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HĀLAU MŌHALA ‘ILIMA
CELEBRATE
40 YEARS OF HULA

PAGE **14**




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MAULI OLA IS OUR DESTINY

Aloha mai kākou,

Back in 1980, when the Office of Hawaiian Affairs was in its infancy, life was different. Most of us only had phones in our homes and offices. We didn't have instant access to sports scores and actually had to stand up to change the channel on our television sets. Our kupuna had to wait to get letters and photographs to find out how their mo‘opuna were doing.

The progress we've made in technology has been stunning. We're all more connected. With social media and other advances, we know each other's business even though our families and friends might be halfway around the world. You can monitor the exact position of the Hōkūle‘a by navigating to hokulea.com.

The world has changed but have we? Are we stuck in the 1980s?

Are we still listening to KC and the Sunshine Band looking for our boogie man?

That might sound a little silly, but it reminds us at OHA and in the New Year, we need to take a step back and evaluate where we were and where we want to be.

In this age of unprecedented connectivity, we have to listen more and talk less. And not just hear what people are saying, but to listen and connect with our na‘au. We know we have a diverse community, and might not always agree, but we can listen and understand each other and come to an understanding that takes into account each other's mana‘o.

But we cannot afford to shout instructions down from our ivory tower. That's not how things work anymore. We have to find ways to work with each other and take the long view.

We need to take a step back and figure out whether we are winning the battle or the war. And in the 21st Century, winning the war might consist of conceding some battles but realizing what our goals are.

At the Office of Hawaiian Affairs, it means Administration and Trustees need to work together to come out with one voice that is informed by our beneficiaries from all walks of life. We need to listen more and talk less, and then work collaboratively with some folks we've never worked with before.

Change is incremental; it doesn't happen overnight.

One of our biggest changes last year won't

generate any headlines. We've reached out to many people we've never reached out to before. They've invited us to the table and they're willing to listen and we're willing to educate.

But we're at the table. We're taking the long view. Make no mistake, we disagree on many things, but over the long haul, they want to do right by Native Hawaiians. And as long as we're at the table, we're not on the menu.

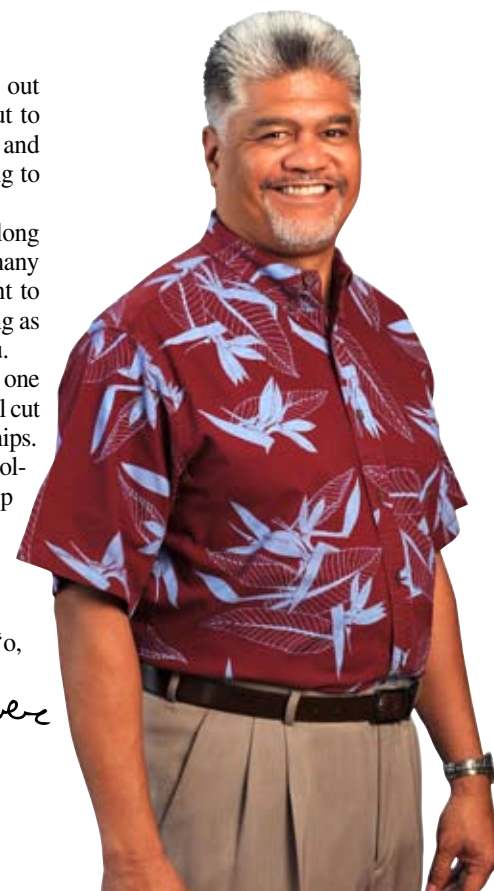
Our vision for this year is for there to be one OHA, unified with the community. We will cut down on the politics in favor of partnerships. There will be less controversy and more collaboration. And above all, our leadership will be pono and work with you.

And so I ask, will you work with us so we can lead together?

‘O au iho nō me ke aloha a me ka ‘oia‘i‘o,

Kamana'opono M. Crabbe

Kamana'opono M. Crabbe, Ph.D.
Ka Pouhana/Chief Executive Officer



Kamana'opono M. Crabbe, Ph.D.
Ka Pouhana,
Chief Executive Officer

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BY STERLING WONG

Annually, OHA advocates for the Hawaiian community at the Hawai'i State Legislature. Here is a summary of the measures in this year's OHA package of proposed bills.



Photo courtesy: Kūlana Hawai'i

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Kūlana Hawai'i weight management program opens a new location on the leeward side of O'ahu.

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SUBMITTED BY NA'I AUPUNI

In light of pending litigation to stop the Hawaiian elections Na'i Aupuni has pulled the plug and invited all candidates to participate in the 'Aha.

GOVERNANCE

EA

To restore pono and ea, Native Hawaiians will achieve self-governance, after which the assets of OHA will be transferred to the new governing entity.

OHA gears up for the legislative session

By Sterling Wong

Each year, OHA's Public Policy staff reviews thousands of bills introduced during the legislative session, and tracks and testifies on hundreds of measures relevant to the Native Hawaiian community. In addition, Public Policy staff advocates for a package of bills developed and introduced by OHA, specifically intended to further the interests of the agency's beneficiaries.

The following is a summary of the measures that OHA will be pursuing at the Legislature this year. While Public Policy staff will endeavor to ensure that our legislators understand the benefits of OHA's legislative package, the success of these bills depend upon the support of the broader community, and their willingness to get engaged in the legislative process. For more information on how you, your family and your friends can support these measures and the interests of the Native Hawaiian community, please visit www.oha.org/legislation.

• Mauna Kea Subleasing Rules

Concerns over the appropriate use and stewardship of Mauna Kea have persisted for the past four decades. Environmental groups, cultural practitioners, and even the state Auditor's office have repeatedly expressed discontent with the University of Hawai'i's stewardship of Mauna Kea's natural and cultural resources. As one of our state's most sacred sites, Mauna Kea should be managed in a way that respects its value and significance, and in a manner that instills public confidence.

Over the years, observatory subleases presented the University with numerous opportunities to charge sufficient rent to care for Mauna Kea. However, even the most recently approved sublease for the \$1.3 billion Thirty Meter Telescope – the only sublease to charge more than a nominal \$1 rent – would provide just a portion of the funds needed for management activities. Accordingly,

the University uses an unknown amount of taxpayer funds, research dollars and grant funds to supplement operations and stewardship of Mauna Kea.

While not taking a position for or against future subleases, this bill

2016



For the review process to be successful, agencies and applicants should conduct broad consultation with the community and experts as early as possible. Of particular value is the input of those who are intimately familiar with the natural resources, cultural sites, and cultural practices associated with a given project area. However, the process for gathering such input is not clearly defined, and outreach approaches may vary significantly, often resulting in people learning about projects in their communities when it's too late.

Accordingly, this measure would require a notice to be posted at the site for a proposed project early in the environmental review process to solicit comments from those with particular environmental or cultural knowledge of the project area. This, in turn, would facilitate more fully-informed decision-making, reduce the potential for unforeseen impacts, and promote greater protection for Native Hawaiian traditional and customary practices.

• Remnant Sales

Passed in 2009, Act 176 was part of the settlement of a lawsuit in which OHA and others sought to prevent the state from alienating "ceded" lands until Native Hawaiian claims to those lands have been resolved. The law requires state agencies to receive approval by the Legislature for any proposed sale of public land, including "ceded" lands. An exception to these requirements is for the sale of "remnants," which are usually vacated or abandoned roads or lands that were condemned but are no longer needed. As a result of these characteristics, remnants are usually small parcels of land that are not economically or physically suitable for development.

In recent years, the BLNR has used a broad interpretation of remnant to classify and sell two significant parcels of state land, including a five-acre parcel of "ceded" lands containing a stream and waterfall. These sales occurred without any legislative approval as would be otherwise required under Act 176.

Accordingly, this measure would seek to give OHA the right of first refusal for any proposed remnant sales to ensure that public lands, including "ceded" lands, are not being inappropriately classified as remnants and sold in contravention to the purpose and intent of Act 176. This can ensure that ceded lands which may otherwise be alienated can instead be held in trust by OHA on behalf of the Native Hawaiian community. ■

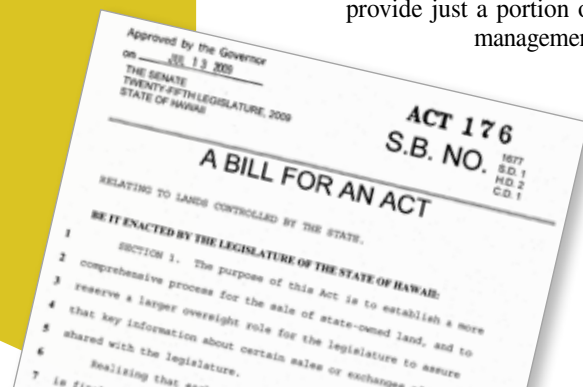


Mauna Kea. - Photo: KWO archives

would require a "fair rate of return" for any subleases, observatory and otherwise, taking into account the costs of management and mitigation actions, through an open public process established through administrative rules.

• Environmental Review Notice

Hawai'i's environmental review laws are intended to allow agencies to take a "hard look" at the environmental and cultural impacts of their actions, such as permit and zoning approvals for developments. These laws require the preparation of Environmental Assessments and Environmental Impact Statements, which provide an analysis of a proposed project's potential impacts as well as mitigation measures.





Na'i Aupuni terminates election process

‘Aha will go forward. All registered candidates will be offered seat as delegates

By Na'i Aupuni

Na'i Aupuni announced today that it has terminated the Native Hawaiian election process but will go forward with a four-week-long ‘Aha in February. All 196 Hawaiians who ran as candidates will be offered a seat as a delegate to the ‘Aha to learn about, discuss and hopefully reach a consensus on a process to achieve self-governance.

Na'i Aupuni President Kuhio Asam said Na'i Aupuni's goal has always been to create a path so Native Hawaiians can have a formal, long-overdue discussion on self-determination. "Our goal has always been to create a path so that Hawaiians can gather and have a serious and much-needed discussion about self-governance," Asam said. "We anticipated that the path would have twists and turns and even some significant obstacles, but we are committed to getting to the ‘Aha where this long-overdue discussion can take place."

He said due to the delays caused by the ongoing litigation – that could continue for years – it was decided that the most effective route at this point would be to offer to convene all of the remaining delegate candidates and allow them to an opportunity to organize Hawaiians and achieve self-governance.

Na'i Aupuni said Election-America has been informed to stop the receipt of ballots, to seal ballots that have already been received, and to prevent anyone from counting the votes.

Na'i Aupuni attorney William Meheula said consistent with offering to seat all candidates, Na'i Aupuni has decided that the election votes will never be counted. "Thus, the Akina litigation, which

seeks to stop the counting of the votes, is moot, and Na'i Aupuni will take steps to dismiss the lawsuit," he said. "To be clear, Na'i Aupuni does not know and will never learn the election results."

Asam said Na'i Aupuni will manage the process of the ‘Aha but not the substance of the discussions. "We have retained Peter Adler and Linda Colburn of The Mediation Center of the Pacific to serve as facilitators to lead the instruction week and to thereafter assist in organizing the delegates," he said. "They will contact the candidates who decide to participate in the ‘Aha."

The confirmation deadline to participate in the ‘Aha is Dec. 22, 2015. An email will request that the candidates confirm whether they intend to accept the terms and attend the ‘Aha that runs the month of February 2016 and will be held at a meeting facility in Kailua, Oahu. On Dec. 23, 2015, Na'i Aupuni will post the list of delegates on its website.

Asam said a key component of the ‘Aha is the education and information the delegates will receive during the first week regarding constitution building, federal Indian law, international law regarding de-occupation, decolonization, the rights of indigenous people, U.S. Constitution issues that relate to Native Hawaiian self-governance, the ceded lands claim, background on Hawaiian Home Lands, Kingdom Law and constitutions drafted by sovereignty groups. ■

This article was submitted by Na'i Aupuni. The views and opinions expressed are those of the authors and do not necessarily represent the official position of the Office of Hawaiian Affairs or the staff of Ka Wai Ola.

Na'i Aupuni Frequently Asked Questions

Q: Why is Na'i Aupuni proceeding with the ‘Aha and inviting all 196 Native Hawaiians who were running to be delegates to the convention?

A: Our goal has always been to create a path so that Hawaiians can gather and have a serious and much-needed discussion about self-governance. We anticipated that the path would have twists and turns and even some significant obstacles, but we are committed to getting to the ‘Aha where this long-overdue discussion can take place. The 196 delegate candidates have publicly indicated that they are serious about taking part in such a gathering and dialogue. They have campaigned and stepped forward to let the community know who they are. Community groups have also sponsored events and forums to further provide access to the candidates. Both the candidates and most of the Native Hawaiian community want to have this discussion and we intend to support them by moving forward with the ‘Aha. Consistent with offering to seat all candidates, Na'i Aupuni has decided that the election votes will never be counted. Thus, the Akina litigation, which seeks to stop the counting of the votes, is moot, and Na'i Aupuni will take steps to dismiss the lawsuit. To be clear, Na'i Aupuni does not know and will never learn election results.

