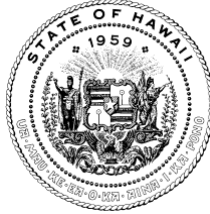


DAVID Y. IGE
GOVERNOR OF
HAWAII



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CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
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M. KALEO MANUEL
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
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KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

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

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

**DRAFT Agenda
Summary of Recorded Minutes
O‘ahu Island Burial Council**

DATE: Wednesday, February 10, 2021
TIME: 10:00 AM
PLACE: Zoom meeting via zoom technology

MEMBERS: (members present)
Hinaleimoana Wong-Kalu, Kona Moku; Chair
Mana Caceres, Ewa Moku
Kamanao Mills, Large Landowner Representative
Chuck Ehrhorn, Large Landowner Representative

SHPD: Hinano Rodrigues, SHPD History & Culture, Branch Chief
Lesley Iaukea, Oahu Burial Sites Specialist
Kaahiki Solis, Historian
Ikaika Nakahashi, Historian
Regina Hilo, Oahu Burial Sites Specialist

GUEST: Akau Ohana
Keala – Mae
Andrea Hall – CSH
Kali Fermantez
Notes (OHA)
Robert Pacheco
Kolea Fukumitsu
Jean Ehrhorn
Bill Haole
Diane Masterson
Diane Fitzsimmons
Keala Norman
Lani
Angela Neller
Kenneth Makuakane
Kai Markell (OHA)

Halealoha Ayau
Kaumakamanakalanipo Anae
Charlyn Ontai
Cal
Trisha Watson (HONUA)
Keala – Mae
Kiana Washington
Lindsey
Matt Sproat (HONUA)
Dwight Victor
Kaniaulono Hapai
Kamuella Kalai
Mathew’s iPhone
Justyn
Michelle Makalua-Yee
Hal Hammatt
Thomas Shirai
Skye Kolealani Razon-Olds
Deanna – Epic

Council Terms:

Waianae Representative: Charles Aulii Mitchell, Vice-Chair. Term expired June 30, 2019 and is now on a HOLD-OVER status until an application is received by the Boards & Commissions, approved by the Governor, and vetted by the Hawaii Legislature.

Ewa Representative: Norman Mana Caceres. Term expired June 30, 2020 and is now on a HOLD-OVER status until an application is received by the Boards & Commissions, approved by the Governor, and vetted by the Hawaii Legislature.

Kona Representative: Hinaleimoana Wong-Kalu, Chair. Term expired June 30, 2020 and is now on a HOLD-OVER status until an application is received by the Boards & Commissions, approved by the Governor, and vetted by the Hawaii Legislature.

Waialua Representative: VACANT

Koolauloa Representative: VACANT

Koolaupoko Representative: VACANT

Landowner/Developer Representative: VACANT

Landowner/Developer Representative: Chuck Ehrhorn representing Campbell Estate. Term expired June 30, 2019 and is now on a HOLD-OVER status until an application is received by the Boards & Commissions, approved by the Governor, and vetted by the Hawaii Legislature.

Landowner/Developer Representative: William Kamaano Mills representing the Kamehameha Schools. Term expires June 30, 2021.

I. CALL TO ORDER

Note: Chair Wong-Kalu notes that Waianae Representative, Aulii Mitchell, is not at the meeting at 10am yet calls the meeting to order anyway, without quorum.

[Recording 02/210110 @ 0:05.00]

II. ROLE CALL/PULE

Note: Council members present: Hinaleimoana Wong-Kalu, Mana Caceres, Kamanao Mills, and Chuck Ehrhorn. Aulii Mitchell is not at the meeting. No quorum at 1005am.

Wong-Kalu would like to skip to the agenda items that need a determination (items L-P).

Burial Sites Specialist, Lesley Iaukea, let's Wong-Kalu know that the meeting has to stop per the Sunshine Law because there is no quorum.

Wong-Kalu double checks with the Deputy Attorney General by going offline to place a phone call to Linda Chow. Wong-Kalu comes back online 20 minutes later to confirm that the meeting cannot move forward unless there is quorum. She then placed a call to Aulii Mitchell and informs the council and community that he will be online soon so that quorum is met.

Kamanao Mills informs the council that he must leave the meeting at 1pm but will come back.

Chair Wong-Kalu would like to start the meeting with agenda item Q.

Aulii Mitchell joins the meeting at 1105am.

