

State of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of Aquatic Resources
Honolulu, Hawaii 96813

January 22, 2021

Board of Land and
Natural Resources
Honolulu, Hawaii

REQUEST FOR APPROVAL TO ENTER INTO A GRANT-IN-AID CONTRACT AGREEMENT
(\$500,000 STATE CAPITAL IMPROVEMENT PROJECT FUNDS) BETWEEN THE BOARD
OF LAND AND NATURAL RESOURCES (BLNR) AND PACIFIC AMERICAN
FOUNDATION HAWAII, INC. (PAF HAWAII) FOR A PROJECT TITLED "KANEEOHE
AQUACULTURE AND COMMUNITY DEVELOPMENT COMPLEX"

Submitted for your consideration and approval is a request to enter into contract agreement between the BLNR and PAF Hawaii., a 501 (c)(3) nonprofit organization under the laws of the State of Hawaii, that fund a project titled "Kaneohe Aquaculture and Community Complex." Funding for the project, \$500,000 in State Capital Improvement Project Funds, was authorized by Act 39, Session Laws of Hawaii 2019.

The Kaneohe Aquaculture and Community Development Complex will consist of **expansion of existing infrastructure** and construction of new structures at the existing facility to expand educational opportunities, STEM research and development, and job creation/employment programs operated by PAF Hawaii at the Waikalua Loko Fish Pond and the adjacent Kaneohe Waste Water Pre-Treatment Facility (WWPTF) at 45-230 Kulau Street.

The primary objectives of the project are to promote sustainable living, environmental stewardship, socioeconomic development, and STEM education and research. A self-sustaining education and training platform requires that a body of knowledge be established to develop infrastructure for training. PAF Hawaii proposes that this pilot project contain all the major elements (Enterprise, Education, and Research) of a scale facility and be used to mirror the challenges that subject matter experts will face adapting the Kaneohe WWPTF to an aquaculture facility.

A request to allot and expend a grant pursuant to Chapter 42F-103, has been requested from Governor David Ige, through the Department of Budget and Finance. In addition, the contract agreement is being prepared for submission to the Attorney General's Office for approval as to form. The Department is aware implementation of the contract is dependent upon receipt of all required approvals, as well as availability of funds, and that funding restrictions may occur at any time.

Chapter 343 - Compliance with Environmental Law:

After reviewing §11-200-8, HAR, including the criteria used to determine significance under §§11-200-1 and 5, HAR, DLNR has concluded that the activities under this contract would have no significant effect on the environment and that approval of the contract agreement is

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categorically exempt from the requirement to prepare an environmental assessment. See Agency's Determination of Exemption (attached) from preparation of an environmental assessment.

RECOMMENDATION:

Based on the attached proposed declaration of exemption prepared by the Department after consultation with and advice of those having jurisdiction and expertise for the proposed actions under the contract:

1. That the Board declare that the actions which are anticipated to be undertaken under this contract will have little or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Upon the finding and adoption of the Department's analysis by the Board, that the Board delegate and authorize the Chairperson to sign the declaration of exemption for purposes of recordkeeping requirements of Chapter 343, HRS, and Chapter 11-200, HAR.
3. That the Board authorize the Chairperson to negotiate and, subject to necessary approvals, enter into a grant-in-aid contract agreement with PAF Hawaii to support the new structures at the existing facility at the location adjacent to the Waikalua Loko Fish Pond in Kaneohe to expand educational opportunities, STEM research and development, and job creation/employment programs .

Respectfully submitted,



BRIAN J. NEILSON
Administrator

APPROVED FOR SUBMITTAL:



SUZANNE D. CASE
Chairperson

Attachment: Declaration of Exemption from the Preparation of an Environmental Assessment under the Authority of Chapter 343, HRS, and Chapter 11-200, HAR

ITEM F-1

DAVID Y. IGE
GOVERNOR OF HAWAII



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

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

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
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CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAIKOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

January 22, 2021

TO: Division of Aquatic Resources File

THROUGH: Suzanne D. Case, Chairperson

FROM: Brian J. Neilson, Administrator
Division of Aquatic Resources

SUBJECT: Declaration of Exemption from the Preparation of an Environmental Assessment under the Authority of Chapter 343, HRS, and Chapter 11-200, HAR, for a Request for Approval to Enter into a Grant-In-Aid Contract Agreement (\$500,000 State Capital Improvement Project Funds) Between the Board of Land and Natural Resources (BLNR) and Pacific American Foundation Hawaii, Inc. (PAF Hawaii) for a Project Titled "Kaneohe Aquaculture and Community Development Complex".

The following contracted activities are found to be exempted from preparation of an environmental assessment under the authority of Chapter 343, HRS and Chapter 11-200, HAR:

Project Title: "Kaneohe Aquaculture and Community Development Complex"; Request for Approval to Enter into a Grant-In-Aid Contract Agreement (\$500,000 State Capital Improvement Project Funds) Between the Board of Land and Natural Resources (BLNR) and Pacific American Foundation Hawaii, Inc. (PAF Hawaii).

Project Description: The contract would authorize entering into an agreement between the Board of Land and Natural Resources (BLNR) and the Pacific American Foundation Hawaii, Inc. (PAF Hawaii) for the construction of the Kaneohe Aquaculture and Community Development Complex, from the time contract is signed by the Chairperson of the BLNR to the end of contract. Funding for the project, \$500,000 in State Capital Improvement Project Funds, was authorized by Act 39, Session Laws of Hawaii 2019.

The Kaneohe Aquaculture and Community Development Complex will consist of expansion of existing infrastructure and construction of new structures at the existing facility to expand educational opportunities, STEM research and development, and job creation/employment programs, operated by PAF Hawaii at the Waikalua Loko Fish Pond at 45-230 Kulauli Street. Kaneohe, Hawaii 96744.

The primary objectives of the project are to promote sustainable living, environmental stewardship, socioeconomic development, and STEM education and research. A self-sustaining education and training platform requires that a body of knowledge be established to develop infrastructure for training. PAF Hawaii proposes that this pilot project contain all the major elements (Enterprise, Education, and Research) of a scale facility and be used to mirror the challenges that subject matter experts will face adapting to a modern day aquaculture facility.

The geographical coverage is Oahu with a focus on Windward Oahu, the Castle Complex and Windward Community College. The intended target group are early childhood through higher education students. The facilities will serve approximately 3,000 to 5,000 per year.

This contract agreement is supplemental to an existing contract agreement (#66097) previously approved by the BLNR in 2017.

A request to allot and expend a grant pursuant to Chapter 42F-103, has been requested from Governor David Ige, through the Department of Budget and Finance. In addition, the contract agreement is being prepared for submission to the Attorney General's Office for approval as to form. The Department is aware implementation of the contract is dependent upon receipt of all required approvals, as well as availability of funds, and that funding restrictions may occur at any time.

The primary objectives of the project include the following:

- a) Construction of a new structure on an existing developed site to expand the effectiveness of PAF Hawaii's education, research and development, and employment programs at the Waikalua Loko Fish Pond into a sustainable community based aquaculture facility;
- b) Adapt the Kaneohe WWPTF as an aquaculture facility to form the Kaneohe Aquaculture and Community development complex as a center for culture-based learning and entrepreneurship;
- c) Propose a pilot project to mirror the challenges that PAF HI subject matter experts will face adapting to a modern day aquaculture facility, consisting of twelve 125-gallon tanks for aquaponics, 30' x 30' cover open work and storage area, twelve 1,000-gallon or four 5,000-gallon grow-out tanks, a twelve 55-gallon glass or acrylic tanks for a hatchery and a 450 square foot laboratory and storage facility.

DAR notes that the Honolulu County, Department of Planning and Permitting, on March 15, 2015, determined that the proposed Center was generally consistent with the permits issued for the property and that additional modifications to the permits were not anticipated. In this same determination, the County stated that the project is adjacent to the Waikalua Loko fishpond, a State Historic Site, and would require consultation with the State Historic Preservation Division.

Consulted parties: Department of Planning and Permitting (DPP) - City & County of Honolulu and Office of Conservation and Coastal Lands (OCCL) - Department of Land and Natural Resources.

Exemption Determination: After reviewing §11-200-8, HAR, including the criteria used to determine significance under §11-200-12, HAR, DLNR has concluded that the activities under this contract agreement would have minimal or no significant effect on the environment and that issuance of the

contract agreement is categorically exempt from the requirement to prepare an environmental assessment based on the following analysis:

1. All activities associated with this contract agreement have been evaluated as a single action. Since this project involves activities that are precedent to a later planned activity, i.e., the expansion of existing infrastructure and construction of new structures at an existing facility, the categorical exemption determination here will treat all planned activities as a single action under §11-200-8, HAR.

2. Section 11-200-8, HAR, provides a number of exemption classes under which this project was evaluated. The following exemption classes appear to apply: Exemption Class # 1 Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing, Exemption Class # 3 Construction and location of single new, small facilities or structures and the alteration and modification of same and installation of new, small, equipment and facilities and the alteration and modification of same and Exemption Class # 6 Construction or placement of minor structures accessory to existing facilities.

§11-200-8(a)(1), §11-200-8(a)(3), and §11-200-8(a)(6), HAR, exempts the class of actions that involve the continued operations of an existing facility provided there is no expansion or change of use beyond what currently exists, the class of actions that involve construction and location of single new, small facilities or structures and the alteration and modification of same and installation of new, small, equipment and facilities and the alteration and modification of same including but not limited to: (A) Single family residences not in conjunction with the building of two or more such units; (B) Multi-unit structures designed for not more than four dwelling units if not in conjunction with the building of two or more such structures; (C) Stores, offices and restaurants designed for total occupant load of twenty persons or less, if not in conjunction with the building of two or more such structures; and (D) Water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; and (E) accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences and the class of actions that involve construction or placement of minor structures accessory to existing facilities. These exemption classes have been interpreted to include the activities related to the expansion of existing infrastructure and construction of new structures at an existing facility for the construction of the Kaneohe Aquaculture and Community Development Complex, such as those being proposed.

The proposed activities here appear to fall squarely under the exemption class identified under § 11-200-8(a)(1), HAR, and as described under the following 2015 DLNR exemption list class #1, items #17 and #18, respectively, which includes the “repair and maintenance of existing utilities and drainage systems” and the “repairs and modifications to existing sewage and water pumping stations and treatment facilities to maintain established codes and standards, provided that modifications that expand the capacity or geographical service area of existing facilities shall not be exempt”.

The proposed activities here appear to fall squarely under the exemption class identified under § 11-200-8(a)(3), HAR, and as described under the following 2015 DLNR exemption list class #3, item #4, which includes the “construction and location of new, small facilities or structures necessary to support or enhance public recreational use of state lands and waters, such as comfort stations and related individual wastewater disposal systems, sanitation facilities, outdoor showers, signage, interpretive kiosks, viewing platforms, pavilions, shelters, tables, grills, cabins, campgrounds, lifeguard stations,

improvements necessary for compliance with the Americans with Disabilities Act, and other similar structures”.

The proposed activities here appear to fall squarely under the exemption class identified under § 11-200-8(a)(6), HAR and as described under the following 2015 DLNR exemption list class #6, items #5, #6, #13 and #15, respectively, which includes the “construction or placement of utilities (telecommunications, electrical, solar panels, drainage, waterlines, sewers) and related equipment (such as transformers, poles, cables, wires, pipes) accessory to existing facilities on state lands”, the “construction or placement of lighting systems for streetlights, facility lighting, and security lighting”, the “placement or construction of accessory structures such as utility sheds, storage or maintenance sheds, office trailers, trash enclosures, comfort stations or sanitation facilities and related individual wastewater disposal systems, bus shelters, pavilions or picnic shelters, parking and fee collection facilities, checking stations, interpretive kiosks and displays, dock boxes, mooring cleats, bumpers, and mooring buoys, blocks and piles, and other similar structures accessory to existing facilities on state lands and waters and the construction or placement of “rearing pens for cage culture of various freshwater, estuarine, and marine fishes, invertebrates, and other aquatic organisms”.

As discussed below, no significant disturbance to any environmental resource is anticipated. Thus, so long as the below considerations are met, an exemption class should include the action now contemplated.

3. Cumulative Impacts of Actions in the Same Place and Impacts with Respect to the Potentially Particularly Sensitive Environment Will Not be Significant. Even where a categorical exemption appears to include a proposed action, the action cannot be declared exempt if “the cumulative impact of planned successive actions in the same place, over time, is significant, or when an action that is normally insignificant in its impact on the environment may be significant in a particularly sensitive environment.” §11-200-8(b) HAR To gauge whether a significant impact or effect is probable, an exempting agency must consider every phase of a proposed action, any expected primary and secondary consequences, the long-term and short-term effects of the action, the overall and cumulative effect of the action, and the sum effects of an action on the quality of the environment. §11-200-12 HAR.

Significant cumulative impacts are not anticipated as a result of this activity, and numerous safeguards further ensure that the potentially sensitive environment of the project area will not be significantly affected. All activities will be conducted in a manner that does not diminish marine resources, qualities, and ecological integrity, or have any indirect, secondary, cultural, or cumulative effects.

Since no significant cumulative impacts or significant impacts with respect to any particularly sensitive aspect of the project area are anticipated, the categorical exemptions identified above should remain applicable.

4. Overall Impacts will Probably have a Minimal or No Significant Effect on the Environment. Any foreseeable impacts from the proposed activity will probably be minimal, and further mitigated by general and specific conditions attached to the contract agreement. Specifically, all activities covered by this contract agreement will be carried out with strict safeguards for the natural, historic, and cultural resources, other applicable law and agency policies and standard operating procedures.

Conclusion. Upon consideration of the agreement to be approved by the Board of Land and Natural Resources, the potential effects of the above listed project as provided by Chapter 343, HRS, and Chapter 11-200, HAR, have been determined to be of probable minimal or no significant effect on the environment and exempt from the preparation of an environmental assessment.

Suzanne D. Case, Chairperson
Board of Land and Natural Resources

Date

DAVID Y. IGE
GOVERNOR OF
HAWAII



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

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

July 28, 2020

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
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FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
NATURAL ACQUISITION AND RESERVE COMMISSION
LAND
STATE PARKS

TO: The Honorable David Y. Ige
Governor of Hawaii

THRU: The Honorable Craig K. Hirai, Director
Department of Budget and Finance

FROM: Suzanne D. Case, Chairperson
Department of Land and Natural Resources

SUBJECT: Request to Allot and Expend a Grant Pursuant to Chapter 42F, HRS

1. **Program I.D. and Title:** LBR 903 Office of Community Services (DLIR)
2. **Expending Agency (if other than above):** Department of Land and Natural Resources
3. **Recipient Agency and Brief Description:** Pacific American Foundation Hawaii, Inc.

(Describe what the recipient agency does and whether it has been determined by the expending agency to meet the conditions of Section 42F-103 HRS, Standards for the award of grants and subsidies.) Pacific American Foundation Hawaii (PAF Hawaii), Inc. was formed in the State of Hawaii on January 2, 2015. The mission of PAF Hawaii is "improving the lives and presenting greater opportunities for all of the Pacific American peoples, to provide and support education and cultural based activities". PAF Hawaii is related to the Pacific American Foundation entity.

The Pacific American Foundation (PAF) is a 501(c) (3) nonprofit organization. PAF has served more than 401,000 Native Hawaiians, since 1993. PAF has been recognized by former Governors of the State of Hawaii as a "nonprofit organization that serves the interest of Native Hawaiians for the purpose of planning, conducting, or administering programs (or parts of programs) for the benefit of Native Hawaiians".

The Department has determined the recipient agency has met the conditions of Section 42F-103 HRS, Standards for the award of grants and subsidies.

4. Amount of Grant: \$500,000 for FY 2020

Means of Financing: CIP Funds

Act: 039, SLH: 2019, Section 84, Item No. B-45 CIP GO Bond Funds

5. Description of Project/Outcomes:

(Describe, as applicable (non-applicable sections may be deleted):

The specific use of the funds by the recipient; e.g., to supplement funding of a particular program, start a new program, etc. A “program” is considered to be a discrete set of activities that are provided for the benefit of a particular target group. The funds will be used to construct a new facility to expand the effectiveness of PAF Hawai‘i’s education, research/development, and employment programs at the Waikalua Loko Fish Pond.

The overall CIP project (include where the project would be located, whether on private property or government property), the intended target group, and the actual number of persons to be served by the completed project. For example, a community based home for the developmentally disabled (DD) would theoretically serve the entire DD population; however, the project itself would provide 8 beds to accommodate only 8 DD individuals.) The newly built facility will be located on private property, adjacent to the Waikalua Loko Fish Pond with an address of 45-230 Kulauli Street, Kaneohe, Hawai‘i 96744.

The geographical coverage is Oahu with a focus on Windward Oahu, the Castle Complex, and Windward Community College. The intended target group are early childhood through higher education students. The facilities will serve approximately 3,000 to 5,000 per year.

That are the measurable results expected from the grant at the end of the grant period? The issuance of a Certificate of Occupancy to the first Capital Improvement Project located at the Waikalua Loko Fish Pond.

6. Public Purpose:

Describe as applicable (non-applicable sections may be deleted):

The program objective of the department that the grant support; if the grant does not support the objective of the program to which funds were appropriated or any other program of the expending department, include a discussion on which program/department may be more appropriate. Ancient Hawaiian Fishponds are on the verge of vanishing from the landscape. The Department of Land and Natural Resources was instrumental in helping PAF Hawai‘i’s affiliate Pacific American Foundation develop a Historic Preservation Plan in 1995. The Division of Aquatics Resources through the years have provided expertise and manpower in the removal of invasive species at the pond, including the mangrove and exotic limu. This grant is consistent with the purposes of the Department of Land and Natural Resources and will

help to insure long-term education and sustainability of this important cultural and natural resource.

The activities for which the grant will be used and how the recipient will permit the community to benefit from those activities; or how the recipient will reduce the cost incurred by the recipient by providing a service available to some or all members of the public. The community has benefitted from the restoration of the pond since 1995. PAF Hawai'i's affiliate Pacific American Foundation has developed educational resources in the form of innovative and rigorous curricula for grade K – 12 and higher education. PAF has trained over 6,000 public school teachers who have in turn brought over 100,000 students to the Waikalua Loko Fish Pond, since 1995 to study, learn, and give back to the pond. PAF provides these opportunities at no costs. This grant award will help to improve facilities at the pond to better accommodate learning opportunities and experiences at the pond.

The extent to which the services provided by the grant complement or duplicate services provided by the department, including the services provided through purchases of service contracts under Chapter 103F, HRS, Purchases of Health and Human Services. PAF Hawai'i and its affiliate are unaware of any purchase of service contracts related to the stewardship and restoration efforts of the Waikalua Loko Fish Pond. Participation by DLNR staff in the past was purely voluntary. This grant will provide facilities that will assist PAF Hawai'i and its affiliate with the continued efforts to eradicate invasive mangrove and limu from the area and restore the pond, so it may be a place where fish propagation can occur utilizing 21st century technology and traditional wisdom.

