HAWAIIAN HOMES COMMISSION

Minutes of April 22 and 23, 2013 Meeting Held in Kapolei, Oahu

Pursuant to proper call, the 638th Regular Meeting of the Hawaiian Homes Commission was held at the Department of Hawaiian Home Lands, 91-5420 Kapolei Parkway, Kapolei, Hawaii, beginning at 9:36 a.m.

PRESENT Jobie M. K. Masagatani, Chairman

Perry O. Artates, Commissioner, Maui

Leimana DaMate, Commissioner, West Hawaii Gene Ross K. Davis, Commissioner, Molokai J. Kama Hopkins, Commissioner, Oahu Michael P. Kahikina, Commissioner, Oahu Ian B. Lee Loy, Commissioner, East Hawaii Renwick V. I. Tassill, Commissioner, Oahu

EXCUSED Imaikalani Aiu, Commissioner, Kauai

COUNSEL Craig Iha, Deputy Attorney General

STAFF Derek Kimura, Executive Assistant

Linda Chinn, Administrator, Land Management Division Sandra Pfund, Administrator, Land Development Division

Francis Apoliona, Compliance Officer

Darrell Yagodich, Administrator, Planning Office

Dean Oshiro, Acting Administrator, Homestead Services Division

Juan Garcia, District Operations Supervisor, Homestead Services Division

Kaleo Manuel, Planner, Planning Division Julie Cachola, Planner, Planning Division Rodney Lau, Administrative Services Officer Wayne Takahashi, Accountant, Fiscal Office

Kehau Quartero, Labor Compliance Specialist, Land Development Division

Dre Kalili, Policy and Program Analyst, Office of the Chair

Nancy McPherson, Planner, Planning Division Elaine Searle Secretary to the Commission

AMENDED

AGENDA Commissioner Artates moved, seconded by Commissioner Davis, to address Item

A-1 workshop in tomorrow's agenda. Motion carried unanimously.

AGENDA Moved by Commissioner DaMate, seconded by Commissioner Artates, to

approve the agenda. Motion carried unanimously.

STATE OF HAWAII DEPARTMENT OF HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION WORKSHOP/AGENDA

Hale Ponoi, 91-5420 Kapolei Parkway, Kapolei, Hawaii. April 22, 2013, 9:30 a.m. and April 23, 2013, 12:00 p.m.

ORDER OF BUSINESS

Roll Call Approval of Agenda

A - WORKSHOP PRESENTATIONS

- A-1 Renewable Energy Status Update
- A-2 Finding No Significant Impact Determination, Final Environment Assessment for Lower Kula Bypass Waterline Improvements, Kula, Maui, Hawaii
- A-3 Strategic Plan Update
- A-4 Workshop on the 2012 Audit Executive Session

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 the above-stated matter.

B - PUBLIC TESTIMONY ON AGENDIZED ITEMS

C - OFFICE OF THE CHAIRMAN

C-1 Resolution 270 – Authorizing Applications for the USDA Rural Utilities Services Funds for the Hoolehua Water System and Designating Authorized Representative

D - HOMESTEAD SERVICES DIVISION

- D-1 HSD Status Reports
 - Exhibits:
 - A Homestead Lease & Application Totals and Monthly Activity Reports
 - B Delinquency Report
 - C DHHL Guarantees for USDA-RD Loans
- D-2 Ratification of Loan Approvals (see exhibit)
- D-3 Approval of Consent to Mortgage (see exhibit)
- D-4 Refinance of Loans (see exhibit)
- D-5 Schedule of Loan Delinquency Contested Case Hearings (see exhibit)

- D-6 Homestead Application Transfers / Cancellations (see exhibit)
- D-7 Reinstatement of Deferred Application (see exhibit)
- D-8 Commission Designation of Successor to Application Rights Public Notice 2009 (see exhibit)
- D-9 Ratification of Designations of Successors to Leasehold Interest and Designation of Persons to Receive Net Proceeds (see exhibit)
- D-10 Approval of Assignment of Leasehold Interest (see exhibit)
- D-11 Approval of Amendment of Leasehold Interest (see exhibit)
- D-12 Commission Designation of Successor Harriet K. Seabury

E-LAND DEVELOPMENT DIVISION

- E-1 Approval of Lease Award (Amendment) Kaimi H. Kaneholani
- E-2 Approval of Lease Award Winton K. K. Afong
- E-3 Approval of Lease Award Frederick L. Palea
- E-5 Finding No Significant Impact Determination, Final Environmental Assessment for Lower Kula Bypass Waterline Improvements, Kula, Maui, Hawaii

F-LAND MANAGEMENT DIVISION

- F-1 Amendment to General Lease No. 294, Kalaeloa Home Lands Solar, LLC, Kalaeloa, Oahu
- F-2 Issuance of Right-of-Entry Permit, Honolulu Habitat for Humanity Kumuhau, Waimanalo, Oahu
- F-3 Ratification of Consents and Approvals by Chairman, Hawaiian Homes Commission
- F-4 Notices of Defaults/Revocations, Statewide

RECESS

STATE OF HAWAII DEPARTMENT OF HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION WORKSHOP/AGENDA Hale Ponoi, 91-5420 Kapolei Parkway, Kapolei, Hawaii April 23, 2013, 12:00 p.m.

<u>RECONVENE</u>

A - WORKSHOPS

- A-4 U.S. Fish and Wildlife Services and DHHL Endangered Species Act, Critical Habitat Designation in Kealakehe, Kona, Hawaii
- A-5 Status Report on the Implementation Plan to Remove the Moratorium on Subdivisions and Transfer Agriculture and Pastoral Leases

B - PUBLIC TESTIMONY ON AGENDIZED ITEMS

G-PLANNING OFFICE

G-1 Status Report - Oahu Island Plan

J- GENERAL AGENDA

- J-1 Request to Address Commission **Bo Kahui**, Laiopua 2020 and Villages of Laiopua
- J-2 Request to Address Commission Harriet P. Nakea, Waimanalo Kupuna Housing Waimanalo, Oahu
- J-3 Request to Address Commission Mary Maxine Kahaulelio Puukapu, Hawaii

EXECUTIVE SESSION

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 this matter.

1. Honokaia Ohana, et al. vs. Masagatani, et al., Honokaia, Hawaii

E- LAND DEVELOPMENT DIVISION

E-4 Ratification and Approval of Settlement Agreement for Civil No. 09-1-1615(ECN) Honokaia Ohana, et al. vs. Masagatani, et al., Honokaia, Hawaii

ANNOUNCEMENTS AND ADJOURNMENT

1. Next Meeting - May 20-21, 2013, Hoolehua, Molokai

2. Other Announcements

3. Adjournment

Jobie M. K. Masagatani, Chairman

Hawaiian Homes Commission

COMMISSION MEMBERS

Imaikalani P. Aiu, Kauai Perry O. Artates, Maui Leimana DaMate, West Hawaii J. "Kama" Hopkins, Oahu Michael P. Kahikina, Oahu Ian B. Lee Loy, East Hawaii Gene Ross K. Davis, Molokai Renwick V. I. Tassill, Oahu

The next community meeting will be held on Monday, May 20, 2013, at 6:00 p.m. Lanikeha Community Center, Hoolehua, Molokai

Special Accommodations (such as Sign Language interpreter, large print, taped materials) can be provided, if requested at least five (5) working days before the scheduled meeting on the respective island by calling the Information & Community Relations Office on Oahu, (808) 620-9590.

A - WORKSHOP PRESENTATIONS

A-2 Finding of No Significant Impact (FONSI) Determination, Final Environment Assessment for Lower Kula Bypass Waterline Improvements, Kula, Maui, Hawaii

Administrator Sandra Pfund, Land Development Division, recommended a FONSI, under Chapter 343, Environmental Review Law, be approved. In 2001, the Department of Water Supply, County of Maui stated that a waterline between the Kula Kai Tank and the 6th Phase Pump be installed, to resolve a cavitational type situation occurring in the current piping, that could potentially damage the water pipes going through the system. This approval would provide a dedicated water transmission line to the homesteaders and other consumers in the Lower Kula Water System, to include Keokea and Waiohuli homestead lots.

A new 18" waterline bypass, between Kula Kai Water Tank and Kula Kai Booster Pump Station, would be utilized to isolate the water flow from the Upper Kula Water System. S. Pfund displayed photographs of the new connection. Menekiyo and Hiraga, Inc., a Maui architectural consultant, was hired to complete the EA (Environmental Assessment) process that included a pre-consultation, a Draft Environmental Assessment (DEA) preparation of conditions, and discussion of mitigation impacts for the project. Archaeological, historical, cultural resources, and oral history were provided by homestead leaders, Kekoa Enomoto and Angus Peters.

A capital improvement project (CIP) budget for this construction project will be submitted in 2014. Upon approval, bids will be prepared with a construction estimate of \$900,000. After completion, the waterline will be maintained by the County of Maui. Chair inquired whether this project would open up development for homesteaders in the area. S. Pfund noted that the County of Maui strongly emphasized this project needs to be completed, as a condition for future development.

A-3 Strategic Plan Update

Chair announced the appointment of Darrell Young as Deputy to the Chair. Deputy Young presented an update on the Strategic Plan. He reviewed the overall goals including ensuring the financial well-being of the Trust, providing excellent customer service, delivery of diverse homesteading opportunities, and working towards newer goals and objectives. Some of the objectives listed were:

Objective 1: Determine and commit to meeting the Trust kuleana - addressing inquiries of the commission effectively; and addressing the need of the homeless Hawaiians.

Objective 2: Protect the Trust -

- Benchmark is to defend the Hawaiian Homes Commission Act; work with Planning Office by conducting meetings with beneficiary leaders;
- Work with Kanaiolowalu assisting their outreach efforts through the department's website;

- Water Policy Plan due December 2013; beneficiary consultation Aug. & Oct;
 Planning Office's Energy Policy Plan completion in July 2013;
- Updating Oahu Island Plan;

Objective 3: Advance the Hawaiian Homes Commission Act - provide two Grant Award Cycles for Eligible Beneficiary Organizations for Self-Sufficiency -- on hold due to lack of budget.

Commissioner Hopkins recommended quarterly updates. He also requested information on a Native Hawaiian Burials Policy. Deputy Young affirmed that he will collaborate with K. Mills on the matter. Commissioner Lee Loy asked for assurance that the incarceration and homelessness issues will be addressed under Objective 1(2) "Reaffirm and Assert Trust Status," and Objective 2(3) ensuring the State's obligation to the NHRF (Native Hawaiian Rehabilitation Fund). Deputy Young will provide information on a multi-family project listed in Objective 1(1) "Deliver Diverse Homesteading Opportunities." Commissioner DaMate requested a follow-up on home-building efforts at Discovery Harbor, West Hawaii, and the activation of the aquaculture program. Commissioner Hopkins asked what alternatives are being considered for the former Bowl-O-Drome site on Isenberg Street. The department is conducting an internal analysis and assessment of this site, to include a high-rise residential component, noted Deputy Young. Chair recommended a workshop be held on the Bowl-O-Drome site.

A-4 Workshop on the 2012 Audit - Executive Session

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Tassill, to adjourn to executive session, to address Workshop Item No. A-4. Motion carried unanimously.

<u>RECESS</u> 10:10 a.m.

EXECUTIVE SESSION

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

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Lee Loy to reconvene in regular session. Motion carried unanimously

RECONVENE 11:45 a.m.

B - PUBLIC TESTIMONY ON AGENDIZED ITEMS

B-1 Mark Hee, Koa Inc., and Patricia Talbert, Attorney, Koa Inc.

M. Hee and P. Talbert appeared before the commission, to request that an action item be placed before the commission. P. Talbert conveyed that the Hawaii Administrative Rules (HAR) Title 10, 10-2-11, states that "any person shall be afforded an opportunity to present written or oral testimony to the commission at its monthly meeting," which required the individual to write to the Chairman two weeks prior to the meeting, and outlined that a response to the request would be provided at least one week prior to the meeting. P. Talbert noted that there is no committee process afforded to people who want to present an item for consideration.

The Chair asked commission secretary whether the department received a request from Koa Inc. to appear on the agenda, to which the secretary confirmed a copy of their request was received. A response was to be generated by Land Management Division (LMD). The Chair noted that Koa Inc. should be receiving written correspondence regarding the cancellation of a solicitation, and a notice to re-open the solicitation of a Humuula license. She welcomed Koa Inc. representatives to appear then, and apologized for any miscommunication. She expressed concern over Koa Inc.'s testimony to the commission in light of Koa Inc's participation in the solicitation in consideration of a license, as this may create issues for other entities participating in the solicitation in terms of a fairness aspect. The Chair articulated there were clarification issues in the cancellation of the Humuula license, which had nothing to do with the department's selection or methodology process.

P. Talbert expressed that their inability to speak at today's agenda compromises fairness to them. P. Talbert communicated that the Humuula land license comes within the purview of this commission, and she affirmed to have followed administrative rule procedures, in her request to appear before this body. She was dismayed at the process to get an action item presented. Deputy AG Iha conveyed that administrative rules provide an opportunity for people to present testimony, and do not allow the public to control the action items that the commission considers.

Commissioner Lee Loy then recommended Koa Inc. to complete its presentation, yet not be fixated on "how to get on the agenda," and to focus on Koa Inc.'s issues. P. Talbert reiterated that she submitted a request for action on today's agenda. She requested clarification on the measures to facilitate her request. She noted that Koa Inc. did appear earlier, in an informational portion of the agenda; and, now, seeks action.

The Chair clarified that if the request was for action, then it was directed to the Land Management Division for appropriate due diligence. Once due diligence is completed, the item will then appear before the commission. The department will prepare a response to Koa Inc.'s request when the item is scheduled to appear on the agenda for action.

Commissioner Hopkins queried whether there are consequences in the administrative rules should the Chair not respond. Deputy AG Iha's response was that there are no consequences

regarding the administrative rules. Commissioner Lee Loy recommended that, perhaps, a rule should be created for consequences.

B-2 Frances Williams, Waiohuli Undivided Interest Association

Re: Items D-1 and D-6. F. Williams read testimony submitted by Maui homesteader, Kekoa Enomoto, regarding the issuance of lots in Waiohuli. Commissioner Hopkins inquired whether lots are available for lessees, and if there is a policy hindering lessees from moving onto these lots. Administrator S. Pfund conveyed that Keokea-Waiohuli lots were drawn up on a map without consideration for major site drainage improvements. The land is steep and susceptible to major drainage issues. The department is attempting to correct these issues, by opening up lots in phases, to allow people to move onto the lands. The overall system has to work from a master plan standpoint and once the master phasing is complete, the department will be able to assess whether lessees will have an opportunity for lots. She added that scattered lot offerings are available, both, in the Kula Residential Lots, and the Waiehu Kou subdivisions. Commissioner Artates is aware of the current situation, and recognizes the waiting process. He said that one of the major concerns is whether a lessee can still qualify for a lease. Blossom Feiteira, President, Association of Hawaiians for Homestead Lands (AHHL) concurred, and recommended that lessees take advantage of other lease opportunities.

B-3 Blossom Feiteira, President, Association of Hawaiians for Homestead Lands

Re: Item A-3, Bowl-O-Drome. B. Feiteira believes this site is seen as an economic advantage for affordable housing opportunities. She said that the auditor, who addressed the Homestead Services Division (HSD) in a report, has erred, and that not only is this department understaffed, but one employee is required to originate a loan, service it, and collect it; whereas, other institutions have different divisions involved with one loan. The pointing-of-the-finger, for lack of establishing proper policy, is off-the-mark, especially with the lack of expertise in the department or within the commission.

Re: Item C-1, Resolution 270. Na Kupaa came before the commission to offset a loan expense incurred for another utility company that was funded by USDA. Obligation to pay the loan did not move with the facility, when it was dedicated to the county, and the department incurred the costs. She cautioned the commission to not repeat a similar mistake.

Re: Item D-5. B. Feiteira recognizes the issues and challenges faced by this department through the audit and she will offer assistance to resolve some of the issues.

B-4 Homelani Schaedel, Maluohai Homesteader

Re: Item C-1. H. Schaedel found the Homestead Services Division (HSD) audit report very disturbing. While attending numerous commission meetings, and recognizing the diligence and energy that is put forth by this department, she shared her 32 years of expertise in mortgage loan financing. Her recommendation includes a need for a loan-servicing system to make sound decisions and staffing expertise in utilizing a loan-servicing system. She calculated the amount of hours and paperwork required for processing monthly reports and estimated it would require

twice the number of staff to manage these types of loans. She recommended out-sourcing this function. She emphasized the importance of distinguishing between the lessees that need loan assistance and those who could care less, even after corrective measures have been taken. Homesteaders that pay their mortgages on time also suffer, as mortgage insurance (MI) is paid up front to cover the deficit created by those unable to pay their mortgages.

C - OFFICE OF THE CHAIRMAN

ITEM NO: C-1

SUBJECT: Resolution 270 - Authorizing Applicants for the USDA Rural Utilities

Services Funds for the Hoolehua Water System and Designating Authorized

Representative

RECOMMENDATION

Policy Program Analyst Dre Kalili recommended that the commission adopt the attached draft resolution as Hawaiian Homes Commission Resolution No. 270.

MOTION

Moved by Commissioner Artates, seconded by Commissioner DaMate.

DISCUSSION

Staff has been working since October 2012 to compile an application for the Hoolehua Water System, noted D. Kalili. The project involves four different sites with a new storage tank and storage facility, new roadways, and improvement of two transmission lines, as provided in the submittal. The project will cost nearly \$9 million, and USDA will provide a grant of \$6 million, which would leave the department an estimated expense of \$553,000 for engineering and environmental reporting, conveyed D. Kalili. The project will also leave a balance of \$2.9 million to be funded by a low-interest rate loan from USDA. This is deemed a first-of-its-kind for DHHL, as an applicant, by not utilizing Na Kupaa o Kuhio as its non-profit applicant. D. Kalili said that this system is owned by DHHL and operated by the Molokai District Office staff. Initially, the department was unable to qualify for a grant, due to need; but in August, the department adopted a guideline for the water systems that the department owns and operates; thus, demonstrating the need for each water system. The fees collected by the department total \$1 million less than the cost, thus, demonstrating the need for the system. A pre-application was submitted to USDA, providing information such as population, income, and project requirements, included in a year-end and environmental review. This resolution will finalize the official application.

Repairs and upgrades are necessary to continue to provide safe drinking water to the 508 homesteads it serves. Electricity usage incurs approximately 1/3 of the costs. D. Kalili added that utilizing the same grant program may increase efficiency and reduce costs.

