

DAVID Y. IGE
GOVERNOR OF
HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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

SUZANNE D. CASE
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BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

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HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

**DRAFT MINUTES, pending Hawaii Island Burial Council approval
HAWAII ISLAND BURIAL COUNCIL MEETING**

DATE: Thursday, January 18th, 2017
TIME: 9:43 AM
PLACE: West Hawaii Civic Center
Building A, Conference Room
74-5044 Ane Keohokalole Highway
Kailua-Kona, HI 96740

Attendance:

HIBC members:

Norman Kaimulua, Vice Chair, Kona District representative
[Vice Chair Kaimulua]
Fred Cachola, Kohala District representative
[Member Cachola]
Scott Mahoney, Ka'u District representative
[Member Mahoney]
Terri Napeahi, Landowner/Developer representative
[Member Napeahi]
Jordan Kea Calpito, Hilo District representative
[Member Calpito]
Keikialoha Kekipi, Chair, Puna District representative
[Chair Kekipi]

SHPD staff:

Regina K. Hilo, Burial Sites Specialist
[RKH]

Attendants:

Amy Rubingh, Hawaii Island archaeologist (arrived at 10:06 AM)
Mitchell Mikiala Fujisaka, descendant
[Mikiala]
E. Kalaniola Hamm, descendant
[Kalani]
Kelvin Kahoopii, descendant
Laverne Quinones, descendant
[Laverne]
Malia Kipapa, KS
[Malia]
Mahealani Pai, KS
Mikey Vitousek, 1250 Oceanside, Cultural Resource Manager
[Mikey]
Jimmy Medeiros, Kuleana Consulting

[Jimmy]
John Baldado, Hokulia Parks and Cultural Sites Association,
Maintenance Supervisor and Cultural Liaison
[John]
Soloman Kailihiwa, Archaeologist – Haun and Associates
[Solomon]

I. CALL TO ORDER

Vice chair Kaimulua called meeting to order at 9:43 AM

II. ROLL CALL/PULE

HIBC members introduced themselves and their manner of representation
Fred Cachola – Kohala
Scott Mahoney – Ka'u
Terri Napeahi– Landowner
Kea Calpito – Hilo
Keikialoha Kekipi – Puna
Norman Kaimulua – Kailua Kona

Vice Chair Kaimulua stated he would be facilitating the meeting because Keiki is under the weather

Pule offered by Norman, Lord's Prayer (Hawaiian, then English)

III. MINUTES

- ~~A. Minutes from 08/17/2017~~
- ~~B. Minutes from 10/19/2017~~
- ~~C. Minutes from 11/16/2017~~
- ~~D. Minutes from 12/21/2017~~

Deferred to next month's meeting

IV. BUSINESS

A. Discussion on Hawai'i Island Burial Council membership, roles, and responsibilities

Information/Discussion: Discussion on the above items.

Vice Chair read item onto agenda

RKH stated there were no updates or announcements; SHPD working on arranging training, hopefully for February 2018

B. Department's Recommendation to Recognize Laverne Quinones as a Lineal Descendant to the Native Hawaiian Skeletal Remains of Samuel (William) Napua Kaho'ali'i, Elizah Kameo Macomber Kaho'ali'i, Eliza Kameo, and an Infant Male interred at Burial Site State Inventory of Historic Places (SIHP) #50-10-73-30703, Kamaoa, Puueo Ahupua'a, Ka'u District, Hawai'i, TMK: [3] 9-3-008, 009

Discussion/Determination: Discussion and determination on the Department's recommendation to recognize the applicant as lineal descendant of Native Hawaiian skeletal remains at the above location.

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.

Vice Chair read item onto agenda

Member Cachola asked if Laverne was present, and asked her to provide testimony

Laverne: This area that we're speaking about, my grandfather owned 140 acres of this area.

HIBC Member Cachola: What is his name?

