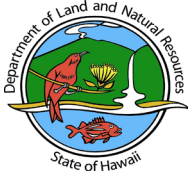


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GOVERNOR OF HAWAII



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BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

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KAHO'OLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

**HISTORIC PRESERVATION DIVISION
DEPARTMENT OF LAND AND NATURAL RESOURCES**

601 Kamokila Boulevard, Suite 555
Kapolei, HI 96807

**AGENDA
MOLOKA'I ISLAND BURIAL COUNCIL MEETING**

DATE: FRIDAY, JANUARY 21, 2022

TIME: 9:00 AM

LOCATION: Online Via Zoom

Zoom Meeting Link:

<https://us02web.zoom.us/j/89775731431?pwd=M05INklzNTFwRldsL0cwTDB0dEZrZz09>

Meeting ID: 897 7573 1431

Passcode: 8uPvVQ

I. CALL TO ORDER/PULE

9:08 AM Chair Hanapi Hirata opens meeting with a pule

II. ROLL CALL

9:10 MIBC

Members La'a Poepoe does role call

Vice Chair Kawehi Soares

Chair Hanapi Hirata

9:12 SHPD Staff

Andrew Kealana Phillips

Ka'ahiki Solis

Tamara Luthy

Ku'upua K. Mossman

Hinano Rodrigues

[9:14] Vice Chair Kawehi does house rules. 3 minutes per person for testimony. Keep muted until you testify. Moloka'i community testifies first then all others. Please be respectful. Chat will be off. Mahalo

III. APPROVAL OF MINUTES

[9:16] Chair Hanapi Hirata

A. November 26, 2021 – Chair states that she never received draft minutes or audio. Item deferred to the next meeting.

B. December 16, 2021 – Minutes were sent but corrections must be made. At the top says Maui Lāna‘i not Moloka‘i IBC. Date shows August 2021. Defer to the next meeting to make changes
[9:26] Chair Hanapi Hirata: For the community, if you wish not to be recorded, email Kealana Phillips. There are rules on public meetings.

IV. BUSINESS

A. Descendancy Claim Application of the Nākī ‘Ohana (Names Attached) to Unidentified Human Skeletal Remains at 8303 Kamehameha V Highway, Ahupua‘a of Mapulehu, Kona District, Island of Moloka‘i, TMK: (2) 5-7-008: 076.

[9:27] Chair Hanapi Hirata: Applications for descendancy were not sent to review. They are all for one land parcel. The Chair says she has not been able to answer questions of community members. She asked community members via kāhea to see who wants to be identified. She recommended they discuss with living kūpuna whether they wanted to submit descendancy documents. They said that they did not wish to submit any additional documentation as the submitted in the 1990s and had already been recognized. Family wants to go on oral testimony.

[9:36] Hinano Rodrigues: If they previously sent in their descendancy application then there is no need to resend.

[9:38] Chair Hanapi Hirata: The family also worked with the Native Hawaiian Legal Corps so they can perhaps assist with procuring older documents.

[9:39] Crystal Cochay: She was confused and got conflicting information. She wants to know what additional information must be submitted.

[9:41] Hinano Rodrigues: He will speak with Kealana but assuming the paperwork says that their kūpuna were identified as recognized descendants, the younger generation must just provide birth certificates linking to existing identified individuals.

[9:42] Crystal – can she see the notes from past meetings?

[9:44] Chair Hanapi Hirata – meeting minutes can be accessed online at the SHPD website. She met with Kai Markell regarding records. You can request everything from Office of Information Processing. Please wait 60-90 days for a response. OIP can then issue a letter asking to follow up. NHL represented her family back then so she can also go to them about older records.

[9:448] Member Soares says if he can get Crystal’s email he can send everything to her

‘Ohana Nākī: For Recognition at the January 21, 2022, Moloka‘i Island Burial Council meeting.

‘Ohana Nākī:

- Crystal Cotchay
- Juanna Pialii
- Walter Naki
- Moana Keohulua
- Henry Keohulua
- Jeremiah Keohulua

- Simoi Luafalemana
- Justin Luafalemana
- Marina Lafaele
- Raymond Naki
- Palmer Naki
- Makana Naki

[9:49] Chair Hanapi Hirata makes a motion:

I motion to defer the rest of the applications until the next meeting

[9:51] Kawehi seconds the motion, [9:51] all in favor, none opposed, **motion carries [9:52]**

[9:52] Hinano – this is an opportunity to take advantage of housekeeping. He recommends after deferral of an item, then say “Kealana I want this item on the next agenda” so he knows to do this. That we he can be working on the next agenda while running the meeting. Crystal also asked where burial registration and descendency applications, use the address on the application. It goes to the O‘ahu office that receives the mail but the Maui office has no one to receive the mail and it will be returned. Kapolei will send it to them.

[9:54] Chair Hanapi Hirata asks about confidentiality and applicants values for privacy. She had them send directly to Kealana on Maui to keep confidentiality in align with the family’s wishes.

[9:57] Hinano – if you want Crystal to send it to him, then send through email so it doesn’t have to go to O‘ahu. He gets what they are saying about genealogy and confidentiality.

[9:58] Chair Hanapi Hirata – Please put on the agenda for the next meeting, Kealana. She was told she must do a draft agenda two weeks prior to the meeting date which then goes through the AG’s office and SHPD then it comes back to them. For this meeting agenda, that didn’t happen. The draft meeting agenda she created was different from the agenda sent from SHPD. Going forward she will send to SHPD Maui staff and Hinano and possibly AG.

