JOSH GREEN, M.D.

SYLVIA LUKE LIEUTENANT GOVERNOR | KA HOPE KIA ʿĀINA





STATE OF HAWAII | KA MOKUʻĀINA ʻO HAWAIʻI DEPARTMENT OF LAND AND NATURAL RESOURCES

STATE HISTORIC PRESERVATION DIVISION KAKUHIHEWA BUILDING 601 KAMOKILA BLVD, STE 555 KAPOLEI, HAWAII 96707

KA 'OIHANA KUMUWAIWAI 'ĀINA

MINUTES HAWAI'I ISLAND BURIAL COUNCIL MEETING

DATE: Thursday, August 15, 2024

TIME: 9:30 AM - 1:30 PM **PLACE:** Online via Zoom

-AND-

Division of Forestry and Wildlife

DAWN N.S CHANG
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

RVANKP KANAKA'OLE

DEAN D. UYENO ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
FORESTRY AND WILD LIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

Conference Room 19 E. Kāwili Street Hilo, HI 96720

This meeting will be held using interactive conference technology under section 92-3.7, Haw. Rev. Stat. (HRS). Board members, staff, applicants, testifiers, and the public can choose to participate in person, online via Zoom, or by telephone.

To Attend/Provide Testimony Remotely:

https://us06web.zoom.us/j/88236099596?pwd=rDt6lnKqh9Jv42AB5eGYPj4S20P4l4.1

Meeting ID: 882 3609 9596 Passcode: 4waHtU

*** Audio Recording at https://dlnr.hawaii.gov/shpd/about/branches/ibc/meetings/***

HIBC Members: Present:

> Chair Kalena Blakemore (Puna), In-person Vice-Chair Traven 'Āpiki (Hilo), Zoom Member Desmon Haumea (Ka'ū), Zoom Member 'I'ini Kahakalau (Hāmākua), Zoom

Member La Crivello (LLO), Zoom

SHPD Staff: Kea Calpito, Burial Sites Specialist

Christian Omerod, Burial Sites Specialist

Noah Gomes, Ethnographer

Guests: Kaina Waiau, Zoom (IV.B., V.C.)

> Healani Waiau, Zoom (IV.B., V.C.) Jessica Waiau, Zoom (IV.B., V.C.) No'eau Woo-O'Brien, Zoom (V.F.)

Keoni Alvarez, *Zoom* (VI.A.) Tommy Eli, *Zoom* (V.B., IV.C.) Leah Gouker, *Zoom* (V.F.)

I. CALL TO ORDER

Vice-Chair Blakemore calls to order the meeting at 9:33 A.M.

II. ROLL CALL/PULE

Kalena Blakemore, 'I'ini Kahakalau, Traven 'Āpiki, La Crivello, Desmon Haumea

Member Kahakalau conducts pule.

III. ELECTION OF A CHAIR AND VICE-CHAIR

Summary:

Recording: 04:10 – 13:05

- Member Haumea nominates Member Haumea as Chair at 07:35
- Member 'Āpiki nominates Vice-Chair Blakemore as Chair at 08:00
- Vote for Chair at 09:35(Aye for Member Haumea: Member Crivello and Member Haumea; Aye for Vice-Chair Balekmore: Member Kahakalau, Member 'Āpiki, Vice-Chair Blakemore)
- Chair Blakemore nominates Member 'Āpiki as Vice-Chair at 11:40
- *Vote for Vice-Chair at 12:15 (Unanimous)*
- Vice-Chair Blakemore was voted in as Chair and Member 'Āpiki was voted in as Vice-Chair.

IV. MINUTES

A. Approval of the Minutes for May 16, 2024.

Summary:

Recording: 13:10 – 13:45

• Motion and vote made at 13:30

MOTION: To accept the minutes
MOVED BY: Member Haumea

2ND BY: Vice-Chair 'Āpiki

VOTE: Motion carried unanimously

V. BUSINESS

A. Descendancy Recognition Application of Clement Chang Jr. to the Native Hawaiian Skeletal Remains of Apela Kaleohano Jr., Kamela Kaleohano, Unnamed Twin of Apela Opio, and Setepano Kaleohano, Located in Miloli'i Ahupua'a, South Kona District, Island of Hawai'i, TMK: (3) 8-9-004:018.

