

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
**HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA**

91-5420 Kapolei Parkway, Kapolei, O'ahu, Hawai'i

Monday, January 28, 2019 at 9:30 a.m. to be continued, if necessary, on

Tuesday, January 29, 2019, at 9:00 a.m.

*Note: Commission Meeting Packets will be available at [dhhl.hawaii.gov](http://dhhl.hawaii.gov), by Friday, January 25, 2019.*

**I. ORDER OF BUSINESS**

- A. Roll Call
- B. Approval of Agenda
- C. Approval of Minutes for March 2015, April 2015, April 2018
- D. Public Testimony on Agendized Items

**II. ITEMS FOR DECISION MAKING**

**A. CONSENT AGENDA**

Homestead Services Division

- D-2 Ratification of Loan Approvals (see exhibit)
- D-3 Approval of Consent to Mortgage (see exhibit)
- D-4 Approval of Streamline Refinance of Loans (see exhibit)
- D-5 Approval to Schedule Loan Delinquency Contested Case Hearings (see exhibit)
- D-6 Approval of Homestead Application / Cancellations (see exhibit)
- D-7 Approval of Designation of Successors to Leasehold Interest and Designation of Persons to Receive the Net Proceeds (see exhibit)
- D-8 Approval of Assignment of Leasehold Interest (see exhibit)
- D-9 Approval of Amendment of Leasehold Interest (see exhibit)
- D-10 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)
- D-11 Approval of Subdivision Transfer of a Portion of Lease and Amendment – **ERNEST A. MATSU**, Lease No. 1211, Lot No. 68, Keaukaha, Hawaii

**B. REGULAR AGENDA**

Office of the Chairman

- C-1 Approval of Recommendations for Department of Hawaiian Home Lands Proposed Amendments to Title 10, Hawaii Administrative Rules for Supplemental Dwelling Units; and to Proceed with Rulemaking under Hawaii Revised Statutes Chapter 91

Land Management Division

- F-2 Annual Renewal of Right of Entry Permits, East Central, & South Hawaii Island (see exhibit)

Planning Office

- G-2 Resolution No. 298 Honoring M. Kaleo Manuel for his Decade of Service to the Hawaiian Home Lands Trust and his Appointment as Deputy Director to the Hawaii State Commission on Water Resource Management

### **III. EXECUTIVE SESSION** (discussion to be held during lunch break)

The Commission anticipates convening in executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities on these matters.

1. Authorization for Issuance of Land Licenses to selected Licensees for the Aina Mauna Feral Cattle Removal Project, Humuula and Piihonua Sections, Island of Hawai'i
2. Update on issues related to Sandwich Isles Communications.
3. Enforcement and Lease Compliance on Hawaiian Home Lands

### **IV. ITEMS FOR INFORMATION/DISCUSSION**

#### **A. GENERAL AGENDA**

Requests to Address the Commission

- J-1 Esther Christian – Sewer Easement Violation  
J-2 Albert Rowland Jr. – Papakolea Homestead Concerns  
J-3 Bo Kahui – La'i 'Opua 2020 and Villages of La'i 'Opua  
J-4 Terry Miller, Laura Johnson – Paukukalo Lease

#### **B. WORKSHOP**

Land Management Division

- F-1 For Information Only - Authorization for Issuance of Land Licenses to selected Licensees for the Aina Mauna Feral Cattle Removal Project, Humuula and Piihonua Sections, Island of Hawaii

#### **C. REGULAR AGENDA**

Planning Office

- G-1 For Information Only - Act 14 Land Claims Settlement Update

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
**HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA**

91-5420 Kapolei Parkway, Kapolei, O'ahu, Hawai'i  
Tuesday, January 29, 2019, at 9:00 a.m.

**I. ORDER OF BUSINESS**

- A. Roll Call
- B. Public Testimony on Agendized Items

**II. ITEMS FOR DECISION MAKING**

**A. REGULAR AGENDA**

Land Management Division

- F-1 Authorization to Issuance of Feral Cattle Removal License to selected Licensees, Humuula & Piihonua Sections, Island of Hawaii

**III. ITEMS FOR INFORMATION/DISCUSSION**

**A. REGULAR AGENDA**

Homestead Services Division

**D-1 HSD Status Reports**

- A - Homestead Lease and Application Totals and Monthly Activity Reports
- B - Delinquency Report
- C - DHHL Guarantees for USDA-RD Mortgage Loans

**B. WORKSHOP**

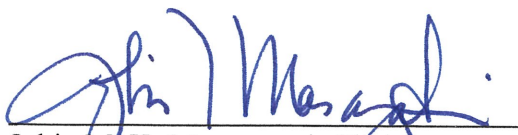
Homestead Services Division

- D-12 For Information Only – Appraisal Methodology On DHHL Homesteads

**IV. ANNOUNCEMENTS AND ADJOURNMENT**

- A. Next Meeting –February 19 & 20, 2019, (Tuesday & Wednesday) Kapolei, O'ahu.
- B. Adjournment

*Note: Contested Case Hearings begin at 1:00 p.m.*

  
Jobie M. K. Masagatani, Chairman  
Hawaiian Homes Commission

COMMISSION MEMBERS

Randy K. Awo, Maui  
Michael P. Kahikina, O'ahu  
David B. Ka'apu, West Hawai'i  
Pauline N. Namu'o, O'ahu

Zachary Z. Helm, Moloka'i  
Wallace A. Ishibashi, East Hawai'i  
Wren W. Wescoatt, O'ahu  
Vacant, Kaua'i

No Community Meeting in January. Next community meeting is scheduled for Monday,  
February 20, 2019 at Kapolei High School.

For auxiliary aids, services (Sign Language interpreter, notetaker, etc.) or assistance due to a disability, contact the Information and Community Relations Office, on Oahu at (808) 620-9590 or email [Cedric.R.Duarte@hawaii.gov](mailto:Cedric.R.Duarte@hawaii.gov), as soon as possible. Requests made as soon as possible will provide time to make arrangements to fulfill your requests. This notice is available in alternate formats such as large print, Braille, or electronic format upon request.



**ITEM D-2 EXHIBIT**  
RATIFICATION OF LOAN APPROVALS

LESSEE	LEASE NO.	AREA
KAUAHI, Tammi L.	11092	Anahola, Kauai

**ITEM D-2 EXHIBIT**  
APPROVAL OF CONSENT TO MORTGAGE

LESSEE	LEASE NO.	AREA
AGABIN, Shannell L.	9682	Waianae, Oahu
AKANA, Nicole D. K.	9582	Kalawahine, Oahu
AKEN, Gordon K, Jr.	8924	Lualualei, Oahu
ARELLANO, Laverne L.	2024	Kewalo, Oahu
ARRUDA, Cheryl	4523	Nanakuli, Oahu
BARDO, Vincent	12831	Kauluokahi, Oahu
BECK, Paulette	12762	Hoolimalima, Oahu
BROWN, Mamo M.	12825	Keaukaha, Hawaii
BROWN, Thomas-Andrew H. K. M.	3893	Nanakuli, Oahu
CLEMENTE, Alvina G. M.	8397	Princess Kahanu Estates, Oahu
COSTA, Erica Kainoa	12828	Kauluokahi, Oahu
COX, Barbara J. K.	8744	Nanakuli, Oahu
CULLEN, Breland	12465	Kauluokahi, Oahu
DINNAN, Frances L.	8693	Anahola, Kauai
GONZALEZ, Shirley Lin	5241	Nanakuli, Oahu
GRACE, William	12830	Kauluokahi, Oahu
HAUHIO, David	12832	Kauluokahi, Oahu
KAHALEWAI, Solomon J., Jr.	9864	Maluohai, Oahu
KALAMA, Melvin M., Jr.	11793	Kanehili, Oahu
KALEIOHI, Rose Marie N.	2636	Waimanalo, Oahu
KALILIKANE, John I.	12419	Kauluokahi, Oahu
KANE, Donald R.	10350	Waiohuli, Maui
KEKUA, Lester P.	7362	Nanakuli, Oahu
KUAILANI, Keith-Mark K., Sr.	10450	Waiohuli, Maui
LEGSAY, Dornali L.	10079	Waiehu 3, Maui
LOPEZ, Brandon	12833	Kauluokahi, Oahu
LUNDBERG, Hans K.	1774	Nanakuli, Oahu
MAKUAKANE, Kawaipuna	11205	Kakaina, Oahu
MANINI, George L. W., Jr.	3045	Waimanalo, Oahu
MARFIL, Byron H.	5142	Nanakuli, Oahu
MARFIL, Herman K.	7508	Waiohuli, Maui
MEYERS, Jason K.Q.	12135	Kaupea, Oahu
NATANIELA, Maxine L.	6790	Lualualei, Oahu
PUOU, Joseph	3815	Nanakuli, Oahu
REZENTES, Olivia P.	11601	Kanehili, Oahu
RODRIGUES, Harry F., Jr.	10339	Waiohuli, Maui

RUDDLE, Reginald G. S.	9270	Kaniohale, Hawaii
SAGUCIO, Kerry	12413	Kauluokahi, Oahu
SALAU, Leinaala N.	5149	Nanakuli, Oahu
TEHOTU, Shalane K.	9811	Maluohai, Oahu
THIBODEAUX, Makamae J. A.	11624	Kanehili, Oahu
WAN, William Ah Hoy	12829	Kauluokahi, Oahu
WISE, Jacqueline L.	8352	Princess Kahanu Estates, Oahu
WONG, Wendell K.	12652	Kanehili, Oahu
YUEN, Stanley R.	9456	Waiehu 2, Maui

#### **ITEM D-4 EXHIBIT**

##### APPROVAL OF STREAMLINE REFINANCE OF LOANS

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
COCKETT, Ramona L.	12207	Waiehu Kou IV, Maui
KAUHAN, Stanton	5253	Waianae, Oahu

#### **ITEM D-5 EXHIBIT**

##### APPROVAL TO SCHEDULE LOAN DELINQUENCY CONTESTED CASE HEARINGS

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
ASING, Almyra K.	9663	Kawaihae, Hawaii
BUSBY, Paiea P.M.	4826	Hoolehua, Molokai
FITZGERALD-TROCHE, Debbie L.	4328	Anahola, Kauai
MAKANANI, Lillian K.	6716	Waianae, Oahu
MOKUAU, Elthea M.	779	Kewalo, Hawaii
NAHOI, Kyle K.	11893	PKE, Oahu
NAKOA, Alexander	10084	Waiehu Kou III, Maui
NAVOR, Eugene	2446	Waiakea, Hawaii
SPENCER, Mark C.	10207	Waianae, Oahu
TAM, Russell K.	6313	Keaukaha, Hawaii
WRIGHT, Emma L.	632	Papakolea, Oahu

#### **ITEM D-6 EXHIBIT**

##### HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS

<b>APPLICANT</b>	<b>AREA</b>
AIWOHI, Warrick J.	Hawaii IW Pas
BAUTISTA, Uilani J.	Maui IW Agr
BAUTISTA, Uilani J.	Maui IW Res
CARRICK, Leona P.	Oahu IW Res
CONNER, De Mont R.D.	Hawaii IW Agr to Maui IW Pas
ESPRECION, Jamie K.S.	Oahu IW Res
EWALIKO, Catalina K.	Maui IW Res
FLORES, Paul K.K., Jr.	Oahu IW Res
GOINS, Kaiaomaikalani	Oahu IW Res
GOINS, Kaiaomaikalani	Hawaii IW Pas

HALEMANO, Jennifer	Oahu IW Res
HOSE, Liberty A.K.	Oahu IW Res
HUEU, Jordan K.	Maui IW Res
JIM, Sila L.	Kauai IW Pas
KAABA, April K.	Oahu IW Res
KAABA, Daniel	Oahu IW Res
KAHA, Kaleiokalani K.K.K.	Oahu IW Agr to Maui IW Agr
KAHA, Kaleiokalani K.K.K.	Oahu IW Res to Maui IW Res
KAHALEWAI, Madeline V.K.	Kauai IW Res to Maui IW Res
KAHANAOI, Steven	Hawaii IW Res to Oahu IW Res
KALAI, Pauahi N.	Hawaii IW Res
KALAWAIA, Justin Lee H.	Hawaii IW Pas
KAPAKU, Krista K.	Maui IW Res
KAULUKUKUI, Shawna K.	Hawaii IW Res
LIMAHAI, Kenlen K.	Oahu IW Res
LINDSEY, Vernal P.	Hawaii IW Pas to Hawaii IW Agr
MAIO, Joann I.	Hawaii IW Res
MOSSMAN, Kalaionamoku L.K.	Oahu IW Agr
NAHOOPII, Helen K.	Hawaii IW Res
NAKAAHIKI, Kenneth K., Jr.	Oahu IW Res
RABUSITZ, Minoaka N.	Oahu IW Res
RANO, Poouikinikahikoinoa	Maui IW Res
SMITH, Arthur H.T., III	Maui IW Res
SMITH, Arthur H.T., III	Kauai IW Agr
SMYTHE, Isette P.	Oahu IW Res
STARKEY, William, Jr.	Hawaii IW Pas to Molokai IW Agr
TEXEIRA, Lehuanani	Oahu IW Res
WERNER-CELES, Ronnelle K.E.A.	Oahu IW Res
WILLIAMS, Susan K.	Oahu IW Agr
WILLIAMS, Susan K.	Oahu IW Res
WILLING, Cheryl Ann E.	Maui IW Res
WILSON, Barbara P.	Oahu IW Res
WIDEMANN, Novie E.K.	Oahu IW Res to Molokai IW Res
WIDEMANN, Novie E.K.	Hawaii IW Pas to Molokai IW Agr

\* IW = Islandwide

#### **ITEM D-7 EXHIBIT**

#### **LIST OF LESSEES WHO DESIGNATED SUCCESSORS TO THEIR LEASEHOLD INTEREST FOR MONTH OF JANUARY 2019**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
DELA PENA, Velma K.	720	Waimanalo, Oahu
KAINOA, Isabelle L.	5951	Waiehu Kou, Maui
KAMAKA, Charlotte P.	2210	Kewalo, Oahu
KAMELAMELA, Patrick K.	3858	Nanakuli, Oahu
KEY, James M.	6197	Puukapu, Hawaii

KEY, James M.	4892	Kuhio Village, Hawaii
KUIEE, Aloysius S.	4539	Nanakuli, Oahu
YASSO, Henry K.	5798	Hoolehua, Molokai

**ITEM D-8 EXHIBIT**

APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AALONA, Rosette M.	4844	Hoolehua, Molokai
AMARAL, Beverly K.	12866	Kauluokahai, Oahu
BADAYOS, Winifred	8729	Waianae, Oahu
BROWN, Harrison	1686	Nanakuli, Oahu
CRAWFORD, Doris D.	12118	Kaupea, Oahu
EMERY, Jamie E.	2192	Kewalo, Oahu
FLETCHER, Robin K.	9716	Maluohai, Oahu
GONSALVES, Joseph L.	4186	Nanakuli, O'ahu
HOLOMALIA-CASTANEDA, Cindy	12399	Kapolei, Oahu
HAIOLA, Charles K.	12869	Kauluokahai, Oahu
HOPFE, Kainoa P.	9864	Maluohai, Oahu
HUSSEY-LEONG, Andrea K.	2535	Kewalo, Oahu
ISHIMINE, Eloise	6984	Makuu, Hawaii
KAAI, Lonnie S	16	Kalamaula, Molokai
KAEO, Kailani S.	12828	Kauluokahai, Oahu
LACAR, Darrol W.	1774	Nanakuli, Oahu
LUNDBERG, Lorraine K.	1774	Nanakuli, Oahu
LUNDBERG, Hans K.	11624	Kanehili, Oahu
MELLO, Tamara G. L. K.	4089	Waimanalo, Oahu
NOHARA, Jo-Anne K.	857	Kewalo, Oahu
PAKAKI, Anson E.	10124	Waiohuli, Maui
RAMOS, Phyllis N.	12854	Kauluokahai, Oahu
SPENCER, Melvin K., Jr.	2341	Kapaakea, Molokai
VIELA, Joewella O.	12840	Kauluokahai, Oahu
WAN, Gwendolyn N.	12829	Kauluokahai, Oahu
RAGASA, Melissa K.	11080	Anahola, Kauai
BARROS, Sharmaine K. B.	7058	Puupulehu, Hawaii
KAMAKA, Charles K., Jr	9158	Kahikinui, Maui
MENDONCA, Linda L.	7022	Makuu, Hawaii
MEDINA, Benson P.	7022	Makuu, Hawaii

**ITEM D-9 EXHIBIT**

APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AILA, Melva N.	6669	Lualualei, Oahu
AIONA, Ellen Louise	720	Waimanalo, Oahu
DELA PENA, Velma K.	720	Waimanalo, Oahu
BALONICK, Jaylee K.	6588	Anahola, Kauai
BROWN, Harrison, Jr.	1686	Nanakuli, Oahu



CAMARA, Thadd R.	3146	Kalamaula, Molokai
DAVIS, Brent K.	3814	Hoolehua, Molokai
EMERY, Jamie E.	2192	Kewalo, Oahu
GOMES, Keala O.	6676	Lualualei, O'ahu
HICKS, Kennard K.	6675	Lualualei, Oahu
HUSSEY-LEONG, Andrea K.	2535	Keawalo, Oahu
KAAI, Lonnie S.	16	Kalamaula, Molokai
KAIALAU, Pat M.	6670	Lualualei, Oahu
WILSON, Valerie Ann	6680	Lualualei, Oahu
LEVY, Winona	6680	Lualualei, Oahu
KAMELAMELA, Patrick K.	3858	Nanakuli, Oahu
KEY, James M.	6196	Puukapu, Hawaii
KIAHA, Chastity N. K.	6640	Lualualei, Oahu
LEVY, Harold S., Jr.	6679	Lualualei, Oahu
MELLO, Tamara G. L. K.	4089	Waimanalo, Oahu
MONTGOMERY, Teri K.	6623	Waiahole, Oahu
MOSES, John K.	3646	Waimanalo, Oahu
PAKAKI, Anson E.	10124	Waiohuli, Maui
SPENCER, Melvin K., Jr.	2341	Kapaakea, Molokai
TRIPP, Rupert, Sr.	3096	Waiakea, Hawaii

#### **ITEM D-10 EXHIBIT**

#### **APPROVAL TO ISSUE A NON-EXCLUSIVE LICENSE FOR ROOFTOP PHOTOVOLTAIC SYSTEMS FOR CERTAIN LESSEES**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
ESTRELLA, Jenny L. M.	10124	Waiohuli, Oahu
KAEHA, George C. M.	9958	Waianae, Oahu
KAIKALA, David K. K.	3659	Nanakuli, Oahu
KELEKOLIO, Walter	12118	Kaupea, Oahu
KIDO, Pam P.	8634	Nanakuli, Oahu
LENCHANKO, Aaron K.	11997	Kaupea, Oahu
PURDY, George K., III	10391	Waiehu Kou 3, Maui
RABANES, Sheldon	3512	Paukukalo, Maui
SPENCER, Casey K.	12338	Kauluokahai, Oahu
SPENCER, Debra M. L.	9550	Hoolehua, Molokai

#### **ITEM F-2 EXHIBIT**

#### **RIGHT OF ENTRY PERMITS EAST, CENTRAL, SOUTH HAWAII ISLAND**

ACRE	NO.	USE	PERMITEE	LOCATION	Date Started
280.0	465	Pastoral	Gilbert Medeiros, Jr.	Kamaoa-Puueo	2/9/1998
450.0	469	Pastoral	Daryl K. Kalua'u	Kau	9/7/2000
750.0	471	Pastoral	Daleico Ranch	Kau	4/19/2001
1,500.0	473	Pastoral	Dean Kaniho	Kamaoa-Puueo	7/15/2004
301.0	476	Pastoral	Charles & Jelena Clay	Honolulu	7/7/2005
2.0	477	Agriculture	Guy Kaniho	Humuula	2/26/2007
300.0	478	Pastoral	April Awana-Mattos	Honolulu	2/1/2010
2.210	481	Landscape	Ginger Patch Center	Waiakea	8/2/2010

1.0	482	Community	Keaukaha/Panaewa Farmers Assn.	Panaewa	2/1/2011
0.02	597	Recreation	Hawaii Forest & Trails, Ltd.	Humuula	3/1/2003
5,000.0	610	Pastoral	Native Hawaiian General Services	Kamaoa-Puueo	6/1/2004



DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION

January 28- 29, 2019

Kapolei, Oahu


C-ITEMS  
**OFFICE OF THE CHAIRMAN**

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Hokulei Lindsey, Administrative Rules Officer   
Office of the Chairman

SUBJECT: Approval of Recommendations for Department of Hawaiian  
Home Lands Proposed Amendments to Title 10, Hawaii  
Administrative Rules for Supplemental Dwelling Units;  
and to Proceed with Rulemaking under Hawaii Revised  
Statutes Chapter 91

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission approve recommended changes for proposed administrative rules for Supplemental Dwelling Units; and to proceed with rulemaking under Hawaii Revised Statutes Chapter 91.

DISCUSSION:

In accordance with the Administrative Rules Development, Review, and Amendment Process adopted by the Hawaiian Homes Commission in July 2015, the Department of Hawaiian Home Lands conducts Beneficiary Consultation before initiating rulemaking under Ch.91, HRS.

The HHC approved the DHHL's request to proceed with beneficiary consultation regarding proposed administrative rules amendments for DCCRs; and Multi-Family, Rentals, and Kupuna Housing; and Supplemental Dwelling Units at its December 2017 meeting. From April 30, 2018 to July 30, 2018, the DHHL conducted statewide beneficiary consultation meetings to discuss with and get feedback from beneficiaries about the proposed rule amendments. The amended Beneficiary Consultation Report was presented as Item No. C-2, "Acceptance of Amended Beneficiary Consultation Report on Department of Hawaiian Home Lands Proposed Amendments to Title 10, Hawaii Administrative Rules for DCCRs; Multi-Family, Rentals, and Kupuna Housing; and Supplemental Dwelling Units" at the October 2018 regular meeting.

Based upon comments received through the beneficiary consultation process, subsequent evaluation, and feedback from the Commission (see Exhibit A), staff recommends the following changes to the draft rules related to Supplemental Dwelling Units. The draft rules, inclusive of the changes listed below are attached as Exhibit B; proposed changes are underlined in the rule text.

