renewal. I also feel that I am able to gain community involvement and support from both Hawaiian community and non-Hawaiian.

Service to my community is also the key to my success in serving as a member of the Kauai Island Burial Council. I as a native Hawaiian Educator provide cultural classes for the Hanalei Hawaiian Civic Club and Na Pua No'eau center for gifted and talented Hawaiian children. I am also a member of Hanalei Hawaiian Civic Club for the past 12 years and take an active role in my community. I am also an active member of the Hui O Laka in the preservation of our forest of Kokee in which I feel is equally important to the protection of Na Iwi Kupuna.

I am also dancer and chanter of Halau Ha'a'ula o Kekau'ila'ni na pua hala o Kailua under the direction of Kumu Hula Charlan Kalama. I am a very active member in Hawaiian Community of North Kauai on current issues that affect our native Hawaiians. I am a Cultural practitioner of Hula and making and crafting of Gourd implements for Hula. As an educator I also provide after school cultural enrichment classes for at risk native Hawaiian students in traditional Hawaiian fishing, farming, culture and self-sustainability. I have also traveled to the continental US as guest lecturer for Po'okela Foundation on Hawaiian culture and traditions. I am also a member of Hui Makaainana o Makana and currently in the restoration process of ancient taro patches in Haena State Park and I also coordinate site visits for sacred sites of Haena. I am also an active Board member and cultural advisor of the Pualani Foundation whose purpose is to educate youth on the art of the Hawaiian Cowboys and Hawaiian Culture and traditions.

I also as a native Hawaiian have worked on many projects that interact with kupuna or elders with connection to Kauai. We in turn collected many hours of oral histories and mo'olelo that will help me to help my community in the care and relocation if deemed necessary of my beloved ancestors and how I should care while being sensitive to the traditions of the indigenous peoples of Kauai. I have also taken elders that have ties to my moku on site visits to give manao of past times as well as unmarked burial sites.

If given the opportunity to serve as an honored member of the Kauai Niihau Burial Council. I will be one hundred and ten percent committed to the process and meetings that come with the kuleana of being a member. I feel that it is my kuleana to protect and care for the remains of my beloved ancestors. I am also committed to give proper care and respect to the iwi of my ancestors and also to work with fellow members of the council and community with aloha and respect at all times. I am also committed to travel

10/15

**to additional site visits as deemed necessary to carry out the responsibility
of the important position.**

Me Ke Aloha Pumehana,

Wayne Harada Jr.

10/15

Wayne T Harada Jr.



Objective:

Seeking the honor to represent my family, community and people as an honored member of the Kauai Niihau Island Burial Council for the traditional land districts of Napali, Ko'olau and Halelea. I am a Native Hawaiian born and raised in North Kauai. As a professional individual I possess the following experiences, skills and attributes. To be considered for the aforementioned position.

- Assisting Community requests and concerns with aloha and gaining community satisfaction deeply rooted in the Aloha spirit.
- Able to work under pressure and meet deadlines in a timely manner.
- Extensive work experience in the Hawaii Charter School System in the areas of teaching of Hawaiian Culture and Language.
- Able to teach an array of concepts and implement programs for age 5 to adults.
- Native Hawaiian Community team player and leader
- Native Hawaiian Educator of culture and Language
- Traditional Hawaiian practitioner of Hula, Fishing, farming and Traditions and Culture of Hawaii.
- Sensitive to indigenous knowledge and culture of the members of my community.

Experience

Kanuikapono Public Charter School Luna Ho'okele 'Ike Hawai'i September 2018 to present

- Planning and implementing of culturally relevant units of Hawaiian Culture and Traditions.
- Instructing of Hawaiian Studies and Language using a project based learning approach.
- Supervision of all 'Ike Hawai'i staff and support.
- Implementation of indigenous Hawaiian culture in all aspects of learning and teaching at school.
- Planning and implementing of community engagement events deeply rooted in Hawaiian Culture.

Kanuikapono Public Charter School Hawaiian Studies Specialist September 2005 to 2014

- Instructing of Hawaiian Studies and Language using a project based learning approach.

10/15

- Coordination of an at risk teen after school program in traditional Hawaiian farming and fishing.
- Planning and organization of classes, lessons and unit plans for the school year.
- Implementation of indigenous Hawaiian culture in all aspects of learning and teaching.

Pualani Foundation Cultural advisor and board member 2006 to Present

- Coordination and implementation of educational Hawaiian Cultural programming for Native Hawaiians as well as many at risk youth by providing cultural residential camps and workshops.
- Implementation of Native Hawaiian Culture to all aspects of the program.
- Teaching and implementing programs on Hawaiian Culture and Traditions.
- Teaching for summer and weekend workshops and camps as needed.

Na Pua No'eau Hawaiian Cultural Instructor/ Cultural advisor 2000 to Present

- Coordination of educational Hawaiian Cultural programming for students and community of summer residential camps and workshops during school intercessions.
- Teaching and implementing programs on Hawaiian Culture and Traditions to adults as well as native Hawaiian youth and Community.
- Teaching Cultural workshops and camps as needed by the community.

Hanalei Watershed Hui Educational Coordinator January 2007 to January 2011

- Coordination of educational environmental programs for students kindergarten to college level on the importance of the native Hawaiian watershed and ahupua'a systems.
- Teaching and implementing programs on the environment and water quality of the Hanalei Bay area.
- Recruitment of new students and community partners via community events and presentations.

Kanuikapono Learning Center Hawaiian Studies Instructor September 2005 to September 2007

- Instructing of Hawaiian Studies and Language using a project based learning approach.
- Coordination of an at risk teen after school program in traditional Hawaiian farming and fishing.
- Planning and organization of classes, lessons and unit plans for the school year.
- implementation of indigenous Hawaiian culture in all aspects of learning.

10/15

Dollar Rent a Car Lead Rental Sales Agent October 2000 to September 2005

- Oversee rental operations and rental agent staff of 15 on a daily basis.
- Managing daily and monthly reports for rental location.
- Handling and resolving of customer complaints and daily revenue of rental location.
- Setting sales goals to be accomplished by the rental agent team while fostering teamwork.
- Accomplish personal and rental location sales goals as set forth by the regional office.

Kmart Customer Service Supervisor October 1997 to September 2000

- Oversee customer service desk and handle all returns and complaints.
- Managing daily and monthly reports as required by management.
- Handling and resolving of customer complaints while exhibiting outstanding customer service.
- Working with 15 employees at any given time and scheduling of breaks and meals.
- Accomplish personal and store sales goals as set forth by management.

Education

Kapaa High School 1997 High school Diploma

Kauai Community College AS Hawaiian Studies 2007

AS in Hawaiian Studies received cause all requirements have been fulfilled as set for by the University of Hawaii.

Kauai Community College. Certificate of Completion Hawaiian Botany 2008

CC in Hawaiian Botany received cause all requirements have been fulfilled as set for by the University of Hawaii.

Halau Wanana. Teacher Certification Cohort 2008

Teacher Certification received cause all requirements has been fulfilled as set for by Halau Wanana Administration

Skills

- Self-starter and able to work well under pressure.
- Able to work under pressure with customer complaints and to resolve them in a professional manner.
- Able to read and write and type 40wpm

10/15

- Speak Hawaiian language and sensitive to the indigenous culture of Hawaii
- Filled with the spirit of aloha and will to learn from others.
- Intensive knowledge of Hawaiian Culture and burials of the North Kauai.
- Knowledge of indigenous burial practices and protocol
- Active in Native Hawaiian Community for community renewal
- Able to gain community involvement and support

Service to Community

Served as a past Kaua'i Ni'ihau Burial Council member 2 terms.

Provide cultural classes for the Hanalei Hawaii Civic Club and Na Pua Noeau center for gifted and talented Hawaiian children.

Member of Hanalei Hawaiian Civic Club

Active member of the Hui O Laka

Active Member of Halau Ha'a Hula o Kekau'ilani nā pua hala o Kailua

Active member in Hawaiian Community of North Kauai.

Cultural practitioner of Hula and making of Gourd implement for Hula.

Provide after school cultural enrichment classes for at risk native Hawaiian Students in traditional Hawaiian fishing and farming.

Guest lecturer for Po'okela Foundation (California) on Hawaiian culture and Traditions.

Active member of Hui Makaaainana o Makana in restoration of taro patches in Haena State Park and coordinate site visits for sacred sites of Haena.

Active Board member and cultural advisor of the Pualani Foundation whose purpose is to educate youth on the art of the Hawaiian Cowboys and Hawaiian Culture to the Kauai Island Community.

Cultural community member for Native Mapping Project for the National Tropical Botanical Gardens that collected oral history of community members

Member for 10 years as a chanter, dancer and researcher in an intensive study group Ke Kuaola comprised of native Hawaiians men dedicated in the perpetuation of indigenous protocols of Hawaiians.

References are available upon request

ATTACHMENT #6
WAIPU'ILANI FLORES
Resume and Letter of Interest

10/15

September 26th, 2020

Island Burial Council
Office Of Hawaiian Affairs
560 N Nimitz Hwy #200
Honolulu HI, 96817

C. Waipū'ilani Flores



To whom it may concern,

Aloha mai kākou. My name is Waipū'ilani Flores and I come from the Garden Island of Kaua'i. I am a kamali'i of Wai'anae, O'ahu but had moved to Kaua'i in my early teens. I lived most of my life with my grandparents in Anahola, but have also lived in the ahupua'a of Kapa'a, Wailua, and currently in Nāwiliwili. I am submitting my letter of intent to you to be considered for the Kaua'i Island Burial Council.

I have such a great respect and love for our kupuna, our traditions, and our heritage. As a cultural practitioner and educator, we strive to instill the wisdom of our ancestors into our younger generations and/or the communities that surround us. The cultural values and practices we perpetuate establish long lasting connections to the days ahead by first connecting to our past, for it is the past that guides our way into the future. I am certain that in this I am able to continue this connection between the past and the future through the safeguarding of our iwi kupuna.

My heart and intent to serve on the burial council is for the protection and care of our iwi kupuna. This is my reason. This is my intention. It would be a great honor if I could serve and contribute to our lāhui by being a caretaker of our precious ancestors. As a member of the Burial Council, I intend to pay homage to the life they lived while in the physical realm, and safeguard the essence of our iwi kupuna so they may be laid to rest with honor.

Hawaiian Music has been my greatest passion and livelihood for the past 20 years. I've been an employee with Tihati Productions since 2006 and I'm proud to be a part of this company (which since March of this year has been at a halt due to our recent pandemic). I also worked for Smith's Motor Boats in Wailua off and on for the past 20 years, and also played music independently. I have had the pleasure to share our music around the world to places like the U.S. mainland, Japan, Germany, Aotearoa, Samoa, Fiji, Tahiti, and of course our islands of Hawai'i. My grandfather, the late R. Kalani Flores, has mentored and supported me

10/15

throughout my musical journey but always made sure to remind me that 'Eh! Hawaiian come first!" And that is the affirmation by which I stand by.

Currently, I am a Kumu at Kanuikaponu PCS in Anahola. I take pride in being able to provide a cultural component of our 'ike kupuna for our haumāna and families of this place I call home. I've been able to reconnect our haumāna to their sense of place, cultural identity, and wisdom of our kupuna through song and chant. This year I've stepped into a new domain teaching middle school students about understanding ahupua'a. It gives me great joy to be servicing a community that I was so fortunate to be raised in

As mentioned, I am originally from Wai'anae, O'ahu. I spent most of my childhood at Pōka'i Bay as my playground. My family and I spent a lot of time as a Hoe Wa'a with Hui O Ikaika Canoe Club. My parents served as our coaches and we continued paddling and competing for years. My neighbor was Kumu Hula Miliani Allen who asked my mother to bring me to hālau, which is where my love of hula began. I learned then how Hula is so much more than the technicalities of posture, form, and poise. Once she introduced the backstory to each mele including historic background and or spiritual and environmental connections, I was hooked. I can recall having these feelings as early as 9 years old.

My parents and grandparents also brought us to many Ka Lāhui Hawai'i Meetings. So many kanaka, all at the same place, at the same time, giving out 'ike and mana'o regarding ways to revitalize and uplift our Native Hawaiian Communities. This is where I feel my aspiration transpired to create positive changes for our lāhui, and where my interest for perpetuating our cultural practices more deeply began.

After moving to Kaua'i in my early teens, I continued on my hula journey with several kumu hula from Kaua'i. My knowledge of Hula deepened as well as my love for Hawaiian Music. I became the president for our Polynesian Music Club. It was there that I connected with many like-minded 'ōpio who also shared similar interests in our Mea Hawai'i as I did. Eventually we participated in the Hawaiian Leadership Conference, the Native Hawaiian Health Summit, and later through the help of Maile Meligro and Papa Ola Lokahi, we created our first ever 'Ōpio Conference. In addition to that, my leadership roles continued as a member of Nā Alaka'i O Kaua'i, a program created by the Queen Lili'uokalani Children's Center (Now Lili'uokalani Trust).

I had the pleasure of serving as a member and Mele Alaka'i for the Queen Deborah Kapule Hawaiian Civic Club from 2006-2014 . I am also currently a Board Member for the Mālie Foundation since 2016 who hosts the longest running Hawaiian Event here on Kaua'i. I have been actively involved with the Mālie Foundation for many years even prior to my service on the board. I've also attended Kaua'i Community College in pursuit of a Hawaiian Studies Degree (not finished), and have participated in many cultural events to include Aloha Week, Kamehameha Day, Lā Ku'oko'a, Prince Kūhio Day Celebrations, and more. I have also donated my time to other community projects throughout the island that focus on either ancient site restoration, hosting visiting cultures through traditional Hawaiian customs and protocol,

10/15

encourage Lāhui engagement with our traditional customs and protocols, served as a conduit between the community and Community Leaders in aiding solutions for cultural struggles and challenges, and connect with resources that can enhance and improve the ability for our 'ike Hawai'i to flourish in our communities.

I find such a strong pilina to the Kawaihau region of our island. This region is where I was raised and lived in throughout my adult life. But should I be called to other regions of our island to offer assistance, I would gladly be of service.

I personally have no experience with handling Moepū, but I welcome any training and learning opportunities that will allow for proper protocols to be implemented while in my care. I am committed and dedicated to assuring that our precious iwi kupuna be looked after with utmost respect and with the highest regard.

Attached to this email you will find my resume. If I am considered for this position, I am committed to attend the monthly IBC meetings and commit to site visits to fulfill my kuleana as a Burial Council Member. It is a kuleana I feel deeply attached to and I would be honored of service to our iwi kupuna.

Mahalo for your time and patience and I hope you will consider me to serve on the Kaua'i Island Burial Council.

With humble regards,

C. Waipū'ilani Flores

10/15



Waipū'ilani Flores

EXPERIENCE

Kanuikapono PCS, Anahola, Kaua'i – *Kumu 'Ike Hawai'i*

JUL 2015-17, NOV 2019 - PRESENT

- Introduce students to Hawaiian compositions through song and oli
- Provide historical background of each composition
- Practice different vocal techniques used in singing and chanting
- Provide the cultural connection of each mele to students
- Develop pilina to the environment and current events through compositions
- Improve vocal capabilities with different technical concepts
- Find relevant relationships to their ahupua'a.
- Understand different affiliations from Hawaiian practices in relationship to our natural environment
- Provide curriculum based in 'Ike Hawai'i

Tihati Productions LTD, Honolulu, O'ahu – *Musician Captain/ Emcee*

Aug 2006 - present

- Provide entertainment through song and dance for visiting guests at nightly Polynesian Show
- Rehearse with musicians on instrumentation, vocal harmonies, pronunciation, and drumming techniques
- Provide authentic historical background of songs and dance to guests through research and content provided by our Cultural adviser.
- Evaluate employees based off of job performance
- Ensure overall safety of guests and employees at each designated property

Smith's Fern Grotto Tours – *Musician*

Aug 2000 - December 2018

- Entertain guests with Hawaiian Music and Hula Dancing on a river boat tour.
- Conduct safety measures as implemented by the rules and regulations of the U.S Coast Guard
- Provide historical facts of the island and the Wailua river valley to guests and visitors
- Rehearse with musicians on instrumentation, vocal harmonies, and pronunciation

10/15

EDUCATION

Kapa'a High School, Kapa'a, Kaua'i – *Diploma*

1996–2000

Kapa'a Community College, Puhi, Kaua'i – *Not completed*

Pursuing Hawaiian Studies

AWARDS

- Kaua'i Composers Contest 2009, 2011, 2019
- 3rd place Aloha Week Pa'u Unit 2006

OTHER COMMUNITY OR VOLUNTEER WORK

- Mālie Foundation Board Member 2016–present
- Queen Deborah Kapule Hawaiian Civic Club: Mele ALaka'i April 2006–2014
- Hālau Hula (oldest to present): Hālau Hula O Mililani (Mililani Allen), Hau'oli Hula Hālau (Leilani Sharpe Mendez), Nā Hula O Kaohikūkapulani (Kapulani Kinimaka-Alquiza), Kani ka pahu O Lohi'au (Pohaku Nishimitsu), Leilani's Hula Hālau (Leilani Rivera Low), Hālau Ka Waikahe lani Mālie (Blaine Kamalani Kia), Nā Hui O Kamakaokalani *currently active* (Maka Herrod).
- Ori Uvira Tahitian Dance Troupe musician
- Aloha Week Festivals parade volunteer
- Kamehameha Day Parade Pa'u Unit Oahu
- Emcee for Prince Jonah
- Numerous community and outreach volunteer work for various organizations including QLCC (LT Trust), Kamehameha Day Parade Kaua'i, Kaua'i Mokihana Festival, Hālau fundraisers
- Serve as a host to visiting guests from around the world and connect them to the resources of which they seek
- Volunteer as ukulele teacher for Anahola Community
- Continuously seeking more education in 'Ike Hawai'i always

REFERENCES

- KUNANE AIPOALANI, Musician/ Former Burial Council Member
[REDACTED]
- NATHAN KALAMA, Mālie Foundation Founder/ Former Burial Council Member
[REDACTED]
- KAMEALOHA FORREST, Kumu Hula/ Former member of Queen Deborah Kapule Hawaiian Civic Club [REDACTED]

10/15

- MAKA HERROD, Mālie Foundation Director 

SKILLS

- Active listening
- Communication
- Computer skills
- Interpersonal skills
- Leadership
- Management skills
- Problem-solving
- Time management
- Cultural Practitioner

ATTACHMENT #7
NOELANI KAU'I NAUMU
Resume and Letter of Interest

Letter of Intent for candidacy consideration

(Burial Council Kaua'i and Ni'ihau, 'Iwi Kupuna)

1. Why would you like to serve on your IBC?

It would be an honor and a privilege to serve our kupuna. I think so often there is a misconception that when our loved ones pass, the work is pau but in reality the work must continue. It is our kuleana to malama our 'iwi kupuna as a way to honor their life and their legacy, to be sure they are never forgotten. So much of who we are is because of them.

