

**State of Hawai'i
Office of Hawaiian Affairs
95 Mahalani St.
Wailuku, HI 96793**

**Minutes of the Office of Hawaiian Board of Trustees Meeting
Thursday, August 20, 2015, 9:30 am**

I. CALL TO ORDER

Chair Robert K. Lindsey, Jr. called the Office of Hawaiian Affairs Board of Trustees Meeting to order at 9:35 am. Those present were as follows:

Attendance

Trustee Robert K. Lindsey, Jr., Chair	Trustee Carmen Hulu Lindsey
Trustee Dan Ahuna, Vice Chair	Trustee S. Haunani Apoliona (departed 12:37 pm)
Trustee Lei Ahu Isa (departed 12:34 pm)	

Excused

Trustee Rowena Akana	Trustee Colette Machado
Trustee Peter Apo	Trustee John Waihe'e IV

Staff Present

Dr. Kamana'opono Crabbe, Ka Pouhana/CEO	Melissa Wennihan
Robert G. Klein, Board Counsel	Kanani Souza
Harold Nedd, Chief of Staff	Bethann Ahsing
Capsun M. Poe, Board Secretary	Lady Garrett
Jeremy Kama Hopkins	Alvin Akee
Kauikeaolani Wailehua	Liana Pang
Lehua Itokazu	Lisa Victor
U'i Tanigawa	John Rosa
Claudine Calpito	Kehau Abad
Davis Price	Ryan Gonzalez
Reynold Freitas	

Others Present

Wahinehula Ka'eo	Malia Henderson
S. Kaleikoa Ka'eo	Kahala Maui
Andre Perez	Leiani Maui
Yuki Lei Sugimura	Varna P. Wakihei
David Prais	Konaneakamahina Avo delanup
Kaniloa Kamaunu	James D. Kimmel
Ginger Kapaku	Alena Ornellas
Saielli Neekilei	Kamakana Kealoha
Justin Ma'alea	Lancelot H. Lincoln
Leslie A. Kuloloilo	Joyclynn Costa
Abner Nakilei Jr.	Clare Apana
Debbie Hill	Jojo Henderson
Kamehameha VIII	Kaho'okahi Kanuha
Clane Aju	Iokepa Kaolulo Konanui Wakinekona Kaeo
O. Kaoluio	Wikolia Kaluna-Palafox

Ke'eaumoku Kapu
Rose Reilly
Kahea Naeole
M. Pualani Kamaunu Basbas
Pua Canto

David Ka'eo Kaimanaoakealoha Prais
Lanakila Mangauil
Rev. James Kimmel
Tiare Lawrence
Johanna Kamaunu

II. APPROVAL OF MINUTES

Chair Lindsey announced that the draft minutes of the July 30, 2015 meeting were distributed and asked if there were any changes.

Motion

At 9:36 am, Trustee Ahuna moved, seconded by Trustee Ahu Isa, to approve the minutes of July 30, 2015, as presented. The motion passed via voice vote.

III. COMMUNITY CONCERNS

Leslie A. Kulolio, of Aha Moku Advisory Committee, addressed the Trustees about the Aha Moku. In his own experience, his birth certificate stated he was Caucasian, but he wanted to be considered Hawaiian. When they first started, Aha Moku had been working without funds, but OHA did support them. He believes if Mauna Kea and Haleakalā are sacred, so is Kaho'olawe.

M. Pualani Kamaunu Basbas addressed the Trustees about nation-building. She questioned why OHA is supporting it if she does not. She stated some Native Hawaiians do not support it. She also supports Hawaiian language immersion education. Trustee Ahu Isa shared that as a former Board of Education member, she questioned what DOE did with the \$900,000 for Hawaiian programs.

Lancelot Lincoln addressed the Trustees to ask two questions. First, he asked where his one million dollars is. He noted that Kawaiaha'o Church, Kana'iolowalu, Na'i Aupuni have gotten at least one million dollars each from OHA. Second, he asked where his money was spent.

Pua Canto, of Maui Native Hawaiian Chamber of Commerce, addressed the Trustees to thank OHA for awarding a partial grant through the 'Ahaui Event Grants program. She also recognized UH Maui College Chancellor Lui Hokoana as the newest member of the Chamber.

Joyclynn Costa and Clare Apana addressed the Trustees about the Kū'ē Petition, the election, and citizenship. They acknowledged Trustee Hulu Lindsey for her help in their efforts to move their Kū'ē Petition efforts forward. Ms. Costa read portions of the U.S. Senate debate regarding Hawaii joining the United States. They encouraged people to know history and that the current situation is like a Holocaust. She asked if there is an election for the people of Hawai'i, then they need to start doing their process, not a foreign entity like the state of Hawai'i, or the United States.