- **§10-3-40.02:** Broaden definition of "supplemental dwelling unit" to include attached or detached units and county terminology to reduce potential ambiguity.
- **§10-3-40.05:** Include all islands in pilot program
- **§10-3-40.05(2) and §10-3-40.07:** Remove references to floor area and lot size

#### Analysis of Transcribed Meeting Notes

The chart below summarizes the transcribed meeting notes into patterns or themes and provides a staff response. It also identifies specific suggestions from beneficiary comments that resulted in a recommendation to change the draft proposals.

Question	Draft Provision	Comments/Themes	Response
<b>Do you support supplemental dwelling units on HHL? Why?</b>	General	Comments indicated widespread support for SDUs to keep families together whether it be for kupuna to age in place or for adult children to have a home and keep costs down. There was concern about the cost to build including permits and utility connections, water in particular. There was also concern about parking. And questions regarding SDUs on lots in planned communities.	Section 10-3-40.07 of the proposal includes an option to dedicate the SDU for ohana use as well as an option for long term rental to a native Hawaiian. The proposal generally requires lessees comply with the requirements of the respective counties, which typically requires additional parking be provided; 10-3-40.05 and 10-3-40.07. Whether SDUs can be built in planned communities will depend on county regulation regarding lot size as well as the

			DCCRs that govern a particular community.
<b>When should SDUs be allowed? What criteria should DHHL use to make that determination?</b>	10-3-40.05 Lot requirements; 10-3-40.06 Lessee obligations, generally; 10-3-40.10 Existing structures, non-compliance	There was a general mix of comments many suggesting/supporting reliance on county criteria while other comments urged DHHL should develop its own code.	At present, relying on the counties for criteria and building code is the practical and readily available option for quick implementation. <u>Staff recommends</u> removing lot size and floor area references from 10-3-40.05 and 10-3-40.07 and instead refer to county requirements.
<b>The proposal is a pilot project for residential lots on Oahu and Hawaii Island. What do you think about that?</b>	10-3-40.03 Pilot program	Comments supported initiating SDU program with a pilot program and review as proposed. However, attendees consistently suggested their island should be included. Another consistent comment was that agriculture and pastoral lots should be included and the program should not be limited to residential lots.	Although originally included for administrative and workload management, based on beneficiary comments and Commission feedback, <u>staff recommends</u> the proposal include all islands in the pilot project. However, staff recommends the pilot program remain limited to residential lots. Agriculture lots can be subdivided and supplemental dwellings can be build on subsistence agriculture lots under existing section 10-3-26.
<b>Who can live in an SDU on HHL?</b>	10-3-40.07(b) Supplemental dwelling units; 10-3-40.08 Landlord-tenant code compliance;	Comments had strong support for ohana living in the SDU and general support for renting only to "native Hawaiian" as defined by the Act. However, a fair amount of	The HHCA sections 208 and 209 provide lists of relatives who qualify for transfer and a list that qualifies for successorship.

	10-3-40.09 Fair housing act compliance	comments would define ohana to include more relations than is included in the HHCA.	HHCA section 209 provides that with the approval of the department a lessee may rent living space to a native Hawaiian or native Hawaiians. Section 10-3-40.02 defines "ohana occupant" as a qualified relative under HHCA section 209(a).
<b>Size of an SDU has an impact on the value of the structure. Should DHHL limit the size of the SDU based on an appraisal cap to limit liability for the trust and keep units on HHL affordable?</b>	10-3-40.05 Lot requirements; 10-3-40.07(a) Supplemental dwelling units	Comments generally wanted to keep housing on the homelands affordable as possible. While some were willing to support an appraisal cap, others thought the ability to make a return on their investment/improvements if they chose to sell those improvements should not be limited. Suggestions tended toward what can the department do in terms of loans and subsidies to keep costs down.	The question was included as a means of looking ahead to discuss what solutions may be viable options to maintain affordability on the homelands, especially since an SDU will add potentially significant amount to the appraised value.

RECOMMENDATION:

Staff requests approval of the motion as recommended above.



HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
DEPARTMENT OF HAWAIIAN HOME LANDS

# Supplemental Dwelling Units on Hawaiian Home Lands

Item C-2\_Workshop\_Nov 2018

1

## Programmatic Options

- Subsistence agriculture allows more than one dwelling.
- Option: limited expansion
  - Add agriculture and pastoral only; or
  - Add residential only
- Option: global expansion
  - All lot types may be eligible
- Option: pilot program
  - Open to all or certain lot types on one island for a set period of time

Item C-2\_Workshop\_Nov 2018

2



## Proposed Scope

- Pilot Program
  - Oahu and Hawaii Island
  - Residential lots
  - 5 years; evaluation after 3 years
- Beneficiary Consultation
  - Comments suggest expanding to all islands *and* all lot types

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## Post Consultation Recommendation

- Staff Recommends:
- Pilot Program as proposed
  - Oahu and Hawaii Island
  - Residential lots
  - 5 years; evaluation after 3 years

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## Why a Pilot Program?

- Complexity
  - Department: coordinate with counties; LDD review; Planning review; HSD lease amendments and NHQ; Enforcement
  - Lessees: financing; county permits; upgrades

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## Why Oahu and Hawaii?

- MOU with Hawaii County Planning
- MOU in process with City and County of Honolulu
- Demand is greatest on Oahu

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## Why Residential Lots?

- Agriculture and Pastoral lots are for farming and ranching uses
- Agriculture and Pastoral lessees in compliance can apply for workers' quarters
- Agriculture and Pastoral lessees can subdivide

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## Why 5 Years, Evaluate After?

- Staff believes this is a realistic timeframe for a fair number of lessees to complete the process from SDU application to completed construction.
- Evaluation after 3 years forces the Department to analyze the process and make critical decisions on program improvement and viability.

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## Participation Requirements

### Lot

- SDU compatible with Island and Area plans
- Not prohibited by DCCR
- No existing supplemental dwelling\*
- Meet county requirements

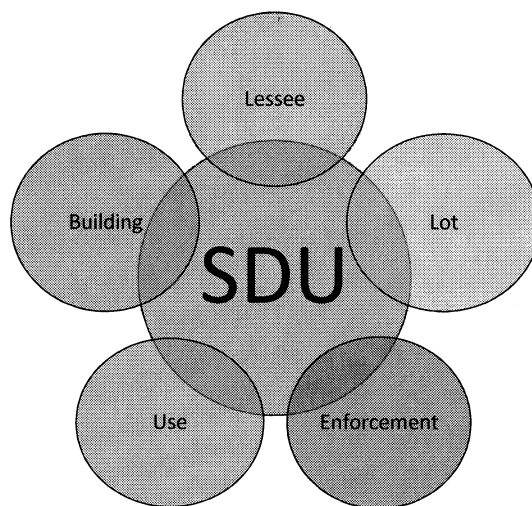
### Lessee

- Good standing
- Reside in main house or SDU

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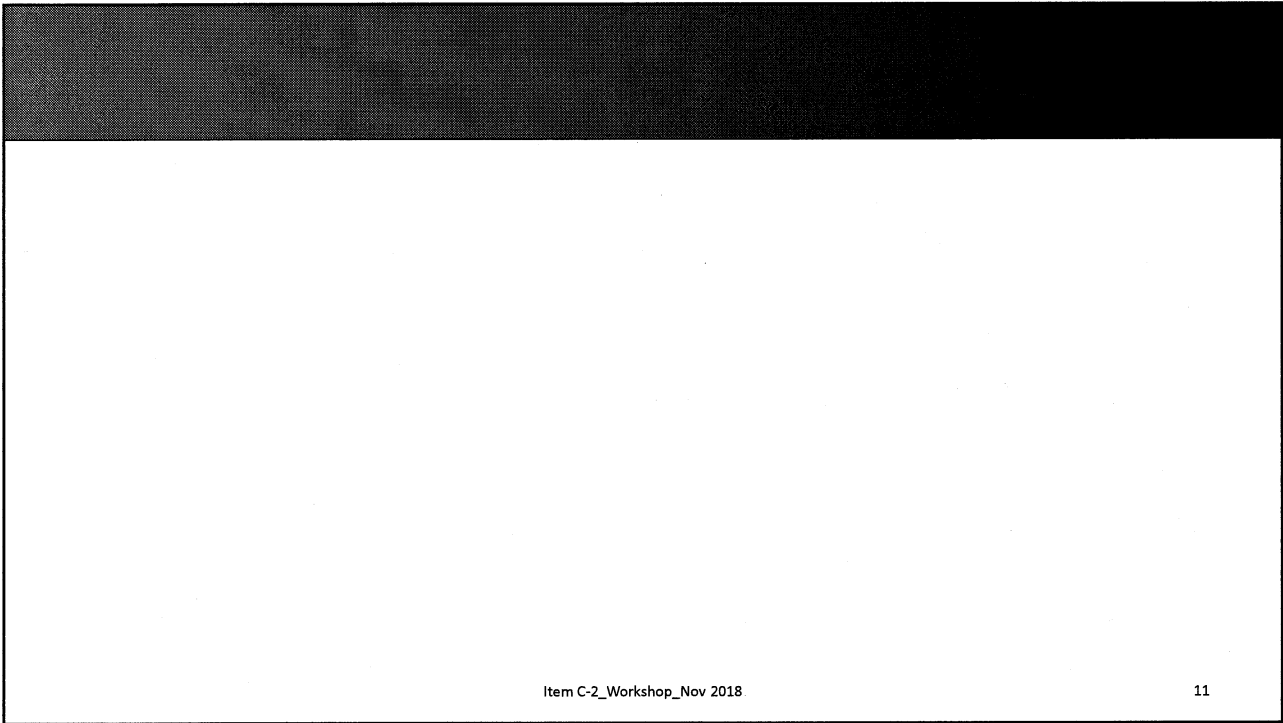
9

## Program Components



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TITLE 10

DEPARTMENT OF HAWAIIAN HOME LANDS

CHAPTER 3

NATIVE HAWAIIAN REHABILITATION PROGRAM

SUBCHAPTER 3.1

SUPPLEMENTAL DWELLING UNIT

**§10-3-40.01 Purpose.** The purpose of this subchapter is to provide residential lessees who qualify with the option to build a supplementary dwelling unit that could help ease certain housing issues facing native Hawaiian families like need, overcrowding, and financial strain. [Eff and comp ] (Auth: HHC Act §222) (Imp: HHC Act §208)

**§10-3-40.02 Definitions.** As used in this subchapter, unless context clearly provides otherwise, "Dwelling unit renter" means the native Hawaiian who rents, from the lessee, either the primary dwelling unit or SDU individually, or with the native Hawaiian's immediate family, maintaining a common household to the exclusion of others.

"Good-standing" means the status of a lessee who is in compliance with all obligations contained in the residential homestead lease, the act, and this title.



"Ohana occupant" means the qualified relative under section 209(a) of the act who resides in either the primary dwelling or the ohana SDU individually or with the ohana occupant's immediate family.

"Supplemental dwelling unit (SDU)" means a dwelling unit that is supplementary to the primary dwelling, is attached or detached, is smaller in size, has a separate entry, and includes its own kitchen, bedroom, and bathroom facilities. SDU includes "ohana dwelling unit" in Hawaii county and "additional dwelling unit" in the city and county of Honolulu, Maui county, and Kauai county. [Eff and comp ] (Auth: HHC Act §222) (Imp: HHC Act §208)

**§10-3-40.03 Pilot program.** Upon promulgation of this subchapter, the SDU program shall commence as a five-year pilot program ~~on the islands of Oahu and Hawaii.~~ The program shall be evaluated after three years. If deemed successful, the department may continue the program and expand to other islands, or the program shall terminate at the end of the five-year pilot period. Any SDU completed under the pilot program shall remain subject to this subchapter and any lease amendments made in furtherance of the program, even though the SDU program is discontinued ~~or not expanded to other islands or both.~~ [Eff and comp ] (Auth: HHC Act §222) (Imp: HHC Act §208)

**§10-3-40.04 SDU application and review.** (a) The lessee shall complete the application and return it to the department. Within 30 days, the department shall review the application for completeness and notify the lessee whether the application is complete or incomplete. If an application is deemed incomplete, it will be returned to the lessee with further instruction about how to revise. If the

lessee fails to revise the application in accordance with the instructions provided and return the application to the department within 30 days, the application shall be cancelled.

(b) All applications require written approval from the commission before construction may commence. Such approval shall be considered only after a completed application has been submitted to the department, including a plan as to design, material, probable value of the SDU structure and related improvements, and any other information required by the department. The SDU structure and related improvements shall be permitted by and meet all building codes or other ordinances and regulations of the respective counties, except as otherwise provided by the commission. The department may take up to 60 days to render a decision on a completed application and notify the lessee of placement on the commission agenda or of the reasons for denying the application.

(c) The department shall not be required to finance construction of the SDU nor shall the department be liable for any cost or expense incurred in the processing and obtaining of the necessary county permits and approvals.

(d) The lessee shall complete construction of the SDU within one year after receiving notice that commission approval has been granted. [Eff and comp  
] (Auth: HHC Act §222) (Imp: HHC Act §208)

**§10-3-40.05 Lot requirements.** A residential lot may qualify for the SDU program if it meets the following requirements:

- (1) Constructing an SDU on the lot is compatible with the island plan and the area plan;
- ~~(2) The lot is at least 3,500 SF;~~
- (32) The lot is not landlocked;
- ~~(43)~~ The lot does not have more than one dwelling

unit, attached or detached, already existing on the property;

- (54) Private covenants, conditions, and restrictions do not prohibit SDUs; and
- (65) Respective county requirements for an additional dwelling unit. The department may, with the approval of the chairman, authorize a waiver of certain county regulatory requirements based upon specific area conditions, unique site characteristics, or other constraints related to the lot. [Eff and comp ] (Auth: HHC Act \$222) (Imp: HHC Act \$208)

**§10-3-40.06 Lessee obligations, generally. (a)**

To participate in the SDU program, the lessee shall be in good-standing at all times.

(b) The lessee shall reside in either the primary dwelling or in the SDU. If the lessee moves into the SDU, the lessee shall provide the department with an updated mailing address in accordance with section 10-3-10(a).

(c) Failure of the lessee to maintain good-standing shall be cause for lease cancellation pursuant to section 10-3-28. [Eff and comp ] (Auth: HHC Act \$222) (Imp: HHC Act \$208)

**§10-3-40.07 Supplemental dwelling units. (a)**

Any SDU shall fall within the following ~~floor~~respective county's area maximums: ~~400 square feet (for lots with an area of 3,500 to 4,999 square feet) and 800 square feet (for lots with an area of 5,000 square feet or more).~~

(b) A lessee may apply to the department for one of the following programs at the time of application:

- (1) Ohana SDU is specifically for non-

rental, ohana use purposes. The ohana occupant shall establish the required biological relationship to the lessee to the satisfaction of the department before taking occupancy. The department may allow the ohana occupant to contribute toward household expenses such as utilities and mortgage payments, if applicable, but rent shall not be charged.

- (2) Rental SDU is specifically for rental purposes, to supplement income for the lessee and potentially help to provide housing for native Hawaiians. The dwelling unit renter shall be qualified under the act by the department but is not required to establish a qualified relationship to the lessee. The department shall prioritize applications from lessees with a verifiable potential tenant currently on a waitlist.
  - (A) The minimum rental period agreement on the unit shall be six months;
  - (B) The lessee shall provide a standard lease agreement to the tenant; and
  - (C) Each agreement shall carry a rider written by the department and signed by the lessee and dwelling unit renter that provides the general obligations of the department, waiver of liability, and guarantees made by the lessee.

(c) The lessee shall submit a request to the department if the lessee wants to change the program use of the unit. The department shall provide a response to the lessee within 30 days of receipt of the request. [Eff and comp ] (Auth: HHC Act §222) (Imp: HHC Act §208)

**§10-3-40.08 Landlord-tenant code compliance.**

The residential landlord and tenant code, HRS ch. 521, is applicable only so far as it does not conflict with the act, this title, and the lease itself. [Eff and

comp ] (Auth: HHC Act §222) (Imp:  
HHC Act §208)

**§10-3-40.09 Fair housing act compliance.** Lessee must remain in compliance with the section 804 of the fair housing act, 42 U.S.C. §3604 insofar as it does not conflict with the act, this title, and the lease. [Eff and comp ] (Auth: HHC Act §222) (Imp: HHC Act §208)

**§10-3-40.10 Existing structures, non-compliance.** If one or more structures that have not been approved by the department or are unpermitted, or both, exist on the lot, the lessee may be allowed to come into compliance through the SDU process. However, if the existing structure or structures are unsafe for human habitation, the lessee may be required to bring the structure into compliance with county building codes, including demolition of the structure at the lessee's expense. [Eff and comp ] (Auth: HHC Act §222) (Imp: HHC Act §208)

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION

January 28 - 29, 2019

Kapolei, Oahu

D-ITEMS  
**HOMESTEAD SERVICES DIVISION**



STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission  
From: Dean T. Oshiro, Acting HSD Administrator  
SUBJECT: **Homestead Services Division Status Reports**

RECOMMENDED MOTION/ACTION

NONE

DISCUSSION

The following reports are for information only:

Exhibit A: Homestead Lease & Application Totals  
and Monthly Activity Reports  
Exhibit B: Delinquency Report  
Exhibit C: DHHL Guarantees for FHA Construction  
Loans

January 28, 2019

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through December 31, 2018

	As of 11/30/18	Add	Cancel	As of 12/31/18
Residential	8,372	0	0	8,372
Agricultural	1,095	0	0	1,095
Pastoral	410	0	0	410
<b>Total</b>	<b>9,877</b>	<b>0</b>	<b>0</b>	<b>9,877</b>

The number of Converted Undivided Interest Lessees represents an increase of 425 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

	As of 11/30/18	Converted	Rescinded/ Surrendered/ Cancelled	As of 12/31/18
Undivided	897	0	0	897

Balance as of 12/31/2018

Awarded	1,434
Relocated to UNDV	7
Rescinded	111
Surrendered	5
Cancelled	3
Converted	425
<b>Balance to Convert</b>	<b>897</b>

Lease Report For the Month Ending December 31, 2018

	RESIDENCE				AGRICULTURE				PASTURE				TOTAL LEASES			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
<b>OAHU</b>																
Hoolimalima	70	0	0	70	0	0	0	0	0	0	0	0	70	0	0	70
Kakaia	14	0	0	14	0	0	0	0	0	0	0	0	14	0	0	14
Kalawahine	91	0	0	91	0	0	0	0	0	0	0	0	91	0	0	91
Kanehili	359	0	0	359	0	0	0	0	0	0	0	0	359	0	0	359
Kapolei	254	0	0	254	0	0	0	0	0	0	0	0	254	0	0	254
Kaupea	325	0	0	325	0	0	0	0	0	0	0	0	325	0	0	325
Kaupuni	19	0	0	19	0	0	0	0	0	0	0	0	19	0	0	19
Kewalo	249	0	0	249	0	0	0	0	0	0	0	0	249	0	0	249
Kumuhau	52	0	0	52	0	0	0	0	0	0	0	0	52	0	0	52
Lualualei	149	0	0	149	31	0	0	31	0	0	0	0	180	0	0	180
Malu'ohai	156	0	0	156	0	0	0	0	0	0	0	0	156	0	0	156
Nanakuli	1,048	0	0	1,048	0	0	0	0	0	0	0	0	1,050	0	0	1,048
Papakolea	64	0	0	64	0	0	0	0	0	0	0	0	64	0	0	64
Princess Kahanu Estates	271	0	0	271	0	0	0	0	0	0	0	0	271	0	0	271
Waihole	0	0	0	0	16	0	0	16	0	0	0	0	16	0	0	16
Waianae	419	0	0	419	11	0	0	11	0	0	0	0	430	0	0	430
Waimanalo	731	0	0	731	2	0	0	2	0	0	0	0	733	0	0	733
<b>TOTAL</b>	<b>4,271</b>	<b>0</b>	<b>0</b>	<b>4,271</b>	<b>60</b>	<b>0</b>	<b>0</b>	<b>60</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4,333</b>	<b>0</b>	<b>0</b>	<b>4,331</b>
<b>MAUI</b>																
Hikina	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Kahikihui	0	0	0	0	0	0	0	0	75	0	0	75	75	0	0	75
Keokea	0	0	0	0	65	0	0	65	0	0	0	0	65	0	0	65
Leaili	104	0	0	104	0	0	0	0	0	0	0	0	104	0	0	104
Paukukalo	180	0	0	180	0	0	0	0	0	0	0	0	180	0	0	180
Waiehu 1	39	0	0	39	0	0	0	0	0	0	0	0	39	0	0	39
Waiehu 2	109	0	0	109	0	0	0	0	0	0	0	0	109	0	0	109
Waiehu 3	114	0	0	114	0	0	0	0	0	0	0	0	114	0	0	114
Waiehu 4	97	0	0	97	0	0	0	0	0	0	0	0	97	0	0	97
Waiehu 5	593	0	0	593	0	0	0	0	0	0	0	0	593	0	0	593
<b>TOTAL</b>	<b>1,266</b>	<b>0</b>	<b>0</b>	<b>1,266</b>	<b>65</b>	<b>0</b>	<b>0</b>	<b>65</b>	<b>75</b>	<b>0</b>	<b>0</b>	<b>75</b>	<b>1,406</b>	<b>0</b>	<b>0</b>	<b>1,406</b>
<b>EAST HAWAII</b>																
Discovery Harbour	2	0	0	2	0	0	0	0	0	0	0	0	2	0	0	2
Kamaea	0	0	0	0	0	0	0	0	25	0	0	25	25	0	0	25
Kaunana	42	0	0	42	0	0	0	0	0	0	0	0	42	0	0	42
Keaukaha	473	0	0	473	0	0	0	0	0	0	0	0	473	0	0	473
Kurtistown	3	0	0	3	0	0	0	0	0	0	0	0	3	0	0	3
Makuu	0	0	0	0	121	0	0	121	0	0	0	0	121	0	0	121
Panaewa	0	0	0	0	261	0	0	261	0	0	0	0	261	0	0	261
Piihonua	17	0	0	17	0	0	0	0	0	0	0	0	17	0	0	17
Puqeo	0	0	0	0	12	0	0	12	0	0	0	0	12	0	0	12
University Heights	4	0	0	4	0	0	0	0	0	0	0	0	4	0	0	4
Waiakea	298	0	0	298	0	0	0	0	0	0	0	0	298	0	0	298
<b>TOTAL</b>	<b>839</b>	<b>0</b>	<b>0</b>	<b>839</b>	<b>394</b>	<b>0</b>	<b>0</b>	<b>394</b>	<b>25</b>	<b>0</b>	<b>0</b>	<b>25</b>	<b>1,258</b>	<b>0</b>	<b>0</b>	<b>1,258</b>
<b>WEST HAWAII</b>																
Honokaia	0	0	0	0	0	0	0	0	24	0	0	24	24	0	0	24
Humuula	0	0	0	0	0	0	0	0	5	0	0	5	5	0	0	5
Kamoku	0	0	0	0	0	0	0	0	16	0	0	16	16	0	0	16
Kanichale	224	0	0	224	0	0	0	0	0	0	0	0	224	0	0	224
Kawaihae	188	0	0	188	0	0	0	0	1	0	0	1	189	0	0	189
Laipua	284	0	0	284	0	0	0	0	0	0	0	0	284	0	0	284
Lalamilo	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Nienie	0	0	0	0	0	0	0	0	21	0	0	21	21	0	0	21
Puukapu/Waimea/Kuhio VII	116	0	0	116	110	0	0	110	215	0	0	215	441	0	0	441
Puupulehu	33	0	0	33	0	0	0	0	0	0	0	0	33	0	0	33
<b>TOTAL</b>	<b>875</b>	<b>0</b>	<b>0</b>	<b>875</b>	<b>110</b>	<b>0</b>	<b>0</b>	<b>110</b>	<b>282</b>	<b>0</b>	<b>0</b>	<b>282</b>	<b>1,267</b>	<b>0</b>	<b>0</b>	<b>1,267</b>
<b>KAUAI</b>																
Anahola	534	0	0	534	46	0	0	46	0	0	0	0	580	0	0	580
Hanapepe	47	0	0	47	0	0	0	0	0	0	0	0	47	0	0	47
Kekaha	117	0	0	117	0	0	0	0	0	0	0	0	117	0	0	117
Puu Opa	0	0	0	0	0	0	0	0	1	0	0	1	1	0	0	1
<b>TOTAL</b>	<b>698</b>	<b>0</b>	<b>0</b>	<b>698</b>	<b>46</b>	<b>0</b>	<b>0</b>	<b>46</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>745</b>	<b>0</b>	<b>0</b>	<b>745</b>
<b>MOLOKAI</b>																
Hoolehua	156	0	0	156	346	0	0	346	21	0	0	21	523	0	0	523
Kalamaula	163	0	0	163	71	0	0	71	3	0	0	3	237	0	0	237
Kapaakea	47	0	0	47	0	0	0	0	3	0	0	3	50	0	0	50
Moomomi	0	0	0	0	3	0	0	3	0	0	0	0	3	0	0	3
O'ne Alii	28	0	0	28	0	0	0	0	0	0	0	0	28	0	0	28
<b>TOTAL</b>	<b>394</b>	<b>0</b>	<b>0</b>	<b>394</b>	<b>420</b>	<b>0</b>	<b>0</b>	<b>420</b>	<b>27</b>	<b>0</b>	<b>0</b>	<b>27</b>	<b>841</b>	<b>0</b>	<b>0</b>	<b>841</b>
<b>LANAI</b>																
Lanai	29	0	0	29	0	0	0	0	0	0	0	0	29	0	0	29
<b>TOTAL</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>29</b>
<b>STATEWIDE TOTAL</b>	<b>8,372</b>	<b>0</b>	<b>0</b>	<b>8,372</b>	<b>1,095</b>	<b>0</b>	<b>0</b>	<b>1,095</b>	<b>410</b>	<b>0</b>	<b>0</b>	<b>410</b>	<b>9,877</b>	<b>0</b>	<b>0</b>	<b>9,877</b>

**HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING**  
December 31, 2018

**AREA WAITING LIST**

DISTRICT AREA	RESIDENCE			AGRICULTURE			PASTURE			TOTAL
	Last Month	Add	Cancel	LAST MONTH	Add	Cancel	Last Month	Add	Cancel	
Oahu District	961	0	0	0	0	0	0	0	0	961
Maui District	50	0	0	4	0	0	5	0	0	59
Hawaii District	130	0	0	28	0	0	46	0	0	204
Kauai District	51	0	0	3	0	0	28	0	0	82
Molokai District	20	0	0	18	0	0	1	0	0	39
<b>TOTAL</b>	<b>1,212</b>	<b>0</b>	<b>0</b>	<b>53</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>0</b>	<b>1,345</b>

**ISLANDWIDE WAITING LIST**

ISLAND	RESIDENCE			AGRICULTURE			PASTURE			TOTAL
	Last Month	Add	Cancel	Last Month	Add	Cancel	Last Month	Add	Cancel	
Oahu	9,745	21	9	3,704	5	0	0	0	0	13,466
Maui	3,801	0	2	4,659	1	0	610	0	0	9,069
Hawaii	5,742	8	7	7,189	7	2	1,874	1	0	14,812
Kauai	1,617	8	0	2,218	8	1	299	0	0	4,149
Molokai	802	0	2	1,057	0	0	201	0	0	2,058
Lanai	87	0	0	0	0	0	0	0	0	87
<b>TOTAL</b>	<b>21,794</b>	<b>37</b>	<b>20</b>	<b>18,827</b>	<b>21</b>	<b>3</b>	<b>2,984</b>	<b>1</b>	<b>0</b>	<b>43,641</b>

**AREA AND ISLANDWIDE LISTS**

	RES			AG			PAS			TOTAL			ADDITIONS			CANCELLATIONS		
OAHU	10,718			3,709			0			14,427			New Applications			55	New Lease Awards	16
MAUI	3,849			4,664			615			9,128			Application Transfers			4	Application Transfers	4
HAWAII	5,873			7,222			1,921			15,016			Lease Rescissions			0	Succ'd and Cancel Own	3
KAUAI	1,676			2,228			327			4,231			App Reinstatements			0	Public Notice Cancel	0
MOLOKAI	820			1,075			202			2,097			HHC Adjustments			0	Voluntary Cancellations	0
LANAI	87			0			0			87			TOTAL			59	Lease Successorships	0
TOTAL	23,023			18,898			3,065			44,986							HHC Adjustments	0
																	Dec'd No Successor	0
																	Additional Acreage	0
																	NHQ Unqualified	0
																	TOTAL	23

HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING

December 31, 2018

	RESIDENCE				AGRICULTURE				PASTURE			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
<b>OAHU DISTRICT</b>												
Nanakuli	170	0	0	170	0	0	0	0	0	0	0	0
Waianae	142	0	0	142	0	0	0	0	0	0	0	0
Luahalei	0	0	0	0	0	0	0	0	0	0	0	0
Papakolea/Kewalo	71	0	0	71	0	0	0	0	0	0	0	0
Waimanalo	578	0	0	578	0	0	0	0	0	0	0	0
Subtotal Area	961	0	0	961	0	0	0	0	0	0	0	0
Islandwide	9,745	21	9	9,757	3,704	5	0	3,709	0	0	0	0
<b>TOTAL OAHU APPS</b>	<b>10,706</b>	<b>21</b>	<b>9</b>	<b>10,718</b>	<b>3,704</b>	<b>5</b>	<b>0</b>	<b>3,709</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>MAUI DISTRICT</b>												
Paukukalo	50	0	0	50	0	0	0	0	0	0	0	0
Kula	0	0	0	0	4	0	0	4	5	0	0	5
Subtotal Area	50	0	0	50	4	0	0	4	5	0	0	5
Islandwide	3,801	0	2	3,799	4,659	1	0	4,660	610	0	0	610
<b>TOTAL MAUI APPS</b>	<b>3,851</b>	<b>0</b>	<b>2</b>	<b>3,849</b>	<b>4,663</b>	<b>1</b>	<b>0</b>	<b>4,664</b>	<b>615</b>	<b>0</b>	<b>0</b>	<b>615</b>
<b>HAWAII DISTRICT</b>												
Keaukaha/Waiakea	69	0	0	69	0	0	0	0	0	0	0	0
Panaewa	0	0	0	0	16	0	0	16	0	0	0	0
Humuula	0	0	0	0	0	0	0	0	0	0	0	0
Kawaihae	16	0	0	16	0	0	0	0	0	0	0	0
Waimaea	45	0	0	45	12	0	0	12	46	0	0	46
Subtotal Area	130	0	0	130	28	0	0	28	46	0	0	46
Islandwide	5,742	8	7	5,743	7,189	7	2	7,194	1,874	1	0	1,875
<b>TOTAL HAWAII APPS</b>	<b>5,872</b>	<b>8</b>	<b>7</b>	<b>5,873</b>	<b>7,217</b>	<b>7</b>	<b>2</b>	<b>7,222</b>	<b>1,920</b>	<b>1</b>	<b>0</b>	<b>1,921</b>
<b>KAUAI DISTRICT</b>												
Anahola	43	0	0	43	3	0	0	3	21	0	0	21
Kekaha/Puu Opae	8	0	0	8	0	0	0	0	7	0	0	7
Subtotal Area	51	0	0	51	3	0	0	3	28	0	0	28
Islandwide	1,617	8	0	1,625	2,218	8	1	2,225	299	0	0	299
<b>TOTAL KAUAI APPS</b>	<b>1,668</b>	<b>8</b>	<b>0</b>	<b>1,676</b>	<b>2,221</b>	<b>8</b>	<b>1</b>	<b>2,228</b>	<b>327</b>	<b>0</b>	<b>0</b>	<b>327</b>
<b>MOLOKAI DISTRICT</b>												
Kalamaula	4	0	0	4	0	0	0	0	0	0	0	0
Hoolehua	8	0	0	8	18	0	0	18	1	0	0	1
Kapaakea	7	0	0	7	0	0	0	0	0	0	0	0
One Alii	1	0	0	1	0	0	0	0	0	0	0	0
Subtotal Area	20	0	0	20	18	0	0	18	1	0	0	1
Islandwide	802	0	2	800	1,057	0	0	1,057	201	0	0	201
<b>TOTAL MOLOKAI APPS</b>	<b>822</b>	<b>0</b>	<b>2</b>	<b>820</b>	<b>1,075</b>	<b>0</b>	<b>0</b>	<b>1,075</b>	<b>202</b>	<b>0</b>	<b>0</b>	<b>202</b>
<b>LANAI DISTRICT</b>												
Islandwide	87	0	0	87	0	0	0	0	0	0	0	0
<b>TOTAL LANAI APPS</b>	<b>87</b>	<b>0</b>	<b>0</b>	<b>87</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>TOTAL AREA ONLY</b>	<b>1,212</b>	<b>0</b>	<b>0</b>	<b>1,212</b>	<b>53</b>	<b>0</b>	<b>0</b>	<b>53</b>	<b>80</b>	<b>0</b>	<b>0</b>	<b>80</b>
<b>TOTAL ISLANDWIDE</b>	<b>21,794</b>	<b>37</b>	<b>20</b>	<b>21,811</b>	<b>18,827</b>	<b>21</b>	<b>3</b>	<b>18,845</b>	<b>2,984</b>	<b>1</b>	<b>0</b>	<b>2,985</b>
<b>TOTAL STATEWIDE</b>	<b>23,006</b>	<b>37</b>	<b>20</b>	<b>23,023</b>	<b>18,880</b>	<b>21</b>	<b>3</b>	<b>18,898</b>	<b>3,064</b>	<b>1</b>	<b>0</b>	<b>3,065</b>

DELINQUENCY REPORT - STATEWIDE

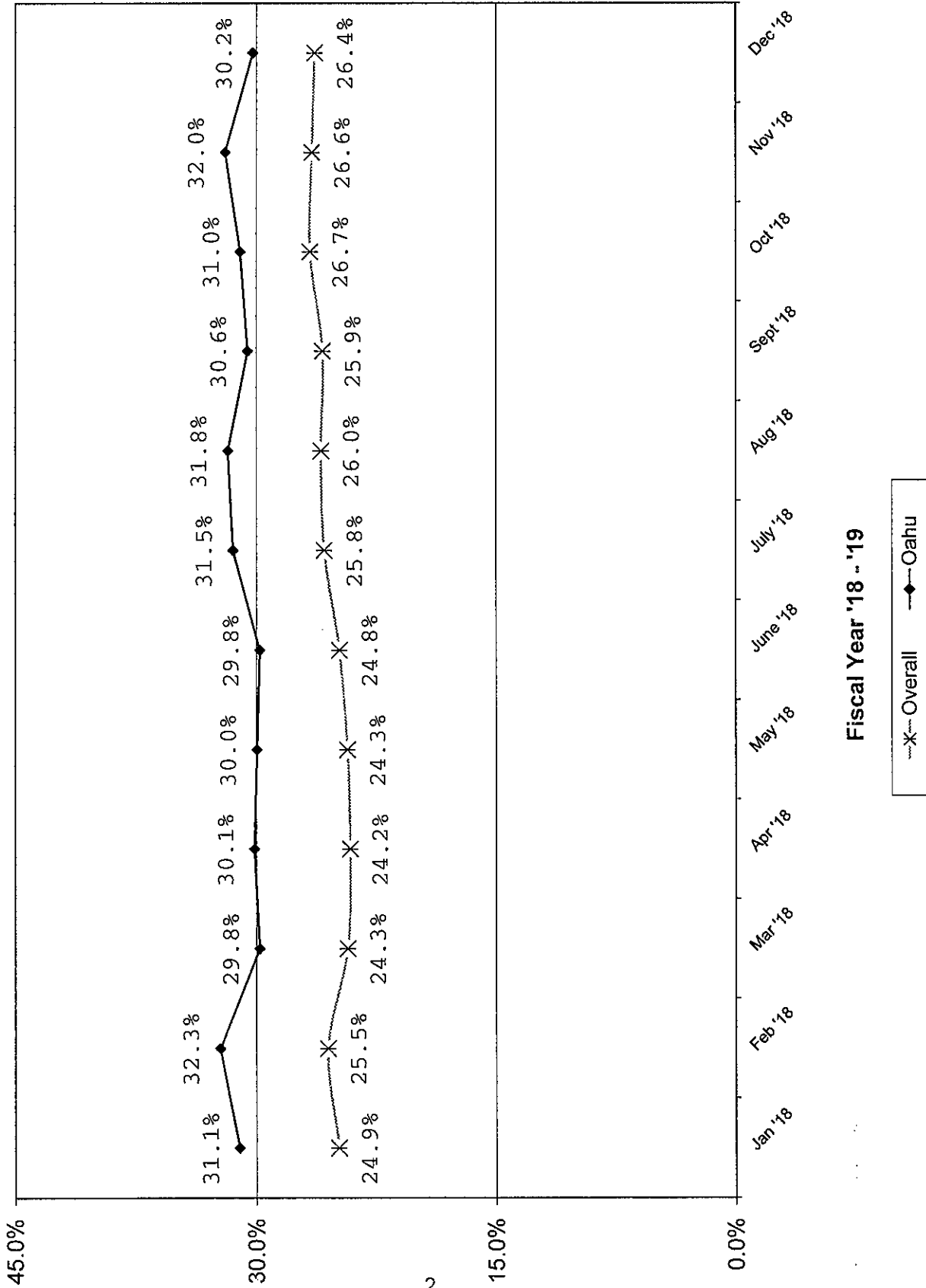
January 28, 2019

(\$Thousands)

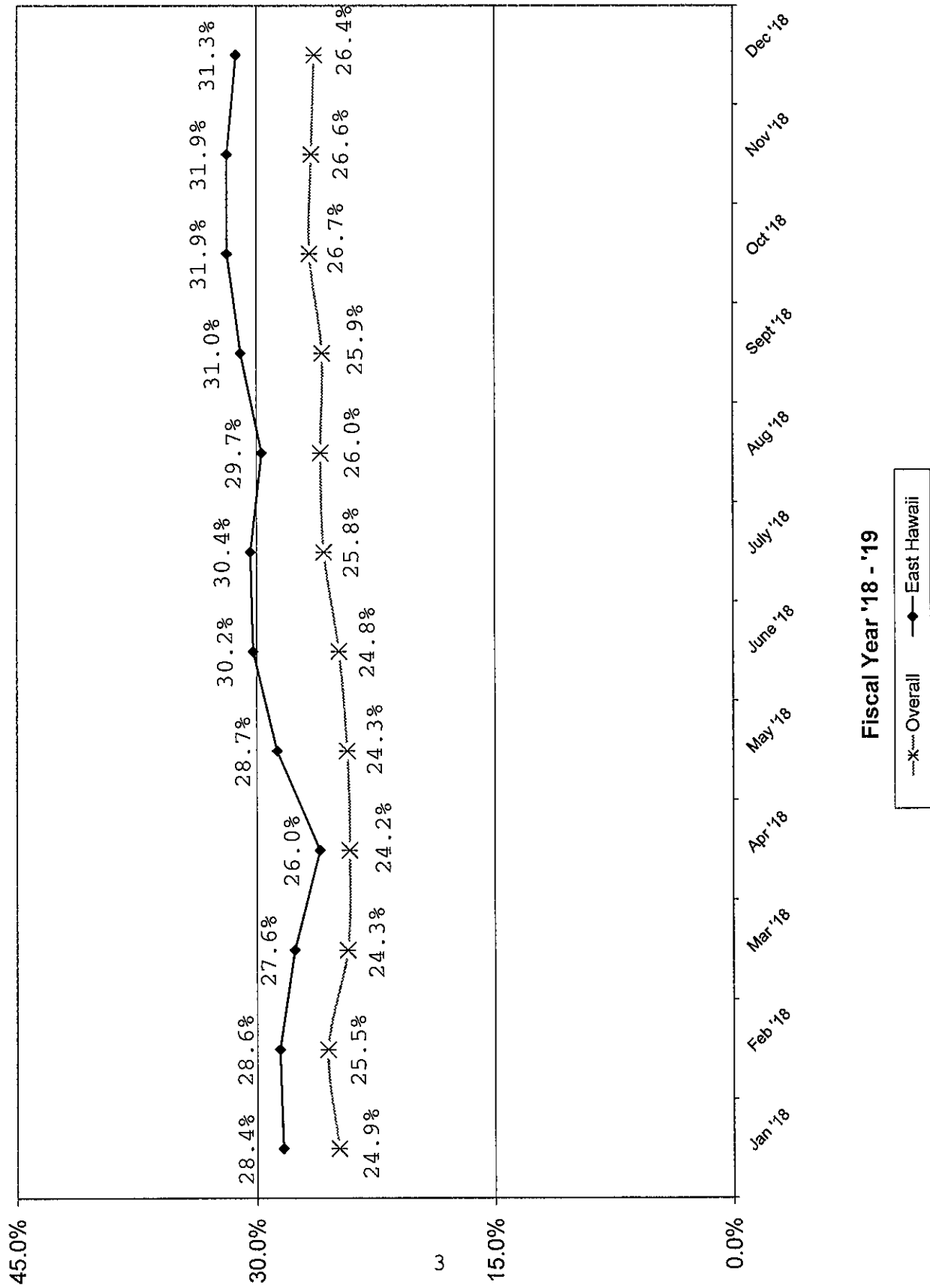
DIRECT LOANS	R I S K												% of Totals 12/31/2018
	Total Outstanding		Total Delinquency		30 Days (low)		60 Days (Medium)		90 Days (High)		180 Days (Severe)		
	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	
OAHU	409	36,247	116	10,960	17	1,033	7	605	30	2,508	62	6,814	No. 28.4% Amt. 30.2%
EAST HAWAII	220	13,340	64	4,178	8	383	8	229	8	398	40	3,168	29.1% 31.3%
WEST HAWAII	83	8,216	16	1,389	5	610	2	295	2	144	7	341	19.3% 16.9%
MOLOKAI	90	6,905	21	782	0	0	3	107	4	207	14	467	23.3% 11.3%
KAUAI	104	7,712	20	1,439	5	491	1	123	6	247	8	578	19.2% 18.7%
MAUI	89	10,266	24	3,056	4	269	2	64	4	677	14	2,046	27.0% 29.8%
TOTAL DIRECT	995	82,686	261	21,804	39	2,785	23	1,423	54	4,180	145	13,414	26.2% 26.4%
	100.0%	100.0%	26.2%	26.4%	3.9%	3.4%	2.3%	1.7%	5.4%	5.1%	14.6%	16.2%	
Advances (including RPT)	234	7,668	234	7,668	0	0	0	0	234	7,668			100% 100%
DHHL LOANS & Advances	1,229	90,354	495	29,472	39	2,785	23	1,423	288	11,849	145	13,414	40.3% 32.6%
LOAN GUARANTEES as of June 30, 2018													
SBA	1	94	0	0	0	0	0	0	0	0			0.0% 0.0%
USDA-RD	287	33,996	50	6,142	0	0	0	0	50	6,142			17.4% 18.1%
Habitat for Humanity	56	2,309	31	1,296	0	0	0	0	31	1,296			55.4% 56.1%
Maui County	5	74	0	0	0	0	0	0	0	0			0.0% 0.0%
Nanakuli NHS	1	7	1	7	0	0	0	0	1	7			100.0% 100.0%
City & County	16	301	14	290	0	0	0	0	14	290			87.5% 96.3%
FHA Interim	8	1,260	0	0	0	0	0	0	0	0			0.0% 0.0%
OHA	41	258	2	11	0	0	0	0	2	11			4.9% 4.3%
TOTAL GUARANTEE	415	38,299	98	7,746	0	0	0	0	98	7,746			23.6% 20.2%
PMI Loans	189	30,596	7	1,192	5	799	2	393	0	0			3.7% 3.9%
HUD REASSIGNED for Recovery	150	18,135	127	16,924	0	0	1	16	5	388	121	16,520	84.7% 93.3%
FHA Insured Loans	2,798	434,174	204	25,192	0	0	0	0	204	25,192			7.3% 5.8%
TOTAL INS. LOANS	3,137	482,905	338	43,308	5	799	3	409	209	25,580	121	16,520	10.8% 9.0%
OVERALL TOTALS(EXC Adv/RP)	4,547	603,890	697	72,858	44	3,584	26	1,833	361	37,506	266	29,935	15.3% 12.1%
ADJUSTED TOTALS	4,781	611,558	931	80,526	44	3,584	26	1,833	595	45,175	266	29,935	13.2%

Note: HUD 184A loan program has 459 loans, with a total outstanding principal balance of \$102,001,583.84 as of June 30, 2018. 16 loans, totalling \$3,917,537.94 are delinquent.