A Form PAB should be filled out and attached to the request to release CIP funds. Are there any issues identified as a result of the information provided on the Form PAB? Form PAB and Table R are attached and there are no issues as a result of information provided on Form PAB.

(Describe, as applicable (non-applicable sections may be deleted):

What portion (plans, design, construction, equipment) of the overall CIP project will be funded by the requested release? 25%

Is the CIP grant intended to purchase land? No.

If yes, how are the conditions contained in Section 42F-103(d) being met? n/a

If the CIP grant only provides planning/design funds: n/a

What is the total cost of construction and how will the construction phase be funded? Construction soft costs is estimated at \$100,000. This estimated costs include work related to and not limited to: environmental, architect, engineers, permits and fees, and project management. The remaining funds are earmarked for construction hard costs, which total \$400,000.

Is there a commitment of non-State grant funds to cover construction costs? No.

If no, what is the potential request to the State for grant funds to cover construction costs? At this time, PAF Hawai'i has no intention of requesting grant funds for this specific construction project, as the estimated construction costs to complete the project are covered in this grant.

Has the recipient received grants for any other CIP project? If yes, list the projects (including a description), the amounts by appropriation act/year, whether the funds were expended, and list any project that was completed using CIP grant funds in whole or in part. Yes, for the same project.

What is the total cost of the program/CIP project for which the recipient intends to use the grant? \$2.0 million.

If this is to fund an ongoing program/CIP project, for how many fiscal years has the recipient been receiving grants for the program/CIP project? List the amounts released by prior appropriation act/year and means of financing. The first GIA award of \$1.5 million was approved in the 2015 legislature. This is the second CIP funding PAF Hawai'i for the same project the PAF has received.

If the grant is to provide the State's matching portion of the program/CIP project, are the funds to be matched guaranteed? This grant is not being matched.

That are the other funding sources, if any, received by the recipient to support the program/project? Federal HUD monies were originally secured in 2009 to purchase the 17 acres. Programmatically, PAF Hawai'i's affiliate, PAF receives federal funds for the continued develop of its educational strategies for school aged learners in the field of STEM. At this time, PAF is focusing on providing natural resources and marine science pathways. PAF has received funding in the amount of \$2.4 million for FY2014 – FY2017. In 2018 to 2020, PAF has received \$1.5 million from state, federal and city resources for teacher development and out of school programs for 9 schools on the Windward side.

Are the other sources sustainable? PAF Hawai'i and its affiliate are always exploring opportunities to expand its fee for service possibilities, as well as writing for public and private grants.

Was (or will) a grant request (be) submitted to the 2016 Legislature to continue to provide funding for the same program/CIP project as this request to release grant funds? If yes, briefly describe the request. No.

What is the organization doing to become self-sufficient (i.e., manage without Chapter 42F grants)? PAF Hawai'i and its affiliate are initiating a pilot aquaculture

project, in conjunction with the new facility, as a first step towards developing PAF Hawai'i's socioeconomic development plan towards sustainability.

Upon review, this department has determined that the recipient is qualified to be awarded a grant pursuant to the provisions of Section 42F-103, HRS, standards for the award of grants and subsidies.

The Department of the Attorney General has been consulted on the legal requirements to be fulfilled by the grant recipient and has indicated that the grant recipient meets the conditions of Chapter 42F, HRS.

Attached is a copy of the grant application and other applicable documents. (Note: For CIP requests only, requests only, the allotment advice (Form A-15), Form PAB and Table R must also be included.)

RECOMMEND:

☐ APPROVAL ☐ DISAPPROVAL

Craig K. Hirai
Director of Finance

Date

☐ APPROVED ☐ DISAPPROVED

DAVID Y. IGE
Governor, State of Hawaii

Date

Attachments

DAVID Y. IGE
GOVERNOR

JOSH GREEN
LIEUTENANT GOVERNOR



SCOTT T. MURAKAMI
DIRECTOR

LEONARD HOSHINO
DEPUTY DIRECTOR

DENISE ISERI-MATSUBARA
EXECUTIVE DIRECTOR

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
OFFICE OF COMMUNITY SERVICES
830 PUNCHBOWL STREET, ROOM 420
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Phone: (808) 586-8675 / Fax: (808) 586-8685
Email: dlir.ocs@hawaii.gov

IN REPLY, REFER TO:
OCS 19.2804

July 8, 2019

TO: The Honorable David Y. Ige
Governor of Hawaii

THROUGH: The Honorable Suzanne D. Case, Chairperson *SDC*
Department of Land and Natural Resources

The Honorable Scott T. Murakami, Director *STM*
Department of Labor and Industrial Relations

Leila N. Shan *LNS* Business Management Officer
DLIR, Administrative Services Office

FROM: Denise Iseri-Matsubara, Executive Director *DM*
DLIR, Office of Community Services

SUBJECT: **Request to Delegate a Capital Improvement Program Grant
Pursuant to Chapter 42F, HRS, for Pacific American Foundation Hawaii, Inc.**

Section 90 of Act 039, SLH 2019, states "With the approval of the Governor, designated expending agencies for capital improvement projects authorized in this Act may delegate to other State or County agencies the implementation of projects when it is determined advantageous to do so by both the original expending agency and the agency which expending authority is to be delegated." We respectfully request approval to **delegate \$500,000** of the Pacific American Foundation Hawaii, Inc.'s (PAF), Chapter 42F Grant to the **Department of Land and Natural Resources (DLNR), Division of Aquatic Resources (DAR)**. Delegation of this project to DLNR/DAR, is appropriate because DLNR/DAR is currently working with the applicant on this project using funds from Chapter 42F from a previous session. DLNR/DAR has the background, knowledge and expertise to oversee the project.

1. Program Title: LBR 903 Office of Community Services –Design and Construction
2. Source of Funds: Act 039/SLH 2019, Section 84, Item No. B-45 CIP GO Bond Funds

The Honorable David Y. Ige
GIA Transfer: Pacific American Foundation Hawaii, Inc.
July 8, 2019
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3. Purpose/Justification:

DAR is currently working with PAF on this CIP project, expending monies from a previous Chapter 42F grant to design and construct a new educational facility, near the Waikalua Loko Fish Pond. This is a complicated and unique project which requires approval from the Board of Land and Natural Resources, and other expertise from DLNR/DAR. DAR has expertise in managing projects to maximize aquaculture productivity, protecting native and resident aquatic species and their habitat; DAR is best suited to manage this CIP.

Mr. Brian Kanenaka, DLNR/DAR Aquatic Biologist, indicated that DLNR/DAR is willing and able to administer this grant.


4. Impact of the request if denied:

If this request is denied, OCS will work with Pacific American Foundation Hawaii, Inc. on this Grant-In-Aid.

Should you have any questions regarding this request, please contact Eliza K. Wilcox at 586-3955, or elizabeth.k.wilcox@hawaii.gov; or me at 586-8678 or denise.iseri-matsubara@hawaii.gov.


Department Review of Request:

Reviewed and approved by division or attached agency administrator:


DENISE ISERI-MATSUBARA
Executive Director


7-8-19
Date

Reviewed and approved by department administrative services officer:


LEILA N. SHAR
Business Management Officer

JUL - 9 2019
Date

Reviewed and approved by department head:


SCOTT T. MURAKAMI
Director

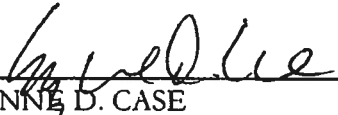
JUL 10 2019
Date

The Honorable David Y. Ige
GLA Transfer: Pacific American Foundation Hawaii, Inc.
July 8, 2019
Page 3

RECOMMEND:

☒ APPROVAL

☐ DISAPPROVAL



SUZANNE D. CASE
Chairperson

7/29/19

Date

☐ APPROVAL

☐ DISAPPROVAL

DAVID Y. IGE
Governor of Hawaii

Date

DAVID Y. IGE
GOVERNOR




CLARE E. CONNORS
ATTORNEY GENERAL

DANA O. VIOLA
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
LAND TRANSPORTATION DIVISION
ROOM 300, KEKUANAO'A BUILDING
465 SOUTH KING STREET
HONOLULU, HAWAII 96813
FAX No. (808) 587-2999

July 17, 2020

TO: Brian J. Neilson, Administrator
Division of Aquatic Resources, DLNR
ATTN: **Brian K. Kanenaka** (x7-0332)
FROM: Colin J. Lau, Deputy Attorney General (x7-2991) 
Land/Transportation Division
SUBJECT: Review of Grant-in Aid Application for Pacific American Foundation
Hawaii, Inc.

I am in receipt of the attached documents from the Pacific American Foundation Hawaii's counsel regarding their explanation of compensation, articles of incorporation, bylaws, conflict of interest policy, and federal tax status as sent via email from Gay Macato yesterday.

I previously received a phone call from applicant's counsel, Dennis O'Connor, Jr., regarding the questions I'd previously raised in January. He offered an explanation and I asked that he send a follow-up in writing.

Based on the written explanation given, I am satisfied that the applicant is in compliance for their grant application under HRS § 42F-103.

If you have any further questions about this, please contact me at 587-2991 or via email. Thanks.

DAVID Y. IGE
GOVERNOR OF HAWAII



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

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

L.S. 19-05-08
19-21718

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

ROBERT MASUDA
DEPUTY DIRECTOR

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

October 30, 2019

TO: BILL WYNHOFF, Supervising Deputy Attorney General
Land/Transportation Division
Department of the Attorney General

FROM: Brian J. Neilson, Administrator
Division of Aquatic Resources

A handwritten signature in black ink, appearing to read "Brian J. Neilson", is written over the printed name of the sender.

SUBJECT: REQUEST FOR REVIEW AS TO CHAPTER 42F COMPLIANCE FOR A
GRANT-IN-AID TO PACIFIC AMERICAN FOUNDATION HAWAII, INC.

As part of the documentation to release the funds for grant-in-aids, the Department of Budget and Finance requests a written confirmation from the Department of the Attorney General that the recipient is compliant with HRS Chapter 42F requirements.

Please review the attached documents for Pacific American Foundation Hawaii, Inc. for compliance with standards for the award of grants and subsidies pursuant to section 42F-103, Hawaii Revised Statutes. The "Declaration Statement, Applicants for Grants and Subsidies, Chapter 42F, Hawaii Revised Statutes" signed by the recipient is part of the grant application.

The following documents are enclosed:

1. Grant-In-Aid Application (unredacted) to 2019 Legislature with Declaration Statement of Applicants for Grants Pursuant to Chapter 42F, Hawaii Revised Statutes
2. CIP Budget appropriation from Act 5, SLH 2019, HB2 HD1 SD1 CD1
3. Incorporation Under the Laws of the State of Hawaii, DCCA listing
4. Organization Bylaws
5. Governing Board's Conflicts of Interest Statement
6. Nonprofit Status by the Internal Revenue Service

A State of Hawaii Certificate of Vendor Compliance (or equivalent documents) will be required at the time of contract award.

If there are any questions, please contact Brian Kanenaka of my staff at 587-0332 or Alyson Yim of the Engineering Division at 587-0259.

Attachments

**THE THIRTIETH LEGISLATURE
APPLICATION FOR GRANTS
CHAPTER 42F, HAWAII REVISED STATUTES**

Type of Grant Request:

☐

Operating

☒

Capital

Legal Name of Requesting Organization or Individual Dba

PACIFIC AMERICAN FOUNDATION HAWAII INC

PAF HAWAII

Amount of State Funds Requested: \$ 2,414,000

Brief Description of Request (Please attach word document to back of page if extra space is needed)

The proposed new facility will expand the effectiveness of the Pacific American Foundation's STEM education, environmental research and development and employment programs at the Waikalua Loko Fish Pond. The goal of the project is to provide a world-class, culture-based, aquaculture training and education platform.

Amount of Other Funds Available

State: \$ 1,500,000

Federal: \$ 0.00

County: \$ 0.00

Private/Other: \$ 0.00

Total amount of State Grants Received in the Past 5

Fiscal Years:

\$ 1,500,000

Unrestricted Assets:

\$ 0.00

New Service (Presently Does Not Exist): ☒

Existing Service (Presently in Operation): ☐

Type of Business Entity

☒

501(C)(3) Non Profit Corporation

☐

Other Non Profit

☐

Other

Mailing Address:

45-285 Kaneohe Bay Drive #102

City

State

Zip

Kaneohe

Hawaii

96744

Contact Person for Matters Involving this Application

Name:

HERB LEE

Title

EXECUTIVE DIRECTOR

Email:

herblee@thepaf.org

Phone:

(808) 927-5646

Federal Tax ID#.

47 2621483

State Tax ID#

W48984006 01

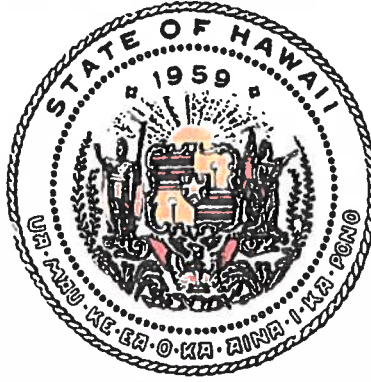

Authorized Signature

HERB LEE, EXECUTIVE DIRECTOR

Name and Title

01/18/19

Date Signed



Department of Commerce and Consumer Affairs

CERTIFICATE OF GOOD STANDING

I, the undersigned Director of Commerce and Consumer Affairs of the State of Hawaii, do hereby certify that

PACIFIC AMERICAN FOUNDATION HAWAII, INC

was incorporated under the laws of Hawaii on 01/02/2015 ;
that it is an existing nonprofit corporation; and that,
as far as the records of this Department reveal, has complied
with all of the provisions of the Hawaii Nonprofit Corporations
Act, regulating domestic nonprofit corporations



IN WITNESS WHEREOF, I have hereunto set
my hand and affixed the seal of the
Department of Commerce and Consumer
Affairs, at Honolulu, Hawaii

Dated January 18, 2019

Director of Commerce and Consumer Affairs

**DECLARATION STATEMENT OF
APPLICANTS FOR GRANTS PURSUANT TO
CHAPTER 42F, HAWAII REVISED STATUTES**

The undersigned authorized representative of the applicant certifies the following

- 1) The applicant meets and will comply with all of the following standards for the award of grants pursuant to Section 42F-103, Hawaii Revised Statutes:
 - a) Is licensed or accredited in accordance with federal, state, or county statutes, rules, or ordinances to conduct the activities or provide the services for which a grant is awarded,
 - b) Complies with all applicable federal and state laws prohibiting discrimination against any person on the basis of race, color, national origin, religion, creed, sex, age, sexual orientation or disability
 - c) Agrees not to use state funds for entertainment or lobbying activities and
 - d) Allows the state agency to which funds for the grant were appropriated for expenditure, legislative committees and their staff and the auditor full access to their records, reports, files, and other related documents and information for purposes of monitoring measuring the effectiveness, and ensuring the proper expenditure of the grant
- 2) If the applicant is an organization, the applicant meets the following requirements pursuant to Section 42F-103, Hawaii Revised Statutes
 - a) Is incorporated under the laws of the State, and
 - b) Has bylaws or policies that describe the manner in which the activities or services for which a grant is awarded shall be conducted or provided
- 3) If the applicant is a non-profit organization, it meets the following requirements pursuant to Section 42F-103, Hawaii Revised Statutes
 - a) Is determined and designated to be a non-profit organization by the Internal Revenue Service, and
 - b) Has a governing board whose members have no material conflict of interest and serve without compensation

Pursuant to Section 42F-103, Hawaii Revised Statutes, for grants used for the acquisition of land, when the organization discontinues the activities or services on the land acquired for which the grant was awarded and disposes of the land in fee simple or by lease, the organization shall negotiate with the expending agency for a lump sum or installment repayment to the State of the amount of the grant used for the acquisition of the land

Further, the undersigned authorized representative certifies that this statement is true and correct to the best of the applicant's knowledge.

PACIFIC AMERICAN FOUNDATION HAWAII, INC (PAF HAWAII)
(Typed Name of Individual or Organization)

(Signature)

01/18/19

(Date)

HERB LEE
(Typed Name)

EXECUTIVE DIRECTOR
(Title)

§42F-102 Applications for grants. Requests for grants shall be submitted to the appropriate standing committees of the legislature at the start of each regular session of the legislature. Each request shall state:

- (1) The name of the requesting organization or individual,
- (2) The public purpose for the grant,
- (3) The services to be supported by the grant,
- (4) The target group, and
- (5) The cost of the grant and the budget. [L 1997, c 190, pt of §3, am L 2014, c 96, §6]

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Section 42F-102 Acknowledgement

The undersigned hereby confirms and acknowledges that the grant will be used for a public purpose pursuant to Section 42F-102, Hawaii Revised Statutes, as stated above

PACIFIC AMERICAN FOUNDATION HAWAII, INC (PAF HAWAII)

(Type or Print Name of Individual or Organization)

(Signature)

HERB LEE

(Typed Name)

(Date)

EXECUTIVE DIRECTOR

(Typed Title)

Application for Grants

If any item is not applicable to the request, the applicant should enter "not applicable".

I. Certification – Please attach immediately after cover page

1. Certificate of Good Standing (If the Applicant is an Organization)

If the applicant is an organization, the applicant shall submit one (1) copy of a certificate of good standing from the Director of Commerce and Consumer Affairs that is dated no earlier than December 1, 2018.

2. Declaration Statement

The applicant shall submit a declaration statement affirming its compliance with Section 42F-103, Hawaii Revised Statutes. ([Link](#))

3. Public Purpose

The applicant shall specify whether the grant will be used for a public purpose pursuant to Section 42F-102, Hawaii Revised Statutes. ([Link](#))

II. Background and Summary

This section shall clearly and concisely summarize and highlight the contents of the request in such a way as to provide the State Legislature with a broad understanding of the request. Please include the following:

1. A brief description of the applicant's background;

Pacific American Foundation Hawaii (PAF Hawaii), Inc was formed in the State of Hawaii on January 2, 2015. The mission of PAF Hawaii is “improving the lives and presenting greater opportunities for all of the Pacific American peoples, to provide and support education and cultural based activities”. PAF Hawaii is related to the Pacific American Foundation entity.

The Pacific American Foundation (PAF) is a 501c(3) nonprofit organization. PAF has served more than 401,000 Native Hawaiians, since 1993. PAF has been recognized by former Governors of the State of Hawaii as a “nonprofit organization that serves the interest of Native Hawaiians for the purpose of planning, conducting, or administering programs (or parts of programs) for the benefit of Native Hawaiians”.

The Pacific American Foundation (PAF) has emerged as one of the leaders in the Native Hawaiian community that is developing culture- and place-based educational curriculum. PAF has had great success in developing culture- and place-based curriculum for Hawaiian fishponds,

traditional near shore fisheries, the ahupuaa (the land division from the mountain to the sea which is the Hawaiian land management system), and island ecosystems. Since its inception, PAF has managed numerous extramurally funded programs for Native Hawaiians, which have focused on environmental preservation, cultural leadership development, culture-and place-based curriculum development, business literacy, and health care.