[Recording 02/210010 @ 0:05.00]

III. BUSINESS

A. Update on O'ahu Island Burial Council membership, roles, and responsibilities.

Mitchell: Informs council that Kalani Young and Paula Dot has put in new applications for the OIBC with the Boards & Commissions.

Wong-Kalu asks Hinano Rodrigues (SHPD History & Culture Branch Chief) what is the council process with applications. Rodrigues discusses the process and what needs to be done in order to be on the council. Kai Markell (OHA) shares that he spoke with Sharon at Boards & Commissions regarding the names that OHA is supporting for the council. Markell also informs the OIBC that SHPD agreed with the names being put forth and are on the same page. Markell also agrees with Rodrigues and Wong-Kalu that Kali Fermantez term expired on 06/30/2020 and that he is not on the council. Per 6E statute, a council member can hold a seat for two consecutive 4 year terms and Fermantez had done so. At the end of the eight year service, the council members term ends. That member may/may not reapply a year later if they seek that volunteer position on the council.

Ehrhorn: Requests two actions by the council. (1) Re-confirm leadership (Chair/Vice-Chair) between now and July 01; and (2) The council should re-confirm leadership every year in January.

Wong-Kalu would like to confirm her leadership after making a press release against SHPD/DLNR and the State of Hawaii in January 2021. Wong-Kalu asks each member of the council if they agree of her leadership or if they would like her to step down. Each member is asked individually in front of the community and they all agree with her leadership.

Rodrigues reminds Wong-Kalu of the 6E statute that informs her that her role lasts the four years of her term. She doesn't have to ask her council for support. Wong-Kalu admits to being sensitive to any backlash from her current press release.

Kamana'o leaves the meeting. (1:10pm)

Ehrhorn requests that SHPD continue to put the status of everyone's tenure on the minutes. He also requests that under agenda A to replace "responsibilities" with "leadership."

[Recording 02/210010 @ 2:42.00]

B. Request from OIBC Chair Hialeimoana Wong-Kalu for SHPD Administrator, Dr. Alan Downer and SHPD History & Culture Branch Chief, Hinano Rodrigues to attend February meeting to answer questions from the Chair.

Wong-Kalu allows Halealoha Ayau to ask Rodrigues his questions. Ayau states that Regina Hilo would not add his requests to the agenda and asks why was his requests ignored and not allowed on the agenda for the meetings in 2020. Rodrigues replies that he does not know why his requests were not put on the agenda by Hilo but that the only person to add Ayau's type of request to the agenda is Chair Wong-Kalu.

Bill Haole asks Rodrigues why did Regina Hilo not process descendancy recognition applications for the Kawaiahao Church case? Haole continues to inform Rodrigues that these applications were put in to SHPD 1 ½ to 2 years ago. Iaukea requests if those applications can be forwarded to her so that they can be processed. Hilo states those applications are on her desk and that she will send them to Iaukea. Rodrigues requests to be cc'd on those emails.

Ayau asked how does SHPD do inadvertent discoveries for Maui. He was then informed that this meeting is for the O'ahu Island Burial Council and not the Maui/Lanai Island Burial Council. Rodrigues answers anyway and let's Ayau know that SHPD follows the 6E Statutes for the laws and the Hawaii Administrative Rules 13-300 for the process for the statewide island burial councils.

Aulii Mitchell leaves the meeting at 2:08pm.

Ayau asks about Hawaii Administrative Rule 13-300-36 and ask if Iaukea followed the process. Rodrigues replies that Iaukea has followed the process. Wong-Kalu then asks if it is true that Iaukea has followed the laws and process for the past five months since Regina Hilo has been out on leave. Rodrigues confirms that Iaukea has followed the law and process. He continues to add that she has consulted with him, descendants/family, and the district representative on the council before making a determination on every case and has done nothing wrong.

[Recording 02/210010 @ 3:22.21]

C. Question from OIBC Chair Hinaleimoana Wong-Kalu to SHPD, History & Culture Branch Chief, Hinano Rodrigues: For a descendency application, why does a family have to fill out individual applications but for the meeting they all come under one agenda item?

Rodrigues replies that if there are family members applying for descendency recognition that only one application is needed. Wong-Kalu mentions that Mapuana DeSilva filled out three applications for her family and wondered why she had done that. DeSilva's reply from November was that she has always done that and will continue to fill out an application for each person as oppose to filling out one application per family.