Q: Will the ‘Aha still start with an instruction section?

A: Yes, a key component of the ‘Aha is the education and information the delegates will receive during the first week regarding constitution building, federal Indian law, international law regarding de-occupation, decolonization and the rights of indigenous people, U.S. Constitution issues that relate to Native Hawai'i self-governance, the ceded lands claim, background on Hawaiian Home Lands, Kingdom Law and constitutions drafted by sovereignty groups.

Q: You have changed the ‘Aha from convening over eight weeks for 40 delegates to convening for only four weeks with 196 candidates. Why was that change made?

A: This is not a convening of elected delegates. By convening the candidates we are supporting their desire and the community's desire to have this much-needed, long-overdue discussion about the future of Native Hawaiians. This ‘Aha will provide the candidates with information of the main issues relating to sovereignty including the various forms of self-governance. Our goal always has been to create a path so that Hawaiians can gather and have a serious much-needed discussion about the future of Native Hawaiians. Given the delays caused by the ongoing litigation that could continue for years we decided that the most effective route at this point would be to offer to convene all of the remaining delegate candidates and allow them to meet, learn, debate and hopefully reach a consensus on a process to achieve self-governance.

Q: If the meeting of the delegate candidates does not result in a proposed reorganized governing document or constitution that can be ratified by Hawaiian voters, what is the point of the meeting?

A: Whatever is discussed and proposed will be up to the delegates, not Na'i Aupuni. However, Na'i Aupuni believes that the convening of this leadership group will be the first step toward reorganizing a government that the majority of Hawaiians support.

Q: What will be Na'i Aupuni's role in the ‘Aha?

A: Na'i Aupuni will manage the process of the ‘Aha but not the substance of the discussions. Na'i Aupuni has retained Peter Adler and Linda Colburn of The Mediation Center of the Pacific to serve as facilitators to lead the instruction week and to thereafter assist in organizing the delegates. Linda and Peter will be in contact with the candidates who decide to participate in the ‘Aha shortly after the confirmation deadline of Dec. 22, 2015. An email that was sent to the delegates offering details and financial assistance to attend the ‘Aha can be found on our website. The email requests that the delegates confirm by Dec. 22, 2015, whether they intend to accept the terms and attend the ‘Aha that runs the month of February 2016 at a meeting facility in Kailua, O'ahu.

On Dec. 23, 2015, we will post the list of delegates on our website.

Q: OHA provided a grant to the Akamai Foundation for the benefit and use by Na'i Aupuni to organize an election and convention for Native Hawaiians. Are there any legal consequences to Na'i Aupuni cancelling the actual election?

A: The Grant Agreement, which is on our website, states that OHA will not control or affect Na'i Aupuni's decisions and that Na'i Aupuni has no obligation to consult with OHA. Thus, OHA is learning about this announcement along with the rest of the community at this time. Na'i Aupuni did not consult with OHA about this change of plans, and Na'i Aupuni believes that it is authorized under the Grant Agreement to proceed in this fashion. The Akina plaintiffs and perhaps others may sue to obstruct the convening of the candidates, but Na'i Aupuni believes that that case would be without merit because: (1) the current process does not involve an election, (2) conducting this ‘Aha does not constitute state action, and (3) use of OHA's public land trust funds in this manner is consistent with the Admission Act, the Hawai'i Constitution and Ninth Circuit law. ■

This FAQ was submitted by Na'i Aupuni. The views and opinions expressed are those of the authors and do not necessarily represent the official position of the Office of Hawaiian Affairs or the staff of Ka Wai Ola.

LAND & WATER

'ĀINA

To maintain the connection to the past and a viable land base, Native Hawaiians will participate in and benefit from responsible stewardship of Ka Pae 'Āina O Hawai'i.

HĀ'ENA AHUPUA'A

Subsistence fishing with the collective wisdom of the community, past and present

By Wayne Tanaka

The bite of the morning chill keeps the lawai'a alert as he crouches, low, along the rocky shoreline of Hā'ena. Scanning the surf for moving shadows, an irregular swirl of water, Keli'i lets his throw net fly. Soon after the splash, flashes of silver-gray give away the nenu caught in the *suji's* embrace, their last meal of limu kohu quickly forgotten.

What would be a typical harvest to feed his family, or to share among neighbors, will today go toward a more extraordinary meal. For today, the Hui Maka'āinana o Makana will celebrate the adoption of the first community-based subsistence fishing area rules for the Hā'ena ahupua'a, resurrecting practices, values, and a management philosophy that had sustained the people of the land for generations past.

The state's adoption of a community-driven management approach for Hā'ena countered a trend set over a century ago, when Annexation and the Organic Act sought to replace the ahupua'a-based konohiki system with a more Western, top-down approach. The eventual abolishment of the konohiki would deprive many Hawaiian communities of their ability to manage the local resources upon which they and their ways of life depended: notwithstanding subsequent and substantial declines, Honolulu continued to maintain its authority over all waters under state jurisdiction.

The Hā'ena rule adoption came about only after thousands of volunteer hours and hundreds of community meetings over the course of 20 years, by the tireless, patient, and passionate members and friends of the Hui. In the final push, it was the coming together not only of the Hui and its



Hui Maka'āinana o Makana members and guests celebrate the adoption of the Hā'ena CBSFA rules.
Photo - Kim Moa



Kua'āina from across the Pae 'Āina seeking to restore traditional community stewardship and sustainable subsistence practices.

members, but of other subsistence communities throughout Hawai'i, that overcame the bureaucracy, skepticism and political turbulence that had obstructed the Hā'ena rule proposal for half a decade. The shared vision of all supporters – of continuing cultural traditions and values, of restoring fabled abundance, of providing for their families for generations to come – proved more powerful in the end than the fears of change and uncertainty, underpinning the status quo.

So on Nov. 15, 2015, in the nearby ahupua'a of Waipā, the families of Hā'ena hosted a celebratory lū'au for all who had supported their work. Under the watchful eyes of Auntie Jodie, Auntie Nalani and the Hui's cooking crew, Hui members unloaded pot after steaming platter of food prepared that day, by their ancestral Ke'e lo'i fields: Uncle Tommy's chicken hekka, roast pork, kalua pig, deep-fried nenu, limu kohu, poi and Noah's famous imu-baked rice pudding, among

others, weighed down the serving tables. Not present in the locally-sourced meal: 'opihi, which the Hā'ena community had, through their rules, given up for the next five years, to ensure that the delicacy could be available for the next 50.

A mouthwatering fragrance wafted over the guests as they arrived, while a growing group of children splashed in the mud, chased chickens and captured spiders in the fading sunlight. As the sun set, the keiki of Halele'a – the true motivation for the work and sacrifices of the Hui over the years – formally welcomed all assembled with an 'oli that raised the skin.

Later that night, during a round of speeches, Kevin Chang of Kua'āina Ulu 'Auamo would call out to the 16 or so communities represented under the Waipā Foundation's tent: "Mo'omomi, Miloli'i, Kāpahulu, Waimānalo, Ho'okena, Lāna'i, Wailuku ..."

Each name, for him, was a symbol of hope for a future Hawai'i that could boast the long-lost abundance of its past. Each community representative, perhaps, saw Hā'ena as the first trickle of water into an 'auwai that been cleared for the first time in decades; the weight of their collective efforts would soon turn that trickle into a gushing stream, to grow the fields that would feed their families for generations. There was still much work to be done, relationships to maintain, strategies to be developed in the years ahead; the lū'au was in fact the beginning of yet another intense weekend workshop, for all to plot the next course forward. But this evening, for a rainy, muddy, joyous moment, it was time for all to rest and reflect. As Hui Vice President Uncle Keli'i would observe in his own speech, with hope and humility in his shaking voice: "This is history, all the way. We made history." ■

Becoming healthy one pound at a time

Kūlana Hawai‘i opens new branch; program reports more than 2,800 pounds lost by Native Hawaiians

By Aukahi Austin Seabury, Ph.D.

Kūlana Hawai‘i is a health and weight management program that was developed here for Hawai‘i. Our unique approach to weight management combines expertise in nutrition, health psychology and fitness with an understanding of our culture and the stress of the modern lifestyle. We provide motivation and support to help people reach their health and fitness goals. We are proud to say that over the past four years, we have helped Native Hawaiians lose over 2,800 pounds overall.

In fact, our program has had many positive impacts on our participants’ lives including:

- Increase in exercise (an average of one hour more per week)



Professionals offer individual support and nutrition expertise to Kūlana Hawai‘i participants, as well as group exercise activities. - Photos courtesy: Kūlana Hawai‘i

- Reduction in weight and blood pressure
- Improvement in overall functioning including less stress and improved sleep

This year, we have expanded our weight management program to Leeward O‘ahu to extend our reach and make services more accessible. We are very fortunate to be partnering with Leeward Community College’s Hālau ‘Ike o Pu‘uloa to bring Kūlana Hawai‘i to their campus. Members of the Leeward community as well as students on campus will be able to participate in our program.

While anyone can join the program and access our services, the program has been free for Native Hawaiians for the past four years through the support of the Office of Hawaiian Affairs.

At Kūlana Hawai‘i, you learn about health, nutrition, stress and fitness, get coaching and individualized support, and sweat in our exercise classes all while laughing and having a great time with an awesome group of people.

We take our participants out to hike, do service projects at community gardens and lo‘i, and make nutrition fun and doable through cooking demonstrations and fieldtrips to the grocery store.

When we ask our participants to describe Kūlana Hawai‘i, they say, “It’s really a family.” Our participants have

created a community of support for one another because they really understand and can relate to each other’s experience, no matter how different their lives seem.

Kūlana means “stature, how you carry yourself.”

To help people get to healthier living, we don’t just focus on the pounds. We focus on the small changes a person can make to live healthier overall and then help them to keep the changes they’ve made. We understand that when you can feel good about yourself because you’re living healthier, you walk taller, feel more powerful, and make better choices for your health. That’s really the key to weight management and more importantly to a long, healthy, happy life overall.

Change is hard. It turns out that most people already know some of the things they could do to live healthier. The challenge is doing those things consistently. An even greater challenge is getting a change started. The most difficult parts about starting a habit of daily walking are the first two steps away from the couch. At Kūlana Hawai‘i, we understand about competing demands and how hard it is for folks to keep their own health in their top five priorities each week. Our health psychologists, dietitians, and fitness instructors can be there with you each step of the way, with support, encouragement and sound advice on the strategies that are most likely to work for you so that you get the biggest bang for your buck out of the effort you put in. “I’m not getting scoldings for not doing something. We problem solve to help me fix it.” said Linda, a program participant.

Whether you’re thinking for the first time that you want to change your health, or you’ve been trying for years to get healthier and lose weight without long term success, we can help. Even folks who just want to stay consistent with the good habits they already have can find the support they need within Kūlana Hawai‘i.

Kūlana Hawai‘i is open for enrollment, with our next round of classes beginning in January. This year, join the hundreds of folks who have already started living healthier. Get started with us at Kūlana Hawai‘i.

For more information or to join the program in Leeward or Honolulu, call us at 808-525-6234, email at info@iolalahui.org, or visit our website at www.iolalahui.org/kulana. In Honolulu, our new office and gym are located in the Ala Moana Building at 1441 Kapi‘olani Blvd., Suite 1802. Kūlana Hawai‘i is a program of I Ola Lāhui, a 501(c)(3) Hawai‘i nonprofit corporation. ■

Aukahi Austin Seabury is the executive director of I Ola Lāhui.

HEALTH

MAULI OLA

To improve the quality and longevity of life, Native Hawaiians will enjoy healthy life-styles and experience reduced onset of chronic diseases.



TMT Mauna Kea construction permit invalidated

By KWO Staff

The Hawaii State Supreme Court has invalidated the permit allowing construction of the \$1.4 billion Thirty Meter Telescope atop Mauna Kea. The unanimous ruling in early December found the state Board of Land and Natural Resources should not have approved the project's Conservation District Use Permit before holding a contested case hearing on the permit.

The high court faulted the BLNR's process in its ruling. In the majority opinion, Chief Justice Mark Recktenwald wrote, "Quite simply, the Board put the cart before the horse when it issued the permit before the request for a contested case hearing was resolved and

the hearing was held. Accordingly, the permit cannot stand."

The court ordered the issue sent back to the BLNR "so a contested case hearing can be conducted before the Board or a new hearing officer."

Office of Hawaiian Affairs Ka Pouhana (CEO) Kamana'opono Crabbe issued a statement saying, "The Office of Hawaiian Affairs respects the court's decision. Our priority is ensuring responsible stewardship of Mauna Kea for all the people of Hawai'i, and the continued reverence for this sacred mountain. OHA continues to urge all parties to be responsible stewards and protect our traditional and customary rights and practices as required by the Constitution, state laws and regulations. The Office of Hawaiian Affairs



Artist rendering of the proposed Thirty Meter Telescope . - Courtesy TMT

appreciates the court's vigilance in ensuring proper procedures are followed to protect our land and cultural resources."