# OAHU Direct Loans Delinquency Ratio Report

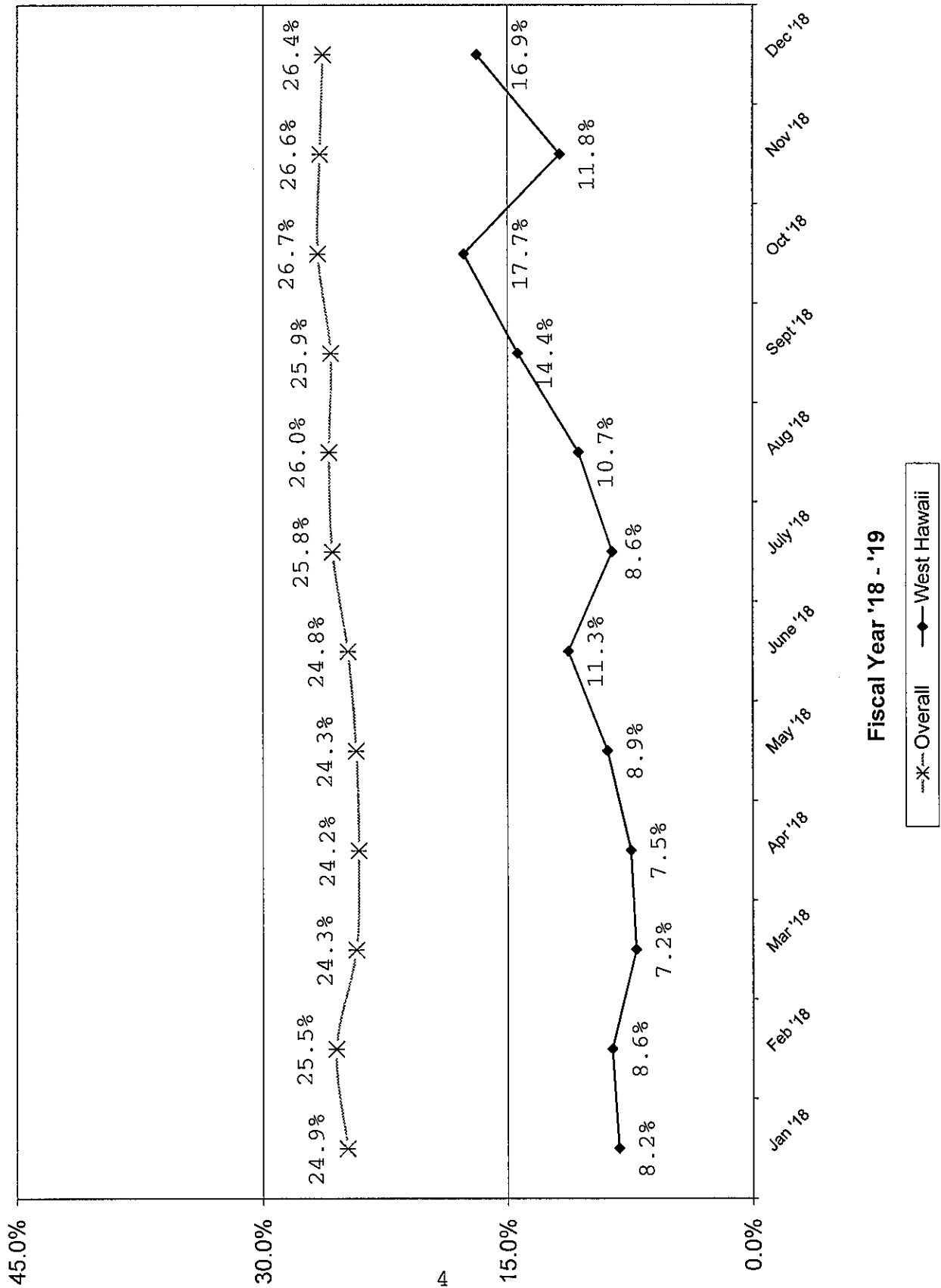


# EAST HAWAII Direct Loans Delinquency Ratio Report

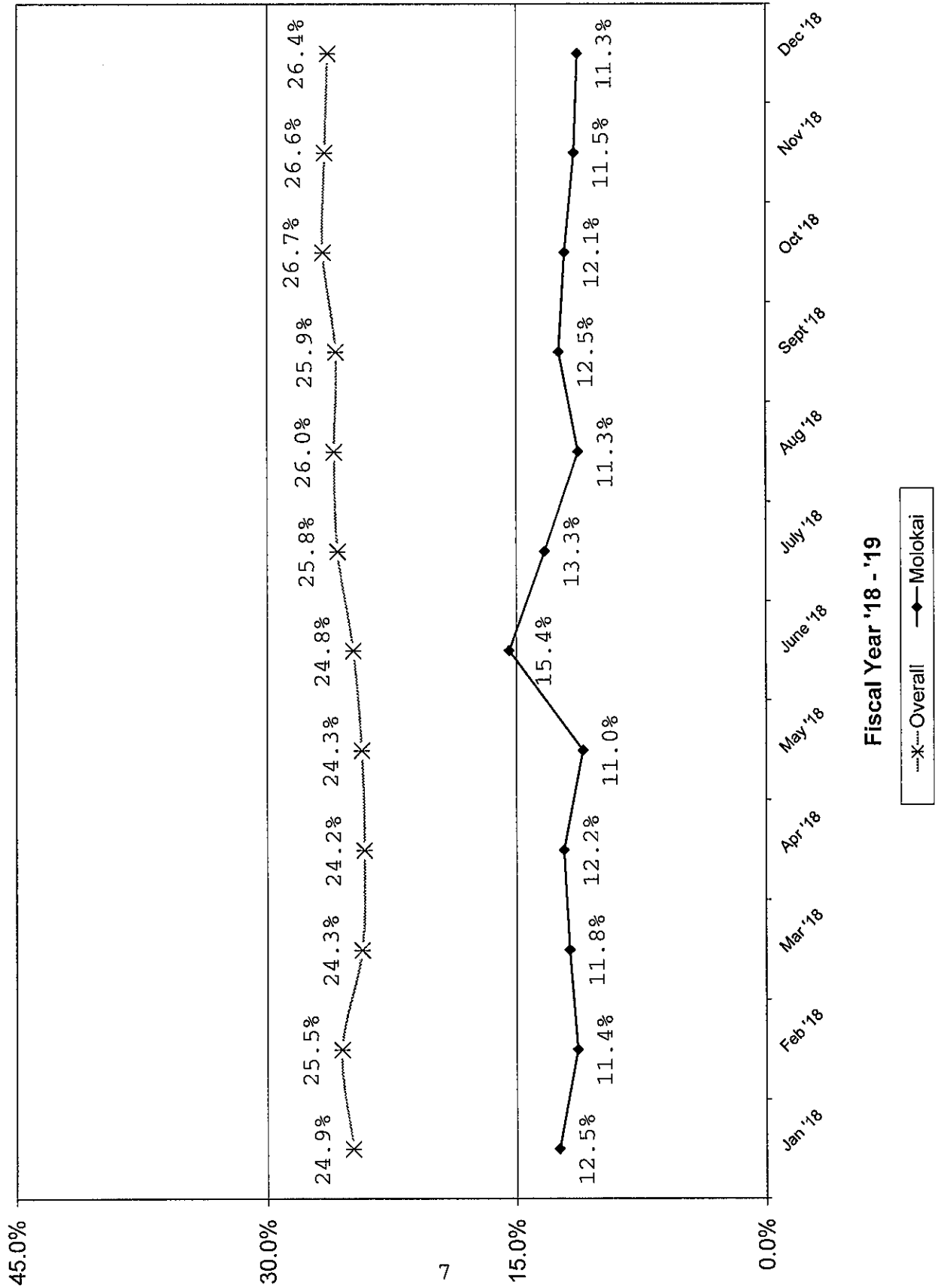




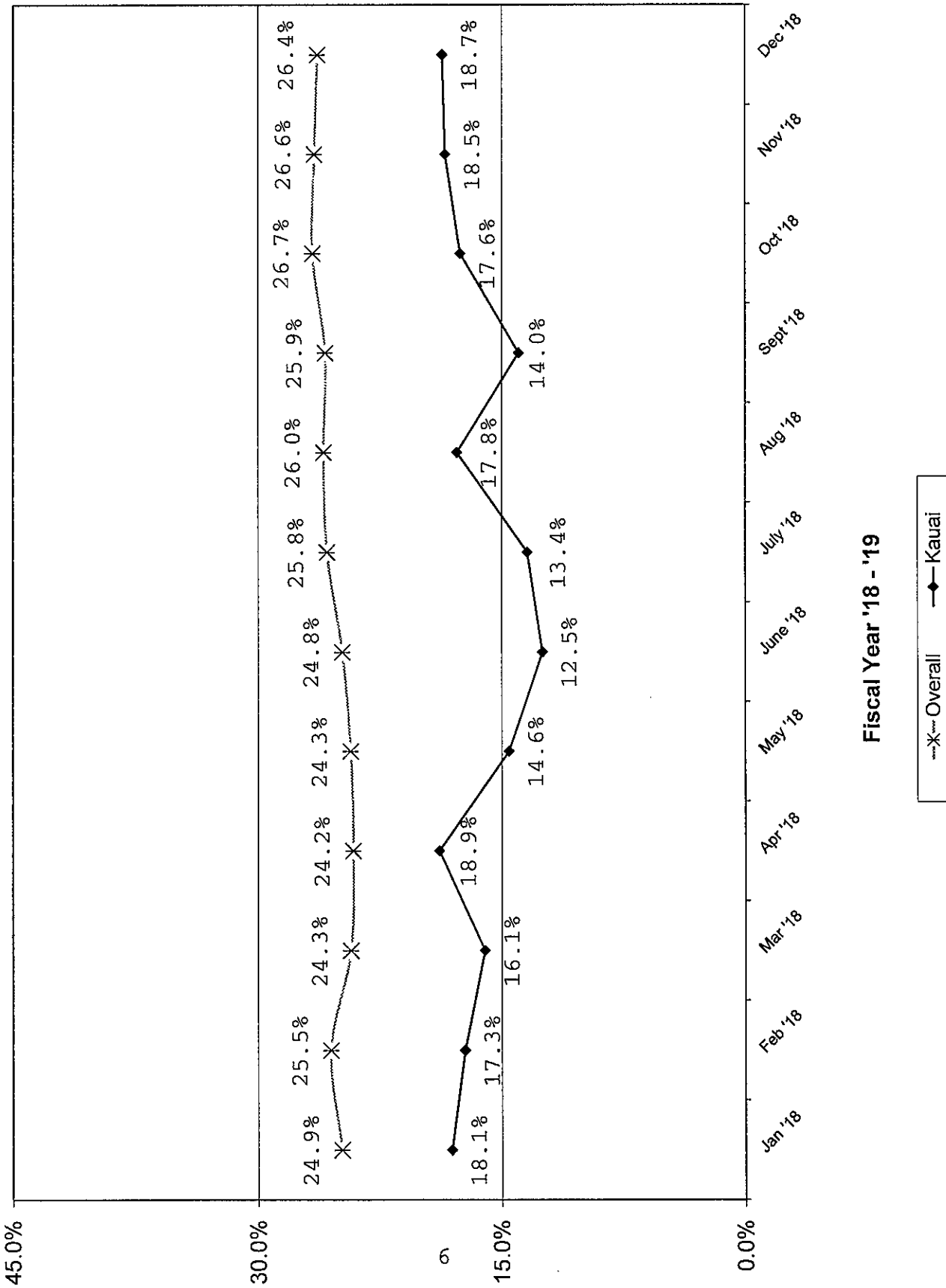
**WEST HAWAII**  
**Direct Loans**  
**Delinquency Ratio Report**



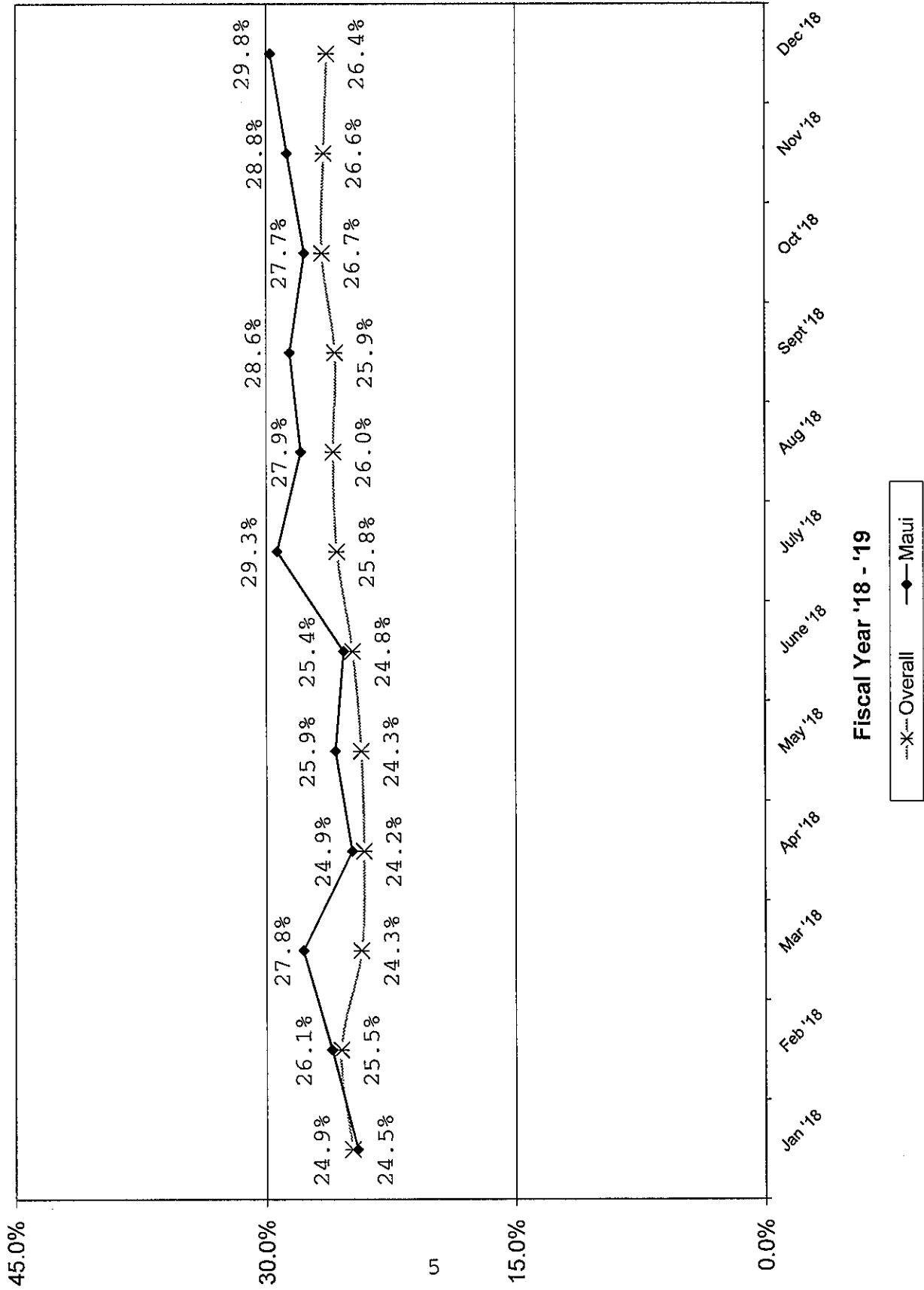
**MOLOKAI**  
**Direct Loans**  
**Delinquency Ratio Report**



**KAUAI**  
**Direct Loans**  
**Delinquency Ratio Report**



**MAUI**  
**Direct Loans**  
**Delinquency Ratio Report**



January 28, 2019

SUBJECT:        **DHHL Guarantees for FHA Construction Loans**

DISCUSSION: The Department issues guarantees to FHA lenders during the construction period of a home, as FHA does not insure the loan until the home is completed. The loan term for these loans do not exceed fifteen (15) months from the date of loan signing. The following FHA Interim Construction loans were issued guarantees:

\*Note:        FHA loans are insured by the U.S. Department of Housing and Urban Development (HUD) and do not impact the State's guaranty ceiling.

<u>LEASE NO.</u>	<u>AREA</u>	<u>LESSEE</u>	<u>Loan Amount</u>	<u>Date Approved</u>
4247	Keaukaha	Victor, Nikki K.I.	\$184,000	11/18/18
10339	Waiohuli	Rodrigues, Harry F., Jr.	\$224,542	1/7/19

	<u>No.</u>	<u>Balance</u>
FY Ending 6/30/18	3	\$ 885,331
Previous Months	5	\$ 1,443,074
This Month	<u>2</u>	<u>408,542</u>
FY '18-'19 to date	7	\$ 1,851,616

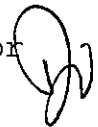
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator  
Homestead Services Division



SUBJECT: **Ratification of Loan Approvals**

RECOMMENDED MOTION/ACTION

To ratify the approval of the following loan previously approved by the Chairman, pursuant to section 10-2-17, Ratification of chairman's action, of the Department of Hawaiian Home Lands Administrative Rules.

<u>LESSEE</u>	<u>LEASE NO. &amp; AREA</u>	<u>LOAN TERMS</u>
Kauahi, Tammi L.	11092, Anahola	NTE \$214,500 @ 4.5% interest per annum, NTE \$1,193 monthly, repayable over 25 years

Loan Purpose: Refinance HUD 184A advance no. 19463. To reduce monthly payment and interest rate due to financial hardship. Original loan amount of \$222,136 at 5.25% per annum, \$1,227 monthly, repayable over 30 years. A contested case hearing was held on May 23, 2018, for this account.

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<u>REFINANCE</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/18	3	\$ 392,735
Prior Months	2	164,000
This Month	<u>1</u>	<u>214,500</u>
Total FY '18-'19	3	\$ 378,500
 <u>REPAIR</u>	 <u>NO.</u>	 <u>LOAN AMOUNT</u>
FY Ending 6/30/18	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '18-'19	0	\$ -0-
 <u>HOME CONSTRUCTION</u>	 <u>NO.</u>	 <u>LOAN AMOUNT</u>
FY Ending 6/30/18	2	\$ 368,000
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '18-'19	0	\$ -0-
 <u>FARM</u>	 <u>NO.</u>	 <u>LOAN AMOUNT</u>
FY Ending 6/30/18	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '18-'19	0	\$ -0-
 <u>TRANSFER WITH LOAN</u>	 <u>NO.</u>	 <u>LOAN AMOUNT</u>
FY Ending 6/30/18	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '18-'19	0	\$ -0-
 <u>AWARD</u>	 <u>NO.</u>	 <u>LOAN AMOUNT</u>
FY Ending 6/30/18	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '18-'19	0	\$ -0-
 <u>OTHER</u>	 <u>NO.</u>	 <u>LOAN AMOUNT</u>
FY Ending 6/30/18	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '18-'19	0	\$ -0-

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator   
Homestead Services Division

SUBJECT: **Approval of Consent to Mortgage**

RECOMMENDED MOTION/ACTION

To approve the following consents to mortgages for Federal Housing Administration (FHA) insured loans, Department of Veterans Affairs (VA) loans, United States Department of Agriculture, Rural Development (USDA, RD) guaranteed loans, United States Housing and Urban Development (HUD 184A) guaranteed loans and Conventional (CON) loans insured by private mortgage insurers.