Laverne: Samuel William Napua Kahoolii. My father is 94 years old, he was 10 when his father died and saw where his father was buried on the family land. Over time, the family lost the ownership of the grandfather's lands. Whole area covered by lava flow, Kahoolii family lands. The only open areas are those not covered by the lava flow.

Norman: Who owns the land?

Laverne stated the land is owned by a developer, real estate owner in Ka'u; property crosses county road. Grandfather's is still in the same place, surrounded by rock wall under mango tree. Grandmother and infant, both died in childbirth, buried outside the area. Has visited the area to keep it clean and maintain it. Has been told by landowner previously that they are not welcomed there.

Member Cachola: Are the gravesites marked?

Laverne: Not previously, but they are now.

Member Cachola commended her for keeping area clean.

Laverne stated her father wants to eventually visit the area.

HIBC Member Cachola: Is the landowner aware of the burial locations?

Laverne: No.

Member Cachola said the owner of the TMK should be on public record. To continue to malama your kupuna, the entity who owns that property should know that. Have you filled out the papers?

Laverne: Yes. *Met with Kauanoe on site. Laverne's father wanted to place a headstone on there but Kauanoe suggested she keep the burial preserved as traditionally as possible.*

HIBC Member Cachola asked about the location and how the site is accessed.

Laverne stated the site is located opposite of rock wall. Hikes through the lava to get there.

Member Cachola: Landowner not pleased about it.

Laverne stated that across road, in the house with a blue roof, the neighbor recognizes Laverne's car now and doesn't come out and chase her away.

Member Cachola stated that Laverne's information about the burial location and who is buried there was filed, and that she knew where this site is.

Laverne stated she knows it, and her father knows where it is. So does her cousin, who passed away last year. Cousins and family would visit the gravesite and put flowers every weekend.

Member Cachola: Important to know.

Member Cachola asked RKH what the department's recommendation was based on, and if the burial registration was completed.

RKH commented that the recommendation was written by another burial sites specialist, who also completed the burial registration. The burial site was given an SIHP [State Inventory of Historic Places] number, indicating it had been registered with the SHPD.

HIBC Member Cachola: moves to recommend acceptance of lineal descendant to Laverne Quinones

Motion: to accept the department's recommendation to recognize Laverne Quinones as a lineal descendant

Moved by: Member Cachola

2nd: Chair Kekipi

Additional discussion:

Member Mahoney: How big is the site?

Laverne: Kauanoë took measurements.

Commentary and suggestions about size relative to the conference room in which the meeting was held

Chair Kekipi stated the site already has an SIHP number

ROLE CALL VOTE:

Chair Kekipi: Ae

Member Calpito: Ae

Member Napeahi: Ae

Member Mahoney: Ae

Member Cachola: Ae

Vice Chair Kaimulua: Ae

Motioned carried by unanimous AE [YAY] vote

HIBC Member Cachola request to ask that the Applicant confer with the SHPD Burial Sites Specialist

C. Department's Recommendation to Deny Lineal Descendant Recognition, But Instead to Recommend Cultural Descendant Recognition, for Mitchell Mikiala Fujisaka, to Unidentified Human Skeletal Remains Encountered at Kamehameha Schools Kahalu'u Ma Kai Project, Ahupua'a of Kahalu'u, North Kona District, Hawai'i, TMK: [3] 7-8-013:002

Discussion/Determination: Discussion and determination on the Department's recommendation to deny lineal recognition, and recommendation to recognize the above applicant as cultural descendant to unidentified human skeletal remains at the above location.

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.,

Vice Chair Kaimulua read item onto agenda

Member Cachola asked Mikiala to testify

Summary of claim, application, and discussion

Mikiala: born in Kahaluu, parents are Mitchell and Violet Kahanu, raised by Kaiuhina Kahulamu (grandmother) of Kahaluu, tutu was 17th child of 18, who was born in 1893, would be 125 years today, her father was John Robert Kahulamu, whose brother is , her daughter is E. Hamm. Thomas Kahulamu is tutuwahine's brother, they are kuku to Ralph Alapai, and Velma Kauahi, line goes all the way back to Kealiihulamu, Kaloakukahi, down to Kuaalu.

