

**State of Hawai'i
Office of Hawaiian Affairs
560 N. Nimitz Hwy., Suite 200
Honolulu, HI 96817**

**Minutes of the Office of Hawaiian Affairs Board of Trustees Meeting
Thursday, February 12, 2015, 12:30 pm**

I. CALL TO ORDER

Chair Robert K. Lindsey, Jr. called the meeting of the Office of Hawaiian Affairs Board of Trustees to order at 12:31 pm. Those present were as follows:

Attendance

Trustee Robert K. Lindsey, Jr., Chair	Trustee S. Haunani Apoliona
Trustee Dan Ahuna, Vice Chair	Trustee Carmen Hulu Lindsey
Trustee Rowena Akana (arrived 12:35 pm)	Trustee Colette Machado
Trustee Lei Ahu Isa (arrived 12:34 pm)	Trustee John Waihe'e IV
Trustee Peter Apo (arrived 12:34 pm)	

Excused

-None-

Staff Present

Dr. Kamana'opono Crabbe, Ka Pouhana/CEO	Jeannin Jeremiah
Robert G. Klein, Esq., Board Counsel	Jerome Yasuhara
Harold Nedd, Chief of Staff	Jerry Norris
Capsun M. Poe, Board Secretary	Jessica Freedman
Jeremy Kama Hopkins	Joanne Medeiros
Kauikeaolani Wailehua	Jocelyn Doane
Claudine Calpito	John Matsuzaki
Davis Price	Jon Makana Ching
Lady Garrett	Jonathan Ching
Alvin Akee	Jonathan Lum
Nathan Takeuchi	Kai Markell
Bethann Ahsing	Kaipo Morales
Liana Pang	Kamaile Maldonado
Kanani Souza	Kamakana Ferreira
Reynold Freitas	Kathy Keala
Lehua Itokazu	Keala Nichols
Kathy Owara-Takeo	Keola Lindsey
Dayn Pa	Ke'opulaulani Reelitz
Laurene Kalua-Kealoha	Lance Mahi La Pierre
Crayn Akina	Luci Meyer
Kawika Burgess	Merlyn Akuna
Miles Nishijima	Miki Lene
Anuheia Patoc	Monica Morris
Anita Manzano	Mylene Lacuesta
Brutus La Benz	Nelson Gaspar
Cyndi Caberto	Nola Ota
Dan Santos	Phyllis Ono-Evangelista
Dawn Tong	Sarah Antone

Derek Kauanoe
Deja Ostrowski
Everett Ohta
Farah Straub
Gay Shimabukuro
Gloria Li
Lihau Gouveia

Scott Watanabe
Shannon Chang
Sterling Wong
Tiger Li
Wayne Tanaka
Kehau Abad

Others Present
Dan Purcell

Ilima Long

II. APPROVAL OF MINUTES

Motion

At 12:31 pm, Vice Chair Ahuna moved, and Trustee Apoliona seconded, to approve the minutes of January 8, 2015. The motion passed via voice vote and the minutes were approved.

III. COMMUNITY CONCERNS

Mr. Dan Purcell addressed the Board to commend the work of the Public Policy staff who advocate on behalf of OHA at the Legislature.

Ms. Ilima Long shared a concern about comments made at the Board table in January about the Consortium and whether they should have kuleana in determining who can participate in the process. She recalled that Trustee Akana was concerned about the integrity of the roll as it relates to Federal recognition and that Trustee Hulu Lindsey believed that it may be able to be opened up and not compromise the road to Federal recognition.

Trustee Hulu Lindsey encouraged Ms. Long to communicate with the Consortium, who have indicated they are willing to talk to everyone. She noted that everyone's voice is important on this issue. Ms. Long questions what has to be maintained under Federal recognition.

Trustee Ahu Isa noted that Kana'iowalu has reopened the roll.

Trustee Apo noted that we often get into an academic discussion on who sponsors what initiative. He added that Kanai'owalu is certifying those signed up. He just wants to get to a basis so we can have a citizenry who is Hawaiian and then a dialog can take place. He thinks people will have a problem with only Hawaiians being on Kana'iowalu, which he thinks will result in lawsuits.

Chair Lindsey asked Dr. Crabbe to follow-up with Ms. Long and get an answer. Ms. Long stated that she thinks the problem is that the leadership of these initiatives can't answer these types of questions.

Trustee Apoliona noted that OHA has been involved to a great extent over the years in these efforts. She does not believe it was the intent of OHA to control the outcome. People who want to believe in a process to get us to a point to get Hawaiian delegates, that's what we've got to get to. We are still on the first step of registration. She believes it's a whole new arena and a very challenging opportunity.