PAF projects include: Kahea Loko (Department of Education, (2000- 2003); Imi Ike (Department of Education, (1999-2002); Project Keawa Nui Fishpond (National Fish and Wildlife Foundation, (2002-2004); Aloha Aina (Department of Education, 2004-2007); Project Ke Kumu Alakai (Department of Education, 2003-2006); Project Malama Kahoolawe (Department of Education, 2006-2009); and Project Hanai Ku Ipu (Department of Education, 2006-2009). Other grantors include: the Queen Emma Foundation, the Queen's Health Care Systems, the Geneva Foundation, the Administration for Native Americans, Kamehameha Schools, and the Environmental Protection Agency. PAF has managed more than \$15 million of grants, undergone three A-133 audits, seven compilation audits, three Agency reviews, twelve internal reviews, and complied with all of the 990 Federal Tax Reporting standards.

Additionally, PAF is viewed as a respected leader in teaching cultural value leadership to Native Hawaiians and other Pacific Islanders. Through PAF's National Pacific American Leadership Institute and in partnership with the Native Hawaiian community, it has trained over 160 emerging Native Hawaiian and Polynesian leaders over the course of 10 years. Each of these projects demonstrated measurable educational and developmental outcomes, including increased student involvement in students' schools and communities, and more student interest in pursuing college and specific careers. PAF has also been invited to speak on numerous occasions on the issues and needs of Native Hawaiians and other Pacific Islanders in the country and is a member of the Asian American and Pacific Islander Advisory Council of the Gates Millennium Scholars Program. It has received numerous awards including the Hawaii Historic Foundation Award for Preservation and the EPA Region Award for Excellence. In March 2006, the Native Hawaiian Education Council selected PAF's Kahea Loko culture-based curriculum project, in conjunction with Alu Like and the Office of Hawaiian Affairs.

2. The goals and objectives related to the request;

The Proposed Capital Improvement Project will construct a new facility to expand the effectiveness of the Pacific American Foundation's education, research and development, and employment programs at the Waikalua Loko Fish Pond.

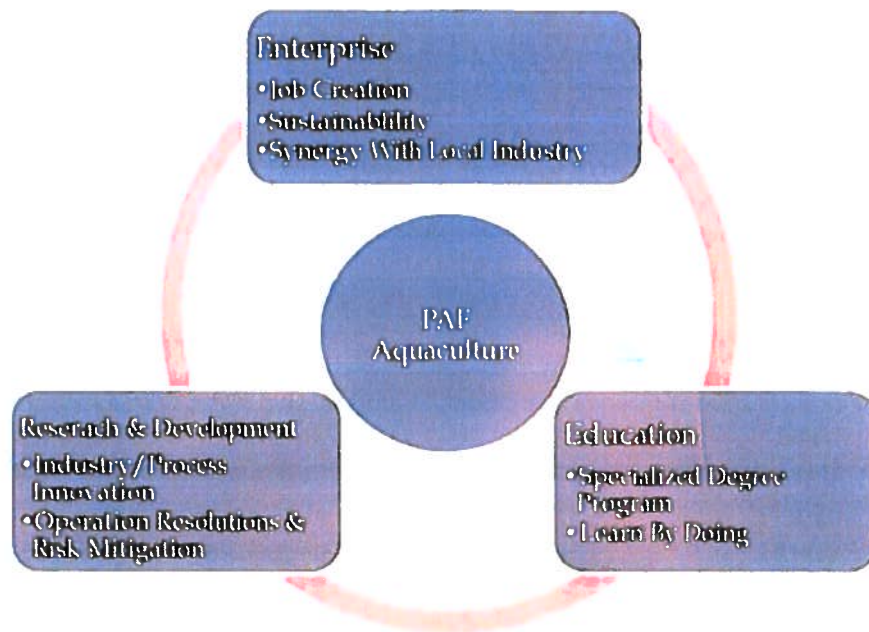
The goals of the project are three fold:

Education: Facilitate the specialized degree programs of the University of Hawaii, College of Tropical Agriculture and Human Resources, and Windward College by creating a living laboratory for students to learn in a real-world environment; and engage students, especially those with Native Hawaiian heritage, in a culture based career path in a growing and sustainable economic sector.

Research and Development: Test and optimize aquaculture best practices, species-specific feed development, environmental management, and propagation techniques; and develop and integrate sustainable industry practices that preserve and restore the aquatic elements of the fragile near shore ecology.

Enterprise: Reduce the dependence of Hawaii on imported food by increasing the quantity of locally grown and consumed seafood; and create and maintain higher paying jobs, and increased tax revenues in a more diversified economy.

The goal of the project is to provide a world-class, culture based aquaculture training and education platform. As part of the Castle Complex Area Schools, students will learn about Native Hawaiian stewardship of the land, and University of Hawai'i students will prepare for careers in aquaculture.



3. The public purpose and need to be served;

The public purpose is to manage and implement 1) a preservation plan for the Waikalua Loko Fish Pond and 2) develop a sustainable community based aquaculture facility. Education, research and development, and employment programs will be implemented upon the completion of construction. In addition, the preservation, stabilization, and beautification of the Waikalua Loko Fishpond will be achieved, along with meeting the need to provide an educational resource

to be made available for use by education institutions or community organizations with respect to Hawaiian culture and Science, Technology, Engineering, and Math (STEM).

4. Describe the target population to be served; and

The Pacific American Foundation is dedicated to improving the lives of all Pacific Americans encompassing citizens of the United States who can trace their ancestry to the indigenous settlers of the State of Hawaii, Territory of American Samoa, Territory of Guam, and Commonwealth of the Northern Marianas Islands, Fiji, New Zealand, Tahiti and Tonga.

Research has shown that Native Hawaiian children in Hawai'i's public school system perform poorly in school compared with their non-Hawaiian peers (Kanaiaupuni, S.K., N. Malone, and K. Ishibashi 2005). Factors related to the school system and student background contribute to this inequity.

Current statistics also show that Native Hawaiian students continue to score below national norms on standardized education achievement tests at all grade levels putting Native Hawaiian children and youth at-risk. Native Hawaiians now comprise over 25 percent of the students served by the State of Hawaii Department of Education. Predominantly Native Hawaiian public schools—those where over half of the population is Native Hawaiian—are more likely to be in restructuring and have higher rates of student absenteeism than schools with smaller concentrations of Native Hawaiian students. In particular, students in grades 6 - 8 at these schools perform, on average, significantly lower than their peers in science.

To address the underachievement of at-risk Native Hawaiian students, the Project will incorporate successful practices that are rooted in traditional Hawaiian teaching methods and that are currently documented in the best practice literature on place- and culture-based education. Native Hawaiian culture emphasizes a strong connection to one's surroundings, which comes from centuries of living, cultivating, learning, sharing, stewarding, and dying on the same land (Kanaiaupuni, S.K., N. Malone, and K. Ishibashi 2005; Kameeleihiwa, 1992; Kanahele, 1986). Place-based education (PBE) situates the learner within the context of the land while reinforcing the link between the aina and one's own identity (Kanaiaupuni, S.K., N. Malone, and K. Ishibashi 2005). It finds academic value in the natural and cultural community. In essence, the community becomes the classroom where organic lessons and hands-on experiences drive the curriculum. In PBE, the environment/culture is the integrating context across disciplines, and is characterized by projects that provide experiences that are adapted to students' individual skills and abilities (Duffin, 2005). It will be strengths-based by focusing on the close ties that Hawaiian students have to their ohana (family) and community, and by validating their strong identity with their cultural heritage. Research has shown that culture-based education (CBE) positively impacts student socio-emotional wellbeing, which in turn, positively affects math and reading test scores. CBE is positively related to math and reading test scores for all students, and particularly for those with low socio-emotional development, most notably when supported by overall CBE use within the school (Kanaiaupuni, Ledward, and Jensen 2010).

5. Describe the geographic coverage.

The geographical coverage is Oahu with a focus on Windward Oahu, the Castle Complex, and Windward Community College.

III. Service Summary and Outcomes

The Service Summary shall include a detailed discussion of the applicant's approach to the request. The applicant shall clearly and concisely specify the results, outcomes, and measures of effectiveness from this request. The applicant shall:

1. Describe the scope of work, tasks and responsibilities;

Mission Statement

The Pacific American Foundation is dedicated to improving the lives of all Pacific Americans encompassing citizens of the United States who can trace their ancestry to the indigenous settlers of the State of Hawaii, Territory of American Samoa, Territory of Guam, and Commonwealth of the Northern Marianas Islands, Fiji, New Zealand, Tahiti and Tonga.

History of the Pacific American Foundation

The Pacific American Foundation (PAF) is a non-profit organization dedicated to improving the lives of Pacific Americans.

Established in 1993, the Pacific American Foundation has developed over a dozen different programs, created a variety of culturally based curriculum for public schools, and has touched the lives of thousands of Pacific Americans in Hawaii and abroad.

The Pacific American Foundation is working to build a brighter future through the following pathways:

Education

- Project Hoala Hou is developing a new culture-based model for parent involvement and encouraging parents to be educational advocates for their children.
- Studies show that many indigenous students learn best through experience-based activities. The Pacific American Foundation is a leader in the development of place-based and cultural-based curriculum. PAF has developed three different standards-based, curricula: Kahea Loko, Aloha Aina, and Malama Kahoolawe, currently being used in classrooms across Hawaii.
- Numerous teacher-training sessions are conducted throughout the year to help teachers increase student achievement. Since 2003, PAF has trained nearly 1,000 teachers statewide.
- STEM (science, technology, engineering and math) projects in partnership with the National Oceanic and Atmospheric Association (NOAA) have also been developed for fifth and sixth graders with a focus on underwater robotics.

Mentorship/Leadership Training: The Pacific American Foundation believes in nurturing the whole student.

- Since 1998 PAF has developed a number of different programs to support emerging youth and adult leaders. Currently, the Hanai I Ka Ipu (to nurture the gourd) project has 8 teams on 5 different islands.
- The National Pacific American Leadership Institute (NAPALI) has graduated over 150 Fellows. Fellows are recruited from Hawaii, the continent, and the Pacific Region.

Employment: The Pacific American Foundation is dedicated to helping Pacific Americans develop sound career plans, including post secondary education, vocational and technical training for all ages.

- In 2005, PAF partnered with Kuder, Inc. to develop and refine an online portal to help connect student to careers, and enable people to realize their dreams.
- The Akamai Alpha program is PAF's latest curriculum innovation, which specializes in providing culture-based financial analyst training to prepare students for high-earning careers in the Asian Fund Development Market and business world.

Research and Development

Through Federal grants and partnerships with the Administration for Native Americans, PAF conducted intensive research into the U.S. Census 2000 data files to develop specific demographic information about the status of Native Hawaiians and Pacific Islanders throughout the U.S. This research has led to the development of new innovative programs to better serve the needs of Pacific islanders everywhere.

Community Partnerships

The Pacific American Foundation prides itself in developing creative partnerships with government agencies, educational institutions, and numerous foundations. We also collaborate with public schools on all islands, and many other community, and non-profit organizations that are passionate about providing meaningful, high-quality, experiences for our students, teachers, parents, and community.

PAF is thrilled to be a part of the visionary Kokokahi Cultural Learning Center on the shores of Kaneohe Bay adjacent to the Waikalua Loko fishpond. The Pacific American Foundation will join resident partners including the Kokokahi YWCA, Samuel Kamakau Hawaiian Charter School, Halau Mohala Ilima under the direction of Kumu Hula Mapuana De Silva, and Puanana Leo Hawaiian Language School in a Cultural Learning Center that incorporates Hawaiian culture as a foundational element to lifelong learning. The vision is for this center to become a hub of cultural awareness, learning and collaboration for all cultures on the Windward side.

Overview of Waikalua Loko

From the old stonewalls of the Waikalua Loko fishpond to the verdant walls of the magnificent Pali, the Kaneohe ahupuaa holds clues to a rich cultural and natural heritage. As educators in this awe-inspiring place, we have opportunities to help students discover and embrace that heritage and carry forward the practices that will help us to live more in harmony with the land and sea today.

In the days of old Hawaii, this ahupuaa flourished with productive loi kalo (taro patches) fed by the waters of Kawa and Kaneohe streams. The waters flowed from the streams through auwai (ditches) into the loi and into the loko ia (fishponds). At Waikalua Loko today we discover the ingenuity of Hawaiians who engineered these extensive irrigation and aquaculture systems.

Waikalua Loko Fishpond is a loko kuapa—a type of fishpond that is unique to these Islands. The fishpond we see today is very different from the pond that was constructed by Hawaiians approximately 350 years ago. The original pond received fresh water from both Kaneohe and Kawa streams. Grates once controlled the flow of water from these streams into the pond so that pond managers could control the salinity of the water. The original locations of the makaha (sluice gates) on the makai side and the dimensions of the pond walls are not known, but more research could probably shed light on this information.

Waikalua Loko Timeline

1650: Waikalua Loko constructed by Hawaiians. (This approximate date is determined from a core sampling of the rock wall of the pond (Eugene Dashiell et al, 1995).

1887: An 1887 map of the area shows extensive loi kalo mauka of the pond. A photograph of the area also shows a small interior pond where mullet fry were probably grown.

1900: The pond was in commercial operation with an area of 13.4 acres (today it is approximately 11.6 acres).

1926: An aerial photograph of the pond from 1928 shows a large break in the makai pond wall.

1930: The pond walls were reconstructed with the three openings we see today. These makaha were constructed of reinforced concrete. The wall, which is 9 to 12 feet wide may have been widened for access by equipment. The original walls had stone faces and were filled with cobbles and coral.

1940: Water quality and the marine environment were affected by human activities. More than 11 million cubic yards of coral was dredged in Kaneohe Bay and sugar and pineapple cultivation led to extensive soil erosion and siltation of the bay.

1950: A sewage outfall that was constructed near Waikalua Loko had a major impact on water quality.

1967: An aerial photo shows a channelized Kawa Stream that flows directly into the bay. Today the mouth of this stream is covered in silt and mangrove. This same photo shows a ditch next to the pond and the sewage treatment plant that appears to connect both streams. Ongoing development in the uplands of the Kaneohe ahupuaa created serious soil erosion into the bay. Introduced mangrove plants became a major management challenge at the pond. Mr. Koyama, the pond operator in the 1960s, reported a mullet harvest of 100 pounds per month (not a commercially viable yield).

1970: Pond operation stopped. Flood control efforts led to channelization of Kaneohe Stream, which was dammed at Hoomaluhia Park. Portions of Kawa Stream were lined with concrete and the stream was further channelized. Sewage discharge to Kaneohe Bay was stopped and diverted to Mokapu Point.

1995: The Waikalua Loko Fishpond Preservation Society was formed to help malama the pond for use as an educational site.

1998: Castle High School Science Teacher, Sheila Cyboron, brings first group of students (grade 11 and 12) to study science in the context of the fishpond. The transformation in student motivation and learning inspires a new level of culture-based curriculum development.

2000: WLFPS partners with the Pacific American Foundation (PAF), the Hawaii Department of Education, and the University of Hawaii Sea Grant program and receive its first major curriculum development grant award from the U. S. Department of Education entitled "Kahea Loko, the Call of the pond".

2003: Teachers welcome Kahea Loko program; statewide workshops are scheduled and over 330 teachers sign up for training in the standards-based curriculum.

2004: Pacific American Foundation, the Society, the Hawaii DOE partner again and receive its second major grant award called "Aloha Aina". It focuses on the Kaneohe ahupuaa (mountain to the sea).

2007: Aloha Aina is also a very welcome addition to schools' curricula and the project trains nearly 380 teachers; both Kahea Loko and Aloha Aina receive a "Partners in Education" award from the Hawaii Department of Education.

2009: In partnership with the University of Hawaii at Windward and the Hawaii Institute of Marine Biology, the Society and PAF, the U. S. Housing and Urban Development (HUD) awards the group a grant to purchase the Waikalua Loko Fishpond and grant title to PAF.

2011: The Historic Hawaii Foundation selects the Waikalua Loko Fishpond and the Society with its highest honor for exemplary preservation of a cultural resource.

Approximately 5,000 students, families, and community members visit the pond every year to learn about this special place. Members of the community regularly come to care for the pond to remove invasive mangrove, seaweed, pick up marine debris, and repair walls.

Pilot Facility Components

Aquaponics – Consists of twelve (12) fiberglass-reinforced polyethylene (FRP) tanks (20"x120"x12") volume 125 gallons. They can be connected to grow-out tanks individually or in series. Given the incline and position of the tanks, they may be gravity fed in a recirculating manner. Crop density, type, and configuration as well as substrate used are all TBD.

Covered Area – 30'x30' (900sq feet) open area above grade. In order to avoid rotting, splintering, algae, and mold the surface should be built using a water resistant composite or plastic. The area can be used to cover storage tanks, hatchery elements and as a general shaded work area. The crawl space beneath the decked area can be used as a storage space for the pilot or for the pond.

Grow-Out Tanks – two options (or variations therein) are available, twelve (12) small 1,000 gallon polyethylene tanks, or four (4) large 5,000 gallon fiberglass reinforced polyethylene (FRP) tanks. Both options create unique management challenges and offer varying flexibility to design and test aquaculture alternatives. Either option will allow a series of data loggers and controllers to automatically adjust a series of environmental conditions. Water is drawn from on-site wells.

Hatchery – twelve (12) 55-gallon glass or acrylic tanks arranged in a flow through system. The tanks are controlled and monitored independently through an automatic data logging and feedback controlled system. The hatchery and breeding tanks are located under the covered area.

Laboratory & Storage - 450 sq. ft. fully enclosed area adjacent to the covered and open area; 300 sq feet of laboratory space and 150 sq feet for storage. The lab is fully equipped for on-sight research with computers, a sink, refrigerator/freezer, chemical resistant tables, and other equipment. The roof will support a fully functional weather station.

2. Provide a projected annual timeline for accomplishing the results or outcomes of the service;

The proposed timeline for implementation is reasonable for the size of this project. Planning and permitting will be completed by March 2019. The bid solicitation and selection of contractor will be completed by December 2019, based on a timely release of funds. The project is being supervised by Executive Director Herb Lee who will start recruiting for a project manager for the construction of the new facility upon release of the funds, and hire in time for this individual to conduct the bid process for the construction and selection of contractor by December 2019. Under the leadership of the newly hired project manager, construction is expected to begin in February 2020 and completed by December 2020, if awarded and funded.

3. Describe its quality assurance and evaluation plans for the request. Specify how the applicant plans to monitor, evaluate, and improve their results; and

PAF will contract with an Independent Third-Party Evaluator to conduct project process and outcome evaluations quarterly with timely mid-term and final reports submitted to the appropriate State Department. PAF has established combined procedures for evaluating grant, program, and project management. The procedures begin with and emphasize data collection and documentation that include on-site and desk reviews assessing the following:

Overall compliance with contract terms: The contract will be categorized into project, finance, and administration. Each component will be used as the standard by which to compare the progress of the project within each of these components. This procedure will help us analyze the overall compliance of the agencies with the contract.

