

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION WORKSHOP/AGENDA
657 Kaumualii Street, Wailuku, Maui
September 22, 2014, 10:00 a.m., to be continued, if necessary, on
September 23, 2014, at 11:30 a.m.

ORDER OF BUSINESS

Roll Call
Approval of Agenda
Approval of Minutes for July 2013 and August 2013

EXECUTIVE SESSION

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

1. Nelson Case: "Sufficient Sums" for DHHL Funding, Richard Nelson, III, Kaliko Chun, et al., v HHC, Civil No. 09-10161507
2. In the Matter of Skylla Villanueva, Lease No. 3443, Hoolehua, Molokai, Hawaii

A – PUBLIC TESTIMONY ON AGENDIZED ITEMS

B – WORKSHOP PRESENTATION

- B-1 DHHL Biennium Budget Requests for Fiscal Biennium 2015-2017 ("Sufficient Funds"
– Budget for FY 2015-2017)

ITEMS FOR DECISION MAKING

C - OFFICE OF THE CHAIRMAN

- C-1 Acceptance of the Promissory Note from the Molokai Habitat for Humanity Related to Improvements on the Property Situated at TMK: (2)5-2-030:006
- C-2 Approval of Department of Hawaiian Home Lands 2015 Legislative Proposals
- C-3 Designation of Presiding Officers for Public Hearings Regarding Proposed Amendment to Title 10, Hawaii Administrative Rules
- C-4 Approval of Native Hawaiian Housing Block Grant Loan Policy
- C-5 Approval of Native Hawaiian Housing Block Grant Model Activity Eligibility Criteria

D - HOMESTEAD SERVICES DIVISION

- D-2 Ratification of Loan Approvals
- D-3 Approval of Consent to Mortgage (see exhibit)
- D-4 Approval of Streamline Refinance of Loans (see exhibit)
- D-5 Approval to Schedule Loan Delinquency Contested Case Hearings (see exhibit)
- D-6 Approval of Homestead Application Transfers/Cancellations (see exhibit)
- D-7 Ratification of Designation of Successors to Leasehold Interest and Designation of Persons to Receive Net Proceeds (see exhibit)
- D-8 Approval of Assignment of Leasehold Interest (see exhibit)
- D-9 Approval of Amendment of Leasehold Interest (see exhibit)
- D-10 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees
- D-11 Commission Designation of Successor **Benjamin P. Keau, Jr.**, Lease No. 9146, Lot No. 83, Kahikinui, Maui
- D-12 Commission Designation of Successor – **Wayne A. Paraan**, Lease No. 3930, Lot No. 39, Waimanalo, Oahu, Hawaii
- D-13 Request to Surrender Lease – **Matt Davids**, Agricultural Lease No. 4816B, Lot No.126-A-3, Hoolehua, Island of Molokai, Hawaii
- D-14 Request to Surrender Lease – **Gary Y. H. Yamamoto**, Agricultural Lease No. 6643, Lot No. 54B, Waiahole, Oahu, Hawaii
- D-15 Approval of Encroachment Agreement between Lessees of Residential Lots No. 57 and 58, situated at Kaniohale Subdivision, Island of Hawaii, Hawaii
- D-16 Request for Relocation – **Harold Haupū, Jr.**, Lease No. 7759, Lot No. 206, Waiohuli, Maui, Hawaii
- D-17 Request to Approve Third Party Agreement – **George Purdy III, Jeffrey K. Purdy, Kenneth A. Purdy, and Paul M. Purdy**, Lease No. 4198 Lot No. 15B, Kamoku, Hawaii
- D-18 Deny February 24, 2014, Proposal by Lessee Skylla Villanueva and Reaffirm Commission's Decision of June 17, 2013 to Set Aside Hawaiian Homes Commission's April 24, 2001 and February 26, 2002, and Authorize the Amendment of Department of Hawaiian Home Lands Lease No. 3443, Lot 112A, Hoolehua, Molokai, Hawaii, **Skylla Villanueva**, Lessee

F – LAND MANAGEMENT DIVISION

- F-2 Approval to Issue Eight (8) Licenses to Commercial Tour Operators to Use Humuula Sheep Station as a Rest and Picnic Area, Aina Mauna, Humuula, Hawaii
- F-4 Approval to Assignment of Lease from Big Island Carbon, LLC to an Entity to be Approved by the Bankruptcy Trustee, General Lease No. 275, Kawaihae, Hawaii