Commissioner Hopkins proposed changes to Paragraph 4 beginning with THEREFORE, BE IT RESOLVED by the members of the Hawaiian Homes Commission on this 22^{nd} day of April 2013, that authorizes applications for the U.S. Department of Agriculture Rural Utilities Services Funds for the Hoolehua Water System, and that it designates its Chairperson, Jobie M. K. Masagatani, as the authorized representative for the Department of Hawaiian Home Lands; and BE IT FURTHER RESOLVED that the authorized representative is has full authority to meet

AMENDED MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Lee Loy to amend the motion as proposed. Motion carried unanimously.

ACTION ON ORIGINAL MOTION

Motion carried unanimously, as amended.

RECESS 1:00 p.m.

RECONVENE 1:20 p.m.

D-HOMESTEAD SERVICES DIVISION

ITEM NO: D-1

SUBJECT: HSD Status Reports

Exhibits:

A – Homestead Lease and Application Totals and Monthly Activity Reports

B – Delinquency Report

C – DHHL Guarantees for USDA-RD Loans

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Davis to adjourn to executive session, to consult with its counsel, on financial concerns, referencing Item No. D-2.

RECESS 1:23 p.m.

EXECUTIVE SESSION

The Commission convened in executive session 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 concerning Item No. D-2.

RECONVENE 1:53 p.m.

ITEM NO: D-2

SUBJECT: Ratification of Loan Approvals (see exhibit)

MOTION/ACTION

Moved by Commissioner Artates, seconded by Commissioner Kahikina. Motion carried unanimously.

ITEM NO: D-3

SUBJECT: Approval of Consent to Mortgage (see exhibit)

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Commissioner Kahikina recused from voting.

<u>ACTION</u>

Motion carried unanimously.

ITEM NO: D-4

SUBJECT: Refinance of Loans (see exhibit)

MOTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates.

DISCUSSION

Chair queried whether the department would be implementing a lower interest rate for those who are performing by keeping up with their loan payments. Acting Administrator D. Oshiro, Homestead Services Division, noted that Ms. Bradley is a successor and may have an opportunity to seek outside lending, and possibly borrow on the equity.

ACTION

Motion carried unanimously.

ITEM NO: D-5

SUBJECT: Schedule of Loan Delinquency Contested Case Hearings (see exhibit)

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: D-6

SUBJECT: Homestead Application Transfers / Cancellations (see exhibit)

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Kahikina. Motion carried unanimously.

ITEM NO: D-7

SUBJECT: Reinstatement of Deferred Application (see exhibit)

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: D-8

<u>SUBJECT: Commission Designation of Successors to Application Rights – Public Notice</u>

<u>2009 (see exhibit)</u>

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: D-9

SUBJECT: Ratification of Designations of Successors to Leasehold Interest and Designation of Persons to Receive Net Proceeds (see exhibit)

MOTION/ACTION

Moved by Commissioner DaMate, seconded by Commissioner Artates. Commissioner Hopkins recused from voting. Motion carried unanimously.

ITEM NO: D-10

SUBJECT: Approval of Assignment of Leasehold Interest (see exhibit)

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: D-11

SUBJECT: Approval of Amendment of Leasehold Interest (see exhibit)

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: D-12

SUBJECT: Commission Designation of Successor - Harriet K. Seabury

MOTION/ACTION

Moved by Commissioner Artates, seconded by Commissioner Lee Loy. Chair recused from voting. Motion carried unanimously.

E- LAND DEVELOPMENT DIVISION

ITEM NO: E-1

SUBJECT: Approval of Lease Award (Amendment) - Kaimi H. Kaneholani

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: E-2

SUBJECT: Approval of Lease Award - Winton K. K. Afong

MOTION/ACTION

Moved by Commissioner Tassill, seconded by Commissioner Hopkins. Motion carried unanimously.

ITEM NO: E-3

SUBJECT: Approval of Lease Award – Frederick L. Palea

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: E-5

<u>SUBJECT: Finding No Significant Impact Determination, Final Environment Assessment for Lower Kula Bypass Waterline Improvements, Kula, Maui, Hawaii</u>

RECOMMENDATION

Administrator S. Pfund recommended approval of the Finding of No Significant Impact (FONSI) Final Environmental Assessment for the Lower Kula Bypass Waterline Improvements Project, located in Kula, Maui, dated April 2013.

MOTION/ACTION

Moved by Commissioner Tassill, seconded by Commissioner Artates. Motion carried unanimously.

F- LAND MANAGEMENT DIVISION

ITEM NO: F-1

SUBJECT: Amendment to General Lease No. 294, Kalaeloa Home Lands Solar LLC, Kalaeloa, Oahu

RECOMMENDATION

Administrator L. Chinn recommended to the commission, to amend General Lease No. 294, Kalaeloa Home Lands Solar, LLC for the development of a solar project at Kalaeloa, Oahu, to grant an extension of time, for lease and rent commencement from April 1, 2013, to August 1, 2014, an extension of sixteen (16) months.

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MOTION

Moved by Commissioner DaMate, seconded by Commissioner Artates.

DISCUSSION

Representative Jody Allione, Kalaeloa Home Lands Solar, LLC (KHLS) stated that KHLS is unable to move forward on the project until an interconnect study process is completed by Hawaiian Electric Company (HECO), which should conclude in a few months. In the meantime, the Public Utilities Commission (PUC) will need to complete work on the Power Purchase Agreement (PPA), which prevents KHLS from moving forward. Further delays may place the project in jeopardy, added J. Allione. Director Shirley Swinney, Kapolei Community Development Corporation (KCDC) is in support of this request, and noted that KHLS has reached out to the community by offering community benefits.

ACTION

Motion carried unanimously.

ITEM NO: F-2

SUBJECT: Issuance of Right-of Entry Permit, Honolulu Habitat for Humanity, Kumuhau, Waimanalo, Oahu

RECOMMENDATION

Recommendation by Administrator L. Chinn, to approve the issuance of a Right-of-Entry (ROE) permit to Honolulu Habitat for Humanity to enter onto Hawaiian home lands located at the Kumuhau Subdivision, Waimanalo, Oahu, to consent to allow Honolulu Habitat for Humanity to construct six self-help homes for the Kumuhau Undivided Interest lessees.

MOTION

Moved by Commissioner Hopkins, seconded by Commissioner DaMate.

DISCUSSION

Representative Genie Brown, Honolulu Habitat for Humanity, noted that the appraisal on these self-help homes was elevated, due to an increase in loan fees. Four of the six Undivided Interest homesteaders were approved for mortgage home loans. Two of the Undivided Interest lessees are currently in the consent-to-mortgage process, to have their mortgages approved.

ACTION

Motion carried unanimously.

ITEM NO: F-3

SUBJECT: Ratification of Consents and Approvals by Chairman, Hawaiian Homes
Commission

MOTION/ACTION

Moved by Commissioner DaMate, seconded by Commissioner Artates. Motion carried unanimously.

ITEM NO: F-4

SUBJECT: Notices of Defaults/Revocations, Statewide

MOTION/ACTION

None, information only.

Administrator L. Chinn noted that General Lease (GL) 146, WKL, Enterprises, will be recommended for termination due to an outstanding balance of \$17,400. Recent payments were received from:

GL 166, Big Isle Auto Care	 2 months' rent	\$4,526.20
GL 265, The Agency, Inc.	 2 months' rent	\$2,650.00
GL 266, The Agency, Inc.	 2 months' rent	\$2,916.64
GL 268, Leleiwi Electric	 2 months' rent	\$1,864.42

MOTION/ACTION

Moved by Commissioner DaMate, seconded by Commissioner Lee Loy, to recess the meeting until tomorrow. Motion carried unanimously.

<u>RECESS</u> 2:35 p.m.

(Remainder of page intentionally left blank.)

HAWAIIAN HOMES COMMISSION Minutes of April 23, 2013 Meeting Held in Kapolei, Oahu

RECONVENE 1:37 p.m.

PRESENT Jobie M. K. Masagatani, Chairman

Perry O. Artates, Commissioner, Maui

Leimana DaMate, Commissioner, West Hawaii Gene Ross K. Davis, Commissioner, Molokai J. Kama Hopkins, Commissioner, Oahu Renwick V. I. Tassill, Commissioner, Oahu

EXCUSED Imaikalani Aiu, Commissioner, Kauai

Michael P. Kahikina, Commissioner, Oahu Ian B. Lee Loy, Commissioner, East Hawaii

COUNSEL Craig Iha, Deputy Attorney General

STAFF Kaleo Manuel, Planner, Planning Division

Sandra Pfund, Administrator, Land Development Division Niniau Simmons, NAHASDA Manager, Office of the Chair Danelle Forsythe, NAHASDA Home Repair Program Specialist

Nancy McPherson, Planner, Planning Division

Bob Freitas, Planner, Planning Division Julie Cachola, Planner, Planning Division

Linda Chinn, Administrator, Land Management Division

Norman Sakamoto, Land Development Specialist

AMENDED AGENDA

MOTION/ACTION

Chair recommended convening with Item No. J-3, followed by Item No. A-4, and then continue with the remaining "J" agenda items. Commissioner Artates moved, seconded by Commissioner Hopkins to approve the amended agenda. Motion carried unanimously.

ITEM NO: J-3

<u>SUBJECT:</u> Request to Address the Commission – Mary Maxine Kahaulelio – Puukapu, Hawaii

MOTION/ACTION

None, for information only

Mary Maxine Kahaulelio appeared before the commission, to request a six-month delay in removing her horses from the lot she occupies. Ms. Kahaulelio has been utilizing the lot, over a period of time, to accommodate a sick horse. She inquired about another lot that was set aside for a bypass road. Commissioner Hopkins wants resolution to accommodate M. Kahaulelio and her sick horse. Commissioner DaMate concurs and said every effort should be utilized to prolong the life of the sick horse. As a rancher, Commissioner Davis empathized and shared his sentiments in the importance of retaining "ag" and pastoral lands. Chair will confer with staff on the situation. M. Kahaulelio thanked the commission for their manao, as she seeks resolution to her predicament.

A – WORKSHOPS

A-4 U. S. Fish and Wildlife Services and DHHL – Endangered Species Act, Critical Habitat Designation in Kealakehe, Kona, Hawaii

Department of Hawaiian Home Lands Planner, Kaleo Manuel, and Botanist James Kwon, U. S. Fish and Wildlife Services (USFWS), prepared a joint report on the critical habitat of endangered species in Kealakehe, Kona. K. Manuel gave an overview of the land holdings in the Kona region with its existing and proposed land uses. Due to lands acquired from HHFDC (Hawaii Housing Finance and Development Corporation), an amended Hawaii Island Plan was adopted in 2002. The department's land holding in Kona represent 1% or 1,500 acres on the island and is categorized in four sections: Kalaoa, 715 acres - commercial, general agriculture, and industrial use; Honokohau, 200 acres - commercial use; Kealakehe, 434 acres - residential use; Keahuolu, 150 acres. The department is working in partnership with HHFDC and QLT (Queen Liliuokalani Trust). They have invested millions in infrastructure to develop lots for homestead beneficiaries. A Laiopua Plant Mitigation and Preserve Restoration Plan resulted in the establishment of preserves to protect endangered species, which DHHL contracts out in maintaining these preserves.

J. Kwon described some of the protective efforts for threatened and endangered species offered by both state and federal laws through the Endangered Species Act. Federal agency actions may involve funding, permit licenses, authorization, or approval that come into play when there is a presence of listed species; threatened, endangered, or critical habitat. The Hawaii State Endangered Species Act offers a similar protection plan for endangered species.

USFWS is working on four critical habitat rules which include: 38 species that are listed as endangered species; two critical habitat rules on the islands within Maui Nui and two critical habitat rules for the island of Hawaii. The kookoolau, endemic to the Kona area, is being proposed as an endangered species, plans are to include two others found also on other islands -- the Uhiuhi and Wahinenohokula -- although they are not as critical. J. Kwon noted that federal agencies should consider the impact of some of the areas important to species conservation, by ensuring that federal agency actions do not lead to the destruction or modification in the critical habitat areas. Partnerships with private landowners and continuing conservation is a balancing act. No final determination has been made on the critical habitat, but a report on its findings will be published later on, in the fall.

The department commented on the initial draft rule, and plans to comment on the draft economic analysis when published, noted K. Manuel. DHHL is highly vested in this region for the development of homesteading; its primary mandate, to put Hawaiians back on the land. K. Manuel recommended that the department evaluate and assess the existing preserves located on Hawaiian home lands, and address management and efficiency practices, funding, and allocations, to understand what resources are needed to maintain effective management of these preserves. K. Manuel extended a mahalo to Lisa Oshiro, Office of Native Hawaiian Relations, Department of Interior (DOI), for her guidance and assistance in these efforts.

Chair expressed concern on the amount of lands left to develop, should a designation of critical habitat encompass nearly 80% of Kona lands. By modifying conservation measures, there is a method to avoid impacts on projects, to eliminate destruction of critical habitat, noted J. Kwon. Administrator Sandra Pfund is very concerned of the proposed designation, as the department has vested millions in this area. As a previous employee of HHFDC, she was privy to when Laiopua was conceived as a master-planned community. Much infrastructure work was completed, and lands were set aside, due to potential impact of the properties. K. Manuel conveyed that the department should comply with Hawaii Revised Statute (HRS) Chapter 343, as part of a botanical survey. Various areas do contain the kookoolau plant. Wahinenohokula was rediscovered in Kealakehe in 1990, but none remain today. Uhiuhi and Wahinenohokula may be found on other islands.

<u>INTRODUCTION</u>

NAHASDA Manager Niniau Simmons welcomed new NAHASDA Compliance Specialist Danelle Forsythe, who was employed as the NAHASDA Home Repair Program Specialist for the Hawaii Island County.

J - GENERAL AGENDA

ITEM NO: J-1

SUBJECT: Request to Address the Commission - Bo Kahui, Laiopua 2020 and Villages

of Laiopua

MOTION/ACTION

None, for information only.

Bo Kahui, commented on Item A-4's endangered habitat species presentation, and its effects on Laiopua 2020's \$8.5 million investment project, which sits on a 52-acre parcel, located in Village 6, Laiopua. The homestead communities have set aside 26 acres, to protect native endangered species, and taking more lands away from already designated homestead lands limits the ability of what is "pono" for Laiopua 2020.

- B. Kahui reported that a recent discovery revealed there were 72 households having 147 patients below the 80% area median income (AMI), instead of the 7 to 9 households reported, that received \$742,000 in DHHL allocations for NAHASDA (Native American Housing Assistance and Self-Determination Act) assistance. With this revelation, the amounts allocated should be 10 times more. A medical clinic maintains pertinent information, and can substantiate the number of Native Hawaiians they serve. He is requesting another opportunity for consideration of NAHASDA funding for his community and medical clinic in Laiopua. Chair noted that additional funds may be available for model activities in July. In the interest of all potential subrecipients, a request for proposal, intending to go out, will be more explicit.
- B. Kahui provided a list of lessees who are delinquent on association dues for Villages of Laiopua. Twenty (20) homesteaders have multiple infractions, for which he is requesting a contested case hearing. Chair emphasized that this issue is prevalent in other communities, and will forward the information to staff for further review.

ITEM NO: J-2

SUBJECT: Request to Address the Commission – Harriet P. Nakea, Waimanalo Kupuna Housing, Waimanalo, Oahu

MOTION/ACTION

None, for information only.

H. Nakea appeared before the commission to claim harassment charges against management of the Waimanalo Kupuna Housing where she resides. She is offended that her caregiver was dismissed and barred from entering the premises. She relied on the caregiver for transportation. Hawaiian Homes Commission Minutes April 22-23, 2013 Kapolei, Oahu

Chair empathized with the situation Ms. Nakea is facing and will make every effort to have her concerns addressed when she brings the matter to the attention of the owner.

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates to adjourn to executive session. Motion carried unanimously.

RECESS

3:50 p.m.

EXECUTIVE SESSION

The Commission anticipates convening in executive session 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 the following matter.

1. Honokaia Ohana, et al., v Masagatani, et al., Honokaia, Hawaii

MOTION/ACTION

Moved by Commissioner Hopkins, seconded by Commissioner Artates, to reconvene in regular session. Motion carried unanimously.

RECONVENE

4:04 p.m.

E-4 Ratification and Approval of Settlement Agreement for Civil No. 09-1-1615(ECN) Honokaia Ohana, et al., v Masagatani, et al., Honokaia, Hawaii

RECOMMENDATION

Recommendation by Administrator Sandra Pfund, Land Development Division, for ratification and approval of settlement agreement for Civil No. 09-1-1615(ECN) Honokaia Ohana, et al., v Masagatani, et al., Honokaia, Hawaii.

MOTION/ACTION

Moved by Commissioner DaMate, seconded by Commissioner Hopkins. Motion carried unanimously.

Note: Commissioner Hopkins was excused from the meeting.

A-1 Renewable Energy Status Update

Planners K. Manuel and J. Cachola presented a workshop on renewable energy. Since January 2013, focus has been centered on meetings with administrative staff, community leaders, and beneficiaries, to disseminate project information relating to renewable energy projects on Hawaiian home lands. The interests revolve around Pulehunui, Kahikinui, and Honokowai on Maui; and Anahola, on Kauai. The Planning Office will prepare and convey the actual consultation reports and public hearings records, which identify major concerns, analyze comments received, and offer recommendations for the Hawaiian Homes Commission, for review, approval, and action. Once the analysis is completed, community meetings will be held on Kauai, to present any newly proposed general lease terms for Green Energy Inc., before moving forward with the action.

According to N. Sakamoto, Eric Knutzen, Green Energy, Inc., is eager to glimpse any proposed modifications. Chair recommended a briefing in a workshop, and the community be notified in advance of any further changes. In relation to Maui's next steps, the department will need to submit beneficiary comments and public hearings records, noted K. Manuel. The department will seek professional guidance in the structuring of a general lease or disposition. Once a specific project is identified, a beneficiary consultation will ensue. The department is conducting a review of all interested parties on energy projects with no preference to qualified Native Hawaiians, noted L. Chinn. Commissioner Artates said prior to beneficiaries receiving productive lands, there first needs to be remediation of the lands to make it a safe environment for all beneficiaries.

Staff attended public meetings and met with agencies that have been mandated for energy projects; such as, Department of Energy, DBEDT (Department of Business, Economic Development and Tourism), NREL (National Renewable Energy Laboratory), and public utilities, to address how we, as a Trust, can participate. The department is focusing in these types of projects to be in-line for when the RFP (Request for Proposal) for renewable energy is presented. Commissioner Artates is uncomfortable about investors, who are anxious to move, and give in to other commitments, if DHHL is unable to move forward on these projects.

N. Sakamoto conveyed that the Honokowai site has good potential for water, energy, and sustainable agriculture. He would encourage the department to take the challenge, and put its best foot forward, providing an opportunity for the Trust, even if we fall short.

PUBLIC TESTIMONY (cont.)