Degree to which performance targets are being met: The performance targets will be the standard by which the project is meeting the performance objectives. Each objective and its target will be outlined in the quarters of the project period and these will be used each quarter for performance evaluation.

Achievement of project goals: The quarterly reports, which are the summation of the various activities of the Kaneohe Aquaculture and Community Development Complex, will measure to which degree the project goals are being met. Each quarter, the achievements will be examined in relation to the goals and if the progress is not on target, corrective action will be taken.

Accuracy and completeness of the documentation: A checklist will be developed to indicate required items that are needed for all records and fiscal files to ensure accurate, complete, and consistent documentation.

Adherence to standard operating procedures, personnel rules, and practices: PAF will measure for compliance to administrative requirements, such as procedures for personnel rules and practices, as well as the requirements for referrals and record keeping.

Assessment of project effectiveness and efficiency: An analysis of the project will provide data to measure the effectiveness and efficiency of the project performance, impact, design and administration.

Performance evaluation: A critique of the overall project performance will be measured by using both outcomes and process evaluation. It will measure the effectiveness and efficiency of the project through the activities performed, as well as the comparison of expenditures to the derived outcomes. Impact evaluation will be limited to immediate impact. This will be measured by the increase in income and in skills for employment. While design evaluation will not be the primary focus, the result of the process evaluation, the corrective actions taken due to the information from the monitoring activities will result in design modifications. These may be in the system of reporting or in the process of intake, for example. As such, an indirect design evaluation will be included in the plan for evaluation.

Sound administrative and financial management practices: The Project Coordinator and the Fiscal Officer will check financial records to insure that records are maintained in compliance with standards and that files are accurate and complete. Examination of procedures, and whether set procedures are followed, will also be recorded and analyzed to see if modifications are needed.

Jobs created by this project will fall into the following categories: The first category includes construction jobs needed to build the Kaneohe Aquaculture and Community Development Complex, the second category are jobs at or within partnering education institutions, the third category are jobs at or within the research and development, and the fourth category includes enterprises and their associates in the seafood industry.

An independent third-party evaluator will be selected to conduct project process and outcome evaluations quarterly with timely mid-term and final reports submitted to the appropriate State Department. The evaluator will be selected based on the following specifications:

- At least 5 years of experience as an evaluator in Hawaii, preferably with multi-cultural programs. Additional work experience would be considered positive.
- At least 5 years of work experience evaluating social service projects, economic development projects, or low-income employment projects. Or as a partial substitute, involvement in such projects as a senior manager and/or analyst/evaluator can be substituted for at least 2 years of evaluator experience. Additional work experience would be considered positive.
- Directly responsible for a minimum of three (3) reports, as outlined for this project. Provide references or copies of said reports of the most recent vintage.
- Fees to be negotiated.

The project manager will also be responsible for submissions to all government agencies having jurisdiction and responding to all issues related to the construction of the project as well as reporting to PAF required capital improvement project information.

The experience of Pacific American Foundation is that good data collection, not the experience of the evaluator, remains the key to good project and grant outcome evaluation.

4. List the measure(s) of effectiveness that will be reported to the State agency through which grant funds are appropriated (the expending agency). The measure(s) will provide a standard and objective way for the State to assess the program's achievement or accomplishment. Please note that if the level of appropriation differs from the amount included in this application that the measure(s) of effectiveness will need to be updated and transmitted to the expending agency.

Measure of Effectiveness	Outcome
Identify Property	Completed

Design Facility	Completed
Finalize Design	Completed
Planning and Permitting	To be completed, during Q1 of 2019.
Solicit Bids & Selections of Contractor	To be completed, during Q4 of 2019, upon award.
Award Contract	To be completed, during Q4 of 2019, upon award.
Site Work	Completed
Infrastructure	Completed
Vertical Construction	To be completed, during Q4 of 2020, upon award.

Q1 = Quarter 1 (January, February, March); Q2 = Quarter 2 (April, May, June); Q3 = Quarter 3 (July, August, September); Q4 = Quarter 4 (October, November, December)

IV. Financial

Budget

- 1 The applicant shall submit a budget utilizing the enclosed budget forms as applicable, to detail the cost of the request.
 - a Budget request by source of funds ([Link](#))
 - b. Personnel salaries and wages ([Link](#))
 - c. Equipment and motor vehicles ([Link](#))
 - d Capital project details ([Link](#))
 - e Government contracts, grants, and grants in aid ([Link](#))
- 2 The applicant shall provide its anticipated quarterly funding requests for the fiscal year 2020

Quarter 1	Quarter 2	Quarter 3	Quarter 4	Total Grant
\$1,448,400	\$482,800	\$362,100	\$120,700	2,414,000

- 3 The applicant shall provide a listing of all other sources of funding that they are seeking for fiscal year 2020

Harold K L Castle Foundation, Cooke Foundation; Bank of Hawaii, Atherton Foundation, and McInerny Foundation.

- 4 The applicant shall provide a listing of all state and federal tax credits it has been granted within the prior three years. Additionally, the applicant shall provide a listing of all state and federal tax credits they have applied for or anticipate applying for pertaining to any capital project, if applicable.

Not Applicable

- 5 The applicant shall provide a listing of all federal, state, and county government contracts, grants, and grants in aid it has been granted within the prior three years and will be receiving for fiscal year 2020 for program funding.

Not Applicable (granted within the prior three years and will be receiving for fiscal year 2020 for program funding).

6. The applicant shall provide the balance of its unrestricted current assets as of December 31, 2018.

PAF Hawaii has no unrestricted assets as of December 31, 2018.

V. Experience and Capability

1. Necessary Skills and Experience

The applicant shall demonstrate that it has the necessary skills, abilities, knowledge of, and experience relating to the request. State your experience and appropriateness for providing the service proposed in this application. The applicant shall also provide a listing of verifiable experience of related projects or contracts for the most recent three years that are pertinent to the request.

The Pacific American Foundation (PAF) has emerged as one of the leaders in the Native Hawaiian community that is developing culture- and place-based educational curriculum. PAF has had great success in developing culture- and place-based curriculum for Hawaiian fishponds, traditional near shore fisheries, the ahupuaa (the land division from the mountain to the sea which is the Hawaiian land management system), and island ecosystems. Since its inception, PAF has managed numerous extramurally funded programs for Native Hawaiians, which have focused on environmental preservation, cultural leadership development, culture-and place-based curriculum development, business literacy, and health care.

PAF projects include: Kahea Loko (Department of Education, (2000- 2003); Imi Ike (Department of Education, (1999-2002); Project Keawa Nui Fishpond (National Fish and Wildlife Foundation, (2002-2004); Aloha Aina (Department of Education, 2004-2007); Project Ke Kumu Alakai (Department of Education, 2003-2006); Project Malama Kahoolawe (Department of Education, 2006-2009); and Project Hanai Ka Ipu (Department of Education, 2006-2009). Other grantors include: the Queen Emma Foundation, the Queen's Health Care Systems, the Geneva Foundation, the Administration for Native Americans, Kamehameha Schools, and the Environmental Protection Agency. PAF has managed more than \$15 million of grants, undergone three A-133 audits, seven compilation audits, three Agency reviews, twelve internal reviews, and complied with all of the 990 Federal Tax Reporting standards.

Additionally, PAF is viewed as a respected leader in teaching cultural value leadership to Native Hawaiians and other Pacific Islanders. Through PAF's National Pacific American Leadership Institute and in partnership with the Native Hawaiian community, it has trained over 160 emerging Native Hawaiian and Polynesian leaders over the course of 10 years. Each of these projects demonstrated measurable educational and developmental outcomes, including increased student involvement in students' schools and communities, and more student interest in pursuing

college and specific careers. PAF has also been invited to speak on numerous occasions on the issues and needs of Native Hawaiians and other Pacific Islanders in the country and is a member of the Asian American and Pacific Islander Advisory Council of the Gates Millennium Scholars Program. It has received numerous awards including the Hawaii Historic Foundation Award for Preservation and the EPA Region Award for Excellence. In March 2006, the Native Hawaiian Education Council selected PAF's Kaheua Loko culture-based curriculum project, in conjunction with Alu Like and the Office of Hawaiian Affairs.

Project Director: The Project Director leads the development and implementation of the project, its methods, and service activities, which focus to further the success and advancement of the project's participants in order to better prepare them for full participation in the global economy. Duties and responsibilities include: 1) project development (i.e. leads program design efforts; develops training activities; design, plans, and authorizes independent contracts; build collaborative relationships, designs promising practices in collaboration with stakeholders); 2) project management (i.e. conducts and coordinates the services; provides overarching oversight of the project; authorizes the submission of required fiscal management reports, financial statements, expenditures, and contracts; oversight of the formative and summative reporting, evaluation, and assessments; responsible for other administrative duties); 3) educational outreach and dissemination efforts (i.e. develops dissemination materials for stakeholders; makes presentations); 4) best practices and evaluation (i.e. researches, monitors, and assess the promising practices; reviews literature and consults leaders; provides technical assistance and bench-marking of best practices; conducts assessment activities).

Herb Lee Jr., Project Director. Herb has been the Executive Director of the Pacific American Foundation since January 1, 2005. In addition to serving as the Chief Executive Officer of the Pacific American Foundation (PAF), Herb is a Native Hawaiian that has led multiple and highly successful gifted and talented leadership, parent involvement, career planning and development, STEM education and culture-based curriculum projects including the award winning "Aloha Aina" project. His programs have trained over 2,000 teachers and benefited 50,000 plus students on all of the major Hawaiian Islands in both rural and urban settings spanning grade levels K to 12. PAF has been recognized as one of the leading non-profits in the development of culture-based education programs for both Native Hawaiians and non-Hawaiian students in Hawaii public schools. He also has 24 years of experience as a community involvement specialist and has been a recording artist, Hawaiian musician, and a cultural practitioner for 35 years. He is one of the founders of the Waikalua Loko Fishpond Preservation Society in Kaneohe, Oahu, which is a non-profit organization whose mission is education through the protection, preservation, restoration and perpetual stewardship of an ancient cultural resource. He serves on numerous Boards and community groups and in 2011 was selected to the National Environmental Justice Advisory Committee Indigenous People Working Group.

Fiscal Officer: Shall be responsible to the President/CEO for the proper and legal financial accounting of all the PAF accounts, PAF projects' expenses and operational expenses of the PAF. Will complete and submit the PAF's annual Federal tax report; all financial reports required by projects; arrange for and over watch the annual compilation audit of the PAF

accounts, to include audits of project accounts as necessary; and comply with all accredited accounting procedures.

Louis Perez III, Project Fiscal Officer. Louis is a graduate of Waianae High School, and received his BBA in finance and EMBA with a focus on M&A, from the University of Hawaii, Shidler College of Business. Louis has 10 years of experience as CFO for the Pacific American Foundation. He is responsible for the implementation and oversight of all financial and accounting policies and procedures. In his role as CFO, Louis has successfully negotiated both restricted and unrestricted indirect cost rates with USEPA and USDOE for eight of the ten years. During his tenure as CFO, Louis has led PAF through nine years of OMB A-133 "single audits" as well as regular annual audits for workers compensation and general liability insurance reconciliation.

Louis is also the Founder & Chairman of the AKAMAI Foundation, Co-founder and Chairman of the Native Hawaiian Legal Defense & Education Fund (NHLDEF). The AKAMAI Foundation is an emerging 501C3 and CDFI with a focus on education and community economic development. NHLDEF is a SBA-designated Native Hawaiian Organization ("NHO") with a mission to provide legal and financial support for Native Hawaiians.

2. Facilities

The applicant shall provide a description of its facilities and demonstrate its adequacy in relation to the request. If facilities are not presently available, describe plans to secure facilities.

PAF Hawaii is located at 45-285 Kaneohe Bay Drive, Unit 102, Kaneohe, Hawaii 96744. This location houses PAF's main operations with a total of two offices, one large office space with multiple workstations, server, file, and copier room, meeting room, and more than female and male adequate restrooms.

The project location is at 45-230 Kulauli Street, Kaneohe, HI 96744. The planned construction will be ADA compliant ensuring the following four priorities:

- Priority 1: Accessible approach and entrance
- Priority 2: Access to goods and services
- Priority 3: Access to restrooms
- Priority 4: Any other measures necessary

VI. Personnel: Project Organization and Staffing

1. Proposed Staffing, Staff Qualifications, Supervision and Training

The applicant shall describe the proposed staffing pattern and proposed service capacity appropriate for the viability of the request. The applicant shall provide the

qualifications and experience of personnel for the request and shall describe its ability to supervise, train and provide administrative direction relative to the request.

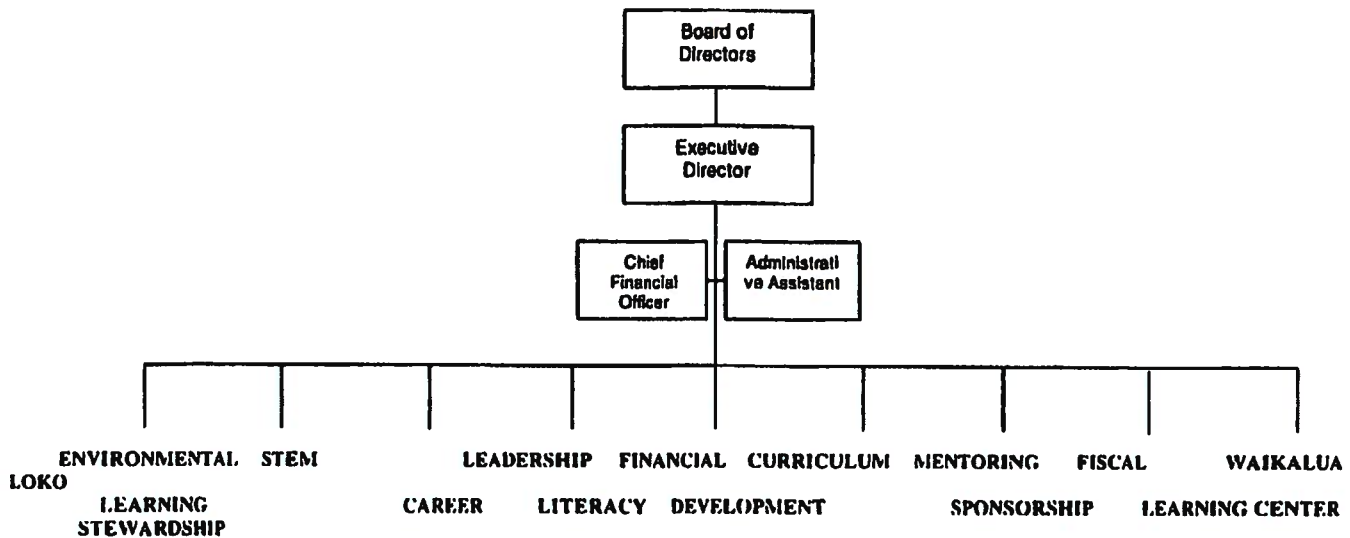
Herb Lee has been the Executive Director of PAF Hawaii and the Pacific American Foundation since January 1, 2005. In addition to serving as the Chief Executive Officer of PAF Hawaii and the Pacific American Foundation (PAF), Herb is a Native Hawaiian that has led multiple and highly successful gifted and talented leadership, parent involvement, career planning and development, STEM education and culture-based curriculum projects including the award winning "Aloha Aina" project. His programs have trained over 2,000 teachers and benefited 50,000 plus students on all of the major Hawaiian Islands in both rural and urban settings spanning grade levels K to 12. PAF has been recognized as one of the leading non-profits in the development of culture-based education programs for both Native Hawaiians and non-Hawaiian students in Hawaii public schools. He also has 24 years of experience as a community involvement specialist and has been a recording artist, Hawaiian musician, and a cultural practitioner for 35 years. He is one of the founders of the Waikalua Loko Fishpond Preservation Society in Kaneohe, Oahu, which is a non-profit organization whose mission is education through the protection, preservation, restoration and perpetual stewardship of an ancient cultural resource. He serves on numerous Boards and community groups and in 2011 was selected to the National Environmental Justice Advisory Committee Indigenous People Working Group.

Herb will be responsible for the development of the project team and project implementation. He will provide overall project monitoring with the assistance of the fiscal officer, and hire a 1.0 FTE Project Manager who is experienced in professional project/construction management, along with an independent third-party evaluator to conduct project process and outcome evaluations quarterly with timely mid-term and final reports submitted to the appropriate State Department.

The Project Manager will coordinate all aspects of the project including sending out bids for services and ensuring all contractors meet the requirements.

2. Organization Chart

The applicant shall illustrate the position of each staff and line of responsibility/supervision. If the request is part of a large, multi-purpose organization, include an organization chart that illustrates the placement of this request.



3. Compensation

The applicant shall provide an annual salary range paid by the applicant to the three highest paid officers, directors, or employees of the organization by position title, not employee name.

The Executive Director is the only salaried position at PAF Hawaii. The salary is based on grant awards, and therefore may range between \$75,000 - \$120,000 per year. Currently, the Pacific American Foundation is covering this expense for PAF Hawaii.

VII. Other

1. Litigation

The applicant shall disclose any pending litigation to which they are a party, including the disclosure of any outstanding judgement. If applicable, please explain.

Not Applicable.

2. Licensure or Accreditation

The applicant shall specify any special qualifications, including but not limited to licensure or accreditation that the applicant possesses relevant to this request.

Not Applicable.

3. Private Educational Institutions

The applicant shall specify whether the grant will be used to support or benefit a sectarian or non-sectarian private educational institution. Please see [Article X, Section 1, of the State Constitution](#) for the relevance of this question.

Not Applicable

4. Future Sustainability Plan

The applicant shall provide a plan for sustaining after fiscal year 2019-20 the activity funded by the grant if the grant of this application is:

- (a) Received by the applicant for fiscal year 2019-20, but
- (b) Not received by the applicant thereafter.

The goal of PAF Hawaii is to be self-sustaining through the socioeconomic development project detailed in this grant application. PAF Hawaii will stay the course and seek funding through various mechanisms to build the project that will allow PAF Hawaii to be self sustaining

Revised!