Kamanao Mills returns to meeting.

Aulii Mitchell leaves meeting.

D. Update for Kawaiaha'o Church Multi-Purpose Building Renovation Project, Honolulu Ahupua'a, Kona District, Island of O'ahu, TMK [1] 2-1-032:017.

No update.

E. Presentation for burials located at 49-051 Johnson Rd., Hakipu'u, Ko'olaupoko District, Island of O'ahu, TMK [1] 4-9-003:002.

Fukumitsu's decide not to give a presentation for this agenda item.

F. Update by SHPD for Burial Registration efforts for burials located at 49-051 Johnson Rd., Hakipu'u, Ko'olaupoko District, Island of O'ahu, TMK [1] 4-9-003:002.

No update per Regina Hilo.

G. Update for Burials located at 49-051 Johnson Rd., Hakipu'u, Ko'olaupoko District, Island of O'ahu, [1] 4-9-003:002.

No update per Regina Hilo.

H. Update on Unidentified Human Skeletal Remains at a burial cave on Pupukea Rd., Pupukea Ahupua'a, Ko'olauloa District, Island of O'ahu, TMK [1] 5-9-033:04.

No update.

I. Request from Kamuela Kala'i to discuss Inadvertent Discoveries and Previously Identified Native Hawaiian burials.

Deferred to next month.

J. Request from Kamuela Kala'i to discuss Inadvertent discovery of human skeletal remains on October 02, 2020 located at Kananelu Beach in Ka'a'awa, Ahupua'a of Kualoa, Ko'olaupoko District, TMK [1] 5-1-011:051.

Deferred to next month.

K. Request from Kamuela Kala'i to ask the OIBC to discuss the many intact iwi kūpuna burials along the entire coastline of Kananelu Beach and to recognize the entire coastline in Ka'a'awa as a known burial site, Ka'a'awa, Ahupua'a of Kualoa, Ko'olaupoko District, Island of O'ahu, TMK [1] 5-1-011:051.

Deferred to next month.

L. Cultural Descendancy Recognition Application for Matt K. Sproat for Unidentified Human Skeletal Remains on November 18, 2019 at Ka'a'awa Elementary School, Ahupua'a of Ka'a'awa, Ko'olaupoko District, Island of Oahu, TMK [1] 5-1-002:018.

Motion: (Mills) I move to recognize Matt K. Sproat for Cultural Descendancy Recognition for Unidentified Human Skeletal Remains from Ka'a'awa Elementary School, Ahupua'a of Ka'a'awa, Ko'olaupoko District, Island of Oahu, TMK [1] 5-1-002:018.

Second: Mitchell.

Vote: Yes (Mitchell, Mills, Ehrhorn, Caceres, Wong-Kalu).

Summary: Passing. Cultural Descendancy Recognition is given to Matt K. Sproat.

[Recording 02/210010 @ 1:28.34]

M. Cultural Descendancy Recognition Application for Matt K. Sproat for Unidentified Human Skeletal Remains on January 19, 2020 located in the Right-of-Way of Kamehameha Highway, Ahupua'a of Hau'ula, Ko'olaupoko District, Island of O'ahu, TMK [1] 5-3-016:001.

Motion: (Mills) I move to recognize Matt K. Sproat for Cultural Descendancy Recognition for Unidentified Human Skeletal Remains from the Right-of-Way of Kamehameha Highway, Ahupua'a of Hau'ula, Ko'olaupoko District, Island of O'ahu, TMK [1] 5-3-016:001.

Second: Mitchell.

Vote: Yes (Mitchell, Mills, Ehrhorn, Caceres, Wong-Kalu)

Summary: Passing. Cultural Descendancy Recognition is given to Matt K. Sproat.

[Recording 02/210010 @ 1:55.34]

N. Cultural Descendancy Recognition Application for Matt K. Sproat for Unidentified Human Skeletal Remains on October 02, 2020 located at Kananelu Beach in Ka‘a‘awa, Ahupua‘a of Kualoa, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 5-1-011:051.

Motion: (Mills) I move to recognize Matt K. Sproat for Cultural Descendancy Recognition for Unidentified Human Skeletal Remains from Kananelu Beach in Ka‘a‘awa, Ahupua‘a of Kualoa, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 5-1-011:051.

Second: Mitchell.

Vote: Yes (Mitchell, Mills, Ehrhorn, Caceres, Wong-Kalu)

Summary: Passing. Cultural Descendancy Recognition is given to Matt K. Sproat.