Mikiala: "Why am I denied?"

Member Cachola: Mahalo for the genealogy.

(Amy arrived at 10:06 AM)

RKH read from the BTP regarding the two properties with skeletal remains

Mitchell comments

RKH comments

Member Cachola comments

Mitchell comments

HIBC Member Cachola: *believes that Mitchell disagrees with the recommendation, the individual in the AIS*

Mitchell: "...No one is claiming it, no name, no one is going to take care of it."

Vice Chair Kaimulua: "...KS re-discussed the bones found, came to the conclusion that they would make a vault, and put all unidentified bones in the vault."

Member Cachola asked if there were any KS representatives

Malia stated she does not have the authority to speak on behalf of KS

Member Cachola: "Is there an official representative of the KS to verify what was said?"

Malia: *(came forward to speak) Malia Kipapa, KS, Ed. Program administrator, assists Mahealani who is the cultural resource specialist. These 5 descendants being denied lineal descendancy were assisted by Malia, will take responsibility for that personally. Utilizing the process the State has in place to recognize descendants.*

Uncle is the kahu of the area for Kahaluu, he is the person we ask. Bring the kupuna to this point to justify their lineal descendancy. Technicality to the state. Kalani Hamm is here too. KS still confides in the family as a landowner, and to be in communication with the families being a good landowner, asking the families their opinion. Can't tie the iwi to uncle specifically. Uncle is a kahu to the gravesites of the area. Others are representative, lineally, to KS.

Vice Chair Kaimulua: "...The decision made by our (SHPD) administrators, the decision can be appealed, and go through the process again."

Malia: "What needs to be done in the process for them to be accepted?"

Member Cachola: *Commends KS for what they are doing. There was a time they didn't do what they do now. "...Not denying lineal descendancy of the area, only to the two unidentified iwi found during the AIS. We do not know their names. Unlike Laverne, who knows the identity of the bones. In this case, the burial treatment plan, no mark, don't know. You can tell us who the names are of those buried in the family plot. Case is whether we will accept the denial for lineal descendancy."*

Vice Chair Kaimulua: "He was told why he was denied, and he knows now why he was denied. Can vote, or table it. As of now he's a cultural descendant. Is that sufficient?"

Vote is to be recognized as a cultural descendant.

Vice Chair Kaimulua: "He can appeal or not appeal."

Chair Kekipi: "I voted to recognize him as a lineal descendant. Department says I voted erroneously. They cannot identify if it's not."

Vice Chair Kaimulua: "When Herbert handled the HIBC, these recognitions were not on the agenda. The family came to the HIBC meeting and the paperwork was filed and approved. It is now on the agenda. It is more pono than the last time. The past had lots of problems, and this is one of them. We vote today, on what is on the agenda. If there will be an appeal, please do so."

Terri: I want to clear this. The department denied him. We are voting today to recognize him as a cultural descendant. Appealing tables the issue.

HIBC Member Cachola: He cannot appeal if we do not decide.

Additional comments

HIBC stated they would defer all Kahaluu Ma Kai project descendant recognition items to a later meeting

Comments:

Kea – lineal descendancy is only strongest when there is dissension in the community, do not need state approval, matters on who the landowner is working with.

HIBC Member Cachola – doesn't mean that we don't respect them as such.

Mikiala commented

Break: at 10:33 AM

Called into order at 10:39 AM

D. Department's Recommendation to Deny Lineal Descendant Recognition, But Instead to Recommend Cultural Descendant Recognition, for Velma Konanui Alapai Kauahi, to Unidentified Human Skeletal Remains Encountered at Kamehameha Schools Kahalu'u Ma Kai Project, Ahupua'a of Kahalu'u, North Kona District, Hawai'i, TMK: [3] 7-8-013:003

Discussion/Determination: Discussion and determination on the Department's recommendation to deny lineal recognition, and recommendation to recognize the above applicant as cultural descendant to unidentified human skeletal remains at the above location.