Clare Apana reiterated a question she has asked in the past, "Where are you including the descendants and original signers of the Kū'ē Petition?" She stated that she is asked how those people would participate. She also shared that she has been working since 2009 to get mitigation funds from the Halekalā telescope. Now she is being told that the scientists may not have to give funds because the contract states that it is only required if funds are available.

Trustee Ahu Isa wanted to make it clear that Na'i Aupuni was not made up of other organizations like 'Ahahau Ka'ahumanu. As a member of Ka'ahumanu, she is being asked why Na'i Aupuni is using their name. Her point is it is being done by individuals, not organizations.

Dr. Crabbe explained that OHA did not make the decision for them to be individuals. OHA started over a year and a half ago, by approaching Ali'i Trusts and many other Native Hawaiian organizations. The decision-making on who would lead Na'i Aupuni was not OHA's decision. If OHA is to be a neutral party, OHA does not want to be involved in those determinations. Na'i Aupuni was formed on their own and with individual leaders from organizations. Those organizations decided on their own to allow persons to participate. At some point, they decided that the organizations could not participate. That was not done by OHA or its Trustees. He encouraged Ms. Apana to speak to Na'i Aupuni on her own.

Trustee Ahuna thanked Ms. Apana and Ms. Costa for coming. He believes there is a much deeper issue. He also thinks it is important to build trust because he feels OHA has done little to nothing in the past to assure beneficiaries. Something he thinks about is that this comes down to cultural rights for the future. He asked how does OHA support the people.

Justice Klein noted that there is a lawsuit against OHA and Na'i Aupuni that could shut down OHA and its activities. He cautioned that the Trustees should not respond to what is being asked because it may be used in the pending litigation. He believes that the people do deserve answers, but asked that the conversations be held in private, because it jeopardizes the lawsuit.

Ms. Apana noted that if OHA does not want to participate, it should not send funds to Kana'iowalu or Na'i Aupuni.

Jojo Henderson of Aloha 'Āina noted that he does not need OHA's money. Instead of culture, he thinks OHA should be focusing on traditions and traditional rights. For those who want to get involved, he encourages them to get arrested. He stated that if OHA wants to get involved, OHA should represent them in court and bail them out of jail.

Kaho'okahi Kanuha, of the Hawaiian Kingdom, addressed the Trustees about Haleakalā, Mauna A Wakea, and Na'i Aupuni. He shared that he is on Maui because of what happened on Haleakalā last night, with arrests. He believes this is not just a Hawai'i Island issue or a Maui issue. He believes the three issues are being fueled by lies and misleading. He feels that OHA is sitting on the fence, but the time is now and a choice must be made.

S. Kaleikoa Ka'eo shared that it was difficult for him to not get arrested at Haleakalā last night as he watched his eldest daughter get arrested. Originally, his intention was to come to today's meeting and shut it down. He added the people are the nation – not the Governor, consultants, or others. He asked that OHA not negotiate on his behalf or other Hawaiians. He believes OHA will fail with Na'i Aupuni and concluded with a saying that, "the ali'i is ali'i because of the people."

IV. UNFINISHED BUSINESS

Chair's Updates on Board Activities

Chair Lindsey had no updates.

CEO’s Update on Ho’oulu Lāhui Aloha and OHA Activities

Dr. Crabbe reported that OHA’s non-profit, Hi’ilei Aloha LLC, has partnered with the Administration for Native Americans, to provide training for non profits. He highly encouraged people to attend and participate.

V. NEW BUSINESS

Approval of OHA Resolution “Congratulating Louis K. ‘Buzzy’ Agard Jr. for his numerous accomplishments and thanking him for a lifetime of service to the Hawaiian community”

Motion

At 10:53 am, Trustee Apoliona moved, seconded by Trustee Ahuna, to approve the OHA Resolution “Congratulating Louis K. ‘Buzzy’ Agard Jr. for his numerous accomplishments and thanking him for a lifetime of service to the Hawaiian community”, revised version.

Trustee Apoliona noted that some minor revisions needed to be made and the Revised version was distributed today.

At 10:53 am, Trustee Apoliona moved, seconded by Trustee Ahuna, to approve the OHA Resolution “Congratulating Louis K. ‘Buzzy’ Agard Jr. for his numerous accomplishments and thanking him for a lifetime of service to the Hawaiian community”, revised version.						
TRUSTEE	1	2	‘AE (YES)	A‘OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			X			
TRUSTEE DAN AHUNA		2	X			
TRUSTEE ROWENA AKANA						X
TRUSTEE PETER APO						X
TRUSTEE HAUNANI APOLIONA	1		X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO						X
TRUSTEE JOHN WAIHE‘E						X
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			5	0	0	4
MOTION: [] UNANIMOUS [X] PASSED [] DEFERRED [] FAILED						
Motion passed with five (5) YES votes, no (0) NO votes, no (0) abstentions, and four (4) excused.						