Information/Discussion/Determination: Discussion and determination whether to recognize the applicant as a lineal descendant to the above Native Hawaiian skeletal remains.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever location or description of a Native Hawaiian Burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

Summary:

Recording: 13:55 – 34:00

- Member Haumea (15:50, 16:50, 20:55, 28:35)
- *Motion and vote made at 16:20*
- Member Crivello (17:20, 25:25, 31:15)
- Chair Blakemore (22:15, 29:50)
- Member Haumea leaves at 30:05—no quorum from this point forward but Chair Blakemore decides to continue to receive testimony from participants
- Kea (30:45)
- Discussion on meeting in West Hawai'i every other month

MOTION: To recognize the applicant as a lineal descendant

MOVED BY: Member Haumea 2^{ND} BY: Vice-Chair 'Āpiki

VOTE: Motion <u>carried</u> unanimously

B. Descendancy Recognition Application of Thomas M. K. Eli Jr. to Family Burials, SIHP #50-10-47-31480, Located in Kalama 5 Ahupua'a, South Kona District, Island of Hawai'i, TMK: (3) 8-2-006:011.

Information/Discussion/Determination: Discussion and determination whether to recognize the applicant as a lineal descendant to the above Native Hawaiian skeletal remains.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever location or description of a Native Hawaiian Burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

Summary:

Recording: 36:35 - 47:10

- 37:40-42:50 miscellaneous discussions on technical difficulties
- Healani Waiau (42:55)
- Kaina Waiau (44:20)
- Chair Blakemore (45:30)

- Testimonies received by Healani and Kaina Waiau and their connection to the burials.
- C. Descendancy Recognition Application of Kaina L. Waiau to Family Burials, SIHP #50-10-47-31480, Located in Kalama 5 Ahupua'a, South Kona District, Island of Hawai'i, TMK: (3) 8-2-006:011.

Information/Discussion/Determination: Discussion and determination whether to recognize the applicant as a lineal descendant to the above Native Hawaiian skeletal remains.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever location or description of a Native Hawaiian Burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

- SEE AGENDA ITEM V.B.
- D. Descendancy Recognition Application of Carolyn K. Norman to Unidentified Native Hawaiian Skeletal Remains, SIHP #50-10-47-30045, Located in Kealakekua Ahupua'a, South Kona District, Island of Hawai'i, TMK: (3) 8-2-014:043.

Information/Discussion/Determination: Discussion and determination whether to recognize the applicant as a cultural descendant to the above Native Hawaiian skeletal remains.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever location or description of a Native Hawaiian Burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

Summary:

Recording: 47:20 - 47:30

- Chair Blakemore skipped items D and E as the applicants were not present to provide testimony.
- E. Descendancy Recognition Application of Kanaloa K. Koko to Unidentified Native Hawaiian Skeletal Remains, SIHP #50-10-47-30045, Located in Kealakekua Ahupua'a, South Kona District, Island of Hawai'i, TMK: (3) 8-2-014:043.

Information/Discussion/Determination: Discussion and determination whether to recognize the applicant as a cultural descendant to the above Native Hawaiian skeletal remains.

The Council may elect to go into executive session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever location or description of a Native Hawaiian Burial site is under consideration. The chairperson, by concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

Summary:

Recording: 47:20 – 47:30

- Chair Blakemore skipped items D and E as the applicants were not present to provide testimony.
- F. Update on Burial Site #50-10-45-19014, Located in the Hawaiian Beaches Subdivision, Waiakahi'ula Ahupua'a, Puna District, Island of Hawai'i, TMK: (3) 1-5-063:043. Information/Discussion: Discussion on the above item.

Summary:

Recording: 47:50 – 01:13:15

- Chair Blakemore (48:20)
- No'eau Woo-O'Brien (49:10, 54:10, 01:05:40, 01:10:00)
- Kea (51:15)
- Chair Blakemore (52:00, 53:55, 01:04:50, 01:07:50)
- Leah Gouker (54:55)
- Member Crivello (01:01:45)
- Vice-Chair 'Āpiki (01:05:20, 01:12:35)
- Member Kahakalau (01:10:40)
- Discussion and background on the current status of the burial as well as recent activity impacting the site; concerns and suggestions regarding continued preservation of the burial.
- G. Discussion on Hawai'i Island Burial Council Membership, Roles, and Responsibilities. Information/Discussion: Discussion on the above item.

Summary:

Recording: 01:13:40 - 01:19:00

- Kea (01:13:40)
- Discussion on Act 123 regarding holdover for burial council members.

VI. INADVERTENTS/COMMINICATIONS

A. Inadvertent Discovery of Unidentified Human Skeletal Remains on July 15, 2024, During Unmonitored Excavation Acitivty at the Hawaiian Paradise Park Owners Association Community Center, Waikahekahe Ahupua'a, Puna District, Island of Hawai'i, TMK: (3) 1-5-023:040.