Re: Blossom Feiteira, (cont.) B-3, Association of Hawaiians for Homestead Lands

Re: Item A-1. B. Feiteira said applicants are not opposed to the department utilizing lands for renewable energy, but were dissatisfied at not being consulted, and finding out later that the

Pulehunui lands were considered for renewable energy usage. B. Feiteira said that lands in Honokowai are suitable for renewable energy and agricultural use.

Re: Item A-5. The applicant waitlist is divided on the issue of lifting the moratorium on "ag" and pastoral leases. For now, this issue would not involve the applicants; therefore, she would remain silent on the moratorium.

Re: Item A-4. B. Feiteira is alarmed that critical habitat designations would limit her, as a practitioner, to gather native plants for medicinal use. She would recommend review of the U. S. Fish and Wildlife Association's rules on limiting land access to Native Hawaiians.

Note: Commissioners Tassill was excused from the meeting.

A-5 Status Report on the Implementation Plan to Remove the Moratorium on Subdivisions and Transfer Agriculture and Pastoral Leases

Planner Bob Freitas presented a power-point workshop on the Agricultural and Pastoral homestead subdivision moratorium, by action of the Hawaiian Homes Commission on January 15, 2013, directing consultation and implementation of Section 10-3-26, to develop criteria review, and approve subdivision requests made by homesteaders; to provide information from applicants, and prepare a timeline for processing application requests.

Sections 207 and 208 are the basis of the law which allows agricultural and pastoral leases. B. Freitas listed the varying compliance rules in HAR (Hawaii Administrative Rules), which cover both agricultural and pastoral lease requirements. He explained the difference between the simple subdivision and complex subdivision. The Hawaiian Homes Commission must grant a subdivision preliminary action before proceeding with a farm or ranch plan. Upon approval, the County will review the applicant and grant conditional subdivision approval. Homestead Services Division will then ensure its validity, and present it for final approval.

Current rules require a homesteader to pay the costs of the subdivision process. Simple subdivisions may cost \$1,000 to \$5,000; a complex subdivision may cost \$5,000 to \$15,000. For complex subdivisions, costs incurred could run up to \$25,000, due to additional environmental study. A pre-qualification is necessary to ensure the homesteader has the finances to get through the process. Water is a necessary resource requirement, prior to getting subdivision approval and meeting current land use requirements. Public meetings were conducted and a website developed for dissemination of information, which provided for a 30-day comment period. One major factor is that the subdividing process is "too expensive." Other comments addressed enforcing compliance, to avoid conflicts. Ohana zoning interests will require rules, which are non-existent. Another major concern involved the sharing of the homestead with other family

members. One of the overwhelming concerns is the sale of homesteads; it should be for family members only.

A favorable lot size is two (2) acres. Molokai was amenable to this allocation, due to access to the MIS water system. The perception is that "ag" lands are precious. Planning Division is preparing an implementation draft plan and finalizing the consultation documentation to be presented at the next commission meeting. B. Freitas noted there will be blackout areas for those unimproved lands which cannot be considered for subdivision use. These lands were raw lands awarded to homesteaders, just to have them acquire a lot. Being able to subdivide is nil, until final subdivision occurs within the Counties. Chair asked whether certain aspects could be added to the subdivision requirements, such as limiting it to family only. Deputy AG Iha noted that it would need to be stipulated in the rules.

G-PLANNING DIVISION

ITEM NO: G-1

SUBJECT: Status Report - Oahu Island Plan

MOTION/ACTION

None, information only.

Planner Nancy McPherson noted that the Oahu Island Plan meetings have commenced with its first open house meeting held recently at Waipahu High School. Planning Division is conducting its outreach notices, by ensuring publicity in the DHHL website and providing newsletter updates to homesteaders and beneficiaries.

MOTION/ACTION

With no quorum, meeting adjourned at 5:10 p.m.

ADJOURNMENT 5:10 p.m.

ANNOUNCEMENTS AND ADJOURNMENT

NEXT MEETING

May 20-21, 2013, Hoolehua Molokai.

ANNOUNCEMENTS

Next community meeting will be held at Lanikeha Community

Center, Hoolehua, Molokai, 6:30 p.m.

ADJOURNMENT

5: 10 p.m.

Respectfully submitted:

Jobie M. K. Masagatani, Chairman

Hawaiian Homes Commission

Prepared by:

Elaine G. Searle, Secretary

Hawaiian Homes Commission

APPROVED BY:

The Hawaiian Homes Commission At Its Regular Monthly Meeting Of May 20, 2014

Jobie/M. K. Masagatani, Chairman

Hawaiian Homes Commission

HAWAIIAN HOMES COMMISSION

SIGN IN SHEET TESTIMONY

Date & Time: APRIL 23, 2013

Re: REGULAR MONTHLY MEETING (reconvened)

Location: 91-5420 Kapolei Parkway, Kapolei, HI

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	TELEPHONE	446-5572											
	Reference ITEM NO.	A-1 A-5	7-4										
	ADDRESS (STREET, CITY, ZIP)		OR067/701										
	FULL NAME (PLEASE SIGN)	1. Blarson, Fatiga	2. Lo KAM	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.

DEPARTMENT OF HAWAIIAN HOME LANDS PLANNING OFFICE

April 23, 2013

TO:

Chairman and Members, Hawaiian Homes Commission

THROUGH:

Darrell Yagodich, Planning Program Manager Jwwwl

FROM:

Julie-Ann Cachola, Planne

SUBJECT:

ITEM A-1 WORKSHOP ON RENEWABLE ENERGY STATUS UPDATE

INTRODUCTION

Since our last Hawaiian Homes Commission (HHC) renewable energy workshop in January 2013, staff efforts have been focused on meeting and consulting with homestead leaders, beneficiaries, and members of the general public in order to:

- disseminate project information and
- hear their concerns and issues

relative to renewable energy development on Hawaiian Home Lands.

The Department is exploring opportunities to develop renewable energy projects on Maui at Kahikinui, Pulehunui, and/or Honokowai and on Kaua'i in Anahola. The Kaua'i and Maui projects are at different stages in the land development/procurement process.

The consultation meeting and public hearings were well-attended –and the participants articulated a range of concerns and issues. A completed beneficiary consultation report will be submitted for Commission action on May 20, 2013.

THE ANAHOLA RENEWABLE ENERGY PROJECT

PROJECT DESCRIPTION

A proposed 30-year general lease of approximately 2,143 acres of Anahola lands for the purpose of clearing existing Albizia trees from the lands, replanting, and harvesting biomass feedstock and delivering that feedstock to a biomass energy production facility at Koloa, Kaua'i.

PROSPECTIVE GENERAL LESSEE

The prospective General Lessee is Green Energy Team, LLC. In August, 2012, the HHC passed an amended motion which stipulated that DHHL work with the Homestead Community Development Corporation (HCDC) to initiate a direct negotiation with Green Energy Hawai'i LLC, to harvest, plant, and grow biomass crops on 1,175 acres of arable and non-arable land in Anahola for conversion into electricity.

CONSULTATION & PUBLIC HEARINGS

Pursuant to the HHC Beneficiary Consultation Policy and Chapter 171-95, HRS, staff arranged the following on-island meetings:

<u>Beneficiary Consultation Meeting in Anahola</u> <u>March 8, 2013</u>

- 795 invitation letters were mailed to all lessees and applicants residing in Anahola and surrounding communities
- 175 people signed in at the registration table
- 250 people, estimated attendance

Public Hearings #1 and #2 in Lihue March 14 & 15, 2013

- Two (2) Public Hearings were conducted by the HHC, pursuant to Chapter 171-95, HRS, on-island on March 14 and 15, 2013
- Public Notices were published in the local newspaper and public hearing information was posted on the DHHL website
- 124 people signed in at the registration table on March 14
- 150 people, estimated attendance
- 85 people signed in at the registration table on March 15

Major Concerns

- FAIR MARKET RENT Be sure we understand the economics of the deal and get a fair return for the use of trust land
- AGRICULTURAL HOMESTEAD IMPROVEMENTS Lands were set aside for homestead agricultural uses. Any use of the lands must include a discussion about access and water improvements to the irrigation ditches and reservoirs

- LAND MANAGEMENT Ensure appropriate best management practices and mitigation measures are followed to protect the soil, prevent erosion, and runoff of sediment into the ocean water. Require a farm plan covering their operations.
- REPRESENTATION Many beneficiaries want any entity responsible to manage their community benefits to be truly representative of their collective interests. Many expressed concern that HCDC did not adequately represent them.
- TRANSPARENCY Many beneficiaries expressed the need to be contacted or consulted in a transparent process that supports communications and discussion among the parties.
- REVOCABLE PERMITS Beneficiaries were concerned about displacing existing revocable permit holders engaged in ranching operations in Anahola.
- TERM OF LEASE 30 year term is too long to tie up this amount of acreage.

NEXT STEPS

Prepare and transmit the consultation and public hearings records, identify major concerns, analyze and provide staff recommendations to the HHC for review and approval.

Work with Green Energy Team and others to address these concerns and propose general lease terms that are in the best interest of the trust.

Hold community meetings to discuss the proposed general lease terms before formulating a motion/package and transmitting to the HHC for review and approval.

MAUI RENEWABLE ENERGY PROJECTS

On January 14, 2013, the HHC approved a motion to solicit letters of interest for the development of renewable energy projects at Kahikinui, Pulehunui, and Honokowai through direct negotiation pursuant to §171-95, HRS and §171-95.3, HRS.

On January 18, 2013, a Public Notice was published to solicit letters of interest to develop renewable energy projects on three Maui parcels.

Letters of interest were received for wind, solar, and biofuel development on Hawaiian home lands - - 11 for Kahikinui, 18 for Pulehunui, and 15 for Honokowai. Prospective developers were given an extension of time to February 20, 2013, to provide additional information.

CONSULTATIONS AND PUBLIC HEARINGS

January 31, 2013 - Meeting with beneficiary leaders at Waiohuli to discuss: rationale for DHHL's involvement; proposed process and timeframe; and proposed homestead benefits template

February 4, 2013 - Meeting with beneficiary leaders at Paukukalo to discuss: rationale for DHHL's involvement; proposed process and timeframe; and proposed homestead benefits template.

March 20 & 21, 2013 - Public Hearings on Maui DHHL Renewable Energy Projects, 147 people signed in at registration table

A significant amount of comments and testimonies were received and are in the process of being compiled and analyzed by staff.

MAJOR CONCERNS

There is no on-island demand for energy. The only demand is off-island for Oahu and many of the beneficiaries do not support use of Hawaiian Home Lands on Maui to benefit Oahu.

Good agricultural lands are being proposed for energy production. They should be used for agricultural homesteading purposes.

The department's timetable is very short. Why are we rushing to get the developers on the land, while our beneficiaries have been waiting for over 25 years to develop their homestead lots?

NEXT STEPS

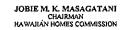
Submit the record of beneficiary comments to the HHC.

Secure the services of a consultant who can help structure the general lease agreement terms.

DHHL RENEWABLE ENERGY POLICY

These sessions have been well-attended and DHHL received hours of comments and suggestions. Now that we have better understanding of beneficiary and community issues and concerns, we are starting to meet with agencies that have specific mandates, expertise and/or experience in renewable energy development and negotiating successful lease agreements, and conform to industry standards. We have a duty to maximize use of our assets to benefit the trust and our beneficiaries.

The timeframe for the update of our Energy Policy has been moved to Fall, 2013. As we get more into the work of updating the energy policy, additional information on scope and timing will be provided to the HHC.





STATE OF HAWAII DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879 HONOLULU, HAWAII 96805

April 22, 2013

To:

Chair and members, Hawaiian Homes Commission

From:

Darrell Young, Deputy Director

Office of the Chair

SUBJECT:

Strategic Plan Update

RECOMMENDED/MOTION ACTION

For information only.

DISCUSSION

DHHL reports to the HHC periodically, the progress being made on the deliverables of the five-year strategic plan that was approved by the Commission for the period from 2012-2017.

The last update to the HHC was done in July 2012.

Attached are a "Quick Guide" providing you with a handy reference on the general progress being made on strategic plan issues, along with a longer, more detailed spreadsheet.

As many of the benchmarks have been or are on their way to be significantly completed or are deferred due to budgetary or policy related issues during the initial 16 month period, the Commission may need to consider the establishment of new benchmarks and deliverables that are more general in nature to provide the Commission and the Department the greatest flexibility in adapting to our changing community and beneficiary needs.

HHC Item No. 4-3
Exhibit
Date 4-22-13

Strategic Goals & Objectives 2012 – 2017

Departmental Update as of April 2013

Quick Guide

GREEN = Accomplished YELLOW = On-going RED = Stalled, unable to proceed

Assert

REAFFIRM & ASSERT TRUST STATUS

Ol	bjective 1: Determine & commit to meeting the TRUST kuleana	Assigned to:	Progress
1.	Define the role and responsibility of the Hawaiian Homes Commission.	OCH – Deputy (Kauhane) / ICRO	
2.	Investigate opportunities to meet needs of beneficiaries facing incarceration and homelessness.	OCH – Chair	
Ol	bjective 2: Protect our TRUST		
1.	Defend the Hawaiian Homes Commission Act	OCH	
2.	Participate in the Native Hawaiian Recognition Process	OCH – Dre / ICRO	
3.	Ensuring the state's obligation to fund NHRF	OCH – Dre / PLO	
4.	The commission will adopt a Native Hawaiian Burials Policy for all HHL lands.	OCH - Kamanao	
5.	The commission will adopt a Water Policy Plan	PLO	***
6.	The commission will update and adopt the existing Energy Policy Plan.	PLO	
<u>7.</u>	Update the Oahu Island Plan to identify land use and potential partnerships	PLO	
8.	Complete the Kau Regional Plan to identify priority projects and potential partnerships.	PLO	
OŁ	ojective 3: Advance the Hawaiian Homes Commission Act	-	<u>.</u>
1.	In partnership, provide 5 workshops statewide on the Hawaiian Homes Commission Act.	OCH – Exec. Asst. (Sarsarona)	
2.	management.	PLO	
3.	Provide two grant award cycles for eligible beneficiary organizations for the purposes of self-sufficiency.	OCH - Kamanao	

Strategic Goals & Objectives 2012 – 2017

Departmental Update as of April 2013

Quick Guide

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Protect

ENSURING THE FINANCIAL WELL-BEING OF THE TRUST

OŁ	jective 1: Improve Efficiency and Effectiveness of Internal Operations.	Assigned to:	Progress
1.	Reduce Operating expenditures by 5%.	ASO	
2.	Implement a balanced budget for FY 2013.	ASO	
3.	Introduce bills and resolutions that work towards refining federal, state and	OCH – Dre	
	county policies (i.e. procurement, permitting)		
4.	Create draft of organizational restructuring	OCH – Exec.	
		Asst.	
5.	Complete fixed cost vs. variable costs study of operating the HHL.	Fiscal	
6.	Decrease lease delinquencies for commercial leases to 5%.	LMD	
7.	Decrease residential loan lease delinquencies to 13%.	HSD	
8.	Complete a plan to implement an office-wide contract management and	Fiscal	
	performance system.		
		•	
OŁ	jective 2: Create Synergistic Partnerships and Alliances.		
1.	Begin two partnership projects, which leverage trust assets and resources.	OCH - Norman	
1)	Conduct two meetings with beneficiary leadership members to promote	OCH - Chair /	
	partnerships and alliances.	PLO	
			-
Ok	jective 3: Diversify and Increase Revenue Streams		***
1.	The state of the s	LMD	
2.	Reauthorize NAHASDA funding (permanent funding stream).	OCH – Deputy	
		(Kauhane)	
3.	Expand HHL eligibility into one or more new Federal Funding opportunities.	OCH – Exec.	
		Asst.	
		(Sarsarona)	
4.	Increase new federal/private funding by \$3 million.	OCH – Exec.	
		Asst.	
		(Sarsarona)	

Strategic Goals & Objectives 2012 – 2017

Departmental Update as of April 2013

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Serve

PROVIDE EXCELLENT CUSTOMER SERVICE

	jective 1: Increase and Improve Beneficiary communication and access to ormation	Assigned to:	Progress	
1.	Distribute Ka Nuhou quarterly.	ICRO		
2.	Update the HHL website to include a section for homestead events, meetings and connections between beneficiary organizations and with the Hawaiian Home Lands Trust.	ICRO .		
3.	Integrate consistent live streaming of selected HHL events on the HHL website.	ICRO	<u> </u>	
4.	Complete Beneficiary consultations for HHL Hawaii Administrative Rules, Regional Plans and other critical issues that impact beneficiaries.	PLO		
5.	Update and expand forms for beneficiary use and information online.	ICRO	•	
6.	Provide six workshops on the HHL application process.	HSD		
7.	Increase twitter followers and facebook "likes" by 300 each.	ICRO	•	
	jective 2: Develop Transparent Policies, Procedures and Practice	1	<u>. </u>	
1.	The commission will adopt 15 Administrative Rules changes and/or additions.	OCH – Dre / PLO		
2.	Complete the District Offices Procedures manual.	HSD		
3.	Establish Management Plan and customer service standards for existing lessees and all beneficiaries.	OCH - Kamanao	<u>. </u>	
4.	Create/complete NAHASDA policy/procedure manual.	OCH – Niniau		
for	jective 3: Provide Professional Development Opportunities and Support All staff members.			
1.	100% of staff members participated in professional development opportunities related to their duties.	ASO		
2.	100% of the staff members participated in professional development opportunities related to the Hawaiian homes Commission Act and/or 'ike Hawaii.	OCH - Kamanao		

Strategic Goals & Objectives 2012 – 2017

Departmental Update as of April 2013

Quick Guide

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Deliver

DELIVER DIVERSE HOMEASTEDING OPPORTUNITIES

Objective 1: Expand The Variety Of Residential Homesteading Opportunities	Assigned to:	Progress
 Complete the design for one multi-family project and determine location. 	PLO	
2. Complete one "Kauhale" model.	PLO	
3. Identify at least one vertical structure option and location.	OCH - Norman	
 Identify the first 100 families on the waitlist and identify barriers to homesteading. 	HSD	
5. Complete 83 residential lots in Lalamilo, Waimea, Hawaii Island.	LDD	. .
6. Complete 44 residential lots in Kakaina, Waimanalo, Oahu.	LDD	
7. Award 58 residential lots in Kahehili, Kapolei, Oahu.	LDD	* * *
8. Award 10 residential lots in La'i'opua, Kona, Hawaii Island.	LDD	
9. Award 2 residential lots in Kaniohale, Kona, Hawaii Island.	LDD	
10. Award 2 residential lots in Kaumana, Hilo, Hawaii Island.	LDD	
11. Award 1 residential lot in Princess Kahanu, Waianae, Oahu.	LDD	
12. Award 1 residential lot in Molokai.	LDD	<u>.</u>
13. Award 39 residential lots in Maui.	LDD	हैं - - -
14. Award 10 residential lots in Discovery Harbor.	LDD	-
15. Complete design of the Honokowai Well for Lei'alii 1B	LDD	
16. Complete the Makuu Water System.	LDD	
17. Start construction on 53 residential lots in Pillani Mai Ke Kai.	LDD	
18. Identify 50 standing residential lots statewide to utilize federally subsidized packaged home.	LDD/NAHASDA	•
Objective 2: Implement Agricultural Homesteading Opportunities		
Complete an Agriculture Program Plan.	PLO	
2. To establish and fill an agriculture support position within the department.	ASO	
Objective 3: Implement Pastoral Homesteading Opportunities		
Complete a Pastoral Program Plan.	PLO	· ·
To establish and fill a pastoral support position within the department.	ASO	
Objective 4: Implement Aquaculture Homesteading Opportunities		
Complete historical analysis on Aquacultural Homesteading.	PLO	
Objective 5: Seek Alternative Financing For Homesteading Opportunities		
Launch a minimum of 2 loan product alternatives.	HSD/LDD/ NAHASDA	

Strategic Goals & Objectives 2012 – 2017 Departmental Update as of April 2013

Value Statement

culture that honors the spirit of its founder, Prince Jonah Kühiö Kalaniana'ole. With the foundation firmly rooted, administrations going forward will be prepared to work slide-by-side with beneficiaries and To ensure the Hawaiian Home Lands Trust is on a solid foundation with sound policies and procedures, a long-term sustainable financial plan, a commitment to serving beneficiaries, and an organizational other partners to create and maintain vibrant homestead communities.