Discussion:

Kamuela Kala‘i: Do you have any familial ties to Ka‘a‘awa?

Sproat: Yes, it’s in my paperwork in the application.

[Recording 02/210010 @ 1:59.42]

O. Cultural Descendancy Recognition Application for Matt K. Sproat for Unidentified Human Skeletal Remains on November 11, 2020 located at the Turtle Bay Resort, LLC at 57-091 Kamehameha Hwy in Kahuku, Ahupua‘a of Kahuku, Ko‘olauloa District, Island of O‘ahu, TMK [1] 5-6-003:006.

Motion: (Mills) I move to recognize Matt K. Sproat for Cultural Descendancy Recognition for Unidentified Human Skeletal Remains from Turtle Bay Resort, LLC at 57-091 Kamehameha Hwy in Kahuku, Ahupua‘a of Kahuku, Ko‘olauloa District, Island of O‘ahu, TMK [1] 5-6-003:006.

Second: Mitchell.

Vote: Yes (Mitchell, Mills, Ehrhorn, Caceres, Wong-Kalu)

Summary: Passing. Cultural Descendancy Recognition given to Carolyn Keala Norman and ‘Ohana (names attached).

[Recording 02/210010 @ 2:06.06]

P. Cultural Descendancy Recognition Application for Carolyn Keala Norman and ‘Ohana (names attached) for Unidentified Human Skeletal Remains at a burial cave on Pupukeya Rd., Ahupua‘a of Pupukeya, Ko‘olauloa District, Island of O‘ahu, TMK [1] 5-9-033:004.

Discussion:

Thomas Shirai had concerns regarding Carolyn Keala Norman putting in her application for a lot of inadvertent discoveries irregardless if she is related to them or not.

An arguement between Shirai and Norman started.

Motion: (Mitchell) I move to recognize Carolyn Keala Norman and ‘Ohana (names attached) for Unidentified Human Skeletal remains from a burial cave on Pupukea Rd., Ahupua‘a of Pupukea, Ko‘olauloa District, Island of O‘ahu, TMk [1] 5-9-033:004.

Second: Mills.

Vote: Yes (Mitchell, Mills, Ehrhorn, Caceres, Wong-Kalu)

Summary: Passed. Cultural Descendancy Recognition given to Carolyn Keala Norman and ‘Ohana names attached).

[Recording 02/210010 @ 2:15.32]

Q. Introduction to the Waikiki Beach Improvements Project by International Archaeology, LLC., Waikiki Ahupua‘a, Kona District, Island of O‘ahu, TMK [1] 2-6-003:032.

PowerPoint Presentation on the Maintenance and Improvement Program Necessity Existing Conditions & Proposed Actions.

- Waikiki Beach proposed actions for specific sectors
 - Duke Kahanamoku Beach sector: 1100 linear feet
 - Fort DeRussy Beach sector: 1680 linear feet
 - Halekulani Beach sector: 1450 linear feet
 - Royal Hawaiian Beach sector: 1730 linear feet
 - Kuhio Beach Sector: 1500 linear feet
 - Queens Beach sector: 1050 linear feet
 - Kapiolani Beach sector: 1250 linear feet
 - Kaimana Beach sector: 500 linear feet
- Maintenance and Improvement Program Necessity
- Existing Conditions & Proposed Actions
- IA: International Archaeology, LLC
 - ATTN: Kaumaka Anae
 - 2081 Young St.
 - Honolulu, HI 96826-2231

Wong-Kalu request for a motion to be put forward for the primary proponent to come forward and for the OIBC to take official action and make an official request.

Ehrhorn: Request the project proponents to be on the March agenda.

Wong-Kalu: Tells Anae to tell the project proponets she would like them to be agendized along with Anae at the next OIBC meeting.

Anae: Agrees.

[Recording 02/21010 @ 0:46.12]

R. Request from Skye Razon-Olds to introduce the non-profit Kanaka Climbers to the OIBC and community.

Deferred to next month.

S. Request from Skye Razon-Olds to discuss Mōkapu and the project surrounding a burial site.

Skye Razon-Olds requests to give a presentation on the burials at Mōkapu in Kaneohe at MCBH and is representing the cultural descendants of this project.