I felt a sense of kaumaha and urgency looking at the vacancies on the burial council. In my eyes, these are positions that should never be vacant and in fact should have a long line of willing descendants waiting to serve.

I cannot fathom the thought of the one who disturbs sacred burial sites or participates in the practice of unearthing 'iwi or moepu to further ones agenda. Until we can cancel this disturbing practice all together, I am here willing to do my part to malama our 'iwi kupuna.

2. What region or regions could you best represent? What is your connection to the region or regions?

Kaua'i is my home and Wailua is my 'aina kula'iwi. My 'ohana on my dad's side come from Keahapana and Anahola, my mama's side comes from Hule'ia, Lihu'e and Kalalau while we also trace our mo'okuauhau to various parts of not only Kaua'i but to most of the pae 'aina of Hawai'i. I am currently working to further connect my mo'okuauhau to Kalalau.

3. What experience do you have that would be relevant to serving on your IBC? This could be community, cultural, professional, or personal

experience with Hawaiian history and culture, especially the beliefs and traditions associated with malama 'iwi and moepu.

As a little 2 year old girl attending Punana Leo o Kaua'i in 1989 as well as hula, a conscious decision made by my parents to surround me with as much mea hawai'i as possible from a young age is what planted the seed.

Given many experiences in my journey to water the seed my parents once planted and to immerse myself in day to day living as a kanaka would become some of my most cherished memories. However, not fully understanding the value of all these experiences until recent years.

Most recently, I stood and slept along side my people, our kupuna to protect Maunakea. Not exactly sure I had anything to offer, I knew I could give my time and hold space. Little did I know that while my intention was to protect Maunakea, Maunakea gave me so much more and almost indescribable. It was through those experiences on the mauna that I began to feel an awakening of those experiences that I had as a little girl at Punana Leo and in hula, an awakening of who I am and who I need to be. While I am no longer actively in halau, hula continues to be apart of my life for the last 31 years.

Becoming a mama a little over eight years ago, to four precious keiki has given me a deeper appreciation for kuleana. I laid my little baby to rest almost 6 years ago and its forever changed me. My perspective of life here upon this earth and the life to come has humbled me in ways that I am so thankful for. 'Ike papalua is something I cherish and hold dear to my na'au because of this experience. The longing to reunite with my son and finding ways to honor him in this space by protecting his 'iwi while I mahalo our kupuna for caring for him beyond the veil.

The 'olelo no'eau comes to mind, "ma ka hana ka 'ike" (in doing, you will learn and gain knowledge). That has been very evident in my life's journey and I look forward to serving in any way I can to malama our 'iwi kupuna and moepu. I am here and I am willing to learn. He haumana au no na kau a kau.

Me ka ha'aha'a,
Noelani Kau'i Naumu

10/15

Noelani Kau'i Naumu

Kanaka 'Oiwi

Noelani Kau'i Naumu

[REDACTED]

[REDACTED]

Skills

Hula(hawaiian dance), 'Olelo Hawai'i(hawaiian language), Ulana(lauhala weaving), Pohaku Ku'i 'Ai (stone to stone carving), Lo'i Kalo (taro planting), Aloha Aina(caretaker of the land).

Experience

Smith's Motor Boat Service / Entertainer, hula

January 2003-2005 , Wailua, Kaua'i

Greeting malihini and kama'aina on the river boat which toured the Wailua river and Fern Grotto with stories of old, hula and mele.

Kaua'i Visitors Bureau / Office Clerk, Entertainer

January 2003-2010, Lihu'e, Kaua'i

Traveling ambassador and entertainer. Filing of papers, preparation for meetings and travel, organization, miscellaneous duties.

County of Kaua'i/ Traveling hula dancer/ Office of the Mayor

January 2000 - 2010, Lihu'e, Kaua'i

Traveling ambassador and entertainer.

In 2010-2011, accepted a Mayor appointed position in the Anti-Drug program, later promoted to the Administrative Specialist in Boards and Commissions.

Chiefess Kamakahalei Middle School/ Migrant Teacher

January 2010-2011, Lihu'e, Kaua'i

Mentoring and assisting students in all subjects of learning, particularly those who were shelterless, came from broken homes and challenging situations.

Punana Leo o Kaua'i/ Kumu kokua

January 2010-2011, Lihu'e, Kaua'i

Teaching our keiki in 'olelo hawai'i about who they are, their 'aina, their kupuna and their kuleana as kanaka.

Stay at Home Mom/ Full time caregiver to our special needs son

September 2012-present

Education

Kapa'a High School

June 2001 -June 2004, Kapa'a, Kaua'i

Graduated High School a year early in 2003.

Kaua'i Community College / Running Start

January 2004, Lihu'e, Kaua'i

Kapi'olani Community College

January 2005-2009, Kapi'olani, 'Oahu

University of Hawai'i ,Manoa

January 2005-2009, Manoa, 'Oahu

Awards

Keiki hula, Merrie Monarch, Miss Hawai'i Pageant, Miss Garden Isle 2009, Miss Island Mokihana 2010.

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

V. New Business

B. Committee on Resource Management

1. Action Item RM #20-01: OHA's Preliminary FB
2022/2023 General Funds and Community Grants[†]

**MEETING OF THE
COMMITTEE ON RESOURCE MANAGEMENT**

COMMITTEE REPORT

October 21, 2020

The Honorable Colette Machado,
Chairperson Board of Trustees
Office of Hawaiian Affairs

Madame Chair Machado,

The Committee on Resource Management, having met on October 21, 2020 and after full and free discussion, recommends approval of the following action to the Board of Trustees:

To approve:

- A. OHA's preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA's fiscal biennium (FB) budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 5; and
- B. OHA's preliminary community grants program budget up to \$3,700,000 per fiscal year for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 6.

Attachment:

- 1. Action Item RM #20-01

Respectfully submitted:



Trustee Dan Ahuna, Chair

Trustee Kalei Akaka, Member

EXCUSED

Trustee Leina'ala Ahu Isa, Member



Trustee Robert Lindsey, Vice Chair



Trustee Keli'i Akina, Member

EXCUSED

Trustee Colette Machado, Member

Carmen Hulu Lindsey
Carmen Hulu Lindsey (Oct 23, 2020 11:00 HST)

Trustee Hulu Lindsey, Member

EXCUSED

Trustee John Waihe'e, IV, Member



Trustee Brendon Lee, Member

Action Item

COMMITTEE ON RESOURCE MANAGEMENT (RM) Virtual Meeting				DATE: Oct. 21, 2020 Motion: Vote:			
AGENDA ITEM: IV. New Business A. Action Item RM #20-01: OHA’s Preliminary FB 2022/2023 General Funds and Community Grants							
MOTION: To approve: A. OHA’s preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA’s fiscal biennium (FB) budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 5; and B. OHA’s preliminary community grants program budget up to \$3,700,000 per fiscal year for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 6.							
AMENDMENT:							
MEANS OF FINANCING:							
TRUSTEE		1	2	‘AE (YES)	A’OLE (NO)	KANALUA (2 kanalua’s =ABSTENTION)	EXCUSED
LEI	AHU ISA						EXCUSED
KALEI	AKAKA			X			
KELI ‘I	AKINA			X			
BRENDON	LEE	1		X			
HULU	LINDSEY			X			
ROBERT	LINDSEY		2	X			
COLETTE	MACHADO						EXCUSED
JOHN	WAIHE’E						EXCUSED
CHAIR DAN	AHUNA			X			
TOTAL VOTE COUNT				6			

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


OFFICE OF HAWAIIAN AFFAIRS
Action Item

Committee on Resource Management


October 21, 2020

RM #20-01


Action Item Issue: **OHA's Preliminary FB 2022/2023 General Funds and
Community Grants Budgets**

Co-Prepared by:  Oct 15, 2020


Maile Lu'uwai, Date
Ka Pou Kāko'o Kaiāulu, Grants Manager

Co-Prepared by:  Oct 15, 2020


Grace Chen Date
'Aho Hui Mo'ohelu, Budget Analyst

Reviewed by:  Oct 15, 2020


Gloria Li Date
Pou Kako'o Ho'opono, Controller

Reviewed by:  Oct 15, 2020

Sterling Wong Date
Ka Pou Nui Kūikawā, Interim Chief Operating Officer &
Ka Pou Kihi Paia Ku Kūikawā, Interim Advocacy Director, Chief
Advocate and Ke Kahua Paikala, Public Relations Officer

Reviewed by:  Oct 15, 2020

Raina Gushiken Date
Ka Paepae Puka, Senior Legal Counsel

Reviewed by:  Oct 15, 2020

Sylvia M. Hussey, Ed. D. Date
Ka Pouhana, Chief Executive Officer &
Ka Pou Kihi Kanaloa Wai Kūikawā, Interim Chief Financial Officer

Reviewed by:  Oct 15, 2020

Trustee Dan Ahuna Date
Luna Ho'omalua o ke Kōmike RM, Chair of RM Committee

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

I. Proposed Action

To approve:

- A.** OHA's preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA's fiscal biennium (FB) budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 5; and
- B.** OHA's preliminary community grants program budget up to \$3,700,000 per fiscal year for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 6.

II. Issue

Whether or not the Board of Trustees should approve:

- A.** OHA's preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA's FB budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium; and
- B.** OHA's preliminary community grants program budget of up to \$3,700,000 per fiscal year for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium.

III. Background & Overview – Part A – Fiscal Biennium 2022-2023 General Funds

A. Overview

The State Legislature determines General Fund appropriations during each Biennium. As part of its annual budget, the Office of Hawaiian Affairs (OHA) receives general funds from the State of Hawai'i, which is appropriated through the State Legislature. Since 1981, OHA has received state general funds for a portion of its personnel and operating cost, and to provide services to beneficiaries.

The OHA Biennium budget is prepared every two years, for the ensuing two years. Historically, the entire operating budget, including general funds, trust funds, federal funds, special funds and other funds, was presented to the Board of Trustees (BOT) for review and approval during the months immediately preceding the opening of the Biennium legislative session in the following January. This Action Item includes the discussion and seeks BOT approval relating to (1) OHA's preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA's Fiscal Biennium budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium and (2) OHA's preliminary community grants program budget of up to \$3,700,000 per fiscal year for FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium to accommodate a grant solicitation release date in early 2021.

The proposed general funds and preliminary community grants program budget requests for the FY 2021-2022 and FY 2022-2023 biennium, covers the periods from July 1, 2021

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

through June 30, 2022 and July 1, 2022 through June 30, 2023; hereinafter referred to as FY 2022 and FY 2023, respectively.

B. OHA's Sources of Funding

An *appropriation* is an authorization granted by the OHA Board of Trustees (BOT) or Hawai'i State Legislature, permitting the agency, within established fiscal and budgetary controls, to incur obligations and to make expenditures for specific purposes. An *appropriation* is usually limited in its amount and a time period during which it can be expended. The sources of funding available for spending through OHA's Core Operating Budget include the following *appropriations* detailed in **Table 1** below.

Table 1: Sources of Funding

Type	Description	Appropriation Number
Core Operating Budget	General Fund appropriations drawn from the State of Hawai'i	100
	Public Land Trust Revenues (PLT) received annually from various State Agencies conducting business on PLT lands	901
	Matching Fund appropriations as determined by the State of Hawai'i and drawn from the Native Hawaiian Trust Fund (NHTF)	910
	A portion of the NHTF and also includes revenues received primarily from past-due settlements dividend and interest earnings received thereon, plus twenty (20) percent of gross revenues generated from OHA-owned Kaka'ako Makai parcels allocated for grants, and fifty (50) percent of net revenue allocated for OHA's Legacy Property Management.	930

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

C. Historical General Fund Levels

A summary of general fund appropriation levels from FY 10 through FY 21 is presented in **Table 2** below:

Table 2: General Fund Appropriation Levels from FY 10 through FY 21

Summary	FY 10 / FY 11	FY 12 / FY 13	FY 14	FY 15	FY 16 / FY 17	FY 18 / FY 19	FY 20 / FY 21
General Fund Appropriation Level	2,469,659	2,370,872	3,141,574	2,741,574	2,991,004	3,037,879	3,037,879 ¹
Difference from Previous Year	-617,416	-98,787	770,702	-400,000	249,430	46,875	0
Increase/(Decrease) % from Previous Year	-20%	-4%	33%	-13%	9%	2%	0%

IV. Current FB20/21 General Funds Biennium Budget Appropriation

The current OHA Budget Bill, 2019 Act 037 HB 172 SD2 CD1, whose authority allotted a total of \$3,037,879 for FY2020 and \$3,037,879 for FY2021 included per fiscal year appropriations for: (a) \$296,874 for use in OHA's operations, (b) \$ 1,067,175 for personnel, and (c) \$1,673,830 allocated for legal provisions contained in the budget bill and detailed in **Table 3**.

Table 3: FB 2020/2021 General Fund Spending Requirements as per 2019 Act 037 HB 172 SD2 CD1

OHA Program ID [FN]	FY 2020			FY 2021		
	General Funds	Trust Fund Match	Total Requirement	General Funds	Trust Fund Match	Total Requirement
A. 150 – Office of the Trustees	\$58,323	\$275,687	\$334,010	\$58,323	\$275,687	\$334,010
A1. Personnel Budget	58,323	275,687	334,010	58,323	275,687	334,010
B. 160 – Administration	\$1,124,042	\$2,861,727	\$3,985,769	\$1,124,042	\$2,861,727	3,985,769
B1. Personnel Budget	827,168	2,564,853	3,392,021	827,168	2,564,853	3,392,021
B2. Operating Budget	296,874	296,874	593,748	296,874	296,874	593,748

¹ Refer to Section IV Act 37 Relating to the Budget of the Office of Hawaiian Affairs

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

OHA Program ID [FN]	FY 2020			FY 2021		
	General Funds	Trust Fund Match	Total Requirement	General Funds	Trust Fund Match	Total Requirement
C. 175 – Beneficiary Advocacy	\$1,855,514	\$3,292,290	\$5,147,804	\$1,855,514	\$3,292,290	\$5,147,804
C1. Personnel Budget	181,684	1,118,463	1,300,147	181,684	1,118,463	1,300,147
C2. Operating Budget	1,673,830	2,173,827	3,847,657	1,673,830	2,173,827	3,847,657
Totals:	\$3,037,879	\$6,429,704	\$9,467,583	\$3,037,879	\$6,429,704	\$9,467,583
Details						
[1] Total Personnel	\$1,067,175	\$3,959,000	\$5,026,175	\$1,067,175	\$3,959,000	\$5,026,175
[2] Total Operating	\$1,970,704	\$2,470,704	\$4,441,408	\$1,970,704	\$2,470,704	\$4,441,408
[2a] Office Rent	\$296,874	\$296,874	\$593,748	\$296,874	\$296,874	\$593,748
[2b] Leg. Provisos	\$1,554,400	\$1,554,400	\$3,108,800	\$1,554,400	\$1,554,400	\$3,108,800
<i>Social Services</i>	<i>415,000</i>	<i>415,000</i>	<i>830,000</i>	<i>415,000</i>	<i>415,000</i>	<i>830,000</i>
<i>Legal Services</i>	<i>524,400</i>	<i>524,400</i>	<i>1,048,800</i>	<i>524,400</i>	<i>524,400</i>	<i>1,048,800</i>
<i>Education</i>	<i>615,000</i>	<i>615,000</i>	<i>1,230,000</i>	<i>615,000</i>	<i>615,000</i>	<i>1,230,000</i>
[2c] Other Provisions	\$119,430	\$619,430	\$738,860	\$119,430	\$619,430	\$738,860
<i>Act 37, Section 8: Financial and Management Audit</i>	<i>0</i>	<i>500,000</i>	<i>500,000</i>	<i>0</i>	<i>0</i>	<i>0</i>
<i>Other Operating</i>	<i>119,430</i>	<i>119,430</i>	<i>238,860</i>	<i>119,430</i>	<i>619,430</i>	<i>738,860</i>
Totals:	\$3,037,879	\$6,429,704	\$9,467,583	\$3,037,879	\$6,429,704	\$9,467,583

V. Act 37 Relating to the Budget of the Office of Hawaiian Affairs and Impacts on the FY 2021 General Funds

On June 7, 2019, HB172 HD1 SD2 CD1 RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS was signed into law (**refer to the Attachment**) as Act 37. Section 8 of Act 37 contained the following provision:

SECTION 8. (a) Provided that of the trust funds appropriated in part II of this Act, the sum of \$500,000 for fiscal year 2019-2020 shall be expended for the

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

costs for the auditor to conduct or contract for a financial and management audit of the Office of Hawaiian Affairs.

