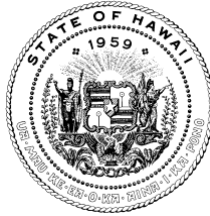


DAVID Y. IGE
GOVERNOR OF
HAWAII



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

ROBERT K. MASUDA
FIRST DEPUTY

M. KALEO MANUEL
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
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
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 MINUTES
WRITTEN SUMMARY OF RECORDED MINUTES
OAHU ISLAND BURIAL COUNCIL**

DATE: Wednesday, November 18, 2020
TIME: 10:00 AM
PLACE: Zoom meeting via zoom technology

OIBC MEMBERS: (members present)
Hinaleimoana Wong-Kalu, Kona Moku; Chair
Aulii Mitchell, Waianae Moku; Vice-Chair
Kali Fermantez, Koolauloa Moku
Mana Caceres, Ewa Moku
Kamana Mills, Large Landowner Representative
Chuck Ehrhorn, Large Landowner Representative

SHPD: Lesley K. Iaukea, Oahu Burial Sites Specialist

I. CALL TO ORDER

II. ROLE CALL/PULE

III. BUSINESS

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

Wong-Kalu updates the council and community on councilmembers expired terms (Wong-Kalu and Caceres) and reminds the council to put in their applications with OHA, SHPD, and Boards & Commission.

[Recording 11/201118 @ 0:12.23]

B. Request to rescind the prior BTP determination, along with three recommendations, for Kawaiaha‘o Church Multi-Purpose Building Renovation Project, Honolulu Ahupua‘a, Kona District, Island of O‘ahu, TMK [1] 2-1-032:017.

Discussion:

Deputy Attorney General informed the OIBC they did not follow the process found in the Hawaii Administrative Rules and the 6E Statutes for determining Burial Treatment Plans. The BTP that was submitted, although approved by the OIBC, did not meet the requirements of HAR 13-300-33. The request to preserve in place or relocate is required to be in the form of a BTP (HAR 13-300-33)). There was also no publication in the newspaper of a notice of this BTP (HAR 13-300-33(b)(1)(c)), no accepted AIS (HAR 13-300-33(b)(11)(12)), and no consultation with the Dept. in the development of the BTP (HAR 13-300-33(c)).

The OIBC had to rescind their April 22, 2021 determination in order for this case to move forward.

Motion: (Mills) I make a motion to rescind the prior BTP determination, along with three recommendations, for Kawaiaha‘o Church Multi-Purpose Building Renovation Project, Honolulu Ahupua‘a, Kona District, Island of O‘ahu, TMK [1] 3-4-032-017.

Second: Mitchell.

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

Recuse: Caceres does not vote because he wrote this BTP.

Summary: OIBC rescinds their April 22, 2021 BTP determination for the Kawaiaha‘o Church Milti-Purpose Building Renovation Project, Honolulu Ahupua‘a, Kona District, Island of O‘ahu, TMK [1] 3-4-032-017.

NOTE: Chair Wong-Kalu becomes outraged that she and her council was made to rescind their decision from the April 22, 2021 OIBC meeting and took it out on the only State worker in the zoom which was Burial Sites Specialist, Lesley Iaukea.

Iaukea stated it was not her fault that the council and Chair did not follow the process and laws and that she was not the specialists at that time of seeing the paperwork go through, it was Burial Sites Specialist Regina Hilo. Iaukea pointed out Wong-Kalu’s anger management issues which angered Wong-Kalu.

Wong-Kalu continued to verbally abuse Iaukea for the next 6.5 hours while yelling and using malignment and untruths against Iaukea. Iaukea gave no response.

[Recording 11/201118 @ 0:43.01]

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

Discussion on the above action.

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

Discussion:

Fukumitsu ‘Ohana confused why O‘ahu Burial Site Specialist Regina Hilo has not moved this case forward in the past year since she’s been involved with this case. Hilo on sick leave and the many questions from the community go unanswered.

E. Update for Pāhonu Waimānalo Paradise Subdivision Project, Waiamanalo Ahupua‘a, Ko‘olaupoko, Island of O‘ahu. TMK [1] 4-1-002:007.