Dr. Crabbe noted the understanding amongst the Board is that Na'i Aupuni is independent and autonomous. Na'i Aupuni is considering if this is just a state process, Federal recognition, and how it adds to or is a barrier to full independence in the international arena. They are taking all of this into consideration, but it is up to them. OHA hopes to hear from them shortly to solidify an agreement with

them. The convention will recommend to the Native Hawaiian community the governance structure and basic governing documents. It is frustrating, but it is a process that is trying to involve the community.

IV. UNFINISHED BUSINESS

A. CEO's Updates on Ho'oulu Lāhui Aloha and OHA Activities

Quarterly Employee Recognition

Dr. Crabbe recognized the Employees and Managers of the Quarter for the last two quarters of 2014:

- July – August 2014:
 - Employee of the Quarter: Wayne Tanaka (Public Policy)
Dr. Crabbe reported that Mr. Tanaka has recently worked on Kaua'i and often testifies on OHA's behalf relating to land. Mr. Tanaka shared that if you do what you love, you never work a day in your life. What he's doing at OHA is what he believes in. He thanked everyone for the recognition.
 - Manager of the Quarter: John Kim (Controller)
Dr. Crabbe noted that John stepped into shoes when we were in a time of transition and has done an extraordinary job with our audits, budget, and is keeping us on track with our finances. Mr. Kim was not present; Ms. Cyndi Caberto accepted the award on his behalf. Ms. Caberto noted that Mr. Kim accepted the award on behalf of Ms. Colleen Choi, a recently deceased OHA employee.
- October – December 2014:
 - Employee of the Quarter: Ms. Sarah Antone (Governance)
Ms. Antone echoed comments that it is easy to come to work to impact future generations. She also noted that it was great to work with a supportive team.
 - Manager of the Quarter (Tied): Mr. Tiger Hu Li (ISRM)
Dr. Crabbe noted Mr. Li has been working with KII/SharePoint and really tightening some of OHA's information practices. Mr. Li was excited and honored to receive the award; although he has been at OHA for less than two years, he feels like he is at home.
 - Manager of the Quarter (Tied): Mr. Jonathan Ching (LPM)
Dr. Crabbe noted that Mr. Ching brought the HLID program up to par and since transferring to Land has been very helpful and collaborative with staff. Mr. Ching noted his award is a reflection of his entire team and he recognized each of them. He thanked everyone for the recognition, for being here, and hopes we can continue with this work.

Chair Lindsey congratulated each of the awardees and thanked them for taking on the kuleana to our people and bettering the conditions of Native Hawaiians.

Executive Team Goals

Dr. Crabbe reported to the Board on Executive Team goals to help further improve the work at OHA and provide guidance to the staff and management team, to align with the Board. Comparing the current and needed culture at OHA identified integrity, collaboration, and innovation as the top areas needing focus by the Executive Team. Integrity is. Collaboration cannot occur if everyone is not involved. Innovation is striving for excellence.

For 2015-2018, the Executive Team has identified the following as their overall goals:

1. Improved communication
2. All staff understand our vision, mission, & fiduciary duties
3. Implementation of organizational culture & core values
4. Improved efficiency and greater effectiveness

Dr. Crabbe concluded that mana is our legacy, Ho‘oulu Lāhui Hawai‘i is our destiny. He noted that he plans to update the Board in two weeks with updated data from Research.

Trustee Ahu Isa shared that as a college educator, that every organization (i.e. Disney, McDonalds, etc.) has an organizational culture and it is important for OHA to create this. She asked, “How do we want to brand ourselves?”

Trustee Apoliona noted that the strength of what we produce now will be added into what we need in the future. In her mind, we have to keep in mind where we want to go and where we want to arrive.

Vice Chair Ahuna shared that as a teacher, he looked at ways to improve students, and appreciated the graphs in the presentation that showed data to track improvement. Dr. Crabbe responded that UC Berkley thinks OHA should redo the survey to measure our progress.