DISCUSSION

<u>PROPERTY</u>	<u>LESSEE</u>	<u>LENDER</u>	<u>LOAN AMOUNT</u>
<u>OAHU</u>			
Kanehili Lease No. 11793 TMK: 1-9-1-152:046	KALAMA, Melvin M., Jr.(Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 508,000
Maluohai Lease No. 9811 TMK: 1-9-1-120:028	TEHOTU, Shalane K. (Purchase)FHA	Guild Mortgage Co.	\$ 474,000
Kalawahine Lease No. 9582 TMK: 1-2-4-043:074	AKANA, Nicole D. K.(Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 313,000
Lualualei Lease No. 8924 TMK: 1-8-6-023:124	AKEN, Gordon K, Jr.(Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 414,000



OAHU

Kewalo Lease No. 2024 TMK: 1-2-4-041:058	ARELLANO, Laverne L. (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 196,850
Waimanalo Lease No. 3045 TMK: 1-4-1-020-034	MANINI, George L. W., Jr. (Cash Out Refi) FHA	Mann Mortgage	\$ 176,460
Nanakuli Lease No. 8744 TMK: 1-8-9-016:033	COX, Barbara J. K. (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 214,525
Nanakuli Lease No. 5149 TMK: 1-8-9-014:021	SALAUSSA, Leinaala N. (Cash Out Refi) FHA	Siwell Inc., dba Capital Mortgage Services of Texas	\$ 313,000
Waimanalo Lease No. 2636 TMK: 1-4-1-017:020	KALEIOHI, Rose Marie N. (Cash Out Refi) FHA	Hightechlend ing Inc.	\$ 313,000
Princess Kahanu Estates Lease No. 8352 TMK: 1-8-7-042:061	WISE, Jacqueline L. (Purchase) FHA	Siwell Inc., dba Capital Mortgage Services of Texas	\$ 106,000
Nanakuli Lease No. 1774 TMK: 1-8-9-002:021	LUNDBERG, Hans K. (Purchase) HUD 184A	HomeStreet Bank	\$ 181,765
Nanakuli Lease No. 4523 TMK: 1-8-9-010:079	ARRUDA, Cheryl (Cash Out Refi) FHA	HomeStreet Bank	\$ 263,930

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Kauluokahi Lease No. 12832 TMK: 1-9-1-017:161	HAUHIO, David (Purchase)FHA	Guild Mortgage Co.	\$ 360,000
Kauluokahi Lease No. 12413 TMK: 1-9-1-017:161	SAGUCIO, Kerryn (Purchase)FHA	Guild Mortgage Co.	\$ 320,000
Kauluokahi Lease No. 12419 TMK: 1-9-1-017:161	KALILIKANE, John I. (Purchase)FHA	Bank of Hawaii	\$ 375,000
Kauluokahi Lease No. 12830 TMK: 1-9-1-017:161	GRACE, William (Purchase)FHA	Bank of Hawaii	\$ 392,000
Kakaina Lease No. 11205 TMK: 1-4-1-041:034	MAKUAKANE, Kawaipuna(1 Step Construction)FHA	HomeStreet Bank	\$ 380,525
Kauluokahi Lease No. 12828 TMK: 1-9-1-017:161	COSTA, Erica Kainoa (Purchase)FHA	HomeStreet Bank	\$ 333,100
Kauluokahi Lease No. 12829 TMK: 1-9-1-017:161	WAN, William Ah Hoy (Purchase)FHA	HomeStreet Bank	\$ 384,575
Kauluokahi Lease No. 12465 TMK: 1-9-1-017:161	CULLEN, Breland(Purchase) HUD 184A	HomeStreet Bank	\$ 210,000
Kauluokahi Lease No. 12831 TMK: 1-9-1-017:161	BARDO, Vincent(Purchase) USDA, RD	HomeStreet Bank	\$ 383,737

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Kauluokahi Lease No. 12833 TMK: 1-9-1-017:161	LOPEZ, Brandon (Purchase) USDA, RD	HomeStreet Bank	\$ 371,414
Kanehili Lease No. 11601 TMK: 1-9-1-152:119	REZENTES, Olivia P. (Cash Out Refi) FHA	Siwell Inc., dba Capital Mortgage Services of Texas	\$ 267,000
Waianae Lease No. 9682 TMK: 1-8-5-031:062	AGABIN, Shannell L. (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 121,000
Hoolimalima Lease No. 12762 TMK: 1-9-1-120:091	BECK, Paulette (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 323,000
Nanakuli Lease No. 3815 TMK: 1-8-9-009:039	PUOU, Joseph (Cash Out Refi) HUD 184A	Bank of Hawaii	\$ 64,640
Nanakuli Lease No. 7362 TMK: 1-8-9-016:079	KEKUA, Lester P. (Cash Out Refi) FHA	Hightechlend ing Inc.	\$ 313,000
Nanakuli Lease No. 5142 TMK: 1-8-9-013:057	MARFIL, Byron H. (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 185,203
Maluohai Lease No. 9864 TMK: 1-9-1-120:042	KAHALEWAI, Solomon J. Jr. (Purchase) FHA	Aries Loan Inc.	\$ 574,000
Lualualei Lease No. 6790 TMK: 1-8-6-023:105	NATANIELA, Maxine L. (Purchase) FHA	Guild Mortgage Co.	\$ 102,000

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Kaupea Lease No. 12135 TMK: 1-9-1-140:052	MEYERS, Jason K.Q. (Purchase)VA	Department of Veterans Affairs	\$ 500,000
Kanehili Lease No. 11624 TMK: 1-9-1-153:174	THIBODEAUX, Makamae J. A. (Purchase)FHA	Hightechlend ing Inc.	\$ 504,000
Nanakuli Lease No. 5241 TMK: 1-8-9-012:012	GONZALEZ, Shirley Lin (Cash Out Refi)FHA	Guild Mortgage Co.	\$ 220,000
Princess Kahanu Estates Lease No. 8397 TMK: 1-8-7-043:040	CLEMENTE, Alvina G. M. (Cash Out Refi)FHA	Guild Mortgage Co.	\$ 242,000
Kanehili Lease No. 12652 TMK: 1-9-1-151:017	WONG, Wendell K. (Cash Out Refi)FHA	Guild Mortgage Co.	\$ 380,000
Nanakuli Lease No. 3893 TMK: 1-8-9-004:142	BROWN, Thomas-Andrew H. K. M. (Purchase)FHA	Guild Mortgage Co.	\$ 163,000

MAUI

Waiohuli Lease No. 10350 TMK: 2-2-2-002:014	KANE, Donald R. (Construction)VA	Department of Veterans Affairs	\$ 600,000
Waiehu 3 Lease No. 10079 TMK: 2-3-2-024:050	LEGSAY, Dornali L.(Cash Out Refi)FHA	Aries Loan Inc.	\$ 292,000
Waiehu 2 Lease No. 9456 TMK: 2-3-2-022:018	YUEN, Stanley R.(Cash Out Refi)FHA	Aries Loan Inc.	\$ 178,000

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MAUI

Waiohuli Lease No. 7508 TMK: 2-2-2-028:046	MARFIL, Herman K. (Purchase)FHA	HomeStreet Bank	\$ 200,334
Waiohuli Lease No. 10450 TMK: 2-2-2-028:134	KUAILANI, Keith-Mark K., Sr. (Cash Out Refi)FHA	Aries Loan Inc.	\$ 489,000
Waiohuli Lease No. 10339 TMK: 2-2-2-034:007	RODRIGUES, Harry F., Jr. (1 Step Construction)FHA	HomeStreet Bank	\$ 224,542

KAUAI

Anahola Lease No. 8693 TMK: 4-4-8-019:052	DINNAN, Frances L. (Cash Out Refi)FHA	HomeStreet Bank	\$ 306,106
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HAWAII

Kaniohale Lease No. 9270 TMK: 3-7-4-022:003	RUDDLE, Reginald G. S. (Purchase)FHA	Hightechlend ing Inc.	\$ 279,000
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HAWAII

Keaukaha Lease No. 12825 TMK: 3-2-1-023:072	BROWN, Mamo M. (Purchase)HUD 184A	Bank of Hawaii	\$ 210,000
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<u>RECAP</u>	<u>NO.</u>	<u>FHA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>VA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>USDA-RD</u> <u>AMOUNT</u>
FY Ending 6/30/18	298	\$ 77,704,372	13	\$4,914,100	12	\$3,929,543
Prior Months	123	\$ 33,455,013	3	\$1,023,495	7	\$2,194,681
This Month	<u>31</u>	<u>9,746,572</u>	<u>2</u>	<u>1,100,000</u>	<u>2</u>	<u>755,151</u>
Total FY '18-'19	154	\$ 43,201,585	5	\$2,123,495	9	\$2,949,832
HUD 184A						
FY Ending 6/30/18	82	\$23,579,214				
Prior Months	29	\$ 9,730,851				
This Month	<u>10</u>	<u>2,120,983</u>				
Total FY '18-'19	39	\$11,851,834				


ITEM NO. D-3

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator   
Homestead Services Division

SUBJECT: **Approval of Streamline Refinance of Loans**

RECOMMENDED MOTION/ACTION

To approve the refinancing of loans from the Hawaiian Home General Loan Fund.

DISCUSSION

The following lessees have met the "Streamline/Interest rate reduction loan" criteria, which was approved by the Hawaiian Homes Commission at its August 19, 2013 meeting. This criteria includes twelve (12) consecutive monthly payments, borrower's current interest rate is higher than the current DHHL interest rate, current with their Homeowners Insurance, Real Property Tax, Lease Rent, county sewer/refuse fees, and does not have any advances made by DHHL on the borrowers behalf.

HSD's recommendation for approval is based on actual payment history, over the past twelve (12) months and the review of the above-mentioned criteria. Streamline/Interest Rate Loan refinancing will provide lessees a chance to simply reduce their interest rate and payments without DHHL having to credit and/or income qualify the borrower.

The following lessee(s) has met the aforementioned criteria and is recommended for Streamline/Interest rate reduction loan refinance program:

<u>LESSEE</u>	<u>LEASE NO. &amp; AREA</u>	<u>REFINANCING LOAN TERMS</u>
Kauhane, Stanton	5253, Waianae	NTE \$76,000 @4.5% interest per annum, NTE \$482 monthly, repayable over 20 years.

Loan Purpose: Refinance Contract of Loan no. 19117.  
Original loan amount of \$104,800 at 4.5% per annum, \$1,270 monthly, repayable over 30 years. A Contested Case Hearing was held on August 30, 2016, for this account.

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Cockett, Ramona L.	12207, WK-IV	NTE \$153,400 @4.5% interest per annum, NTE \$853 monthly, repayable over 25 years.
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Loan Purpose: Refinance HUD buyback loan no. 18766.  
Original loan amount of \$158,973 at 5.375% per annum, \$891 monthly, repayable over 30 years. A Contested Case Hearing was held on October 12, 2012, for this account.



STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator  
Homestead Services Division

SUBJECT: **Approval to Schedule Loan Delinquency Contested Case Hearings**

RECOMMENDED MOTION/ACTION

To authorize the scheduling of the following loan delinquency contested case hearings as shown below.

DISCUSSION

The department has been working to resolve the problem of loan delinquencies. The past due delinquent loan status with lessees continues to be a problem for the department; therefore, we recommend that contested case hearings be scheduled:

<u>Lessee</u>	<u>Lease No.</u>	<u>Area</u>	<u>Loan No.</u>	<u>Monthly Payment</u>	<u>Amount at 12/18</u>	<u>Balance At 12/18</u>
<u>Oahu</u>						
Spencer, Mark C.	10207	Waianae	19563	\$1,431	\$70,853	\$327,344
Nahoi, Kyle K.	11893	PKE	17887	\$779	\$6,473	\$113,739
Makanani, Lillian K.	6716	Waianae	19309	\$788	\$85,564	\$86,134
Mokuau, Eltheara M.	779	Kewalo	16216	\$706	\$3,964	\$76,299
Wright, Emma L.	632	Papakolea	15268	\$473	\$2,154	\$34,565
<u>Hawaii</u>						
Navor, Eugene	2446	Waiakea	19478	\$1,319	\$9,758	\$266,600

<u>Lessee</u>	<u>Lease No.</u>	<u>Area</u>	<u>Loan No.</u>	<u>Monthly Payment</u>	<u>Amount at 12/18</u>	<u>Balance At 12/18</u>
<u>Hawaii (cont'd)</u>						
Asing, Almyra K.	9663	Kawaiahae	18034	\$384	\$2,158	\$15,767
Tam, Russell K.	6313	Keaukaha	17546 & 17547	\$46 \$236	\$18,315 \$95,292	\$18,315 \$95,292
<u>Maui</u>						
Nakoa, Alexander	10084	WK-III	19307	\$1,061	\$7,450	\$209,390
<u>Molokai</u>						
Busby, Paiea P.M.	4826	Hoolehua	17521	\$281	\$1,878	\$18,726
<u>Kauai</u>						
Fitzgerald- Troche, Debbie L.	4328	Anahola	17513	\$99	\$687	\$2,431

ITEM NO. D-5

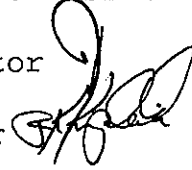
STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean T. Oshiro, Acting HSD Administrator

FROM: Ross K. Kapeliela, Application Officer  
Homestead Services Division



SUBJECT: **Approval of Homestead Application Transfers/Cancellations**

RECOMMENDED MOTION/ACTION

To approve the transfers and cancellations of applications from the Application Waiting Lists for reasons described below:

DISCUSSION

1. Requests of Applicants to Transfer

OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

KAHA, Kaleiokalani K.K.K.	08/19/2015	MAUI	AGR	09/28/2018
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OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KAHA, Kaleiokalani K.K.K.	08/19/2015	MAUI	RES	09/28/2018
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WIDEMANN, Novie E.K.	07/24/1998	MOLOKAI	RES	01/17/2018
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HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

CONNER, De Mont R.D.	09/15/2017	MAUI	PAS	09/26/2018
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HAWAII ISLANDWIDE PASTORAL LEASE LIST

LINDSEY, Vernal P.	11/20/2013	HAWAII	AGR	11/09/2018
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STARKEY, William, Jr.	12/08/1999	MOLOKAI	AGR	10/26/2018
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WIDEMANN, Novie E.K.	12/21/1993	MOLOKAI	AGR	01/17/2018
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HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

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KAHANAOI, Steven	08/18/2015	OAHU	RES	10/25/2018
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KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

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KAHALEWAI, Madeline V.K.	10/28/2009	MAUI	RES	09/27/2018
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2. Deceased Applicants

NONE FOR SUBMITTAL

3. Awards of Leases

OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

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MOSSMAN, Kalaionamoku L.K.	Assigned Agricultural Lease #4185-A, Lot 63-B in Panaewa, Hawaii dated 04/25/2018. Remove application dated 09/09/2010.
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OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

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CARRICK, Leona P.	Assigned Residential Lease #8377, Lot 86 in Princess Kahanu Estates, Oahu dated 03/21/2018. Remove application dated 09/05/2008.
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ESPRECION, Jamie K.S.	Assigned Residential Lease #2627, Lot 11 in Nanakuli, Oahu dated 10/14/2016. Remove application dated 06/26/2007.
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FLORES, Paul K.K., Jr.	Assigned Residential Lease #1744, Lot 68 in Nanakuli, Oahu dated 12/06/2018. Remove application dated 08/24/2009.
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HALEMANO, Jennifer	Assigned Residential Lease #1744, Lot 68 in Nanakuli, Oahu dated 12/06/2018. Remove application dated 02/15/2013.
HOSE, Liberty A.K.	Assigned Residential Lease #5985, Lot 104-A in Waimanalo, Oahu dated 02/21/2018. Remove application dated 05/11/2009.
KAAWA, April K.	Assigned Residential Lease #1744, Lot 68 in Nanakuli, Oahu dated 12/06/2018. Remove application dated 01/08/1986.
KAAWA, Daniel	Assigned Residential Lease #1744, Lot 68 in Nanakuli, Oahu dated 12/06/2018. Remove application dated 08/01/1978.
LIMAHAI, Kenlen K.	Assigned Residential Lease #3608, Lot 101 in Waimanalo, Oahu dated 10/24/2016. Remove application dated 01/11/2006.
NAKAAHIKI, Kenneth K., Jr.	Assigned Residential Lease #3794, Lot 246-A in Nanakuli, Oahu dated 11/02/2018. Remove application dated 12/24/2008.
RABUSITZ, Minoaka N.	Assigned Residential Lease #9886, Lot 13858 in Maluohai, Oahu dated 12/04/2018. Remove application dated 08/05/2008.
SMYTHE, Isette P.	Assigned Residential Lease #2627, Lot 11 in Nanakuli, Oahu dated 10/14/2016. Remove application dated 08/27/2007.
TEXEIRA, Lehuanani	Assigned Residential Lease #8191, Lot 6 in Nanakuli, Oahu dated 11/01/2018. Remove application dated 07/18/2011.

WERNER-CELES, Ronnelle K.E.A.

Assigned Residential Lease  
#8373, Lot 82 in Princess  
Kahanu Estates, Oahu dated  
11/26/2018. Remove application  
dated 09/21/2010.

WILSON, Barbara P.

Assigned Residential Lease  
#4403, Lot 33 in Nanakuli, Oahu  
dated 11/07/2018. Remove  
application dated 10/09/1998.

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MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

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EWALIKO, Catalina K.

Assigned Residential Lease  
#4143, Lot 12 in Paukukalo,  
Maui dated 09/21/2016. Remove  
application dated 12/01/2004.

HUEU, Jordan K.

Assigned Residential Lease  
#10095, Lot 103 in Waiehu Kou  
3, Maui dated 12/10/2018.  
Remove application dated  
12/11/2002.

KAPAKU, Krista K.

Assigned Residential Lease  
#7696, Lot 138 in Waiohuli,  
Maui dated 11/22/2017. Remove  
application dated 08/09/2013.

RANO, Poouikinikahikoinoa

Assigned Residential Lease  
#5428, Lot 10 in Paukukalo,  
Maui dated 10/20/2016. Remove  
application dated 04/28/2003.

WILLING, Cheryl Ann E.

Assigned Residential Lease  
#3818, Lot 328 in Nanakuli,  
Oahu dated 10/01/2018. Remove  
application dated 12/16/1985.

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HAWAII ISLANDWIDE PASTORAL LEASE LIST

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AIWOHI, Warrick J.

Assigned Pastoral Lease #7991,  
Lot 16 in Puukapu, Hawaii dated  
11/14/2018. Remove application  
dated 11/24/2010.

KALAWAIA, Justin Lee H.

Assigned Pastoral Lease #9011,  
Lot 137 in Puukapu, Hawaii  
dated 11/23/2018. Remove  
application dated 10/14/2005.

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HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

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KALAI, Pauahi N.

Assigned Residential Lease  
#12820, Lot 128 in Kawaihae,  
Hawaii dated 09/14/2018. Remove  
application dated 09/28/1999.

KAULUKUKUI, Shawna K.

Assigned Residential Lease  
#12821, Lot 66 in Kawaihae,  
Hawaii dated 09/14/2018. Remove  
application dated 02/28/1996.

MAIO, Joann I.

Assigned Residential Lease  
#12822, Lot 111 in Kawaihae,  
Hawaii dated 09/14/2018. Remove  
application dated 03/11/1987.

NAHOOPII, Helen K.

Assigned Residential Lease  
#3881, Lot 70 in Kalamaula,  
Molokai dated 05/11/2017.  
Remove application dated  
01/07/2008.

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KAUAI ISLANDWIDE PASTORAL LEASE LIST

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JIM, Sila L.

Assigned Pastoral Lease #7984,  
Lot 9 in Puukapu, Hawaii dated  
10/30/2018. Remove application  
dated 12/09/1985.

4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

NONE FOR SUBMITTAL

## 6. Successorship

### OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

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WILLIAMS, Susan K.	Succeeded to Oahu Islandwide Agricultural application of sibling, Noreen I.L. Caldwell, dated 11/08/2006. Remove application dated 08/23/2011.
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### OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

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GOINS, Kaiaomaikalani	Succeeded to Oahu Islandwide Residential application of father, Everett H.K. Goins, dated 06/18/1996. Remove application dated 11/23/2012.
WILLIAMS, Susan K.	Succeeded to Oahu Islandwide Residential application of sibling, Noreen I.L. Caldwell, dated 11/08/2006. Remove application dated 08/23/2011.

### MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

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BAUTISTA, Uilani J.	Succeeded to Maui Islandwide Agricultural application of uncle, William Kukaua, Jr., dated 10/20/1986. Remove application dated 11/04/1997.
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### MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

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BAUTISTA, Uilani J.	Succeeded to Maui Islandwide Residential application of uncle, William Kukaua, Jr., dated 10/20/1986. Remove application dated 11/04/1997.
SMITH, Arthur H.T., III	Succeeded to Kauai Islandwide Residential application of mother, May Rose K. Smith, dated 07/14/1989. Remove application dated 03/23/2015.



HAWAII ISLANDWIDE PASTORAL LEASE LIST

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GOINS, Kaiaomaikalani	Succeeded to Hawaii Islandwide Agricultural application of father, Everett H.K. Goins, dated 03/31/1994. Remove application dated 11/23/2012.
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KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

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SMITH, Arthur H.T, III	Succeeded to Kauai Islandwide Agricultural application of mother, May Rose K. Smith, dated 07/14/1989. Remove application dated 04/04/1990.
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7. Additional Acreage

NONE FOR SUBMITTAL

8. HHC Adjustments

NONE FOR SUBMITTAL

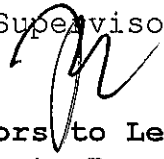
Last Month's Transaction Total	23
Last Month's Cumulative FY 2018-2019 Transaction Total	153
Transfers from Island to Island	9
Deceased	0
Cancellations:	
Awards of Leases	27
NHQ	0
Voluntary Cancellations	0
Successorship	8
Additional Acreage	0
HHC Adjustments	0
This Month's Transaction Total	44
<b>This Month's Cumulative FY 2018-2019 Transaction Total</b>	<b>197</b>

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

January 29, 2018

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator  
Homestead Services Division

FROM: Juan Garcia, Oahu District Office Supervisor  
Homestead Services Division 

SUBJECT: **Approval of Designation of Successors to Leasehold  
Interest and Designation of Persons to Receive the Net  
Proceeds**

RECOMMENDED MOTION/ACTION

To approve the designation of successor to the leasehold interest and person to receive the net proceeds, pursuant to Section 209, Hawaiian Homes Commission Act, 1920, as amended.

\*See attached list of Lessee.

Leasehold Interest:

Ratified for January 2019.	8
Previous FY 2018 - 2019	<u>47</u>
FY 2018 - 2019 Total to Date	55

Ratified for FY '17 - '18	87
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Net Proceeds

Ratified for January 2019	0
Previous FY 2018- 2019	<u>0</u>
FY 2018 - 2019 Total to Date	0

Ratified for FY '17 - '18	1
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LIST OF LESSEES WHO DESIGNATED SUCCESSORS TO THEIR  
LEASEHOLD INTEREST  
FOR MONTH OF JANUARY 2019

<u>Deceased Lessee</u>	<u>Designated Successor</u>
1. Velma K. Dela Pena Lot No.: 32 Area: Waimanalo, Oahu Lease No. 720	<u>PRIMARY:</u> Doland H. Dela Pena, Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
2. Isabelle L. Kainoa Lot No.: 30 Area: Waiehu Kou, Maui Lease No. 5951	<u>PRIMARY:</u> Royal J. Kainoa, Jr., Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
3. Charlotte P. Kamaka Lot No.: 153 Area: Kewalo, Oahu Lease No. 2210	<u>PRIMARY:</u> Charles K. Kamaka, Jr., Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
4. Patrick K. Kamelamela Lot No.: 404 Area: Nanakuli, Oahu Lease No. 3858	<u>PRIMARY:</u> Kali K. K. Kamelamela, Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A

5. James M. Key  
Lot No.: 33-D  
Area: Puukapu, Hawaii  
Lease No. 6197

PRIMARY: Joint Tenants  
Sophie Ann L. Key,  
Daughter  
James M. Key, Son  
Henry Key, Son  
Beau Jack Key, Son

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

6. James M. Key  
Lot No.: 21-B-1  
Area: Kuhio Village,  
Hawaii  
Lease No. 4892

PRIMARY: Joint Tenants  
Sophie Ann L. Key,  
Daughter  
James M. Key, Son  
Henry Key, Son  
Beau Jack Key, Son

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

7. Aloysius S. Kuiee  
Lot No.: 5  
Area: Nanakuli, Oahu  
Lease No. 4539

PRIMARY:  
Leroy K. Kuiee, Nephew

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

8. Henry K. Yasso  
Lot No.: 42-B-1-D  
Area: Hoolehua, Molokai  
Lease No. 5798

PRIMARY:  
Kolealono Yasso, Son

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator  
Homestead Services Division

FROM: Juan Garcia, Oahu District Office Supervisor  
Homestead Services Division

SUBJECT: **Approval of Assignment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the assignment of the leasehold interest, pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended, and subject to any applicable terms and conditions of the assignment, including but not limited to the approval of a loan.

DISCUSSION

Thirty (30) assignments of lease.

1. Lessee Name: Rosette M. Aalona  
Res. Lease No. 4844, Lot No. 86-D  
Lease Date: 7/22/1978  
Area: Hoolehua, Molokai  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 1 bath dwelling

Transferee Name: Larry K. Aalona  
Relationship: Son  
Loan Assumption: No  
Applicant: Yes, Molokai IW Res., 8/13/2004

Reason for Transfer: "Due to medical condition."

