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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
O‘AHU ISLAND BURIAL COUNCIL**

DATE: WEDNESDAY, August 26, 2020
TIME: 10:07 AM
PLACE: ZOOM MEETING

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

SHPD: Lesley K. Iaukea, O‘ahu Burial Sites Specialist
Sheleigh Solis, SHPD Historian
Tamara Luthy, SHPD Ethnographer

Guests: Napua Salvador
Minae TB
Andrea Hall
Kamuella Kala‘i
Ihilani Chu
Mindy McElroy
Akau ohana
Napali Souza
Keala Norman
Victoria Kneubuhl
Mahealani mcc
Ian Masterson
Dryden Kiehuikap
Kalikolehua Lance
Dmasterson
Gnakashima
Kiana

Skye Kelealani
Drew
Kathk
Gina Vasconcellos
Keiko
Bill Haole
Kuupuamaeole Kiy
Michelle Makalua
Trish Watson
John Farmer
Jtakaki
Kamakana Ferreira
Halealoha Ayau
Kaiulani Manwai
Deanna
Kinohi Pizarro
Paige Kaohu
Alani Apio
Kai Markell
Sky Kalealani
Kiana
Leilani Coelho
Jean Ehrhorn
Stacy Gray
Frank Among
Kolea Fukumitsu
L. Makahilahila
Jadine Urasaki
C.B.
Kanoelehua Makata
Lani Ma'a Lapilio
Mathew's iphone
Bgallagher
Melissa Makanani
Diane Fitzsimmons
Calvert Chipchase
Yuklin Aluli
Hal Hammett
Matt McDermott
Nohewalani Ornellas
Hepunawai Wise
Sanoe
Kanoelehua Nakata
Kanani Kaulukukui
Elizabeth Amimotot
John

Kai Markell
Keoki Fukumitsu
Kamuela Kala'i
Hepunawai Wise
Stacey Ann
Roman Corpuz
Bryan G
Angela Neller
Jtakaki
Deanna
Kawena Kapalua
Minae
Manny kuloloio
Ihilani Lasconia
Keoki Fukumitsu
Skye Razon-Olds
Kanoehua Nakata

I. CALL TO ORDER

[Recording 01-200826 at 00:07.20]

II. ROLE CALL/PULE

Roll Call by Hina Wong-Kalu
[Recording 01-200826 at 00:07:33]

Mele Pule by Kali Fermantez
[Recording 01-200826 at 00:10.34]

III. BUSINESS

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

- Wong-Kalu asks if there is any updates for terms and expirations dates.
 - SHPD reminds Hina Wong-Kalu and Mana Caceres to put in an application with Boards & Commissions.

[Recording 01-200826 at 00:12.40]

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

Halealoha Ayau gives a PDF presentation on the following:

- **O'ahu Island Burial Council determination to preserve in place, April 22, 2020:** Ayau wants the OIBC to make a determination to preserve in place all previously identified Hawaiian burial sites at Kawaiaha'o Church burial grounds and renders the following recommendations to SHPD:

1. Authorize the request by lineal and cultural descendants that for those families who choose to, that they be allowed to take possession of their kūpuna for purposes of providing family care until it is time for reburial;
2. Determine to reinter the 69 iwi kūpuna inadvertently discovered in 2009 where they were taken from based upon the exact same preservation criteria for the previously identified burial sites; and
3. Order Kawaiaha‘o Church to implement all provisions of the Burial Treatment Plan (Feb 2020) including coverage of all reburial costs consistent with the Council’s decision, in a timely fashion.

Discussion:

- Dr Downer responds to Ayau on May 28, 2020 by stating:
 - At its meeting on April 22, 2020, the Oahu Island Burial Council (OIBC) made the determination to preserve-in-place the iwi kupuna addressed by the above Burial Treatment Plan (BTP), as well as to allow for the relocation of the two skeletal fragments identified during the Archaeological Inventory Survey, to Section 17 of the burial preserve as identified in the same BTP. At the same meeting, the OIBC also recommended that the SHPD accept the plan. HOWEVER, the State Historic Preservation Division (SHPD) can not accept the Burial Treatment Plan for processing and review because there must be a formally accepted Archaeological Inventory Survey (AIS), a requirement of Hawaii Administrative Rules (HAR) § 13-300-33(b)(12).
 - In addition, an amended Petition for Contested Case Hearing was filed by Kawaiaha‘o Church in connection with the decision of the OIBC to preserve in place the iwi kupuna and relocate the skeletal fragments, and the recommendation of the OIBC that SHPD accept the BTP. The Hawaii Administration Rules 13-300 and Statutes 6E were not followed by the OIBC. The Petition must be resolved prior to any further action being taken in this matter.
- Ayau asks for reconsideration to the above statement from Downer by a letter dated on June 9, 2020, stating that the families request a reconsideration from SHPD requesting to move forward without an Archaeological Inventory Survey (AIS).
- William Haole (representing Kawaiaha‘o Church) made comments regarding consultation in having “one voice between all parties.”
- Ayau would like the church and the descendants to be on the same page but is puzzled why the landowner, Kawaiaha‘o church, would submit their own burial treatment plan.
- Wong-Kalu states she is willing to look at the original submission by the descendants only. The church has not put forth a Burial Treatment Plan at this point and feels that the church shouldn’t put her in a position to look at two Burial

Treatment Plan's. She will stand by the first submission made and stands by her comments in the past regarding that dynamic. She emphasizes the need for collaboration between the descendants and the church. She thinks it's fair to continue to look at the Burial Treatment Plan that has been submitted by Caceres/Ayau. If there is an effort to try to do otherwise, than she has already stated how she feels earlier in which case she will refuse the church's Burial Treatment Plan.

- Ehrhorn wants to clarify that he agrees with Wong-Kalu to not consider the church's burial treatment plan.

[Recording 01-200826 at 00:29.36 – 2:30.23]

C. Update on past events and future preservation plans at 49-051 Johnson Rd., Hakipu'u, Ko'olaupoko District, O'ahu, TMK [1] 4-9-003:002.

PowerPoint Presentation by Kolea and Summer Fukumitsu: (Summary)

Title: Draft Interim Protection Plan

- The subject property [Tax Map Key (TMK): [1] 4-9-003:002] is located within the ahupua'a of Hakipu'u, in the Ko'olaupoko District on the Island of O'ahu.
- Burial Site & Historic Sites on Property
- Summary of all Archaeological Historic Properties on project site
- Interim Burial Protection Measures and Preservation Plan Details
- Preserve Site Native Access
- Requested action to be taken by OIBC and SHPD:
 - Formally recognize all of the burials on the subject property as "previously identified" as provided by the Fukumitsu's maps, kama'āina witness testimony for Māhele Land Commission Awards and/or other issuances of title, other relevant documents, archaeological, and ethnographic studies, and oral testimony given by lineal and cultural descendants.
 - Collectively identify these previously identified burials as a Burial Preserve Site.
 - Adopt a precautionary stance in accordance with Native Hawaiian rights and public trust standards established under the State Constitution by including within the Burial Preserve Site all registered historic sites and unregistered historically significant sites. This is to protect iwi kūpuna that may be present within these registered and unregistered historically significant sites and within surface and sub-surface layers of soil in the area.
 - Establish a 30-ft. buffer from the outer edge of the Burial Preserve Site as an interim protection measure until such time that a full Archaeological Inventory Survey (AIS) and Burial Treatment Plan (BTP) are completed.

- Order that clearly visible markers and proper signage be erected in the form of cultural signs and barricade fencing along the 30-ft. buffer line.
- Ensure that any culturally and religiously-appropriate structures erected by lineal and cultural descendants to spiritually and physically protect iwi kūpuna and the Burial Site Preserve remain unmolested (e.g., lele, ahu, etc.).
- Order and compel Kualoa Land Corp., its employees, and agents to cease and desist all construction; building and facility improvements (including expansion of the existing footprint of these structures); grading and grubbing activities and all other earth-moving activities; trenching and installation of pipes and plumbing; installation of any additional cesspools and/or septic systems until such time that Kualoa Land Corp has secured all building permits and land use permits that have been cleared by SHPD through its formal review and concurrence process, and an AIS and BTP has been approved.
- Order that cultural monitors provided by a list made and approved by the lineal and cultural descendants be present on the property for all land use and building activities undertaken by Kualoa Land Corp.
- Order and confirm that any costs incurred for protections to the Burial Preserve Site be paid by the landowner, Kualoa Land Corp.