[10:02] Hinano – we have in our budget a request for an additional Maui burial sites specialist and we are optimistic that it will be approved. Hopefully Kealana will get some more help.

V. COMMUNICATION

[10:03] Chair Hanapi Hirata – there are things on agenda she wanted to discuss but if it is not agendized how to get it on the agenda? Under communications, you can talk about things under communications or updates. If you want to make a motion it must be on the agenda, under “communications” you can bring things up to be agendized at the next meeting.

A. Status of Burial Management Plan for Iwi Kūpuna at Mapulehu, 8303 Kamehameha V Highway, Ahupua‘a of Mapulehu, Kona District, Island of Moloka‘i, TMK: (2) 5-7-008: 076.

[10:04] Chair Hanapi Hirata: will open this for testimony and discussion. Her update: application completed and sent to Maui SHPD. Kāhea given by Ikaika. Family responded. Task force created: members include two Moloka‘i Island Burial Council Members, landowner, recognized lineal and cultural descendants. County of Maui and Ikaika Nakahashi sent a few communications. Landowner and SHPD communications did not include recognized lineal

descendants or the Moloka‘i Island Burial Council. Erin Wade sent communication saying they wish to develop the property, but there are multiple issues besides the burials. Malia Akutagawa was recommended as a facilitator to meet with and document sentiments of residents of that ahupua‘a. Need to do studies of hydrology etc. to protect the fishpond down stream. Maika‘i loa that the landowner is willing to come to the table. She met with Kai Markell for a history of events here that he may be able to assist with. Need to develop BTP and burial management plan and put the iwi to rest. OHA has lots of legacy files on this project that must be reviewed and he will start with going through that paperwork.

[10:16] Kawehi Soares opens the floor for public testimony

[10:16] Louise Hanapi – from the East End of Moloka‘i. Oral culture – they knew the Naki family and they were there from the very beginning. One of the descendants was there that night, Raymond Naki. The ancestors said – Samuel Kamakau said Hawaiian culture was an oral culture in which oral history was passed down from generation to generation. They witnessed this with their own eyes. She shares her aloha with them. It is about time they have policies and procedures. Her people can’t stay out of the earth indefinitely. The county aren’t the landowners, they are the people. When good people say nothing, bad things happen.

[10:19] Alapa‘i Hanapi – the land was entrusted to the county because he felt the government would protect the land but they are the ones who did the work of taking care of kupuna to stop the desecration. Not sure what is happening with the County. They entrusted the land to the county of Maui and every other mayor to mālama. Lots of burials, it was the end of a war. It is not zoned for money making. He thought a zoning of no land use. The whole area is a burial ground. Confused by the changes in regime in government. Focus should be the kupuna in Mapulehu. They were the ones who did the mālama. Wants to see something pono. Insulted by the county.

[10:22] Vice Chair Kawehi Soares closes public testimony

[10:22] Chair Hanapi Hirata:

Wants to agendize: Malia Akutagawa said write a letter regarding land parcels surrounding an ocean area with beach access known to the bay owned by Moloka‘i Ranch. Wants to communicate with OCCL and Moloka‘i Ranch. Mentions TMKS. To open lines of communication regarding management plan for previously re-interred iwi from the 1970s and also more recently.

Second to agendize: Request DOCARE copies and request updates pertaining to a complaint in Wailau on Molokai‘i Land parcels TMK(s): (2)-5-9-005:040 and (2) 5-9-005:039

Burial sites working group update to be added to the next agenda: Malia Akutagawa and Kawehi Soares

[10:25] Kawehi Soares: he is on the OHA Burial Working Group. If anyone has any cases or problems maybe work with county state landowners. Mapulehu case is definitely being looked at. If anyone has any problem to be addressed he will work with Malia.

VI. ANNOUNCEMENTS

[10:27] Chair Hanapi Hirata: discusses how to send applications out to get all paperwork in.

A. Next meeting is scheduled for February 25th, 2022

[10:33] Chair Hanapi Hirata adjourns meeting

Pursuant to Hawai‘i Revised Statutes (HRS) §92-3, all interested persons shall be afforded an opportunity to present oral testimony or written testimony on any agenda item. Additionally, pursuant to a policy adopted by the Moloka‘i Island Burial Council at its August 20, 2016, meeting, oral testimony for items listed on the agenda is limited to three minutes per person per agenda item. Interested persons can submit written testimony in advance of each meeting that will be distributed to Council Members prior to the meeting. Written testimony must be submitted no later than 24 hours prior to the meeting to ensure time for Council Members to review it. Late written testimony will be retained as part of the record, but we cannot assure Council Members will receive it with sufficient time for review prior to decision-making. Submit written testimony to andrew.k.phillips@hawaii.gov. Pursuant to HRS §92-4, §92-5(a)(8), and §6E-43.5, and upon compliance with the procedures set forth in HRS §92-4, the Council may go into a closed meeting to consider information that involves the location or description of a burial site or to discuss confidential genealogy. A request to be placed on a Council meeting agenda must be made in writing with the SHPD History and Culture Branch 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. Materials related to items on the agenda are available for review at the Maui State Historic Preservation Division located at 130 Mahalani Street, Wailuku, Maui, Hawai‘i 96793. INDIVIDUALS REQUIRING SPECIAL ASSISTANCE OR AUXILIARY AIDS OR SERVICES (E.G., SIGN LANGUAGE INTERPRETER), PLEASE CONTACT STAFF AT LEAST 72-HOURS PRIOR TO THE MEETING AT (808) 243-1285 SO THAT ARRANGEMENTS CAN BE MADE.