The auditor shall submit a report of the findings and recommendations of the audit to the legislature, governor, and the chairperson of the board of trustees of the office of Hawaiian affairs no later than twenty days prior to the convening of the regular session of 2020². (b) Provided that the general funds appropriated for fiscal year 2020-2021 pursuant to part II of this Act shall not be released to the Office of Hawaiian Affairs until after the audit report required by subsection (a) is received by the legislature.

Table 4 below provides a chronology of activities and illustrate a concerted effort on the part of OHA to be cooperative and responsive to the State Auditor's documents and records production requests, including access to individuals to be interviewed, thereby, supporting and expediting planning phase activities. Document requests, interviews and other activities related to limited liability companies (LLC) were produced and completed by LLC management. OHA functioned as a conduit to transmit information to the State Auditor.

Table 4: Chronology of Auditor Related Activities

Request Date (Deadline Date per correspondence)	Event or Description of Requested Documents
May 31, 2019 (June 7, 2019)	Letter from State Auditor requesting: Contract documents and amendments thereto including those relating to the solicitation for and procurement of the audit; and memoranda and other communication, including status reports relating to the progress of CliftonLarsenAllen (CLA's) work.
June 25, 2019	State Auditor Entrance Conference with Administration
June 25, 2019 (July 2, 2019)	Letter from State Auditor requesting from OHA Administration: <ol style="list-style-type: none">1. Organization chart. Noting if any positions are vacant;2. List of current OHA employees, each employee's corresponding position or title;3. Mission statement, goals, and objectives; and4. List of all properties owned/controlled by OHA (e.g., commercial properties – Nā Lama Kukui and Kaka'ako Makai; and primary legacy land-conservation and preservation properties), and

² 2020 State Legislature opened on Wednesday, January 15, 2020; therefore 20 days prior to the convening would be on or about December 26, 2019.

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

Request Date (Deadline Date per correspondence)	Event or Description of Requested Documents
	tenant/rent rolls for OHA's commercial properties.
June 25, 2019 (July 2, 2019) ³	<p>Letter from State Auditor: Please provide the documents and/or information listed below, including any amendments or revisions thereto, for each of the following entities: Hi'ilei Aloha LLC; Hi'ipaka LLC; Hi'ipoi LLC; Hi'ikualono LLC; Ho'okele Pono LLC; and Ho'okipaipai LLC:</p> <ol style="list-style-type: none"> 1. Organization chart. Please note if any positions are vacant; 2. List of current OHA employees, each employee's corresponding position or title and descriptions of each position; 3. Mission statement, goals and objectives; 4. Articles of Organization; 5. Articles of Termination, as applicable; 6. Operating agreements.
June 25, 2019 (July 2, 2019)	<p>Letter from State Auditor: Please provide documents for the period FY2017 to FY2018 for items 7-11 below:</p> <ol style="list-style-type: none"> 7. Schedules provided to CPA firm(s) detailing revenues, expenditures, transfers and fund balances for financial statement audit purposes; 8. Check registers; 9. List of all grants and contracts; 10. All reports to the OHA administration and/or Board of Trustees, including the Quarterly Reports; and 11. LLC manager meeting minutes.
July 18, 2019	State Auditor Entrance Conference with the Board of Trustees
July 30, 2019	Correspondence to State Auditor from Board Counsel re: the OHA's full cooperation with the Act 37 mandated audit "while also protecting OHA's legal rights".
July 2019, August 2019	Planning phase activities conducted by State Auditor team including clarification of documents produced, interviews with OHA staff and LLC leadership.

³ A majority of documents provided by the July 2, 2019 deadline with the balance of the requested documents provided a week later on July 9, 2019.

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

Request Date (Deadline Date per correspondence)	Event or Description of Requested Documents
September 11, 2019 (September 20, 2019)	Letter from State Auditor requesting “complete, unredacted copies of the requested executive session minutes.”
September 13, 2019	All executive session minutes (redacted for attorney-client privileged information) transmitted on September 13, 2019 with one set of minutes in draft form (e.g., not approved by the Board) transmitted on October 14, 2019.
December 3, 2019	State Auditor letter to the OHA re: audit objectives (and completion of planning phase).
December 30, 2019	State Auditor letter to the OHA re: suspension of the audit.

As a result of the State Auditor’s suspension of the audit, the audit was not completed or delivered by the prescribed deadline to the 2020 Legislature; and OHA’s FY21 General Funds appropriation of \$3,037,879 has not been released to date. On February 14, OHA sued the State Auditor in First Circuit Court over his suspension of the audit.

VI. OHA’s General Funds Biennium Budget Request for FB 2022/2023

A. COVID-19 Impact

The COVID-19 pandemic and the abrupt tourism shutdown have put a strain on the State of Hawai‘i tax collection. Record-high unemployment has wreaked havoc on personal income taxes and general excise taxes. Latest Hawai‘i visitor statistics⁴, released September 28, 2020, show visitor arrivals fell 98% in August from same period prior year and decreased 69% for the first eight months of 2020, whereas in 2019, visitors to the Hawaiian Islands spent \$17.75 billion and generated \$2.07 billion in state tax revenue. KHON2⁵ Hawai‘i local news reported that the State is facing a budget shortfall \$2.3 billion in fiscal year 2020 and in 2021 and increasing to \$6.4 billion in 2026.

B. Budget Bill Proposal

Given the fragility of the Hawai‘i state economy, Administration believes it necessary to request BOT consideration and approval to maintain the status quo as appropriated

⁴ <https://www.hawaiitourismauthority.org/news/news-releases/2020/hawai-i-visitor-statistics-released-for-2019/#:~:text=A%20total%20of%2010%2C424%2C995%20visitors,rose%203.0%20percent%20in%202019.>

⁵ <https://www.khon2.com/coronavirus/state-facing-massive-projected-budget-shortfalls-increasing-to-6-4-billion-in-2026/>

in FB 2020/2021 with a general funds request to the State Legislature for the FB 2022/2023 of \$3,037,879 per fiscal year.

As discussed during the October 7, 2020 Joint BAE-RM Committee meeting, **Figure 1** below summarizes the Administration supported OHA Budget Bill and rationale.

New Proposals

OHA Budget Bill

- **Goal:** Maintain our general fund appropriations "base budget" (\$3,037,879/year) and historic provisos (legal, education, social services) along with trust fund match (\$6,429,704/year) to continue state-OHA partnership
- **Notes:**
 - OHA fringe rate increase
 - State interim fringe rate up to 63.08% in 2020 – vs. 42% approved fringe rate in FY2014
 - Interim state rate for 2021 is 50.75% due to pandemic impacts and the state stopping post-retirement benefit payments in FY21. OHA's interim fringe rate budgeting is 63.08% for FY21.
 - Due to economic impacts of pandemic – maintain "base budget" rather than request increases for personnel, new provisos

Figure 1: New Proposal for OHA Budget Bill

C. OHA's Use of General Funds

The purpose of the state general funds contained in the proviso sections of OHA's budget bill and matched dollar for dollar with OHA Native Hawaiian trust funds are to provide support and assistance to Hawaiians in the following areas: Social Services, Educational Improvement Programs, Legal Services and Legal Representation.⁶

Social Services. Shall be expended to provide for social services, including referral services and case management, to at-risk Office of Hawaiian Affairs beneficiaries to immediately address unexpected crises; provided further that program activities shall be designed with an overall objective to provide financial assistance to improve stability during emergency situations.

⁶ Description from Act 37

Educational Improvement Programs. Shall be expended to provide for educational improvement programs for native Hawaiian students; provided further that program activities shall be designed to help native Hawaiian students succeed academically.

Legal Services and Legal Representation. Shall be expended to provide for legal services and legal representation to Office of Hawaiian Affairs beneficiaries for: (1) The assertion and defense of quiet title actions; (2) Assistance with ahupuaa and kuleana tenant rights, including rights of access and rights to water; and (3) Land title assistance, including review of title and genealogy.

The BOT approved Strategic Foundations(‘Āina, Mo‘omeheu,‘Ohana) and Directions (Educational Pathways, Health Outcomes, Quality Housing and Economic Stability) for 2020-2035 will guide the disbursement of these general fund provisos for the FB 2022/2023 period. Historically, the general funds in the Legal Services and Legal Representation proviso have been disbursed through the State Procurement Code process while the general funds in the Social Services and Educational Improvement Programs have been disbursed through OHA’s competitive community grants program, pursuant to section 10-17, Hawaii Revised Statutes.

The approved Strategic Directions and related Strategies below will guide the disbursement of general funds disbursed through OHA’s community grants program:

Strategic Direction: Educational Pathways

Strategy 1: Support development and use of educational resources for all Hawaiian life-long learners in schools, communities and ‘ohana.

Strategy 2: Support education through Hawaiian language medium and focused Charter Schools.

Strategic Direction: Health Outcomes

Strategy 3: Advance policies, programs and practices that strengthen Hawaiian well-being, including physical, spiritual, mental and emotional health.

Strategy 4: Advance policies, programs and practices that strengthen the health of the ‘āina and mo‘omeheu.

Strategic Direction: Quality Housing

Strategy 5: Advance policies, programs and practices that strengthen Hawaiian resource management knowledge and skills to meet the housing needs of their ‘ohana.

Strategy 6: Support implementation of the Hawaiian Homes Commission Act and other efforts to meet the housing needs of ‘ohana.

Strategic Direction: Economic Stability

Strategy 7: Advance policies, programs and practices that strengthen ‘ohana abilities to pursue multiple pathways toward economic stability.

Strategy 8: Cultivate economic development in and for Hawaiian communities.

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

D. Administration Recommendation re: Budget Bill & General Funds

Administration recommends the approval of preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA's fiscal biennium (FB) budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in **Table 5** below.

Table 5: Biennium Budget by Purpose to the 2021 State Legislature for the FB 2022/2023

Purpose	FY 2022			FY 2023		
	General Funds	Trust Fund Match	Total Requirement	General Funds	Trust Fund Match	Total Requirement
Social Services	\$415,000	\$415,000	\$830,000	\$415,000	\$415,000	\$830,000
Legal Services	\$524,400	\$524,400	\$1,048,800	\$524,400	\$524,400	\$1,048,800
Education	\$615,000	\$615,000	\$1,230,000	\$615,000	\$615,000	\$1,230,000
Personnel	\$1,067,175	\$3,959,000	\$5,026,175	\$1,067,175	\$3,959,000	\$5,026,175
Operations	\$416,304	\$916,304	\$1,332,608	\$416,304	\$916,304	\$1,332,608
Totals:	\$3,037,879	\$6,429,704	\$9,467,583	\$3,037,879	\$6,429,704	\$9,467,583

VII. Background & Overview – Part B – Fiscal Biennium 2022-2023 Community Grants Program

OHA's preliminary Community Grants budget of up to \$3,700,000 per fiscal year for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium is proposed, consistent with the prior biennium budget. The Community Grants Program (CGP) will continue to support programs and services for our Lāhui that are aligned with OHA's strategic foundation, directions and outcomes. Although OHA's Total Operating Budgets for the FY2022 FY2023 Biennium will not commence development and construction until January 2021, it is important for OHA to (A) begin solicitation for its FB 2022-2023 CGP by January 2021 and (B) prepare its case for its upcoming FB 2022-2023 General Funds Budget Bill. As described in **Table 6** below, the final biennium budget for OHA's FB 2022-2023 CGP, along with award recommendations, is expected to be presented to OHA's BOT for final discussion and approval no later than May 2021.

Therefore, Administration hereby recommends consideration to allocate to OHA's FB 2022-2023 CGP *an initial set-aside of \$3,700,000 annually* as presented in **Table 6** below:

Action Item RM #20-01: OHA's Preliminary FB 2022/2023 General Funds and Community Grants Budgets

Table 6: Preliminary FB 2022/2023 Community Grants Budget⁷

Strategic Priorities:	FY 2022 Funding	FY 2023 Funding	FB 2022/2023 Total Requested	FB 2020/2021 Total Approved	Difference
22-00 Higher Education	\$500,000	\$500,000	1,000,000	1,000,000	0
22-01 Housing	500,000	500,000	1,000,000	1,000,000	0
22-02 Income	500,000	500,000	1,000,000	1,000,000	0
22-03 Health	500,000	500,000	1,000,000	1,000,000	0
22-04 Education	500,000	500,000	1,000,000	1,000,000	0
22-05 Culture	500,000	500,000	1,000,000	1,000,000	0
22-06 Land	500,000	500,000	1,000,000	1,000,000	0
22-07 'Ahahui	200,000	200,000	400,000	400,000	0
Totals:	\$3,700,000	\$3,700,000	\$7,400,000	\$7,400,000	0

VIII. Recommended Action

To approve:

- A. OHA's preliminary general funds budget of \$3,037,879 per fiscal year to fulfill its requirement of submitting OHA's fiscal biennium (FB) budget bill to the 2021 State Legislature for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 5; and
- B. OHA's preliminary community grants program budget up to \$3,700,000 per fiscal year for the FY 2021-2022 (FY22) and FY 2022-2023 (FY23) biennium as detailed in Table 6.

IX. Alternative Actions

- A. Approve the recommended action.
- B. Amend the recommended action.
- C. Do not approve the recommended action.

X. Attachment – Act 37

⁷ Administration requests that the above funding level be the maximum level allowable based upon the limitations of OHA's current funding sources. Any solicitation issued by OHA will disclose, "...final awards for the FY 2022-FY 2023 Biennium are subject to the availability of funds." The Budget does not include Charter School Education funds because such funds are not categorized as Community Grants. FB2022/2023 Core and Non-Core Budgets will be brought to the Board for approval in the late spring of 2021.



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 7, 2019

GOV. MSG. NO. 1138

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirtieth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 7, 2019, the following bill was signed into law:

HB172 HD1 SD2 CD1

RELATING TO THE BUDGET OF THE OFFICE
OF HAWAIIAN AFFAIRS.
ACT 037 (19)

Sincerely,

A handwritten signature in black ink, appearing to read "David Y. Ige", written in a cursive style.

DAVID Y. IGE
Governor, State of Hawai'i

Approved by the Governor
on JUN 7 2019

ORIGINAL

ACT 037

ATTACHMENT

HOUSE OF REPRESENTATIVES
THIRTIETH LEGISLATURE, 2019
STATE OF HAWAII

H.B. NO.

172
H.D. 1
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

PART I. GENERAL PROVISIONS

SECTION 1. SHORT TITLE. This Act shall be known and may be cited as the Office of Hawaiian Affairs Appropriations Act of 2019.

SECTION 2. DEFINITIONS. As used in this Act, unless the context otherwise requires:

"Means of financing" or "MOF" means the source from which funds are appropriated or authorized to be expended for the programs and projects specified in this Act. All appropriations are followed by letter symbols. These letter symbols, where used, shall mean the following:

A General funds

T Trust funds

"Position ceiling" means the maximum number of permanent and temporary full-time equivalent positions authorized for a particular program during a specified period or periods, as denoted by an asterisk (*) for permanent full-time equivalent



1 positions and a pound sign (#) for temporary full-time
2 equivalent positions.

3 "Program ID" means the unique identifier for the specific
4 program and consists of OHA, the abbreviation for the office of
5 Hawaiian affairs, followed by the organization number for the
6 program.

7 **PART II. PROGRAM APPROPRIATIONS**

8 **SECTION 3. APPROPRIATIONS.** The following sums, or so much
9 thereof as may be sufficient to accomplish the purposes and
10 programs designated herein, are appropriated or authorized from
11 the means of financing specified to the office of Hawaiian
12 affairs for the fiscal biennium beginning July 1, 2019, and
13 ending June 30, 2021. The total expenditures and the number of
14 positions in each fiscal year of the biennium shall not exceed
15 the sums and the numbers indicated for each fiscal year, except
16 as provided elsewhere in this Act, or as provided by general
17 law.