BUDGET REQUEST BY SOURCE OF FUNDS

Period: July 1, 2019 to June 30, 2020

Applicant: PACIFIC AMERICAN FOUNDATION HAWAII, INC (PAF HAWAII)

BUDGET CATEGORIES	Total State Funds Requested (a)	Total Federal Funds Requested (b)	Total County Funds Requested (c)	Total Private/Other Funds Requested (d)
A PERSONNEL COST				
1 Salaries				
2 Payroll Taxes & Assessments				
3 Fringe Benefits				
TOTAL PERSONNEL COST	0	0	0	0
B OTHER CURRENT EXPENSES				
1 Airfare, Inter-Island				
2 Insurance				
3 Lease/Rental of Equipment				
4 Lease/Rental of Space				
5 Staff Training				
6 Supplies				
7 Telecommunication				
8 Utilities				
9 Consultants	205,000			
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
TOTAL OTHER CURRENT EXPENSES	205,000	0	0	0
C EQUIPMENT PURCHASES	0	0	0	0
D MOTOR VEHICLE PURCHASES	0	0	0	0
E CAPITAL	2,209,000	0	0	0
TOTAL (A+B+C+D+E)	2,414,000	0	0	0
SOURCES OF FUNDING		Budget Prepared By HERB LEE (808) 927-5646 <small>Name (Please type or print) Phone</small>		
(a) Total State Funds Requested	2,414,000			
(b) Total Federal Funds Requested	0			
(c) Total County Funds Requested	0			
(d) Total Private/Other Funds Requested	0			
		<small>Signature of Authorized Official Date</small> 1/18/2019		
TOTAL BUDGET	2,414,000	EXECUTIVE DIRECTOR <small>Name and Title (Please type or print)</small>		

BUDGET REQUEST BY SOURCE OF FUNDS

Period: July 1, 2019 to June 30, 2020

Applicant: PACIFIC AMERICAN FOUNDATION HAWAII, INC. (PAF HAWAII)

BUDGET CATEGORIES	Total State Funds Requested (a)	Total Federal Funds Requested (b)	Total County Funds Requested (c)	Total Private/Other Funds Requested (d)
A. PERSONNEL COST				
1. Salaries				
2. Payroll Taxes & Assessments				
3. Fringe Benefits				
TOTAL PERSONNEL COST	0	0	0	0
B. OTHER CURRENT EXPENSES				
1. Airfare, Inter-Island				
2. Insurance				
3. Lease/Rental of Equipment				
4. Lease/Rental of Space				
5. Staff Training				
6. Supplies				
7. Telecommunication				
8. Utilities				
9. Consultants	100,000			
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				
18.				
19.				
20.				
TOTAL OTHER CURRENT EXPENSES	100,000	0	0	0
C. EQUIPMENT PURCHASES	0	0	0	0
D. MOTOR VEHICLE PURCHASES	0	0	0	0
E. CAPITAL	400,000	0	0	0
TOTAL (A+B+C+D+E)	500,000	0	0	0
SOURCES OF FUNDING		Budget Prepared By: HERB LEE (808) 927-5646 <small>Name (Please type or print) Phone</small>		
(a) Total State Funds Requested	500,000			
(b) Total Federal Funds Requested	0			
(c) Total County Funds Requested	0			
(d) Total Private/Other Funds Requested	0			
TOTAL BUDGET	500,000	Signature of Authorized Official EXECUTIVE DIRECTOR <small>Name and Title (Please type or print)</small>		
		10/18/19 <small>Date</small>		

Period: July 1, 2019 to June 30, 2020

NOT APPLICABLE

POSITION TITLE	FULL TIME EQUIVALENT	ANNUAL SALARY A	% OF TIME ALLOCATED TO GRANT REQUEST B -	TOTAL STATE FUNDS REQUESTED (A x B)
NOT APPLICABLE				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
TOTAL:				\$ -

JUSTIFICATION/COMMENTS:

Period: July 1, 2019 to June 30, 2020

Applicant: PACIFIC AMERICAN FOUNDATION HAWAII, INC. (PAF HAWAII)

DESCRIPTION EQUIPMENT	NO. OF ITEMS	COST PER ITEM	TOTAL COST	TOTAL BUDGETED
NOT APPLICABLE	1		\$ -	
			\$ -	
			\$ -	
			\$ -	
			\$ -	
			\$ -	
TOTAL:				

JUSTIFICATION/COMMENTS:

[illegible]**JUSTIFICATION/COMMENTS:**

BUDGET JUSTIFICATION - CAPITAL PROJECT DETAILS

Period: July 1, 2019 to June 30, 2020

Applicant: PACIFIC AMERICAN FOUNDATION HAWAII, INC. (PAF HAWAI)

FUNDING AMOUNT REQUESTED						
TOTAL PROJECT COST	ALL SOURCES OF FUNDS RECEIVED IN PRIOR YEARS		STATE FUNDS REQUESTED FY:2019-2020	OTHER SOURCES OF FUNDS REQUESTED FY:2019-2020	FUNDING REQUIRED IN SUCCEEDING YEARS	
	FY: 2017-2018	FY: 2018-2019			FY:2020-2021	FY:2021-2022
PLANS						
LAND ACQUISITION						
DESIGN			155000			
CONSTRUCTION			2209000			
EQUIPMENT						
TOTAL:	0	0	2,364,000	0	0	0
JUSTIFICATION/COMMENTS:						

GOVERNMENT CONTRACTS, GRANTS, AND / OR GRANTS IN AID

Applicant: PACIFIC AMERICAN FOUNDATION HAWAII, INC. (PAF HAWAII)

Contracts Total:

1,500,000

CONTRACT DESCRIPTION				EFFECTIVE DATES	AGENCY	GOVERNMENT ENTITY	CONTRACT VALUE	
1	66097; State of Hawaii; DLNR; Division of				1-Jul-16	DLNR	State	1,500,000
2	Aquatic Resources							
3								
4								
5								
6								
7								
8								
9								
10								
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30								

Application Submittal Checklist

The following items are required for submittal of the grant application. Please verify and check off that the items have been included in the application packet.

- ☒ 1) Certificate of Good Standing (If the Applicant is an Organization)
- ☒ 2) Declaration Statement
- ☒ 3) Verify that grant shall be used for a public purpose
- ☒ 4) Background and Summary
- ☒ 5) Service Summary and Outcomes
- ☒ 6) Budget
 - a) Budget request by source of funds ([Link](#))
 - b) Personnel salaries and wages ([Link](#))
 - c) Equipment and motor vehicles ([Link](#))
 - d) Capital project details ([Link](#))
 - e) Government contracts, grants, and grants in aid ([Link](#))
- ☒ 7) Experience and Capability
- ☒ 8) Personnel: Project Organization and Staffing



AUTHORIZED SIGNATURE

HERB LEE EXECUTIVE DIRECTOR

PRINT NAME AND TITLE

01/18/19

DATE

www.capitol.hawaii.gov - /session2019/2019GIA-Apps/

To Parent Directory

2/12/2019 7:40 AM 9069973 442nd Legacy Center CIP Redacted.pdf
 2/12/2019 7:40 AM 10310123 A2H2 Media LLC OP Redacted.pdf
 2/12/2019 8:33 AM 46350040 Adult Friends for Youth OP Redacted.pdf
 2/12/2019 8:45 AM 23155334 Advantage Sports Academy, Inc. OP Redacted.pdf
 2/12/2019 8:49 AM 8152767 African American Diversity Cultural Center CIP Redacted.pdf
 2/12/2019 8:54 AM 7559926 African American Diversity Cultural Center OP Redacted.pdf
 2/12/2019 8:56 AM 11069635 After-School All-Stars Hawaii OP Redacted.pdf
 2/12/2019 8:59 AM 9073337 Aha Rui E Kala CIP Redacted.pdf
 2/12/2019 9:03 AM 11029182 Aha Punana Leo OP Redacted.pdf
 2/12/2019 9:08 AM 7347044 Ahupua'a o Molokai CIP Redacted.pdf
 2/12/2019 9:16 AM 8710534 Ahupua'a o Molokai OP Redacted.pdf
 2/12/2019 9:13 AM 7706480 Akaka Foundation for Tropical Forests OP Redacted.pdf
 2/12/2019 9:19 AM 41279511 ALBA Bridge CIP Redacted.pdf
 2/12/2019 9:22 AM 21482167 Aloha Harvest OP Redacted.pdf
 2/12/2019 9:25 AM 18069341 Aloha Medical Mission OP Redacted.pdf
 2/12/2019 9:27 AM 11718390 ALS Ohana (of Hawaii) OP Redacted.pdf
 2/12/2019 9:31 AM 14817978 Alternative Structures International OP Redacted.pdf
 2/12/2019 9:35 AM 12950816 Alu Like, Inc. OP 1 Redacted.pdf
 2/12/2019 9:40 AM 21118221 Alu Like, Inc. OP 2 Redacted.pdf
 2/12/2019 9:38 AM 8907367 Alu Like, Inc. OP 3 Redacted.pdf
 2/12/2019 9:43 AM 3351056 Amateur Boxing of Hawaii OP Redacted.pdf
 2/12/2019 9:45 AM 12289451 Aunani Hou Community Park CIP Redacted.pdf
 2/12/2019 9:48 AM 16060226 Bent Duddier Hawaii, LLC OP Redacted.pdf
 2/12/2019 9:51 AM 11165670 Big Brothers Big Sisters Hawaii, Inc. OP Redacted.pdf
 2/12/2019 9:59 AM 11019609 Big Island Resource Conservation and Development Council as Fiscal Sponsor for OIISC OP Redacted.pdf
 2/12/2019 10:01 AM 5674997 Big Island Resource Conservation and Development Council as Fiscal Sponsor for OIISC OP Redacted.pdf
 2/12/2019 10:05 AM 15173120 Big Island Resource Conservation and Development Council as Fiscal Sponsor for the Marine Habitat Center OP Redacted.pdf
 2/12/2019 10:21 AM 16016495 Big Island Substance Abuse Council CIP Redacted.pdf
 2/12/2019 10:25 AM 11836169 Bishop's Company, Inc. OP Redacted.pdf
 2/12/2019 10:27 AM 2474465 Bishop Museum CIP Redacted.pdf
 2/12/2019 10:31 AM 13927458 BizCyn Foundation OP Redacted.pdf
 2/12/2019 10:35 AM 11808077 Blood Bank of Hawaii CIP Redacted.pdf
 2/12/2019 10:39 AM 16359751 Bobby Benson Center CIP Redacted.pdf
 2/12/2019 10:42 AM 10934571 Boy Scouts of America, Aloha Council CIP Redacted.pdf
 2/12/2019 10:44 AM 13234037 Boy Scouts of America, Aloha Council OP Redacted.pdf
 2/12/2019 10:49 AM 12863085 Boyn & Girls Club of Maui, Inc. CIP Redacted.pdf
 2/12/2019 10:47 AM 15501780 Boyn and Girls Club of Hawaii CIP Redacted.pdf
 2/12/2019 11:04 AM 52566121 Boys and Girls Club of the Big Island CIP Redacted.pdf
 2/12/2019 11:06 AM 13788841 Boys to Men Mentoring Network of Hawaii OP Redacted.pdf
 2/12/2019 11:09 AM 25077985 Bridge House, Inc. OP Redacted.pdf
 2/12/2019 11:11 AM 18519125 Catholic Charities Hawaii OP Redacted.pdf
 2/12/2019 11:14 AM 8347364 Catholic Charities Housing Development Corporation CIP Redacted.pdf
 2/12/2019 11:19 AM 1792193 Center for Tomorrow's Leaders OP Redacted.pdf
 2/12/2019 11:19 AM 10131211 Chamber of Commerce Hawaii OP Redacted.pdf
 2/12/2019 11:21 AM 14516999 Council for Native Hawaiian Advancement OP Redacted.pdf
 2/12/2019 11:23 AM 11017050 Creative Arts Experience OP Redacted.pdf
 2/12/2019 11:25 AM 8123335 CyberHawaii OP Redacted.pdf
 2/12/2019 11:26 AM 723086 Design Thinking Hawaii OP Redacted.pdf
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 2/12/2019 11:31 AM 12004462 Eureka Hawaii LLC OP Redacted.pdf
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 2/12/2019 11:37 AM 23610167 Family Hui Hawaii OP Redacted.pdf
 2/12/2019 11:39 AM 11187550 Family Promise of Hawaii OP Redacted.pdf
 2/12/2019 9:01 AM 636705 Family Support Hawaii OP Redacted.pdf
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 2/12/2019 11:50 AM 9564455 Fooding Hawaii Toyaher CIP Redacted.pdf
 2/12/2019 1:20 PM 16437740 Filipino Chamber of Commerce of Hawaii OP Redacted.pdf
 2/12/2019 2:11 PM 12037605 First United Methodist Church of Honolulu OP Redacted.pdf
 2/12/2019 2:14 PM 13657554 Five Mountain Hawaii OP Redacted.pdf
 2/12/2019 2:15 PM 8250374 Frank De Lima's Student Enrichment Program, Inc. OP Redacted.pdf
 2/12/2019 2:16 PM 6253959 Friends of Challenger Center Hawaii, Inc. OP Redacted.pdf
 2/12/2019 2:20 PM 12244649 Friends of Kona Pacific Public Charter School OP Redacted.pdf
 2/12/2019 2:21 PM 3673985 Friends of Library Kahuku OP Redacted.pdf
 2/12/2019 2:24 PM 10320863 Friends of the Library of Hawaii CIP Redacted.pdf
 2/12/2019 3:06 PM 7115094 Friends of Waipahu Cultural Garden Park CIP Redacted.pdf
 2/12/2019 3:09 PM 1426959 Friends of Waipahu High School OP Redacted.pdf
 2/12/2019 3:13 PM 11215636 Gandhi International Institute for Peace OP Redacted.pdf
 2/12/2019 8:31 AM 10874496 Garden Island Resource Conservation & Development, Inc. CIP Redacted.pdf
 2/12/2019 8:35 AM 28816627 Garden Island Resource Conservation & Development, Inc. OP 1 Redacted.pdf
 2/12/2019 8:37 AM 14086395 Garden Island Resource Conservation & Development, Inc. OP 2 Redacted.pdf
 2/12/2019 8:52 AM 6093842 Gill House of Hawaii CIP Redacted.pdf
 2/12/2019 8:59 AM 30471120 Giving Home Hawaii OP 1 Redacted.pdf
 2/12/2019 8:55 AM 12412192 Giving Home Hawaii OP 2 Redacted.pdf
 2/12/2019 9:01 AM 11209089 Grow Some Good OP Redacted.pdf
 2/12/2019 9:07 AM 13569745 Hahaione of Hawaii (Adaptive Arts, Games and Activities) OP Redacted.pdf
 2/12/2019 9:12 AM 52433134 Habitat for Humanity Hawaii Island, Inc. CIP Redacted.pdf
 2/12/2019 9:14 AM 12482191 Hale Epa, Inc. OP Redacted.pdf
 2/12/2019 9:19 AM 11492339 Hale Epa, Inc. CIP Redacted.pdf
 2/12/2019 2:39 PM 8706611 Hale Mahaoli CIP Redacted.pdf
 2/12/2019 9:37 AM 5800866 Hale Mahua Health Services CIP Redacted.pdf
 2/12/2019 9:39 AM 6009282 Hale Mahua Health Services OP Redacted.pdf
 2/12/2019 9:42 AM 13224287 Hale Puna CIP Redacted.pdf
 2/12/2019 9:44 AM 9920359 Hanalei Harvest, Inc. OP Redacted.pdf
 2/12/2019 10:46 AM 17371383 Hanalei Youth Foundation, Inc. CIP Redacted.pdf
 2/12/2019 11:19 AM 12433395 Hanalei Youth Foundation, Inc. OP Redacted.pdf
 2/12/2019 11:21 AM 10607499 Hana Health CIP Redacted.pdf
 2/12/2019 1:00 PM 48104505 Hawaii Council for the Handicapped OP Redacted.pdf
 2/12/2019 1:46 PM 16442096 Hawaii Nature Center, Inc. OP Redacted.pdf
 2/12/2019 2:06 PM 13827031 Hawaii Women in Filmaking (HWF) OP Redacted.pdf
 2/12/2019 11:23 AM 6995183 Hawaii JRs OP Redacted.pdf
 2/12/2019 11:33 AM 14860747 Hawaii Academy of Science OP Redacted.pdf
 2/12/2019 11:36 AM 9705887 Hawaii Agricultural Foundation CIP Redacted.pdf
 2/12/2019 11:38 AM 11539570 Hawaii Agricultural Foundation OP Redacted.pdf
 2/12/2019 11:44 AM 6693026 Hawaii Agricultural Research Center OP Redacted.pdf
 2/12/2019 12:46 PM 9957754 Hawaii Chamber Music Festival Limited OP Redacted.pdf
 2/12/2019 12:51 PM 10482114 Hawaii Clean Power Alliance OP Redacted.pdf
 2/12/2019 1:03 PM 14685671 Hawaii Construction Career Days OP Redacted.pdf
 2/12/2019 1:08 PM 11060669 Hawaii County Economic Opportunity Council OP 1 Redacted.pdf
 2/12/2019 1:04 PM 14986422 Hawaii County Economic Opportunity Council OP 2 Redacted.pdf
 2/12/2019 1:06 PM 11023210 Hawaii County Economic Opportunity Council OP 3 Redacted.pdf
 2/12/2019 1:19 PM 12642395 Hawaii European Film Festival OP Redacted.pdf
 2/12/2019 1:12 PM 78030641 Hawaii Family Law Clinic OP Redacted.pdf
 2/12/2019 1:14 PM 6009241 Hawaii Farm Bureau Federation CIP Redacted.pdf
 2/12/2019 1:18 PM 9579814 Hawaii Filmmakers and Musicians Association OP Redacted.pdf
 2/12/2019 1:21 PM 10713713 Hawaii Feedbank, Inc. OP Redacted.pdf
 2/12/2019 1:25 PM 8975988 Hawaii Global Education Foundation OP Redacted.pdf
 2/12/2019 1:28 PM 13350074 Hawaii Habitat for Humanity Association, Inc. OP Redacted.pdf
 2/12/2019 1:33 PM 7920143 Hawaii Institute of Integrative Health OP Redacted.pdf