Assert

REAFFIRM & ASSERT TRUST STATUS

Objective 4. Determine 9		
Copering 1. Determine & commit to meeting the I KUS1 Kuleana	Assigned to:	STATUS
1. Define the role and responsibility of the Hawaiian Homes Commission.	OCH - Deputy (Kauhane) / ICRO	Implement RISR system to investigate and
1 Introdefines council, discharge in the state of the sta		facility HHC inquiries (ICRO)
2. Hives Ligate Upportunities to meet needs of beneficiaries facing incarceration and homelessness.	OCH – Chair	Working with DHRD to fill vacant homeless
		coordinator position
		The contract of the contract o
Objective 2: Protect our TRUST		
1. Defend the Hawaiian Homes Commission Act	130	
	50	Working with PLO, conducted meetings with
		beneficiary leaders on Kauai, Maui, Molokai,
		Hawaii Island and Oahu on the Nelson
		decision and its impact on DHHL's budget.
		Participated in the 'Auamo I Na Alaka'i (AINA)
2 Darbiciaste in the Matter Hauseille Danneille		conference on March 5 & 6
2. Facult pare in the inative Hawaiian Recognition Process	OCH - Dre / ICRO	Collaborating with Kana'iolowalu to assist
7 Forest Sales Annal - 1P and a forest		them in their outreach efforts through ICRO.
TATE THE STATE S DOUBLAND TO TUNG NHKE	OCH - Dre / PLO	Session underway. Budget includes Nelson
C.C.		decision amounts that could be used to
Iter ii		supplement NHRF.
m)		
No.	•	PLO submitted a legislative proposal to bring
Ā		the issue of declining NHRF funding to the
-8		attention of the Legislature. Not considered.
The constraint and the state of		Will reconsider submittal for 2014.
4. The Commission Will adopt a Native Hawaiian Burials Policy for all HHL lands.	OCH – Kamanao	

Strategic Goals & Objectives 2012 – 2017

13	
of April 2013	
pdate as of	
Departmental U	
Δ	

5. The commission will adopt a Water Policy Plan	Cia	
	3	PLO has a work schedule with completion of
		the water policy plan by December 2013.
		Beneficiary consultations in August and
		October HHC undater months.
		Carobar and appares monthly.
		HHC Workshop/Submittals – April & May;
		HHC All Day Workshop – July;
		Statewide Water Workshops - August &
		September;
		Beneficiary Consultations - October;
		Final Draft Workshop - November;
6 The committeen will implate and advant the outsite. Forest B. Han Bl.		HHC Approval – December
or mission will appare and adopt the existing Ellergy Policy Plan.	PLO	PLO has a work schedule with completion of
		the updated energy policy by July 2013.
		Beneficiary consultations in May. Expecting a
	_	two month delay due to other priority
		renewable energy projects.
		Procure professional services – ASAP;
7. Undate the Dahu Island Plan to identify land use and material materials		Policy Development – July 2013
A contact and contact and to the second of the contact and the	PLO	PLO has a work schedule with completion of
		the Oahu Island Plan by September 2013.
		Beneficiary consultations in May and July.
		HHC updates monthly.
		Applicant Survey – April;
		Open House – April;
		HHC Workshop Update April, May & July;
		Beneficiary Consultations – May and July;
		Final Draft Workshop – September;
8. Complete the Kall Regional Plan to identify priority projects and notonatial naturalises.		HHC Approval – September
	PLO	PLO completed the Ka'u Regional Plan in May
, 1966年, 1966年, 1968年,		2012 and it was accepted by the HHC.
		では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」では、「一般のできる」

Strategic Goals & Objectives 2012 – 2017

Departmental Update as of April 2013

			DCC&R Associations, budgets, legal structures	and protocols have been established for	Kanehili, Kaupuni, Kumuhau-Kakaina, Piilani	Mai Ke Kai, and Lalamilo. Technical assistang	provided to establish new homestead	associations in Lanai, Kaumana, Piihonua, and	Ka'u. The transfer of assets to Kanehili, Piilani	Mai Ke Kai, and Kumuhau-Kakaina are	pending.	On hold due to lack of budget
		OCH - Exec. Asst. (Sarsarona)	071d									OCH – Kamanao
Objective 3: Advance the Hawaiian Homes Commission Act	Lower Committee	2 Establish and committee in the control of the con	2. Carabinal and complete six Kanawa! (DCC&Ks) and transfers assets (dues) for management.								3 Provide two grant award oveler for elicitly house:	e de la company

Strategic Goals & Objectives 2012 – 2017 Departmental Update as of April 2013

Protect

ENSURING THE FINANCIAL WELL-BEING OF THE TRUST

Objective 1: Immove Efficiency and Effortivance of Internal O		
the state of the s	Assigned to:	CTATILE
- 1	ASO	SOLUTION
	ASO	
3. Introduce bills and resolutions that work towards refining federal. state and county noliries (i.e.		
procurement, permitting)	901 000	Session underway. 1 measure and 3 reso
		remain.
		1) Budget, which includes Nelson decision
		amounts, and
		3) Reso – Consider rental housing
		4) Reso – Report on progress of DeBartolo
4. Create draft of organizational restructuring		project
0	OCH – Exec. Asst.	Identified key positions to be filled. Working
		with ASO to address funding and
		implementation.
- 1		
5. Complete fixed cost vs. variable costs study of operating the HH		nousing branch moved from HSD to LDD
6. Decrease lease delination for commercial larger to EW	FISCAL	Data collected. Report being compiled
the state of the s	IMD	LMD continues to monitor each account wit
		friendly reminder as needed, and
		default/revocation notice when deemed
7. Decrease residential loan lease delinguancies to 13%		appropriate
יייין איניין	HSD	As of 2/28/13, the delinquency rate was
		20.1%. A Contested Case Hearing workshop
		for the Hawaiian Homes Commission was held
		March 18, 2013 to review the delinguency
8. Complete a plan for implement an office, wido contract		issue.
From the state of	Fiscal	On-going
Objective 2. Franta Commentation Designation 1 : 111.		ということには、これにはなるがらないが、これには、これになっている。
3 I		
1. Degin two partnership projects, which leverage trust assets and resources.	OCH - Norman	1) Kamehmeha Schools - The lease of a
		POLITION OF THE VOA-IVIAIN LANDS TO

Strategic Goals & Objectives 2012 – 2017
Departmental Update as of April 2013

		Kamehameha Schools includes a provision
		for KS to use their dollars to construct the
		road that will front their community
		learning center and our proposed
		residential development.
		2) OHA - There are several potential project
		that would involve both DHHL and OHA
		funding portions of the proposed
- 1		initiatives. (Interim Loan Fund and
3) Conduct two meetings with beneficiary leadership members to promote partnerships and alliances	Old - Chair / Plo	Ho outuwehi)
		Responsibility to implement USDA-RCDI
		project transferred to PLO. Beneficiary
		leadership meetings & Conferences held to
		date include:
		Hawaii Family Financial Empowerment
		Symposium, June 2012 (53 BENEFICIARIES
		STEWARD)
		Ford Institute Leadership Training (Hilo),
		Summer-Fall 2012 (24 BENEFICIARIES ATTENDED)
		Annual DHHL Leadership Conference, October
		ZUIZ (113 BENEFICIARIES)
		Annual CNHA Native Hawaiian Convention
		October 2012 (66 BENEFICIARIES)
		2012 V 200 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
		COLD NOTE IN THE NA LAURING NAKOU, MAICH 2013.
		Working with PLO, conducted meetings with

Strategic Goals & Objectives 2012 – 2017

Departmental Update as of April 2013

		over 100 beneficiary leaders on Kauai, Maui, Molokai, Hawaii Island and Oahu on the Nelson decision and its impact on DHHL's budget.
		Participated in the 'Auamo I Na Alaka'i (AINA) conference on March 5 & 6
Objective 3: Diversify and Increase Revenue Streams		
1. Increase general lease revenue to \$16 million.	IMD	SunPower blessing held 3/8; new revenues to DHHL of \$375K per annum
		Green Energy discussion underway on Kauai. Beneficiary consultation held 3/8; PH occured 3/14 & 3/15
		Public hearings on Maui Alternative Energy projects held 3/20 & 3/21, beneficiary consultation to follow
2. Reauthorize NAHASDA funding (permanent funding stream).	OCH – Deputy (Kauhane)	May be difficult with the passing of the late
	OCH - Exec. Asst. (Sarsarona)	On-hold, Sequestration
4. Increase new tederal/private funding by \$3 million.	OCH – Exec. Asst. (Sarsarona)	On-hold, Sequestration

Strategic Goals & Objectives 2012 – 2017 Departmental Update as of April 2013

Serve

PROVIDE EXCELLENT CUSTOMER SERVICE

Distribute Ka Nuhou quarterly. Update the HHL website to include a section for homestead events, meetings and connections between beneficiary organizations and with the Hawaiian Home Lands Trust. Integrate consistent live streaming of selected HHL events on the HHL website.	
Update the HHL website to include a section for homestead events, meetings and connections between beneficiary organizations and with the Hawaiian Home Lands Trust. Integrate consistent live streaming of selected HHL events on the HHL website.	Examining the feasibility of publishing Ka Nuhou twice annually and using savings to publish more informative newsletter to support PLO initiatives. Using Mana magazine bi-monthly at no cost for additional information distribution relating to DHHL Website updated and migrated to State website in February Equipment purchase being revised and re-bid
Update the HHL website to include a section for homestead events, meetings and connections between beneficiary organizations and with the Hawaiian Home Lands Trust.	Nuhou twice annually and using savings to publish more informative newsletter to support PLO initiatives. Using Mana magazine bi-monthly at no cost for additional information distribution relating to DHHL Website updated and migrated to State website in February Equipment purchase being revised and re-bid
Update the HHL website to include a section for homestead events, meetings and connections between beneficiary organizations and with the Hawaiian Home Lands Trust.	publish more informative newsletter to support PLO initiatives. Using Mana magazine bi-monthly at no cost for additional information distribution relating to DHHL Website updated and migrated to State website in February Equipment purchase being revised and re-bid
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beneficiary organizations and with the Hawaiian Home Lands Trust. Integrate consistent live streaming of selected HHL events on the HHL website.	website in February Equipment purchase being revised and re-bid
Integrate consistent live streaming of selected HHL events on the HHL website.	Equipment purchase being revised and re-bid
	TOT COST ESTIMATES.
	Clearing nurshace with CDO
4. Complete Beneficiary consultations for HHL Hawaii Administrative Rules, Regional Plans and other critical PLO	PLO conducts Beneficiary consultations as
Issues that impact beneficiaries.	required by HHC Action of January 2009.
	Consultations on-going for Lifting of
	Agricultural Moratorium, O'ahu Island Plan,
	Water Policy Plan, Energy Policy update, and
	Agricultural Program Plan. However,
- High Mark Control of the Control o	administrative rulemaking on hold.
5. Opdate and expand forms for beneficiary use and information online.	Reviewing with HSD appropriate forms to
	make available on line
de movine six workshops on the rink application process.	On hold - Applications Branch had been
	awaiting directions from the Nahale-
	a/Kauhane Administration on the process and
	delivery of the workshops. Will re-examine
	with new leadership
/. Increase twitter followers and facebook "likes" by 300 each.	In progress

Strategic Goals & Objectives 2012 – 2017 Departmental Update as of April 2013

Strategic Goals & Objectives 2012 – 2017 Departmental Update as of April 2013

Deliver

DELIVER DIVERSE HOMEASTEDING OPPORTUNITIES

Objective 1: Expand The Variety Of Residential Homesteadina Opnortunities		
1 Complete the decim for one multi-family and a second	Assigned to:	STATUS
2 Complete the case if the left in the left in the left in the location.	PLO	No progress.
2. Complete one nathale model.	PLO .	Completed concept with Architect and
		beneficiary consultations.
3. Identify at least one vertical structure antice and leasting		On hold
	OCH – Norman	The Isenberg Street site, where the former
		Stadium Bowl-O-Drome was located is best
4. Identify the first 100 families on the waitlist and identify barriers to homesteading.	HCD	Suited for a mid-rise or high rise development
	22	The first 100 families on the waitlist was identified and a survey was to be completed
5. Complete 83 residential lots in Lalamilo Waimea Hauraii Island		by Planning Division?
	QQ1	Lalamilo Phase 2A sitework to establish 83
		lots to commence 4/1/13.
6. Complete 44 residential lots in Kakaina, Waimanalo, Oahu.		Sitework is in progress Completion is
		expected September 2013
7. Award 58 residential lots in Kahehili, Kapolei, Oahu.	QQT	38 homes awarded/closed
8. Award 10 residential lots in La'i'opua, Kona, Hawaii Island.	LDD	8 homes awarded/rinsed
9. Award 2 residential lots in Kaniohale, Kona, Hawaii Island.	QQ1	2 homes awarded/closed
10. Award 2 residential lots in Kaumana, Hilo, Hawaii Island.	QQ1	2 homes awarded/closed
11. Award 1 residential lot in Princess Kahanu, Waianae, Oahu.	QQ1	1 home accompany
12 Award Tracidential lot in Molobai		Thome awarded/closed
THE CONTROL OF THE CO		Award of 1 home should be completed in 30
		days

Strategic Goals & Objectives 2012 – 2017 Departmental Update as of April 2013

13. Award 39 residential lots in Maui.		
	LDD	18 homes awarded/closed
14. Award 10 residential lots in Discovery Harbor.	007	None
15. Complete design of the Honokowai Well for Lei'alii 18	001	Conceptual master plan of water system transmission and drafting of EA in progress.
16. Complete the Makuu Water System.	QQT	DHHL portion of contract awarded; pending grant/loan closing of USDA portion. NTP anticipated for 2nd quarter of 2013.
17. Start construction on 53 residential lots in Pillani Mai Ke Kai.	001	DHHL portion of contract executed; pending grant/loan closing of USDA portion. NTP anticipated 4/30/13.
St	LDD/NAHASDA	Due diligence being conducted on package-
Objective 2: Implement Agricultural Homesteading Opportunities	一方の 一方の 一大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大	(日本の本の本のでは、これでは、これでは、これでは、これでは、これでは、これでは、これでは、これ
Complete an Agriculture Program Plan.	PLO	PLO has a work schedule with completion of the Agricultural Policy Plan by December 2013. Beneficiary consultation in September.
		Expecting a delay in mid-2014 due to other priority agricultural projects.
		Procure professional services – ASAP Program Plan Development – Winter 2013
To establish and fill an agriculture support position within the department.	ASO	unough Spring 2014
Objective 3: Implement Pastoral Homesteading Opportunities		のでは、大きなでは、これでは、これでは、これでは、これでは、これでは、これでは、これでは、これ
Complete a Pastoral Program Plan.	PLO	Beneficiary consultations underway.
		Being handled as part of the Agricultural

Strategic Goals & Objectives 2012 – 2017
Departmental Update as of April 2013

Policy Plan (SEE OBJECTIVE 2 above)	では接続数 はいか これの接続の構造しています。	No progress		Deferred Sales Price Program utilizing NAHASDA funding approved by the HHC and HUD. First offering to 4 standing inventory in Laiopua anticipated in 30 days. (LDD)	2) Pursuing approvals for 3 other loan products: a) Habitat 60-year loan, b) Home Rehab Loan, and c) Home Rehab – No Payment (LDD)	3) HUD 184-A loan program now does refinancing of mortgage loans. in the past the 184A loan product could only be use for purchases or construction loans. (HSD)	4) Using federal funds, develop interim construction loan financing (owner/developer); package-home financing; and a network of CDFI FCUs statewide that will provide loan servicing from origination to closing. (NAHASDA)
ASO		PLO		HSD / LDD / NAHASDA		·	
2. To establish and fill a pastoral support position within the department.	Objective 4: Implement Aquaculture Homesteading Opportunities	1. Complete historical analysis on Aquacultural Homesteading.	Objective 5: Sook Alternative Einencing for Homostandia O	Launch a minimum of 2 loan product alternatives.			