H.B. NO. 172
H.D. 1
S.D. 2
C.D. 1

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID.	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2019-2020	M O F	FISCAL YEAR 2020-2021	M O F
Hawaiian Affairs							
1.	OHA150	- OFFICE OF THE TRUSTEES		0.47*		0.47*	
	OPERATING		OHA	58,323A		58,323A	
				4.53*		4.53*	
			OHA	275,687T		275,687T	
2.	OHA160	- ADMINISTRATION		5.03*		5.03*	
	OPERATING		OHA	1,124,042A		1,124,042A	
				31.97*		31.97*	
			OHA	2,861,727T		2,861,727T	
3.	OHA175	- BENEFICIARY ADVOCACY		1.47*		1.47*	
	OPERATING		OHA	1,855,514A		1,855,514A	
				18.53*		18.53*	
			OHA	3,292,290T		3,292,290T	



1 PART III. PROGRAM PROVISIONS

2 SECTION 4. Provided that the general fund appropriations
3 in part II of this Act shall be expended by the Office of
4 Hawaiian Affairs.

5 SECTION 5. Provided that of the funds appropriated for
6 beneficiary advocacy (OHA175), the sum of \$415,000 in general
7 funds and \$415,000 in trust funds for fiscal year 2019-2020 and
8 the same sums for fiscal year 2020-2021 shall be expended to
9 provide for social services, including referral services and
10 case management, to at-risk Office of Hawaiian Affairs
11 beneficiaries to immediately address unexpected crises; provided
12 further that program activities shall be designed with an
13 overall objective to provide financial assistance to improve
14 stability during emergency situations; and provided further that
15 notwithstanding section 10-17(e), Hawaii Revised Statutes, any
16 funds expended for the purposes of this section shall be in
17 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
18 or a competitive grants process, as appropriate.

19 SECTION 6. Provided that of the funds appropriated for
20 beneficiary advocacy (OHA175), the sum of \$615,000 in general
21 funds and \$615,000 in trust funds for fiscal year 2019-2020 and



1 the same sums for fiscal year 2020-2021 shall be expended to
2 provide for educational improvement programs for native Hawaiian
3 students; provided further that program activities shall be
4 designed to help native Hawaiian students succeed academically;
5 and provided further that notwithstanding section 10-17(e),
6 Hawaii Revised Statutes, any expenditures for the purposes of
7 this section shall be in accordance with chapter 103D or 103F,
8 Hawaii Revised Statutes, or a competitive grants process, as
9 appropriate.

10 SECTION 7. Provided that of the funds appropriated for
11 beneficiary advocacy (OHA175), the sum of \$524,400 in general
12 funds and \$524,400 in trust funds for fiscal year 2019-2020 and
13 the same sums for fiscal year 2020-2021 shall be expended to
14 provide for legal services and legal representation to Office of
15 Hawaiian Affairs beneficiaries for:

- 16 (1) The assertion and defense of quiet title actions;
17 (2) Assistance with ahupuaa and kuleana tenant rights,
18 including rights of access and rights to water;
19 (3) Land title assistance, including review of title
20 and genealogy;



(4) Preservation of traditional and customary practices;

(5) Protection of culturally significant places;

(6) Preservation of native Hawaiian land trust entitlements; and

provided further that notwithstanding section 10-17(e), Hawaii Revised Statutes, any funds expended for the purposes of this section shall be made in accordance with chapter 103D or 103F, Hawaii Revised Statutes, as appropriate.

SECTION 8. (a) Provided that of the trust funds appropriated in part II of this Act, the sum of \$500,000 for fiscal year 2019-2020 shall be expended for the costs for the auditor to conduct or contract for a financial and management audit of the Office of Hawaiian Affairs.

The auditor shall submit a report of the findings and recommendations of the audit to the legislature, governor, and the chairperson of the board of trustees of the office of Hawaiian affairs no later than twenty days prior to the convening of the regular session of 2020.

(b) Provided that the general funds appropriated for fiscal year 2020-2021 pursuant to part II of this Act shall not



1 be released to the Office of Hawaiian Affairs until after the
2 audit report required by subsection (a) is received by the
3 legislature.

4 **PART IV. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE**

5 **SECTION 9.** Provided that whenever necessary, the board of
6 trustees of the Office of Hawaiian Affairs or the board's
7 designee may transfer sufficient funds and positions between
8 programs for operating purposes; provided further that these
9 transfers shall be consistent with legislative intent; and
10 provided further that the Office of Hawaiian Affairs shall
11 submit a report to the legislature of all uses of this authority
12 for the previous twelve month period from December 1 to November
13 30, no later than twenty days prior to the convening of the
14 regular sessions of 2020 and 2021.

15 **SECTION 10.** If any provision of this Act, or the
16 application thereto to any person or circumstance, is held
17 invalid, the invalidity does not affect other provisions or
18 applications of the Act that can be given effect without the
19 invalid provision or application, and to this end the provisions
20 of this Act are severable. If any portion of a specific
21 appropriation is held to be invalid for any reason, the



1 remaining portion shall be expended to fulfill the objective of
2 that appropriation to the extent possible.

3 SECTION 11. If manifest clerical, typographical, or other
4 mechanical errors are found in this Act, the board of trustees
5 of the Office of Hawaiian Affairs may correct these errors. All
6 changes made pursuant to this section shall be reported to the
7 legislature at its next session.

8 SECTION 12. This Act shall take effect on July 1, 2019.

APPROVED this 7 day of JUN, 2019



GOVERNOR OF THE STATE OF HAWAII



HB No. 172, HD 1, SD 2, CD 1

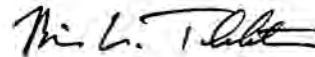
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 1, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki
Speaker
House of Representatives



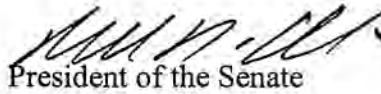
Brian L. Takeshita
Chief Clerk
House of Representatives


H.B. No. 172, H.D. 1, S.D. 2, C.D. 1

THE SENATE OF THE STATE OF HAWAI‘I

Date: April 30, 2019
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the
Senate of the Thirtieth Legislature of the State of Hawai‘i, Regular Session of 2019.


President of the Senate


Clerk of the Senate

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

V. New Business

- C. Request for approval to waive Action Item BOT #20-11: Approval of non-OHA Limited Liability Company Managers for Hi‘ilei Aloha LLC from the Committee on Resource Management to the Board of Trustees pursuant to the Office of Hawaiian Affairs Board of Trustees Bylaws (approved March 5, 2020) Article VIII, Section L†

**Information and Recommendation on the Request for approval to waive a Committee on
Resource Management matter to the Board of Trustees:
Item V.D – Action Item BOT #20-11: Approval of non-OHA Limited Liability Company
Managers for Hi‘ilei Aloha LLC**

Item V.D on the October 29, 2020 Meeting of the Board of Trustees agenda relating to Action Item BOT #20-11: Approval of non-OHA Limited Liability Company Managers for Hi‘ilei Aloha LLC should be held by the Committee on Resource Management (“RM Committee”), which has responsibility for fiscal and budgetary matters.

The withdrawal of a previously vetted applicant in mid-October required the reopening of the LLC Manager applications and another applicant vetting for inclusion into Action Item BOT #20-11. As a result, the action item could not be listed on the agenda for the RM Committee meeting held on October 21st. The next meeting for the Board to discuss, deliberate, and make a decision on Action Item BOT #20-11 is at this Board meeting on October 29th.

The OHA Board of Trustees Bylaws (“Bylaws”), approved on March 5, 2020, Article VIII – Committees of the Board, Section L (refer to “Attachment A”) requires a waiver of any matter by Committees to the Board of Trustees. The waiver requires 2/3 vote of all members to which the Board is entitled, or six (6) affirmative votes. The Chair’s staff received consent from RM Committee Chair Ahuna to waive Action Item BOT #20-11 from the RM Committee directly to the Board of Trustees. The waiver should be approved prior to discussion on Action Item BOT #20-11. Hence, the recommended action below is to comply with the Bylaws to approve a waiver.

Recommended Action:

To approve a waiver of Action Item Action Item BOT #20-11: Approval of non-OHA Limited Liability Company Managers for Hi‘ilei Aloha LLC from the Committee on Resource Management to the Board of Trustees pursuant to the OHA BOT Bylaws (approved March 5, 2020) Article VIII, Section L.

ATTACHMENT A

ARTICLE VIII. COMMITTEES OF THE BOARD

- A. **Establishment of Standing Committees.** To facilitate consideration of policy matters that must be approved by the Board, Standing Committees are established. Authority to act on all matters is reserved to the Board, and the functions of each Standing Committee shall be to consider and make recommendations to the Board.

There shall be a minimum of two (2) Standing Committees of the Board. Each Committee shall be led by a Chairperson and a Vice-Chairperson. The Board may increase the number of Standing Committees, but the membership of the Standing Committees shall be all nine (9) Trustees. The two (2) Standing Committees, subject to increase, shall consist of the Committee on Resource Management (RM) and Committee on Beneficiary Advocacy and Empowerment (BAE).

1. **Committee on Resource Management.** The Committee shall:
 - a. handle all fiscal and budgetary matters and ensure proper management, planning, evaluation, investment and use of OHA's trust funds;
 - b. review, approve, or disapprove all acquisition expenditures that have a multi-year implication;
 - c. review and approve all acquisition expenditures that impact the OHA Debt Management, Economic Development, Investment and Spending policies;

ATTACHMENT A

- d. develop policies that strengthen OHA's fiscal controls and financial management;
- e. oversee the use and condition of OHA's real estate and execute policy for the proper use of such lands including land in which OHA shall have an interest;
- f. develop policies on land use, native rights, and natural and cultural resources, including: the inventory, identification, analysis and treatment of land, native rights, and natural and cultural resources;
- g. develop policies and criteria for OHA's land acquisitions, dispositions, development, management, and the use of real property in which OHA has an interest;
- h. develop policies relating to OHA's real estate asset allocation, desired returns, and balancing OHA's real estate portfolio including legacy lands, corporate real property, programmatic lands and investment properties;
- i. oversee the use and condition of OHA's real estate and develop policy for the proper use and stewardship of such real property;
- j. develop policies and programs for OHA's ownership, financing and development of real property, including capital improvements, debt management, economic development, investment and spending policies and forms of ownership for OHA's real property.

ATTACHMENT A

- k. oversee the performance of OHA's rights and obligations with respect to real estate not owned by OHA in its own name;
- l. review, approve, or disapprove appropriate grants that support OHA's overall mission;
- m. evaluate OHA programs to determine their effectiveness to decide whether to continue, modify, or terminate a program's;
- n. in consultation with the Chairperson of the Committee on Beneficiary Advocacy and Empowerment and other resources (e.g., Corporation Counsel, Ethics Commission), develop training and orientation programs for Trustees and staff, including materials relating to Trustees roles, fiduciary responsibilities, and ethical obligations, as provided by HRS Chapter 84, as amended;
- o. in consultation with the Chairperson of the Committee on Beneficiary Advocacy and Empowerment carry out the recruitment and selection of the OHA Administrator; and
- p. provide oversight of Special Councils or Commissions as assigned by the Board.

2. Committee on Beneficiary Advocacy and Empowerment. The committee shall:

- a. plan, coordinate, and implement programs and activities that encourage Hawaiians to participate in governance;

ATTACHMENT A

- b. facilitate OHA's legislative agenda and advocacy efforts with federal, state, and county officials, private and community organizations, and groups involved in Hawaiian issues;
 - c. review and support the passage of legislation that benefits Hawaiians and supports Hawaiian issues, and work to defeat legislation which is contrary to the interest of OHA and its beneficiaries;
 - d. review, approve, or disapprove program grants that support OHA's legislative and advocacy efforts
 - e. develop programs that focus on beneficiary health, human services, economic stability, education, and native rights;
 - f. develop policies and programs relating to housing, land use, the environment, and natural resources;
 - g. evaluate all OHA programs to ensure that the programs have a positive impact on beneficiaries, and;
 - h. provide oversight of Permanent Special Councils or Commissions as assigned by the Board.
- B. Each Standing Committee shall consider all matters referred to it in accordance with Section L, Article VIII, of these Bylaws and make appropriate recommendations to the Board in a timely manner, but no later than twelve (12) calendar days before a Board meeting, and shall make progress reports to the Board periodically or when requested by the Chairperson of the Board.

ATTACHMENT A

- C. Standing Committees may meet in joint session when subject matter falls under the purview of more than one of the Standing Committees. In the case of an unbudgeted funding decision, a joint meeting of the Beneficiary Advocacy and Empowerment Committee and the Resource Management Committee, led by the Chairperson of the Resource Management Committee, shall be mandatory.

D. Advisory Committees.

1. Standing Committees may create Advisory Committees as necessary to serve in an advisory capacity to the Standing Committees. Advisory Committees shall assist in the resolution or study of issues arising in the specific areas of concern assigned to their respective Standing Committee. To avoid duplication in the consideration of issues, the Standing Committees shall create only one Advisory Committee to study or undertake the resolution of a single subject or issue. Each Standing Committee shall have no more than three (3) Advisory Committees at any one time. All communications and advice from an Advisory Committee shall be made to the Chairperson of the Standing Committee, no later than twelve (12) calendar days before a Standing Committee Meeting. All communication and advice to an Advisory Committee shall be made by the Chairperson of the Standing Committee or designee.
2. The Advisory Committee Chairperson and membership shall be appointed by the Standing Committee Chairperson, upon advice and counsel of Standing Committee members. The term of the Advisory Committees shall expire with the completion of the assigned task or at

ATTACHMENT A

the discretion of the Standing Committee Chairperson. There shall be no less than three (3) members to each Advisory Committee, at least one (1) of whom shall be a member of the Board of Trustees of the Office of Hawaiian Affairs, who shall be appointed by the Standing Committee Chairperson. All Advisory Committee members, with the exception of members of the Board of Trustees, shall serve on a voluntary basis without compensation, other than reasonable expenses, such as travel, parking, and meals.

E. Ad Hoc Committees.

1. From time to time, there shall be such Ad hoc Committees, as designated by the Chairperson, the members of which shall be appointed by the Chairperson, and subject to approval of the Board by a simple majority (5) vote. There shall be a minimum of three (3) members on each Ad hoc Committee, at least one of whom shall be a member of the Board and who shall be the Chairperson of the Ad hoc Committee.
2. The term of the Ad hoc Committees shall expire at the completion of the assigned task or at a specific time that is determined for each Ad hoc Committee at the time of the appointment of said Committee or at the discretion of the Chairperson.
 - a. All communications and advice from an Ad hoc Committee shall be made to the Chairperson of the Board no later than ten days before a Board meeting.

ATTACHMENT A

- b. All communications and advice to an Ad hoc Committee shall be made by the Chairperson of the Board.
- c. All Ad hoc Committee members, with the exception of members of the Board of Trustees, shall serve on a voluntary basis without compensation, other than reasonable expenses, such as travel, parking, and meals.
- d. In the event that three (3) or more Board members are appointed to an Ad Hoc Committee, HRS Chapter 92, as amended, will apply.

F. Permitted Interaction Groups ("PIG").

- 1. The Chairperson may place on the agenda for Board consideration a request for the formation of a PIG in accordance with HRS § 92-2.5, as amended. The request shall set forth the title of the PIG, its scope, its suggested membership, and duration.
- 2. The purpose of the PIG shall be either to: (a) investigate a matter relating to the official business of the Board ("Investigative PIG") or (b) to present, discuss, or negotiate any position that the Board has adopted ("Negotiating PIG").
- 3. The membership, purpose, scope, and duration of the PIG shall be approved by the Board prior to the commencement of an investigation or presentation, discussion, or negotiation of any position adopted by the Board at a meeting of the Board.

ATTACHMENT A

4. Upon creation of an Investigative PIG, the members shall proceed to investigate the matter within their purview and prepare a report together with the PIG's findings and recommendations that shall be presented to the Board for consideration by the Trustees. No discussion, deliberation, or decision making shall occur at the time that the report is presented.
5. A Negotiating PIG shall present the results of its negotiations to the Board for deliberation and decision making by the Trustees at the same time or subsequent meeting.
6. Deliberation and decision making on the matter investigated, if any, must occur only at a duly noticed meeting of the Board held subsequent to the meeting at which the finding and recommendations of the Investigative PIG were presented at the Board.
7. The report of any PIG may be accepted, rejected, recommitted subjected to the PIG for further consideration or dissolved at the deliberation and decision making meeting, upon majority vote of the Trustees.

G. Permanent Special Councils or Commissions.

1. There shall be such Permanent Special Councils or Commissions as the Board deems appropriate to create. The Board shall designate a Standing Committee that shall exercise oversight of said Council or Commission. The Special Council shall determine the duration of said Council or Commission.
2. Council Members or Commissioners shall be appointed by the Standing Committee to which oversight authority is granted pending confirmation

ATTACHMENT A

of the Board through a simple majority (5) vote of all members to which the Board is entitled.