2/13/2019	1:33 PM	21913155	Hawaii Institute of Pacific Agriculture OP Redacted.pdf
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2/13/2019	1:44 PM	21166279	Hawaii Island Postgraduate Chamber of Commerce Cultural and Educational Center CIP Redacted.pdf
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2/13/2019	1:38 PM	7344314	Hawaii Labor Heritage Council OP Redacted.pdf
2/13/2019	1:39 PM	10693450	Hawaii Learning Groups, LLC OP Redacted.pdf
2/13/2019	1:41 PM	9563457	Hawaii Liene Foundation OP Redacted.pdf
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2/13/2019	1:44 PM	9329003	Hawaii Cui Seed Producers (H-SPAH) FDI OP Redacted.pdf
2/13/2019	1:49 PM	10926474	Hawaii Opera Theatre OP Redacted.pdf
2/13/2019	1:51 PM	9748267	Hawaii Public Health Association OP Redacted.pdf
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2/13/2019	1:54 PM	12361118	Hawaii Science and Technology Museum CIP Redacted.pdf
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2/13/2019	1:57 PM	10971475	Hawaii Symphony Orchestra OP Redacted.pdf
2/13/2019	1:59 PM	18130633	Hawaii Tax Help and Financial Empowerment Solutions OP Redacted.pdf
2/13/2019	2:01 PM	9266490	Hawaii Theatre Center CIP Redacted.pdf
2/13/2019	2:03 PM	12724620	Hawaii United Okinawa Association CIP Redacted.pdf
2/13/2019	2:04 PM	9578921	Hawaii Wildfire Management Organization OP Redacted.pdf
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2/13/2019	2:11 PM	8648279	Hawaii Youth Symphony Association OP Redacted.pdf
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2/13/2019	2:24 PM	8848105	Hawaiian Pope Org OP Redacted.pdf
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2/13/2019	2:41 PM	19633184	Hill Shores Island Hospital for Green Island Tolan OP Redacted.pdf
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2/13/2019	3:14 PM	13369695	Japanese Cultural Center of Hawaii CIP Redacted.pdf
2/13/2019	3:16 PM	13110406	Japanese Cultural Center of Kona OP Redacted.pdf
2/13/2019	3:17 PM	11472098	Ka Ohana O Kahikinui, Inc. OP Redacted.pdf
2/13/2019	3:19 PM	10678156	Ka'ala Farm, Inc. CIP Redacted.pdf
2/13/2019	3:21 PM	6512027	Kai Loa, Inc. CIP Redacted.pdf
2/13/2019	3:23 PM	15644088	Kailapa Community Association OP Redacted.pdf
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2/13/2019	3:46 PM	10574070	Kalihi-Paliwa Health Center (Male Ho'ole Hou) CIP Redacted.pdf
2/13/2019	3:48 PM	7290032	Kanu Hawaii OP Redacted.pdf
2/13/2019	3:49 PM	9115495	Kanu, K. Aia Learning Ohana CIP Redacted.pdf
2/13/2019	3:51 PM	10961180	Kanakaiki Hawaii, LLC OP Redacted.pdf
2/13/2019	3:55 PM	8992573	Kaui Economic Opportunity, Incorporated (P) OP Redacted.pdf
2/13/2019	3:57 PM	9514915	Kaui Economic Opportunity, Incorporated CIP OP Redacted.pdf
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2/13/2019	4:01 PM	1765391	Kaui North Shore Food Pantry, Inc. OP Redacted.pdf
2/13/2019	4:02 PM	11275706	Keep the Hawaiian Islands Beautiful OP Redacted.pdf
2/13/2019	4:03 PM	12810608	Kido & CPA, Inc. OP Redacted.pdf
2/13/2019	4:05 PM	11477554	Kinihi Lha OP Redacted.pdf
2/13/2019	4:07 PM	6513900	King Kekaulike Foundation for Performing Arts OP Redacted.pdf
2/13/2019	4:08 PM	12515104	Kolala Ahiwa Relocation and Education Services (IARCS) OP Redacted.pdf
2/13/2019	4:12 PM	13051416	Kohala Bridge Education Center, Inc CIP Redacted.pdf
2/13/2019	4:14 PM	16072236	Kokua Kailua Kuley (Comprehensive Family Services) CIP Redacted.pdf
2/13/2019	4:27 AM	8978609	Kona Bridge & Training Area, Inc OP Redacted.pdf
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2/13/2019	4:42 AM	13563888	Kona Friends of the Ma'okaha Beach Park CIP Redacted.pdf
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2/13/2019	4:50 AM	11746800	Koopa 201 CIP Redacted.pdf
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2/13/2019	4:56 AM	10177187	Legal Aid Society of Hawaii OP Redacted.pdf
2/13/2019	4:58 AM	13294181	Lelehuwa Alumni & Community Association OP Redacted.pdf
2/13/2019	4:59 AM	2664447	Living May Church, Inc. CIP Redacted.pdf
2/13/2019	5:01 AM	12354359	Makana Housing Museum OP Redacted.pdf
2/13/2019	5:02 AM	8224911	Makana Housing Museum OP Redacted.pdf
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2/13/2019	5:42 AM	8593248	Makana Housing Museum OP Redacted.pdf
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2/13/2019	5:52 AM	9808524	Makana Housing Museum OP Redacted.pdf
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2/13/2019	5:58 AM	16239083	Makana Housing Museum OP Redacted.pdf
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2/13/2019	6:06 AM	10086808	Makana Housing Museum OP Redacted.pdf
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2/13/2019	6:10 AM	10121154	Makana Housing Museum OP Redacted.pdf
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2/13/2019	6:14 AM	9870676	Makana Housing Museum OP Redacted.pdf
2/13/2019	6:16 AM	16437384	Makana Housing Museum OP Redacted.pdf
2/13/2019	6:18 AM	15475492	Makana Housing Museum OP Redacted.pdf
2/13/2019	6:20 AM	16077620	Makana Housing Museum OP Redacted.pdf

2019 FINAL CIP GRANT-IN-AID

Prog ID	Title	Description	FY20 \$ (In 000s)	MOF
LBR903	KAI LOA, INC., OAHU	PLANS, DESIGN, AND CONSTRUCTION TO REPAVE ROAD TO THE PUBLIC CHARTER SCHOOL CAMPUS. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	50	C
LBR903	KALIHI-PALAMA HEALTH CENTER (HALE HO'OLA HOU), OAHU	CONSTRUCTION FOR NEW FACILITY TO INCREASE CLINICAL SPACE AND ACCESS FOR WOMEN'S HEALTH, ADULT HEALTH, PEDIATRICS, AND DENTAL. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	250	C
LBR903	KANU O KA 'AINA LEARNING 'OHANA, HAWAII	CONSTRUCTION FOR COMPLETION OF A COMMERCIAL KITCHEN WITHIN HALAU HOOKIPA IN WAIMEA. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	100	C
LBR903	KAUAI ECONOMIC OPPORTUNITY, INCORPORATED, KAUAI	PLANS, LAND ACQUISITION, DESIGN, CONSTRUCTION, AND EQUIPMENT FOR A FOOD SERVICE KITCHEN AND COMMUNITY ENTERPRISE KITCHEN. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	200	C
LBR903	KAUAI ECONOMIC OPPORTUNITY, INCORPORATED, KAUAI	EQUIPMENT FOR TWO DELIVERY VANS FOR THE MEALS ON WHEELS PROGRAM. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	30	C
LBR903	KOKUA KALIHI VALLEY (COMPREHENSIVE FAMILY SERVICES), OAHU	PLANS, DESIGN, AND CONSTRUCTION FOR LAND-BASED CULTURAL ARTS AND EDUCATIONAL CENTER AT KALIHI VALLEY NATURE PRESERVE. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	350	C
LBR903	MAUI ACADEMY OF PERFORMING ARTS, MAUI	DESIGN AND CONSTRUCTION FOR A NEW THEATRE IN WAILUKU. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	125	C
AGS221	MAUI ARTS & CULTURAL CENTER, MAUI	PLANS, DESIGN, AND CONSTRUCTION FOR IMPLEMENTATION OF THE MAUI ARTS AND CULTURAL CENTER'S MASTER PLAN. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	500	C
AGS221	MAUI YOUTH AND FAMILY SERVICES, INC., MAUI	CONSTRUCTION FOR A NEW FACILITY AND OTHER RELATED IMPROVEMENTS FOR SUBSTANCE ABUSE TREATMENT, HOMELESS YOUTH SERVICES, BEHAVIORAL HEALTH AND OTHER SUPPORT FOR UNDER-SERVED YOUTH, FAMILIES, AND ADULTS; PROJECT MAY INCLUDE DEMOLITION OF CURRENT FACILITY. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	250	C
LNR804	MOANALUA GARDENS FOUNDATION, INC., OAHU	DESIGN FOR RESTORATION AND REALIGNMENT OF KAMANANUI VALLEY ROAD. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	300	C
LBR903	MOIILILI COMMUNITY CENTER, OAHU	CONSTRUCTION FOR SECURED STORAGE AND OTHER RELATED IMPROVEMENTS. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	10	C
LBR903	MONTESORI HALE O'KEIKI, INC., MAUI	CONSTRUCTION FOR MODULAR BUILDINGS; RENOVATIONS AND OTHER RELATED IMPROVEMENTS FOR CLASSROOMS. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	200	C
LBR903	NAPILI BAY AND BEACH FOUNDATION, INC., MAUI	PLANS, LAND ACQUISITION, DESIGN, AND CONSTRUCTION FOR REMOVAL OF PUBLIC ACCESS STAIRS AND IMPROVEMENTS FOR NEW STRUCTURE FOR PUBLIC ACCESS TO NAPILI BEACH. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	75	C
LBR903	NATIONAL KIDNEY FOUNDATION OF HAWAII, OAHU	CONSTRUCTION FOR DANIEL K. AKAKA PROGRAM AND COMMUNITY CENTER IN KAPOLEI. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	600	C
LBR903	NISEI VETERANS MEMORIAL CENTER, MAUI	CONSTRUCTION FOR PAVILION ENCLOSURE AND OTHER RELATED IMPROVEMENTS. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	300	C
LBR903	OHANA PACIFIC FOUNDATION, KAUAI	DESIGN AND CONSTRUCTION FOR RENOVATIONS AND IMPROVEMENTS FOR FIRE SPRINKLER SYSTEM INSTALLATION FOR KAUAI ADULT DAY HEALTH CENTER. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	500	C
LBR903	PACIFIC AMERICAN FOUNDATION HAWAII, INC., OAHU	DESIGN AND CONSTRUCTION FOR A NEW FACILITY FOR STEM EDUCATION, ENVIRONMENTAL RESEARCH AND DEVELOPMENT, AND EMPLOYMENT PROGRAMS AT WAIKALUA LOKO FISH POND. THIS PROJECT QUALIFIES AS A GRANT, PURSUANT TO CHAPTER 42F, HRS.	500	C

STATE OF HAWAII

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
BUSINESS REGISTRATION DIVISION

335 Merchant Street

Mailing Address: P.O. Box 40, Honolulu, Hawaii 96810

Ph.No. (808) 586-2727

In the Matter of the Incorporation)
)
 of)
)
 PACIFIC AMERICAN FOUNDATION)
 HAWAII, INC.)
 _____)

ARTICLES OF INCORPORATION
(Section 414 D-32, Hawaii Revised Statutes)

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, desiring to form a non-profit corporation under the laws of the State of Hawaii and to obtain the benefits conferred on corporations by law, hereby enter into the following Articles of Incorporation and certify as follows:

ARTICLE I

CORPORATE NAME

The name of the corporation shall be PACIFIC AMERICAN FOUNDATION HAWAII, INC. (hereinafter "Corporation").

ARTICLE II

MAILING ADDRESS

The place and mailing address of the initial principal office of the Corporation shall be 45-285 Kaneohe Bay Drive #102, Kaneohe, Hawaii 96744.

12/22/2014 2:25 PM

ARTICLE III

REGISTERED AGENT

The corporation shall have and continuously maintain in the State of Hawaii a registered agent who shall have a business address in this State. The agent may be an individual who resides in this State, a domestic entity or a foreign entity authorized to transact business in this State.

a. The name (and state or country of incorporation, formation or organization, if applicable) of the corporation's registered agent in the State of Hawaii is:

Name: Herb Lee, Jr.
State: Hawaii

b. The street address of the place of business of the person in the State of Hawaii to which service of process and other notice and documents being served on or sent to the entity represented by it may be delivered to is:

Street Address: Herb Lee, Jr.
45-285 Kaneohe Bay Drive, #102
Kaneohe, Hawaii 96744

ARTICLE IV

INCORPORATORS

The name and address of each incorporator is:

Name: Verlie Ann Malina Wright
Address: 45-285 Kaneohe Bay Drive, #102
Kaneohe, Hawaii 96744

ARTICLE V**MEMBERS**

The corporation has no members.

ARTICLE VI**NO STOCK**

The Corporation is non-profit in nature and shall not authorize or issue shares of stock. No dividends shall be paid and no part of the income or profit of the corporation shall be distributed to its members, directors or officers, except for services rendered to the Corporation, and except upon liquidation of its property in case of corporate dissolution.

ARTICLE VII**PURPOSE**

The purpose for which this Corporation is formed is exclusively for charitable, religious, leadership, cultural, sociable, educational, and scientific purposes under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, including but not limited to improving the lives and presenting greater opportunities for all of the Pacific American peoples, to provide and support education and cultural based activities, to facilitate solutions and to address the issues and needs of the Pacific American peoples, to participate with other foundations and corporations with similar goals and purposes, and to support, coordinate, undertake, and to succeed to the activities in the State of Hawaii, throughout the nation and in the world of the Pacific American Foundation, a 501(c)(3) non profit Virginia corporation.

12/22/2014 2:05:44

The Corporation shall not have or exercise any power or authority expressly, by interpretation, or by operation of law (nor shall it directly or indirectly engage in any activity) which would prevent it from qualifying (and continuing to qualify) as a Corporation exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, or corresponding provisions of future United States Internal Revenue laws (hereinafter referred to as the "Code").

The Corporation shall not have or exercise any power or authority expressly, by interpretation, or by operation of law (nor shall it directly or indirectly engage in any activity) which would prevent it from qualifying (and continuing to qualify) as a Corporation exempt from taxation under Section 501(c)(3) of the Internal Revenue Code, or corresponding provisions of future United States Internal Revenue Service laws and regulations (hereinafter referred to as the "Code").

No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to, its individual members, directors, officers, or other private persons. However, the Corporation may pay reasonable compensation for services rendered, and make payments and distributions in furtherance of the purposes set forth above.

No substantial part of the activities of the Corporation shall consist of carrying on propaganda or otherwise attempting to influence legislation; nor shall the Corporation in any manner or to any extent participate in or intervene in (including the publishing or distributing of statements) any political campaign on behalf of (or in opposition to) any candidate for public office.

Upon the dissolution of the Corporation and after (a) payment, satisfaction or discharge of all liabilities, or making adequate provision for, and (b) return, transfer and conveyance of all assets held upon condition requiring such return, transfer and conveyance, then

all assets held for a charitable, religious, eleemosynary, benevolent, educational or similar use, but not held upon a condition requiring return, transfer or conveyance thereof, and all other assets of the Corporation shall be transferred, set over, assigned, conveyed, delivered and distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose.

ARTICLE VIII

DURATION

The Corporation shall have perpetual duration.

ARTICLE IX

DIRECTORS AND OFFICERS

The Board of Directors and officers of the Corporation who have been duly appointed under the bylaws of the Corporation and who shall serve until their successors are duly elected and qualified, are as follows:

NAME & ADDRESS	POSITION
Herb Lee, Jr.	Executive Director/Director
Verlie Ann Malina Wright	President/Treasurer/Director
Andrew Poepoe	Vice President/Secretary/Director

Directors and officers shall be elected or appointed in the manner provided by the Bylaws and shall have the powers given to them in the Bylaws. Any person may hold two or more offices in the Corporation. The officers of the Corporation shall be a President, one or more Vice-Presidents, a Treasurer, and a Secretary along with such other officers as are provided for in the Bylaws. The Board of Directors shall, except as limited in the Bylaws, have all power necessary

to carry out all of the business of the Corporation, and the Directors may delegate such powers as they see fit, so long as such delegation is not prohibited by law or the Bylaws.

ARTICLE X

INDEMNITY

The Corporation shall indemnify its officers and Directors and every former officer and Director and every person who may have served at its request or by election or appointment as an officer, director, trustee or regent of another Corporation, as described in the Bylaws of the Corporation, except for their willful misconduct or gross neglect.

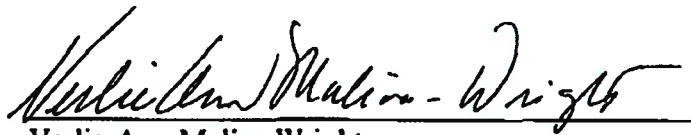
ARTICLE XI

AMENDMENT

These Articles may be amended by the Board of Directors in the same manner as the Bylaws of the Corporation may be amended.

The undersigned certifies under the penalties of Section 414D-12, Hawaii Revised Statutes, that he has read the above statements and that I am authorized to sign this Articles of Incorporation, and that the above statements are true and correct.

IN WITNESS WHEREOF, the undersigned have executed these presents on this 18th day of December, 2014



Verlie Ann Malina Wright
Incorporator

FILED 01/02/2015 02:48 PM
Business Registration Division
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
State of Hawaii

December 31, 2014
(Date)

01/02/2015 02:48 PM

Department of Commerce and Consumer Affairs
Business Registration Division
Post Office Box 40
Honolulu, Hawaii 96810

Gentlemen:

Re: PACIFIC AMERICAN FOUNDATION HAWAII, INC.

We have no objection and hereby consent to the registration of the above-named nonprofit corporation in the State of Hawaii. I am authorized to give this consent on behalf of PACIFIC AMERICAN FOUNDATION.

Very truly yours,

20966 F2 PACIFIC AMERICAN FOUNDATION

Herb Lee, Jr.
(Signature)

By: Herb Lee, Jr., Executive Director

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

ARTICLE I. NAME, LOCATION AND PURPOSE

Section 1. Name: The name of this Corporation shall be Pacific American Foundation Hawaii, Inc. (hereinafter "Corporation").

Section 2. Location: The Corporation shall be located in the City and County of Honolulu, State of Hawaii, and the specific address of its office shall be 45-285 Kaneohe Bay Drive #102, Kaneohe, Hawaii 96744. From time to time, the principal office of the Corporation shall be at such other location in Honolulu as the Board of Directors may determine. The Corporation may establish and maintain a branch or branches in any locality within the State of Hawaii.

Section 3. General Purpose: This Corporation is organized exclusively for charitable, religious, educational, cultural, leadership, sociable, artistic and scientific purposes under Section 501(c)(3), of the Internal Revenue Code, or corresponding section of any future federal tax code.

Section 4. Specific Purpose/Mission: This Corporation is organized especially to improve the lives of and present greater opportunities for all of the Pacific American peoples, to provide and support education and cultural based activities, to engage in community based development, to facilitate solutions and to address the issues and needs of the Pacific American peoples, to participate with other foundations and corporations with similar goals and purposes, and also to support, coordinate, undertake, and to succeed to the activities in the State of Hawaii, throughout the nation and world, of the Pacific American Foundation, a 501(c)(3) non-profit Virginia corporation.

To accomplish this purpose, the Corporation shall have the authority to exercise all the powers conferred upon corporations formed under the Hawaii's General Non-Profit Corporation Law in order to accomplish its charitable and educational purposes, provided that only such powers are permitted by a non-profit corporation described in Section 501(c)(3) of the Internal Revenue Code as amended; nor shall it enjoy directly or indirectly any activity which would cause the loss of such qualifications.

Section 5. Donations: This Corporation may accept gifts, legacies and donations and may solicit contributions in any amount and in any form from time to time upon such terms and conditions as may be required by the Board of Directors.

ARTICLE II. THE BOARD OF DIRECTORS

Section 1. Number: There shall be a Board of Directors consisting of not less than three (3) and no more than five (5) directors.

Section 2. Composition of the Board of Directors. Any policies and procedures relating to the composition of the Board of Directors shall be established by the Board of Directors.

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

Section 3. Election: Policies and procedures relating to the nomination and election of at large directors shall be established by the Board of Directors.

Section 4. Term of Office: Each director shall hold office for a term of three (3) years.