Endangered Species Act Critical Habitat Designation in Kona, Hawaii

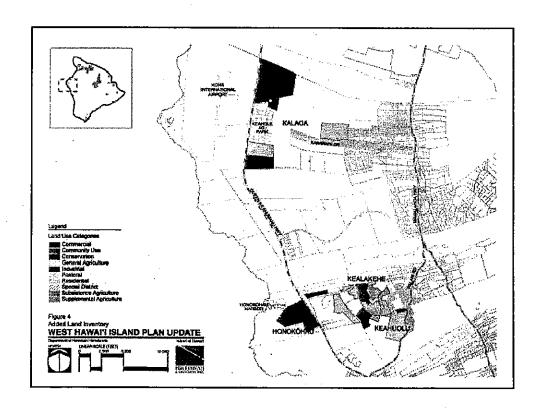
Kapolei, Oʻahu April 23, 2013

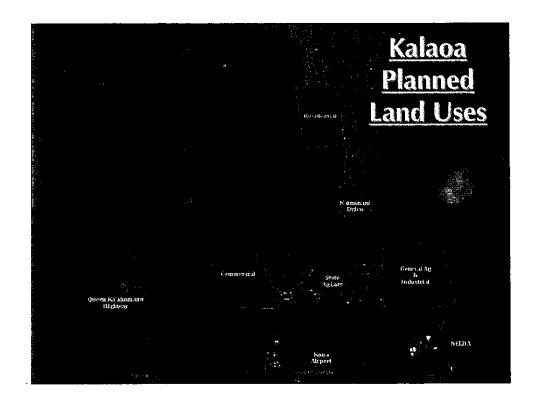
Presentation Outline

- DHAL Yona Lands
 - -Existing and Proposed Land Uses
- USFYYS Presentation
 - -Endangered Species Act
 - -Proposed Critical Habitati
- · Hezt Steps

A-4 Exhibit A 4-23-12











- Endangered Species Aidt (16 U.S.C. §1581 et seq. (1978), as amended)
 - Section 7 consultation (Federal action)
 - Trape conforbion renew, or tangolist, and otophock operates. Deprecation on some vision modification on entropy has been
- r HRS 3195D State of Hawaii Endangeres - Species Alct
 - impainb to threatened, such egained, and proposed provides

USFWS Hawaii Island Listing and Critical Habitat Proposed Rule

- Published October 17, 2012 (77 ft: \$3928)
- 15 species (13 plants, 1 picture wing fly, 1 anchialians pool shrimp) proposed as endangered
- Critical habital proposed for 3 plant species (1 proposed, 2 airead/ listed)
- DHHL lands in Proposed Critical Habitat
 - -- 91 acres în Kalaca.
 - 626 acres Kealakehe/Keahuolis

USFWS Critical Habitat Overview Contains occupied and unoscupied habitat Ecosystem approach Best a vailable ocientific and commercial datas - national pecurity economic impacts

Next Steps

- Citiff their commented on proposed rule sociovit - comment on the draft economic sublytis when -- published
 - S FRO HAR DESHI
 - Convene regional stakeholden
 - Parity with tribal land:
 - Consult with DHHL prior to designating
- Evaluación and Appesament of Existing Presentes

NEIL ABERCROMBIE GOVERNOR STATE OF HAWAST



JOBIE M. K. MASAGATANI CHAIRMAN DESIGNATE HAWAHAN HOMES COMMISSION

MICHELLE K. KAUHANE DEPUTY TO THE CHAIRMAN

STATE OF HAWAI'I DEPARTMENT OF HAWAIIAN HOME LANDS

P. O BOX 1879 HONOLULU, HAWAI'I 96805

December 17, 2012

Public Comments Processing
Attn: FWS-R1-ES-2012-0070
Division of Policy and Directives Management
U.S. Fish and Wildlife Service
4401 N. Fairfax Drive, MS 2402-PDM
Arlington, VA 22203

Subject: Notice of Proposal to List 15 Species on the Island of Hawaii as Endangered and Critical Habitat Designation for 3 Species (77 FR 63928)

Mahalo for the opportunity to provide comments on the proposal to list 15 species on the Island of Hawaii as Endangered and to designate approximately 18,768 acres of Critical Habitat for 3 species. The Department of Hawaiian Home Lands ("Department") supports the intent of the proposal to protect endangered species and the habitat that is critical for their survival but the Department has the following comments to provide at this time:

- 1. <u>Exclude Hawaiian Home Lands</u> The Department respectfully requests that the Secretaries exclude all of the Hawaiian Home Lands from the proposed critical habitat designation based on the following:
 - a. Large acreage significantly impedes Congressional mandate The Department owns approximately 1,498 acres in the Kona region. Approximately 533 acres are being proposed for critical habitat, totaling 36% of our landholdings in this region. The designation of this significant amount of Hawaiian

U.S. Fish and Wildlife Service Page 2 of 5 December 17, 2012

Home Lands for critical habitat limits our ability to fulfill our Congressional mandate to rehabilitate the native Hawaiian beneficiaries of the Hawaiian Homes Commission Act of 1920 as amended (HHCA).

- USFWS participated in master planning and EIS 22 b. years ago that prescribes endangered species mitigation efforts - Specifically, the Department acquired a total of 685 acres at the Villages of Lai Opua, Kealakehe, and Keahuolu from the Hawaii Housing Finance Development Corporation (HHFDC) over the course of 10 years from 1996 to 2006 with plans to develop residential homesteads and revenue generating projects. Approximately 433 acres of these lands are being proposed for critical habitat (63% of Kealakehe and Keahuolu landholdings). Per the Final EIS for the Kealakehe Planned Community (1990), developed in consultation with the U.S. Department of Interior Fish and Wildlife Service, various mitigation efforts were prescribed to protect endangered species that include a mitigation plan, initiation of legislation, native plant landscaping, establishment of plant preserves, educational signage, and propagation of species.
- C. The Department established 3 habitat preserves Post-acquisition and as part of implementing the
 "Mitigation Plan for Endangered Species at
 Villages of Laiopua, Kealakehe, North Kona,
 Hawaii", the Department committed 3 parcels
 equaling approximately 40 acres in the Villages of
 Lai Opua for the development, management, and
 maintenance of aupaka and uhiuhi preserves with
 the sole purpose of protecting these and other
 endangered species.
- d. The Department continues to fund habitat preserves
 The Department has committed major funding

U.S. Fish and Wildlife Service Page 3 of 5 December 17, 2012

towards the maintenance of these preserves. There are currently 2 contracts totaling approximately \$1,198,052 for the continued maintenance and management of these critical habitat preserves.

- e. Potential to expand the Department's cultural preserve for endangered species An additional 27.8-acre parcel set aside as an archaeological preserve for burials and historic sites could also be utilized for native plant and endangered species protection and propagation.
- f. Native Hawaiian beneficiary organization significantly impacted The Department has a long term lease with Lai Opua 2020, a beneficiary homestead organization, for approximately 52 acres (part of the proposed critical habitat) for the development of community facilities and programs. Lai Opua 2020 already completed a Final EA and received a "Finding of No Significant Impact." As a beneficiary organization utilizing federal funds, they will be greatly impacted by the designation of critical habitat.
- g. Lowland Dry Unit 33 conflicts with the Department's existing residential development plans As part of the Department's 1,498 acres in the Kona region, there are 130 acres of land in upper Kalaoa adjacent to the Palamanui subdivision that is planned for future homestead residential development. Approximately 100 acres of these residential homestead lands are being proposed for critical habitat which will preclude the development of potentially 400 homestead residential units.
- 2. Consult with the Department on Economic Analysis As a master planned community with proposals for residential and mixed use development, infrastructure was sized appropriately for the proposed maximum development

U.S. Fish and Wildlife Service Page 4 of 5 December 17, 2012

which resulted in large financial commitments on behalf of the Department. The Department asks that the USFWS consult with the Department in the development of the economic analysis of the proposed critical habitat to include the Department's financial investments and potential loss of investments if development is prohibited by the designation of critical habitat.

- 3. Convene stakeholders to develop regional conservation plan With various large land owners in the region, the Department suggests that the USFWS convene a stakeholders meeting or task force to develop a comprehensive conservation plan for the region that balances protection of species and sustainable urban development to truly embrace the ecological approach for identifying critical habitat.
- 4. Hawaiian Home Lands parity with tribal lands Consistent with a previous letter sent to USFWS on
 October 23, 2012, the Department asks that the
 Secretaries consider the effects of designation of
 critical habitat on Hawaiian Home Lands in a similar
 manner to the effects it has on tribal lands, including
 the impact on tribal sovereignty.
- Consultation prior to designation of critical habitat Consistent with a previous letter sent to USFWS on October 23, 2012, the Department also recommends that the Secretaries, in determining critical habitat, consult directly with the Hawaiian Homes Commission, the Department of Hawaiian Home Lands, the U.S. Department of Interior Office of Native Hawaiian Relations, and the native Hawaiian beneficiaries of the Hawaiian Homes Commission Act to include native intelligence and knowledge on species, habitat, and place-based management and protection prior to designating critical habitat.

We thank you for the opportunity to provide these comments. We both have significant national policy mandates to uphold and

U.S. Fish and Wildlife Service Page 5 of 5 December 17, 2012

we hope that you seriously consider our comments as valid and justified.

If there are any questions, you can contact Mr. Kaleo Manuel of our Planning Office at (808) 620-9485 or by email at Kaleo.L.Manuel@hawaii.gov.

Aloha,

Jobie M. K. Masagatani

Chairman Designate

Hawaiian Homes Commission

koʻokoʻolau *Bidens micrantha* ssp. *ctenophylla*



USFWS-Pacific Islands Fish and Wildlife Office, April 23, 2013

wahine noho kula *Isodendrion pyrifolium*

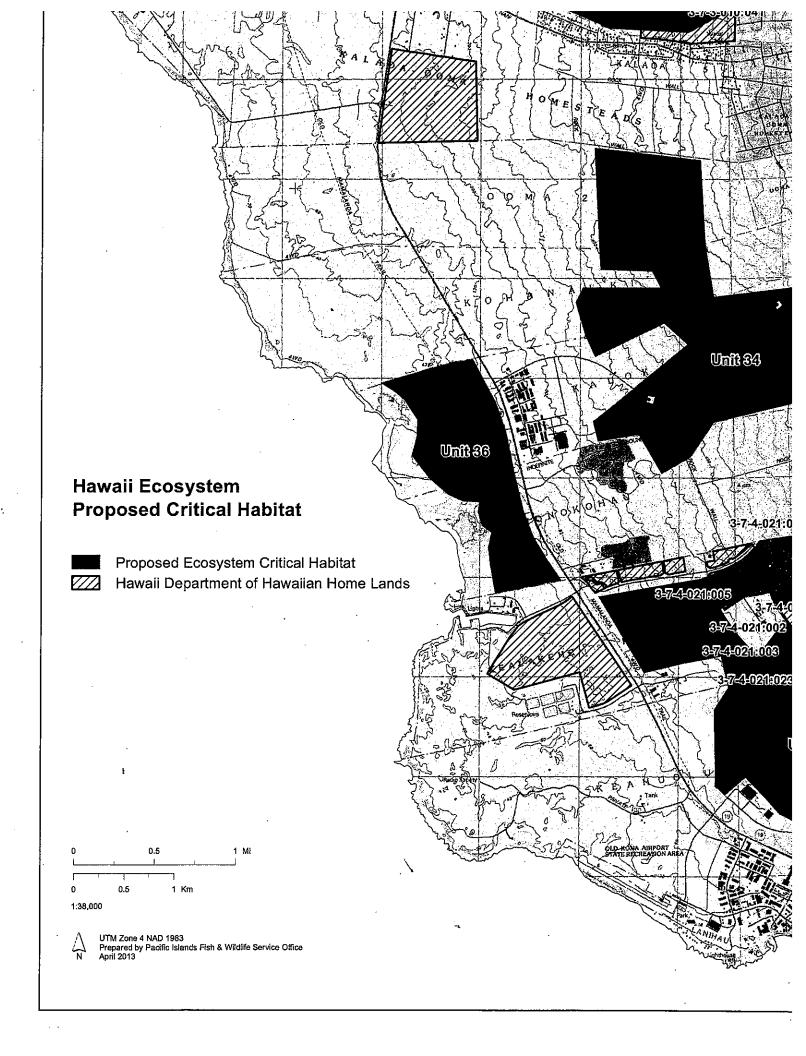


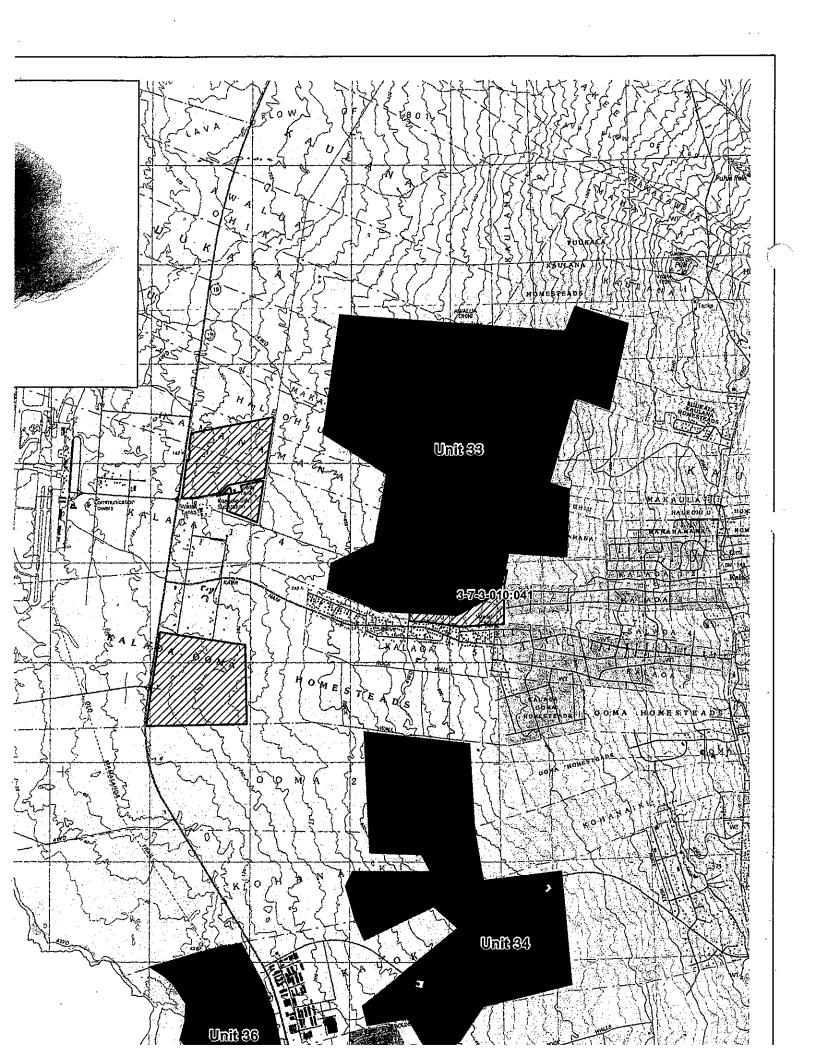
USFWS-Pacific Islands Fish and Wildlife Office, April 23, 2013

uhiuhi *Mezoneuron (= Caesalpinia) kavaiense*



USFWS-Pacific Islands Fish and Wildlife Office, April 23, 2013







Hawaiian Homes Commission Di

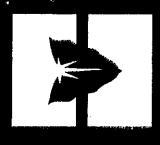
- Action January 15, 2013
- DHHE shall develop an implement plan to implement Section 10-3-26
 Plan shall include:
 - Criteria to review and approve subdivision
 - Information required from lessee's
 - Internal review process and timeline
 - Other information

DEPARTMENT OF HAWAIIAN HOME LANDS

Agricultural and Pastoral estead Subdivision Moratorium

iian Homes Commission Meeting Kapolei, Qahu, Hawaii

April 23, 2013



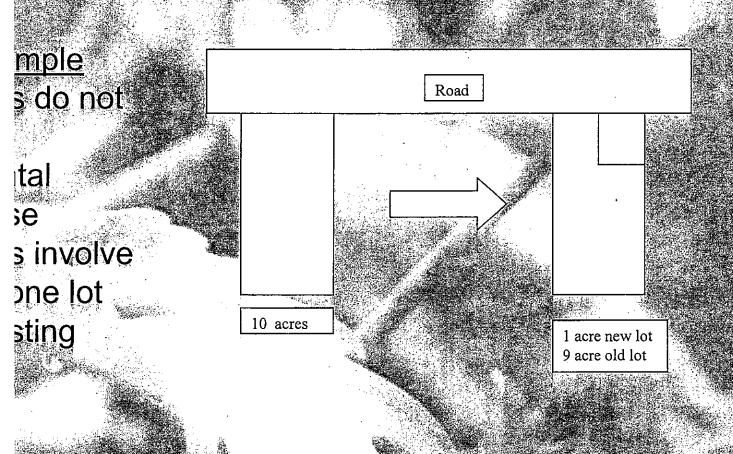
Beneficiary Consultation Consultation Consultation

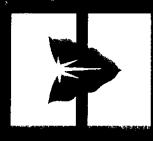
Legal Framework

- Hawaiian Homes Commission Act 1920, as am Section 207 Leases to Native Hawaiians and 208 of Leases
- •Hawaji Administrative Rules DHHL Title 10 §10-3-24 Agricultural and pastoral leases (Plans) §10-3-26 Residence on ag and pas lot (Subdivisio
- •Homestead Lease Contract Requirements:
 Section 10 of the lease regarding Compliance with
 Section 20 of the lease regarding Agricultural Lot
 Section 21 of the lease regarding Pastoral Lot
 Section 29 of the lease regarding Acceptance of the

Beneficiary Consultation Coverage

Simple subdivision example

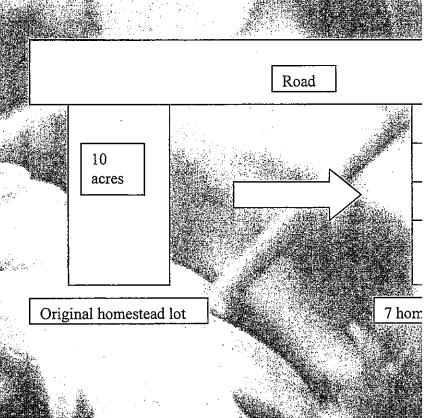




Beneficiary Consultation Consultation Consultation

Complex subdivision example

Subdivisions that have multiple lots are complex subdivisions and require an environmental review and county subdivision approval.



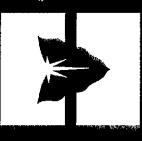
Beneficiary Consultation Coverage

DHHL Eligibility

SUBDIVISION
UEST FORM
MPLETED
y 31 or June 30

ader hires nts or ite in batch i to start ion process with COMPLIANCE
REVIEW 2/3 Use,
Farm or Ranch
Plan
Good Standing,
DHHL Land Use

HHC Action
Preliminary Approval



Beneficiary Consultation Consultation Consultation

Conditional Subdivision Approve

County Subdivision Application Process

Agency Reviews

Homesteader files for Final County Subdivision Approval

County
Conditiona
Subdivision
Approval

Homesteader meets conditions: Studies, Permits, Improvemen

Beneficiary Consultation Coverage

Final subdivision Approval

ity Subdivision nal Letter of Approval

Homesteader
Submits Final
Letter to HSD

reate New lease insfer New Lease farm or Ranch Plan Official Letters

HHC Final Approval of Homestead Subdivision



Beneficiary Consultation Consultation Consultation

Estimated Homesteader Cost for Subd

Activity:	Simple	Complex
DHHL Application + HHC approval	No Charge	No Charge
Licensed Eng Design/Surveyor prepares application for county review per regulations	\$1,500-5,000	\$5,000 to C 15,000+
Add'I studies drainage, traffic etc.	N/A	Required
Additional studies drainage, traffic etc	N/A	May be Lance
Environmental Study	N/A	Yes
Infrastructure water, fire waste etc.	\$5,000-7,500	\$7500±\ @

Beneficiary Consultation Coverage

ments for HHC Subdivision Approval

m or Ranch Plan on file

st be in good standing with lease

vely farming or ranching

ances to complete subdivision

ailable water resource

ets DHHL land use requirements



Beneficiary Consultation P

- Invitations were mailed to 1,500 homests
- DHHL conducted Statewide meetings

Lihue, Kauai March 4, 2013 Wailuku, Maui March 7, 2013 Kapolei, Oahu March 8, 3013 Hoolehua, Molokai March 11, 2013 Hilo, Hawaii March 13, 2013 Waimea, Hawaii March 15, 2013

- 253 people attended the public meetings
- Website developed to disseminate information
- 30 day comment period ended 4/15/13
- 35 written comments received for record

Major Comments Received

ents pertaining to the Implementation rat relate to Existing Laws and Rules.

division too expensive

ter needed for homestead farming

vater available?

ed for planned land use, community wide

s changes not required



Major Comments Receiv

Comments related to the Agricultural that will be addressed later in 2013

- Who will enforce compliance to avoid cor
- Allow Ohana Zoning multiple dwellings
- If Subdivision is allowed only to family me
- No sale of subdivided homesteads
- Agriculture Plan should be first then Subo
- Do Not Allow subdivisions focus on farmi
- Subsistence lot size should be up to two
- Ag lands are precious and musible prese

*Note rules changes may be required

Next Steps

ne Unresolved Issues & Follow-up uired

Implementation Plan

Action, May 21, 2013 on Molokai



Manago





STATE OF HAWAII DEPARTMENT OF HAWAIIAN HOME LANDS

COMMISSION MEETING OF APRIL 22ND, 2013 HALE PONOI, 9:30 A.M.