3. Membership of each Council or Commission shall be composed of at least one (1) member of the Board of Trustees.
4. The subject matter and purview of said Councils or Commissions shall be clearly defined and limited to only those areas so recommended by the Standing Committee having oversight thereof and subject to the approval of the full Board by a simple majority (5) vote of all members to which the Board is entitled. Oversight by the appropriate Standing Committee shall include, but not be limited to, review of budgetary concerns for the operation of said Council or Commission, and affirmation of requests for actions by such Council or Commission for the continued operations of such Council or Commission.
5. Such Council Members or Commissioners with the exception of any Members of the Board of Trustees, shall serve terms as established by the Board and shall serve terms as established by the Board and shall serve on a voluntary basis without compensation, other than reasonable expenses, such as travel, parking, and meals.

H. Quorum and Voting for Committees, Councils and Commissions .

1. For Advisory, Ad hoc, and Standing Committees, Councils and Commissions, a majority of the members of the Committee, Council or Commission shall constitute a quorum. Except for Ad Hoc

ATTACHMENT A

Committees, three (3) members shall constitute a quorum to do business.

2. The concurrence of a quorum shall be required for any Committee (other than a Standing Committee), Council or Commission to make any recommendation to the Board or Standing Committee where appropriate, for Board or Standing Committee approval.
 3. A simple majority (5) of the Members present at a Standing Committee meeting shall be required for it to make any recommendation to the Board, provided that a quorum is present at the time of the vote.
 4. When Standing Committees meet jointly, each Committee shall vote separately as individual Committees.
- I. Authority to act on all matters is reserved to the Board and the functions of the Advisory and Ad hoc Committees, Councils, Commissions, and Permitted Interaction Groups shall be to investigate, consider, and make recommendations to the Standing Committee and the Board, respectively.
 - J. **Staff Assignments.** The Administrator shall assign to each Standing, Advisory, and Ad hoc Committee, and to each Council, Commission and Permitted Interaction Group, appropriate Administration staff to conduct research, analyze data, draft findings, and report and provide project management and support for and to advise the respective Committee, Council, Commission or Permitted Interaction Group and to maintain records of the proceedings of same.
 - K. **Committee Recommendations.** The Chairperson of the Board of Trustees shall place a Committee recommendation on a Board of Trustees agenda no later than

ATTACHMENT A

thirty (30) calendar days after receipt of the recommendation. All Standing Committees shall do the same with respect to any matter referred to the committee by a Member.

- L. Waiver of any matter by committee to the Board of Trustees shall require two-thirds (2/3) vote of all Members to which the Board is entitled.

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

V. New Business

D. Action Item BOT #20-11: Approval of non-OHA Limited
Liability Company Managers for Hi‘ilei Aloha LLC

OFFICE OF HAWAIIAN AFFAIRS


Action Item

Board of Trustees


October 29, 2020

BOT #20-11


Action Item Issue: **Approval of Non-OHA Limited Liability Company Managers for
Hi`ilei Aloha LLC**

Prepared by:  **10/23/20**


Sylvia M. Hussey, Ed.D. Date
Ka Pouhana, Chief Executive Officer

Reviewed by:  **10/23/20**


Ramona G. Hinck Date
Ka Pou Kihi Kanaloa Wai, Chief Financial Officer

Reviewed by:  **10/25/20**

Sterling Wong Date
Ka Pou Nui Kūikawā, Interim Chief Operating Officer

Reviewed by:  **10/25/20**

Raina Gushiken Date
Ka Paepae Puka, Senior Legal Counsel

Reviewed by:  **10/26/20**

Trustee Colette Y. Machado Date
Ke Kauhuhu o ke Kaupoku, Chairperson, Board of Trustees

Action Item BOT #20-11: Approval of Non-OHA Limited Liability Company Managers for Hi`ilei Aloha LLC

I. Proposed Action

The OHA Board of Trustees approves the following non-OHA employees as volunteer, uncompensated Managers for Hi`ilei Aloha LLC, effective January 1, 2021, with the noted staggered terms of service:

- A. Roberts “Bob” Leinau for a service period of three (3) years;
- B. Greg C. Pietsch for a service period of two (2) years; and
- C. Leilani Kūpahu-Marino Kaho‘āno for a service period of one (1) year.

II. Issue

Whether or not the OHA Board of Trustees approves Administration’s recommendations of three non-OHA employees as volunteer, uncompensated Managers for Hi`ilei Aloha LLC effective January 1, 2021 with the noted staggered terms of service.

III. Background & Overview

A. Background and Overview. Via memorandum on October 4, 2020, Administration updated Trustees re: Implementation of Limited Liability Company Actions Authorized by the Board of Trustees in May 2019 (**refer to Attachment A**).

B. Structure. The Office of Hawaiian Affairs (“OHA”) is the sole member of two limited liability companies (“LLCs”), Hi`ilei Aloha LLC (“Hi`ilei Aloha”) and Ho`okele Pono LLC (“Ho`okele Pono”). Hi`ilei Aloha is the sole member of two limited liability companies

Hi`ipaka LLC (“Hi`ipaka”) and Hi`ikualono LLC (“Hi`ikualono”). Ho`okele Pono is the sole member of a single limited liability company Ho`okipaipai LLC (“Ho`okipaipai”).

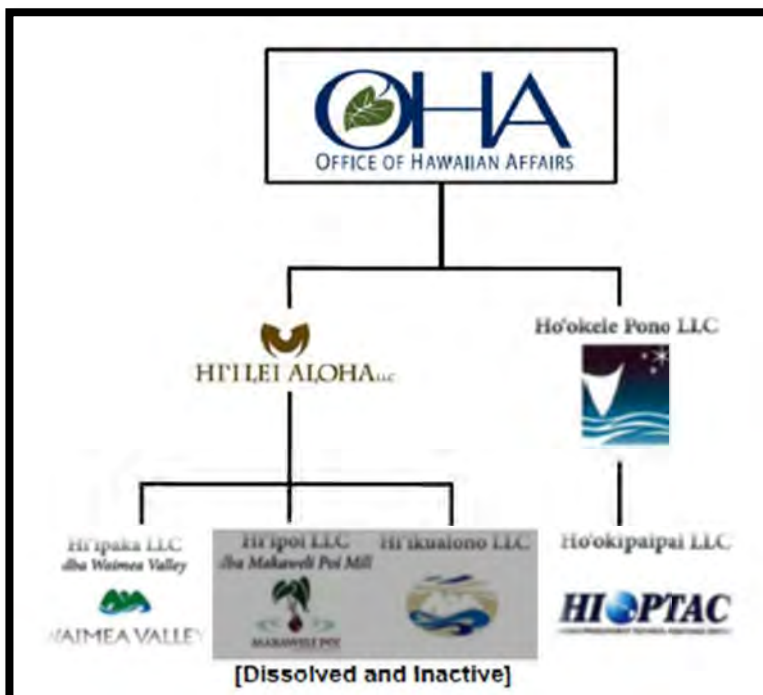


Figure 1. LLC Structure

- C. Trustee Authorized Actions.** In May 2019, the Trustees of OHA desired to amend the operating agreement of Hi'ilei Aloha to permit persons who are not OHA executives to serve as managers ("Managers") of Hi'ilei Aloha, and to ratify and approve the decision of the OHA executives who presently serve as Managers of Hi'ipaka to amend the Operating Agreement of Hi'ipaka to permit persons who are not OHA executives to serve as managers of Hi'ipaka. To memorialize and carry out the aforementioned intent and desire of the Trustees, Action Item RM #19-08 Approval of Resolutions of the Board of Trustees Office of Hawaiian Affairs, Reorganization Documents, and LLC Manager Position Description as sole member of two limited liability companies, Hi'ilei Aloha LLC and Ho'okele Pono LLC (May 29, 2019), was approved and contained:
1. "Resolutions of The Board of Trustees Office of Hawaiian Affairs" ("Resolutions"); and
 2. "Reorganization Documents", including:
 - (a) A proposed Second Amended and Restated Operating Agreement of Hi'ilei Aloha LLC to be executed by the managers of Hi'ilei Aloha;
 - (b) A proposed Fourth Amended and Restated Operating Agreement of Hi'ipaka LLC to be executed by the managers of Hi'ipaka;
 - (c) Proposed Articles of Termination and Plan of Dissolution of Ho'okele Pono LLC to be executed by the Managers of Ho'okele Pono;
 - (d) Proposed Articles of Termination and Plan of Dissolution of Ho'okipaipai LLC to be executed by the Managers of Ho'okipaipai;
 - (e) Proposed Articles of Termination and Plan of Dissolution of Hi'ikualono LLC to be executed by the Managers of Hi'ikualono; and
 - (f) Hi'ilei Aloha LLC Manager Position Description.

The Trustees determined that OHA would derive substantial economies and benefits from the foregoing reorganization, which benefits justify the approval of the required resolutions and reorganization documents.

- D. Implementation of Limited Liability Company Actions.** Via Action Item RM #19-08 (May 29, 2019), the Board amended the Operating Agreement of Hi'ilei Aloha for OHA to appoint three (3) persons who are not OHA executives to serve as managers ("Managers") of Hi'ilei Aloha, each to serve staggered terms of approximately three (3) years, two (2) years, and one (1) year. The terms shall end on the last day of the month in which each Manager takes office. Subsequently, OHA as the sole member of Hi'ilei Aloha, shall appoint each Manager to serve a new three (3) year term or the remainder of an unexpired three (3) year term.

1. **Roles and Responsibilities.** The roles and responsibilities of a LLC Manager are both operational and strategic. Operational activities include bank and check signing

Action Item BOT #20-11: Approval of Non-OHA Limited Liability Company Managers for Hi`ilei Aloha LLC

authorities, budget approval, financial statement review, contract, disbursement and other approval matters, liquor license administration, audit review, performance evaluation of executives, etc. Strategic activities include risk mitigation plan review, annual plan, budget and strategic direction, public, private and community collaborations, etc.

- 2. Selection and Seating Process.** Via Action Item RM #19-20, on November 20, 2019, the Board approved the Non-OHA Employee Managers' Selection and Seating Process for Hi`ilei Aloha, LLC with a revised LLC Manager position description (**Attachment B**). While the existing LLC Managers¹ are winding down the business affairs of and dissolving Ho`okele Pono, LLC, the work that will be left for the new non-OHA LLC Managers will primarily be to manage and oversee the sole asset of Hi`ilei Aloha which is Hi`ipaka. Hi`ipaka will also be selecting Managers to serve staggered terms of three (3) years, two (2) years, and one (1) year. For purposes of economy and efficiency, the non-OHA LLC Managers selected for Hi`ilei Aloha could also concurrently serve as LLC Managers for Hi`ipaka. After being selected, should the non-OHA LLC Managers for Hi`ilei Aloha determine that it is beneficial for and in the best interest of Hi`ipaka for them to concurrently serve as LLC Managers for Hi`ipaka, the non-OHA LLC Managers for Hi`ilei Aloha have the authority under the Second Amended and Restated Operating Agreement of Hi`ilei Aloha LLC to make that determination.
- 3. Recruitment Timeline.** Via Action Item RM #19-20, the Board also approved the following selection and seating process, activities and timeline with a target to 'seat' the new non-Executive, non-OHA employee Hi`ilei Aloha Managers, by January 31, 2020:

Date	Action	Function
No later than Friday, 11/29/2019	Publish recruitment for three (3) Hi`ilei Aloha LLC Manager Positions, with staggered terms of 3 years, 2 years, and 1 year. Request for a resume and three letters of recommendation/reference, no later than Friday, January 3,, 2019 deadline. Administration, at its discretion, may extend the deadline for applications.	OHA HR
Beginning with date of publication (i.e., no later than	Share information, prospect, cultivate, encourage and invite members of the community to respond to the recruitment posting for LLC Managers.	OHA Administration, Hi`ilei Aloha and Hi`ipaka leadership

¹ Existing LLC Managers currently comprised of CEO (Sylvia Hussey), Interim COO (Sterling Wong) and CFO as of October 16, 2020 (Ramona Hinck). LLC Managers from the beginning of the FY20, 7/1/2019 were comprised of Interim CEO (Sylvia Hussey), Interim COO (Lisa Watkins-Victorino) and Interim CFO (Gloria Li). Effective 12/1/2019, the CEO position was no longer Interim for Sylvia Hussey; on 4/1/2020, the Interim CFO role was assumed by Sylvia Hussey; and effective 7/1/2020 the Interim COO role was assumed by Sterling Wong.

Action Item BOT #20-11: Approval of Non-OHA Limited Liability Company Managers for Hi`ilei Aloha LLC

Date	Action	Function
November 20, 2019)		
Monday, 12/23/2019	Begin reviewing, vetting and follow up of references of Applicants, assembling recommendations for the Board	OHA HR, Administration
TBD, RM Committee Meeting, January 2020 or later if needed but in no event later than March 2020	Present an Action Item, with Administration recommendations for Board review and action.	OHA Administration
No later than 30 business days after Board action	<ul style="list-style-type: none">• Update operating documents (e.g., agreements, liquor license application, signature cards)• Schedule orientation and on-boarding actions for new LLC Managers	Existing LLC Managers ² and Counsel for the LLCs

4. Extended Recruitment Timeline & COVID-19 Impacts. Because insufficient applications were received by the initial December 2019 deadline, the recruitment time period was extended into 2020 and the requisite minimum three applicants was not received until February 2020 at which time four (4) applications were available for review. The applications and related materials were reviewed by then LLC Managers, CEO (Sylvia Hussey), Interim COO (Lisa Watkins-Victorino) and Interim CFO (Gloria Li). However, the transition to telework of the entire organization in March 2020 due to COVID-19 related stay at home orders, paused the non-OHA employee LLC Manager recruitment process.

IV. Qualifications, Vetting, Applicants

In September 2020, the recruitment process was reactivated and the applicant/application vetting process proceeded.

A. Qualifications. The Board approved position description for the volunteer, unpaid LLC Manager can be found at **Attachment B**. Minimum qualifications include: 1) Must possess a bachelor's degree or equivalent work experience; 2) Experience in business administration is desirable; 3) Five years of administrative experience that involved

² Existing LLC Managers currently comprised of CEO, Interim COO and CFO

Action Item BOT #20-11: Approval of Non-OHA Limited Liability Company Managers for Hi`ilei Aloha LLC

management and oversight of professional staff and responsibility for the development, management, execution and coordination of program policies and activities.

Administrative experience shall include but not limited to oversight of staff and work performance, budget planning and development, project management, understanding of contract management, risk management, human resources processes and procedures, high level strategic planning, collaboration with subordinates to develop professional development plans, and experience engaging various stakeholders of the professional, academic and Native Hawaiian communities; and 4) Three years of administrative or executive level experience in non-profit organization governance and management of non-profit organizations.

- B. Vetting.** The current LLC Managers are now comprised of the CEO (Sylvia Hussey), CFO effective October 16, 2020 (Ramona Hinck) and Interim COO (Sterling Wong). The CEO contacted the applicants to: 1) Inquire if they are still interested; 2) Ensure they individually understood the voluntary, part-time and essential responsibilities of the LLC Manager role. Then, the CEO: 1) Affirmed eligibility, education, experience and other requirements; 2) Recommended staggered terms of three (3) years, two (2) years, and one (1) year; and subsequently 3) Drafted this Action Item.

One applicant met the minimum requirements, however, because the applicant was a member of management (of Hi`ipaka) and the Trustees did not authorize ex-officio classification or four (4) non-OHA LLC Managers, the applicant was not advanced to a recommendation. Also, due to the withdrawal of a previously vetted applicant in mid-October 2020, the LLC Manager application was reopened and another applicant vetted for recommendation and inclusion in this action item.

- C. Applicant: Leilani Kūpahu-Marino Kaho`āno. Education:** Associates Degree, Nursing, Santa Rosa Junior College; **Experience:** Home Hospice (Navian), Pediatric Nurse Case Manager 2018 (11) to 2019 (06); Tripler Army Medical Center, Neonatal Intensive Care Nurse 2010 (11) to 2018 (11); Kapiolani Medical Center for Women & Children, NICU RN (to be updated); Native Hawaiian Nurse Adjunct Instructor; **Additional Experiences:** cultural/professional highlights; board experiences; cultural, additional information; educator; program development; nurse case manager; shift charge nurse; nurse surgical suite general contractor; trailblazing nursing projects; professional presentations/grant funded programs; professional publications; professional memberships/scholarships; volunteer activities.
- D. Applicant: Roberts "Bob" Leinau. Education:** BA Pre-Med/Biology University of Southern California; **Experience:** Military: Hawaii National Guard 1966 to 1974, Journeyman carpenter 1968 to 1973, Safety officer, Business man with 30+ years management experience in Waimea Valley; **Community Activities:** Wahiawa Waiialua Rotary // past President; Hale'iwa Main Street dba North Shore Chamber of Commerce // past Director and current volunteer; Sunset Beach Community Assn // past President; North Shore Outdoor Circle//Director // past President; North Shore Neighborhood Board

Action Item BOT #20-11: Approval of Non-OHA Limited Liability Company Managers for Hi`ilei Aloha LLC

#27 [since its inception-1977]// Treasurer; Oahu Metropolitan Planning Organization N.S. Representative; Mālama ‘Ohana // past Charter member; Mālama Pūpūkea-Waimea [Charter Member]// director, Treasurer; Hale’iwa Arts Festival // past Director, Secretary; Hawai’i Ecotourism Assn // past Director // Secretary; Wahiawa General Hospital // past Director // Treasurer; Hale’iwa Harbor Advisory Committee; North Shore Community Land Trust [Charter Member]// Treasurer; Defend Oahu Coalition // past Director; Kuilima Advisory Committee [now defunct] // past member; Resort Training Inc. // past Director; Board of Water Supply Community Advisory Board // NS representative; Hawaiian Islands Humpback Whale National Marine Sanctuary // past Advisory Council member; Papahānaumokuākea Marine National Monument //Reserve Advisory Council; Waimea Valley Aha Hui advisory group // current; Oahu Master Gardener // current volunteer/ /“plant doctor”; Kokua Foundation's 'Aina in Schools teacher/volunteer.