Meanwhile, University of Hawai'i President David Lassner sent a letter to Department of Land and Natural Resources Chair Suzanne Case confirming that the TMT project site is the last new area on the mountain where a

telescope project will be contemplated or sought.

In the letter, Lassner stated that it "shall constitute a legally binding commitment and may be regarded as a condition of the University of Hawai'i's current lease(s) and of any lease renewal or extension proposed by the University." ■

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OHA Board Actions

Compiled by Garrett Kamemoto

The following actions were taken by the Office of Hawaiian Affairs Board of Trustees, and are summarized here. For more information on board actions, please see the complete meeting minutes posted online at <http://www.oha.org/BOT>.

		Board of Trustees								
		Ahu Isa	Ahuna	Akana	Apo	Apoliona	H. Lindsey	R. Lindsey	Machado	Waihe'e
November 19, 2015	Motion to approve the adoption of an OHA Water Policy along with Attachment A: Water Backgrounder Appendix, where upon approval, both will be included in the Executive Board Policy Manual of the Board of Trustees, as fully stated in Action Item BAE 15-06.	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>
	Motion to approve the adoption of a Board of Trustees (BOT) policy to be included in the OHA Board of Trustees Executive Policy Manual as a new section numbered 2080 entitled "Iwi Kupuna" within the 2000 Series on Beneficiary Support and Services: 2080 Iwi Kupuna Care, Management, and Protection of Iwi Kupuna 2.8. a. Consistent with its advocacy regarding the Hawaiian culture, OHA shall protect and promote the reverence and cultural importance of proper care, management, and protection of ancestral Native Hawaiian remains or iwi kupuna. Recognizing that iwi is culturally "considered the most cherished possession" as defined by Mary Kawena Pukui as well as oral and written historical accounts, OHA shall ensure that in all OHA efforts and initiatives, the proper care, management, and protection of iwi kupuna is of paramount consideration. OHA also recognizes that the care and disposition of iwi kupuna is primarily an 'ohana kuleana and shall promote the active involvement of descendants and 'ohana in matters regarding the treatment and disposition of iwi kupuna. In furtherance of this policy objective, OHA shall: 1. Formulate consistent responses in the planning, consultation, and decision making regarding the care, management, and protection of iwi kupuna; and 2. Ensure that all relevant OHA land management and planning documents, contractual agreements and grant agreements include an acknowledgment of a higher cultural standard of care regarding the care, management, and protection of iwi kupuna, which may exceed minimal requirements set forth in law and rule; and 3. Consult with the Native Hawaiian Historic Preservation Council for guidance on iwi issues when deemed necessary by the Chief Executive Officer.	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>
	Motion to approve the following candidates as OHA's 2016 nominees for appointment to the Island Burial Councils for transmittal to the Governor: • Gail Mililani Makuakāne-Lundin, Nominee for Hilo or Puna regional representative on the Hawai'i Island Burial Council • Solomon Church, Nominee for Hāna regional representative on the Maui/Lāna'i Island Burial Council • Keao Nesmith, Nominee for Waimea/Nāpali, Kawaihau, or Hanalei regional representative on the Kaua'i/Ni'ihau Island Burial Council	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>
December 3, 2015	Motion to support the following new legislative proposals and approve their inclusion in the 2016 OHA Legislative Package: • OHA-8 Mauna Kea Sublease Rules: Requires the University of Hawai'i to promulgate rules for the subleasing of Mauna Kea lands, which shall describe the method by which it will ensure a "fair rate of return" in establishing sublease rent. Provides for a public hearing process for the public and stakeholders to review and comment on proposed sublease terms and fees. • OHA-9 Posting Notice for Environmental Review at Project Sites: Requires agencies and applicants to post a "Notice of Preparation" of an environmental assessment or environmental impact statement for a site-specific action at the physical site or sites that may be directly impacted by the action. • OHA-10 Remnants Right of First Refusal: Provides OHA with a right of first refusal to purchase remnant parcels, prior to their disposal to any other entity.	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>
	Motion that the Office of Hawaiian Affairs' ("OHA") Board of Trustees directs its Ka Pouhana (Chief Executive Officer) to timely submit OHA's comment in strong support of the proposed rule with amendments, including comments explaining why the proposed amendments should be made, in response to the Department of the Interior's ("Interior") proposed rule for Procedures for Reestablishing a Formal Government-to-Government Relationship with the Native Hawaiian Community.	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>	<div></div>

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The Gift of Prophecy



By Claire Ku'uleilani Hughes,
Dr. PH., R.D.

Many years ago, a pā for training warriors was located in Anahaki village on Moloka'i's north shore. A kind, wise and highly-respected chief governed the village and trained warriors. This chief had a gift of prophecy. And he used his gift to protect the villagers, saving them from famine, bad weather, poor fishing seasons and enemy attacks. He was also able to console them with promises of returning rain or improving hunting and fishing. His

prophecies were never wrong.

A young warrior-in-training envied the chief. He wanted to be as beloved and powerful as the chief. In fact, he wanted to be the next chief. But, because the young warrior was not a family member, it would be more difficult. He pondered ways to obtain his desire. If he performed an extraordinary feat or deed ... then, in spite of his lineage, he would be considered. He was sure this would sway the villagers. Mostly, he envied the chief's gift of prophecy. If he could only do that, it would clinch his selection. How was the chief always correct?

Deviously, the warrior watched the chief. One dark midnight, the chief left his hut and walked to the ocean. Concealed by shadows, the warrior followed. The tide was low. The chief easily descended a rocky shelf and entered a cavern beside the reef. The young war-

rior observed the chief enter, then move to a small rock shelf, pick up a shell and hold it to his ear. The chief spoke, but the warrior could not hear what was said. He saw the chief replace the shell and speak, again. Both returned home.

The next day, the chief announced the village would be attacked by warriors from the east. These warriors were envious of Anahaki's fertile fishing grounds, and wanted to freely fish there. Their requests had never been denied. However, the chief had observed their reluctance to leave and resentful thanks.

The warriors prepared for the attack, concealing themselves behind the village's stone wall. They prepared their spears and stones for their slings. They awaited the chief's commands. After midnight, the lookouts detected attackers sneaking toward the village. When the enemy was close, the chief gave his command. Slings were used and once the stones were spent, the warriors used spears. They achieved victory.

Surreptitious observation of the chief brought the warrior closer to the cavern on the chief's next visit. The chief spoke, saying, "Forgive me, for I am listening to what you say." Silence followed and the chief replaced the shell. His mahalo (thanks) was heard. The next morning, the chief revealed that an unknown villager wanted to be chief. The young warrior remained silent.

Late that night, the warrior hurried to the cavern, retrieved the shell and put it to his ear. He heard nothing. He said, "Speak, that I may hear your wise sayings." A voice warned that the Anahaki spring would soon dry up and villagers should temporarily move to Pipika. The chief had no message for the village the next morning. But the young warrior grew increasingly nervous. He had to leave the village. He asked his family to move to Pipika. He revealed that the village would be without water for weeks, as spring would run dry. His grandmother gazed intently at him,

voicing her disbelief. However, his parents and siblings agreed to go. His grandmother refused. She knew the chief would warn them, if this were so.

Villagers, including the chief, saw the family's preparations. The chief asked where they were going and the young warrior revealed their plan to go to live in Pipika.

"Why now?" asked the chief. Then, he asked, "How will you fish?" The warrior responded that they would return to Anahaki to fish. The chief spoke sadly, "You cannot come back. Once you leave the village, then you are no longer welcome. If you come back, you will be driven away." Thus, they were banished forever.

The young warrior realized that his ambition and envy – and ego – had caused exile of his family. He realized that the chief not only possessed a gift of prophecy, the chief had wisdom that came with life experience and intelligence.

(This tale is one of Harriet Ne's collection.) ■

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Nā Ho'okama a Pauhi recipient
Kawailehua Engle-Kamano is a
Hawaiian Studies major at UH Mānoa

COURT FINDS STATE ILLEGALLY DENIED FUNDS TO DHHL

Contributed by the Native Hawaiian Legal Corporation

After an eight day trial that concluded in July, First Circuit Court Judge Jeannette Castagnetti has ruled that the State violated its constitutional duty by its continuing failure to provide adequate funding to the Department of Hawaiian Home Lands (DHHL). In a 40-page decision issued in late November, the court, concluded, "the legislature has failed to appropriate sufficient sums to the Department of Hawaiian Home Lands for its administrative and operating budget in violation of its constitutional duty to do so. This failure includes every fiscal year since at least 1992."

In her ruling Judge Castagnetti noted that the "DHHL suffers from a lack of funding and staffing, which adversely affects beneficiaries of the Hawaiian Home Lands Trust."

In fiscal year 2009, the legislature provided DHHL with less than \$900,000 in general funds for its administrative and operating budget. For the next four fiscal years, the legislature appropriated no general funds to DHHL. Funding was only restored after the Hawai'i Supreme Court ruled in 2012 "the State has failed, by any reasonable measure ... to provide sufficient funds to DHHL." For the last three years, the legislature has provided \$9.6 million to the department. Decem-

ber's court ruling will require that the legislature appropriate at least \$28 million to the department for this coming fiscal year.

In her ruling, Judge Castagnetti also concluded that the Hawaiian Homes Commission has a "duty of loyalty to the beneficiaries of the Hawaiian Home Lands Trust – not the governor or the Department of Budget and Finance."

"Insofar as the years of underfunding by the State continued to place DHHL in the intolerable position of having to use the Department's own funds ... to pay for its administrative and operating expenses, it was beyond the bounds of reasonable judgment for the DHHL Defendants to not take action, to not file suit against the State and to oppose Plaintiffs in this case," Castagnetti said.

Six native Hawaiians: Richard Nelson III, Kelii Ioane, Sherilyn Adams, Kaliko Chun, James Akiona and Charles Aipia, filed this lawsuit in 2007. Akiona and Aipia have since died. According to Kaliko Chun, "This suit was filed on behalf of all native Hawaiians; to make the State live up to its constitutional obligation; to get DHHL the money it needs; to get Hawaiians off the waitlist and back on the land; and to get DHHL to act like a trustee." ■

This is part of a series of case highlights provided by the Native Hawaiian Legal Corp.

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HAHAI PONO I KE ALA KUKUI ME KA HULI AO:

Pursue the path of enlightenment through justice

By Mahina Tuteur

This past year, Ka Huli Ao Center for Excellence in Native Hawaiian Law commemorated a decade of bringing Native Hawaiians into the law and bringing the law into Hawaiian communities. Established in 2005 at the William S. Richardson School of Law, Ka Huli Ao is an academic center that promotes education, scholarship, community outreach and collaboration on issues of law, culture, and justice for Native Hawaiians and other Pacific and indigenous peoples. The center is guided by the enduring legacy of the late Chief Justice William S. Richardson, who played a pivotal role at a crucial time in our history, and whose landmark decisions are renowned for their progressive protection of cultural practices, environmental and water rights, and more.

The program took shape while Professor Melody Kapilioloha MacKenzie, a member of the law school's first graduating class, was a visiting professor at the law school. Professor MacKenzie credits Dean Aviam Soifer and the late Senator Daniel K. Inouye with helping launch the program. In just 10 short years, Ka Huli Ao has made an extraordinary contribution to the local legal community, and has inspired the next generation of 'Ōiwi lawyers and leaders to advocate on behalf of their communities and dedicate their careers to social justice.

EDUCATION: Empowering Students

Helping students 'auamo their kuleana through the law has always been at the heart of Ka Huli Ao's mission. The Native Hawaiian Law Certificate requires students to complete various courses reflecting both traditional legal disciplines and contemporary indigenous issues, ranging from Federal Indian Law to historic preservation to administrative law, and also includes clinical work and a writing component. The certificate program has grown tremendously since its inception. From 2007 to 2009, 11 students graduated with a Pacific-Asian Legal Studies certificate with a specialization in Native Hawaiian Law. Since 2010, 65 students have graduated with the now stand-alone certificate.

SCHOLARSHIP: Expanding Knowledge

Another reason to celebrate is the long-awaited publication of *Native Hawaiian Law: A Treatise*, culminating a 15-year journey to revise and expand the seminal Native Hawaiian Rights Handbook (available at: <http://www.kamehamehapublishing.org/nativehawaiianlaw/>). Spanning 21 chapters, the treatise examines the events, litigation, and political and social movements that have shaped the body of laws that affect the Native Hawaiian community today. Produced by Kamehameha Publishing in partnership with Ka Huli Ao and the Native Hawaiian Legal Corporation, the treatise has received glowing reviews from many legal scholars. Prominent Indigenous Law Professor Rebecca Tsosie of the Sandra Day O'Connor College of Law noted that the "treatise stands alone in its unique



Treatise Editor-in-Chief Melody MacKenzie (center) and executive editors Susan Serrano (left) and Kapua'ala Sproat (right) were inspired by the work of Chief Justice William S. Richardson. - Photo: Courtesy of Kamehameha Schools



Team Ka Huli Ao celebrating the launch of Native Hawaiian Law: A Treatise at Ali'iolani Hale on October 7, 2015. From left: Susan Serrano and daughter Amaya, Melody MacKenzie, Kapua Sproat, Raeanne Cobb-Adams, Shae Kamaka'ala, Josephine Danielson, and Mahina Tuteur. Not pictured: Malia Akutagawa, Avis Pooi, and Kamanamaikalani Beamer. - Photo: Courtesy of Kalā Hoe

coverage of legal issues important not only to Native Hawaiians, but to indigenous peoples worldwide. Its remarkable scope and depth makes this an essential addition to the growing body of knowledge on indigenous peoples' law."