2. Lessee Name: Beverly K. Amaral  
Res. Lease No. 12866, Lot No. 149  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: Yes, \$400,000.00  
Improvements: 5 bedroom, 3 bath
- Transferee Name: Beverly K. Amaral & Henry Amaral, Jr.  
Relationship: Lessee & Husband  
Loan Assumption: No  
Applicant: Yes, Maui IW Res., 7/9/1979
- Reason for Transfer: "Adding relative to lease." Special  
Condition: Transferees to obtain funds to pay purchase  
price.
3. Lessee Name: Winifred Badayos  
Res. Lease No. 8729, Lot No. 16  
Lease Date: 5/15/1997  
Area: Waianae, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 4 bedroom, 2 bath dwelling
- Transferee Name: William W. Badayos  
Relationship: Son  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
4. Lessee Name: Harrison Brown  
Res. Lease No. 1686, Lot No. 136  
Lease Date: 11/29/1946  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 1 bath dwelling
- Transferee Name: Edward E. K. Maria  
Relationship: Cousin  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative."

5. Lessee Name: Doris D. Crawford  
Res. Lease No. 12118, Lot No. 16968  
Lease Date: 12/4/2007  
Area: Kaupea, Oahu  
Property Sold & Amount: Yes, \$560,000.00  
Improvements: 4 bedroom, 3 bath dwelling
- Transferee Name: Walter Kelekolio  
Relationship: None  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 1/16/2002
- Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.
6. Lessee Name: Jamie E. Emery  
Res. Lease No. 2192, Lot No. 97  
Lease Date: 9/28/1949  
Area: Kewalo, Oahu  
Property Sold & Amount: Yes, \$425,000.00  
Improvements: 4 bedroom, 2 bath dwelling
- Transferee Name: Elizabeth G. Garcia  
Relationship: None  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.
7. Lessee Name: Robin K. Fletcher  
Res. Lease No. 9716, Lot No. 13652  
Lease Date: 2/15/2001  
Area: Maluohai, Oahu  
Property Sold & Amount: Yes, \$550,000.00  
Improvements: 3 bedroom, 2-1/2 bath dwelling
- Transferee Name: Eugene K. Paaluhi, Jr.  
Relationship: None  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 8/30/2001
- Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.



8. Lessee Name: Joseph L. Gonsalves  
Res. Lease No. 4186, Lot No. 185-A-1  
Lease Date: 6/5/1975  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Cindy A. Holomalia-Castaneda  
Relationship: Mother  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Giving lease to relative." See simultaneous transfer below.

9. Lessee Name: Cindy A. Holomalia-Castaneda  
Res. Lease No. 12399, Lot No. UNDV080  
Lease Date: 12/6/2008  
Area: Kapolei, Oahu  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Joseph L. Gonsalves  
Relationship: Son  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Giving lease to relative."

10. Lessee Name: Charles K. Haiola  
Res. Lease No. 12869, Lot No. 111  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: Yes, \$357,800.00  
Improvements: 5 bedroom, 3 bath dwelling

Transferee Name: Arialles U. Haiola  
Relationship: Daughter  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 1/4/2007

Reason for Transfer: "Giving lease to relative." Special Condition: Transferee to obtain funds to pay purchase price.

11. Lessee Name: Kainoa P. Hopfe  
Res. Lease No. 9864, Lot No. 13849  
Lease Date: 4/15/2003  
Area: Maluohai, Oahu  
Property Sold & Amount: Yes, \$565,000.00  
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Solomon J. Kahalewai, Jr.  
Relationship: None  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 2/5/2014
- Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.
12. Lessee Name: Andrea K. Hussey-Leong  
Res. Lease No. 2535, Lot No. 14  
Lease Date: 5/14/1951  
Area: Kewalo, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 5 bedroom, 3-1/2 bath dwelling, and a pool
- Transferee Name: Lindsey M. Leong  
Relationship: Daughter  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
13. Lessee Name: Eloise Ishimine  
Agr. Lease No. 6984, Lot No. 40  
Lease Date: 10/1/1986  
Area: Makuu, Hawaii  
Property Sold & Amount: Yes, \$200,000.00  
Improvements: 2 bedroom, 2-1/2 bath dwelling
- Transferee Name: Mary-Eunice H. Kaheiki  
Relationship: None  
Loan Assumption: No  
Applicant: Yes, Hawaii IW Agr., 1/8/1988
- Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.

14. Lessee Name: Lonnie S. Kaai  
Res. Lease No. 16, Lot No. 23-B  
Lease Date: 1/1/1923  
Area: Kalamaula, Molokai  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 1-1/2 bath dwelling

Transferee Name: Lonnie K. K. Kaai  
Relationship: Son  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Transfer to son."

15. Lessee Name: Kailani S. Kaeo  
Res. Lease No. 12828, Lot No. 71  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: Yes, \$380,000.00  
Improvements: 4 bedroom, 3 bath dwelling

Transferee Name: Erika K. Costa  
Relationship: Cousin  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to obtain funds to pay purchase  
price.

16. Lessee Name: Darrol W. Lacar  
Res. Lease No. 1774, Lot No. 268  
Lease Date: 12/20/1946  
Area: Nanakuli, Oahu  
Property Sold & Amount: Yes, \$350,000.00  
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Lorraine K. Lundberg  
Relationship: None  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.  
See simultaneous transfer below.

17. Lessee Name: Lorraine K. Lundberg  
Res. Lease No. 1774, Lot No. 268  
Lease Date: 12/20/1946  
Area: Nanakuli, Oahu  
Property Sold & Amount: Yes, \$350,000.00  
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Hans K. Lundberg  
Relationship: Son  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to obtain funds to pay purchase  
price.

18. Lessee Name: Hans K. Lundberg  
Res. Lease No. 11624, Lot No. 18518  
Lease Date: 6/12/2014  
Area: Kanehili, Oahu  
Property Sold & Amount: Yes, \$585,000.00  
Improvements: 5 bedroom, 3 bath dwelling

Transferee Name: Makamae J. A. Thibodeaux  
Relationship: None  
Loan Assumption: No  
Applicant: Yes, Maui IW Res., 11/1/2011

Reason for Transfer: "Needing a bigger property to move  
mother Lorraine K. Lundberg, into same house as she ages."  
Special Condition: Transferee to obtain funds to pay  
purchase price.

19. Lessee Name: Tamara G. L. K. Mello  
Res. Lease No. 4089, Lot No. 46  
Lease Date: 12/19/1973  
Area: Waimanalo, Oahu  
Property Sold & Amount: Yes, \$45,000.00  
Improvements: 7 bedroom, 4 bath dwelling
- Transferee Name: Harrigan P. E. P. Kanoa  
Relationship: Brother  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Selling my half of lease to brother."  
Special Condition: Transferee to obtain funds to pay purchase price.
20. Lessee Name: Jo-Anne K. Nohara  
Res. Lease No. 857, Lot No. 83  
Lease Date: 5/5/1941  
Area: Kewalo, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 4 bedroom, 1-1/2 bath dwelling
- Transferee Name: Diane L. Lum  
Relationship: Sister  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
21. Lessee Name: Anson E. Pakaki  
Res. Lease No. 10124, Lot No. 96  
Lease Date: 11/15/2004  
Area: Waiohuli, Maui  
Property Sold & Amount: Yes, \$495,000.00  
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Jenny L. M. Estrella  
Relationship: None  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 4/27/2006
- Reason for Transfer: "Divorce" Special Condition:  
Transferee to obtain funds to pay purchase price.

22. Lessee Name: Phyllis N. Ramos  
Res. Lease No. 12854, Lot No. 142  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: Yes, \$400,000.00  
Improvements: 5 bedroom, 3 bath dwelling
- Transferee Name: Angie L. Gonsalves  
Relationship: Daughter  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to obtain funds to pay purchase  
price.
23. Lessee Name: Melvin K. Spencer, Jr.  
Res. Lease No. 2341, Lot No. 22  
Lease Date: 4/27/1950  
Area: Kapaakea, Molokai  
Property Sold & Amount: No, N/A  
Improvements: 2 bedroom, 1 bath dwelling
- Transferee Name: Eugene K. Spencer  
Relationship: Brother  
Loan Assumption: No  
Applicant: Yes, Molokai IW Res., 12/29/2008
- Reason for Transfer: "Giving lease to relative."
24. Lessee Name: Joewella O. Viela  
Res. Lease No. 12840, Lot No. 134  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: Yes, \$370,000.00  
Improvements: 5 bedroom, 3 bath dwelling
- Transferee Name: William K. Keliikoa, II  
Relationship: Grandson  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 8/8/2006
- Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to obtain funds to pay purchase  
price.

25. Lessee Name: Gwendolyn N. Wan  
Res. Lease No. 12829, Lot No. 70  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: Yes, \$450,000.00  
Improvements: 5 bedroom, 3 bath dwelling
- Transferee Name: William Ah Hoy Wan  
Relationship: Son  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to obtain funds to pay purchase  
price.
26. Lessee Name: Melissa K. Ragasa  
Res. Lease No. 11080, Lot No. UNDV079  
Lease Date: 5/13/2006  
Area: Anahola, Kauai  
Property Sold & Amount: No, N/A  
Improvements: None
- Transferee Name: Kailana K.K. Kaiminaauao  
Relationship: Daughter  
Loan Assumption: No  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
27. Lessee Name: Sharmaine K. B. Barros  
Res. Lease No. 7058, Lot No. 32  
Lease Date: 3/14/1996  
Area: Puupulehu, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: None
- Transferee Name: Dale I. Kamaau  
Relationship: Cousin  
Loan Assumption: No  
Applicant: Yes, Oahu IW Res., 9/13/2005
- Reason for Transfer: "Giving lease to relative."

28. Lessee Name: Charles K. Kamaka, Jr.  
Pas. Lease No. 9158, Lot No. 71  
Lease Date: 5/29/1999  
Area: Kahikinui, Maui  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Angel M. Kamaka, Naomi K. Kamaka, & Kale K. Kamaka  
Relationship: Daughters & Son  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Succeeding to mom's lease on Oahu."

29. Lessee Name: Linda L. Mendonca  
Agr. Lease No. 7022, Lot No. 86  
Lease Date: 12/1/1986  
Area: Makuu, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Benson P. Medina  
Relationship: Brother  
Loan Assumption: No  
Applicant: Yes, Hawaii IW Agr., 2/16/1990

Reason for Transfer: "Giving lease to relative." See simultaneous transfer below.

30. Lessee Name: Benson P. Medina  
Agr. Lease No. 7022, Lot No. 86  
Lease Date: 12/1/1986  
Area: Makuu, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Caine Medina  
Relationship: Son  
Loan Assumption: No  
Applicant: No

Reason for Transfer: "Giving lease to relative."



Assignments for the Month of January '19	30
Previous FY '18 - '19 balance	<u>146</u>
FY '18 - '19 total to date	176
Assignments for FY '17 - '18	271

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission  
THROUGH: Dean Oshiro, Acting HSD Administrator  
FROM: Juan Garcia, Oahu District Office Supervisor  
Homestead Services Division  
SUBJECT: **Approval of Amendment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the amendment of the leasehold interest listed below.

DISCUSSION

Twenty-three (23) amendments of lease.

1. Lessee: Melva N. Aila  
Agr. Lease No.: 6669  
Lot No., Area, Island: 7, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.
2. Lessee: Ellen Louise Aiona & Velma K. Dela Pena  
Res. Lease No.: 720  
Lot No., Area, Island: 32, Waimanalo Oahu  
Amendment: To amend the lease title and Lessor's name, to incorporate the currently used terms, covenants, and conditions to the lease, and to extend the lease term to an aggregate term of 199 years.

3. Lessee: Jaylee K. Balonick  
Res. Lease No.: 6588  
Lot No., Area, Island: 1, Anahola, Kauai  
Amendment: To amend the lease to reflect the correct spelling of the lessee's name, Jalee Kahana Balonick.
4. Lessee: Harrison Brown, Jr.  
Res. Lease No.: 1686  
Lot No., Area, Island: 136, Nanakuli, Oahu  
Amendment: To amend the lease title and Lessor's name, to incorporate the currently used terms, covenants, and conditions to the lease, and to extend the lease term to an aggregate term of 199 years.
5. Lessee: Thadd R. Camara  
Agr. Lease No.: 3146  
Lot No., Area, Island: 10-A, Kalamaula, Molokai  
Amendment: To amend the lease to update the property description.
6. Lessee: Brent K. Davis  
Agr. Lease No.: 3814  
Lot No., Area, Island: 108, Hoolehua, Molokai  
Amendment: To amend the lease to incorporate the currently used terms, covenants, and conditions to the lease.
7. Lessee: Jamie E. Emery  
Res. Lease No.: 2192  
Lot No., Area, Island: 97, Kewalo, Oahu  
Amendment: To amend the lease title and Lessor's name, and to incorporate the currently used terms, covenants, and conditions to the lease.

8. Lessee: Keala O. Gomes  
Agr. Lease No.: 6676  
Lot No., Area, Island: 5, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.
9. Lessee: Kennard K. Hicks  
Agr. Lease No.: 6675  
Lot No., Area, Island: 1, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.
10. Lessee: Andrea K. Hussey-Leong  
Res. Lease No.: 2535  
Lot No., Area, Island: 14, Kewalo, Oahu  
Amendment: To amend the lease title and Lessor's name, to incorporate the currently used terms, covenants, and conditions to the lease, and to extend the lease term to an aggregate term of 199 years.
11. Lessee: Lonnie S. Kaai  
Res. Lease No.: 16  
Lot No., Area, Island: 23-B, Kalamaula, Molokai  
Amendment: To amend the lease title and Lessor's name, and to incorporate the currently used terms, covenants, and conditions to the lease.
12. Lessee: Pat M. Kaialau  
Agr. Lease No.: 6670  
Lot No., Area, Island: 6, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.
13. Lessee: Valerie Ann Wilson & Winona Levy  
Agr. Lease No.: 6680  
Lot No., Area, Island: 2, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.

14. Lessee: Patrick K. Kamelamela  
Res. Lease No.: 3858  
Lot No., Area, Island: 404, Nanakuli, Oahu  
Amendment: To amend the lease title and Lessor's name, to update the property description, and to incorporate the currently used terms, covenants, and conditions to the lease.
15. Lessee: James M. Key  
Agr. Lease No.: 6196  
Lot No., Area, Island: 33-D, Puukapu, Hawaii  
Amendment: To amend the lease to update the property description.
16. Lessee: Chastity N. K. Kiaha  
Agr. Lease No.: 6640  
Lot No., Area, Island: 4, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.
17. Lessee: Harold S. Levy, Jr.  
Agr. Lease No.: 6679  
Lot No., Area, Island: 71, Lualualei, Oahu  
Amendment: To amend the lease to update the property description.
18. Lessee: Tamara G. L. K. Mello  
Res. Lease No.: 4089  
Lot No., Area, Island: 46, Waimanalo Oahu  
Amendment: To amend the lease to incorporate the currently used terms, covenants, and conditions to the lease.
19. Lessee: Teri K. Montgomery  
Agr. Lease No.: 6623  
Lot No., Area, Island: 91, Waiahole, Oahu  
Amendment: To amend the lease to update the property description.


20. Lessee: John K. Moses  
Res. Lease No.: 3646  
Lot No., Area, Island: 8, Waimanalo Oahu  
Amendment: To amend the lease to incorporate the currently used terms, covenants, and conditions to the lease.
21. Lessee: Anson E. Pakaki  
Res. Lease No.: 10124  
Lot No., Area, Island: 96, Waiohuli, Maui  
Amendment: To amend the lease to release the 10 year retention period established for the Native Hawaiian Housing Block Grant.
22. Lessee: Melvin K. Spencer, Jr.  
Res. Lease No.: 2341  
Lot No., Area, Island: 22, Kapaakea, Molokai  
Amendment: To amend the lease title and Lessor's name, to incorporate the currently used terms, covenants, and conditions to the lease, and to extend the lease term to an aggregate term of 199 years.
23. Lessee: Rupert Tripp, Sr.  
Res. Lease No.: 3096  
Lot No., Area, Island: 74, Waiakea, Hawaii  
Amendment: To amend the lease title and Lessor's name, to update the property description, to incorporate the currently used terms, covenants, and conditions to the lease, and to extend the lease term to an aggregate term of 199 years.

Amendments for the Month of January '19	23
Previous FY '18 - '19 balance	<u>82</u>
FY '17 - '18 total to date	105
 Amendments for FY '17 - '18	 249

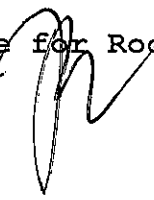
STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2019

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting HSD Administrator 

FROM: Juan Garcia, Oahu District Office Supervisor  
Homestead Services Division

SUBJECT: **Approval to Issue a Non-Exclusive License for Rooftop  
Photovoltaic Systems for Certain Lessees** 

RECOMMENDED MOTION/ACTION

To approve the issuance of a non-exclusive license to allow the Permittee to provide adequate services related to the installation, maintenance, and operation of a photovoltaic system on the premises leased by the respective Lessees.

The non-exclusive license is necessary as the Lessee can not issue his/her own licenses.

DISCUSSION

Ten (10) non-exclusive licenses.

1. Lessee: Jenny L. M. Estrella  
Res. Lease No.: 10124  
Lot No., Area, Island: 96, Waiohuli, Oahu  
Permittee: Sunrun Installation Services Inc.
2. Lessee: George C. M. Kaeha  
Res. Lease No.: 9958  
Lot No., Area, Island: 8, Waianae, Oahu  
Permittee: Sunrun Installation Services Inc.
3. Lessee: David K. K. Kaikala  
Res. Lease No.: 3659  
Lot No., Area, Island: 36, Nanakuli, Oahu  
Permittee: Sunrun Installation Services Inc.



4. Lessee: Walter Kelekolio  
Res. Lease No.: 12118  
Lot No., Area, Island: 16968, Kaupea, Oahu  
Permittee: Mound Solar Owner V, LLC C/O  
Tesla, Inc.
5. Lessee: Pam P. Kido  
Res. Lease No.: 8634  
Lot No., Area, Island: 34, Nanakuli, Oahu  
Permittee: Sunrun Installation Services Inc.
6. Lessee: Aaron K. Lenchanko  
Res. Lease No.: 11997  
Lot No., Area, Island: 16925, Kaupea, Oahu  
Permittee: Sunrun Installation Services Inc.
7. Lessee: George K. Purdy, III  
Res. Lease No.: 10391  
Lot No., Area, Island: 93, Waiehu Kou 3, Maui  
Permittee: Neighborhood Power
8. Lessee: Sheldon Rabanes  
Res. Lease No.: 3512  
Lot No., Area, Island: 28, Paukukalo, Maui  
Permittee: Neighborhood Power
9. Lessee: Casey K. Spencer  
Res. Lease No.: 12338  
Lot No., Area, Island: 16, Kauluokahai, Oahu  
Permittee: Sunrun Installation Services Inc.
10. Lessee: Debra M. L. Spencer  
Res. Lease No.: 9550  
Lot No., Area, Island: 21, Hoolehua, Molokai  
Permittee: Neighborhood Power

Non-Exclusive License for January '19	10
Previous FY '18 - '19 balance	<u>47</u>
FY '18 - '19 total to date	57
Non-Exclusive License for FY '17 - '18	102

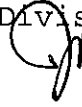
ITEM NO. D-10

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

January 28, 2018

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Homestead Services Division Administrator 

FROM: Olinda L. Fisher, East Hawaii District Office  
Homestead District Assistant Supervisor

SUBJECT: Approval of Subdivision Transfer of a Portion of  
Lease and Amendment - **ERNEST A. MATSU**, Lease No.  
1211, Lot No. 68, Keaukaha, Hawaii

RECOMMENDED MOTION/ACTION

1. To authorize approval for the request of Ernest A. Matsu (Ernest) to subdivide Department of Hawaiian Home Lands (DHHL) Residential Lease No. 1211, Lot No. 68, Keaukaha Hawaii. The homestead lot consists of 42,310 square feet and is further identified as TMK: (3) 2-1-021:038 which will be subdivided into two (2) separate lots of 21,155 square feet each. The Department requests the approval for subdivision subject to the following conditions:
  - a. To approve the amendment of Lease No. 1211, to reflect the subdivision of Lot No. 68 into two (2) lots; to update the property description of original Lot No. 68; and to amend the lease title and lessor name; to incorporate the currently used terms, covenants, and conditions in the lease and to extend the terms to an aggregate term of 199 years.
  - b. To approve the designation of Residential Lease No. 1211 demising the newly created lot.
  - c. To approve the transfer of the newly created lot, under Lease No. 1211-A to Fiancé, Sheila Evans (Sheila), who has been his companion for

16 years. Sheila Evans will then transfer the property to her daughter Bella Hutchinson (Bella), so that she may build a home for her family. Bella has the financial means to build a home and comply with the one-year requirement to reside on property. Sheila Evans will then continue to reside with Ernest Matsu.

- d. The above are subject to the completion of the survey work done by a licensed surveyor, including but not limited to the surveying and staking of boundary corners of the lots, submitting the required number of final subdivision maps to the County, preparing and submitting the legal description of the lots to the Department of Hawaiian Home Lands (Department), applying to the County for subdivision approval, obtaining the tax map keys for the Lots, and final subdivision approval by the County of Hawaii and to record the subdivision with the State of Hawaii Bureau of Conveyances.
- e. Lessee and transferees shall be subject to Hawaii Administrative Rules §10-3-38 Subdivision and transfer of a portion of residential lot leasehold. "The department shall not be required to finance the construction of the house on the transferred portion. The department shall not be required to pay for any costs incurred in the processing and obtaining of the subdivision."

#### DISCUSSION

Ernest received Residence Lease No. 1211, Lot No. 68, located in Keaukaha, by way of the Transfer Through Successorship and Amendment to Lease 1211, dated February 13, 1991.

Ernest is requesting the approval to subdivide his lot into two (2) lots and to transfer the newly created lot to Sheila Evans, who will then transfer it to her daughter Bella Hutchinson.

Once the lot is subdivided, Ernest will then retain one lot for himself and Sheila will receive the newly created lot and transfer the lot to her daughter Bella Hutchinson (Bella). Sheila's Hawaiian blood quantum is deemed to be at least 50%; therefore, she is qualified to receive a transfer of a portion of the lot. Bella's Hawaiian blood quantum is deemed to be at least 25% and is qualified to receive the transfer of the newly created lot from her mother, Sheila Evans.