E. Applicant: Greg C. Pietsch. Education: BBA Finance and Real Estate, Minor, Studio Art (Southern Methodist University), Oxford University, University College, Course work: International Business; **Experience:** Professional Affiliations: Chartered Financial Analyst (CF), American Society of Appraisers, Business Valuation: Accredited Senior Appraiser; Ernst & Young, LLP, Corporate Finance and Real Estate Manager 1994-2000; Eureka Capital Markets, Corporate Finance, Managing Member 2000-2004; Pietsch Properties, LLC, Finance and Real Estate, Managing Member 2004-present; **Community Experiences:** Trust for Public Land, Hawaiian Islands Program, Board Member; Historic Hawaii Foundation, Board Member; and Haleakala Ranch, Board Member.

F. Transition Time. Administration recommends the Trustees also approve an effective date of January 1, 2021 to allow time for the existing LLC Managers and management of Hi`ilei Aloha to prepare, onboard, and transition applicants to their strategic and operational roles and responsibilities.

V. Recommended Action

The OHA Board of Trustees approve the following non-OHA employees as volunteer, uncompensated Managers for Hi`ilei Aloha LLC, effective January 1, 2021, with the noted staggered terms of service:

- A. Roberts “Bob” Leinau for a service period of three (3) years;
- B. Greg C. Pietsch for a service period of two (2) years; and
- C. Leilani Kūpahu-Marino Kaho‘āno for a service period of one (1) year.

IV. Alternative Actions

- A. Amend the recommended action.
- B. Do not approve the recommended action.

Action Item BOT #20-11: Approval of Non-OHA Limited Liability Company Managers for Hi`ilei Aloha LLC

V. Reference Documents

The following reference documents, electronic—Attachments A to L---of the October 4, 2020 memorandum to Trustees (Attachment A of this Action Item) are available: (A) Action Item RM #19-08 Approval of Resolutions of the Board of Trustees Office of Hawaiian Affairs, Reorganization Documents, and Hi`ilei Aloha LLC Manager Position Description as sole member of two limited liability companies, Hi`ilei Aloha LLC and Ho`okele Pono LLC; (B) Action Item RM #19-20 Approval of the Non-OHA Employee Managers' Selection and Seating Process for Hi`ilei Aloha, LLC and revised LLC Manager Position Description (November 20, 2019); (C) LLC Manager Position Description; and (D) Waimea Valley 2020 and 2021 Work Plans and Budgets; (E) – Hi`ipaka 2019 Audit Report; (F) – Hi`ilei Aloha 2019 Audit Report; (G) Ho`okipaipai 2019 Audit Report; (H) – Hi`ilei Aloha 2019 Form 990; (I) Ho`okipaipai 2019 Form 990; and (J) Hi`ilei Aloha Trailer Pics in Waimea Valley.

VI. Attachments

- A.** Memorandum dated October 4, 2020 re: Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees in May 2019 (without attachments)
- B.** LLC Manager Position Description



OFFICE OF HAWAIIAN AFFAIRS

Interoffice Memorandum

Date: October 4, 2020

To:

Ke Kauhuhu Colette Y. Machado
Ke Kua Brendon Kalei`āina Lee
Ke Kua Dan Ahuna
Ke Kua John Waihe`e IV

Ke Kua Leina`ala Ahu Isa
Ke Kua Kaleihikina Akaka
Ke Kua Keli`i Akina
Ke Kua Carmen Hulu Lindsey
Ke Kua Robert K. Lindsey, Jr.

From: Sylvia M. Hussey, Ed.D., Ka Pouhana, Chief Executive Officer & Ka Pou Kihi
Kanaloa Wai Kūikawā, Interim Chief Financial Officer

cc: Sterling Wong, Ka Pou Nui Kūikawā, Interim Chief Operating Officer, Ka Pou Kihi
Paia Ku Kūikawā, Interim Advocacy Director/Chief Advocate and
Ke Kahua Paikala, Public Relations Officer
Raina Gushiken, Ka Paepae Puka, Senior Legal Counsel
Lisa Watkins-Victorino, Ka Pou Kihi Kāne, Research Director
Mehanaokalā Hind, Ka Pou Kihi Lono, Community Engagement Director
Kalani Fronda, Ka Pou Kihi Kanaloa `Āina, Land Assets Director
Lisa Victor, Ka Pou Kihi `Enehana, Chief Technology Officer
Carla Hostettter, Luna Kuhikuhipu`eone, Systems Office Director
Gloria Li, Pou Kāko`o Ho`opono, Controller
Grace Chen, `Aho Hui Mo`ohelu, Budget Analyst

Subject: Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees in May 2019

Attachments

(Electronic): (A) Action Item RM #19-08 Approval of Resolutions of the Board of Trustees Office of Hawaiian Affairs, Reorganization Documents, and Hi`ilei Aloha LLC Manager Position Description as sole member of two limited liability companies, Hi`ilei Aloha LLC and Ho`okele Pono LLC; (B) Action Item RM #19-20 Approval of the Non-OHA Employee Managers' Selection and Seating Process for Hi`ilei Aloha, LLC and revised LLC Manager Position Description (November 20, 2019); (C) LLC Manager Position Description; and (D) Waimea Valley 2020 and 2021 Work Plans and Budgets; (E) – Hi`ipaka 2019 Audit Report; (F) – Hi`ilei Aloha 2019 Audit Report; (G) Ho`okipaipai 2019 Audit Report; (H) – Hi`ilei Aloha 2019 Form 990; (I) Ho`okipaipai 2019 Form 990; and (J) Hi`ilei Aloha Trailer Pics in Waimea Valley

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees in May 2019

October 4, 2020

Page 2 of 10

I. Background and Overview

The Office of Hawaiian Affairs (“OHA”) is the sole member of two limited liability companies (“LLCs”), Hi`ilei Aloha LLC (“Hi`ilei Aloha”) and Ho`okele Pono LLC (“Ho`okele Pono”). Hi`ilei Aloha is the sole member of two limited liability companies Hi`ipaka LLC (“Hi`ipaka”) and Hi`ikualono LLC (“Hi`ikualono”). Ho`okele Pono is the sole member of a single limited liability company Ho`okipaipai LLC (“Ho`okipaipai”).

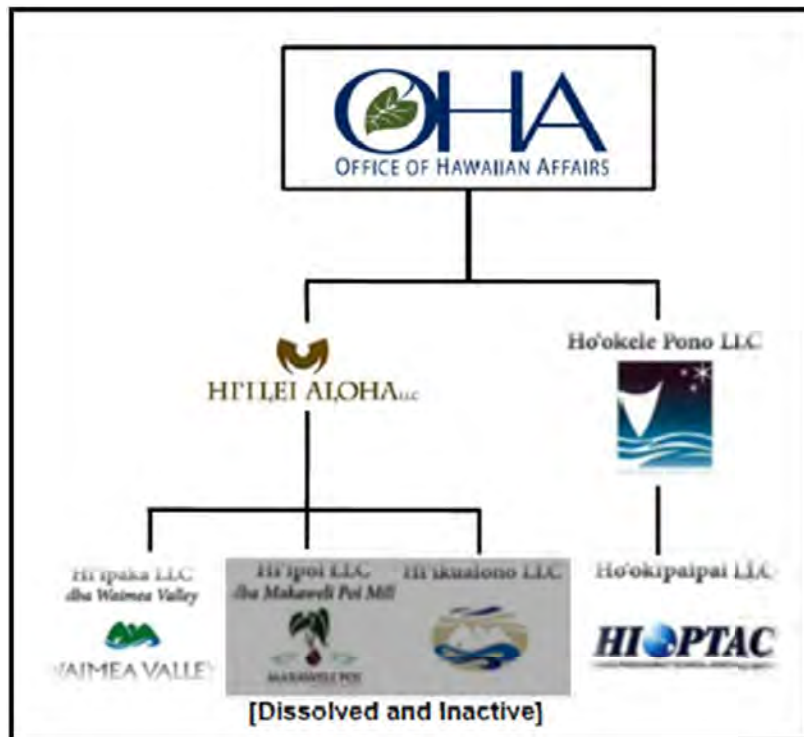


Figure 1. LLC Structure

The Trustees of OHA desired to:¹

- A. **Amend the Operating Agreement** of Hi`ilei Aloha to permit persons who are not OHA executives to serve as managers (“Managers”) of Hi`ilei Aloha, and to ratify and approve the decision of the OHA executives who presently serve as Managers of Hi`ipaka to amend the Operating Agreement of Hi`ipaka to permit persons who are not OHA executives to serve as managers of Hi`ipaka (“**LLC Action A**”), **Attachment B**;
- B. **Dissolve Ho`okele Pono** on or before October 31, 2019, following the completion of the Department of Defense Procurement Technical Assistance Center (“PTAC”) grant to Ho`okipaipai on or about September 30, 2019, and to ratify and approve the decision of the OHA executives who serve as Managers of Ho`okipaipai to dissolve prior to Ho`okele Pono’s dissolution (“**LLC Action B**”); and

¹ Note: Articles of Termination for Hi`ipoi LLC dba Makaweli Poi Mill filed on August 21, 2017, <https://hbe.hawaii.gov/documents/business.html?fileNumber=58669C5>, retrieved September 26, 2020

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 3 of 10

C. Dissolve Hi`ikualono at any time, as that entity is inactive (“**LLC Action C**”).

To memorialize and carry out the aforementioned intent and desire of the Trustees, Action Item RM #19-08 Approval of Resolutions of the Board of Trustees Office of Hawaiian Affairs, Reorganization Documents, and LLC Manager Position Description as sole member of two limited liability companies, Hi`ilei Aloha LLC and Ho`okele Pono LLC (May 29, 2019), was approved and contained (**Attachment A**):

1. “Resolutions of The Board of Trustees Office of Hawaiian Affairs” (“Resolutions”); and
2. "Reorganization Documents", including:
 - (a) A proposed Second Amended and Restated Operating Agreement of Hi`ilei Aloha LLC to be executed by the managers of Hi`ilei Aloha;
 - (b) A proposed Fourth Amended and Restated Operating Agreement of Hi`ipaka LLC to be executed by the managers of Hi`ipaka;
 - (c) Proposed Articles of Termination and Plan of Dissolution of Ho`okele Pono LLC to be executed by the Managers of Ho`okele Pono;
 - (d) Proposed Articles of Termination and Plan of Dissolution of Ho`okipaipai LLC to be executed by the Managers of Ho`okipaipai;
 - (e) Proposed Articles of Termination and Plan of Dissolution of Hi`ikualono LLC to be executed by the Managers of Hi`ikualono; and
 - (f) Hi`ilei Aloha LLC Manager Position Description.

The Trustees determined that OHA would derive substantial economies and benefits from the foregoing reorganization, which benefits justify the approval of the required Resolutions and Reorganization Documents.

OHA LLC Update

- OHA is re-organizing its LLCs
- OHA is dissolving all but 2 of its associated LLCs
- OHA will retain Hi`ilei Aloha LLC, of which OHA is the sole member. Hi`ilei Aloha will continue to be the sole member of Hi`ipaka LLC, dba Waimea Valley
- Non-OHA executives will serve as managers for the two remaining LLCs.

Figure 2. OHA LLC Update

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 4 of 10

II. Implementation of Board Approved Actions

The following section provides updates to the Board of Trustees regarding the progression of LLC Actions A, B and C to date, including next steps.

A. LLC Action A Overview. Via Action Item RM #19-08 (May 29, 2019), the Board amended the Operating Agreement of Hi`ilei Aloha for OHA to appoint three (3) persons who are not OHA executives to serve as managers (“Managers”) of Hi`ilei Aloha, each to serve staggered terms of approximately three (3) years, two (2) years, and one (1) year (**Attachment C**). The terms shall end on the last day of the month in which each Manager takes office. Subsequently, OHA as the sole member of Hi`ilei Aloha, shall appoint each Manager to serve a new three (3) year term or the remainder of an unexpired three (3) year term.

1. ***Roles and Responsibilities.*** The roles and responsibilities of a LLC Member Manager are both operational and strategic. Operational activities include bank and check signing authorities, budget approval, financial statement review, contract, disbursement and other approval matters, liquor license administration, audit review, performance evaluation of executives, etc. Strategic activities include risk mitigation plan review, annual plan, budget and strategic direction, public, private and community collaborations, etc.
2. ***Selection and Seating Process.*** Via Action Item RM #19-20, on November 20, 2019, the Board approved the Non-OHA Employee Managers’ Selection and Seating Process for Hi`ilei Aloha, LLC with a revised LLC Manager position description (Attachment C). While the existing LLC Managers² are winding down the business affairs of and dissolving Ho’okele Pono, LLC, the work that will be left for the new non-OHA LLC Managers will primarily be to manage and oversee the sole asset of Hi`ilei Aloha which is Hi`ipaka. Hi`ipaka will also be selecting Managers to serve staggered terms of three (3) years, two (2) years, and one (1) year. For purposes of economy and efficiency, the non-OHA LLC Managers selected for Hi`ilei Aloha could also concurrently serve as LLC Managers for Hi`ipaka. After being selected, should the non-OHA LLC Managers for Hi`ilei Aloha determine that it is beneficial for and in the best interest of Hi`ipaka for them to concurrently serve as LLC Managers for Hi`ipaka, the non-OHA LLC Managers for Hi`ilei Aloha have the authority under the Second Amended and Restated Operating Agreement of Hi`ilei Aloha LLC to make that determination.
3. ***Recruitment Timeline.*** Via Action Item RM #19-20, the Board also approved the following selection and seating process, activities and timeline with a target to ‘seat’ the new non-Executive, non-OHA employee Hi`ilei Aloha Managers, by January 31, 2020:

Date	Action	Function
No later than	Publish recruitment for three (3) Hi`ilei Aloha	OHA HR

² Existing LLC Managers currently comprised of CEO (Sylvia Hussey), Interim COO (Sterling Wong) and Interim CFO (Sylvia Hussey). LLC Managers from the beginning of the FY20, 7/1/2019 were comprised of Interim CEO (Sylvia Hussey), Interim COO (Lisa Watkins-Victorino) and Interim CFO (Gloria Li). Effective 4/1/2020, the Interim CFO role was assumed by Sylvia Hussey; and effective 7/1/2020 the Interim COO role was assumed by Sterling Wong.

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 5 of 10

Date	Action	Function
Friday, 11/29/2019	LLC Manager Positions, with staggered terms of 3 years, 2 years, and 1 year. Request for a resume and three letters of recommendation/reference, no later than Friday, January 3,, 2019 deadline. Administration, at its discretion, may extend the deadline for applications.	
Beginning with date of publication (i.e., no later than November 20, 2019)	Share information, prospect, cultivate, encourage and invite members of the community to respond to the recruitment posting for LLC Managers.	OHA Administration, Hi`ilei Aloha and Hi`ipaka leadership
Monday, 12/23/2019	Begin reviewing, vetting and follow up of references of Applicants, assembling recommendations for the Board	OHA HR, Administration
TBD, RM Committee Meeting, January 2020 or later if needed but in no event later than March 2020	Present an Action Item, with Administration recommendations for Board review and action.	OHA Administration
No later than 30 business days after Board action	<ul style="list-style-type: none"> Update operating documents (e.g., agreements, liquor license application, signature cards) Schedule orientation and on-boarding actions for new LLC Managers 	Existing LLC Managers ³ and Counsel for the LLCs

- 4. *Extended Recruitment Timeline & COVID-19 Impacts.*** Because insufficient applications were received by the initial December 2019 deadline, the recruitment time period was extended into 2020 and the requisite minimum three applicants was not received until February 2020. At about the time the applications and related materials were reviewed by then LLC Managers, CEO (Sylvia Hussey), Interim COO (Lisa Watkins-Victorino) and Interim CFO (Gloria Li). However, the transition to telework of the entire organization in March 2020 paused the non-OHA LLC Manager recruitment process.

³ Existing LLC Managers currently comprised of CEO, Interim COO and Interim CFO

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 6 of 10

5. **Next Steps.** The current LLC Managers are now comprised of the CEO and Interim CFO (Sylvia Hussey) and Interim COO (Sterling Wong) who will reachout to the applicants to: 1) Inquire if they are still interested; 2) Ensure they individually understand the voluntary, part-time and essential responsibilities of the LLC Manager role; 3) Affirm eligibility, education, experience and other requirements; 4) Determine recommended staggered terms of three (3) years, two (2) years, and one (1) year; and 5) Bring to the Trustees an Action Item recommendation no later than January 2021.⁴

B. LLC Action B Overview. Via Action Item #19-08, the Board approved the dissolution of Ho`okele Pono on or before October 31, 2019, following the completion of the Department of Defense Procurement Technical Assistance Center (“PTAC”) grant to Ho`okipaipai on or about September 30, 2019, and to ratify and approve the decision of the OHA executives who serve as Managers of Ho`okipaipai to dissolve prior to Ho`okele Pono’s dissolution (“LLC Action B”). As Ho`okele Pono has no operations, there are no wind down activities.