As part of its commitment to scholarship, Ka Huli Ao faculty, led by Associate Faculty Specialist Susan K. Serrano, have mentored post-juris doctor research fellows in producing cutting-edge research on Native Hawaiian law and publishing it in Ka Huli Ao's periodic publication, 'Ohia (available at: <https://www.law.hawaii.edu/native-hawaiian-and-indigenous-scholarship-and-legal-resources>).

Celebrations are also in order for Professors MacKenzie and Kapua'ala Sproat, who both received the UH Board of Regents' Medal for Excellence in Teaching, given to faculty members who exhibit an extraordinary level of subject mastery and scholarship, teaching effectiveness and creativity and personal values that benefit students. And just this year, Professor Sproat received the IUCN Academy of Environmental Law's 2015 Distinguished Environmental Law Education Award in its Emerging Scholar category.

COMMUNITY OUTREACH: Building Communities

Striving to reach more people off campus and outside the

courthouse, Ka Huli Ao facilitates several community outreach programs, from translating historic legal documents for the public to presenting Maoli Thursday, a monthly lunchtime forum that engages students, practicing attorneys, and our lāhui in discussion on pressing legal issues facing native communities.

Ka Huli Ao has pioneered innovative legal clinics in which law students provide direct legal assistance to Native Hawaiian communities. When OHA approached Ka Huli Ao to kōkua beneficiaries on Moloka'i defending rights to ancestral land in 2011, the A'o Aku A'o Mai Initiative was born. Due to its success, the initiative has expanded to include free trainings, the distribution of legal primers and more, all to build capacity and resilience in Native Hawaiian communities on issues that affect their everyday lives. For example, in fall 2015, more than 80 community members on Maui participated in free workshops and received assistance from the Environmental Law Clinic in preparation for an administrative trial on appurtenant water rights. Over the last two years, the initiative has directly assisted or trained more than 500 individuals, most of whom are OHA beneficiaries.

Ka Huli Ao has published and held community trainings on four legal primers, which overview relevant constitutional, statutory, and administrative provisions on water rights, iwi kūpuna, traditional and customary rights, and quiet title (available at: <https://www.law.hawaii.edu/native-hawaiian-and-indigenous-scholarship-and-legal-resources>). These primers bring the law to life on the ground in Hawaiian communities, giving individuals the necessary

tools to engage in legal processes on their own.

Ka Huli Ao, with funding from OHA, also conducts legal trainings for members of state and county councils, boards, and commissions that directly impact Native Hawaiian traditional and customary rights, natural and cultural resources, and the public trust. With OHA's leadership, the enactment of Act 169 during the 2015 legislative session made this training mandatory for select boards and commissions, with the goal of ensuring that government policymakers understand and make decisions consistent with the state's fiduciary obligations to Native Hawaiians and the public trust. The next training will be held on January 16, 2016, at the law school.

Through its education, scholarship, and community outreach, Ka Huli Ao builds on the vision of Chief Justice Richardson and embodies the belief that Native Hawaiian law should reflect Hawaiian values and culture. Looking ahead, Ka Huli Ao hopes to explore, and forge, new pathways to pono and justice for generations to come. Hahai pono i ke ala kukui me ka huli ao: pursue the path of enlightenment through justice! ■

Mahina Tuteur is a post-JD fellow with the Ka Huli Ao Center for Excellence in Native Hawaiian Law. The title of the article is an 'ōlelo no'eau from Kahikūkalā Hoe.

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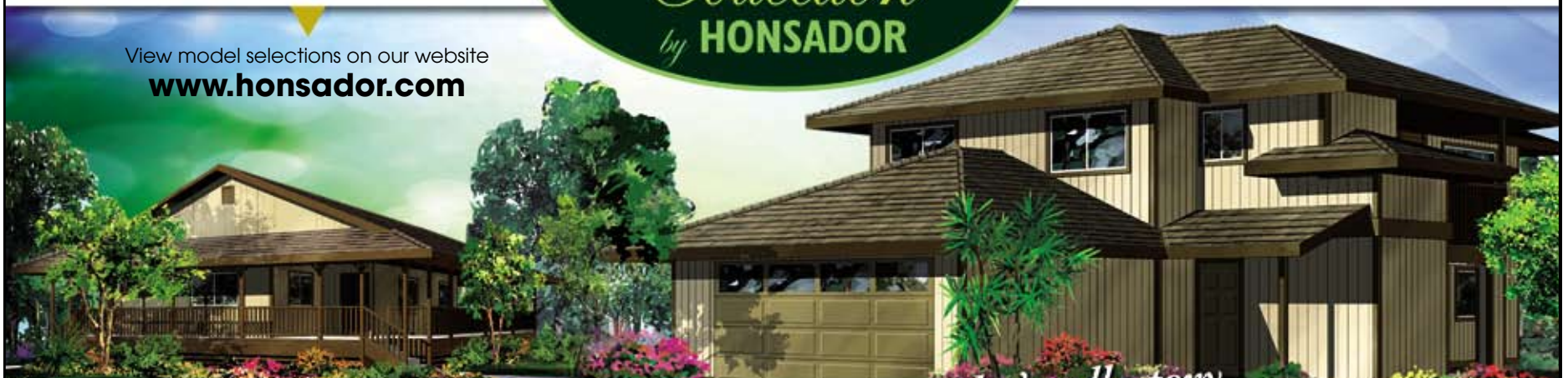
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LIVING THE CULTURE

MAPUANA DE SILVA AND HĀLAU MŌHALA 'ILIMA CELEBRATE 40 YEARS OF HULA

BY LYNN COOK

40th Anniversary Holomua Ka No'eau Concert, "My 'Ilima Souvenirs"

When: Saturday, January 30, 6 p.m.

Kumu Mapuana de Silva's Hālau Mōhala 'Ilima

Special guest Vicky Holt Takamine and her Pua Ali'i 'Ilima dancers.

Music by Keauhou with a roster of surprise guests.

Cost: Tickets \$30, \$40

Where: Hawaii Theatre charge by phone 808-528-0506 or buy online at www.hawaiitheatre.com.

Hika'alani

Commemorative 2016 calendar Celebrates Hawaiian culture and hula featuring Hālau Mōhala 'Ilima \$12, available at Na Mea Hawai'i Benefits the Hika'alani Foundation, a 501-c3 non-profit dedicated to re-establish Wai'auia as a center of stewardship and learning where Hawaiian culture in Kailua can again thrive as it did in centuries past.

The Hawaii Theatre stage will shine with the pure joy of hula in a concert on January 30, as Kumu Hula Mapuana de Silva celebrates 40 years since she was graduated as kumu by the late Auntie Maiki Aiu Lake, and 40 years of teaching – taking the great leap of faith to open Hālau Mōhala 'Ilima on a cement pad in the backyard of her family home in Ka'ōhāo, O'ahu.

"Back then, after our 'ūniki, our graduation in 1975, we couldn't stay on with our kumu," de Silva explains. "In order to continue to dance we had to find a place to dance or start our own hālau. I had encouragement from my hula brother and Kamehameha Schools classmate, Robert Cazimero." So, with encouragement from many friends and family, on Jan. 31, 1976, Hālau Mōhala 'Ilima was born. The hālau name came as a gift from friend and scholar Lokomaika'i Snakenberg.

"Charles Hopkins presented the blessing. Auntie Leiana Woodside, Auntie Maiki, Auntie Lani Kalama, Auntie Irmguard Aluli, Vicky Holt Takamine, Wayne Chang, Kepā Maly

and others were there at the birth of the hālau," recalls de Silva. "Many of my immediate family and the hula family came; hula brothers and sisters, teachers, musicians, all celebrating the beginning."

Our hula world

Talking about the early days when she first studied hula with Auntie Maiki, de Silva explains that it was a different time of learning, different from the experience of today's highly scheduled lifestyle. "Once we entered Auntie Maiki's hālau, the door closed and class began. It wasn't over until the door opened, and that was sometimes very late into the night. We were in our hula world for that time, and that world was not dictated by a Western clock. Our class was 'our world' and the time was the Hawaiian

process of allowing things to happen in their own time."

Lake was known as a strong teacher, offering love and respect and an open heart and ear for her dancers. She is quoted in many articles as saying, "take what I have given you and make it better." The same philosophy is alive in de Silva's teaching.

Her hula sister, Takamine, is often a Merrie Monarch Hula Competition judge. Her hula brother, Cazimero, presents his hālau every 10 years. In 2016, de Silva's hālau will perform for the 38th consecutive year at Merrie Monarch, the record for hula successive presentations at the world famous festival in Hilo, Hawai'i.

Fun with Mickey is something all young dancers hope for, ever since Kumu and the hālau first found their way to Magic Music Days on Center Stage at Disneyland and one invita-

tion expanded to many. It was an opportunity for the pre-teens to learn the art of travel.

Adult dancers have traveled to Maui, Hawai'i Island and Kaua'i to dance the hula of those places. With four dancers to a room or a cabin, assignments and "homework" to complete and dancing from dawn to dark, hālau travel "Mapu-style," is an all-new adult experience with a focus that couldn't be found on a vacation visit.

For one Merrie Monarch presentation the dancers needed to experience a voyage to an island with no signs of civilization. The now-defunct American Hawaii Cruise Lines provided the venue. The captain made an executive decision, turned the 850-passenger ship and sailed up the back side of Lānai where the dancers could experience an island from the ocean view. The captain commented that it was amazing how convincing Kumu Mapuana de Silva could be.

ABOVE and INSET: Hālau Mōhala 'Ilima and Kumu Hula Mapuana de Silva perform at the Prince Lot Hula Festival; LEFT: Robert Cazimero, Mapuana de Silva, Manu Boyd, Vicky Holt Takamine and Michael Pili Pang pose for a photo at the Prince Lot Hula Festival. - Photos: Wayne Iha; RIGHT: Kumu Hula Mapuana de Silva and members of Hālau Mōhala 'Ilima honor Hōkūle'a and her crew. - Photo: Nick Masagatani

Hawaiian voice

As a kumu and as a Hawaiian, de Silva does stand up and represent. In 1997, with the hula 'ohana she stood for 24 hours at the Hawai'i State Legislature, waiting for the members of the House and Senate to discuss the issue of gathering rights. According to the draft resolutions, developers wanted to ban access. It seemed to be an issue of money, and fortunately, the issue was tabled.

Last spring, leading hundreds of passionate

dancers, kumu guided her hālau directly up Mauna Kea to honor the mountain and, again, be the voice of reason in a confrontational situation.

Another passion is the adventure and success of the voyaging canoes. When Hōkūle'a, Hikianalia or Hawai'iloa arrive in Kailua, Hālau Mōhala 'Ilima is there to greet and welcome the crew and the supporters. When one of her own, Kaleo Wong trained and then served as navigator of Hōkūle'a between New Zealand and Sydney, Australia, the hālau was there to join the indigenous peoples, greeting the canoe on the Worldwide Voyage.

Thriving culture

Like everything Hālau Mōhala 'Ilima does in hula – research, writing and on-stage presentations – respect is foremost on the list. From four-year-

old students to those over 80, the first thing you learn from the kumu is to line up your slippers at the door. Take care of your hula materials, your implements, your hula book with notes and your attire. Dancers agree if you begin hula life in mid-life it takes more "learning" than the "babies." A running joke among the adult dancers is that if they attend an event and piles of slippers are at the door all "hemmajang" – you just have to line them all up.

At de Silva's hālau, dancers may stay on after 'ūniki. Some start their own hālau but still participate in the concerts. It is not unusual to spot the face of a kumu dancing in the line with Hālau Mōhala 'Ilima hula sisters from their early Merrie Monarch Festival days.

Kumu de Silva believes the traditional ways of learning still exist and thrive. The festivals of the Pacific Arts are an exam-

ple. "I look at my life as being in the right place at the right time." Attending the festivals in New Caledonia in 2000, she developed a greater understanding of the value of sharing indigenous knowledge. First attending, then leading the Hawai'i delegation, the de Silvas knew the wealth of cultural information that the festivals bring. They led the Hawai'i delegations to Palau, American Samoa, and the Solomon Islands' festivals. Guam is the next festival, in 2016. De Silva is now on the governing board of the festivals and thanks to her efforts Hawai'i has now won the bid for the 2020 gathering. The festivals will bring an intimate and in-depth cultural experience to the Hawaiian Islands with thousands of indigenous artisans who will share their traditions and knowledge, art, dance and music.