[Recording 01-200826 at 2:30.44 – 4:15.22]

D. Descendancy Recognition Application for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at 41-1062 Kalanianaʻole Hwy., Waimanalo Bay Beach Park Project, Waimanalo Ahupua‘a, Ko‘olaupoko District, O‘ahu, TMK [1] 4-1-015:015.

Motion: (Aulii Mitchell) The OIBC recognizes Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) Cultural Descendancy to iwi kūpuna located at 41-1062 Kalanianaʻole Hwy., Waimanalo Bay Beach park Project, Hunānāniho, Waimanalo Ahupua‘a, Ko‘olaupoko District, O‘ahu, TMK [1] 4-1-015:015.

Second: Kali Fermantez

Vote: (Yes) Chuck Ehrhorn, Mana Caceres, Aulii Mitchell, Kali Fermantez, Kamana‘o Mills.

Summary: Cultural Descendancy for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at 41-1062 Kalanianaʻole Hwy., Waimanalo Bay Beach Park Project, Waimanalo Ahupua‘a, Ko‘olaupoko District, O‘ahu TMK [1] 4-1-015:015.

[Recording 01-200826 at 4:20.30]

E. Descendancy Recognition Application for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at 56-201 Kamehameha Hwy., Malaekahana Ahupua‘a, Ko‘olauloa, O‘ahu, TMK [1] 5-6-001:084.

Motion: (Aulii Mitchell) The OIBC recognizes Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) Cultural descendancy to Unidentified Human Skeletal Remains located at 56-201 Kamehameha Hwy., Malaekahana Ahupua‘a, Ho‘olauloa, O‘ahu, TMK [1] 5-6-001:084.

Second: Kali Formantez

Vote: (Yes) Chuck Ehrhorn, Mana Caceres, Aulii Mitchell, Kali Fermantez, Kamana‘o Mills.

Summary: Cultural Descendancy for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at 56-201 Kamehameha Hwy., Malaekahana Ahupua‘a, Ho‘olauloa, O‘ahu, TMK [1] 5-6-001:084.

[Recording 01-200826 at 4:28.45]

F. Descendancy Recognition Application for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for skeletal remains located at Papipi Rd., Hau Bush, Ewa Beach, Honouliuli Ahupua‘a, Ewa, O‘ahu; TMK [1] 9-1-011:004.

Motion: (Aulii Mitchell) The OIBC recognizes Carolyn Donna Kealaonapua Norman and ‘Ohana Cultural Descendancy to Identified Human Skeletal Remains located at Papipi Rd., Hau Bush, Ewa Beach, Honouliuli Ahupua‘a, Ewa, O‘ahu; TMK [1] 9-1-011:004.

Second: Kali Fermantez

Vote: (Yes) Chuck Ehrhorn, Mana Caceres, Aulii Mitchell, Kali Fermantez, Kamana‘o Mills.

Summary: Cultural Descendancy for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at Papipi Rd., Hau Bush, Ewa Beach, Honouliuli Ahupua‘a, Ewa, O‘ahu; TMK [1] 9-1-011:004.

[Recording 01-200826 at 4:36.23]

G. Deferral of Descendancy Recognition Application for Princess Lehuanani Kumaewakainakaleomomona for Iwi Kūpuna located at Pupukea Ahupua‘a, Ho‘olauloa District, O‘ahu, TMK [1] 5-9-005:071.

Motion: (Kali Fermantez) Moves to defer.

Second: Chuck Ehrhorn

Vote: (Yes) Chuck Ehrhorn, Mana Caceres, Aulii Mitchell, Kali Fermantez, Kamana‘o Mills.

Summary: Deferral of Descendancy Recognition for Princess Lehuanani Kamaewakainakaleomomona for Iwi Kūpuna located at Pupukea Ahupua‘a, Ho‘olauloa District, O‘ahu, TMK [1] 5-9-005:071.

[Recording 01-200826 at 4:38.35]

H. 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.

Presentation given by Matt McDermott from Cultural Surveys Hawaii. Summary: An introduction of this project in hopes to reach out to descendants.

Title: Hawaii Pacific Health’s Straub Campus Master Plan and Redevelopment Project.