- Sumner/Olds Descendant to the burials at Mōkapu
- Map of the Mōkapu places and place names
- 1915, the military took over sections of Mōkapu
- Map of the Marine base today
- Maps of the many ili: He'eia Ahupua'a and Kaneohe Ahupua'a
- Map of the archeology sensitive areas
 - 3229 Mōkapu Collection: Bunker (inventory) 1999 court case (claimants closed per lawsuit
 - 103 inadvertants from 1999-present.
 - Plus more boxes added to "Mōkapu Collection".
 - Total: 3332+ Iwi Kūpuna at Mōkapu
- 1915-1941 dug up
- Carbon dated 1270AD – late 1800s
- On going projects:
 - Electrical upgrade/buried throughout entire peninsula
 - Fort Hase Beach erosion control
 - Repel tower/Gas chamber

-Olds says she is working with some of the other descendants. The military is working to push a large mass site near the gate so that none of the descendants need to have access.

-The concern she and her family have with this is most of these individuals are from different ili's; 800 individuals are from the Mōkapu ili in the he'eia portion of it and the other portion has sections to it.

-Proposes for a traditional burial with a basalt stack around it like the burial by the zoo. One of these per ili.

-Another concern, needs to figure out the funerary objects. The iwi are not with the Mōkapu collection and per the lawsuit the mōkapu will be reburied with all of the individuals.

-Moving forward, they are working on burial plans. Olds requests to have this item on the agenda every month and to place this item at the top of the agenda for the council to discuss every month. The reason to update monthly is to discuss the four projects that the military has ongoing from erosion control, upgrading the electrical to the entire peninsula, working on the repel and gas chamber, and other projects that the military is working on. Olds states she hasn't been able to go over those proposals yet.

Any questions? Any comments?

Ehrhorn agrees that this project should be on the agenda for at least next months agenda. This has been a thorn in my side as the whole time I've been on the Oahu Island Burial Council that is has taken so long to re-intern the iwi. When I first joined the burial council in 1989 there were 1600 remains and as far as I know they are still on shelves and in bags somewhere in the room and that is unacceptable. So I'm glad to hear this report and look forward to next month.

Olds: To speak on that a bit more, the number, the 3000. I've given it that number because the military base is not counting anyone that is not a full intact remain. To me as a cultural practitioner I am not going to do that, I am going to count each individual, genealogically checks, they are separate people and so that's where my numbers are coming from whereas the military base is going to have a number close to 1600.

Ehrhorn: Actually the 1600 was in 1989. The number 15-20 years ago was a bit higher but I don't know the number.

Olds: Yes, that number was from the original courtcase in this stack of papers. The military is saying it's more like 1500 but from the 1999 courtcase you are looking at 3000. When we are onsite we'd go to the two curation rooms that is within their environmental department where there is also a 103 iwi stored. The iwi are on shelves next to grenades, historical military items was really hard to see. The large amount of kūpuna are in a bunker so it's not in an environmentally controlled area. There is no power in the room where they are at. It's pitch black. The new concern is that there are new boxes and t-leaves that are all the way brown and its concerning because all of us should have been update, the OIBC should have been updated, and I am looking for, am working with Kai on this one, the legality of adding in to the original 3000 which I'll do that on my own. The conditions aren't amazing to see they are not being kept where I would want them to be but as far as the military is going that is where they are staying until they are repatriated because they are in a bunker. But we really need to actively work to get them to agree to re-intern them.

Wong-Kalu: It is my hope that one day the Marine core people, including June Cleghorn, will come to our meeting. We have made repeated requests for her to show up and I don't know if there is any gap in communication from her to our division who makes the official communication. Because it has to do with what is currently not on our agenda as our designated business. Even more so we have operated customarily over the years through our division. I don't know if there was any gap in communication with them but as far as the council knows we have repeatedly requested for their presence. I don't know if Skye's interaction with them procured any of their sentiments or attitudes towards the council requesting them but I don't know. Maybe the ears that are listening, ummm maybe Skye's has comments about this.

Olds: Yes, I did ask if they would come forward to the OIBC especially since you guys are an NHO under the 1999 lawsuit and they weren't really interested in that.

Wong-Kalu: I trust that they were respectful towards our name?