There have been thousands of students, performances, and cherished memories for de Silva over the past 40 years. During the concert, the audience will experience moments of the culture, the fun and a plethora of surprises that are unexpected, alive and are guaranteed on January 30, at Hawaii Theatre. It will be a night of "lucky we live..." ■



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Sweet SUCCESS

Hawai'i Gourmet Cookies improves efficiency with Mālama Loan

By Francine Kananionapua Murray

"All entrepreneurs have dreams," said Michael Ching, owner and operator of Hawai'i Gourmet Cookies, in a video interview with OHA. "Your actions, not well planned, end up being another chapter in your book of dreams. It never ends up being real."

One bit of advice he offers to Native Hawaiians thinking of going into business is "by all means do it. Make your dreams a reality by putting a solid business plan together, mapping out every single detail, and then do it."

There are a lot of things that need to come together for a business to be successful besides a great product or idea. The support of friends and family contribute, but you also need to have startup money and the financing to continue operating. "You can't turn your dreams and plans into actions without money."

Ching applied for a Mālama Loan. "OHA was very supportive. They offered a lot of classes to teach things like financial statements, cash flow, and profit and loss." He explained that he had some knowledge of these things, but OHA provided a more detailed understanding of business tools and how these tools can help his com-

pany to thrive.

For example, they taught him how a good business plan can convince people to support a company, a vital asset when applying for a business loan. "They were very attentive. If you submitted and you were missing some information they helped you complete it. They coached you



Left to right, Michael Ching, owner and operator of Hawai'i Gourmet Cookies, Timmy Wailehua, OHA Native Hawaiian Revolving Loan Fund Manager, and Robert Crowell, OHA Loan Fund Technical Assistant Specialist. - Photos: James Hall

in such a way that the loan officers could make as favorable a decision as possible."

Ching used the Mālama loan he received to buy equipment that made the production more efficient. His company uses a high volume business model, which typically means the business markets its product at a low price and low profit

SEE SWEET SUCCESS ON PAGE 17

SWEET SUCCESS

Continued from page 16

margin but is successful because of the high quantity of product that it is able to sell.



Tropical T-Mac cookies by Hawai'i Gourmet Cookies.

The Native Hawaiian-owned business has just a few customers, mostly wholesale clubs.

Hawai'i Gourmet Cookies makes specialty snacks like chocolate-dipped shortbread, assorted cookies

and Island Lava – a bakers' brittle – not a cookie or a candy, but a delightful crisp crowd-pleasing treat in brownie, passion fruit and coconut flavors. Whenever possible the ingredients are locally sourced, which Ching says makes them the best ingredients. "We can be more than we are today and I think we are moving in that direction. Go get the support from OHA to be the best you can be."

"For me, I would rather manage my own destiny than have my destiny managed for me," says Ching. "The best business is going to be built on what you enjoy. What you have passion for. Figure out what that is and just do it."

Watch Michael Ching's interview on video at <https://vimeo.com/148165119>.

For more information on OHA's Malama Loan Program visit www.oha.org/malamaloan. ■



Native Hawaiian Scholarship 'Aha

Learn about scholarships available to Native Hawaiian college students.

O'AHU

Kahuku High School Cafeteria

Tuesday, January 12, 2016 at 6:00 pm

Wai'anae High School Cafeteria

Wednesday, January 13, 2016 at 6:00 pm

HAWAI'I ISLAND

'Ehunuikaimalino School Cafeteria

Thursday, February 11, 2016 @ 6:00 pm

MAUI COUNTY

Lāna'i High & Int. School Cafeteria

Tuesday, January 26, 2016 @ 6:00 pm

Moloka'i - Kūlana 'Ōiwi

Wednesday, January 27, 2016 @ 6:00 pm

Hāna High & Int. School Cafeteria

Thursday, January 28, 2016 @ 6:00 pm

Sponsored by:



Pacific Association of Financial Aid Officers (PacFAA)



Native Hawaiian Education Association



Meet with scholarship providers from:

- Kamehameha Schools
- Ke Ali'i Pauahi Foundation
- Hawai'i Community Foundation
- Native Hawaiian Health Scholarship Program
- Alu Like

For more information, visit www.oha.org/scholarships

Entrepreneurship Training Classes

Sign-up for this highly successful, 8-week course for Native Hawaiians to start or grow a business.

Recent graduates of the Entrepreneurship Training Class, Don and Terri Aweau, said the class was great!

You will learn:

- Skills and knowledge to start up a business
 - Keys to successful marketing
 - How to write and present a business plan
 - Pricing your product to make money
 - Managing your finances
 - Resources you will need for your first year in business
- Students will also receive assistance in setting up a website and marketing their products at farmers' markets and "new product" shows.

WHEN & WHERE

**Tuesdays and Thursdays;
5:30 to 8:30 pm**

- Honolulu: Jan. 5 - Feb. 25
- Kapolei: Mar. 15 - May 5
- Waimānalo: Jun. 14 - Aug. 4

COST

\$300 but is FREE if all classes are attended, homework is done, and a final presentation is made. Ask about payment plans or other arrangements.

CALL TO RESERVE A SEAT!

To register, please complete, print and then electronically submit registration form at:

Honolulu class

<http://goo.gl/forms/vLyiiylu33>

Kapolei class

<http://goo.gl/forms/42AJxiPTHO>

Waimānalo class

<http://goo.gl/forms/RnbuOriKDI>

Then mail the form and your check, payable to Hi'ilei Aloha, LLC, to:

Hi'ilei Aloha LLC
711 Kapi'olani Blvd., Ste. 1430
Honolulu, HI 96813

Contact Jennifer at jenniferc@hiilei.org or 596-8990, ext. 1013 if you have questions.
Mahalo for your interest!



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Visitors explore the floor of Kīlauea caldera on the “Into the Volcano” ranger-guided hike. This hike, one of the park’s most popular, will be offered Jan. 23 as part of the Centennial Hike Series at Hawai‘i Volcanoes National Park. - Photo: Courtesy National Park Service

THE ROUGH RIDERS

Fri. Jan. 8. 7:30 p.m.

Hawai‘i music icons Henry Kapono, John Cruz and Brother Noland bring their distinct voices and the blending of their guitars together. From classics such as Friends, Coconut Girls and Island Style, these three professionals bring an evocative tone to the stage bonded by skills, determination and style. Tickets from \$35 to \$55. MACC members get a discount. Maui Arts and Cultural Center. mauiarts.org

KA MOKU O MANOKA-LANIPŌ PA‘ANI MAKAHIKI

Sat. Jan. 16. 9 a.m.

Ka Moku O Manokalanipō Pa‘ani Makahiki honors the traditional time of year where Lono ruled the land. The makahiki will feature ten traditional games, awards, cultural demonstrations, displays by community groups, a craft fair and ‘ono food. Kama‘āina and malihini ages five and above are invited to compete in the events. This alcohol and drug-free event is sponsored by OHA and the County of Kaua‘i. Free. Ann Knudsen Park, Kōloa, Kaua‘i.

BEACH CLEAN UP WITH WAIKĪKĪ AQUARIUM

Sun. Jan 17. 9 – 11 a.m.

Help keep our oceans clean and healthy by removing trash and debris from the beach and park areas around Sandy Beach Park and Wāwāmalu Beach Park. Trash bags, gloves and other supplies will be provided. Check in at Wāwāmalu Beach Park, which is on the Waimānalo side of Sandy Beach Park. Free. For more information, contact the Waikīkī Aquarium Volunteer Office at (808) 440-9020.

AFTER DARK IN THE PARK: LETHAL ERUPTIONS IN KĪLAUEA

Tues. Jan. 19. 7 p.m.

The Hawai‘i Volcanoes National Park kicks off its centennial celebration with an After Dark in the Park program about a fascinating facet of the park’s 100-year history. Dr. Don Swanson, research geologist at the Hawaiian Volcano Observatory, will highlight the explosive and dangerous side of Kīlauea Volcano. Kīlauea Visitor Center Auditorium. Free, though park entrance fees apply.

CENTENNIAL HIKE: INTO THE VOLCANO

Sat. Jan 23. 10 a.m.

The Hawai‘i Volcanoes National Park continues its centennial celebration with a ranger-guided excursion to connect visitors to the volcano. Join Ranger Dean Gallagher and witness the explosive evidence of Kīlauea volcano’s not-so-distant past on this moderately difficult 2.7 mile hike to the floor of Kīlauea caldera. Sturdy footwear, water, light rain gear, sun protection and a snack are recommended. The hike is expected to last for two hours. Meet at Kīlauea Visitor Center. Free, though park entry fees may apply.

MĀLAMA KĪPUKA BENEFIT LŪ‘AU

Sat. Jan 24. 5 – 8:30 p.m.

This celebration under the stars benefits the Hawaiian Islands Land Trust, a statewide non-profit land conservation organization committed to protecting the land and protects our precious places. The event features live music, hula and an upscale menu. \$150 per person or \$1,200 for a table of eight. Old Lāhaina Lū‘au, 1251 Front Street, Maui. hilt.org/BBTB

KA MOLOKA‘I MAKAHIKI 2016

Jan. 28-30. All day.

Ka Moloka‘i Makahiki is hosting athletic competitions for youths and adults along with entertainment, food and cultural events to educate the community on the Makahiki observance. Participants will be

provided an opportunity to celebrate the renewal of the life cycle – Moloka‘i style. This free event is sponsored in part by an OHA ‘Ahahui grant. Nā‘iwa Makahiki Grounds, Mitchell Pau‘ole Center and Kaunakakai Ballpark.

POLYNESIAN FOOTBALL HALL OF FAME ENSHRINEMENT WEEKEND

Fri. Jan. 29. 7 p.m. Sat. Jan. 30. 10:30 a.m.

Inductees into the Polynesian Football Hall of Fame will be feted during the last weekend in January. The festivities kick off with a Celebration Dinner on Friday at the Hawai‘i Convention Center. Individual tickets are \$250. Sponsorships are also available.

On Saturday, the enshrinement will be held at the Polynesian Cultural Center in Lā‘ie. \$25. For more information, visit polynesianfootballhof.org

KONA SURF FILM FESTIVAL

Sat. Jan. 30. 3:30 – 10 p.m.

Since 2003, the Kona Surf Film Festival has shown surf films from around the world. This grassroots event has helped to keep the surf cinema alive. Live music, surf movies and good vibes. konasurf filmfestival.org. ■

MAKAHIKI KUILIMA 2016

Sat. Jan. 9. 8 a.m. – 4 p.m.

This event features traditional Hawaiian games and food, native artisans, crafters and demonstrations and hula to educate and share the Hawaiian culture through Makahiki traditions. Makahiki Kuilima is presented by Naepuni Aloha, the parent group of Ke Kula ‘o S.M. Kumakau, a Hawaiian P-12 education program. The school preserves the Hawaiian language and culture and shares cultural traditions and practices. Sponsored in part by OHA. Turtle Bay Resort. kamakau.com

Photo: Courtesy of Ke Kula ‘o S.M. Kamakau School



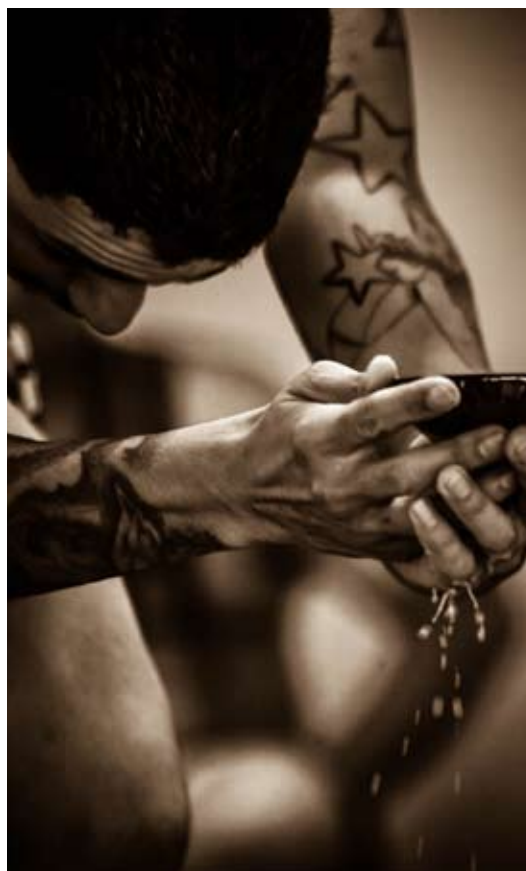
The Season of Lonoikamakahiki

Makahiki observances bring peace and renewal

By Kai Markell

The traditional season of Makahiki commences as the Makali'i, the star-cluster Pleiades appears in the sky and lasts four months. In honor of Lono, the season is a time of peace, renewal and gratitude.