Attached is "Exhibit A" which illustrates the proposed plan to subdivide the lot into two lots. The existing home is located on the front portion of Lot No. 68, which is to be retained by Ernest.

The Department loan attached to this lease was paid in full on December 3, 2018. The lease rent to the Department and real property tax is current.

The Department recommends the approval of its recommendation.

Hawaii County Lane: KS-10  
TMK: (3)2-1-021:0-6  
Address: 309 Desha Ave  
Hilo, HI 96720

HAWAIIAN HOME LANDS  
EAST HAWAII  
DISTRICT OFFICE

2017 DEC -5 AM 9:11

309 Desha Ave

current  
residential  
structure

21,155 sq. ft  
0.5 acres

42,310 sq. ft

1 acre

Future  
structure

21,155 sq. ft  
0.5 acres

Nahalea

2017 DEC 11 AM 11:58

DEPARTMENT OF  
HAWAIIAN HOME LANDS

ITEM NO. D 11  
EXHIBIT A

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION

January 28 - 29, 2019

Kapolei, Oahu

F-ITEMS  
**LAND MANAGEMENT DIVISION**



**AMENDED**

Per guidance from council (DAG – Ryan Kanakaole - see attached email) the following amended motion is as follows:

Replace Paragraph 1 of RECOMMENDED MOTION/ACTION to submittal F-1

**Amended RECOMMENDED MOTION/ACTION:**

That the Hawaiian Homes Commission (HHC) authorize the following:

1. Award selected applicants from DHHL's publicized solicitation process for the sole purpose of its Feral Cattle Removal Project on DHHL Aina Mauna Lands; and
2. Enter into negotiations with selected applicants for two (2) separate Land Licenses for two (2) land areas, more specifically identified by the Piihonua and Humuula Sections as described and defined below respectively. The land licenses would continue to provide DHHL the necessary means to address the GOALS AND PRORITY ACTIONS consistent with its Aina Mauna Legacy Program Plan.

HHC also added an Item E. to the conditions of the license as follows:

- Periodic reports no less than quarterly on the performance of the licensee in meeting the conditions of the license

**STATE OF HAWAII**  
**DEPARTMENT OF HAWAIIAN HOME LANDS**

**January 28-29, 2019      Item F-1**

**To:** Chairman and Members, Hawaiian Homes Commission

**From:** Peter "Kahana" Albinio, Jr., Acting Administrator  
Land Management Division *PA*

**Subject:** Authorization for Issuance of Land Licenses to selected Licensees for the Aina Mauna Feral Cattle Removal Project, Humuula and Piihonua Sections, Island of Hawaii

**RECOMMENDED MOTION/ACTION:**

That the Hawaiian Homes Commission (HHC) authorize the issuance of two Land Licenses to selected applicants via DHHL's publicized solicitation process for the sole purpose of its Feral Cattle Removal Project on DHHL Aina Mauna Lands. Two (2) separate Licenses are recommended for two (2) License areas, Piihonua Section and Humuula Section which are further described and defined below. The land licenses would continue to provide DHHL the necessary means to address the GOALS AND PRORITY ACTIONS consistent with its Aina Mauna Legacy Program Plan.

Approval and issuance of the two (2) Licenses shall be subject to the following conditions:

1. Authorize the issuance of separate land Licenses to respective licensees as selected via DHHL's publicized solicitation process covering the subject area, which are by this reference incorporated herein and further subject to the following:
  - A. Non-exclusive Land License for the Removal of Feral Cattle and related activities
  - B. Standard Terms and Conditions for DHHL Non-Exclusive Land License
  - C. Additional Terms and conditions incorporating contents of proposals submitted by Licensees as part of the Land License application process.
  - D. Such other terms and conditions as may be prescribed by the Hawaiian Homes Commission to best serve the interests of the Hawaiian Home Lands Trust;
2. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR this project will have minimal or no significant negative impact on the environment. The project will have significant positive impacts to the environment. Actions regarding ungulate control and road maintenance and construction were considered and addressed in the 2012 Environmental Assessment for the Aina Mauna Legacy Program which was approved by the Hawaiian Homestead Commission and accepted by the Office of Environmental Quality Control with a finding of no significant impact.



## **LOCATIONS**

**Humuula Section License Area:** Hawaiian Home Lands situated in Humuula, Island of Hawaii, portions of Tax Map Keys: (3)3-8-001:007; :002. Areas mauka of Keanakolu/Mana Road between Puu Oo cattle guard north to Hopuwai corral as identified in attached map, Exhibit “A”, approximately 12,835 acres

**Piihonua Section License Area:** Hawaiian Home Lands situated in Humuula and Upper Piihonua, Island of Hawaii, portions of Tax Map Keys: (3) 3-8-001:007; :002 and (3) 3-26-018:002. Areas Makai of Keanakolu Road from Puu Oo cattle guard, north to Koa buffer as identified in attached map, Exhibit “A”, approximately 7170 acres.

## **PLANNING AREA:**

Humuula, Piihonua Mauka, Aina Mauna Lands

## **LAND USE DESIGNATION:**

DHHL TMKs (3)3-8-001:002, (Humuula) and (3)3-26-018:002 (Upper Piihonua) are zoned agricultural. DHHL TMK (3)3-8-001:007 (Humuula) is zoned agricultural and conservation.

Under the Aina Mauna Legacy Program The planned land use for the license areas are native mamane forest restoration, native koa and ohia forest restoration, Sustainable koa forestry and Gorse Control/Future Homestead Opportunity. The presence of Feral Cattle has a negative effect and impede implementation of all these land uses.

## **CURRENT STATUS:**

DHHL, former pasture lease TMKs (3)3-8-001: 002, :007, (3)3-26-018:002

## **CHARACTER OF USE:**

Former cattle lease. Planned future use under the Aina Mauna Legacy Program is Future Homesteading Opportunities, Sustainable Koa Forestry, Native Forest Restoration, Timber/Gorse Control

## **CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:**

### **Triggers:**

Use of State Lands

### **2012 Aina Mauna Legacy Plan Environmental Assessment:**

On January 23, 2012, the Final Environmental Assessment for the Aina Mauna Legacy Program was unanimously approved by the Hawaiian Homestead Commission and filed on February 8, 2012 with the State of Hawaii Office of Environmental Quality Control with a Finding of no Significant Impact. Actions equivalent to the proposed action and their impacts have been considered in the EA on page 50.

“Feral Animal Control

*Feral animals (hoofed mammals such as cattle, sheep, goats, as well as dogs and cats etc.) can be vectors for the spread of invasive species (including gorse) and can have a negative influence on native forest restoration. (Feral animal control does not cover pigs, as they are covered under a separate action 2.2.9.)*

*Control and/or removal of these animals will be done across the entire property. Implementing feral animal control (primarily sheep, cattle, goats, dogs, cats etc.) and allowing management of pigs (so long as the resources are adequately protected) will provide food for beneficiaries, reduce the impacts to the forest resources and may generate revenue for the Trust from the sale of feral ungulates or permits to hunt them.*

*Feral animals introduced to Hawaii can be detrimental to Hawaii’s native ecosystems via the damage they inflict on both vegetation structure and composition. Feral animals can impact native plants and ground cover, facilitating sediment run-off. The soil disturbance caused by feral animals facilitates the introduction and expansion of invasive plants and creates breeding grounds for mosquitoes that transmit avian disease to native forest birds.*

*There are four main components in successful feral animal control programs, including:*

- 1) Removal of populations from designated areas;*
- 2) Establishment of barriers to continue isolation of populations from designated sites;*
- 3) Barrier inspection and maintenance; and*
- 4) Vigilance in monitoring feral animal populations*

*A feral animal control program could be initiated with designated animals being removed by either beneficiaries or professional contractors. The feral animal control program does not prohibit the opportunity for future homesteaders to raise their own livestock.”*

The direct, cumulative, and potential impacts of the action described have been considered pursuant to Chapter 343, Hawaii Revised Statutes and Chapter 11-200, Hawaii Administrative Rules. The action as proposed has been determined to have minimal or no significant impact on the environment. The Planning Office has reviewed the proposed action and determines it is in accordance with the 2012 Aina Mauna Legacy Program Final Environmental Assessment.

**CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS**

Aina Mauna Legacy Program (2009)

The recommended disposition is consistent with the following Aina Mauna Legacy Plan goals and priority actions:

***Land and Resource Management***

**Goals:**

- **Restoration and enhancement of DHHL trust resources**
  - Removing feral cattle from the 20,000-acre project area will enable restoration and enhancement efforts including:
    - Koa, mamane, ohia and sandalwood restoration and enhancement
    - Safe access to project area
    - Sustainable koa forestry

- Timber forestry with multiple profitable species
- **Conserve natural and cultural resources and endangered species**
  - Remove feral cattle from sensitive native ecosystems including Palila Critical Habitat
  - Conserve the remaining intact high value koa, ohia and mamane forests on DHHL Lands.
  - Allow restoration of habitat for native endangered species including iiwi, akiapolaau, akepa, opeapea, alawi, io and nene which are currently found on the Aina Mauna Lands.
- **Address reforestation and restoration of the ecosystem**
  - By removing feral cattle, by far the most damaging ungulate present on the Aina Mauna Lands, natural regeneration and active reforestation and restoration of Native ecosystems will be possible.

Immediate Actions:

- **Initiate un-managed ungulate control over entire property**
  - The fences maintained are a valuable tool in managing and controlling feral ungulate movement
  - Access to lower portions of TMK (3)3-26-018:002 will allow cattle to be removed live and for manageable units to be built to protect valuable forest from ungulate damage.
- **Investigate and implement additional areas for sustainable koa forestry opportunities**
  - Over 3,000 acers of the project area are planned for sustainable koa forestry. Sustainable koa forestry is not feasible with feral cattle present in these areas
  - Sustainable koa forestry can be expanded into other parts of the project area that are free of feral cattle.
- **Initiate a set aside for portions of the property for restoration and enhancement purposes.**
  - Access to Upper Piihonua will allow DHHL to protect and manage the remaining ohia forests of the Aina Mauna Lands.

DISCUSSION:

DHHL LMD issued two (2) publicized solicitations (See Exhibit “B”) seeking applications for land licenses to be issued to the most qualified applicant(s) to remove Feral Cattle on the Aina Mauna Lands of Humuula and Upper Piihonua. Feral cattle degrade native forests causing loss of habitat, economic timber potential and watershed function. Feral Cattle inhibit the natural regeneration of native forests and prevent reforestation efforts across both License areas covering over 20,000 acres. Feral cattle are dangerous and limit safe access to the Aina Mauna lands and cause damage to roadways, fence lines, and other infrastructure. For these reasons, Ungulate removal (of which cattle are by far the most detrimental) is a priority immediate action of the Aina Mauna Legacy Program, the management plan for the Aina Mauna Lands.

Feral Cattle are however seen as a valuable resource to many beneficiaries and Hawaii Island residents. Feral cattle have been hunted and captured on Mauna Kea as far back as the 1850’s and have provided valuable meat resources. However, when looking objectively at the true cost of feral cattle and how their presence limits other land uses, removing them from the project area will allow for koa restoration and timber forestry which are more valuable both economically, and ecologically and allows for safer access to the Aina Mauna Lands.

The evaluation criteria (See Exhibit “C”) of the applications for Feral Cattle Removal Licenses aim to solicit highly qualified and capable applicants who can provide the greatest benefit to DHHL Trust and Beneficiaries.

An evaluation committee of five (5) members was formed and approved by the Deputy of the Chairman on behalf of the Chairman on November 27, 2018. The committee was comprised of three (3) DHHL staff, with sufficient education, training, experience and credentials required to identify and select a Licensee to provide the needed services. Additionally, due to the specialized nature of this proposal, one (1) DLNR-DOFAW staff, and one (1) DOA staff with subject matter expertise was also added as members to this committee.

#### **SOLICITATION TIMELINE:**

- October 10, 2018, Solicitations for Feral Cattle Removal License released
  - Solicitations posted on DHHL website
  - Statewide notification via County Newspapers
- October 24, 2018, Site visit with interested applicants
- November 2, 2018 Applicants questions deadline
  - Included questions from site visit as well as questions submitted in writing
- November 16, 2018, DHHL's deadline to respond to questions
  - Via 2 addendums on DHHL website posted on November 5, 15, 2018.
- December 3, 2018, deadline for submittal of applications
  - 3 acceptable applications for each solicitation were received by the application deadline.
- December 4, 2018 applications distributed to evaluation committee for review and scoring
- December 13, 2018 Evaluation Committee conference to discuss evaluations, share expertise and finalize scoring.
- December 20, 2018, after collection of evaluation committee score sheets and discussion among evaluators, recommendations for License selections made in writing to DHHL chair.
- December 28, 2018, DHHL chair approval of recommended Licensees for both Humuula and Piihonua Sections.
- January 28 – 29, Seek Authorization from HHC

#### **BENEFITS TO THE HAWAIIAN HOMES TRUST:**

##### **Finding Qualified Feral Cattle Removal Licensees will:**

- Remove Feral Cattle from the Aina Mauna Lands, allowing for natural forest regeneration and manual reforestation efforts to take place across the 20,000-acre project area, increasing the Aina Mauna trust lands economic, habitat and watershed value.
- Provide a valuable service to DHHL. The estimated cost of live removal of feral cattle is \$115.00 a head.
- A significant amount of trapped feral cattle will be distributed to DHHL beneficiaries, providing a valuable meat resource to beneficiaries throughout the term of feral cattle removal license(s)
- Feral cattle not distributed to beneficiaries will be purchased from DHHL, providing an income source.
- The risk of wild cattle will be reduced and the Aina Mauna lands will become more accessible.
- Damage to roads fence-lines and other infrastructure will be reduced
- Removal of feral cattle will allow other planned land uses under the Aina Mauna Legacy Program to be implemented without damage and risk from feral cattle.

## **BACKGROUND**

### **Strategies for Land License:**

- Issuance of two (2) Licenses to increase removal efforts
- Feral Cattle Survey done in June – July 2017
  - Piihonua – 1,275 cattle remaining
  - Humuula – 450 cattle remaining
- Based on estimated population growth of 34% for 3-year success
  - Piihonua – 740 cattle must be removed per year
  - Humuula – 260 cattle must be removed per year
  - Rate of removal to be explicit in future Licenses
- Increase boundary and strategic fences
  - 5 miles of DLNR fence has been completed in 2017, blocking cattle from moving back and forth to Hilo Forest Reserve where they are untrappable.
  - Strategic fences to protect the largest acreage with minimal infrastructure costs
- Increase cattle distribution to beneficiaries by making the amount distributed a criterion of the License applications.

## **RECOMMENDATION:**

Land Management Division respectfully requests approval of the motion as stated.

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

January 28-29, 2019

To: Chairman and Members, Hawaiian Homes Commission

From: Peter “Kahana” Albinio, Jr., Acting Administrator  
Land Management Division *VA*

Subject: Annual Renewal of Right of Entry Permits, East, Central and South Hawaii Island

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC) approve LMD’s original Agenda Item No. F-1 (See Exhibit “A”) which was deferred by the HHC at its regularly scheduled monthly meeting held on September 24-25, 2018.

DISCUSSION:

Since being deferred by the HHC at its regularly scheduled monthly meeting as noted above, LMD is respectively presenting this Agenda Item No. F-1 again for consideration.

Of note, ROE Permit No. 597, Hawaii Forest and Trails, Ltd. was cancelled. LMD is working with this Permittee on vacating the premises by end of March 2019, if not earlier.

AUTHORITY / LEGAL REFERENCE:

§171-55, Hawaii Revised Statutes, as amended, a “permit on a month-to-month basis may continue for a period not to exceed one year from the date of issuance; provided that the commission may allow the permit to continue on a month-to-month basis for additional one year periods.”


RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated.

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 24-25, 2018

To: Chairman and Members, Hawaiian Homes Commission

From: Peter "Kahana" Albinio, Jr., Acting Administrator  
Land Management Division 

Subject: Annual Renewal of Right of Entry Permits, East, Central and South Hawaii Island

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC) approves the following actions while developing a process to making short-term agricultural and pastoral land dispositions available to beneficiaries:

- A) Renew all East, Central and South Hawaii Island Right of Entry Permits as listed on Exhibit "A" and identified by approximate location on the Hawaii Island Map Exhibit "A-1" that are in compliance and issued temporary approvals, as of October 1, 2018.
- B) The annual renewal period, shall be on a month-to-month basis, for up to twelve (12) months, but no longer than September 30, 2019 or at the next scheduled HHC meeting on East Hawaii island whichever occurs sooner.
- C) Authorize the Chairman to negotiate and set forth other terms and conditions that may be deemed to be appropriate and necessary.

DISCUSSION

This submittal represents annual renewals for all East, Central and South Hawaii Island ROE permit(s) only, which shall effectively expire on September 30, 2018. As a means of maintaining a process by which PERMITEE'S can be assured that their permits have been renewed, notification letters will be transmitted accordingly.

For information purposes Exhibit "A" references all Right of Entry Permits in East, Central and South Hawaii Island by order of commencement date, land use, then by acreage. While Right of Entry Permits generate additional revenue to the Trust, its primary purpose provides DHHL the ability to efficiently manage its lands through the issuance of these short-term dispositions which are typically not needed for longer-term dispositions (such as homesteading or general leases) over a 20-year time period or as dictated by DHHL's respective island plan. DHHL's total Hawaii Island land inventory covers approximately 127,000 acres<sup>1</sup> or 63% of DHHL's statewide

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<sup>1</sup> DHHL Hawaii Island Plan – Final Report, PBR Hawaii, May 2002

ITEM NO. F-1

**EXHIBIT "A"**  
**ITEM NO. F-2**

inventory. The short-term disposition(s) within the Eastern, Central, and Southern portions cover approximately 8,586.0 acres or 7.0% of its inventory.

Right of Entry Permits help in having presence on DHHL lands thereby reducing costs for land management activity functions (i.e. signage, landscaping, fencing, removing trash and derelict vehicles, and prevents trespassing on unencumbered lands) that DHHL would bear if the lands were to sit vacant. Permittee's are required to assume responsibility for the land, post insurance, indemnify the department, and manage and maintain the land.

Until improvements to the Revocable Permit Program can be implemented, this process will be used for Annual Renewals of these month-to-month ROE Permit dispositions.

The table below reflects the revenue generated from ROE permits on Hawaii Island, which is almost 2.0% (\$54,857) of the ROE total revenues (\$2,803,945) that DHHL received statewide. The Eastern, Central, and Southern portions of Hawaii Island holds 11 of the 142 ROE permits Statewide. These permittees fall under a variety of land use purposes with the most being pastoral. Land Management Division (LMD) proposes an average increased rent of 4% to 1 of these 13 permittees whose land use is designated as recreation.

<b>FY 2018</b>		<b>Total</b>
Agriculture	\$264	1
Caretaker/Landscape	\$1,508	1
Commercial	\$0	-
Community	\$240	1
Industrial	\$0	-
Office	\$0	-
Pastoral	\$22,560	7
Preservation	\$0	-
Recreation	\$30,285	1
Research	\$0	-
Stabling	\$0	-
	<b>\$54,857</b>	<b>11</b>

<b>FY 2019</b>		<b>Total</b>
Agriculture	\$264	1
Caretaker/Landscape	\$1,508	1
Commercial	\$0	-
Community	\$240	1
Industrial	\$0	-
Office	\$0	-
Pastoral	\$22,560	9
Preservation	\$0	-
Recreation	\$31,496	1
Research	\$0	-
Stabling	\$0	-
	<b>\$56,068</b>	<b>11</b>

According to research done by Colliers International, (See Exhibit "B") "the Oahu Industrial vacancy rate rose to 1.97% its highest level in two years at year end 2017 ... average asking industrial base rents rose to their highest level in a decade at \$1.30 per square foot per month..." In light of this research, LMD is recommending a 4% increase in rental rates.

For FY 2019, renewals for the 11 Right of Entry Permits located in East, Central, and South Hawaii Island will total an annual rent revenue of \$56,068 as referenced in the table above. Rental fees for agricultural and pastoral use permits vary and are typically established at less than fair market rates (discounted) but not less than \$240/annum due to various site issues such as, insufficient/no infrastructure, no legal access, substandard lot size or irregular shape, etc.




AUTHORITY / LEGAL REFERENCE:

§171-55, Hawaii Revised Statutes, as amended, a “permit on a month-to-month basis may continue for a period not to exceed one year from the date of issuance; provided that the commission may allow the permit to continue on a month-to-month basis for additional one year periods.”

RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated.