PUBLIC TESTIMONY ON AGENDIZED ITEMS

HK CONSULTANTS, LLC D/B/A KOA INC. ADDRESSING "ORDER OF BUSINESS" APPROVAL OF AGENDA

I. Hawaii Administrative Rules, Title 10, Department Of Hawaiian Home Lands, sets forth the process any person is to follow if they wish to appear on a Commission agenda.

Any person shall be afforded an opportunity to present written or oral testimony to the commission at its regular monthly meeting. §10-2-11(a) Requests For Appearance At Commission Meeting.

II. Timeline for Request to Appear

Any person who wants to appear before the commission to present testimony is requested to notify the chairperson at least two weeks before the commission meeting and, if possible, submit a written copy of the testimony to the commission secretary before the meeting. The chairman shall reply in writing at least one week before the meeting. HAR §10-2-11(b)

On April 3rd, 2013, Koa Inc. submitted a written request to the Office of the Chair, DHHL, to be placed on the agenda for April 22nd, 2013. A copy of the request was sent to all Commissioners. On April 5th, 2013, Koa Inc. confirmed this procedure with DHHL legal counsel. DHHL does not have a committee process through which Koa Inc. could have proceeded.

Since Koa Inc. had been told by DHHL that the land license related to the fourth koa harvest at Humuula, Hawai'i was within the purview of the Commission, it was reasonable for Koa Inc. to believe the matter had to be placed before the Commission unless and until the Commission took action indicating otherwise.

To date, Koa Inc. has not received a reply in writing to its request to be placed on the Commission agenda nor was it placed on the agenda for April 22nd, 2013.

Public Tostmone

III. Requested Action Item for F – Land Management Division.

In keeping with HAR §10-2 et seq, HK Consultants LLC d/b/a Koa Inc. respectfully requests that it be placed on the agenda in F-Land Management Division. Koa Inc. requests the Commission consider the following action item:

Whereas, the Land Management Division, Forestry and Natural Resources, Department of Hawaiian Home Lands released a request for proposal on June 29, 2012, for the last of four koa harvests in Humuula, island of Hawai'i;

Whereas, HK Consultants, LLC d/b/a Koa Inc. submitted a proposal in a timely manner;

Whereas, according to the rating sheets produced by DHHL, Koa Inc. offered the highest price in the RFP;

Whereas, after evaluating all proposals to the RFP, DHHL informed Koa Inc. on January 18th, 2013, that it was ranked third in line to negotiate for the land license;

Whereas, on February 28th, 2013, DHHL stated that RFP-13-HHL-001 is the award of a land license that will be determined through negotiation, pursuant to HRS 171-54;

Whereas, HRS 171-59 sets forth the negotiation process that will be followed in awarding a land license;

Whereas, HRS 171-59 states if two or more applicants meet the criteria for the selection of the lessee, the board shall select the lessee who submits the highest offer; and

Whereas, DHHL has determined that Koa Inc. is both qualified and the applicant that submitted the highest offer;

NOW, by the authority vested upon it by HRS 171-54 and 171-59, the Commission of the Department of Hawaiian Home Lands hereby awards the land license in RFP-13-HHL-001 to HK Consultants, LLC d/b/a Koa Inc.

Testimony to the Hawaiian Homes Commission on behalf of Waiohuli Undivided Interest Lessees Association Inc. Department of Hawaiian Home Lands, Kapolei, Oʻahu April 21, 2013

Aloha e Commissioners,

My name is Frances Williams, and I am testifying on behalf of the Waiohuli Undivided Interest Lessees Association on **agenda items D-1-A and D-6**. I am an undivided-interest lessee living in Manoa, and I will read testimony prepared by Kekoa Enomoto of Maui.

First, regarding Item D-1-A on Homestead Lease & Application Totals and Monthly Activity Reports: At a Maui meeting last Thursday with Kamana'o Mills and Stewart Matsunaga of DHHL, beneficiary Stephen Park asked if Waiohuli Undivided Interest Lessees could select, build and move as soon as possible on those half-acre lots already with infrastructure, and that don't have drainage and safety issues.

After all, Waiohuli Undivided Interest Lessees signed their leases in June 2005. Although off the application wait list, 289 of them still are waiting to exercise those leases nearly eight years later.

Therefore, I would like the commission to pass a resolution urging DHHL Land (Management) Development personnel in concert with Community Planning & Engineering consultants to determine with all due speed which Waiohuli Undivided Interest lots are safe to award and build on, followed as soon as possible by lot selection in the order of date of application.

Also at the Thursday meeting, beneficiary Janet Hu'eu Redo of Ke'anae inquired about Waiohuli Undivided Interest Lessees getting first right of refusal for homestead offerings not only on Maui, but on all islands. The reason is she now wants to exercise her lease on Molokai. I would like the commission to pass another resolution granting to all undivided interest lessees the first right of refusal, in the order of date of application, for homestead offerings on all islands.

Second, about Item D-6 on Homestead Application Transfers/Cancellations: I propose that the Department of Hawaiian Home Lands establish a clearinghouse office and/or online function to help beneficiaries who want to trade, exchange, buy or sell leases.

At last Thursday's meeting, kupuna Lahela Ah Pung Roback of Makawao said she and her husband Augie, a retired Maui police officer, would like to exchange their Waiohuli Undivided Interest lease for a Kapolei homestead.

A DHHL clearinghouse liaison, office and/or online function could facilitate and expedite communication, interaction and documentation of such processes, and preclude beneficiaries having to pay extra for Realtor commissions.

Mahalo for this opportunity to testify on behalf of 289 Waiohuli Undivided Interest Lessees. Maui beneficiaries anticipate meeting with Hawaiian Homes commissioners August 19 at Paukukalo and October 21 at Waiohuli/Keokea to follow up on issues of moving ASAP onto Waiohuli Undivided Interest lots that don't have drainage/safety issues; getting first right of refusal for homestead offerings on all islands, and establishing a DHHL clearinghouse function.

* Paragraph 6 change trade to "transfer"

PublicTestimony \$2 4-22-13

La'i'opua 2020 Native American Housing Assistance and Self-Determination Act (NAHASDA) Department of Hawaiian Home Lands Commission DHHL Commission Hearing- Kapolei Hawaii April 23, 2013

La'i'opua 2020 NAHASDA Spend Plan Opportunity

Project General Description NAHASDA Grant Submission Determination of Need Job Creation Description of Expenditure for NAHASDA Spend Down Plan Budget & Spend Plan: Option B: \$4,068,483 Expenses April, May, & June (Less \$742,900 DHHL Commission allocation)

Exhibit Documents:

- 1. Budget Proforma: NAHASDA 3 Month Spend down Plan
- 2. Permits:
 - A. Grubbing & Grading: Approved
 - B. NPDES Permit-

(Permit to be issued on March 7, 2013)

- 3. RFP: Aggregate & Pipe Material Procurement
 - A. Public Notice Posted Feb 11, 2013

(Contract to be issued March 15, 2013)

- 4. Grubbing & Grading Design Plan; completed- (plans available upon request)
- 5. Site Development Design Plan; 90% completed- (plans available upon request)

HHC Item No. J-1 Exhibit A Date 4-23-13

La'i'opua 2020 Native American Housing Assistance and Self-Determination Act (NAHASDA) Department of Hawaiian Homes Land Commission DHHL Commission Hearing April 23, 2013

Executive Summary

La'i'Ōpua 2020 is a Kona-based 501(c)(3) tax-exempt organization whose primary purpose is to identify community needs, develop and foster the creation of community facilities, and plan and partner with service providers to offer a variety of services and programs for residents of the Villages of La'i'Ōpua and the broader North Kona area. Our current focus is on the planning and construction of the La'i'Ōpua Community Center Complex and a commercial center within the Villages of La'i'Ōpua Hawaiian homestead subdivision.

La'i'Ōpua 2020 (L2020) was incorporated in March 2006 and received its federal 501(c)3 tax-exempt status in September 2007. The organization is guided by a board of seven area residents. La'i'Ōpua 2020 serves as the charitable arm of the Villages of La'i'Ōpua Master Association (formerly known as Kaniohale Community Association) -- the Hawaiian homeowners association for the subdivision built by the Department of Hawaiian Home Lands (DHHL).

La'i'Ōpua 2020's goal is to create a modern day "pu'uhonua", a place of security and safety, where one can readily access a wide spectrum of health, education, recreation, and social services that are affordable and easily accessible. We have secured a 65-year general lease (with sub-leasing authority) from DHHL for the 26.75 acre parcel of vacant land adjacent to Kealakehe High School to develop the La'i'Ōpua Community Center Complex. When fully built out, the complex will include a community center, medical clinic, child and adult day care facility, a preschool, gymnasium, aquatic center, ball fields and outdoor courts, amphitheater, meeting facilities, and office space. In total, the complex is projected to cost close to \$92 million dollars.



This complex will serve as a regional resource, hosting and providing an array of programs and services to meet the health, social, educational and recreational needs of both the Hawaiian homesteads in the Villages of La'i'Ōpua and residents of the greater North Kona community

The vision for the complex arose out of community discussions in 2005 about the lack of recreational facilities and social services close to La'i'Ōpua. The project was initially conceived as a community center building and sports fields. As discussions throughout the community continued, the vision for the complex grew and several organizations became interested in partnering with us. Currently, our partners include the West Hawai'i Community Health Center (WHCHC), Kealakehe High School, the Kamehameha Schools, the Office of Hawaiian Affairs, Alu Like, Legal Aid Society, Child and Family Service, Kona Adult Day Care Services, Neighborhood Place of Kona, Friends of the Children's Justice Center, and the County of Hawai'i.

La'i'Ōpua 2020 NAHASDA Grant submission June 2012

In June 2012, La'i'opua 2020 submitted a NAHASDA grant request in the amount of \$14.2M to assist L2020 with the initial construction of the community center and medical facility infrastructure and vertical construction of the buildings. The goal of this project is to complete on- and off-site infrastructure and vertical construction of a 12,859sf multi-purpose community center building and a 10,450sf medical clinic in 40 months¹. This is the first step toward La'i'Ōpua 2020's ultimate goal of creating a modern day "pu'uhonua," a place of security and safety, where one can readily receive a wide spectrum of health, education, recreation, and social services that are affordable and easily accessible. La'i'opua 2020's spend plan option B, noted on page 4 offers a short term 4 month spend down on available NAHASDA funds.

Determination of Need

The La'i'Ōpua Community Center complex is based on the premise that vital and necessary social infrastructure should be determined and in place as part of the region's overall comprehensive development, rather than well after the fact. While the initiative for this project has come from the homesteaders of La'i'Opua, upon its completion, the La'i'Ōpua Community Center complex will be a resource for the Kailua-Kona and North Kona regions.

The initial users of the community center and medical clinic will be the 620 La'i'Opua homestead households² and the residents of the surrounding Kealakehe region; including approximately 2,500 residents living in the 336 public housing units adjacent to La'i'Ōpua. The Hawaii Public Housing Authority confirms that at least 44% of these households have incomes under 50% of the AMI for the county. The County of Hawai'i projects that the population of North Kona will increase by about 28% to 42,275 by the year 2020 (assuming a moderate rate of growth.) This growth will include a significant number of Hawaiians living in DHHL's new developments and low- and moderate-income families living in Hawaii Housing Finance and Development Corporation's (HHFDC) affordable housing development. When fully built out, the Villages of La'i'Ōpua and HHFDC's Forest City development will include about 4,100 homes and approximately 20,000 residents.

This population increase drives the need for health, social, and educational programs and services. For example, the Kona Community Hospital, the nearest health care facility, is some 15 miles away and the nearest public recreational facility is at least five miles from La'i'Opua. They are neither close enough nor do they have the capacity to meet the health and social needs of these future residents.

¹ Although the NAHASDA application guidelines recommend a 12 month project period, a construction project of this scope on raw, sloping land requires considerably more time. The construction timeframe takes into account building conditions, community involvement, and time requirements for governmental review and approval of building permits.

² This includes the existing 270 homes and 350 planned for construction in the near future.

Most important, in 2011 according to West Hawaii Community Health Clinic recent data, the total number of patients served was 9,134. One thousand one hundred twenty two or 12.28% were Native Hawaiians and 80% of the Native Hawaiian population that was served was at 100% to 200% below the poverty level, typically Medicaid. This represents a slightly higher number of Native Hawaiians living at the Villages of La'i'opua homestead exceeding the NAHASDA requirement in which the WHCHC Clinic served over 50% the Hawaiian population of the target area- Villages of La'i'opua estimated at 1100. Lastly, the income of Hawaiian patients served is well below the 80% AMI. WHCHC is our partner that will operate the L2020 clinic. As of this request, La'i'opua 2020 has determined that 72 households in Village 3 alone is served by WHCH clinic which is approximately 30% of the Village 3 native Hawaiian households.

Job Creation

Using recent economic and employment data, we can expect that many of the future residents will be low to moderate income families with a need for affordable and easily accessible services. According to 2010 census data over 14% of Big Island residents fall below the poverty level, compared to 9.6% for the state as a whole. In March 2012 (most recent published figures) the unemployment rate for Hawaii County was 9.2%; second only to Molokai. In comparison, the overall rate for the state was 6.4%. These are all indications of a need for social services and job opportunities. Another indication of the high number of low income residents that will be served by this project is the percentage of students who qualify for free or reduced school lunch. Based on the most recently published DOE data, 70% (613 students) in the elementary school, 61% (394) at the Intermediate school, and 49% (598) of the students at the high school qualify for this federal program³.

While the goal of this project is to bring much needed health, recreational, and social services to a growing community, an added benefit is the creation of new jobs through both the construction and operations of the future facilities. Using the multiplier of 14 construction related jobs per \$1 million (the factor used by the Hawaii Department of Business, Economic Development, and Tourism for estimating job creation with federal Recovery Act money), we can project approximately 56 construction related jobs will be created over the course of this 4 month project under the spend plan *Options B* expressed in the following page.

In addition, the community center and medical clinic will contribute to the economic vitality of the region. Both will provide jobs for area residents, including critical entry-level jobs, along with training and career-building opportunities that are community-based. They will also purchase goods and services from local businesses. A study published by the National Association of Community Health Centers estimated that the average economic impact (direct, in-direct, and induced) of a small rural health center in Hawaii in 2005 was a little over \$1 million and employed the equivalent of 129 full-time people.

Similar data from a 2009 report by the Building Owners and Managers Association (BOMA) found that the equivalent of 17.8 full-time positions were created for every \$1 million spent on operating costs for an office building. Add to this the expenditures and employment created by the other planned facilities, including the pre-school, gym, and adult day-care center, we can clearly see that this first construction phase is the beginning of the creation of a significant economic engine for this region of the Kona Coast.

La'i'opua 2020- NAHASDA Funding Options and Recommendations

³ For the 2011-2012 school year the eligibility standard for a family of four was a maximum household income of \$29,055 for a free lunch and \$41,348 for a reduced price lunch.

La'i'opua 2020 is providing this brief summary and NAHASDA Funding Options and Recommendation as an alternative to the NAHASDA Committee's Recommendation in the event NAHASDA funds are available. It's important to note that this alternative request addresses the DHHL Commission's need to spend down these NAHASDA funds which may be at risk or in jeopardy of forfeiture back to the federal agency- Housing and Urban Development. It's critical to point-out that it's La'i'opua 2020's intention to offer the DHHL Commission and the NAHASDA Director & Review Committee alternatives if funding opportunity arise.

Option B: Spend Plan April thru June 2013 \$4,068,482 (Soft costs- \$482,658, Hard costs- \$3,585,824)

Project Soft Costs payments from April to June 2013 will include a Hawaii County assessment for \$331,976 for the design and construction of a utility connection hub adjacent to the newly constructed Ane Keohokalole Highway, which represents over 70% of soft costs payments. Other significant soft costs payments for the period include, Bidders risk insurance, \$27,000, Site insurance, \$18,000, Geotechnical monitoring, \$18,000, project management, \$21,600, legal fees, \$8,000 and permits, \$3,000. The remaining balance of soft costs will include a 6% cost contingency, payments for administrative expenses and monthly payments to a surveyor who will compute the aggregate material inventory.

Project Hard Costs payments from April to June 2013 will include payments to a contractor who will generate and stockpile the necessary earthwork aggregate material for grading the entire project site. The contractor will also be paid for the purchase and storing of Water/Sewer pipe materials for the project. A Contractor Bid process has been initiated to determine the actual contracted costs, but it is anticipated during this period aggregate materials payments will be \$2,207,790 and pipe materials, \$93,050. Other significant hard costs payments will include \$920,000 for Offsite Electrical work by HELCO who will install the necessary electrical meters, boxes and connections to bring power to the community center facilities and area. A 10% hard cost contingency has been applied to the projected payments.

In closing, La'i'opua 2020 will accept the recommendation of the NAHASDA Director and the decision of the DHHL Commission. However, La'i'opua 2020 community center development is "shovel ready" and we can maximize the use of NAHASDA funding and further the goals and objectives of La'i'opua 2020 to bring to fruition its community center phase one construction to deliver social, educational, recreational, cultural, and medical services and programs to the native Hawaiian homestead community Villages of La'i'opua Association and surrounding neighborhoods.