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Vice chair read the above agenda item onto record

Applicant not present

RKH summarized SHPD recommendation

Motion: to deny lineal and recommend cultural

Moved by: Member Cachola

2nd: Chair Kekipi

ROLE CALL VOTE:

Chair Kekipi: AE

Member Calpito: AE

Member Napeahi: ABSTAIN; comments: "...Not willing to vote on something like this. After we do this, voting to be cultural descendant, why can't the HIBC vote that they can be?"

Member Cachola: [comments] "Because we will break the law."

Terri: "Here in the HIBC to discuss items today. Where do we vote for CD, if the person denied –"

Member Mahoney: AE. [Comments] “Is Velma related to E. Hamm?”
Member Cachola: AE
Vice Chair Kaimuloa: AE

Motioned carried by majority vote:
5 AE, 1 ABSTAIN

HIBC stated they would defer all Kahaluu Ma Kai project descendant recognition items to a later meeting

Jimmy Medeiros stated/asked *does the HIBC not have the power to have a motion independent from the state, based on the testimony of the applicant*

Comments:

Does not always know where the kupuna

HIBC

Jimmy: “....Will the Chairman have an answer for the public.”

Norman: “...will ask Regina.”

Jimmy commented

Norman: “...will work on it.”

Jimmy: “Once a vote is made, you force them to appeal, you hurting them as Hawaiians.”

Member Mahoney: “You make a good point. Applicant will need to – “

Discussion became heated; Vice Chair recommended the next agenda item, E, be addressed

E. Department’s Recommendation to Deny Lineal Descendant Recognition, But Instead to Recommend Cultural Descendant Recognition, for Ralph Fe Kanowena Alapai, to Unidentified Human Skeletal Remains Encountered at Kamehameha Schools Kahalu‘u Ma Kai Project, Ahupua‘a of Kahalu‘u, North Kona District, Hawai‘i, TMK: [3] 7-8-013:002

Discussion/Determination: Discussion and determination on the Department’s recommendation to deny lineal recognition, and recommendation to recognize the above applicant as cultural descendant to unidentified human skeletal remains at the above location.

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Vice chair read item onto record

Applicant not present

Member Cachola: “Same situation, same recommendation provided as previous ones.”
Believes that the law needs to be changed, not only cultural and lineal, but also something in between the two. The way to law is written, when the skeletal remains are unidentified, it means that no one knows who it is

Member Napeahi: “Regarding this issue, we have 4 things have been denied. Uncle has a point about the revised statutes and laws, only changed by legislation or lawsuits. Regardless of whether I know the laws in place here, we as a council are here to support the Hawaiian people. If you are recommending we are changing here, how do we do that?” *Need the specific law about the process. Contesting lineal descendancy. “We gonna deny you and this*

is what we need to do. Where can we challenge the state rules and not ours, a lawsuit, or legislation?"

Member Cachola: *Thinks that law needs to be changed.*

Vice Chair Kaimuloa: *off topic*

Chair and Member Napeahi: "It's on topic."

Chair Kekipi: Familiar with what Jimmy is saying, because Jimmy was previously recognized as lineal descendants by the Council

Member Cachola: "It bothers me," *accepts that he is out of motion. Suggested SHPD bring legal counsel here.*

Member Napeahi: Have the AG present.

Motion: move accept as cultural descendant

Moved by: Member Cachola

2nd: Vice Chair Kekipi

ROLE CALL VOTE:

Chair Kekipi: ABSTAIN

Member Calpito: ABSTAIN

Member Napeahi: ABSTAIN

Member Mahoney: ABSTAIN

Member Cachola: AE

Vice Chair Kaimuloa: AE

Motion not carried

Vote result: 4 ABSTAINED, 2 AE [YAY]

HIBC stated they would defer all Kahaluu Ma Kai project descendant recognition items to a later meeting

F. Department's Recommendation to Deny Lineal Descendant Recognition, But Instead to Recommend Cultural Descendant Recognition, for Elizabeth Kalaniola Hamm to Unidentified Human Skeletal Remains Encountered at Kamehameha Schools Kahalu'u Ma Kai Project, Ahupua'a of Kahalu'u, North Kona District, Hawai'i, TMK: [3] 7-8-013:002

Discussion/Determination: Discussion and determination on the Department's recommendation to deny lineal recognition, and recommendation to recognize the above applicant as cultural descendant to unidentified human skeletal remains at the above location.