V. NEW BUSINESS

A. Committee on Beneficiary Advocacy and Empowerment

A. 1) 2015 OHA Legislative Positioning – Matrix 1 of February 4, 2015

Trustee Waihe‘e reported that the Committee on Beneficiary Advocacy and Empowerment, having met on February 4, 2015, and after full and free discussion, recommends approval of the following three (3) actions to the Board of Trustees:

- To approve Administration’s recommendation to OPPOSE *NEW BILL* Item 256 – HB1252.
- To approve Administration’s recommendations on the remaining *NEW BILLS* (Items 1-554, omitting 256), along with the following changes:
 - ADD the non-listed measures of:
 - GM_ regarding Ulalia Woodside as SUPPORT;
 - GM514 as COMMENT;
 - HB1409 as OPPOSE;
 - SB328 as OPPOSE;
 - SB1353 as SUPPORT; as well as
 - CHANGE the two listed measures of:
 - HB1372 from Oppose to MONITOR; and
 - SB501 from Oppose to MONITORon the OHA Legislative Positioning Matrix dated February 4, 2015, as amended.
- To approve Administration’s recommendations to SUPPORT WITH AMENDMENTS regarding the following bills:
 - OHA-2 (HB208 & SB437);
 - OHA-4 (HB205 & SB434); and
 - OHA-5 (HB206 & SB435)on the OHA Legislative Package Matrix dated February 4, 2015, as amended.

Dr. Crabbe called on Mr. Sterling Wong, Public Policy Manager, and Ms. Jocelyn Doane, Senior Public Policy Advocate, to join him at the Board table.

Motion

At 1:35 pm, Trustee Waihe'e moved, seconded by Trustee Hulu Lindsey, to defer consideration of Administration's recommendation to OPPOSE NEW BILL Item 256 – HB1252.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			X			
TRUSTEE DAN AHUNA			X			
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE HULU LINDSEY		2	X			
TRUSTEE COLETTE MACHADO				X		
TRUSTEE JOHN WAIHE'E	1		X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			8	1	0	0

MOTION: UNANIMOUS PASSED DEFERRED FAILED

Motion passed with eight (8) YES votes, one (1) NO votes, no (0) abstentions, and none (0) excused.

Vice Chair Ahuna thought it was a good idea to just move on from this issue, because the bill is most likely dead anyway.

Mr. Wong noted that tomorrow is the decking deadline and he expects HB1252 will die today, but can be kept alive in a number of ways, including re-referral. Public Policy will continue to monitor the bill and will bring it back up for discussion if it is resurrected.

Motion

At 1:40 pm, Trustee Waihe'e moved, seconded by Vice Chair Ahuna, to divide the motion by removing HB665 and SB782 and to approve Administration's recommendations to change the position from Comment to OPPOSE.

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			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E	1		X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			9	0	0	0

MOTION: UNANIMOUS PASSED DEFERRED FAILED

Motion passed with nine (9) YES votes, no (0) NO votes, no (0) abstentions, and none (0) excused.

Motion

At 1:44 pm, Trustee Waihe'e moved, seconded by Trustee Akana, to approve Administration's recommendations to change HB665 and SB782 from Comment to OPPOSE.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA				X		
TRUSTEE DAN AHUNA			X			
TRUSTEE ROWENA AKANA		2	X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E	1				X	
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			7	1	1	0

MOTION: UNANIMOUS PASSED DEFERRED FAILED

Motion passed with seven (7) YES votes, one (1) NO votes, one (1) abstentions, and none (0) excused.

Ms. Doane noted these two bills would allow collective bargaining, but would give the Governor six votes and OHA one vote, which would overwhelm the OHA votes. She noted there may be other ways to empower staff to unionize which would not overwhelm the OHA votes. Trustee Akana believes this is an egregious bill and has no problem voting to oppose it

Motion

At 1:46 pm, Trustee Waihe'e moved, seconded by Vice Chair Ahuna, to approve Administration's recommendation on the remaining *NEW BILLS* (Items 1-554, omitting 256), along with the following changes:

- ADD the non-listed measures of:
 - GM_ regarding Ulalia Woodside as SUPPORT;
 - GM514 as COMMENT;
 - HB1409 as OPPOSE;
 - SB328 as OPPOSE;
 - SB1353 as SUPPORT; as well as
- CHANGE the two listed measures of:
 - HB1372 from Oppose to MONITOR; and
 - SB501 from Oppose to MONITOR

on the OHA Legislative Positioning Matrix dated February 4, 2015, as amended.

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			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E	1		X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			9	0	0	0

MOTION: UNANIMOUS PASSED DEFERRED FAILED

Motion passed with nine (9) YES votes, no (0) NO votes, no (0) abstentions, and none (0) excused.

Mr. Wong reported that SB 1353 relates to Hawaiian Language TV, requiring DCCA to use some of the franchise fees to establish a Hawaiian language TV channel.