VI. BENEFICIARY COMMENTS

Iokepa Ka’eo addressed the Trustees about Na’i Aupuni, kanaka maoli, and school college “Exemption” education. He believes it is identity theft and fraud to have been asked to sign up for Kana’iolowalu when he applies for educational scholarships. Dr. Crabbe responded that the issue has been clarified and the scholarship vendor will not be doing that further.

Wikolia Kaluna-Palafox addressed the Trustees to share that as a Hawaiian nationalist, she came to OHA as a commoner. She shared about her work at Pu'ukohola and the ice (crystal meth) problem. She needs help as an individual to fight drugs in her community.

David Prais addressed the Trustees to speak against Na'i Aupuni. He stated they were fighting for their mauna all night at Haleakalā, and now they have to come fight OHA. He believes it is important to win the mauna, but not lose their country. When he found out that OHA was going to help fund Joyclynn Costa's work, he told her no, she should not because it would end up like previous efforts. He believes anything OHA touches is poison. He believes he and others like him are alone and it is them against the world right now.

Ke'eaumoku Kapu addressed the Trustees about Aha Moku o Maui. He believes the lāhui needs leaders who can help rectify what has happened to the Hawaiian people. He also attended the Haleakalā protest. He wants to know who was responsible for making the call to arrest those on the mauna who were practicing religious rights. He cited problems with Aha Moku and that the Executive Director makes decisions without consulting each of the members. He believes those OHA funds could be better spent in the community instead of Aha Moku.

Kaniloa Kamaunu addressed the Trustees about 'iwi being taken from Maui Lani project and water resources. He lives right at the mountain and believes Hawaiians were never naturalized, so he believes Hawaiians have allodial title and vested rights. Dr. Crabbe responded that he would consult with OHA Advocacy staff and get back to him.

Malia Henderson addressed the Trustees about Mauna A Wakea and Haleakalā. As a mother, she is worried about the conditions and programming that has been taught to us and how we live our lives unaware. She believes if you ask the right questions, you can get the right answers.

Andre Perez, addressed the Trustees about Na'i Aupuni, nation-building, Maunakea, and Haleakalā. When he first started talking to OHA 10 years ago, he spoke about a higher level of inclusion, which he has said all along. He believes there is a failure on OHA's part to listen to the people.

Lanakila Mangauil addressed the Trustees about the Aloha 'Āina unity march. He requested assistance from OHA via Native Hawaiian Legal Corp and requested OHA push for a moratorium on construction based on Makahiki tradition. He asked that NHLC represent each of the protectors who have been arrested. Dr. Crabbe responded that he is working on that, but that NHLC attorneys work on civil matters and do not have criminal experience.

Rev. James Kimmel spoke to the Trustees about the lawful Hawaiian government that he believes should have been reinstated.

Tiare Lawrence thanked OHA for their support of the Aloha Aina Unity March. This helped bring people together and she hopes OHA continues to find other similar events to support. She asked how the Board can support self-determination and now are not acting. She asked that OHA stop support of Na'i Aupuni and instead support Aloha 'Āina efforts. She also spoke against the Thirty Meter Telescope and asked that OHA contribute funds to NHLC to support those who were arrested.

Johanna Kamaunu addressed the Trustees about mitigation efforts from the Haleakalā telescope. Much was promised, but now they have been told none of it can be done. She also referenced Act 288.

Quorum

The Board lost quorum at 12:34 pm, but continued to accept Beneficiary Comments.

Alena Ornellas told the Trustees about her utmost fear of enforcement on Haleakalā. She believes OHA swore to protect the people of Hawai‘i, not lining corporate pockets. She felt she needed to do whatever was necessary last night. She also stated that OHA should be encouraging access to water. Dr. Crabbe responded that the Commission on Water Resource Management has that responsibility, but OHA does advocate there.

Kamahana Kealoha spoke to the Trustees about the telescopes on Mauna Kea and Haleakalā. He believes the majority of Hawaiians do not want both telescopes to go up. He noted that many people who support their cause have to fly in. He appealed to OHA to support organizations that really help people. He stated he is tired of having to come to OHA meetings to bring this up.

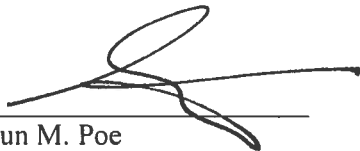
VII. ANNOUNCEMENTS

Chair Lindsey thanked Trustee Hulu Lindsey for hosting the Trustees and staff. He also thanked Lehua Itokazu, U‘ilani Tanigawa, Thelma Shimaoka, and Roy Newton for their assistance. He also announced the next BOT meeting will be on Thursday, August 27, 2015 at 10:00 am, which will include a governance practices workshop at 12:30 pm.

VIII. ADJOURNMENT


The meeting concluded at 12:50 pm.

Respectfully Submitted,



Capsun M. Poe
Board Secretary

Approved by the Board of Trustees on September 10, 2015:



Trustee Robert K. Lindsey, Jr.
Chair, Board of Trustees