RIGHT OF ENTRY PERMITS NORTH & WEST HAWAII ISLAND

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE	LOCATION	TMK	Date Started	Current Fees, All Right of Entry Permits
ROE	HAWAII	280.000		Pastoral	Gilbert Medeiros, Jr.	Kamoa-Pueo	(3) 9-3-001:002(P)	2/9/1998	\$504
ROE	HAWAII	450.000	469	Pastoral	Daryl K. Kaiua'u	Kau	(3) 9-3-001:002(P)	9/7/2000	\$840
ROE	HAWAII	750.000	471	Pastoral	Daleico Ranch	Kau	(3) 9-3-001:002(P)	4/19/2001	\$1,536
ROE	HAWAII	1500.000	473	Pastoral	Dean Kanoho	Kamoa-Pueo	(3) 9-3-001:002(P)	7/15/2004	\$2,100
ROE	HAWAII	301.000	476	Pastoral	Charles & Jelena Clay	Honouu	(3) 2-8-011:009	7/7/2005	\$5,796
ROE	HAWAII	2.000	477	Agricultural	Guy Kanoho	Hunuu'ula	(3) 3-8-001:007(P)	2/26/2007	\$264
ROE	HAWAII	300.000	478	Pastoral	April Awana Mattos	Honouu	(3) 2-8-011:011 (P)	2/1/2010	\$5,220
ROE	HAWAII	2.210	481	Landscape	Ginger Patch Center	Waiakea	(3) 2-2-060:001	8/2/2010	\$1,508
ROE	HAWAII	1.000	482	Community	Keaukaha Panaewa Farmers Association	Panaewa	(3) 2-1-025:091 (P)	2/1/2011	\$240
ROE 	HAWAII	0.000	597	Recreation	Hawaii Forest & Trail	Hunuu'ula	(3) 3-8-001:007(P)	3/1/2003	\$3.00/visitor
ROE	HAWAII	5000.000	610	Pastoral	Native Hawaiian General Services	Kamoa-Pueo	(3) 9-3-001:002(P)	6/1/2004	\$6,300

Denotes Beneficiary

Exhibit "A"

Item No. F-1

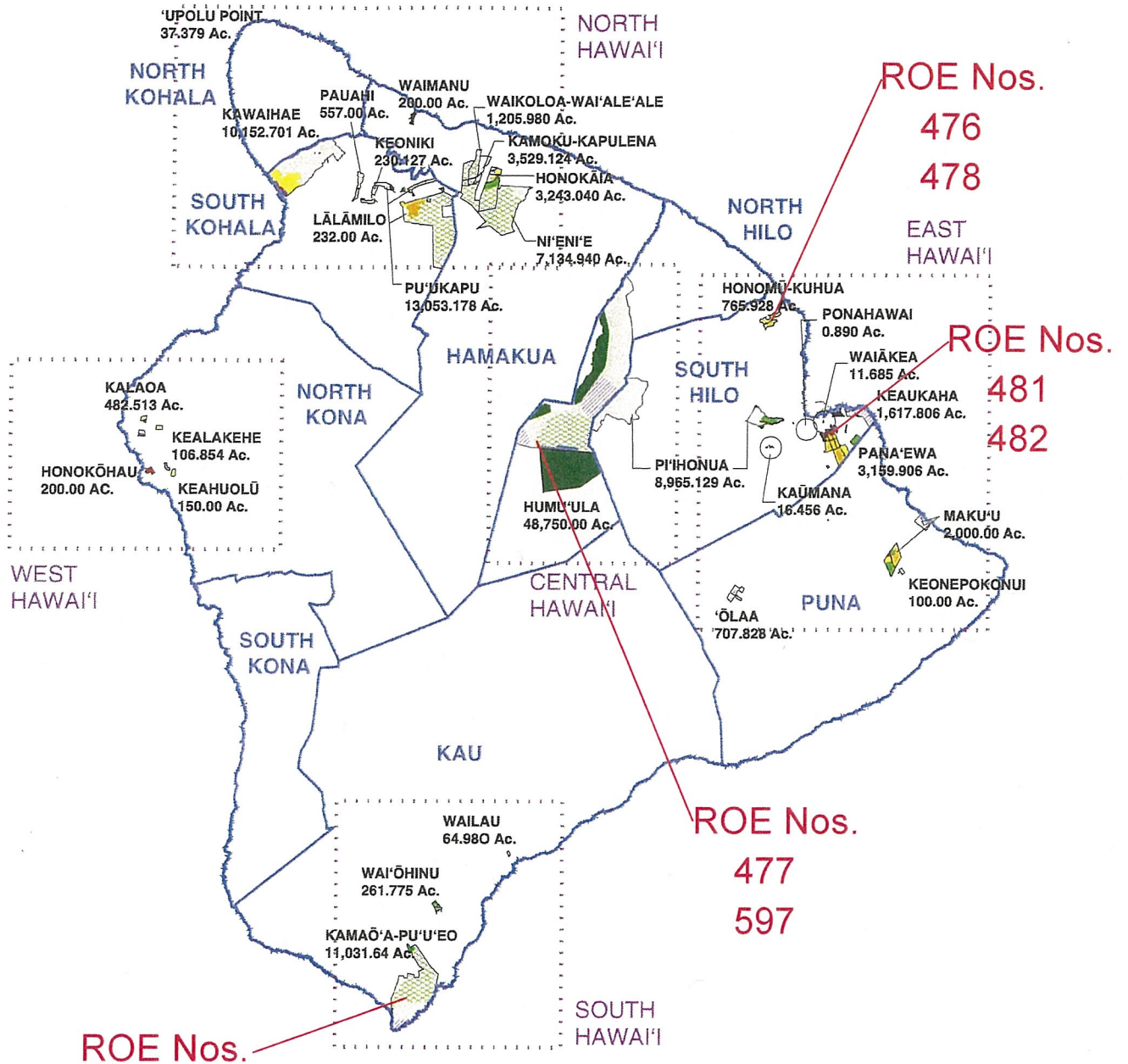


Figure 1  
Locational Map  
**HAWAII LAND INVENTORY**  
DEPARTMENT OF HAWAIIAN HOME LANDS ISLAND OF HAWAII

NORTH  
NFAI SCALE (FEET)  
40,000 0 80,000

PBR  
HAWAII  
MAY 2002

EXHIBIT "A-1"  
ITEM NO. F-1



# INDUSTRIAL MARKET

Year-End 2017

Accelerating success

## Market Summary

Mike Hamasu Director of Research | Hawaii

- Oahu's industrial market loss of 38,942 square feet of occupancy during the fourth quarter, as vacancy rates rose to 1.97%, its highest level in two years.
- This is the third consecutive quarterly increase to vacancy rates as more than 157,000 square feet of negative net absorption was recorded for the year.
- Positive gains in tourism expenditures for the first nine months of 2017 helped to boost wholesale revenues which rebounded strongly with an 18.4% jump over last September's sales revenues.
- Mirroring wholesale revenues, contracting sales also posted a healthy 3.14% gain over last year's September year-to-date levels.
- Direct weighted average asking industrial base rents rose to their highest level in a decade at \$1.30 per square foot per month, which reflects a gain of 7.4% over last year's average rent levels.
- While there are the beginnings of some speculative development that will start in 2018, it is unclear if these development efforts will be enough to create meaningful change to a market with a sub-2% vacancy rate.

### Summary Statistics

4Q 2017 Industrial Market

4Q2017 Net Absorption	-157,222 SF
Vacancy Rate	1.97%
Direct Weighted Average Asking Rent	\$1.30 PSF/Mo.
Average Operating Expense	\$0.37 PSF/Mo.

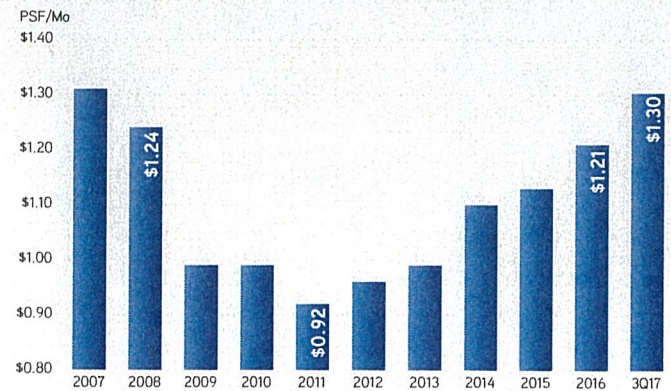
### Market Indicators

Relative to prior quarter

Year End 2017

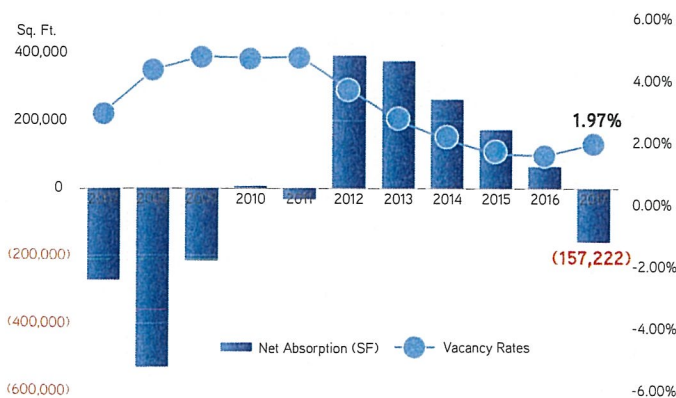
VACANCY	↑
NET ABSORPTION	↓
CONSTRUCTION	↑
RENTAL RATE	↑

### Oahu Industrial Direct Wtd. Avg. Asking NNN Rents



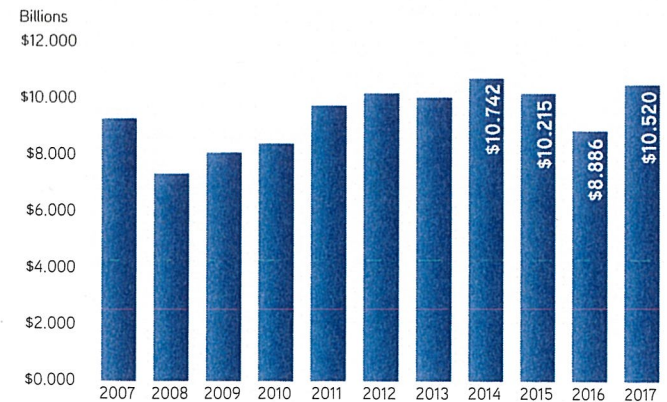
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### Industrial Net Absorption vs. Vacancy Rate



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### Wholesale Sales (September YTD)



Source: State Dept. of Taxation

EXHIBIT "B"  
Item No. F-1

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION

January 28 - 29, 2019

Kapolei, Oahu

G-ITEMS  
**PLANNING PROGRAM DIVISION**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

January 28-29, 2019

To: Chairman and Members, Hawaiian Homes Commission  
Thru: M. Kaleo Manuel, Acting Planning Program Manager  
From: Andrew H. Choy, Planner *AC*  
Subject: Act 14 Land Claim Settlement Update

**Recommended Action**

For information only.

**Discussion**

**Purpose**

During an address at a CNHA Conference, Governor Ige committed to seeking resolution to all outstanding claims related to Act 14. This submittal provides a brief background of Act 14 and highlights the status of outstanding claims.

**Background**

In 1991, the Task Force on the Department of Hawaiian Home Lands' Land Title and Related Claims ("Task Force") was convened by Governor John Waihe'e, as one of the first action steps in the Governor's Action Plan to Address Controversies under the Hawaiian Home Lands Trust and the Public Land Trust. The Task Force comprised of the heads of the Office of State Planning ("OSP"), the Department of Hawaiian Home Lands ("DHHL"), the Department of Land and Natural Resources ("DLNR"), and the Department of the Attorney General ("AG"). The Task Force's objective was to investigate and resolve DHHL's land use claims against the State. In the years following, the Task Force issued a slew of recommendations for settlement of DHHL's claims, which resulted in settlement packages enacted by the

Legislature in 1992 and 1993<sup>1</sup>. Additionally, by a separate administrative initiative, the State initiated the transfer of 16,518 acres of useable lands to DHHL.

On December 1, 1994, the Task Force produced a Memorandum of Understanding ("MOU"), executed by all parties, setting forth its final recommendations to repair the Hawaiian home lands trust and resolve DHHL's claims against the State that arose between August 21, 1959 and July 1, 1988. The MOU, however, did not bind the State to its terms. Consequently, on June 29, 1995, the Legislature passed Act 14, SpSLH 1995 ("Act 14"), to fully effectuate the settlement of DHHL's aforementioned claims against the State.

#### Act 14's Settlement Items

Section 6 of Act 14 sets forth the State's agreed upon terms to resolve and satisfy the controversies and claims encompassed by the Act. Act 14's settlement items can be grouped into two forms of compensation: funds and land.

#### Funds

The funding component of the Act 14 settlement provided a total \$606,277,558 in monetary compensation to DHHL. Specifically Act 14 provides for the following:

- Establishment of the Hawaiian home lands trust fund;
- Required the State make twenty annual deposits of \$30,000,000 or their discounted value equivalent if the State opted to make prepayments into the trust fund;
- Payment of \$2,348,558 as an advance toward all rent due to DHHL for the continued use of trust lands under Nanaikapono elementary school between April 4, 1996 and October 27, 2002;
- Payment of \$2,390,000 for the State's uncompensated use of Hawaiian home lands between 1959 and 1995; and
- Payment of \$1,539,000 for moneys owed to DHHL as its thirty percent entitlement for the use of Hanapepe, Kauai, public lands formerly under lease for sugarcane

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<sup>1</sup>Act 316, Sess. Laws of Hawaii 1992 and Act 352, Sess. Laws of Hawaii 1993.



cultivation, pursuant to section 1 of article XII of the Hawai'i State Constitution.

By the end of fiscal year ending June 30, 2015, the State satisfied the funding component of Act 14. The land component of Act 14, however, remains unresolved; the status of each outstanding item is provided below.

#### Land

The land component of the Act 14 settlement is found in Section 6, subsection 2 of the act, and provides as follows:

- Transfer of lands and resolution of claims for the uncompensated use of Hawaiian home lands in Waimanalo, Oahu.
- Transfer of lands and resolution of claims in the Anahola, Kamalomalo'o, and Moloa'a areas of Kauai.
- The initiation of a land exchange to remedy uncompensated use of Hawaiian home lands for state roads claims and highways; and
- First selection of up to 200 acres of land by DHHL upon the return to the State of any ceded lands comprising of all or a portion of Bellows Air Force Station ("Bellows") on Oahu.

Section 17 of Act 14 specifically allows "actions to enforce the provisions of th[e] Act."

#### **Outstanding Act 14 Settlement Items**

##### State Initiated Transfer of 16,518 acres

In October 2010, the Board of Land and Natural Resources (BLNR) staff submittal item D-12 sought to convey 817.072 acres of Government Lands Statewide to DHHL to complete the total transfer of 16,518 acres. The BLNR made amendments to the recommendation motion before unanimously approving the item.

*Status: Partially complete. Some parcels in the table in Exhibit A of Item D-12 have been conveyed to DHHL while others are at various stages of transfer. Approximately 696.898 acres are yet to be transferred.*



### Waimanalo Regional Settlement

This claim involves Hawaiian home lands taken by the Territory of Hawai'i and later sold to private parties, areas of Waimanalo set aside as "beach park" land, and trust lands alienated by the right-of-way for Kalaniana'ole Highway.

Act 14 contemplates a transfer of land to satisfy this claim. A portion of the remedy under this regional settlement includes the first selection of up to 200 acres of land by DHHL upon the return of all or a portion of Bellows to the State. At present, the US military does not intend to return Bellows.

*Status: The transfer of land contemplated under this settlement item has not occurred. Approximately 200 acres are outstanding.*

### Anahola Regional Settlement

DHHL's claims remaining regarding Anahola, Kamalomalo'o, and Moloa'a areas of Kauai involves Hawaiian home lands taken by the Territory of Hawai'i and later sold to private parties, totaling 85.644 acres.

Act 14 contemplates a transfer of land to DHHL from the State to satisfy this claim.

*Status: The transfer of land contemplated under this settlement item has not occurred. Approximately 85.644 acres are outstanding.*

### Roads and Highways Settlement

Use of Hawaiian Home Lands as State Highways  
This claim involves the uncompensated use of Hawaiian home lands as state highways on various islands. Act 14 calls for the initiation of a land exchange to remedy this claim.

*Status: To date, no lands have been conveyed to DHHL to satisfy the State's commitment to compensate the trust for its use of Hawaiian home lands as state highways on various islands totaling a claimed amount of 346.203 acres.*

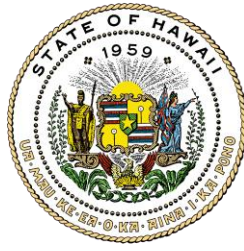
## **Conclusion**

The table below summarizes the total amount of acreage that is owed to DHHL, should DHHL and Governor Ige move towards settling all outstanding claims related to Act 14.

<b>Outstanding Claim</b>	<b>Approximate Acreage</b>
State Initiated Transfer of 16,518 acres	696.898
Waimanalo Regional Settlement	200.000
Anahola Regional Settlement	85.644
Roads and Highways Settlement	346.203
<b>Total</b>	<b>1,328.745</b>

## **Recommended Action**

None. For information only.



# **HAWAIIAN HOMES COMMISSION**

## **RESOLUTION NUMBER 298**

HONORING M. KALEO MANUEL FOR HIS DECADE OF SERVICE TO THE  
HAWAIIAN HOME LANDS TRUST AND HIS APPOINTMENT AS DEPUTY DIRECTOR  
TO THE HAWAII STATE COMMISSION ON WATER RESOURCE

WHEREAS, Mr. Kaleo Manuel began his employment with the Department of Hawaiian Home Lands in May of 2009 and has served in the capacity as the DHHL Acting Planning Program Manager since January 2014;

WHEREAS, Mr. Manuel's firm grasp of Western planning theory, methodology and best practices has always been exercised within the firm grounding of his knowledge and experience as a cultural practitioner, facility with 'Olelo Hawai'i, and Kanaka 'Ōiwi worldview;

WHEREAS, Mr. Manuel's valuable knowledge and expertise in water resource management has led him to serve the Hawaiian Home Lands Trust and the people of Hawai'i which brought attention to our most precious resource to the forefront of government agencies;

WHEREAS, Mr. Manuel's knowledge, vision, and commitment to needs of the Trust and its beneficiaries led to the adoption of the Hawaiian Homes Commission Water Policy Plan (July 22, 2014), which for the first time ever provided clear direction on water, including the mission statement "the Hawaiian Homes Commission and Department of Hawaiian Home Lands shall strive to



## HAWAIIAN HOMES COMMISSION

ensure the availability of adequate, quality water by working cooperatively to: Understand our trust water assets; Plan for our water needs; Aggressively understand, exercise and assert our kuleana as stewards of water; Develop and protect water sources; and Manage water systems”;

WHEREAS, during his time as Acting Planning Program Manager, he has demonstrated attributes of a great Hawaiian leader: thoughtful and timely decision-making; clear and succinct communication of his goals and directions; insightful and inspirational application of Hawaiian world view values to the many complex issues that DHHL faces; and a genuine and consistent aloha and appreciation to his staff -- even when “cracking the whip” before Commission submittal deadlines;

WHEREAS, Mr. Manuel is a catalytic leader, demonstrating high levels of performance and skills as convener, negotiator/facilitator, advocate, and implementation champion;

WHEREAS, Mr. Manuel’s contributions to the Trust will have long lasting impacts to strengthen the Trust, the department and the betterment of quality of life in Beneficiary communities;

WHEREAS, his leadership and management skills were recognized and honored with award of the Department’s Manager of the Year in 2017;

WHEREAS, Mr. Manuel’s laughter and smile will be missed.



## HAWAIIAN HOMES COMMISSION

NOW, THEREFORE, BE IT RESOLVED, the undersigned, duly recognized as the chairman and members of the Hawaiian Homes Commission, on this 28th day of January 2019, do set forth their signatures in recognition of M. Kaleo Manuel and his DECADE OF SERVICE to the Hawaiian Home Lands Trust and his APPOINTMENT as Deputy Director to the Hawaii State Commission on Water Resource Management.

ADOPTED THIS 28th day of January 2019, at Kapolei, Island of O‘ahu, State of Hawaii, by the Hawaiian Homes Commission in Regular Meeting assembled.

OFFERED BY:

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Jobie M. K. Masagatani, Chair

---

David B. Kaapu, Member

---

Wallace A. Ishibashi, Member

---

Zachary Z. Helm, Member

---

Michael P. Kahikina, Member

---

Randy K. Awo, Member

---

Wren W. Wescoatt III, Member

---

Pauline N. Namu’o, Member

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION

January 28 - 29, 2019

Kapolei, Oahu

J – General Agenda

: W

**From:** Paul Christian <mrs.echristian@gmail.com>  
**Sent:** Thursday, December 13, 2018 1:15 PM  
**To:** Burrows-Nuuuanu, Leatrice W  
**Subject:** HHC Contact: To Commission Secretary

To:  
HHC Secretary

First Name: Paul  
Last Name: Christian

Phone:

Email:  
mrs.echristian@gmail.com

Subject:  
To Commission Secretary

Message:

sewer easement violation not corrected as promised. proposed solution rejected due to 'concern of setting a precedence'. confidential information between me and the Dept was shared with an outsider by the Dept without my prior notice/authorization. Place my name on the agenda for the next Commissioner's meeting that will be held at Kapolei, Oahu. It doesn't seem this matter will be equitably discussed and/or settled without Commissioners' oversight, leadership and directive. And please notify me via the email noted above, to confirm the date and time. NOTE: I am disabled.

Akismet Spam Check: passed

Sent from (ip address): 162.158.58.194 (162.158.58.194)

Date/Time: December 13, 2018 1:14 pm

Coming from (referer): <http://dhhl.hawaii.gov/hhc/> Using (user agent): Mozilla/5.0 (Macintosh; Intel Mac OS X 10\_11\_6)

AppleWebKit/605.1.15 (KHTML, like Gecko) Version/11.1.1

Safari/605.1.15

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**From:** Albert Rowland Jr. <rowlandjr.albert@yahoo.com>  
**Sent:** Thursday, December 27, 2018 3:19 PM  
**To:** Burrows-Nuuanu, Leatrice W  
**Subject:** We need to make an appointment

Hi Lea,

My name is Albert Rowland Jr. On behalf of my Mom, I'm sending this e-mail to make another appointment to see the commission. It's the same problem and we need to address it again, let me know if we can be on the next agenda, Everything went back to a full circle and I'm back e-mailing with Norman Sakamoto. More rocks had fallen into our neighbors yard.

Sent from my iPhone



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**From:** Bo Kahui <bokahui@laiopua.org>  
**Sent:** Thursday, January 03, 2019 3:12 PM  
**To:** Burrows-Nuuanu, Leatrice W  
**Cc:** Bo Kahui; Dora Aio; Iwalani tsai; Kapua Baker; Karleen Cox; Leah Debina; Maring Gacusana; Avery Kramer; Diana Akao; Julie Lawrence  
**Subject:** J Agenda

Aloha Lea,

Respectfully, I would like to be placed on the J agenda for Commission hearing on January 28th & 29th.

Please send me confirmation.

Mahalo Nui for your consideration in this matter.

Craig "Bo" Kahui

Executive Director

Laiopua 2020

808-327-1221

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December 7, 2018

Department of Hawaiian Homelands  
Hale Kalaniana'ole  
91-5420 Kapolei Parkway  
Kapolei, HI 96707

Commissioner Wren Wescoatt III:

We would like to request to be on the J-Agenda of the Hawaiian Homes Commission meeting for January 2019. I noticed that there's no dates set up for any meetings for 2019, therefore, I would like to be on the Paukukalo Community Center meeting whether January or another month in 2019. Should you have any questions regarding this request please feel free to contact us at your earliest convenience.

Mahalo.

Terry Miller - 808-261-1000  
Laura Johnson - 808-261-1000  
Harry Johnson - 808-261-1000  
Address: 91-5420 Kapolei Parkway  
Wailuku, HI 96793

Cc:

Michael P. Kahikina  
Wren Wescoatt III  
Randy Awo  
Zachary Helm  
Wallace A. Ishibashi  
David B. Ka'apu