Discussion: Community member Kamuela Kala‘i request to visit the site with her ‘ohana to give pule for the iwi kūpuna found. HONUA Consulting will help her with her requests.

F. Inadvertent discovery of human skeletal remains on October 02, 2020 located at Kananelu Beach in Kaaawa, Kualoa Ahupua‘a, Ko‘olaupoko District, TMK [1] 5-1-011:051.

Discussion:

Discussion on this case regarding the laws and the process. OIBC and community not clear on the process needed for Inadvertent discoveries and wanted to know the step-by-step process.

G. Inadvertent discovery of human skeletal remains on October 22, 2020 located at 1229 Mokulua Dr., Ka‘ōhao, Kailua Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-3-008:051.

Discussion:

Discussing the dynamics of the case and the many different views as to how/what should happen with the iwi kūpuna. OIBC and family not wanting to include SHPD in the process.

H. Descendancy Recognition Application for Yuklin Aluli and ‘Ohana (names attached) for Unidentified Human Skeletal Remains from 1229 Mokulua Dr., Ka‘ōhao, Kailua Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-3-008:051.

Discussion:

Kapono Souza discusses his inexperience in understanding the process in the Hawaii Administrative Rules 13-300 and the laws found in the 6E Statute.

Yuklin Aluli admits to not being able to prove direct lineage to the iwi kūpuna located at 1229 Mokulua Drive but would like Chair Wong-Kalu to go ahead and determine Lineal Descendancy for herself and ‘Ohana even though they do not meet the requirements.

SHPD recommends Cultural Descendancy based on the proof provided by the applicant and her ‘Ohana. However, Chair Wong-Kalu would like to offer Lineal Descendancy instead even though the applicant can not prove a direct connection to the iwi kūpuna.

Motion: (Mills) I make a motion to recognize Yuklin Aluli and ‘Ohana (names attached) as Lineal Descendants to the Iwi Kūpuna located at 1229 Mokulua Dr., Ka‘ōhao, Kailua Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-3-008:051.

Second: Caceres

Vote: Yes (Mills, Fermantez, Caceres, Wong-Kalu, Ehrhorn)
Recuse: Aulii Mitchell recuses self as he is part of the ‘ohana seeking Lineal Descendancy.

Summary: OIBC votes for Lineal Descendancy for the applicant Yuklin Aluli and ‘Ohana (names attached) for Unidentified Human Skeletal Remains located at 1229 Mokulua Dr., Ka‘ohao, Kailua Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-3-008:051.

I. Descendancy Recognition Application for Brent Hoe for burials located at 49-051 Johnson Rd., Hakipu‘u, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-9-003:002.

Discussion:

SHPD recommends Cultural Descendancy based on the proof provided by the applicant. However, Chair Wong-Kalu would like to offer lineal descendancy instead even though the applicant can not prove a direct connection to iwi kupuna.

Motion: (Mills) I make a motion to recognize Brent Hoe for Lineal Descendancy for burials located at 49-051 Johnson Rd., Hakipu‘u, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-9-003:002.

Second: Mitchell.

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

Summary: OIBC votes for Lineal Descendency for the applicant Brent Hoe for burials located 49-051 Johnson Rd., Hakipu'u, Ko'olaupoko District, Island of O'ahu, TMK [1] 4-9-003:002.

J. Introduction of DRAFT Burial Treatment Plan for Human Skeletal Remains Designated SIHP #50-80-04-7836 Identified in the Hale'iwa Town Improvement District Walkway/Utility/Landscaping Project, Archaeological Inventory Survey, Kawailoa Ahupua'a, Waialua District, Island of O'ahu, TMK [1] 6-2-012:030 and 6-6-001: Kamehameha Highway ROW.

Cultural Surveys Hawaii, Scott Belluomini, gave PowerPoint presentation.

K. Introduction of the Lanikai Water System Improvement Project by the City and County of Honolulu Board of Water Supply (BWS), Kailua Ahupua'a, Ka'ohao, Ko'olaupoko District, Island of O'ahu, TMK [1] 4-3-004 (por.), 005 (por.), 009 (por.), and 011 (por.).

Board of Water Supply to gave PowerPoint presentation.