Olds: Well, they are a federal agency and they say you are an island burial council and they don't need to answer to you. But that being said, under federal law, you are an NHO, you are recognized by a federal agency and recognized by NAGPRA and so that is false. Especially for things, or to speak specifically on one of their projects the erosion control plan created an APE and they wrecked the information, they didn't write burials or anything about the burials, they didn't write anything about it. And the people that are descendants are like 70 to 90 years old. They are not going to be

able to cross references like I can. They are not going to pull archaeologist opinions and pull that information. So the other descendants has no clue that they approved a project and that it was directly on top of iwi kūpuna. So it's misleading and without having the burial councils knowledge and you guys not being privy to this information really left the descendants without a loss. You guys have knowledge and expertise in this field and you guys are use to reading project proposals that us and the public are not familiar and we really do need that mana'o moving forward within Mōkapu.

Wong-Kalu: Oh, thank you so much Skye for sharing your thoughts on this. You know, it is too bad that ummmm that June and her collegeaus have disdain for our council. In that she would refer to us as just that island burial council. I quote from other conversations I've had with you that they don't need to answer to us. She is exactly true, ummmm, however she is not exempt from answering to the kūpuna themselves. So, so be it. Ummm and since we are not officially acting in compacity, do I have to, oh no don't let me ask that. I do not feel inclined to maintain my professional compacity at this point because technically we're not operating as a council, now are we? Oh sorry, that is a question, as well. Ummm, and since we are not operating as a council.... Okay, those of you with sensitive ears, if you don't like what's coming for you, now is your time, exit now. Ummm, so, I'm sorry if she doesn't give a shit about us. Then we'll have no qualms or I'll have no qualms in speaking directly about how I feel and if it means that I speak publicly about it, well too bad. We'll see about what kind of reaction she gets. Ummm.

Kai Markell: Can I make a comment?

Wong-Kalu: Yes, please comment away.

Markell: One issue is that the burial council, as Skye mentioned, as a purpose of NAGPRA, you are also a recognized claimant. The OIBC was a recognized claimant of the iwi kūpuna that came out of the Bishop Museum and then NAGPRA repatriated. You are a recognized claimant of Mōkapu. As an NHO, you are entitled to a notification and consultation on all natural historic preservation projects with federal monies and the section 106 consultation which is the idea that the conversation should occur at your burial council meeting and on your agenda with here's our military project and we want to consult you. And there's a record. And it's also great because other people and others in the community can hear as well. So, at some point, my understanding is that SHPD said that we don't handle burial councils and their federal interface with NAGPRA and section 106. They just focus on the state. I'm sure that was attributed to Dr. Downer. Clearly, at my time with Halealoha, wekheloped to facilitate all the burial councils and that is how the OIBC became a claimant for the Mōkapu collection and the O'ahu collection from Bishop Museum. And the idea is that your foot in the door as the claimant can help people who miss those deadlines. The burial council can actually recognized other people as busial descendants for Mōkapu under the state lineal descendant rules which are a little more generously interpreted where NAGPRA is almost impossible to be a lineal descendant. What they do is recognize 'ohana now. I am grateful for Skye to get things moving again. Just so the council knows that there hasn't been alot of involvement over the last decade and that is nobody's fault. We at OHA have recommended Skye for the Koolaupoko seat on the council and think she can reach out to these groups. At one point, all the claimants agreed to a media black into what's going on over there and of course these meetings are very public now and anybody can listen and talk about it. Skye and I are trying to get the families together for a claimant meeting so we can have these discussions. It'll be great to have a burial council member in that group for those discussions and be there for the councils interests. I want to get these kūpuna in before I hala.

Wong-Kalu: As for Ko'olaupoko and the official seat filled.... ummmm, so until that Koolauloko seat is filled, I will avail myself as much as I can and my schedule can be made free to come and attend that meeting or however it is going to be held. Until such time that we can have a different interaction with them, however given what you have reiterated today, ahhh you know it has been quite some time now since ahhh this branch of the military has given any kind of credence and Skye has indicated their sentiments towards us now. So, unfortunately for them, ummm you know, it is my wish to keep it very public, at the topic of it, I'd like to keep it very public. And I'd like this for the ears that are listening and our colleagues at historic preservation that we're going to push this up on the list of important things under business. Ahhh because we are an NHO. And while we may not necessarily have direct mandate leverage over them, we're still participatory in the process. And that can and will be circumvented, not by the likes of June Cleghorn.