Section 5. General Powers: The Board of Directors of the Corporation shall constitute its governing body. The Board shall manage, control, and direct the affairs and property of the Corporation and, subject to these by-laws, shall have all powers necessary to carry out the purpose of the Corporation as specified above in compliance with the laws of the United States and the State of Hawai'i.

Section 6. Vacancies: Any vacancy of a director shall be filled by a simple majority vote of the Board of Directors for the remainder of the term.

Section 7. Removal and Resignation of Directors: Any director may be removed by 2/3 majority of the Board of Directors. A Director may resign from the Board at any time by giving notice in writing.

Section 8. Compensation: No compensation shall be paid to directors for their services as directors. Directors may be reimbursed for actual expenses incurred by them in the performance of their duties as directors. No director will serve for the purpose of personal gain or if there is a material conflict of interest.

Section 9. Meetings of the Board of Directors:

- a. **Regular Meetings:** The Board of Directors shall meet at least four (4) times a year. A schedule of meetings shall be determined by the Board of Directors. There shall be no proxy voting but members can participate electronically or by telephone.
- b. **Annual Meeting:** An annual Board meeting shall be convened to elect officers and to organize the Board.
- c. **Special Meeting:** A special meeting of the Board of Directors may be called at any time by the President or by a quorum of the directors in office. The nature and the decisions reached at any special meeting of the Board shall have the same force of law as decisions reached at regular meetings.
- d. **Notice of Meeting:** At least six days' notice shall be given to Board Members of the annual and regular meetings of the Board. Special meetings of the Board may be held with at least three days' notice.

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

- e. **Quorum:** A simple majority shall be necessary to constitute an act of the Board, except for the following which shall require a 2/3 majority vote: (1) removal of a Board member; (2) removal of an officer from office; or (3) any other exceptions noted under Roberts Rules of Order.
- f. **Action without Meeting:** To the full extent permitted by law, any action required or permitted to be taken at any meeting of the Board of Directors or any Committee thereof may be taken by unanimous written consent of the directors or appropriate committee, as the case may be, without such meeting.
- g. **Place of Meeting:** Meetings of the Board of Directors shall be held at the principal office of the Corporation or at such other place as may be designated by the Board of Directors.
- h. **Waiver of Notice:** For any meeting of the Board of Directors, however called or wherever held, all of the directors shall be present or shall waive notice of such meeting in writing, filed with the records of the Board of Directors. At such a meeting, consent to hold the meeting shall be deemed legal and all action taken at such meeting shall be deemed to be legal and valid. To the extent permitted by law, any lawful action of the Board of Directors may be taken without a meeting if written consent to such action is signed by a majority of the directors and filed with the records of the Board of Directors.

ARTICLE III. COMMITTEES

Section 1. The Board may create Committees to fulfill the mission of the Corporation. The Board shall establish policies and practices in which to govern its committees.

ARTICLE IV. OFFICERS

Section 1. Composition: The Board of Directors shall elect as officers an Executive Director, President, Vice President, Secretary and Treasurer. The offices may be combined.

Section 2. Election and Removal of Officers: Officers shall be elected by the Board of Directors at its annual meeting. Officers may be removed from office, with or without cause, by a 2/3 vote of the Board.

Section 3. Vacancies: Any vacancy in any office may be filled for the unexpired portion of the term on the Board of Directors at any regular or special meeting of the directors.

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

Section 4. President: The President shall preside at all meetings of the Board of Directors. He/She shall perform such other duties as may be assigned to him/her from time to time by the Board of Directors.

Section 5. Vice-President: The Vice-President shall assume and perform the duties of the President in the absence or disability of the President, or whenever the office of the president is vacant. The Vice-President shall have and exercise such powers and shall perform such duties as from time to time may be conferred upon or assigned to him/her by the Board or as may be delegated to him/her by the President.

Section 6. Secretary: The Secretary shall keep the minutes of all meetings of the Board of Directors in books provided for such purpose. He/she shall ensure that all notices are duly given in accordance with the provisions of law and these Bylaws.

Section 7. Treasurer: The Treasurer shall maintain the financial records of the Corporation and render to the President and to the Board an accounting of the financial condition of the Corporation whenever requested. The Treasurer, in consultation with the Executive Director, shall submit to the Board of Directors at their Annual Meeting a General Budget for the next fiscal year for advice, consent or veto.

Section 8. Executive Director. The Executive Director shall run the Corporation's day to day activities and will report to the Board of Directors.

Section 9. Compensation: No compensation shall be paid to the officers or executive director for their services. Officers and the executive director may be reimbursed for actual expenses incurred by them in the performance of their duties. No officer or executive director will serve for the purpose of personal gain or if there is a material conflict of interest.

ARTICLE V. EXECUTION OF INSTRUMENTS

Section 1. Execution of Contracts and Assignments: All contracts, agreements, endorsements, assignments, transfers of assets or other instruments in excess of an amount determined by the Board of Directors will require the signatures of two Board members or the written consent of the entire Board of Directors or approval by the Board of Directors via appropriate resolution.

ARTICLE VI. ACCOUNTING

Section 1. Accounting Year: The accounting year of the Corporation is January 1st to December 31st of each year.

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

Section 2. Execution of checks, notes, etc.: All checks, drafts, notes or other orders for the payment of money issued in the name of the Corporation for debts of the Corporation shall be signed by the officer(s) chosen by the Board of Directors.

Section 3. Procurement Procedures: The Board shall establish procurement and fiscal policies.

Section 4. Audit: The Board of Directors, at any meeting or special meeting called for that purpose, shall appoint a person, firm or Corporation engaged in the business of auditing to act as the auditor of the Corporation. No member, director or officer shall be eligible to serve as an auditor of the Corporation. The Auditor shall examine the books of the Corporation and compare statements of the Treasurer with the books and vouchers of the Corporation, or otherwise make a complete audit of the books of the Corporation and thereafter make appropriate reports to the Board at least once in each fiscal year.

ARTICLE VII. INDEMNIFICATION

Section 1. Indemnification: Any person (and the heirs, executors, and administrators of such person) made or threatened to be made a party to any action, suit or proceeding by being an officer of Pacific American Foundation Hawaii, Inc. shall be indemnified by the Corporation against any and all liability in connection with the defense or settlement of such action, suit or proceeding shall be indemnified by the Corporation against any and all liability in connection with the defense or settlement of such action, suit or proceeding except that such officer is liable for intentional negligence or misconduct in the performance of his or her duties, acted without the authority of the Board, or outside the capacity of a Board member.

Section 2. Liability and Errors and Omissions: The Corporation shall secure a bond of Errors and Omissions, and Board and Officer Liability coverage on behalf of Board members and officers to insure the faithful performance of their duties with one or more policies and in such amounts satisfactory to the Board of Directors.

Section 3. General Immunity: The members, directors, and officers of this Corporation shall enjoy immunity from all personal liability in the expressed exercise of their duties on behalf of this Corporation to the full extent provided by law.

ARTICLE VIII. MISCELLANEOUS PROVISIONS

Section 1. Non-discrimination Clause: The Corporation shall not discriminate against any persons on the grounds of race, sex, social standing, place of origin, religion, creed or sexual orientation in regard to membership and/or employment or as a client or recipient of services

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

rendered under the provisions of Section 501(c)(3) of the Internal Revenue Service Code of 1986 or its current equivalent.

Section 2. Conflict of Interest: Any member, director, officer, executive director, or employee of this Corporation shall abstain from voting or taking any official action directly affecting a business or other undertaking in which the member, director, officer, executive director or employee has a substantial financial interest or is engaged as an attorney, advisor, consultant, representative or agent. In the selection, award, or administration of financial assistance of the procurement of goods or services, there shall be no personal or organizational involvement by such persons with a conflict of interest. It is the responsibility of the affected person to inform the Board of any potential conflict of interest or even the appearance of a conflict of interest.

The Corporation shall not enter into any transaction or arrangement that might benefit the private interest of any officer, executive director or director of this corporation that violates the conflicts of interest policy or that violates any other applicable state or federal laws governing conflict of interest applicable to nonprofit and charitable organizations. The Board shall adopt policies and procedures as appropriate and necessary to ensure the corporation operates in a manner consistent with its charitable purposes and does not engage in activities that could jeopardize its tax-exempt status.

Section 3. Gifts and Kick-backs: No general member, Director, Officer, executive director or employee shall directly or indirectly solicit, accept or receive any gift whether in the form of money, service, loan, travel, entertainment, hospitality, promise or other form from clientele, referral sources or vendors under circumstances in which it can be reasonably inferred that the gift is intended to influence or reward such a person in the performance of official duties.

Section 4. Prohibition Against Partisan Political Activity: Employment or membership in this Corporation may not be offered as a consideration or reward for the support or defeat of any political party or candidate for public office; nor may any person, as an employee or member of the Corporation, engage in partisan political activity on Corporation property or during working hours within the meaning and limits set in the "Hatch Act" of the United States Congress and the law as set forth under the provisions of Section 501(c)(3) of the Internal Revenue Service Code of 1986, or its current equivalent.

Section 5. Amendment Restrictions: The Board of Directors reserves the right to amend, alter, repeal or rescind the Bylaws of the Corporation by three-quarter majority vote of the members present, provided a quorum has been established.

Section 6. Annual Corporate Document Review: The Board of Directors shall review all governing documents, the Articles of Incorporation, and the Corporate Bylaws as to their

**PACIFIC AMERICAN FOUNDATION HAWAII, INC.
BYLAWS**

relevance to the actual management of Corporate business and their effectiveness in expressing the values of the Corporation at the Annual Meeting.

Section 7. Dissolution Clause: Upon the dissolution of this organization, pursuant to the Articles of Incorporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose.

I certify that I am the Secretary of the above-named Corporation and that the foregoing Bylaws were adopted as the Bylaws of the Corporation by its Board of Directors on July 2, 2020.



Herb Lee
Executive Director
Secretary

**Conflict of Interest Policy of
PACIFIC AMERICAN FOUNDATION HAWAII, INC.**

Article I -- Purpose

1. The purpose of this conflict of interest policy is to protect PACIFIC AMERICAN FOUNDATION HAWAII, INC.'s interests when it is contemplating entering into a transaction or arrangement that might benefit the private interests of an officer or director of PACIFIC AMERICAN FOUNDATION HAWAII, INC. or might result in a possible excess benefit transaction.

2. This policy is intended to supplement, but not replace, any applicable state and federal laws governing conflicts of interest applicable to nonprofit and charitable organizations.

3. This policy is also intended to identify "independent" directors.

Article II -- Definitions

1. **Interested person** -- Any director, principal officer, or member of a committee with governing board delegated powers, who has a direct or indirect financial interest, as defined below, is an interested person.

2. **Financial interest** -- A person has a financial interest if the person has, directly or indirectly, through business, investment, or family:

a. An ownership or investment interest in any entity with which PACIFIC AMERICAN FOUNDATION HAWAII, INC. has a transaction or arrangement,

b. A compensation arrangement with PACIFIC AMERICAN FOUNDATION HAWAII, INC. or with any entity or individual with which PACIFIC AMERICAN FOUNDATION HAWAII, INC. has a transaction or arrangement, or

c. A potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which PACIFIC AMERICAN FOUNDATION HAWAII, INC. is negotiating a transaction or arrangement.

Compensation includes direct and indirect remuneration as well as gifts or favors that are not insubstantial. A financial interest is not necessarily a conflict of interest. A person who has a financial interest may have a conflict of interest only if the Board or Executive Committee decides that a conflict of interest exists, in accordance with this policy.

3. **Independent Director** -- A director shall be considered “independent” for the purposes of this policy if he or she is “independent” as defined in the instructions for the IRS 990 form or, until such definition is available, the director --

a. is not, and has not been for a period of at least three years, an employee of PACIFIC AMERICAN FOUNDATION HAWAII, INC. or any entity in which PACIFIC AMERICAN FOUNDATION HAWAII, INC. has a financial interest;

b. does not directly or indirectly have a significant business relationship with PACIFIC AMERICAN FOUNDATION HAWAII, INC., which might affect independence in decision-making;

c. is not employed as an executive of another corporation where any of PACIFIC AMERICAN FOUNDATION HAWAII, INC.'s executive officers or employees serve on that corporation's compensation committee; and

d. does not have an immediate family member who is an executive officer or employee of PACIFIC AMERICAN FOUNDATION HAWAII, INC. or who holds a position that has a significant financial relationship with PACIFIC AMERICAN FOUNDATION HAWAII, INC.

Article III -- Procedures

1. **Duty to Disclose** -- In connection with any actual or possible conflict of interest, an interested person must disclose the existence of the financial interest and be given the opportunity to disclose all material facts to the Board or Executive Committee.

2. **Recusal of Self** – Any director may recuse himself or herself at any time from involvement in any decision or discussion in which the director believes he or she has or may have a conflict of interest, without going through the process for determining whether a conflict of interest exists.

3. **Determining Whether a Conflict of Interest Exists** -- After disclosure of the financial interest and all material facts, and after any discussion with the interested person, he/she shall leave the Board or Executive Committee meeting while the determination of a conflict of interest is discussed and voted upon. The remaining Board or Executive Committee members shall decide if a conflict of interest exists.

4. **Procedures for Addressing the Conflict of Interest**

a. An interested person may make a presentation at the Board or Executive Committee meeting, but after the presentation, he/she shall leave the meeting during the discussion of, and the vote on, the transaction or arrangement involving the possible conflict of interest.

b. The Chairperson of the Board or Executive Committee shall, if appropriate, appoint a disinterested person or committee to investigate alternatives to the proposed transaction or arrangement.

c. After exercising due diligence, the Board or Executive Committee shall proceed with reasonable efforts to enter into said transaction or

arrangement with a person or entity that would not give rise to a conflict of interest.

5. Violations of the Conflicts of Interest Policy

a. If the Board or Executive Committee has reasonable cause to believe a member has failed to disclose actual or possible conflicts of interest, it shall inform the member of the basis for such belief and afford the member an opportunity to explain the alleged failure to disclose.

b. If, after hearing the member's response and after making further investigation as warranted by the circumstances, the Board or Executive Committee determines the member has failed to disclose an actual or possible conflict of interest, it shall take appropriate disciplinary and corrective action.

Article IV – Records of Proceedings

The minutes of the Board and all committees with board delegated powers shall contain:

a. The names of the persons who disclosed or otherwise were found to have a financial interest in connection with an actual or possible conflict of interest, the nature of the financial interest, any action taken to determine whether a conflict of interest was present, and the Board's or Executive Committee's decision as to whether a conflict of interest in fact existed.

b. The names of the persons who were present for discussions and votes relating to the transaction or arrangement, the content of the discussion, including any alternatives to the proposed transaction or arrangement, and a record of any votes taken in connection with the proceedings.

Article V – Compensation

a. A voting member of the Board who receives compensation, directly or indirectly, from PACIFIC AMERICAN FOUNDATION HAWAII, INC. for services is precluded from voting on matters pertaining to that member's compensation.

b. A voting member of any committee whose jurisdiction includes compensation matters and who receives compensation, directly or indirectly, from PACIFIC AMERICAN FOUNDATION HAWAII, INC. for services is precluded from voting on matters pertaining to that member's compensation.

c. No voting member of the Board or any committee whose jurisdiction includes compensation matters and who receives compensation, directly or indirectly, from PACIFIC AMERICAN FOUNDATION HAWAII, INC., either individually or collectively, is prohibited from providing information to any committee regarding compensation.

Article VI – Annual Statements

1. Each director, principal officer and member of a committee with Board delegated powers shall annually sign a statement, attached hereto as Exhibit “A”, which affirms such person:

- a. Has received a copy of the conflict of interest policy,
- b. Has read and understands the policy,
- c. Has agreed to comply with the policy, and
- d. Understands PACIFIC AMERICAN FOUNDATION

HAWAII, INC. is charitable and in order to maintain its federal tax exemption it must engage primarily in activities which accomplish one or more of its tax-exempt purposes.

2. Each voting member of the Board shall annually sign a statement which declares whether such person is an independent director.

3. If at any time during the year, the information in the annual statement changes materially, the director shall disclose such changes and revise the annual disclosure form.

4. The Executive Committee shall regularly and consistently monitor and enforce compliance with this policy by reviewing annual statements and taking such other actions as are necessary for effective oversight.

Article VII – Periodic Reviews

To ensure PACIFIC AMERICAN FOUNDATION HAWAII, INC. operates in a manner consistent with charitable purposes and does not engage in activities that could jeopardize its tax-exempt status, periodic reviews shall be conducted.

The periodic reviews shall, at a minimum, include the following subjects:


- a. Whether compensation arrangements and benefits are reasonable, based on competent survey information (if reasonably available), and the result of arm's length bargaining.
- b. Whether partnerships, joint ventures, and arrangements with management organizations, if any, conform to PACIFIC AMERICAN FOUNDATION HAWAII, INC.'s written policies, are properly recorded, reflect reasonable investment or payments for goods and services, further charitable purposes and do not result in inurement or impermissible private benefit or in an excess benefit transaction.

Article VIII – Use of Outside Experts

When conducting the periodic reviews as provided for in Article VII, PACIFIC AMERICAN FOUNDATION HAWAII, INC. may, but need not, use outside advisors. If outside experts are used, their use shall not relieve the Board of its responsibility for ensuring periodic reviews are conducted.

I hereby certify that the above stated Conflict of Interest Policy for PACIFIC AMERICAN FOUNDATION HAWAII, INC. was approved and adopted by the Board of Directors on July 2, 2020 and the above constitutes a full and complete copy of the Conflict of Interest Policy.

Dated: July 2, 2020, Honolulu, Hawaii.



Herb Lee
Executive Director

Exhibit "A"

Director and Officer Annual Conflict of Interest Statement

1. Name: _____

Date: _____

2. Position:

Are you a voting Director? __Yes __No

Are you an Officer? __Yes __No

If you are an Officer, which Officer position do you hold:

3. I affirm the following:

I have received a copy of the PACIFIC AMERICAN FOUNDATION
HAWAII, INC. Conflict of Interest Policy. _____ (initial) I have read
and understand the policy. _____ (initial) I agree to comply with the
policy. _____ (initial) I understand that PACIFIC AMERICAN
FOUNDATION HAWAII, INC. is charitable and in order to maintain its
federal tax exemption it must engage primarily in activities which
accomplish one or more of tax-exempt purposes. _____ (initial)

4. Disclosures:

- a. Do you have a financial interest (current or potential), including a compensation arrangement, as defined in the Conflict of Interest policy with PACIFIC AMERICAN FOUNDATION HAWAII, INC.?

☐ Yes ☐ No

- i. If yes, please describe it: _____

- ii. If yes, has the financial interest been disclosed, as provided in the Conflict of Interest policy? ☐ Yes ☐ No

- b. In the past, have you had a financial interest, including a compensation arrangement, as defined in the Conflict of Interest policy with PACIFIC AMERICAN FOUNDATION HAWAII, INC.?

☐ Yes ☐ No

- i. If yes, please describe it, including when (approximately):

- ii. If yes, has the financial interest been disclosed, as provided in the Conflict of Interest policy? ☐ Yes ☐ No

policy? Yes No

.....