L. Introduction by the U.S. Army Corps of Engineers for the Wailele Flood Risk Management Project located at Wailele Stream Channel (lower) – Kamehameha Highway Crossing (Southern Laie), Malo'o Ahupua'a, Ko'olaupoko District, Island of O'ahu, TMK [1] 5-5-001:018 por. (0.19 ac).

Introduction to the above project. Michael Desilets, Archaeologist, U.S. Army Corps of Engineers to gave PowerPoint presentation.

M. Introduction to a Archaeological Inventory Survey Plan for the Howard Hughes Corporation Blocks D and E and Diamond Head Plaza Project, Ward Center, Kaka'ako, Honolulu Ahupua'a, Honolulu (Kona) District, O'ahu, TMK: [1] 2-3-005:006.

Introduction to the above project. Matt McDermott (Cultural Surveys Hawai'i) to gave PowerPoint presentation.

N. Update for the Hawaii Pacific Health's Straub Campus Master Plan and Redevelopment Project, Honolulu (Makiki) Ahupua'a, Honolulu (Kona) District, O'ahu, TMKs: [1] 2-1-042:002, [1] 2-1-042:003, [1] 2-1-042:007, [1] 2-1-042:008, [1] 2-1-042:009, [1] 2-1-042:010, [1] 2-1-042:022, [1] 2-1-042:023, and [1] 2-1-042:024.

Update to the above project. Matt McDermott (Cultural Surveys Hawai'i) gave PowerPoint presentation.

IV. INADVERTENTS

- A. Inadvertent discovery of human skeletal remains on August 27, 2020 at the HART H RTP City Center project located at the intersection of Halekauwila Street and Koula Street, Honolulu Ahupua‘a, Kona District, Island of O‘ahu, TMK [1] 2-1-060:029.
- B. Inadvertent discovery of human skeletal remains on October 07, 2020 located at 49-479 Kamehameha Hwy, Kualoa Regional Park, Kualoa Ahupua‘a, Ko‘olauloa District, Island of O‘ahu, TMK [1] 4-9-004:001.
- C. Inadvertent discovery of human skeletal remains on October 08, 2020 located 49-479 Kamehameha Hwy, Kualoa Regional Park, Kualoa Ahupua‘a, Ko‘olauloa District, Island of O‘ahu, TMK [1] 4-9-004:001.
- D. Inadvertent discovery of human skeletal remains on October 12, 2020 located at 435 Pu‘uhale Rd, Pu‘uhale Elementary, Kalihi Ahupua‘a, Kona District, Island of O‘ahu, TMK [1] 1-2-011:013.
- E. Inadvertent discovery of human skeletal remains on October 15, 2020, located between Farrington Highway and Olohio Street in Waialua, Waialua Ahupua‘a, Ko‘olaupoko District, TMK [1] 6-6-007:007.
- F. Inadvertent discovery of human skeletal remains on October 28, 2020 located at Kaupō, commonly known as “Baby Makapuu,” Waimānalo Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-1-010:025.
- G. Inadvertent discovery of human skeletal remains on November 03, 2020 located at 56-701 Kamehameha Hwy., Kahuku Ahupuaa, Ko‘olauloa District, Island of O‘ahu, TMK [1] 5-6-005:018.

V. ANNOUNCEMENTS

- A. **Next meeting date:** December 09, 2020 via zoom technology.

Wong-Kalu confirms next meeting date and closes 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.

‘Ohana Aluli
For descendency recognition at the November 18, 2020 O‘ahu Island Burial Council
Meeting, Agenda item below:

III. Business

A. Decendancy Recognition Application for Yiklin Aluli and ‘Ohana (names attached) for Unidentified Human Skeletal Remains from 1229 Mokulua Dr., Ka‘ōhao, Kailua Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK [1] 4-3-008:051.

Yuklin Hukihei Aluli

Noa Emmett Aluli

Aulii Cash Mitchell

Meleana Aluli Meyer

Maile Meyer Broderick

Drew Kahu‘aina Broderick

Irmgard Mihana Souza

Kapono Aluli Souza

Kalamakuakahawaii Souza

Nāpali Farden Souza