On November 23, 2015, Waiawa Correctional Facility pa'ahao held their inaugural Makahiki observances through the combined efforts of the Native Hawaiian Church, Pacific Justice and Reconciliation Center, OHA and the Department of Public Safety. Lonoikamakahiki signified his presence in the pouring cleansing rains. The next day, November 24, Hālawā Correctional Facility pa'ahao continued their bi-annual tradition of Makahiki observances with ceremonies and protocol. ■



HĀNA LIMU FESTIVAL



Nā Pua No'eau 'ōpio based in Maui and Moloka'i shared their aquatic research at the 7th Annual Hāna Limu Festival. - Photos - Alice Malepeai Silbanuz



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E kala mai

In our November issue, *Ka Wai Ola* offered free ads to Hawaiian-owned businesses. Due to an internal error, some of the Hawaiian-owned businesses were incorrectly identified as recipients of a Mālama Loan. The businesses that did not receive a Mālama Loan are: Mamalani, The Catering Kalima's, Grandma G's 'Ono Grindz, T&C Plumbing, Accupro Screening, Hawai'i's Professional Tinting, R & M Painting, Sizzle Home Investments and Sandwich Isles Communications, Inc. *KWO* sincerely regrets the error. ■

OHA Scholarships available

The Office of Hawaiian Affairs is offering \$500,000 in scholarships to Native Hawaiians through two programs. The OHA Higher Education Scholarship is administered through the Hawaii Community Foundation, while the OHA Native Hawaiian Science & Mentorship Program Scholarship is administered through the Hawai'i Community for Native Hawaiian students pursuing degrees in Science, Technology, Engineering and Math.

Both organizations administer multiple scholarships so students complete a single form to apply for multiple scholarships.

Visit OHA.org/scholarships for links to the two scholarship programs. Information on additional scholarships available to Native Hawaiians are also listed at OHA's website.

Education bill funds Native Hawaiian Education

Legislation to reauthorize the Elementary and Secondary Act is expected to continue support for Native Hawaiian education programs and schools. The provisions were included in the federal Every Student Succeeds Act, legislation that replaces No Child Left behind.

ANA VISITS OHA

The Administration for Native Americans (ANA) Commissioner Lillian Sparks Robinson and Consultant Nancy Jemison visited with the Office of Hawaiian Affairs administration and Native Hawaiian Revolving Loan Fund board members in December. Left to right: Native Hawaiian Revolving Loan Fund (NHRLF) board members Mokihana Alcon, Susie Thieman, Jessica Kaneakua and Nelson Moku, OHA NHRLF Manager Timmy Wailehua, ANA Commissioner Lillian Sparks Robinson, OHA Program Improvement Manager James Patterson, ANA Consultant Nancy Jemison, OHA Ka Pouhana and CEO Kamana'opono Crabbe, NHRLF board member Kilipaki Vaughan, OHA CFO Hawley Iona and NHRLF board member Scott Kaulukukui. - *Photo: Nelson Gaspar*

The bill includes support for Native Hawaiian education programs and schools. Specifically, the bill reauthorizes the Native Hawaiian education program. It includes a new grant initiative to establish or expand Native language immersion programs. The grants will support the revitalization of native languages, including the Hawaiian language, while increasing educational opportunities for Native Hawaiian, American Indian and native Alaskan Students.

Deborah Zysman, executive director for Hawaii Children's Action Network said, "We're very thankful that this federal law has passed, and we'll be working to make sure Hawai'i laws reflect this prioritization as well."

Polynesian Player of the Year honored

Notre Dame University offensive lineman Ronnie Stanley is being honored as the Polynesian College Football Player of the Year.

The honor is handed out by the Polynesian Football Hall of Fame. Stanley, who is of Tongan descent,

was the cornerstone of the Notre Dame offensive line. The Irish finished the regular season with a 10-2 record and an overall ranking in the top ten in the country.

Stanley, of Las Vegas, said, "My mom was born in Tonga. I'm very proud of our culture and honored to be a part of it."

In 2014, the Marcus Mariota won the inaugural award.

The Polynesian College Football Player of the Year Award was voted on by Polynesian Football Hall of Fame Selection Committee members.

DHHL grants permit and lease for wind energy exploration

The Hawaiian Homes Commission has voted unanimously to proceed with an alternative energy wind project proposed by NextEra Energy Resources on Hawaiian Home Lands in Kahikinui on the island of Maui.

In November, the commission approved a three-year right of entry permit to Boulevard Associates to survey 500 acres of land on the southern flank of Haleakalā for wind power generation. Boule-

vard Associates is a subsidiary of NextEra Energy.

NextEra will pay the Department of Hawaiian Home Lands \$175,000 per year for the three-year permit.

If NextEra proceeds with the project, it would enter into a 20-year general lease with DHHL. The current proposal includes a 20-turbine wind project on 30 acres of Maui land generating as much as 60 megawatts.

"In the short run, the Department of Hawaiian Home Lands receives income while Boulevard conducts its due diligence. In the long run, if a lease is executed, this project will provide DHHL with much-needed revenue to place more native Hawaiian families onto DHHL lands," said Jobie Masagatani, Hawaiian Homes Commission Chair.

Native Hawaiian gets his kicks with Lou Groza award

UCLA senior kicker Ka'imi Fairbairn was the winner of the 2015 National Lou Groza Collegiate Place-Kicker Award.

Fairbairn, a Punahou graduate, became the all-time leading scorer for the Pac-12 Conference – a con-

ference with a hundred year history.

Fairbairn's signature game might have been on Oct. 22, when he led the Bruins to a 40-24 victory over the California Golden Bears. Fairbairn made four field goals, including a 60-yarder at the halftime gun, the longest in Pac-12 history.

The Groza award is presented annually to the top collegiate place kicker.

'Ama'ama season closed

The fishing season for 'ama'ama, or striped mullet, is closed until the end of March, according to the Department of Land and Natural Resources.

"'Ama'ama are about to enter their peak spawning season, which increases their vulnerability to fishing pressure," said Bruce Anderson, DLNR Division of Aquatic Resources administrator. "The annual winter closure is designed to help the fish reproduce successfully and protect the species from overfishing."

Violators could face both civil and criminal penalties.



A volunteer poses with 1.5 tons of trash that was removed from Kaho'olawe. - *Courtesy*

Kaho'olawe cleared of marine debris

Volunteers cleared marine debris of the shores of Kaho'olawe in early December, thanks in part to the Japanese government. The project was funded by the Department of Land and Natural Resources' Japan Goodwill Fund. Hawaii received \$250,000 in 2013, as part of a \$5 million gift by the government of Japan to help Pacific states address marine debris associated with the 2011 Tōhoku

earthquake and tsunami.

The early-December project yielded an estimated 1.5 tons of trash that was removed to Maui for disposal. The project cost was \$30,000.

"The volunteers have done an outstanding job clearing up our coastal ecosystem by removing derelict fishing gear, nets, a huge variety of plastics and other debris," said Michael Nahoopii, executive director of the Kaho'olawe Island Reserve Commission. "Their work helps promote the health of a wide variety of marine species including several species of threatened or endangered animals. Given the lack of state funding for this type of work, we're in debt to Japan for providing the necessary financial resources to enable this effort."

Native Hawaiian officer promoted

Gov. David Ige ceremonially marked the promotion of Suzanne Vares-Lum to Brigadier General with a pinning ceremony in December. Brig. Gen. Vares-Lum is the first woman of Native Hawaiian ancestry to become a general in the Hawai'i Army National Guard. Vares-Lum received her Bachelor of Arts degree in Journalism in



Brig. Gen. Suzanne Vares-Lum is the first woman of Native Hawaiian ancestry to become a general in the Hawai'i Army National Guard - *Courtesy Hawai'i National Guard*

1989 and Master of Education in teaching in 1996 from the University of Hawai'i at Mānoa. She is also a graduate of the U.S. Army War College and earned a Master of Strategic Studies degree in 2011.

She served as an active duty Regular Army officer from 1989 to 1993 and then joined the Hawai'i Army National Guard. She has also served as Chief of the Joint Staff, Hawai'i National Guard. ■

NOTICE TO INTERESTED PARTIES IS HEREBY GIVEN that 27 human burial finds, consisting of both in situ and previously disturbed remains, were identified by Cultural Surveys Hawai'i during the course of an archaeological inventory survey related to the Block N East Project, Kaka'ako, Honolulu Ahupua'a, Honolulu (Kona) District, O'ahu, TMKs: [1] 2-3-002:001 (por.), 067, 086, and 087.

Following the procedures of Hawai'i Revised Statutes (HRS) Chapter 6E-43, and Hawai'i Administrative Rules (HAR) Chapter 13-300, these remains are believed to be over 50 years old. Based on the context of the finds, they are most likely Native Hawaiian. The State Historic Preservation Division (SHPD) has assigned State Inventory of Historic Places (SIHP) number 50-80-14-7429 to these human skeletal remains.

The project area is located within the 'ili of Kukuluāe'o. Background research indicates that during the Māhele, this 'ili was awarded to the American Board of Commissioners for Foreign Missions as Land Commission Award (LCA) 387. *Kuleana (maka'āinana)* LCAs within the vicinity include LCA 1903 to Lolohi and LCA 10463 to Napela.

The landowner is Victoria Ward Limited

(VWL), and the contact person is: Dawn Chang, 1003 Bishop Street, Suite 750, Honolulu, Hawai'i 96813 [TEL (808) 539-3583, FAX (808) 539-3581].

The landowner has proposed preservation in place for the aforementioned burials; however, the decision to preserve in place or relocate these previously identified human remains shall be made by the O'ahu Island Burial Council in consultation with the State Historic Preservation Division (SHPD) and any recognized lineal and/or cultural descendants, per the requirements of HAR Chapter 13-300-33. Appropriate treatment shall occur in accordance with HAR Chapter 13-300-38.

All persons having any knowledge of the identity or history of these human remains are requested to immediately contact Ms. Regina Hilo at 601 Kamokila Boulevard, Room 555, Kapolei, Hawai'i 96707 [TEL (808) 692-8015, FAX (808) 692-8020].

All interested parties shall respond within thirty (30) days of this notice and file descendancy claim forms and/or provide information to the SHPD adequately demonstrating lineal descent from these designated burials or cultural descent from ancestors buried in the same *ahupua'a* or district. ■

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*The interest rate on this business loan is 4.00% APR.

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DATE	TIME	LOCATION	TOPIC
Jan. 5 - Feb. 25, Tues. & Thurs.	5:30 - 8:30 pm	O'ahu, Honolulu - Location to be determined	Entrepreneurship Training Classes
Jan. 14-15, Thu. - Fri.	9 am - 4 pm	O'ahu, Honolulu - Ala Moana Hotel, 'Ilima Room, 410 Atkinson Dr.	ANA Pre-application Training*
Jan. 27-28, Wed. - Thu.	9 am - 4 pm	Maui, Kahului - Location to be determined	ANA Pre-application Training*
Feb. 4-5, Thu. - Fri.	9 am - 4 pm	Hawai'i, Hilo - Location to be determined	ANA Pre-application Training*
Feb. 6, Sat.	9 am - 12 noon	Hawai'i, Hilo - Location to be determined	Business Operations for Nonprofits
Feb. 20-21, Sat. - Sun.	9 am - 3 pm	Moloka'i, Kaunakakai Kulana 'Ōiwi Conference Room, 600 Maunaloa Hwy.	Leadership Development Series

Upcoming Grant Opportunities

DEADLINE	FUNDER	AMOUNT
Jan. 6	NOAA Domestic Coral Reef Conservation Grant	\$50,000
Jan. 19	NOAA Bay Watershed Education & Training (B-WET) Hawai'i Program	\$150,000
Apr. 30	Theresa F. Hughes Trust	\$10,000 - \$50,000
Open - monthly	McInerney Foundation	\$5,000 - \$256,000
Open	Honor the Earth	\$1,000 - \$5,000
Open	Jessie Smith Noyes Foundation	\$15,000 - \$45,000

For more information, go to www.hiilei.org.

*For information on ANA workshops, email matt@kaananiau.com or call 485-8182.

For all other workshops, email jenniferc@hiilei.org or call 596-8990, ext. 1013.

Mahalo for your interest!


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Note: Trustee columns represent the views of individual trustees and may not reflect the official positions adopted by the Office of Hawaiian Affairs Board of Trustees.

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Pono is the best policy

Looking back on 2015, it would be safe to say it was a wonderfully challenging but productive year for the OHA Board of Trustees.

And as we look ahead to 2016, we expect the next 12 months to be no different.

For starters, our nation-building efforts remain among the significant lingering issues.

Just as significant are our suggested amendments to the Department of Interior's proposed administrative rule to provide a procedure for re-establishing a formal government-to-government relationship between the United States and the Native Hawaiian community.