Signature of Director

Date of Review by Executive Committee: _____

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **APR 03 2015**

PACIFIC AMERICAN FOUNDATION HAWAII
INC
45-285 KANEOME BAY DR STE 102
KANEOME, HI 96744

Employer Identification Number:
47-2621483
DLN:
17053036301015
Contact Person:
JUSTIN R PALMER ID# 31674
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
December 31
Public Charity Status:
509(a)(3)
Form 990 Required:
Yes
Effective Date of Exemption:
January 2, 2015
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Specifically, we have determined that you are a Type II supporting organization under section 509(a)(3). A Type II supporting organization is supervised or controlled in connection with one or more publicly supported organizations.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

PACIFIC AMERICAN FOUNDATION HAWAII

Sincerely,

Tamara Riggall

Director, Exempt Organizations



THE PACIFIC AMERICAN FOUNDATION HAWAII, INC.

WRITTEN CONSENT OF BOARD OF DIRECTORS IN LIEU OF BOARD OF DIRECTORS MEETING CONSENT RESOLUTION 2017-1 AUTHORIZING SIGNATORIES FOR GRANT-IN-AID DOCUMENTS

BOARD OF DIRECTORS

VerlieAnn
Malina-Wright.
Ed D

Herb Lee

Andrew Poepoe

OFFICERS


Herb Lee
President

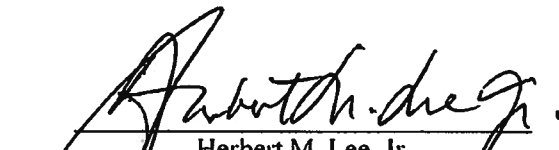
Louis F. Perez III
Chief Financial
Officer


The undersigned being all members of the Board of Directors of the **PACIFIC AMERICAN FOUNDATION OF HAWAII, INC.**, a Hawaii non-profit corporation (the "**Corporation**") do hereby approve and adopt the following resolutions, by written consent in lieu of meeting, pursuant to Section 414D-144, Hawaii Revised Statutes, as amended:

RESOLVED, that the Directors of the Corporation hereby authorize Dr. Verlie Ann Malina Wright, Director, President and Treasurer of the Corporation, and Herb M. Lee, Jr., Director and Executive Director of the Corporation, to sign all documents related to the acknowledgement, acceptance, and execution of the State of Hawaii Grant-In-Aid awarded to the Corporation by the State of Hawaii through the Hawaii Department of Land and Natural Resources, Division of Aquatic Resources, including the the AGREEMENT FOR GRANTS document dated July 1, 2017.

This Consent Resolution is approved by the undersigned on this 1ST day of JULY 2017.


Dr. Verlie Ann Malina Wright
Director, President, Treasurer


Herbert M. Lee, Jr.
Director, Executive Director


Andrew Poepoe
Director, Vice-President, Secretary

THE PACIFIC AMERICAN FOUNDATION HAWAII, INC.

WRITTEN CONSENT OF BOARD OF DIRECTORS IN LIEU OF BOARD OF DIRECTORS MEETING

CONSENT RESOLUTION 2020-1


Authorizing Executive Director to sign all documents pertaining to the application for and receipt of funds from various funding sources including Federal, State, City and other public, non-profit or Private entities.

The undersigned representing members of the Executive Committee of the Board of Directors of the **PACIFIC AMERICAN FOUNDATION OF HAWAII, INC.**, a Hawaii non-profit corporation (the "**Corporation**") do hereby approve and adopt the following resolution, by written consent in lieu of meeting, pursuant to Section 414D-144, Hawaii Revised Statutes, as amended:

RESOLVED, that the Board of Directors is hereby authorized and approved to authorize and empower the following individual to make, execute, endorse and deliver in the name of and on behalf of the corporation, but shall not be limited to, any and all written instruments, agreements, documents, execution of deeds, powers of attorney, transfers, assignments, contracts, obligations, certificates and other instruments of whatever nature entered into by this Corporation. Any contract, agreement or stated obligation over \$25,000.00 will require approval by the signatures of Executive Committee of the Board of Directors or the written consent of the entire Board of Directors or approval by the Board of Directors via appropriate resolution. (Article V, Section 1 of By-laws)

Name: Herb Lee, Jr.
Position/Title: Executive Director
Telephone Number: 808 927-5646
Email Address: herblee@thepaf.org

This Consent Resolution is approved by the undersigned on this 27th day of February 2020. The undersigned certifies that he is properly elected and qualified Secretary of the books and records of the Pacific American Foundation Hawaii Inc., a corporation duly conformed pursuant to the laws of the State of Hawaii and that said meeting was held in accordance with state law and with the Bylaws of the above-named corporation. This resolution has been approved by the Board of Directors of the Pacific American Foundation Hawaii Inc. (Company) on February 27, 2020. I, as authorized by the Company, hereby certify and attest that all the information above is true and correct.


Michael Beasley
Chair of Board/ Secretary
Date: 2/27/2020

THE ORIGINAL OF THE DOCUMENT
RECORDED AS FOLLOWS:
STATE OF HAWAII
BUREAU OF CONVEYANCES
Doc A - 72970791
DATE _____
DOCUMENT: December 24, 2019 10:45 AM

LAND COURT SYSTEM

REGULAR SYSTEM

Return by Mail (XXX) Pickup () To:

RS

Dennis E.W. O'Connor Jr, Esq.
O'CONNOR PLAYDON GUBEN & INOUE LLP
733 Bishop Street, Suite 2400
Honolulu, Hawaii 96813
Ph. (808) 524-8350

Total Pages: 10

WARRANTY DEED

Grantor: PACIFIC AMERICAN FOUNDATION

Grantee: PACIFIC AMERICAN FOUNDATION HAWAII, INC.

Property: 45-285 Kaneohe Bay Drive
Kaneohe, Hawaii 96744

Tax Map Key No.: (1) 4-5-030-0001

WARRANTY DEED

THIS DEED, made on July 16, 2019, by and between PACIFIC AMERICAN FOUNDATION, a Virginia nonprofit corporation, the address of which is 146 Hekili Street, Suite 203, Kailua, Hawaii 96734, hereinafter called "Grantor", and PACIFIC AMERICAN FOUNDATION HAWAII, INC., a Hawaii nonprofit corporation, the address of which is 45-285 Kaneohe Bay Drive, Unit 102, Hawaii 96744, hereinafter called "Grantee";

W I T N E S S E T H:

That Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration to Grantor paid by Grantee, the receipt whereof is hereby acknowledged, does hereby give, grant, bargain, sell and convey unto Grantee, AS TENANT IN SEVERALTY, its successors and assigns, absolutely and in fee simple forever, all of the following described real property:

ALL that certain parcel of land as more fully set forth in EXHIBIT "A" attached hereto and by this reference made a part hereof.

TOGETHER WITH the reversions, remainders, rents, issues and profits thereof, and all of the estate, right, title and interest of Grantor, both at law and in equity, therein and thereto.

TO HAVE AND TO HOLD the same together also with all buildings, improvements, tenements, hereditaments, rights, easements, privileges and appurtenances thereon and thereunto belonging or appertaining or held and enjoyed therewith unto Grantee, in the tenancy aforesaid, absolutely and forever.

AND in consideration of the premises, Grantor does hereby covenant and agree with the Grantee that the Grantor is lawfully seized in fee simple of the premises hereby conveyed; that the same are free and clear of and from all liens and encumbrances, except for the lien of real property taxes not yet by law required to be paid, and except as may be specifically set forth herein; that the Grantor has good right to sell and convey said premises as aforesaid; and, that Grantor will WARRANT AND DEFEND the same unto the Grantee

against the lawful claims and demands of all persons, except as aforesaid forever.

The conveyance herein set forth and the warranties of the Grantor concerning the same are expressly declared to be in favor of the Grantee, their respective successors and permitted assigns.

The terms "Grantor" and "Grantee", or any pronoun used in place thereof, as and when used herein, shall mean and include the masculine or feminine, the singular or plural number, individuals, partnerships or corporations, trustees and guardians of the property and not individually, and their and each of their respective successors, heirs, personal representatives and assigns, according to the context thereof, and that if these presents shall be signed by two or more Grantors or by two or more Grantees, all covenants of such parties shall for all purposes be joint and several.

IN WITNESS WHEREOF, Grantor has executed these presents as of the day and year first above written.

PACIFIC AMERICAN FOUNDATION,
a Virginia nonprofit corporation

By: 

Herbert Lee

Its *President & CEO*

Grantor

PACIFIC AMERICAN FOUNDATION HAWAII,
INC.
a Hawaii nonprofit corporation

By: 

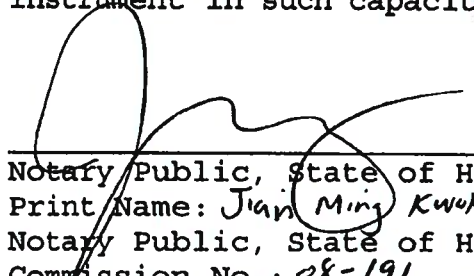
Herbert Lee

President & CEO
Its ~~Executive Director~~

Grantee

STATE OF HAWAII)
) ss,
CITY & COUNTY OF HONOLULU)

On this 16th day of July, 2019 before me personally appeared HERBERT LEE, to me personally known, who, being by me duly sworn or affirmed, did say that such person executed the foregoing instrument as the free act and deed of such person, and if applicable in the capacity^{16p} shown, having been duly authorized to execute such instrument in such capacity^{16s}.

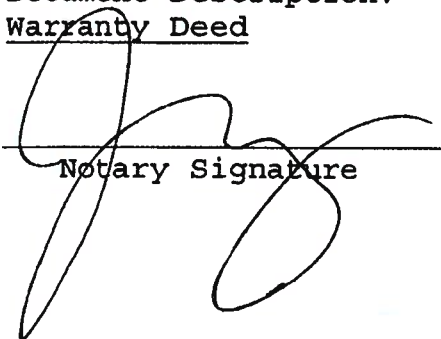


Notary Public, State of Hawaii
Print Name: Jian Ming Kwok
Notary Public, State of Hawaii,
Commission No.: 08-191
My commission expires: June 15, 2020

l.s.

Doc. Date: July 16, 2019 # Pages:
Notary Name: Jian Ming Kwok
First Circuit
Document Description:
Warranty Deed

l.s.



Notary Signature

July 16, 2019

Date

EXHIBIT "A"

"Waikalua-Loko Fish Pond"

Lot 1

Real property situate at Kaneohe, Koolaupoko, Oahu, Hawaii

Beginning at the most northwesterly corner of this parcel of land, on the southeasterly edge of Kaneohe Stream, being a curve concave to the Northwest having a radius of 373.41 feet, its curve center bears: 144° 56' 43", the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAILUA" being 9,772.59 feet North and 3,376.98 feet West, thence running by azimuths measured clockwise from True South:

1. Along the southeasterly edge of Kaneohe Stream, on a curve to the left having a radius of 373.41 feet, the chord azimuth and distance being:
229° 10' 21.5" 75.12 feet;
2. 223° 24' 204.00 feet along the southeasterly edge of Kaneohe Stream;
3. 133° 24' 10.00 feet along the southeasterly edge of Kaneohe Stream;
4. 223° 24' 80.00 feet along the southeasterly edge of Kaneohe Stream;
5. 277° 52' 43.01 feet along the southeasterly edge of Kaneohe Stream;
6. 223° 24' 50.00 feet along the southeasterly edge of Kaneohe Stream;
7. 168° 56' 43.01 feet along the southeasterly edge of Kaneohe Stream;
8. 223° 24' 131.99 feet along the southeasterly edge of Kaneohe Stream;

Thence along the southerly edge of Kaneohe Bay for the next course, the direct azimuth and distance between points on said edge of bay being:

9. 277° 03' 1,231.42 feet;

Thence along the northwesterly edge of former Keana Fish Pond for the next five (5) courses, being also along Royal Patent 5583, Land Commission Award 2937, Apana 3, Part 10 to William Harbottle, the direct azimuths and distances between points on said edge of fish pond being:

10.	61°	47'	50.00 feet;
11.	46°	51'	72.10 feet;
12.	27°	17'	90.00 feet;
13.	15°	17'	120.00 feet;
14.	359°	17'	130.00 feet;
15.	108°	40'	251.39 feet along Lot 2;
16.	48°	20'	42.12 feet along Lot 2;
17.	76°	35'	23.58 feet along Lot 2;
18.	59°	10'	111.75 feet along Lot 2;
19.	60°	55'	97.33 feet along Lot 2;
20.	56°	55'	189.69 feet along Lot 2;
21.	51°	35'	47.51 feet along Lot 2;
22.	56°	20'	113.98 feet along Lot 2;
23.	57°	50'	151.08 feet along Lot 2;
24.	55°	05'	117.24 feet along Lot 2;
25.	68°	25'	49.20 feet along Lot 2;
26.	54°	25'	84.87 feet along Lot 2;

- 27. 55° 15' 14.76 feet along Lot 2;
- 28. 158° 28' 308.82 feet along Lot 2 and Exclusion 2;
- 29. 68° 28' 100.00 feet along Exclusion 2;
- 30. 158° 28' 371.60 feet along Exclusion 2 and Lot 2 to the point of beginning and containing an area of 17.113 acres, more or less.

Excepting any portion of the land created by accretion and also any portion lying below the shoreline as defined by Hawaii law and/or certified by the State of Hawaii Department of Land and Natural Resources.

Being the same premises acquired by: WARRANTY DEED

Dated	July 16, 2019
Recorded	Document No. A-_____
Grantor	Bayview Kaneohe Golf Park Inc., a Hawaii corporation
Grantee	Pacific American Foundation, a Virginia nonprofit corporation

SUBJECT, HOWEVER, to the following:

- A. Title to all mineral and metallic mines reserved to the State of Hawaii.
- B. Rights of Native Tenants as reserved in Land Commission Award Nos. 4452, 6400 and 7587, and in Royal Patent No. 7984.
- C. All customary and traditional rights, of native Hawaiians as provided for by law, for subsistence, cultural and religious purposes, which rights may involve access to the subject property.
- D. Shoreline setback lines as they may be established by the State Land Use Commission or by the various Counties pursuant to the Hawaii Revised Statutes.

E. Riparian rights

The rights of owners of lands on the banks of watercourses, relating to the water, its use, ownership or soil under the stream, accretions, etc.

- F. The effects of Sections 205-31 to 205-37, and 205A 41 to 49, inclusive, Hawaii Revised Statutes, as now or hereafter amended pertaining to shoreline setbacks. Any adverse claim based upon (a) a conflict in the determination of the seaward boundary of the land, (b) a conflict in the location of such seaward boundary, or (c) the assertion that any portion of the land is submerged land or is land beneath tidal waters.

- G. As to Apanas 1, 2, 3 and 4 of Land Commission Award No. 2937, Royal Patent No. 5583:

Piscary Reservations in Land Commission Award No. 2937 to William Harbottle "...Together with the right of taking one kind of fish in the adjoining sea, bounded as follows: ...Reef extending from N. E. angle 16 chain in a line bearing N. 3 E. to outer edge of Reef and by Line N. 20 W. 13 chains from N.W. angle to outer edge of Reef" - agreeably with now existing laws respecting the Rights of Piscary.

- H. Rights of others thereto entitled in and to the stream, crossing, abutting, forming the boundary of the land.
- I. Rights of others thereto entitled in and to the Kawa stream crossing, abutting, forming the boundary of the land.
- J. Effluent Force Main as shown on Tax Map.
- J. Parcel 2 as shown on Tax Map.
- K. Lack of recorded access to a public street or highway.
- L. The terms and provisions contained in the Department of the Army Permit recorded October 04, 1974 as Book 10174 Page 545 of Official Records.
- M. Terms, provisions, reservations, covenants, conditions and restrictions, but deleting any of the aforementioned indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, national origin, sexual orientation, marital status, ancestry, source of income or disability, to the extent such covenants, conditions or restrictions violate Title 42,

Section 3604(c), of the United States Codes or Chapter 515 of the Hawaii Revised Statutes, as contained in the Declaration of Covenants recorded April 29, 1996 as Regular System Document No. 96-058900 of Official Records.

- N. The terms and provisions contained in the Agreement for Issuance of Conditional Use Permit under Section 21-4.40-21 of the Land Use Ordinance (LUO) recorded January 27, 1997 as Regular System Document No. 97-02102 and Land Court Document No. 2362254 of Official Records.

- O. A financing statement;

Debtor: Windward Church of the Nazarene

Secured Party: SPS Solar VII LLC

Recorded December 30, 2014 as Regular System Document No. A-54770711 of Official Records.

- P. A mortgage to secure an original principal indebtedness of \$300,000.00 and any other amounts or obligations secured thereby.

Dated: March 27, 2018

Mortgagor: Dragon Pacific Investment Inc., a Hawaii Corporation, and Bayview Kaneohe Golf Park Inc., a Hawaii corporation

Mortgagee: Bank of Hawaii, a Hawaii corporation.

Recorded March 29, 2018 as Regular System Document No. A-66620363 of Official Records.

- Q. The Assignment of Rents, as additional security for the payment of the indebtedness in the amount of \$300,000.00, which was recorded march 29, 2018 as Regular System Document No. A-66620364 of Official Records.

- R. A financing statement;

Debtor: Bayview Kaneohe Golf Park Inc.

Secured Party: Bank of Hawaii

Recorded March 29, 2018 as Regular System Document No. A-66620365 of Official Records.

- S. The following matters, as shown on or disclosed by the map dated February 24, 2017; revised June 6, 2017 and January 17, 2019, prepared by Ross K. Tanaka Licensed Professional Land Surveyor Certificate No. 10744;

Easement (Parcel F-8) for Temporary Fill purposes.

Temporary Construction (Parcel C-1) (18-1-3-40).

Sewer Easement (Parcel 2) (18-1-3-40).

Sewer Easement (Parcel 4) (12-4-3-40).

60 ft. Shoreline Setbacks.

- T. Any and all easements, subleases and/or tenancy agreements, the rights thereunder and encumbrances thereto.

- U. Rights of parties in possession.

- V. Easement for rights of way and /or sewer purposes, in favor of the City and County of Honolulu, as acquired by Judgment and Final Order of Condemnation filed in the First Circuit Court of the State of Hawaii in Civil No. 42427 and also recorded February 21, 1975 in the Bureau in Book 10471, Page 98.

- W. Terms and provisions as contained in an instrument,

Entitled : UNILATERAL AGREEMENT AND DECLARATION FOR
CONDITIONAL ZONING

Recorded : July 9, 1991 in the Bureau as Document No. 91-
092236

- X. Notice of License and Notice of Assignment of License Agreement recorded March 31, 2017 as Regular System Document No. A-62990913A thru A-62990913B of Official Records.

Assignment of License Agreements recorded February 01, 2018 as Regular System Document No. A-66060432 of Official Records.

End of EXHIBIT "A"


PAF - Kaneohe Aquaculture and Community Development Complex - CIP GIA

Final Audit Report

2021-01-12

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