1. **Audit Report.** Ho`okipaipai 2019, unqualified audit report is found at **Attachment G.**

2. **Form 990⁵.** Ho`okipaipai 2019 Form 990 is found at **Attachment I.**

3. **Next Steps.** Statutory wind down activities in process (e.g., File DLIR UI Notice of Closure; File termination with DCCA; Complete Resolution to Dissolve; Transfer assets, if any).

C. LLC Action C Overview. Via Action Item RM #19-08, the Board approved the dissolution of Hi`ikualono at any time, as that entity is inactive. The Notice of Intent to Dissolve Hi`ikualono was sent to the Attorney General’s (AG) office on February 1, 2020, along with the notices of intent for Ho`okele Pono and Ho`okipaipai. AG’s office responded to the Notice of Intent to Dissolve on February 1, 2020 and there was no objection to Hi`ikualono LLC (disregarded entity under Hi`ilei Aloha LLC).

1. **Next Steps:** Hi`ilei Aloha’s management will continue to monitor the AG’s actions to complete the termination filing for Hi`ikualono.

⁴ Due to the impending general election on November 3, 2020, the last day of the current Board to conduct business is the meeting on October 29, 2020; if the LLC Manager Action Item is not ready by then, the first opportunity will be in January 2021 with the newly re-organized Board. Administration will be targeting the October 29, 2020 Board meeting to close out actions authorized by this Board in May 2019.

⁵ Internal Revenue Service: Form 990: Return of Organization Exempt From Income Tax

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 7 of 10

III. Summary of Next Steps for LLC Actions A, B and C

The following next steps are summarized for:

- A. LLC Action A:** The current LLC Managers are now comprised of the CEO and Interim CFO (Sylvia Hussey) and Interim COO (Sterling Wong) who will reachout to the applicants to: 1) Inquire if they are still interested; 2) Ensure they individually understand the voluntary, part-time and essential responsibilities of the LLC Manager role; 3) Affirm eligibility, education, experience and other requirements; 4) Determine recommended staggered terms of three (3) years, two (2) years, and one (1) year; and 5) Bring to the Trustees an Action Item recommendation no later than January 2021.
- B. LLC Action B:** Statutory wind down activities in process (e.g., File DLIR UI Notice of Closure; File termination with DCCA; Complete Resolution to Dissolve; Transfer assets, if any).
- C. LLC Action C:** Hi'ilei Aloha's management will continue to monitor the AG's actions to complete the termination filing for Hi'ikualono.

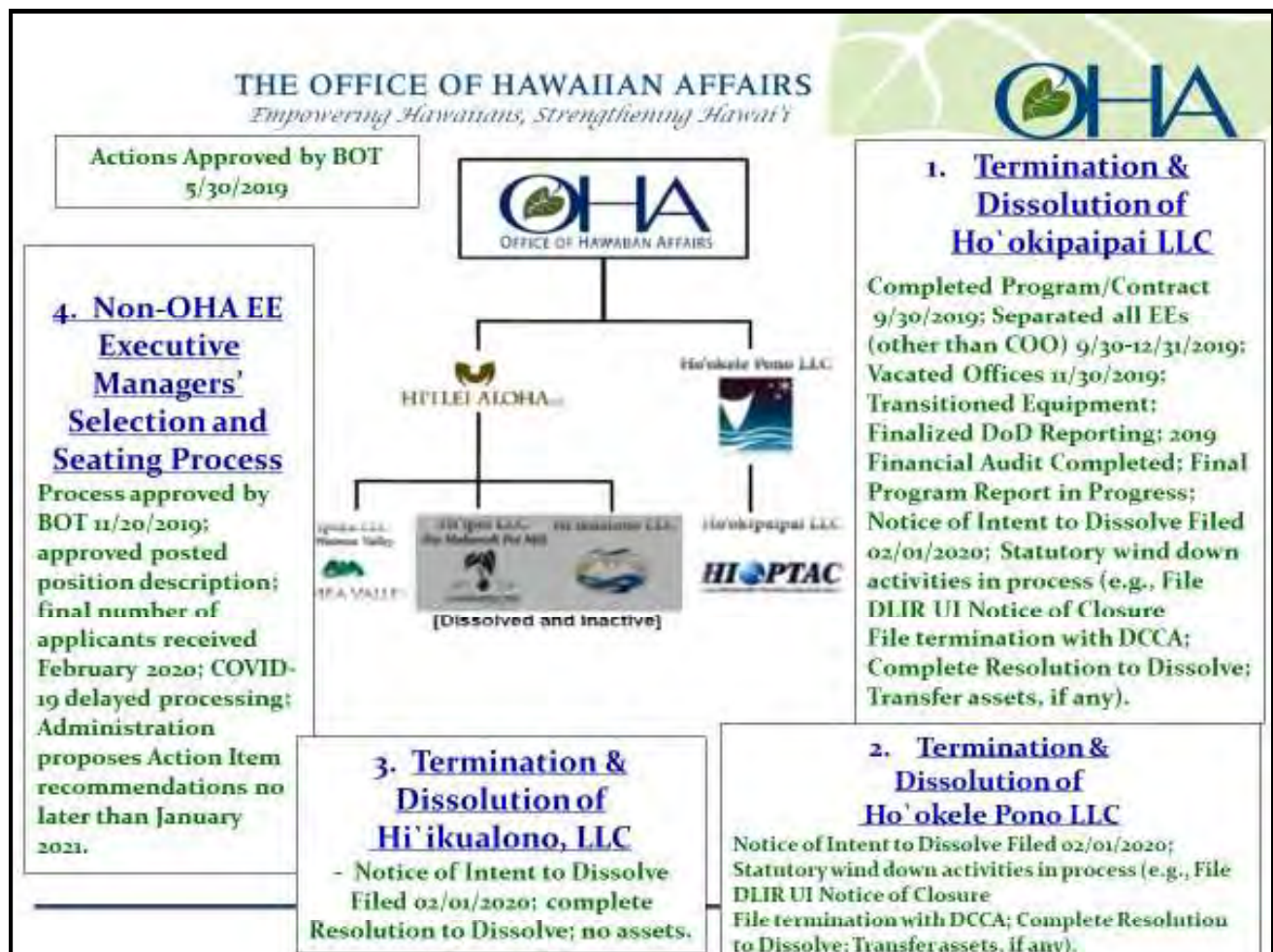


Figure 3. OHA LLCs Termination & Dissolution Update

Board of Trustees

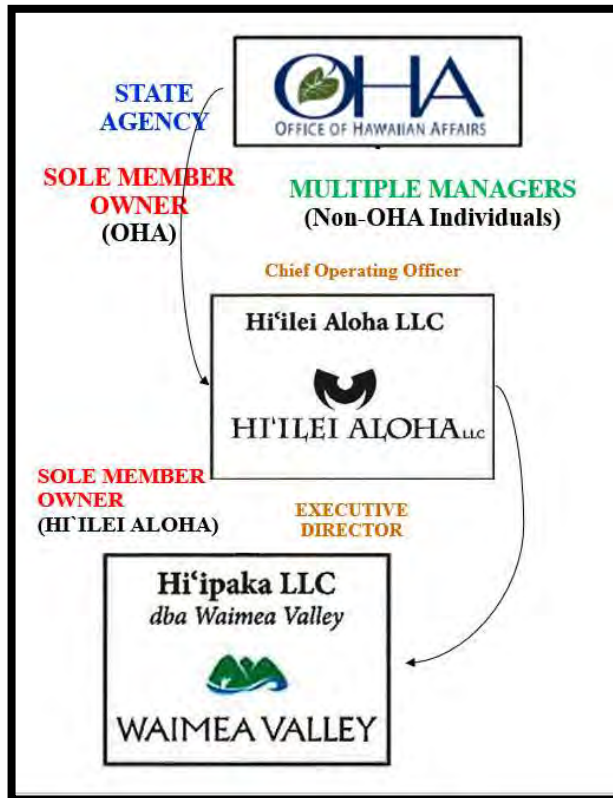
Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 8 of 10

IV. Overview of Hi`ilei Aloha and Hi`ipaka – Surviving Entities’ Activities

Figure 4. Hi`ilei Aloha LLC



While the wind down and dissolution activities are being completed by the existing LLC Managers⁶, the following summarizes the current state of operations for Hi`ilei Aloha and Hi`ipaka to which new non-OHA LLC Managers will need to address both strategically and operationally.

A. Hi`ipaka dba Waimea Valley. Under the direction of Executive Director Richard Pezzulo, prior to the impacts of COVID-19 shutdowns, the operations were profitable and employed approximately 70 employees. Continuing Governor and Mayoral proclamations have created intermittent shutdowns requiring the business operations to: lay off/furlough employees; apply for and receive the Small Business Administration Payroll Protection Program (PPP) loan; draw on cash reserves; contract snack bar and catering operations to a 3rd party; apply for and receive grants; and devise and launch new marketing plans with focus on kamaaina, corporate and military markets.

Refer to the calendar year 2020-2021 workplans at **Attachment D** which assumes and notes: a three phase approach; utilizes income generated from the revised strategy combined with a

\$694,000 PPP loan and \$3,000,000 in financial reserves; initially focuses on kama`aina and local military; includes tourist as they are allowed to return projected to be in spring 2021; reduces all non-essential expenses; focuses on core activities with reduced staffing; and updates 2020 work plans updated and extended to end of 2021 with focus on core activities. Operationally, the new non-OHA LLC Managers will need to address the continuing impacts of COVID-19 on the operations of Waimea Valley on a long term basis.

The 2019 independent auditor’s report, reflecting an unqualified opinion, is found at **Attachment E**. The 2019 Form 990 for Hi`ilei Aloha includes the consolidated information of Hi`ipaka and is found at **Attachment H**.

B. Hi`ilei Aloha. The remaining employee (Chief Operating Officer-COO) is: 1) Completing the dissolution and termination activities of Hi`ikualono, Ho`okipaipai and Ho`okele Pono; and 2) Winding down the federal Youth Build (YB) Program which received a federal program officer recommendation to extend by six months to 6/30/2021.

1. **Youth Build Program.** YouthBuild (YB) is a national program that was started in East Harlem, New York City, in 1978. It quickly expanded to other cities, and today

⁶ OHA’s CEO/Interim CFO (Sylvia Hussey) and Interim COO (Sterling Wong)

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 9 of 10

is part of the U.S. Department of Labor's workforce development initiative. It is a highly successful program that provides a positive environment for at-risk youth to earn a GED, learn job skills, and gain confidence to seek their life goals. There are more than 200 YouthBuild programs across the U.S. In 2017, Hi'ilei Aloha LLC (nonprofit) applied for and received a YouthBuild grant for the Waimānalo community. At YouthBuild Waimānalo, youth earn a GED, learn construction skills, help to build affordable housing, and learn about possible future paths such as apprenticeships, full-time employment, or going to a community college.⁷

The original date for Year 2 is for the year ended 12/31/2019; and Year 3 is from 1/1/2020 to 6/30/2020 which includes tracking, case management and job placement. There is still work to do with students as they try to find and retain employment or enter apprenticeship programs (or go to school or join the military).

The revised date to end program Year 2 is 6/30/2020 (hence the salary/program costs); and the revised operating period for Year 3 is: 7/1/2020 to 6/30/2021. Therefore YB operating and programmatic purposes are needed for the COO to continue through 6/30/2021 (which is consistent with OHA fiscal year end 6/30/2021).

2. ***Audit Report.*** Hi'ilei Aloha 2019 unqualified audit report is found at **Attachment F.**
3. ***Form 990.*** Hi'ilei Aloha 2019 Form 990 is found at **Attachment H.**
4. ***Records.*** In moving from its former office location at 711 Kapiolani Blvd. in Honolulu to Waimea Valley on the North Shore, a trailer was purchased to enable access for programmatic operations and winddown activities, refer to **Attachment J.**
5. ***Strategic and Operating Decisions for New non-OHA LLC Managers.*** New non-OHA LLC Managers will need to determine: 1) Who will be the operating LLC Managers for Hi'ipaka (it could be the same managers or not); 2) The (continuing) purpose and function of Hi'ilei Aloha LLC (e.g., new revenue sources, new services, how to fund existing position--COO); and 3) Operationalizing the decisions re: the purpose and function of Hi'ilei Aloha LLC.

⁷ Retrieved September 27, 2020, <http://www.youthbuildnalo.org/>
Attachment A - 9

Board of Trustees

Update re: Implementation of Limited Liability Corporation Actions Authorized by the Board of Trustees

October 4, 2020

Page 10 of 10

V. OHA's Board Approved Operating Budgets for FY20 and FY21 as Part of LLC Wind-Down and Dissolution Activities

Consolidated Reporting Invoice, Financial Statements and Payment Tracker Updated: 10/4/2020					
Description/Period	OHA Quarter		FY20	FY21	FY21
Budget			\$ 493,000.00	\$ 195,000.00	\$ 688,000.00
<u>FY20: 7/1/2019 to 6/30/2020</u>					
A. 7/1/2019 to 12/31/2019	Q1 & Q2	Hi'ilei Aloha	\$ (126,592.00)		\$ (126,592.00)
		Hi'ilei Aloha	\$ (62,701.00)		\$ (62,701.00)
		Ho'okipaipai	\$ (46,871.00)		\$ (46,871.00)
		Ho'okipaipai	\$ (41,129.00)		\$ (41,129.00)
	Sub-total		\$ (277,293.00)		
<u>FY21: 7/1/2020 to 6/30/2021</u>					
A. 7/1/2020 to 9/30/2020	Q1	Hi'ilei Aloha		\$ (49,392.00)	\$ (49,392.00)
		Ho'okipaipai		\$ (25,600.00)	\$ (25,600.00)
			\$ (74,992.00)		
Running Balance as of 8/31/2020			\$ 215,707.00	\$ 120,008.00	\$ 335,715.00
Hi'ilei Aloha, LLC			\$ 137,707.00	\$ 84,608.00	\$ 222,315.00
Ho'okipaipai			\$ 78,000.00	\$ 35,400.00	\$ 113,400.00
Running Balance as of 8/31/2020			\$ 215,707.00	\$ 120,008.00	\$ 335,715.00

Figure 5. FY20-21 OHA LLC Budget and Related Draws as of 8/31/2020

VI. Follow Up

In preparation for a to be scheduled Board Action Item for the non-OHA LLC Managers recommendations (LLC Action A), I'm available to answer any of your questions and can meet, individually or collectively, with you and your staff in groups of no more than two Trustees (or Trustees' staff) at a time. We can set up a MS Teams meeting with telephone access, feel free to contact Laura Kamalani-Paikai (laurak@oha.org) or Holly Yamachika (hollyy@oha.org) to schedule accordingly.

SH:sh

HI`ILEI ALOHA LLC

POSITION DESCRIPTION

Position Title: Manager of Hi`ilei Aloha LLC (Volunteer)

Reports To: Office of Hawaiian Affairs, As Member of Hi`ilei Aloha LLC

Effective Date: November 2019

GENERAL OVERVIEW OF POSITION DUTIES

The Manager, who will be one of a board of three appointed managers, is expected to direct and oversee the Chief Operating Officer ("COO") of Hi`ilei Aloha LLC (the "Company"), and oversee the Company's business affairs, subject to limitations in the Company's operating agreement ("Operating Agreement") or by law. The Manager may be tasked with oversight of additional companies of which the Office of Hawaiian Affairs or the Company is a member ("Member").

Except for situations in which approval of the Member is required by the Operating Agreement, the Manager will have authority, power and discretion to oversee the business, affairs and properties of the Company, to make all decisions regarding those matters, and to perform any and all other acts or activities customary or incident to the management of the Company's business.

PART-TIME POSITION, TERM AND SERVICE WITHOUT REMUNERATION

This is a part-time position in which the Manager is expected to devote approximately 3-5 hours per month. Each Manager appointed by the Member shall serve staggered terms of approximately three (3) years, two (2) years, and one (1) year. The terms shall end on the day of the month in which the Manager takes office. Subsequently, the Member shall appoint each Manager to serve a new three (3) year term or the remainder of the unexpired three (3) year term. in accordance with the terms of the Operating Agreement.

The Manager shall serve without remuneration except the Company shall reimburse a Manager for ordinary, necessary, and reasonable direct expenses incurred by the Manager on behalf of the Company in carrying out the Company's business activities.