Then there is the ongoing Nā Wai 'Ehā issue in Central Maui, where our continued participation in the contested case hearing remains critically important to protecting the traditional and customary rights of beneficiaries.

Another lingering issue is Mauna Kea, which has presented us with an opportunity to address some long-standing unresolved matters that have been raised by our people, who want to benefit from responsible stewardship of the mountain.

Other lingering issues range from our concerns about the future of Kaho'olawe to the master plan we are developing for property we own in Kaka'ako Makai, which could potentially bring millions into OHA to help fund community-based programs aimed at improving conditions for Native Hawaiians.

On top of all that remain our quests for a seat at the Papahānaumoku table as well as our fair share of Public Land Trust revenue that we are constitutionally entitled to help address the needs of our people.

These are just some of the opportunities that would continue to help us reap considerably greater rewards for the beneficiaries who have entrusted us to maintain the financial accountability of OHA's assets.

As Chairperson, my most important responsibility this year will be helping to ensure that we are being

competent stewards, making sure that our organization is complying with rules, acting with financial integrity, and operating effectively and ethically.

Being competent stewards also means being open and honest with each other and the CEO.

In addition, it means passionately challenging and supporting efforts in pursuit of OHA's mission.

For my part, it means being fair minded, thoughtful, purposeful, and strategic. It also means doing my very best not to put the organiza-

tion at risk.

In the year ahead, I intend to continue to work closely with my colleagues and our CEO.

In fact, I strongly believe that we cannot govern well as a board without the CEO's collaboration, and the CEO cannot lead OHA to its full potential without the board's support.

In the year ahead, we all must exercise our authority in the organization's best interests and set aside personal agendas.

Let's encourage questions and offer answers; let's share bad news early and openly; and let's welcome differing points of view and strategic thinking at the board table.

In the December column, I said I would be hanging nine ornaments on our OHA tree: kākou; mālama; kuleana; Kūlia; po'okela; ho'omau; transparency; accountability; and integrity. In the New Year, these ornaments would be converted into resolutions. I will make good on that promise.

As we jump into a New Year, let's jump into it with goodness and pono.

It was radio host Dennis Prager who once said: "Goodness is about character, integrity, honesty, kindness, generosity, moral courage, and the like. More than anything else it's about how we treat other people."

And it was Roman emperor Marcus Aurelius who once said: "If it is not right, do not do it. If it is not true, do not say it."

Hauoli makahiki hou. ■



Robert K. Lindsey, Jr.

Chair,
Trustee, Hawai'i

Kū Kia'i Mauna!!!

The Hawai'i Supreme Court offered a decision last month that validated the efforts of activists around the world who stand for the protection of sacred Mauna a Wākea. The court ruled that constitutional due process had been undermined when the Conservation District Use Permit was approved prior to the contested case hearing taking place. I would like to commend the hard

as to the numerous mismanagement issues on Mauna a Wākea. I would like to especially extend a congratulatory mahalo to Mauna Kea Anaina Hou, their attorney Naiwi Wurdeman, and KAHEA: The Hawaiian-Environmental Alliance for their hard work over the many years enduring the legal processes defending the mauna.

The court's decision also reinforced the mandates set forth by the Hawai'i State Constitution to protect both cultural and environmental resources. This should



Dan Ahuna

Vice Chair,
Trustee,
Kaua'i and
Ni'ihau



Mauna Kea Protectors gathered at Ali'iōlani Hale, the home of the Hawai'i State Supreme Court, on July 1. - Courtesy: 'Ōiwi TV

work of those that have taken the stand to protect our sacred mauna.

The perseverance of the various organizations and thousands of individuals that have challenged the questionable process by which the TMT was approved has resulted in a victory for the Native Hawaiian community and has raised awareness

serve as a wake-up call to the State and University of Hawai'i that serious change is needed before any future projects are considered on the mauna. I am hopeful this will provide an opportunity for the community to work together to forge a pono path forward for our sacred mauna. ■

DECIDING TO DECIDE ... Overcoming Barriers to Decision Making

The biggest part of a manager's job is making decisions. People have an "immune system" of the mind, which blunts "bad feelings" and soothes "euphoric ones." It makes it easier to make difficult decisions. Psychologist Christopher Chabris says, "Our brains do not contain a single, general purpose decision-making unit. Instead, we have two systems: one that is *rational*, analytical, and slow to act ... and another that is *emotional*, impulsive, and prone to form and follow habits. As our knowledge and expertise grow, we may be less and less able to see things from an outsider's perspective."

There are **four INEFFECTIVE** reactions, he says:

1) The Relaxed

Avoidance – "There's no point in doing anything ... nothing bad's going to happen!" We take no action believing there will be no negative consequences. This is a form of Complacency.

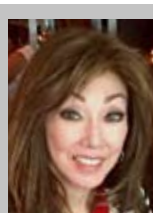
2) **The Relaxed Change** – "Why not just take the easiest way out?" In Relaxed Change, we realize inaction will have negative consequences but opt to take the first alternative that involves the lowest risk. This is a form of just 'satisfying' the situation.

3) **The Defensive Avoidance** – "There's no reason for me to explore other solution alternatives." In Defensive Avoidance, we cannot find a solution and follow up by procrastinating, passing the buck or just denying any negative consequence. This is a 'denial of responsibility.'

4) **The Panic** – "This is so stressful, I've got to do something – anything – to get rid of the problem." In Panic mode, we cannot deal with the situation realistically. Our judgment is so clouded that we won't be able to accept help in dealing with the problem.

Now, here are the **three EFFECTIVE** reactions:

In **deciding to decide**, a manager decides what to do about a problem or opportunity and takes **effective** decision-making steps. The manager evaluates:



Leina'ala
Ahu Isa, Ph.D.

Trustee, At-large



1) **Importance** – "How high a priority is this situation?"

2) **Credibility** – "How believable is the information?"

3) **Urgency** – "How quickly must I act on the information?"

Culture and values in ethical decision-making: Ethical standards are what society accepts as good. Sanctions are imposed on those who fail to follow ethical standards and laws dictate consequences for those found guilty. Ethical thinking involves an intricate process that must consider the 'impact of our actions' on individuals or institutions.

While most decisions are routine, we can face an **"ethical dilemma"** ... when unusual situations arise. For these decisions, W. Hojnacki writes in his *Three Rules of Management*, 2004:

1) **The Rule of Private Gain.** If you are the only one personally gaining from the situation, is it at the expense of another? If so, you might benefit from questioning your ethics.

2) **If Everyone Does It.** Who would be hurt? What would the world be like? These questions can identify unethical behavior.

3) **Benefits vs. Burden.** If benefits result ... do they outweigh the burden?

We must understand values are established from childhood. Values involve emotion, knowledge, thought and choice of response. It is through individual values that culture is defined and provides social guidelines for desirable standards. Values influence our choices. It is imperative we appreciate each other's intrinsic values. Because values are so ingrained, we are not often aware our responses in life are due to values we hold unique in our own perspectives. – Hojnacki, 2004.

Without the emphasis on **Ethics**, organizations will miss the opportunity to reinforce responsibility for their internal and external environments. This failure can lead to an outcry of negative public opinion, or even worse, legal issues.

Mele Kalikimaka a me ka Hau'oli Makahiki Hou! May 2016 bring you all your heart desires!

A hui hou, Trustee Leina'ala ■

Looking back at 2015 and welcoming the New Year

Ano'ai kakou... Happy Year of the Monkey! I began 2015 on a high note as the new Chairperson of the Asset & Resource Management (ARM) Committee and oversaw OHA's budget, fiscal operations and Trust Fund.

From January to July, the ARM Committee was incredibly productive. We had a total of eleven (11) ARM meetings; two (2) joint meetings with the Beneficiary Advocacy and Empowerment Committee; and passed a total of seven (7) ARM Action Items, which included authorizing funds to help support our kupuna at Lunalilo Home.

Despite my ARM committee's high output, on July 30, 2015, the Trustees voted to consolidate the ARM committee with the Land and Property (LAP) Committee to form a new super-committee called the *Committee on Resource Management (RM)*.

OHA leadership believed that consolidating the committees would lead to greater efficiency in the Board of Trustees, but I was not supportive of the consolidation because the RM committee is simply too broad in scope. I am still hopeful that the Trustees can go back to our previous system of five committees. It worked so well to engage the Trustees and allowed us to deal with issues proactively.

FISCAL RESPONSIBILITY

I will continue to push for more fiscal responsibility within OHA on issues such as:

- Changing our spending policy limit to 4 ½ percent of the Trust Fund given the state of the current economy;
- Conducting a full forensic audit of how every penny is spent at OHA; and
- Making sure the Administration keeps its promise to get rid of the "Fiscal Reserve" slush fund.

EMBRACING TRANSPARENCY

If you haven't already heard, you may now go to OHA's website at <http://www.oha.org/about/board-trustees> to watch live meetings of the OHA Board of Trustees. Be sure to tune in on the days we have our meetings. For a meeting schedule, please call me at (808) 594-0204.



Rowena
Akana

Trustee, At-large

NEW LEGISLATIVE SESSION

OHA is currently working on plans to develop its Kaka'ako Makai properties with a truly Hawaiian sense of place that allows for open space and ease of community access to the water-

front.

For the upcoming legislative session, I will be focusing on legislation that will allow OHA to use its Kakaako properties provide our beneficiaries and the community as a whole with affordable housing.

OHA should be allowed to increase its building height limit in order to allow for more middle-income condos. Everyone agrees that Hawaii's homeless problem is caused in large part by the lack of truly affordable housing. Luxury high rises that only millionaire mainlanders can afford are sprouting up all around the Kakaako area. OHA is one of the few entities that can develop affordable living spaces in the area that specifically targets local buyers.

The lack of affordable housing is not just a Native Hawaiian issue, it's an issue that affects us all. This is why we will be counting on the support of the broader community to get this legislation passed. I have high hopes that, working together, we will all have a successful session.

Hau'oli Makahiki Hou and God bless. ■

Interested in Hawaiian issues & OHA? Please visit my website at www.rowenaakana.org for more information or e-mail me at rowenaa@oha.org.

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to makai...
and online!**

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Welcome To The Hawaiian Reality Show

What a year we left behind. The two big stories of Mauna Kea and the Na'i Aupuni election dominated all the Hawai'i media platforms as Hawaiians continue to face off against each other. I consider the Na'i Aupuni battle pitting Hawaiian against Hawaiian as a strategic and pivotal political engagement between those who support federal recognition and those who identify themselves as Hawaiian Nationals who do not recognize the authority of the federal or state governments. For them, Hawai'i is an illegally occupied nation. For them, Na'i Aupuni is a plot of OHA and the State to stage a rigged constitutional convention to support federal recognition and petition for "tribe" status as Native Americans under U.S. Law.

Then there is the matter of Mauna Kea. The fight between Hawaiians on this issue is more interesting because the protectors, by expertly managing social and mainstream media, have captured the high ground and have been successful in creating the impression that all Hawaiians are opposed to the Thirty Meter Telescope. The reality is that Hawaiians who support the TMT and the search for knowledge and access to our ancestral past, have been passive about speaking out, not wishing to engage the

media circus created by this science versus culture mischaracterization of the issue.

This is actually a profound clash between two Hawaiian belief systems for which there is no common ground.

What Mauna Kea and Na'i Aupuni have in common is that they have both become real-time reality shows with high entertainment value for the non-Hawaiian public watching us Hawaiians beef it out on the national stage. So 2015 ends the first episode in dramatic fashion with the U.S. Supreme Court putting a temporary halt on Na'i Aupuni and the Hawai'i State Supreme Court

doing the same with Mauna Kea.

What strikes me as so sad about all of this is that we Hawaiians have never fought with anyone but ourselves. And some of us do it with such hate, anger, and disrespect that we become unrecognizable as Hawaiians. People will criticize me that by pointing this out I become part of the problem rather than the solution. Perhaps there's no solution — there is only the reality and the show must go on.

But what keeps me going day to day is the belief that there is a solution. That solution is aloha. If we can remember aloha is in our DNA, nurture it and practice it every day, we will find a way. And this reality show will get cancelled. ■



Peter
Apo

Trustee, O'ahu

Hawaiians in American History

Aloha e nā 'ōiwi 'ōlino, nā pulapua a Hāloa, mai Hawai'i a Ni'ihau, puni ke ao mālamalama. Scotty Bowman, highlighting Native Hawaiians on the Continent, mahalo.

The Little Big Horn Battlefield National Monument memorializes one of the last battles between the Northern Plains Indians and the Army. Native Americans fought to preserve their independent and traditional lifestyle. Army troops fought to implement President Grant's order to relocate natives to reservations.



Scotty Bowman

During the June 25 and 26, 1876

battle, more than 260 troops and attached personnel and 60 to 100 Native Americans were killed. Among the dead were Lt. Col. George Armstrong Custer and every member of his immediate command. Although Native Americans won this battle, they lost their war against the whites and were relegated to live on reservations.