Sincerely, Craig "Bo" Kahui Executive Director

Villages of Laiopua Delinquent Dues April 2013

	Α	В	С	D	E	F	G
1	Name	Amount Due A/O 4/15/13	1st Notice	2nd Notice	3rd Notice	DHHL Contested Hearing Notice	Lien Notice
2	KALAI, RENNY	\$5,739.11	7/15/2010	9/15/2010	1/11/2011	9/30/2011	CHECKING FOR LIEN
3	NIHAU, SHEYE (ONTIVEROS, UUSULA)	\$3,325.48	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
4	Akau-Carvalho, Marvalee	\$3,014.27	7/15/2010	9/15/2010	1/11/2011	9/29/2011	
5	KUAHIWINUI Jr, EDDIE	\$2,923.68	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
6	AKIONA-DE JESUS, NEDDIE	\$2,847.19	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
7	Galdones-Hauanio, CAMILLE (Anthony Oliveria	\$2,671.06	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
8	KEOHULOA, NOLAN	\$2,605.78	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
9	KAHANU, PAUL (TANNA)	\$2,283.89	7/15/2010	9/15/2010	3/29/2011	6/20/2011 FILED	BANKRUPT
10	TUALAULELEI, SHAULA (PATI)	\$2,192.89	7/15/2010	9/15/2010	1/11/2011	?	CHECKING FOR LIEN
11	AHUNA, Kekoa and Dona JOSEPH (GLADYS)	\$2,059.14	7/15/2010	9/15/2010	1/11/2011	9/29/2011	
	MATA, IVA (ALBERT\TINY)LEASE CANCELED	\$2,012.24			LEASE	CANCELED	
13	TANAKA, LESLIE LEASE CANCELED	\$1,963.62			LEASE	CANCELED	
	KAKALIA, DEREK (TIFFNIE)	\$1,952.43	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
	Magbanua, Momi	\$1,860.66	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
16	FUKUDA, ELIZABETH M.(JAMES)	\$1,829.23	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
17	PLACE, STEPHANIE (METAVANTE CORP)	\$1,805.56	7/15/2010	9/15/2010	1/11/2011	?	
	ASING, ROBERT K. (CLARE)	\$1,661.10	7/15/2010	9/15/2010	1/11/2011	?	CHECKING FOR LIEN
4 ~	KANEHAILUA III, ERNEST K.	\$1,422.26	7/15/2010	9/15/2010	1/11/2011	9/30/2011	
<u> </u>							
20	LOO, CHUCK (BILLY OR SHARRIE)	\$1,055.38	7/15/2010	9/15/2010	1/11/2011	?	
20	LOO, CHUCK (BILLY OR SHARRIE) PAALUA, RYDER (DARLENE)	\$1,055.38 \$1,198.36	7/15/2010	9/15/2010	1/11/2011	?	
20			7/15/2010	9/15/2010	1/11/2011	3	
20 22 23	PAALUA, RYDER (DARLENE)	\$1,198.36	7/15/2010	9/15/2010	1/11/2011	?	
20 22 23 24	PAALUA, RYDER (DARLENE) MILLER, ALAN	\$1,198.36 \$1,159.29	7/15/2010	9/15/2010	1/11/2011	?	
20 22 23 24 25 26	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN	\$1,198.36 \$1,159.29 \$1,102.50	7/15/2010	9/15/2010	1/11/2011 TALKED	? TO WILL BE	PAYING
20 22 23 24 25 26	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63	7/15/2010	9/15/2010			PAYING
20 22 23 24 25 26 27 28	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69	7/15/2010	9/15/2010			PAYING
20 22 23 24 25 26 27 28 29	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07	7/15/2010	9/15/2010			PAYING
20 22 23 24 25 26 27 28 29 30	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68	7/15/2010	9/15/2010			PAYING
20 22 23 24 25 26 27 28 29 30 31	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$867.68	7/15/2010	9/15/2010			PAYING
20 22 23 24 25 26 27 28 29 30 31	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68	7/15/2010	9/15/2010			
20 22 23 24 25 26 27 28 29 30 31 32	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$867.68	7/15/2010	9/15/2010			PAYING CHECKING FOR LIEN
20 22 23 24 25 26 27 28 29 30 31 32 33	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$867.68 \$791.96	7/15/2010	9/15/2010			CHECKING
20 22 23 24 25 26 27 28 29 30 31 32 33	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO VIERRA, LORENA P.	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$867.68 \$791.96	7/15/2010	9/15/2010	TALKED	TO WILL BE	CHECKING
20 22 23 24 25 26 27 28 29 30 31 32 33 34 35	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO VIERRA, LORENA P. Hanson, Cynthia lease cancelled	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$867.68 \$791.96 \$791.47	7/15/2010	9/15/2010	TALKED	TO WILL BE	CHECKING
20 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO VIERRA, LORENA P. Hanson, Cynthia lease cancelled ROSEHILL, HELEN (WILLIAM)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$791.96 \$791.47 \$777.77	7/15/2010	9/15/2010	TALKED	TO WILL BE	CHECKING FOR LIEN
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20 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO VIERRA, LORENA P. Hanson, Cynthia lease cancelled ROSEHILL, HELEN (WILLIAM) Maluo, Samuel K. RAPOZO, JILL	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$791.96 \$791.47 \$777.77 \$763.12 \$762.24 \$705.34	7/15/2010	9/15/2010	TALKED	TO WILL BE	CHECKING FOR LIEN CHECKING
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20 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO VIERRA, LORENA P. Hanson, Cynthia lease cancelled ROSEHILL, HELEN (WILLIAM) Maluo, Samuel K. RAPOZO, JILL KAHALIOUMI, KRISTEN (TARA) NAHULU, TERIANNE (SPIVY, JOHN) DEGUAIR ESTELLE	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$791.96 \$791.47 \$777.77 \$763.12 \$762.24 \$705.34 \$678.60 \$664.28 \$560.70		9/15/2010	TALKED	TO WILL BE CANCELED	CHECKING FOR LIEN CHECKING FOR LIEN
20 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41	PAALUA, RYDER (DARLENE) MILLER, ALAN NAKEA, FLORIS STANLEY, COLLETTE W.A. FOX, MERCEDES (FOX), SEAN Thomas, Harry Ho'opale II GUNDERSON, CHERILYN/CALVIN (KAHUMOKU, SHA LOUIS, IVAN (MARIE) MANUIA-MALAKAUA, JURENE N. (DARRELL) WONG, LUKE (LILLY) MATSUYAMA, TAINATO VIERRA, LORENA P. Hanson, Cynthia lease cancelled ROSEHILL, HELEN (WILLIAM) Maluo, Samuel K. RAPOZO, JILL KAHALIOUMI, KRISTEN (TARA) NAHULU, TERIANNE (SPIVY, JOHN) DEGUAIR ESTELLE KAMAKA, FRANKLIN (MAUHILI, KANOE)	\$1,198.36 \$1,159.29 \$1,102.50 \$1,058.63 \$1,052.69 \$980.07 \$976.97 \$907.48 \$878.68 \$867.68 \$791.96 \$791.47 \$777.77 \$763.12 \$762.24 \$705.34 \$678.60 \$664.28 \$560.70 \$530.00		9/15/2010	TALKED	TO WILL BE CANCELED	CHECKING FOR LIEN CHECKING FOR LIEN

April 23, 2013

Luna Ho'omalu, (chairman) Jobie Masagatani Koko'olua Komikina (fellow commissioners)

Aloha,

I come before you today to humbly ask for your assistance in obtaining a revocable permit for any vacant lots in the Waimea agricultural subdivision. I have been utilizing lot #45 for my horses with the permission of George Hall who is a nephew of the late Samuel Kealanahele Jr who was the designated lessee. There were concerns regarding this lease and we were able to meet with our West Hawaii Commissioner Leimana DeMante, along with Kama Hopkins, Robert Lindsey of OHA and Ian LeeLoy in June of 2012 @ Kuhio Hale in Waimea. At that meeting George and I discussed the issues concerning my horse Kolohe. We also talked about the lease and brought in the real property Tax documents and statements showing his uncle's name as well as the Tax payments he had made through March/2012. At the end of our discussion the Commissioners told us they would investigate and respond to the issue by the end of October 2012. As of today, there has been no resolutions or response from the parties that were present. So in February I spoke with the West Hawaii district Supervisor to inquire on the process of obtaining a revocable permit for the use of an agriculture lot for my animals. He instructed me on the process and I downloaded the request for a non-homesteading land use request form. I submitted the form on February 13, 2013. I received a response on March 6, 2013 from James DuPont that the chairman made a decision to issue a homestead lease instead. It is with great sadness that I read this response, since I myself have been an agricultural applicant since 1960 and am currently #909 on the waiting list.

So at this time I am humbly requesting a 3-6 month extension from the May 5, 2013 letter to Vacate lot #45 that was issued by James DuPont. I have been actively looking for other parcels of land that my horses could be relocated to. We have invested in fencing materials and caretaking on lot #45 over the years of approved use from the Kealanahele Ohana. We are trying very hard to locate an area that is fenced to help with our expenses.

I also would like to inquire on the use of the 4 unencumbered lots that were set aside for many years as a possible bypass road. If these 4 lots are to remain in that status, would my

Exhibit A J-3 4-23-13 Ohana be able to obtain one of these lots as a revocable permit? We are honorable caretakers of the land and realize that this use is a gift from God until we return to him

I know this is an informational agenda but I would greatly appreciate your assistance in some resolution before the May 5, 2013 deadline.

We are planning my moopuna's graduation celebration from Kanu O Ka Aina New Century Chartered School on May 31, 2013, her Luau is on June 8, 2013 a week later, so our Ohana have quite a few activities planned, so our time is very restricted. I would be very receptive to your advice and any assistance your staff could accommodate me with regarding my request.

I thank you for your time and attention. If anyone has any questions I would be happy to address them.

Mahalo Nui Loa

Maxine Kahaulelio Maferie Kakaulelio

COUNTY OF HAWAII

FISCAL YEAR JULY 1, 2011 TO JUNE 30, 2012



COUNTY OF HAWAII
REAL PROPERTY TAX DIVISION
AUPUNI CENTER
101 PAUAHI STREET SUITE 4
HILO, HI 96720-4224
TELEPHONE: (808) 961-8282
www.hawaiipropertytax.com

185680-DOM/003/132/001/041412

3-6-4-033-021-0000-001

KEALANAHELE, SAMUEL III (DEC'D) P O BOX 1585 KAMUELA HI 96743-1585



KEEP THIS PORTION FOR YOUR RECORDS IMPORTANT INFORMATION ON REVERSE SIDE

GENERAL PAYMENT INSTRUCTIONS:

- 1. MAKE CHECK PAYABLE TO: DIRECTOR OF FINANCE
- 2. TO MAIL REMITTANCE: ENCLOSE BOTTOM PORTION AND KEEP UPPI SECTION FOR YOUR RECORDS.
- 3. TO PAY IN PERSON:
 BRING ENTIRE NOTICE TO THE COUNTY OF
 HAWAII, REAL PROPERTY TAX DIVISION.
- 4. THIS BILL IS FOR THE ENTIRE AMOUNT DUE ON THE PROPERTY AND NOT PRORATED ACCORDING TO OWNERSHIP.

ATTENTION

You may pay your real property tax bill online at: http://payments.ehawaii.gov/propertytax/hawaii

Credit/debit cards are not accepted at our Hilo or Kona offices or over the phone.

2011-2	RP TAX	02/21/2012 TOTAL	\$ 50.00 \$ 50.00	\$ 0.00 \$ 0.00	\$ 0.00 \$ 0.00	\$ 0,00 \$ 0,00	\$ 50 \$ 50
2011-2	DESCRIPTION	TAX DUE DATE	TAX AMOUNT	PERELTY	WIER297	CTHER	TOTAL
3-6-4-03	33-021-0000-001	02/21/2	012 \$ (0.00	\$ 50.00	\$ 50.00	\$ 50.00
er mar milligen over til avkning.		D PAYNED		107 15:5	CURRENT		AMERIAN DUE NON

3-1-17

TOTAL AMOUNTS DUE:

\$ 50.00

\$ 0.00

\$ 0.00

e 0 00

\$ 50.

PROPERTY ADDRESS: PROPERTY OWNER:

HAWAIIAN HOME LANDS

LESSEE, IF ANY: KEALANAHELE, SAMUEL III (DEC'D)

#45 5.8 ACZ S Celled the Witer supply (wainer) to turn on the water meter

Turned on water and le 19/12 an

inderstands that they will be billed by the Department of Water Supply for water service, and if nental Management of the County of Hawai'i, and the State and County of Hawai'i, relating to) UNIT(Rev 5 28, provisions, and policies prescribed by the Department of Water Supply and the Water Board partment of Water Supply of the County of Hawai'i for water service, and the Department of the County of Hawait'i for sewer service, if applicable, at the above location. Pending appraise be(s), the undersigned agrees to pay all charges incurred upon such location for such servents CUSTOMER No. of Units served by sewer and Lu Date: Co 11743 2 CALLONS PER DAY (Division of the Department of Environmental Management for sewer service. ACCOUNT INFORMATION Served by Sewer: Yes VIRONMENTAL MANAGEMENT, WASTEWATER DIVISION Purt 110e861765 Phone: (H) \$850004 (B) DWS Cust Svc Rep; 41600-01 DEPARTMENT OF WATER SUPPLY TION FOR WATER AIND SETTER Applicant/Agent: Billing Address: LIMITED TO Signature: " COUNTY OF HAWAI'I Lot No. The County of Hawai'i is an equal opportunity provider and employer Service No.: VATER SUPPLY AMOUNT \ppi HAWAII TOTAL CEIPT ဥ INVOICE: 8896572168 TIME: 18:18 RUTH HO: 91849A \$75.00 MAIL [] Ö; 269252 ERWORKINGS - HILO, HI 96720 1881 CUSTOMER COPY 0EP1 OF NIR SPLY AL CH 65-1234 OPELO RD KAMBELA, HI 96743 Version No. LABOR & MATERIAL FACILITIES RESERVE CHARGES CREDIT DEPOSIT CHECK OFFICER CASH [] INSTALLATION SERVICES METER COTAL

NEL ABERCROMBIE GOVERNOR STATE OF HAWAII



JOBIE M.K. MASAGATANI CHAIRMAN DESIGNATE HAWAIAN HOMES COMMISSION

MICHELLE K. KAUHANE DEPUTY TO THE CHARMAN

STATE OF HAWAI'I DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879 HONOLULU, HAWAII 96806

February 13, 2013

Mrs. Mary Maxine Kahaulelio 64-217 Kipu'upu'u Place Waimea, Hawaii 96743

Dear Mrs. Kahaulelio:

Subject:

Request to Use Hawaiian Home Lands Property, Waimea, Island of

Hawaii

Receipt of your non-homesteading land use request form signed and dated as of February 13, 2013 is acknowledged. For reference purposes your request is assigned Land Request Form No. 13:067.

Be advised, your request as submitted will be subject to further review, evaluation and consideration by DHHL and may require additional information to be submitted. Receipt of this request does not constitute any form of DHHL approval to your request.

The review period should take no more than forty-five (45) days from the date of this letter. However, should this period be extended you will be advised accordingly. Once the review process is deemed complete, your request as submitted will be posted for a 30 day review period on the DHHL website for beneficiary and public comment.

Further, in the best interest of the trust, DHHL reserves the right to exercise its prudent authority pursuant to and in accordance with the Hawaiian Homes Commission Act (Section III, Section 204(a)(2), Section 220.5, Section 207(c), Hawaii Revised Statutes, Chapter 171, as amended and the Hawaii Administrative Rules, Title 10.

If you have questions, contact Peter "Kahana" Albinio, Jr., Acting Manager, Income Properties at 808.620.9454 or email peter.k.albinio.jr@hawaii.gov.

Aloha:

Linda Chinn, Administrator Land Management Division

c: Fil

Jim Du Pont (via email)

NEIL ABERC'R OMBIE COVERNO R STATE OF HA WAII



JOBIE M. K. MASAGATANI CHAIRMAN DESIGNATE HAWAIIAN HOMES COMMISSION

MICHELLE K. KAUHANE DEPUTY TO THE CHAIRMAN

STATE OF HAWAI'I DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879 HONOLULU, HAWAI'I 96805

REQUEST FORM FOR NON-HOMESTEADING LAND USE PURPOSES

707 60 TOX 1 OX	direction homestrading dans use full uses	
PART I: APPLICANT I		
Name: Mary M.	axINB Kahaulelio	
Address: 64-217	AXINB Kahaulelio Kipulupulu Place Waimea Hawaii	
Phone No.: 808-885	0626 Cell: 9370204 email: MHKahaulelio@	
If Corporation/Organizatio	OLOG Cell: 9370004 email: MHKahaulelio@ on/Company/LLC/Non-Profit: uahoo.com	
4 7 7		
Phone No.:	Cell: email:	
Requesting Organiza		
Type of Non-Profit:	Private Nonprofit – governed by self appointed board Member Nonprofit – governed by voting members Homestead Organization – governed by HHCA beneficiary members	
Requesting Organizat	tion is For Profit - Individual or Business	
Individual	☐ Sole Proprietorship ☐ Partnership	
Corporation	☐ Limited Liability Corporation ☐ Other	
Is an Individual HHC	A Beneficiary or is Owned by an HHCA Beneficiary [Yes] No	
Requesting Organizat	tion is a Government Agency	
Federal	☐ State ☐ County	
Officers and/or Principal	Representatives:	
Mission of Organization:		
Date Incorporated: S	tate of Incorporation:	
Federal Tax ID#:		
PART 2: NON-HOMEST	FEADING LAND USE REQUEST	
Describe proposed non-homing horsey in a	nesteading land use envisioned under this request as submitted to raise a healthy grassing parties for their well- la should have a right to live as we do. One you've, but now that he is an a beautiful posture of	- Ger
	Land Request Form No	



JOBIE MASAGATANI CHAIRMAN HAWAIIAN HOMES COMMISSION

STATE OF HAWAI'I DEPARTMENT OF HAWAIIAN HOME LANDS

P.O. BOX 1879 HONOLULU, HA WAI'I 96805

March 6, 2013

Mary M. Kahaulelio 64-217 Kipu'upu'u Pl. Kamuela, Hl 96743

Dear Ms. Kahaulelio:

Subject: Department of Hawaiian Home Lands Agricultural Lot No. 45, Pu'ukapu, Kamuela, Hl – Determination to Award Agriculture Homestead Lease

Aloha. The department is writing to advise you that after considering the possibility of issuing a Revocable Permit (RP) for Lot No. 45 a decision was made by the Chairman to issue a homestead lease to this lot instead. The next eligible and interested applicant from the Waimea Area Agricultural Wait List will be offered this property. The department thanks you for your help in cleaning up the lot and your interest in the RP.

The department is asking for your assistance and cooperation in vacating Lot No. 45 within sixty (60) days from the date of this letter. All of your horses and any items that belong to you should be removed and relocated by the deadline. May 5, 2013 is a Sunday.