Mills: Madam Chair, can I make a clarifying statement? I am not saying I agree with this but an NHO is maintained by the office of Hawaiian relations and in their latest September 23rd list of NHO's, Island Burial Councils are NOT considered an NHO. The reason why they are NOT considered an NHO is because we are appointed by the government to an agency. All of the members are approved by the government to an agency. And so how they define an NHO is you have to be a Native Hawaiian organization, like grassroots. But I think that at one time burial councils were on the NHO list but we were taken off. Just a clarifying statement. I'm not saying I agree with it but if you look on the latest NHO list, island burial councils are not on there because we are appointed by the governor.

Markell: Hear it with your kanaka hats. It's really ridiculous.

Ehrhorn: Kai, what does DOI stand for?

Markell: Department of Interior.

Ehrhorn: So that's federal?

Markell: Yes. But I'd like to ask the Historic Preservation Board what is their definition of an NHO. I'd respect their answer more than the DOI.

Wong-Kalu: And I concur, this has been my experience since my tenure on the burial council. I have been the primary representative from the council to the section 106 consultation that have occurred, not only for the rail but several other projects, including Fort DeRussy in Kalia. So there is an establishment of our role and it is pitiful that June Cleghorn takes this approach to ummmm interacting with us. But I am sure that we will soon be able to engage again and hopefully our colleagues at SHPD will impress that upon them and that they should show up.

Mills: Just to clarify, I do not mean to get the DOI office of Native Hawaiian Relations in trouble whatsoever. But I can actually see their point which is you want to empower Native Hawaiians, a native Hawaiian organization, and it's true that the burial council makes up, like a large portion of us are made up from holding up Native Hawaiian rights. The make-up of the island burial councils could change and we could all become members one day. Another aspect to it one day for the island burial councils if the Board of Land and Natural Resources apply as an NHO. The Hawaii tourism applies and is an NHO. So there is a larger repudiation or ramification that I think we were looking at. But yea....

Wong-Kalu: Perhaps I should place a call to Stanton Enomoto and speak with him directly. I'll put that on my list of things to do. So there is appreciation for the sharing of what Skye has done but also the vigilance. Excuse me, I'm slowing down at 4:15 pm. I will immediately welcome you to this council on the day we hear who's names get submitted for the final selection.

Chuck Ehrhorn leaves the meeting. But just gotta say if the projects that we didn't hear today can be moved up the list so we can hear them next.

Wong-Kalu: Yes, if Lesley can indulge us and put them on the list.

Ehrhorn: I'm sitting here looking at Bill. You've been really patient. Let's hear you next month.

Skye Razon-Olds requests again to be a standing agenda item and at the top of the agenda so that she can update the OIBC on the burials at Mōkapu.

[Recording 02/21010 @ 5:56.12]

T. Introduction on existing burial vault located on lands owned by the Hawaii Community Development Authority and Stewarded by the Kalaeloa Heritage Legacy Foundation. Kalaeloa, Ahupua'a of Honouliuli, Island of O'ahu, TMK [1] 9-1-013:069.

Deferred to next month.

U. Introduction to the Redevelopment Project of the Former Meadow Gold Dairy Headquarters Three Parcels off Sheridan Street, Ahupua'a of Waikiki, Honolulu (Kona) District, Island of O'ahu, TMK's: [1] 2-3-013:007, 012, and 013.

Deferred to next month.

V. Update on Pupukea Road Rockfall Mitigation Project Phase I. BTP for SIHP 50-80-01-7038A.

Deferred to next month.

W. SHPD to update on 2021 State of Hawaii Legislative Session.

Deferred to next month.

Chuck Ehrhorn leaves the meeting at 4:16pm.

IV. ANNOUNCEMENTS

A. Next meeting date: March 10, 2021 via zoom technology.

Wong-Kalu thanks Hinano Rodrigues and Lesley Iaukea.

Wong-Kalu confirms the next meeting for March 10, 2021 and ends the meeting.

Pursuant to §92-3 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 Oahu Island Burial Council at its September 14, 2005 meeting, oral testimony for items listed on the agenda is limited to three minutes per person, per agenda item.

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

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.

Materials related to items on the agenda are available for review at the State Historic Preservation Division in room 555 of the Kakuhihewa Building located at 601 Kamokila Boulevard, Kapolei, Hawaii 96707.

Individuals requiring special assistance or auxiliary aids or services (e.g., sign language interpreter, wheelchair accessibility, or parking designated for the disabled) at the BLNR meeting, please contact staff at least 72-hours prior to the meeting at (808) 587-0404 so that arrangements can be made.