A little-known aspect of this historic battle involves Frank Grouard, an army scout whose father married a Hawaiian when he was establishing a Mormon church in Hawai'i. They had three children and Frank was born in 1850. In 1852, the family moved to California. Later, Frank's mother and sister returned home. Frank was adopted by a Mormon family that moved to Utah. He ran away when he was 16.

In 1869, Sitting Bull and a small war party waited to ambush a mail-rider. The Chief ordered his warriors to kill all mail-riders, because many carried information locating tribal villages. They captured Frank Grouard, now a big 19-year-old. Instead of killing him, however, Sitting Bull took the young man to his village. Frank learned the Lakota language quickly and embraced their culture.

Shortly thereafter, Sitting Bull adopted Grouard as his brother. The Chief liked Frank, but had political reasons for adopting him. Sitting Bull refused to deal directly

with whites and needed a trustworthy intermediary capable of understanding and communicating with the *washichus*. Frank soon became a member of the Chief's inner circle where he developed great respect for Sitting Bull's leadership skill.

In 1873, Frank told Sitting Bull he was going on a horse-stealing raid. Actually he went to Fort Peck. Like many cultural go-betweens, Grouard was torn by the competing pull of very different lifestyles. He decided he needed to at least visit the fort. When Sitting Bull learned of Frank's lie, the Hunkpapa leader was furious to the point Frank feared



Haunani
Apoliona, MSW

Trustee,
At-large



he would be killed. Sitting Bull's mother tried unsuccessfully to patch things between the two, but Frank chose to leave Sitting Bull's circle and join the Oglala. He soon became the trusted lieutenant of Crazy Horse, the preeminent Lakota Chief who fought to defend his people and their way of life and later helped defeat Custer at the battle of Little Big Horn.

By the spring of 1875, Frank had left Crazy Horse to work for the Red Cloud Agency. He led government officials to negotiations to obtain Lakota support for sale of the Black Hills and led them to Sitting Bull and Crazy Horse's camp for meetings. In March 1876, he led Gen. George Crook and 1,000 troops to a village of Cheyenne, Ogala and Minneconjou. They attacked without warning, burned the village and stole their horses. In June, he led Crook to the Rosebud River, where they fought an estimated 700 warriors.

Several days later, those Lakota, Northern Cheyenne and Arapaho warriors, reinforced by up to 2,500 more, under the leadership of several chiefs including Crazy Horse, attacked and annihilated Custer and five of the Seventh Cavalry's twelve companies.

Ironically, by adopting Grouard, Sitting Bull provided the Army with the one person capable of finding Native American villages and eluding the warriors who guarded them. 37/48 ■

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"Hau'oli Makahiki Hou"

As we ring in the New Year, we have the opportunity to create resolutions on a new slate. While this is in sorts, a new beginning, it is only but a continuation of all prior work that we have done. We have an opportunity to assess our goals and reevaluate our progress. As I look forward, I can't help but wonder: What do we have to do to bring our people together? To unify? To be one? How do we become the strongest lāhui that we can be?

Our kupuna knew *He ali'i ka 'āina, he kauwā ke kanaka* – the land is the chief and man its servants. When we look at the word *kama'āina*, we see the reciprocal relationship between man and 'āina. 'Āina, our land and resources, are paramount. I really want to extend my mahalo and admiration to all of our people who have stood up for what is truly important to them. Across Hawai'i pae 'āina and globally, so many people have committed to advocating for our lands and resources like Mauna Kea, Nā Wai 'Ehā, Olowalu, East Maui, etc., often times with incredible personal sacrifices and selfless concerns for themselves. It is this commitment and sacrifice that inspires me to represent our people in my capacity as a Trustee.

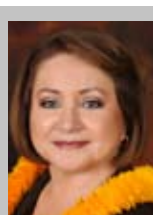
On Maui, we have continued to battle to restore *mauka* to *makai* stream flow at Nā Wai 'Ehā. This was accomplished after a century of diversions by sugar plantations. Similarly, on the island of Kaua'i, water issues and diversions are being recognized and addressed. Most recently, on Maui, approval for development at Olowalu was halted. On Hawai'i Island, our people have stood up for the protection of Mauna Kea. Again, *ua lanakila* – our people won on

behalf of our 'āina. But these successes are not without a new set of challenges.

As we continue to work towards common ground, I truly believe that we need to get educated on our history, stories, places, and the issues that will impact them. Education and communication are key in our success so that we can create a nation that all our people can support. With all of the issues we face today, it is critical that we all come together to speak for what is truly important. That which helps us thrive – 'āina.

We have among us strong leaders of many differing mana'o – all struggling to see whose voice is the loudest. We need for these people to come together on the same table – all on the same level to share their knowledge, opinions, and priorities. Where do we start? What is the common ground? What is at risk?

I ka wā kahiko, our people thrived in a structured society that resulted in a highly successful community – including both people and 'āina. Each person's specialized role was understood and respected by others. The Office of Hawaiian affairs aims to build upon this kahua of fundamental Hawaiian values. These efforts are reflected in the Board's policy and core values. As an entity, OHA upholds ideals that have been taught throughout our history while dealing with responsibilities in a contemporary Hawai'i. Granted, this is no easy task – but I am honored to be able to serve our people and hope to contribute to things that our people can be proud of. I am happy to be in the position that I am today and hope we can continue to work together as individuals, as a board, and as an entity to *ho'oko kuleana Hawai'i*. ■



Carmen "Hulu"
Lindsey

Trustee, Maui

Huahua nā pulapula 'āina

On Oct. 28, 29 and 30, descendants of the homestead settlements in Ho'olehua and Pala'au hosted an event for the community to come out and learn of the history of the third Hawaiian Homestead established by the Hawaiian Homes Commission Act in 1920. They celebrated the 90th Anniversary of the Ho'olehua-Pala'au Homestead. The theme of the event was Huahua nā pulapula 'āina, which means fruitful and productive are the descendants of this land, Ho'olehua.

The Hawaiian Homes Commission Resolution recognized the thirty-four native Hawaiians that were allocated these agricultural lots in Ho'olehua and Pala'au on October 27, 1924. Because of the success of these thirty-four families the Commission opened up the rest of this area to about forty more families.

When homesteaders first took up residence on Moloka'i lands, they had to start from the ground up. Families worked hard together to put in roads and set up large wooden tanks to catch the rainwater for drinking and farming. They combined labor and resources to sow crops and purchase farming equipment. The 1925 Hawaiian Homes Commission report states that these first settlers of Ho'olehua and Pala'au "... are happy and contented, enjoying for the first time the great privilege of cultivating

their own land"

Prince Jonah Kūhiō Kalaniana'ole's portrait sat draped in lei in the center of the celebration hall. Prince Kūhiō's passion for the 'āina as well as his wish for the betterment of his people brought about Hawai'i's first homesteads on Moloka'i. Prince Kūhiō served as a delegate to Congress and advocated strongly for the rehabilitation of the Hawaiian people. He helped pass the Hawaiian Homes Commission Act in 1921, which awarded land to Native Hawaiians of at least 50 percent blood.

The first homestead was established in Kalama'ula and they celebrated their 90th anniversary last year. Residents faced the pressure of succeeding in a dry land of salty soil, poor conditions for growing crops, but these first settlers in Kalama'ula flourished.

The Ho'olehua Homestead Association shared presentations of the past and remembered those now gone that have influenced and paved the way for all homesteaders in the State of Hawai'i. Families at the celebration told stories of living

off the land and making do with what they had. It was a great time for families to come together to share genealogy as well as reminisce. The event ended with a pā'ina with food and entertainment celebrating those of the past as well as those who now live on these homesteads. ■



Colette Y.
Machado

Trustee Moloka'i
and Lāna'i



Halealoha Ayau, Jobie Masagatani, Kalama Ohana, Beverly Pauole-Moore, Gene Ross Davis. - Photo: Kapua Lauifi

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E nā 'ohana Hawai'i: If you are planning a reunion or looking for genealogical information, Ka Wai Ola will print your listing at no charge on a space-available basis. Listings should not exceed 200 words. OHA reserves the right to edit all submissions for length. Send your information by mail, or e-mail kwo@OHA.org. **E ola nāmamo a Hāloa!**

2016

FOSTER-KEPOO – Descendants of James Enos Foster Kepoo wife Helen Kahelemauna Waipakealohapauole, Ohana Sarah, Roger, Mary, Henry, Enos, Jack, William, Arthur, Frank, Virginia, Helen, Roy and James. We will be having a reunion September 2–4, 2016, Maili Beach Park, Waianae, Oahu. Pot Luck. Cost of permit for those days is \$250.00 to include 20 pop tents, (2) 20x40 canopies and 20 parking stalls. Balance will be used for this special event.

One time donation of \$25 per household family is requested. Cook Off contest Saturday nite. More activities planned. Contact Lovey Toki – mom Sarah 808-961-4988 and Momilani Dando – dad Enos 808-242-1408. We are spear-

heading this event. Please plan now. We would truly love to see all of you there. Mahalo. Send payment to: Larriann Pagan, 30735 Treemont Dr., Westly Chapel, FL 33543. Deadline is February 1, 2016.

KAUHOLA KAPAHI – 'Ohana Reunion. August 5-7th, 2016. Maui Island. "A'ohe Hana Nui Ke Alu 'ia." We invite all Kauhola 'Ohana. Accepting family dues now through May 2016. Families include parents and children 17 and under. All adult children 18 and older must pay separate dues. Please contact Momilani and Charles Thompson at 808-572-9079 or POB 790534 Paia, HI 96779 for all inquiries. Also please visit us on www.facebook.com/Kauholastrong for upcoming family reunion information.

KINIMAKA – "E Ho'i I Ke Kumu – Let's All Return to the Source" This notice is to allow the descendants of Welo Ali'i Chief Keaweamahi Kinimaka and his wife Pa'i, their son Lt. Colonel David Leleo Kinimaka and his wife Hannah Keola and their children; Samuel Leleo Kinimaka, Mary Ha'aheo Leleo Kinimaka-Atcherley, Alice Kehaulani Leleo Kinimaka-Spencer, Rebecca Kekiionohi Leleo Kinimaka-Apana, Mathias Percival Ho'olulu Kinimaka as well as the descendants of Matilda Leleo-Kauwe and John Ka'elemakule Sr. (grandson of Kinimaka) to plan and prepare for our 2016 Kinimaka 'Ohana reunion slated for July 1 – July 5, 2016 to be held in Kailua-Kona, Hawai'i Island. Website under construction. Contact Kaniu Kinimaka-Stockdale at email: kaniu@coconut

woman.me or call 808-313-1598 for more info. 'O wau no me ka ha'a ha'a.

NAINOA/ LONOKAHIKINI – Aloha mai kākou descendants of Samuel Kalunahelu Nainoa and Eugenia Maude Lonokahikini Brotherhood. We invite all 'ohana to Summer 2016 Reunion in Laie. Group register on Facebook or email: Donna Makaiwi - donmak808@yahoo.com or Cynthia Maio-hileilani2@yahoo.com. Let's hui our talents and mana'o for an awesome 'ohana experience.

VICTOR – The Victor 'Ohana reunion for descendants of Kamukai Wikoli and Amelia Akoi will be held on O'ahu from Friday 19 through Sunday 21 August 2016. For details

please see the 'ohana website at www.victor-ohana.org or the 'ohana Facebook page at www.facebook.com/The.Victor.Ohana. For more information contact Dwight Victor at dwright@victor-ohana.org, (808) 688-2349, or PO Box 970700 Waipahu HI 96797.

**'IMI 'OHANA -
FAMILY SEARCH**

AKAU – Looking for information on my great-grandmother Akula Inez Akau. Her son John Piilani Kailikea and husband Kalama Kailikea. She also married Joseph K. Woodward. Please call me, Nathan Piilani Kailikea, at cell 381-8658 or email natepiilani@gmail.com. Thank you very much. ■

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Planning or having family reunion? Print a notice in the *Ka Wai Ola*. Email what you would like to print to kwo@oha.org by the 15th for the next month's edition.

E Ō Mai

For more information on the Kuleana Tax Ordinance or for genealogy verification requests, please contact 808.594.1967 or email kuleanasurvey@oha.org.

KULEANA LAND HOLDERS

THE KULEANA LAND TAX ordinances in the City and County of Honolulu, County of Hawai'i, County of Kaua'i and County of Maui allow eligible owners to pay minimal property taxes each year. Applications are on each county's web site.



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Fax: 808.327.9528

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Fax: 808.560.3968

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Lāna'i City, HI 96763
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HAWAIIAN EDUCATION — Pūnana Leo is now accepting applications for the new school year. Priority deadline is March 1. For more information or to apply visit www.ahapunanaleo.org or call toll free 1-800-498-4979.

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HOMES WITH ALOHA - Kapolei/ Maluohai 3 bdrm/2 bath single level home. Cul-de-sac. \$365,000. Leasehold - Charmaine I. Quilit Poki (R) 295-4474 Keller Williams Honolulu.

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