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Vice chair read item onto agenda

E. Hamm: "Notified January 11, 2018 by Regina K. Hilo." (Letter provided)

Read letter onto record

E. Hamm (summary from testimony): *All the 'buts', the family has lived on the land there up until the 1970's, received notification through telephone and email from Malia; yes said to the kupuna of 1880's and beyond, what about us Hawaiians (as said by Jimmy). How to take*

back to word once it's been said. Sorry kupuna the state made a mistake; we don't know what went wrong, we should've done that, or this. Today I stand in front of you, cultural, to remove what was already said; cannot carry that burden. We cry. We look to you as someone that can help us. The power of this body since it started; how many kupuna have come and sit here before? Henry Auwae. Plenty others sat in the same seat. What was they say? What was their thinking? What was the intent of a body like this? The law should be changed, a long time ago. Things are moving so fast, in Hawaii and in Kona, for the good and the bad, we have to prove who we are, not only to you but to others.

Member Cachola: *Thanked applicant for their testimony. Would like to call for a 5 minutes executive session.*

Motion: To move into executive session

Moved by: Member Cachola

2nd: Vice Chair Kaimuloa

Vote: UNANIMOUS AE

HIBC moved into executive session at 11:20 AM

Motion: to exit ES

Moved by HIBC Member Cachola

2nd by Norman

Exited ES at 11:35 AM

Break taken at 11:35 AM

Back into OPEN SESSION at 11:41 AM

Motion: to review decisions made on C, D, and E, and defer items F and G, should be to rescind decisions made on items C, D, and E

Moved by: Member Cachola

2nd by: HIBC Chair Kekipi

ROLL CALL VOTE:

Chair Kekipi: AE

Member Calpito: AE

Member Napeahi: AE

Member Mahoney: AE

Member Cachola: AE

Vice Chair Kaimuloa: AE

Motion carried

Vice Chair Kaimuloa stated that the way the items are written on the agenda are incorrect, must be separated, and the applicants will need to come back again

Chair Kekipi: HIBC need clarification that the denial and the cultural descendant recognition must be separated

Norman: “ - so we vote on lineal and then on cultural.”

E Hamm: “Will we need to come back?”

Norman: “Yes. Meetings are all located all over the island. RKH will let the applicants know when the items will be re-listed on the agenda.”

Member Cachola: “Motion has been carried, therefore all previous items have been deferred; applicants asked for lineal, not cultural.”

Norman: “Is that acceptable?”

E Hamm: “We asked for lineal, it's not our burden to bear.”

HIBC Member Cachola: “This gives us an opportunity for the SHPD to look at this and how the law is written.”

E Hamm: “...plenty ‘but’ questions; we could also show the direct ‘ohana that was on property at the project, they were there until 1970s, 1800s we still have a kupuna on site; until we hear what we come up with, we will wait to hear where the next meeting is.”

HIBC Member Cachola: *wants to close this discussion by telling the applicants that they need to do what is necessary*

Malia: *for Curtis, he applied for cultural and was approved for cultural; can speak as his proxy*

Norman: *will be re-written on the agenda (to separate the denial and subsequent cultural descendant recognition as two different items) and revisited at a future meeting*

G. Department’s Recommendation to Recognize J. Curtis Tyler III as Cultural Descendant to Unidentified Human Skeletal Remains Encountered at Kamehameha Schools Kahalu’u Ma Kai Project, Kahalu’u Ahupua’a, North Kona District, Hawaii, TMK: [3] 7-8-013:002

Discussion/Determination: Discussion and determination on the Department’s recommendation to recognize the applicant as cultural descendant to unidentified human skeletal remains at the above location.