- Location figures from USGS
- Proposed Demolition and Construction
- Environment map
- 1817 Kotzebue Map of project area
- 1927 Kaka‘ako Coast Aerial Photo
- 2016 Google Earth Aerial Imagery
- Next Steps
 - Continued consultation with SHPD.
 - Request to SHPD for concurrence that an AIS is needed for this project area and SHPD agreement on AIS testing strategy.
 - If burial sites are encountered during an AIS, consultation with OIBC and search for cultural or lineal descendants.

[Recording 01-200826 at 4:48.05]

I. Update on bills in the Hawaii State Legislature regarding Historic Preservation.

Chair Wong-Kalu would like to skip this agenda item.

[Recording 01-200826 at 5:04.21]

IV. INADVERTENTS/COMMUNICATIONS

- A. Inadvertent discovery of skeletal remains on June 27, 2020 at 41-853 Laumilo St., Waimanalo Ahupua‘a, Ko‘olaupoko District, O‘ahu, TMK [1] 4-1-004:020.**
- B. Inadvertent discovery of skeletal remains on June 27, 2020 located at Papipi Rd., also called Hau Bush, in Ewa Beach. Honouliuli Ahupua‘a, Ewa District, O‘ahu, TMK [1] 9-1-029:025.**
- C. Inadvertent discovery of skeletal remains on July 12, 2020 located at Laeahi Beach Park, Waikiki Ahupua‘a, Kona District, O‘ahu, TMK [1] 3-1-042:002.**
- D. Inadvertent discovery of human skeletal remains on August 03, 2020 at HART HRTP City Center Utility Relocation, Cooke and Halekauwila Intersection. TMK [1] 2-1-051:009.**
- E. Inadvertent discovery of human skeletal remains on August 17, 2020 at 4585 Kahala Ave. Waikiki Ahupua‘a, Honolulu District, O‘ahu, TMK [1] 3-5-004:024.**
- F. F. State Historic Preservation Division’s History and Culture Branch update on cases, inventory, and internship outreach.**

V. ANNOUNCEMENTS

- A. Next meeting date: September 09, 2020.**

Motion to close the meeting: Kali Fermantez

Second: Aulii Mitchell

[Recording 01-200826 at 5:35.40]

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 Norman
For recognition at the August 26, 2020 O‘ahu Island Burial Council meeting,
Agenda item below:

III. BUSINESS

D. Descendancy Recognition Application for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at the Waimanalo Bay Beach Park Project, Waimanalo Ahupua‘a, Ko‘olaupoko District, O‘ahu, TMK [1] 4-1-015:015.

E. Descendancy Recognition Application for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at 56-201 Kamehameha Hwy., Malaekahana Ahupua‘a, Ko‘olauloa, O‘ahu, TMK [1] 5-6-001:084.

F. Descendancy Recognition Application for Carolyn Donna Kealaonapua Norman and ‘Ohana (names attached) for Skeletal Remains located at Papipi Rd. Hau Bush, Ewa Beach, Honouliuli Ahupua‘a, Ewa, O‘ahu; TMK [1] 9-1-011:004.

Carolyn Donna Kealaonapua Norman’s ‘Ohana:

- 1) Eileen Kekahiliokamoku Kawainui Norman
- 2) Debbie Paulette Kekahiliokamoku (Norman) Kini
 - a. Puahone Kawahineuiokeanuenue (Kini) Lopes
 - i. Kamahao Samuel Leialoha Kini-Lopes
 - b. Nalani Kekahiliokamoku (Kini) Gasper
- 3) Carolyn Donna Kealaonapua Norman
 - a. Justin Kepo‘ohunaikeaouli Keli‘ipa‘akaua
 - b. Chase Kaiolohia Ialua Keli‘ipa‘akaua
 - i. Joey Melehiwahiwa Chiemi Keli‘ipa‘akaua
 - ii. Brook Holopono Koji Keli‘ipa‘akaua
- 4) Theodore Robert Kekuailiahi Norman
 - a. Kaleo Kekuailiahi Norman
 - b. Keli‘inui Keaweamahi Norman
- 5) Kimberly Kananionapua (Norman) Suzuki
 - a. Nicole Kawaileleonuanu (Suzuki) Peyton
 - b. Ashley Wahineilikea (Suzuki) Silva
 - c. Cara Kamakanikailialoha Arcalas