Please contact the West Hawaii District Office in Waimea if you have any questions. The telephone number is 887-6053.

Sincerely

lames W. Pu Pont, Supervis West Hawaii District Office

Cc: Lessee File - WHDO/ODO

Linda Chinn - Land Management Division

Dean Oshiro - HSD



Ireneswas born and raised in Waimea Her Grandfather Samuel Kealanahele, Sr., worked for Parker Ranch and was also the Kahu at the Ke Ola Mau Boa Church in Waimea Her father, Samuel Kealanahele, If., also worked for Parker Ranch before moving the family to Honolulus her same a same worked for Parker Ranch before moving the family to Honolulus her same a same and same a same and same and same and same a same and same a same and same and same a same and same an

She married and moved to the mainland biving in Sant Francisco, San Diego and Phoenix before returning

to the islands.

Irene worked in retail sales in Honolulus Then openeds Aloha Gift Hale" a jewelry supply business, which

she later expanded with a branch in Waimea.

In 1978 Irene was awarded a Hawaiian Homestead lease in Waimea where she has resided full time.

Irene was very active in the community She was a member of the Kaahumanu Society Chapter 3. Hawaiian Civic Club, Waimea Homestead Assoc. Hawaii County siRSVP Rooman & Alu Like, etc.

She is survived by a daughter Trenda (Ioe) Chong and 2 sons George (Nancy) Hall and Carl (Kochitt) Moose. 9 Grandchildren, 9 Great-Grandchildren and 2 Great-Great Grandchildren.

Friends may call Friday, February 14th from 5:30 Services will be held Saturday, February,

His Hon fall (Son

Revocable Permits

LAND USE SUMMARY BY ISLAND

As of June 30, 2011

	HAWA!'I	KAUAT	LANA'I	MAUI	MOLOKA'I	O'AHU	TOTAL
Number	30	60	1	13	13	78	195
Acerage	9,828.127	1,101.486	25.000	6,348.884	10,114.691	1,966.752	29,384.940
Annual Income	130,408.00	133,443.50	696.00	172,332.00	19,596.00	2,223,327.68	2,679,803.18

LAND USE SUMMARY BY USE

As of June 30, 2010

-	NUMBER	ACREAGES	ANNUAL INCOME
Agriculture	36	1,488.224	145,055.18
Baseyard	1	3.440	9,000.00
Caretaker	14	13.642	2,136.00
Commercial	9	3.475	46,452.00
Community	6	37.709	1,080.00
Industrial	27	73.050	584,264.00
Landscaping	2	2.303	1,728.00
Office	3	0,346	21,660.00
Parking	12	30.743	685,776.00
Pastoral	·40>	27,654.160	111;870.00
Public Service	6	6.069	7,512.00
Recreation	2	3.275	0.00
Religious Activities	1	5.430	756.00
Stabling	9	22.821	22,080.00
Storage	26	32.453	1,039,434.00
Rock Quary	1	7.800	0.00
TOTAL	195	29,384.940	2,679,803.18

REVOCABLE PERMIT DETAILS

For AR 2011 (July 1, 2010 - June 30, 2011)

ISLAND/ ACRE	NO./ USE	PERMITEE/ ADDRESS	LOCATION/ TMK	ANNUAL RENT/ DATE ISSUED
Hawaii 0.540	080 Commercial	Mr. & Mrs. Edward J. and Naomi Laau P. O. Box 4913 Kawaihae, Hawaii 96743	Kawaihae (3) 6-1-003:018	\$13,104.00 6/1/1985
Hawaii 0.670	110 Commercial	Kawaihae Spirits, Inc. dba Touching the Earth, LLC P. O. Box 537 Hawi, Hawaii 96719	Kawaihae (3) 6-1-002:066 & 068 (p)	\$12,540.00 3/15/1990
Hawaii 0.109	140 Community	Waimea Homesteadres Farmers Market Association P. O. Box 437261 Kamuela, Hawaii 96743 Attn: Cynthia Spencer, Preisent	Waimea (3) 6-4-001:059 (p)	\$336.00 9/27/1992
Hawali 45,000	143 Pastoral	Waimea Hawaiian Homestead Riding Unit 64-1043 Lunalilo Street Kamuela, Hawaii 96743	Walmea (3) 6-4-004:009(P)	\$420.00 5/1/1993
Hawaii 280.000	212 Pastoral	Mr. Gilbert Medelros, Sr. 37 Kimo Street Hilo, Hawaii <i>9</i> 6720	Kamaoa-Puueo (3) 9-3-001:002(P)	\$504.00 2/9/1998
Hawail 105.727	224 Pastoral	Ms. Malama-Solomon P. O. Box 519 Kamuela, Hawaii 96743	Waimea (3) 6-5-001:010(P)	\$1,260.00 1/1/2000
Hawaii 326.760	231 Pastoral	Ms. Winifred Pele Hanoa and Mr. Pernell E. Hanoa P. O. Box 472 Naalehu, Hawaii 96722	Wallau (2) 9-5-019:016	\$1,488.00 10/1/2004
Hawaii 100.000	241 Pastoral	Mr. George Pua, Sr. 180 Chong Street Hilo, Hawaii 96720	Olaa (3) 1-8-011:012	\$660.00 8/1/2000
Hawali 0.077	243 Industrial	Hokuloa, Inc. P. O. Box 411 Paauilo, Hawaii 96776	Kawaihae (3) 6-1-006:007(P)	\$240.00 9/1/2000
Hawaii 450.000	244 Pastoral	Mr. Daryl K. Kalua'u 89-1706 Milolii Road Captain Cook, Hawaii 96704	Kau (3) 9-3-001:002(P)	\$840.00 11/1/2000
Hawaii 50.000	246 Pastoral	Mr. James A. Dowsett P. O. Box 1986 Kamuela, Hawaii 96743	Wairnea (3) 6-4-004:052(P)	\$912.00 11/1/2000
Hawaii 750.000	253 Pastoral	Daleico Ranch P. O. Box 1149 Kailua-Kona, Hawaii 96745	Kau (3) 9-3-001:002(P)	\$1,536.00 6/1/2001
Hawali	280 Parking	Hawaii Forest & Trail, Ltd. Mr. Robert Pacheco 74-5035B Queen Kaahumanu Highway Kailua-Kona, Hawaii 96740	Humuula (3) 3-8-001:007(P)	\$3.00/visitor 3/1/2003
Hawaii 1500.000	324 Pastoral	Mr. Dean Kaniho P. O. Box 87 Naalehu, Hawali 96772	Kamaoa-Puueo (3) 9-3-001:002(P)	\$2,100.00 7/15/2004

Hawaii 0.56	474 Parking	Guy Startsman 81 Puako Beach Drive Kamuela, Hawaii 96743	Kawaihae (3) 6-1-003:003 (p)	\$6,408.00 2/01/2011
Hawaii 1,720	475 Pasture	Kahua Ranch, Ltd. P. O. Box 837 Kamuela, Hawaii 96743	Kawaihae (3) 6-1-001:002 (p)	\$7,200.00 2/01/2011
Hawaii 7,600	476 Pasture	Palekoki Ranch, Inc. P. O. Box 126 Honokaa, Hawaii 96727	Kawaihae (3) 6-1-001:003 (p)	\$31,620.00 6/01/2011
Kauai 14.000	23 Agricultural	Mr. William Lemn P. O. Box 213 Anahola, Hawaii 96703	Anahola (4) 4-8-003:028	\$3,384.00 7/1/1978
Kauai 3.264	45 Agricultural	Mr. Solomon Lovell P. O. Box 533 Anahola, Hawaii <i>9</i> 6703	Anahola (4) 4-8-006:004	\$528.00 12/1/1981
Kaual 2.866	47 Pastoral	Mr. Clay Kelekoma P. O. Box 135 Anahola, Hawaii 96703	Anahola (4) 4-8-015:024 to 026	\$336.00 4/15/1982
Kauai 14.903	63 Pastoral	Ms. Esther K. Medeiros P. O. Box 687 Anahola, Hawaii 96703	Anahola (4) 8-011:005, 006, 011, 013 & 049	\$1,704.00 2/1/1984
Kauai 5.430	87 Religious Activities	Uhue First Church P. O. Box 1812 Lihue, Hawaii 96766	Anahola (4) 4-8-007:020	\$756.00 6/1/1986
Kauai 11.000	117 Agricultural	Mr. Don Mahi P. O. Box 538 Anahola, Hawaii 96703	Anahola (4) 48-018:031	\$1,488.00 10/1/1990
Kauia 30.00	158 Pasture	Richard Kaui P. O. Box 385 Kapaa, Hawaii 96746	Anahola (4) 4-8-005:038 (p)	\$1,380.00 4/1/19 94
Kauai 13,000	159 Pastoral	Mr. Gordon Rosa P. O. Box 561 Anahola, Hawaii 96703	Anahola (4) 4-8-005:038(P)	\$636.00 4/1/1994
Kauai 0.023	160 Commercial	Mr. Woodrow K. Contrades P. O. Box 577 Anahola, Hawaii 96703	Anahola (4) 4-8-011:045(P)	\$552.00 4/1/1994
Kauai 0.009	163- Commercial	Ms. Patricia Contrades P. O. Box 310 Kapaa, Hawaii 96746	Anahola (4) 4-8-011:045(P)	\$384.00 4/1/1994
Kauai 0.242	176 Caretaker	Mr. Joseph Keahi P. O. Box 7 Kapaa, Hawaii 96746	Anahola (4) 4-8-003:019(P)	Gratis 3/13/1995
Kauai 0.367	181 Caretaker	Mr. Patrick Kauanul P. O. Box 164 Anahola, Hawali 96703	Anahola (4) 4-8-016:034	In-kind service 6/30/1995
Kauai 1.032	182 Caretaker	Mr. Joshua Huddy P. O. Box 447 Anahola, Hawaii 96703	Anahola (4) 4-8-016:025 & 072	In-kind service 8/23/1995

Hawaii 5000.000	325 Pastoral	Native Hawaiian General Services c/o Mr. John Kuluau 72-3970 Hawaii Belt Road Kallua-Kona, Hawaii 96740	Kamaoa-Puueo (3) 9-3-001:002(P)	\$6,300.00 8/1/2004
Hawaii 100.000	342 Pastoral	Mr. Zanga Schutte P. O. Box 1685 Kamuela, Hawaii 96743	Waimea (3) 6-4-004:004(P)	\$1,764.00 3/1/2005
Hawaii 50.000	343 Pastoral	Mr. Norman Duke Kapunlai P. O. Box 6753 Kamuela, Hawaii 96743	Walmea (3) 6-4-004:052(P)	\$876.00 4/1/2005
Hawaii 3.000	356 Recreation	Big Island Soaring Association P.O. Box 1328 Kamuela, Hawail 96743	Humuula (3) 3-8-001:007(P)	Gratis 7/1/2005
Hawaii 301.000	376 Pastoral	Mr. Charles & Mrs. Jelena Clay P. O. Box 159 Honomu, Hawali 96728	Honomu (3) 2-8-011:009	\$5,796.00 8/1/2005
Hawaii 50.000	404 Agricultural	Mr. Jerryl K. Mauhili 1420 Auwae Road Hilo, Hawaii <i>9</i> 6720	Honomu (3) 2-8-011:011(P)	\$2,400.00 2/28/2007
Hawaii 2:000	405 Agricultural	Mr. Guy Kaniho 73-4341 Kukulu Place Kailua-Kona, Hawaii 96740	Humu'ula (3) 3-8-001:007(P)	\$264.00 3/14/2007
Hąwaii 2.000	413 Industrial	Jas W. Glover, Ltd. 890 Leilani Street Hilo, Hawaii 96720	Keahuolu, North Kona (3) 7-4-008:065 (P)	\$12,000.00 7/1/2007
Hawaii 300.0	452 Pastoral	April Awana-Mattos 2265 Alnaola Drive Hilo, Hawaii 96720	Honomu (3) 2-8-011:011 (p)	\$5,200.00 2/1/2010
Hawaii 100.0	454 Pastoral	Zanga Schutte P. O. Box 1685 Kamuela, Hawaii 96743	Puukapu (3) 6-4-004:047 (p)	\$1,800.00 11/1/2009
Hawail 0.004	457 Commercial	Peaches J. Cullen Dba Expect a Miracle 0 Onolicious Pol P. O. Box 2471 Kamuela, Hawali 96743	Waimea (3) 6-4-001:059 (p)	\$240.00 3/1/2010
Hawail 0.464	-458 Industrial	H. Kona, Inc. 144 Makaala Street Hilo, Hawaii 96720	Walakea (3) 2-2-060:032	Terminated 10/31/2010
Hawail 2.21	467 Landscaping/ Industrial	Ginger Patch Center, LLC 101 Aupuni Street Hilo, Hawali 96720	Waiakea (3) 2-2-060:001	\$1,464.00 8/1/2010
Hawaii 5.111	471 Agriculture	Patricia K. Hodson P. O. Box 126 Kamuela, Hawali 96743	Puukapu (3).4-6-033:017	\$300.00 12/02/2010
Hawali 1.0	473 Farmers' Market	Keaukaha Panaewa Farmers Association P. O. Box 6844 Hilo, Hawaii 96720-8935 Attn: Ms. Mele Spencer, President	Panaewa (3) 2-1-025:091 (p)	\$240.00 2/1/2011

LINDA LINGLE COVERNOR STATEOFRAVAII

\$cvid 5/9/03

MICAH A. KANE CHAIRNAN HAWAHAN HOMES COMMISSION

BEN HENDERSON DRIVTY TO THE SILVENIAN

KAULANA H. PARK HIL EXECUTIVE ASSISTANT

STATE OF HAWAII DEPARTMENT OF HAWAIIAN HOME LANDS

P.O. BOX 1879 HONOLULU, HAWAII 96805

May 2, 2003

Mrs. Rhonda Anduha P. O. Box 490 Kamuela, Hawaii 96743

Dear Mrs. Anduha:

Subject: Kanu o ka Aina New Century Public Charter School

This is to acknowledge receipt of a copy of your April 27, 2003 letter addressed to Mrs. Kaipo Kincaid and received by the Department of Hawaiian Home Lands (DHHL) on May 1, 2003.

At the October 22, 2002 regular Hawaiian Homes Commission meeting, the Hawaiian Homes Commission granted a preliminary approval to issue a 20-year license agreement to Kanu o ka Aina Learning Ohana (KALO). The approval is subject to various conditions that KALO has agreed to take on prior to the actual issuance of the license.

The 30-acre parcel is a portion of the 192-acre piece directly across from Kuhio village, which is currently not being used. KALO plans to develop a native Hawaiian cultural learning center and the New Century Public Charter School will be a component of the learning center.

According to Dr. Ku Kahakalau, KALO received a \$10,000 grant from the Richard Smart Fund to do a community survey to determine what type of services the community desire to see at the learning center.

With a copy of this letter, I am forwarding your concerns to KALO. DHHL appreciates your mana'o and believes that by communicating your concerns and through further discussions with the principals of KALO, a win-win solution can be reached.



AND THEN IT IS WINTER...

You know. . . time has a way of moving quickly and catching you unaware of the passing years. It seems just yesterday that I was young, just married and embarking on my new life with my mate. Yet in a way, it seems like eons ago, and I wonder where all the years went. I know that I lived them all. I have glimpses of how it was back then and of all my hopes and dreams.

But, here it is... the winter of my life and it catches me by surprise...How did I get here so fast? Where did the years go and where did my youth go? I remember well seeing older people through the years and thinking that those

older people were years away from me and that winter was so far off that I could not fathom it or imagine fully what it would be like.

But, here it is...my friends are retired and getting grey...they move slower and I see an older person now. Some are in better and some worse shape than

me...but, I see the great change...Not like the ones that I remember who were young and vibrant...but, like me, their age is beginning to show and we are now those older folks that we used to see and never thought we'd be. Each day now, I find that just getting a shower is a real target for the day! And taking a nap is not a treat anymore... it's mandatory! Cause if I don't on my own free will... I just fall asleep where I sit!

And so...now I enter into this new season of my life unprepared for all the aches and pains and the loss of strength and ability to go and do things that I wish I had done but never did!! But, at least I know, that though the winter has come, and I'm not sure how long it will last...this I know, that when it's over on this earth...its over. A new adventure will begin!

Yes, I have regrets. There are things I wish I hadn't done...things I should have done, but indeed, there are many things I'm happy to have done. It's all in a lifetime.

So, if you're not in your winter yet...let me remind you, that it will be here faster than you think. So, what ever you would like to accomplish in your life please do it quickly! Don't put things off too long!! Life goes by quickly. So, do what you can today, as you can never be sure whether this is your winter or not! You have no promise that you will see all the seasons of your life...so, live for today and say all the things that you want your loved ones to remember...and hope that they appreciate and love you for all the things that you have done for them in all the years past!!

"Life" is a gift to you. The way you live your life is your gift to those who come after. Make it a fantastic one.

LIVE IT WELL!

DO SOMETHING FUNI BE HAPPY I HAVE A GREAT DAY

Remember "It is health that is real wealth and not pieces of gold and silver.

Life Is Too Short

Life is too short to let even one day be frenzied or frazzled or frittered away. Life is too short not to take time to do the things that will hold the most meaning for you.

So let yourself float like a leaf on a stream, relax with your memories and let yourself dream.

Throw out your list that's impossibly long, and dance a few steps to a favourite song.

Turn off the news and go find someone real who'll listen and talk and affirm what you feel.

Life is too short and flies by if you let it, so choose what you want every dayand go and get it.

LIVE HAPPY IN 2013!

TODAY IS THE OLDEST YOU'VE EVER BEEN, YET THE YOUNGEST YOU'LL EVER BE SO - ENJOY THIS DAY WHILE IT LASTS.

- ~Your kids are becoming you.....but your grandchildren are perfect!
- ~Going out is good.. Coming home is better!
- ~You forget names.... But it's OK because other people forgot they even knew you!!!
- ~You realize you're never going to be really good at anything.... especially golf.
- ~The things you used to care to do, you no longer care to do, but you really do care that you don't care to do them anymore.
- ~You sleep better on a lounge chair with the TV blaring than in bed. It's called "pre-sleep".
- ~You miss the days when everything worked with just an "ON" and "OFF" switch..
- ~You tend to use more 4 letter words ... "what?"..."when?"... ???
- ~Now that you can afford expensive jewellery, it's not safe to wear it anywhere.
- ~You notice everything they sell in stores is "sleeveless"?!!!
- ~What used to be freckles are now liver spots.

~You have 3 sizes of clothes in your closet.... 2 of which you will never wear.

~~~But Old is good in some things: Old Songs, Old movies, and best of all, OLD FRIENDS!!

Stay well, "OLD FRIEND!"
Send this on to other "Old Friends!" and let them laugh in AGREEMENT!!!

It's Not What You Gather, But What You Scatter That Tells What Kind Of Life You Have Lived.

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