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Deferred

H. DRAFT Burial Treatment Plan for Sites 50-10-37-16619-A, 30433-A, 30440-B, and 30460-A, Hokukani 2, Kanāueue 1-2, and Haleki’i Ahupua’a, North and South Kona District, Hawaii, TMK: [3] 8-1-004:089 and 8-1-026:003

Discussion/Determination: Discussion and determination whether to preserve in place or relocate human skeletal remains at the above location.

Council discussion and recommendation to the State Historic Preservation Division whether or not to accept the proposed burial treatment plan.

Vice chair read item onto record

Project updates provided by: Mike Vitousek, 1250 Oceanside LLC representative

Jimmy Medeiros, Kuleana

Solomon Kailihiwa, project archaeologist

John Babado,

Summary:

Hokulia has a long historic preservation history; always some doubt whether all HP sites have been adequately documented in the project area

3 central ahupuaa (listed above), located on the pahoehoe flow, extensively modified across the entire thing,

Mikey: 300 acres approximately, Sol led the crew that resurveyed the area, thousands of agriculture related sites and other types of sites, going through the preservation of those site
Going through the process, some parcels have been sold off,

*Some areas are not covered by the property ownerships, those are outside 1250
For those inside 1250: Treat these burials with a stone wall buffer, turn over to parks and
cultural sites management for maintenance*

Chair Kekipi: working with the descendants?

*Mikey: “yes, working with the descendants to preserve in place, perfect square permanent
rock wall that closely resembles traditional burial site buffers...”*

*Jimmy: Supports plan. These sites were found in the last, most recent survey, the BTP will
support the protection of these areas. These 4 were found during this survey.*

*Member Cachola: Commends the archaeologist for consulting with the descendants. Several
comments: certain burial sites along the golf course could be better protect, such that the tees
are redirected so the golf balls and golfers are going in one direction and least likely to go
into the burial, may need to realign tees for those purposes. 2) These burial plans that have
been developed become a covenant between you and the land, a promise between you and the
kupuna, and should be a covenant between everyone who occupies that land, and need to
know the promises that have been made. Part of the conveyance papers need to include this
treatment. Bought into an area that is very significant.*

*Mikey: “That is included in the plan (read directly from plan).” Will be on property deed as a
restricted area. Access for CD and LDs is established in the BTP.*

Keiki: CCNRs

*Mikey:Access for CDs is in the BTP, coordination with cultural resources group (on
the side)*

Chair Kekipi: “Who is the landowner rep?”

Mikey: “1250 Oceanside, LLC.”

Member Cachola: “Full disclosure?”

*Mikey: Packet given to each prospective owner, including what responsibilities exist.
(PCSA??) Buying the lot as is, what is in place.*

*Vice Chair Kaimulua: Met with Mikey and Jimmy at a burial site there. Hokulia, now, before
the owner can build on the property, there is a survey done to record everything before the
owner can build. “Good plan, doing a good job. Keep up the good work. Some developers
and some archaeologists come (here) and play is as fools. Went through the ringer already
and now know what the right thing to do.”*

*Keiki: Mahalo for what is being done. Esp. for any burial found will be considered previously
known, not inadvertent. BTP has already identified burial buffers, but when the building
plans are given, what is the building footprint, i.e. where is the sewage, where is the effluent
running, where is the driveway? Those need consideration and must come with the plan.*

HIBC Member Cachola: move that the submitted plan be submitted.

Mikey: recommendation for preservation in place is what is being requested.

Norman: doesn’t believe in moving any bones.

Mikey: Could include the motion for preservation in place.