Notification/Discussion: Notification and discussion on the above inadvertent discovery.

Summary:

Recording: 01:19:15 - 02:05:50

- Keoni Alvarez (01:19:30, 01:42:00, 01:46:10, 01:50:30, 01:54:25, 01:58:50)
- Member Crivello (01:38:15, 01:43:00, 01:53:30)
- Kea (01:40:35)
- Vice-Chair 'Āpiki (01:41:20, 01:48:35)
- Chair Blakemore (01:49:45, 01:51:30, 01:58:30, 02:00:55)
- Presentation by Keoni Alvarez on the background of the inadvertent discovery, proposed preservation measures, and development of the burial site component.

VII. ANNOUNCEMENTS

A. The Next HIBC Meeting is Thursday, September 19, 2024, 9:30 A.M., TBD.

- Member Kahakalau (02:06:00)
- Member Crivello (02:07:20)

VIII. ADJOURNMENT

Meeting adjourns at 11:43 A.M.

THE ABOVE MINUTES WERE APPROVED AT THE 09/19/2024 HIBC MEETING

To Provide Written Testimony:

We encourage interested persons to submit written testimony in advance of the meeting, which will be distributed to Board members prior to the meeting and allow a timely review. Please submit written testimony via email to: jordan.v.calpito@hawaii.gov. Written testimonies can also be mailed to: 40 Po'okela Street, Hilo, HI 96720. Written testimonies may be posted upon the HIBC meeting website; as a precaution, please be mindful with any personal information prior to submitting unless you intend it to be shared. Late written testimony will be retained as part of the record and distributed to HIBC members as soon as practicable, but we cannot ensure the HIBC will receive it in sufficient time to review, prior to decision-making.

To Provide In-Person Oral Testimony (masks are highly encouraged): Attend in-person at: 19 E. Kāwili Street, Hilo HI 96720.

To Provide Testimony by Telephone:

On the day of the meeting at the start of the agenda item you wish to testify on, dial +1 669 900 6833 (Zoom); input the meeting ID and passcode and follow the prompts.

To Provide Video/Zoom Testimony:

Please send your request in a timely manner to: jordan.v.calpito@hawaii.gov with your information, email address, and the agenda item you wish to testify on. Once your request has been received, you will receive a confirmation email with pertinent information. You may testify without signing up in advance.

We kindly ask that all oral/video testimony be limited to not more than three (3) minutes. We ask that you identify yourself and any affiliation before speaking, but you can choose not to do so.

Pursuant to §92-3 Hawai'i Revised Statutes (HRS), all interested persons shall be afforded an opportunity to present oral testimony or submit data, views, or arguments, in writing on any agenda item. Additionally, pursuant to a policy adopted by the Hawai'i Island Burial Council at its November 17, 2005 meeting, oral testimony for items listed on the agenda is limited to three minutes per person, per agenda item.

The HIBC may go into Executive Session pursuant to section 92-5(a)(4), HRS, in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

Pursuant to §92-4, §92-5(a)(8), and §6E-43.5 HRS, and upon compliance with the procedures set forth in §92-4, HRS, the council may go into a closed meeting to consider information that involves the location or description of a burial site.

Pursuant to §92-2.5(d) HRS, if a meeting must be cancelled due to lack of quorum, the present council members may elect to continue to receive testimony and presentations on items on the agenda.

A request to be placed on a burial council meeting agenda must be made with the Burial Sites Program staff at least two weeks preceding the scheduled meeting date. In addition, the request must be accompanied by all related documents. Failure to comply with this procedure will delay the item to the following month's agenda.

Interested persons can submit written testimony in advance of each meeting that will be distributed to Burial Council Members prior to the meeting. Submit written testimony to Jordan.V.Calpito@Hawaii.gov or via postal mail to the Hawaii Island Burial Council at 40 Poʻokela St., Hilo, HI 96720. Written testimony that is received later than 24-hours prior to the meeting will be retained as part of the record and distributed to the Burial Council Members as soon as practicable, but we cannot ensure that the Council members will receive it with sufficient time for review prior to decision-making.

Materials related to items on the agenda are available for review at the State Historic Preservation Division located at 40 Po'okela St., Hilo, HI 96720.

If you need an auxiliary aid/service or other accommodation due to a disability, please contact, Burial Sites Specialist, at (808) 933-7650 or jordan.v.calpito@hawaii.gov as soon as possible. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this agenda and other materials are available in alternate/accessible formats.