ESSENTIAL DUTIES & RESPONSIBILITIES

1. Manager's Authority: The Manager has the authority to manage and oversee the Company's COO and the Company's business. The Manager reviews the COO's

Action Item: RM #19-20**Approval of the Non-OHA Executive Managers' Selection and Seating Process for Hi`ilei Aloha, LLC and revised LLC Manager Position Description****ATTACHMENT C**

- recommendations and makes decisions consistent with the Operating Agreement, the Company's annual objectives, the approved budget and best practices.
2. Review of Operations: At least once a month, meets with the COO and executive staff to review overall Company operations to ensure the business is progressing in a culturally appropriate manner and in compliance with acceptable business practices. Oversees Company use and maintenance of facilities and property. Assigns projects and requests reports as needed.
 3. Strategic Plan and Company Objectives: Reviews and approves Company's Long Range and annual objectives, goals, policies and programs. Ensures compliance with Operating Agreement.
 4. Budgeting and Finance: Reviews and approves operating and capital budgets. Monitors Company's implementation of approved budgets. Reviews financial reports, including income statements, balance sheets, and reports, tax returns; and reports for government regulatory agencies or other compliance purposes. Oversees investment of Company funds and approves large Company expenditures.
 5. Human Resources, Risk Management and Contracts: Oversees Company handling of human resources-related issues, risk management claims and liabilities and Company contractor utilization.
 6. Performs other duties as assigned by the Member.

KNOWLEDGE, SKILL AND ABILITIES

1. Must have good working knowledge of strategic management, financial, accounting and planning, and business systems.
2. Must be able to work well with others.
3. Must be organized and a self-starter. Must exercise independent judgment to prioritize projects and respond to situations as they arise without direct supervision.
4. Must project a professional demeanor.
5. Must have good oral and written communication skills.

MINIMUM QUALIFICATIONS**EDUCATION, TRAINING AND/OR EXPERIENCE**

1. Must possess a bachelor's degree or equivalent work experience.

Action Item: RM #19-20

Approval of the Non-OHA Executive Managers' Selection and Seating Process for Hi`ilei Aloha, LLC and revised LLC Manager Position Description

ATTACHMENT C

2. Experience in business administration is desirable.
3. Five years of administrative experience that involved management and oversight of professional staff and responsibility for the development, management, execution and coordination of program policies and activities. Administrative experience shall include but not limited to oversight of staff and work performance, budget planning and development, project management, understanding of contract management, risk management, human resources processes and procedures, high level strategic planning, collaboration with subordinates to develop professional development plans, and experience engaging various stakeholders of the professional, academic and Native Hawaiian communities.
4. Three years of administrative or executive level experience in non-profit organization governance and management of non-profit organizations.

HOW TO APPLY:

To apply for this position, download, complete and submit this fillable application form [insert link] along with a resume and cover letter to:

OFFICE OF HAWAIIAN AFFAIRS
560 N. Nimitz Highway, Suite 200
Honolulu, Hawai'i 96817
Attention: Human Resources

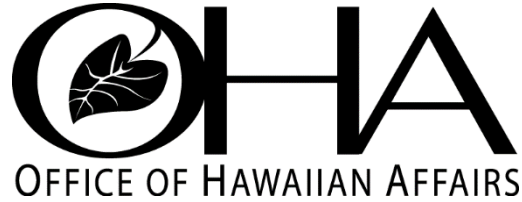
Or via email: ohahr@oha.org

An Equal Opportunity Employer

Office of Hawaiian Affairs
Meeting of the Board of Trustees –
Island of Maui Meeting
October 29, 2020
9:30 am

V. New Business

- E. Deliberation and decision making on the Report by the Permitted Interaction Group to investigate the development of T-Level Trustee policies for OHA's Board Governance Framework of its findings and recommendations. *Pursuant to HRS §92-2.5(b)(1)(C)*



OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

TRUSTEE-LEVEL FISCAL POLICIES PERMITTED INTERACTION GROUP REPORT

**Presented to the Board of Trustees
October 2020**

I. INTRODUCTION

The Board of Trustees (BOT) is responsible for setting Office of Hawaiian Affairs (OHA) policy and managing the agency's trust. OHA's Administration is responsible for the operationalization of these policies. Action Item BOT #20-05 was approved at the BOT meeting on September 10, 2020, which was formed to approve the formation of a Permitted Interaction Group (PIG) to "investigate the development of T-Level policies for OHA's Board Governance Framework." The expected end date of the PIG will be on November 3, 2020.

The Trustee (T) - Level PIG Report is a formal, approved document used to manage PIG execution. It documents the actions necessary to define, prepare, integrate, and coordinate the various PIG activities. It is also the gateway to request funding on a PIG and is a major go/no-go decision point. The major purpose is to provide a comprehensive baseline of what has to be achieved by the PIG, how it is to be achieved, who will be involved, how it will be reported and measured, and how information will be communicated. It should be used as a reference for any decision that is made on the PIG to ensure that the management of the PIG is carried out consistently in line with policy and procedures.

II. EXECUTIVE SUMMARY

A. PIG Purpose and Scope

The goal and purpose of the PIG articulates the PIG to OHA's ongoing work and strategic priorities. Development of future policies is recommended to adhere to the scope as agreed to by the PIG team in the identification of the policies outlined here and in the subsequent measures needed to take to maintain the policies. The planning work assures Trustees and Administration staff the ability to maintain and grow its assets for programs related to the betterment of the conditions of Native Hawaiians.

1. Goal/Purpose

There will be the creation of a unified policy framework of OHA BOT T-level fiscal policies that will assist the Trustees in fulfilling their fiduciary duties in alignment with OHA's mission of ensuring the long-term viability of the Native Hawaiian Trust Fund and maintaining the principal while producing large, stable, predictable spending for the betterment of present and future generations of Native Hawaiians.

2. Scope/Definition

OHA will have a central electronic location with all updated comprehensive T-level fiscal processes, policies, and procedures, in the areas of Spending, Debt, Investments, Land Assets, and Economic Development that will be comprehensive and in alignment with one another.

Additionally, to ensure the continuous maintenance of the T-level fiscal policies and procedures framework, a compliance function, internal audit function, and training is recommended for Trustees, Resource Management Committee leadership, Trustee Aides, and Administration.

B. Baseline Current State

The baseline current state of the PIG is the clearly defined starting point for the commencement of the PIG and provides a fixed reference point to measure and compare the PIG's progress against. This allows the PIG team to assess the performance of the PIG over time. The baseline details the requirements of the PIG and seeks to articulate the problem that the PIG is trying to solve. It is highly recommended that the PIG refers to this portion of the report to ensure that the PIG team is actively engaged in meeting these requirements and rectifying the problems identified in the current assessment of the baseline state. The PIG's findings regarding current assessments of the current baseline state are as follows:

- Some T-level financial policies that **exist are in outdated forms, others that are contradictory, and some remain non-existent**

- The lack of a formal financial policy inventory promotes **instability and lack of continuity** causing a continuous need to reinvent responses to recurrent issues
- T-level financial policies and procedures **do not clarify and crystallize strategic intent** for fiscal management
- **Boundaries are undefined** and are often open to interpretation which **creates confusion** on actions the Board and Administration may take
- The existing T-level policies **do not promote long-term and strategic thinking**
- The T-level financial policies **do not manage risks of financial conditions**

C. PIG Benefits and Drivers

Identified benefits that improve policy would make this PIG worthwhile. Identified benefits clearly articulate the core need and reason for the PIG's existence. Tracking the benefits that arise helps PIG members ensure that they are in alignment with OHA's organizational strategies and ensure that PIG controls focus appropriately on achieving these end-goal benefits. These benefits should be considered in the performance of any possible future PIG that may focus on the execution of plans articulated in this PIG.

1. Benefits

- Promote **strategic intent**
- **Protect the assets** of OHA
- **Manage the risk** to the Native Hawaiian Trust Fund
- Promote **consistency** amongst the BOT's financial activities
- Provide a **governance framework** for the BOT's financial decision making
- Articulate **roles and responsibilities** to establish operating standards and behavioral expectations
- Ensure **alignment** with other existing OHA infrastructure
- Ensure **compliance** with federal and state legal requirements and best practices

Drivers are defined as items driving the PIG to complete its work.

2. Drivers

- OHA has faced continued criticism that its **land management infrastructure is inadequate**, unable to support the agency's growing portfolio, nor any future land involvements, despite an increasing demand to develop its commercial real estate activities. Without **improving its investment framework and processes** to ensure that it meets its fiduciary duties to beneficiaries, the Board will continue to lack adequate investment or financial knowledge to properly oversee its trust investments. Without addressing these issues, OHA's **current real estate portfolio will continue to be unbalanced** if revenues generated from its commercial properties are unable to offset expenses from legacy and programmatic land holdings.
- OHA is particularly susceptible to audits that evaluate OHA's fiscal policies which highlight inefficiencies within its current fiscal processes, policies, and procedures. To avoid repeating these recurrent themes, the BOT should actively ensure that **objectives are aligned and that they proactively seek diverse opportunities to increase revenues** (e.g. real estate, intangibles, etc.) while maintaining their constitutional and statutory obligations.
- The BOT should dedicate itself to preserve the intergenerational equity of its assets **despite turnover of Trustees who have varying levels of fiscal and land management knowledge**.
- In a time of increased economic hardship for our beneficiaries, there is an **increased need to explore financial growth** that will ensure funding for needed programs for our beneficiaries. These economic hardships highlight an increased need to pursue more proactive funding measures such as Public Land Trust (PLT) revenue.
- **Increased compliance** with legal (statutory and regulatory) measures and best practices of similarly situated trusts and other organizations is needed.

- OHA's **Board Governance Framework and Strategic Plan** provides opportunities for alignment between these financial policies and new measures of governance reform.

D. PIG Stakeholders

PIGs are influenced by many stakeholders. Stakeholders are invested in the PIG as they will be affected by decisions made by the PIG team at any point along the way; their input can directly impact the outcome of the PIG. Stakeholders come with varied interests, perspectives, objectives, and other characteristics that play a role in the PIG's planning and executing processes. It is usually necessary and expedient to consider all PIG stakeholders during the initiating and planning phases. The key benefit of engaging with stakeholders is that it helps bring understanding to the complex subject matter of the PIG in the most effective way and identifies the actions necessary to satisfy the varied interests, needs, and perspectives of all team members.

1. Internal Stakeholders

- Board of Trustees
- Chief of Staff to the Board of Trustees
- Trustee Aides
- Board Counsel
- Resource Management (leadership and staff)
- Chief Executive Officer
- Chief Operating Officer
- Chief Financial Officer
- Land Director
- Controller
- Investments Manager
- Commercial Property Manager
- OHA Legal Counsel
- Human Resources

2. External Stakeholders (as determined by the PIG)

- Professional Services (e.g. subject matter experts who are not employees of OHA)
 - Financial consultants (e.g. money managers)
 - Policy consultants
 - Other individuals/firms in selected financial sectors identified through the stakeholder analysis workshops
 - Portfolio governance committees
 - Voluntary Investment Advisory Committees
 - Partners for future public-private partnerships for new economic development and real estate ventures
 - Philanthropy sector advisors
 - Ali'i Trusts and other Native Hawaiian serving organization
- Beneficiaries

E. Resources

PIG resources are the people, capital, and/or material goods required for the successful execution and completion of the PIG. Commencement of the remaining work on the PIG is dependent on whether the BOT appoints a PIG to execute the work as outlined in this report. Resources for PIGs can be determined at the time of a PIG's appointment.

F. Communication Agreements

The PIG Communications Agreement facilitates PIG communication and expectations among all team members. The PIG team developed appropriate approaches and planned for communications activities based on the information needs of each stakeholder on this PIG and the needs of PIG members. The Agreements describe how communications are planned, structured, monitored, and controlled. Some of the content from the Agreements can be found below. To ensure successful internal communication, it is recommended that all team members and assigned stakeholders follows the Communications Agreements outlined above to enable an efficient and effective flow of information between the PIG team members and stakeholders assigned to work on the PIG team.

- Status updates are provided to the PIG Manager
- Documents, reports, and action items will be drafted by the PIG Manager and will be forwarded to the PIG Sponsor for approval
- PIG communications include status updates and subsequent reports to both Administration and the Trustees that are members of the PIG

G. Key Milestones

Key milestones provide for subsequent actions that need to be taken at the planning level (BOT) and execution level (Administration) should the Trustees decide to appoint a future PIG.

1. Planning (BOT Actions):

The PIG outlined the subsequent steps that need to be completed by the BOT for the planning of this PIG to be completed. The final PIG Report will be prepared for PIG Chair Lee by October 15, 2020 for presentation before the full BOT at the following meetings:

- **October 22, 2020 (PIG Report presented to the Board of Trustees. There will be no discussion at this time.)**
- **October 29, 2020 (full and free discussion with Board of Trustees on PIG Report)**

H. Risks of Not Continuing with the PIG

Risks are uncertain events or conditions that have a negative or positive effect on a PIG's objectives. PIG members sought to increase the likelihood and impact of positive events and decrease the likelihood and impact of negative events. The PIG team identified potential risks, the probability that the risk event would occur, and the impact of such risks should the risks have come to fruition. Monitoring these high probability, high impact risks ensure that risks are mitigated throughout the work period and that issues that could jeopardize the future of the PIG's schedule, resources, or scope/quality of the work do not come to fruition. Below are three high probability, high impact risks identified by PIG members:

- With a **reorganization** of the Board of Trustees, it will be important that the both the Chief of Staff of the Board of Trustees and the Resource Management leadership and staff remain engaged in the progress of the development of the fiscal policies and procedures since a change in board and/or committee leadership will lead to a "learning curve" for those in potential new positions. This includes ensuring that BOT staff prepare materials for comprehensive BOT workshops to discuss these policies in order to ensure Trustees have the proper tools to make informed decisions on fiscal matters in alignment with their role as fiduciaries and to **secure commitments** from trustees.
- The writing, drafting, and integration of these policies will not be enough to ensure the success of the PIG; **proper internal controls and a compliance monitor will be needed** to ensure that OHA maintains its commitment to a centralized inventory with updated, comprehensive, streamlined T-level fiscal policies and related consistent practices to proactively manage risks.
- **The Board currently does not have the subject-matter expertise needed in investment and fiscal matters.** The Board is obligated to follow The Uniform Prudent Investor Act (UPIA); therefore, the Board must continue to rely on advisory committees that may assist them in evaluating the advice it receives

from its money managers, investment managers, and policy consultants. As portfolio advisors to the BOT, these governing committees must be given the proper deference and necessary consideration.

I. PIG Human Resource Recommended Estimates

The PIG team estimated the processes involved in planning and managing the recommended human resources estimates needed for this PIG. All policies should be developed concurrently using different compositions of teams with the proper subject-matter expertise. Upon completion of the policies and approval of these policies by the BOT, the completion of other deliverables may be executed by Administration. It is recommended that the rest of the deliverables should be developed subsequently using different teams with the proper subject matter expertise.

Human Resources/Contractor/Staff Resource Estimates:

- **PIG Management Deliverables – 6 months** (suggested resource: PIG Manager)
- **T-Level Fiscal Policies – 3 months**
 - Spending Policy – 3 months
 - Debt Policy – 3 months
 - Investment Policies – 3 months
 - Land Assets Policies – 3 months
 - Economic Development Policy – 3 months
- **T-Level Fiscal Policy Procedures – 2 months** (suggested resource: CEO)
 - Spending Policy Procedures – 2 months
 - Debt Policy Procedures – 2 months
 - Investment Policies Procedures – 2 months
 - Land Assets Policies Procedures – 2 months
 - Economic Development Policy Procedures – 2 months
- **T-Level Fiscal Policy Framework – 2 months** (suggested resource: CEO, sub-deliverable owners: CFO and IT)
 - T-Level Fiscal Policy Repository – 2 months
 - Project Portfolio Management framework for T-Level Fiscal Policies and Procedures – 2 months
- **Compliance Function – 2 months** (suggested resource: CEO)
- **Internal Audit Function – 2 months** (suggested resource: CEO)
- **Training Function – 2 months** (suggested resource: CEO, sub-deliverable owners: HR and CC)

J. Quality Metrics

Quality Metrics provide detailed and specific measurements about the PIG and how its deliverables should be measured. Metrics are consulted in the quality assurance process to ensure that the processes used will meet the metrics. The deliverables or processes are measured to determine if the result is acceptable or if corrective action or rework is required. The following are the key metrics that the team believes will define successful T-level fiscal policies:

- One comprehensive and updated **Debt Policy** with complementary implementation procedures compliant with legal requirements and aligned with various debt strategies that address core vs. non-core functions and specify internal processes and responsibilities for obtaining debt approval from the board as well as managing and monitoring approved debt
- Comprehensive and updated **Investment Policies** with complementary implementation procedures developed for securities and real estate that identify realistic investment targets and manage financial assets for active returns, favoring niche opportunities, and differential strategies, including Hawai'i direct investment opportunities

- Comprehensive and updated **Land Asset Policies** with complementary implementation procedures provide for proper allocation of revenues from both its legacy lands and commercial properties to manage commercial real estate primarily for long-term returns from lease rents, create value through asset management, and planning within OHA's Strategic Plan
- One comprehensive and updated **Economic Development Policy** with complementary implementation procedures that have unified objectives to promote opportunities that provide for an increased generation of revenues with due diligence
- One **Spending Policy** with complementary implementation procedures that are in alignment with the Board governance framework and identify core and non-core functions, resolve conflicting spending policy objectives, discuss the need for and role of reserve funds, and resolve comingling of funds

K. Procurement Needs

No procurement need was identified.