Motion: to recommend the SHPD accept the submitted BTP

Moved by: HIBC Member Cachola

2nd by: HIBC Member Calpito

ROLL CALL VOTE:

HIBC Chair Kekipi – ae

HIBC Member Calpito – ae

HIBC Member Napeahi – ae

HIBC Member Mahoney - ae

HIBC Member Cachola - ae

HIBC Vice Chair Kaimulua – ae

Motion: to preserve-in-place the burials documented in the BTP

Moved by: HIBC Member Cachola

2nd by: HIBC Member Calpito

ROLE CALL VOTE:

HIBC Chair Kekipi – ae

HIBC Member Calpito – ae

HIBC Member Napeahi – ae

HIBC Member Mahoney - ae

HIBC Member Cachola - ae

HIBC Vice Chair Kaimulua – ae

HIBC Member Cachola: preservation in place

2nd: Kea

Keiki, Kea, Terri, Scott, HIBC Member Cachola, Norman – all ae

Motions carried and approved

Keiki: requests to come down there.

Mikey: any time

Jimmy: Kiilae Estates, wants on the agenda; developer liquidated, leaving broken barriers, no permanent buffers in place, old BTP did not include permanent barriers, access

Only 4 sites on the project which need consideration

Negotiations broke down between developer, descendants,

RKH: looking into BTP, violations

Jimmy: recognized lineal descendant

Norman: will be put on the agenda

V. INADVERTENTS/COMMUNICATIONS

A. None at this time.

VI. ANNOUNCEMENTS

A. Next meeting date is February 15, 2018, at the Division of Forestry and Wildlife – Hawaii Island Branch, 19 E. Kawili St., Hilo, HI, 96720.

Vice chair read item onto agenda.

Comments from HIBC Member Cachola

HIBC Member Cachola: encourages that one of the TBAs be in Kohala, Kohala

Intergenerational Center is good

Norman: going out into communities to help with their issues; applaud council members for their attendance

HIBC Member Cachola: need to be a more active instruments of Hawaiians, need to follow Western law and stuck within it, can do much more to malama the iwi; feels bad that the law must be interpreted the way it is.

Norman: Need to find someone to get the ball in motion. If anyone knows someone who can do pro bono work.

HIBC Member Cachola: has worked with Halealoha Ayau, who initially wrote the burial laws.

Norman: HIBC Member Cachola is the perfect person to address it because he suggested it.

Terri: usually there's a task force that addresses that.

Norman: when the minutes go in, people are going to start thinking that these people (HIBC members) are trying to make things better.

Discussion about mileage form

Discussion about previous burial sites specialist, H. Poepoe

e.g. Kauwe burial registration, Waimea

HIBC Member Cachola: Kauwe site visit

RKH offered to kokua

HIBC Member Cachola: Auntie Max upset about iwi out at stream bed, HIBC agreed to move the iwi to a puka mauka of the stream bed

Norman: whose responsibility was that?

Herbert and archaeologist

Property owner

HIBC Member Cachola: wants to be on the agenda for Waimea

Norman: bring to the council, make a motion that the State move it ASAP

HIBC Member Cachola: Minutes weren't recorded

Norman: No follow up on motions made

HIBC Member Cachola: need to do that

Norman: are the people applying from Hawaii island

Comments by Kea, SHPD called during the last HIBC break; worked in this position before at Maui, owns his own house in Keaukaha

HIBC Member Cachola: motion,

Norman: what motion?

HIBC Member Cachola: based on information received, the HIBC knows that Kea is an applicant, highly recommend Kea be approved as our next BSS

2nd: keiki

Keiki – ae

Kea – abstain

Terri – ae

Scott – ae

HIBC Member Cachola – ae

Norman – ae

Comments

Keiki: In Puna, there's an Open Space Committee, purchasing property. Where do burials come into play?

Kea: If there are burials, they still come into the State process. On Maui, MLIBC attends the Cultural Resource Committee; on Hawaii, Council awards its own

Motion: to adjourn

Norman motioned, 2nd Keiki

All in favor

Meeting adjourned at 12:29 PM

Meeting minutes compiled by Burial Sites Specialist Regina K. Hilo, submitted to the HIBC for their consideration and approval