A. 2) 2015 OHA Legislative Positioning – Matrix 1 of February 11, 2015

Trustee Waihe'e reported that the Committee on Beneficiary Advocacy and Empowerment, having met on February 11, 2015, and after full and free discussion, recommends approval of the following actions to the Board of Trustees:

To approve Administration's recommendations on *NEW BILLS* (1 – 285) and *BILL POSITIONS FOR RECONSIDERATION* (286 - 291), along with the following revisions:

- ADD the two non-listed measures of:
 - SB895 as SUPPORT; and
 - HCR33 as OPPOSE; as well as
- CHANGE the listed measures of:
 - Item 2 , GM509 from ~~Monitor~~ to SUPPORT
 - Item 3 , GM510 from ~~Monitor~~ to SUPPORT
 - Item 40 , HB397 to SUPPORT
 - Item 574 , HB1434 from ~~Comment~~ to SUPPORT WITH AMENDMENTS

on the OHA Legislative Positioning Matrix dated February 11, 2015, as amended.

Motion

At 1:50 pm, Trustee Waihe'e moved, seconded by Trustee Apoliona, to approve Administration's recommendation on *NEW BILLS (1 – 285)* and *BILL POSITIONS FOR RECONSIDERATION (286 - 291)*, along with the following revisions:

- ADD the two non-listed measures of:
 - SB895 as SUPPORT; and
 - HCR33 as OPPOSE; as well as
- CHANGE the listed measures of:
 - Item 2 , GM509 from ~~Monitor~~ to SUPPORT
 - Item 3 , GM510 from ~~Monitor~~ to SUPPORT
 - Item 40 , HB397 to SUPPORT
 - Item 574 , HB1434 from ~~Comment~~ to SUPPORT WITH AMENDMENTS

on the OHA Legislative Positioning Matrix dated February 11, 2015, as amended.

TRUSTEE	1	2	'AE (YES)	A'OLE (NO)	KANALUA (ABSTAIN)	EXCUSED
TRUSTEE LEI AHU ISA			X			
TRUSTEE DAN AHUNA			X			
TRUSTEE ROWENA AKANA			X			
TRUSTEE PETER APO			X			
TRUSTEE HAUNANI APOLIONA		2	X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO			X			
TRUSTEE JOHN WAIHE'E	1		X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			9	0	0	0
MOTION: <input checked="" type="checkbox"/> UNANIMOUS <input checked="" type="checkbox"/> PASSED <input type="checkbox"/> DEFERRED <input type="checkbox"/> FAILED						
Motion passed with nine (9) YES votes, no (0) NO votes, no (0) abstentions, and none (0) excused.						

VI. EXECUTIVE SESSION

Motion

At 1:52 PM, Trustee Machado moved, seconded by Vice Chair Ahuna, to go into Executive Session to consider the following:

- VI. Executive Session***
 - A. Approval of Executive Session Minutes: October 14, 2014; October 16, 2014
 - B. Consultation with OHA Board Counsel Robert G. Klein, Esq. and OHA Corporate Counsel Ernest Kimoto, Esq. re: questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities regarding OHA Contract No. 2744. Pursuant to HRS §92-5(a)(4).

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			X			
TRUSTEE HULU LINDSEY			X			
TRUSTEE COLETTE MACHADO	1		X			
TRUSTEE JOHN WAIHE'E			X			
CHAIR ROBERT LINDSEY			X			
TOTAL VOTE COUNT			9	0	0	0

MOTION: UNANIMOUS PASSED DEFERRED FAILED

Motion passed with nine (9) YES votes, no (0) NO votes, no (0) abstentions, and none (0) excused.

The Board went into Executive Session at 1:52 pm and exited Executive Session at 2:58 pm.

VII. BENEFICIARY COMMENTS

There were no Beneficiary Comments.

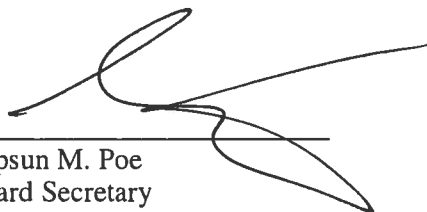
VIII. ANNOUNCEMENTS

There were no Announcements.

IX. ADJOURNMENT


Having no further business, upon motion by Trustee Apoliona, seconded by Vice Chair Ahuna, and by unanimous voice vote, Chair Lindsey adjourned the meeting at 3:04 pm.

Respectfully Submitted,



Capsun M. Poe
Board Secretary

As approved by the Board of Trustees on February 26, 2015:



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