ADMINISTRATIVE SERVICES OFFICE

- H-1 Approval of DHHL Biennium Budget Requests for Fiscal Biennium 2015-2017
- H-2 Transfer of Hawaiian Home Receipts Money at the End of the First Quarter, FY 2015

ITEMS FOR INFORMATION

F – LAND MANAGEMENT DIVISION

- F-5 For Information Only, Status Report on Approved Land Exchange or Sale with the City & County of Honolulu, Oahu – Varona Site, TMK Nos. (1) 9-1-017:101 & 102; and Ewa Drum Site, TMK Nos. (1) 9-4008:010 & (1) 9-6003:044

C – OFFICE OF THE CHAIRMAN

- C-6 Status on Issues related to Declaration of Covenants, Conditions, and Restrictions (DCCR) Communities on Hawaiian Home Lands

D - HOMESTEAD SERVICES DIVISION

- D-1 HSD Status Reports
Exhibits:
A - Homestead Lease and Application Totals and Monthly Activity Reports
B - Delinquency Report

RECESS

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION AGENDA
657 Kaumualii Street, Wailuku, Maui
September 23, 2014, at 11:30 a.m.**

RECONVENE

A – PUBLIC TESTIMONY ON AGENDIZED ITEMS

ITEMS FOR DECISION MAKING

E – LAND DEVELOPMENT DIVISION

- E-1 Approval of Lease Award – **Roy K. Lewi**
- E-2 Approval to Pay Claims by Vendors for Work Performed in Village 5, Villages of Lai Opua, Pursuant to that Certain Construction Contract between DHHL and CTS Earthmoving, Inc., Kona, Island of Hawaii
- E-3 Approval to Relocate two Residential Homestead Lessees, Subject to the Resolution of Certain Monetary Claims in the Kalawahine Streamside Construction Defects Mediation and Other Conditions: (1) Denise Kaaa, Relocation from 2252 Kapahu Street, Kalawahine Streamside to 41-221 Kaaiai Street, Waimanalo; and (2) Allen Bird, Relocation from 1178 Kapahu Street, Kalawahine Streamside to 739 Iaukea Street, Papakolea

F – LAND MANAGEMENT DIVISION

- F-1 Approval to Issue License, Hawaiian TelCom, Lalamilo, Hawaii
- F-3 Consent to Partial Assignment of License No. 372 from Waimana Enterprises, Inc. to ClearCom, Inc., Statewide

ITEMS FOR INFORMATION

G - PLANNING OFFICE

- G-1 Native Hawaiian Development Program Plan (NHDPP): Kulia I ka Nuu – Strive for Excellence (For Information Only)

J - GENERAL AGENDA

- J-1 Request to Address the Commission – **Janice Kekahuna**, Paukukalo Lessee
- J-2 Request to Address the Commission – **Roy Oliveira and Daniel Ornellas**, Waiehu Kou 3 Association
- J-3 Request to Address the Commission – **Charles Villalon, Jr.**
- J-4 Request to Address the Commission – **Lilia Kapuniai**, Papakolea Community Development Corporation
- J-5 Request to Address the Commission – **Floyd Carns**, FCS, Inc.

EXECUTIVE SESSION

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

1. In the Matter of Leighton Pang Kee v Masagatani, et al., Civil No. 12-1-2403-09
2. Conditional Relocation of Denise Kaaa and Allen Bird in Kalawahine Streamside Construction Defects Mediation

ADJOURNMENT

ANNOUNCEMENTS AND ADJOURNMENT

1. Next Meeting – October 20, 2014, Lihue, Hawaii
2. Other Announcements
3. Adjournment


Jobie M. K. Masagatani, Chairman
Hawaiian Homes Commission

COMMISSION MEMBERS

Gene Ross K. Davis, Molokai
Doreen N. Gomes, Maui
Wallace A. Ishibashi, East Hawaii
David B. Kaapu, West Hawaii

Michael P. Kahikina, Oahu
William K. Richardson, Oahu
Renwick V. I. Tassill, Oahu
Vacant, Kauai

Next community meeting to be held on October 20, 2014,
Chiefess Kamakahelei Middle School, 4431 Nuhou St., Lihue, Kauai, 6:00 p.m.

Special Accommodations (such as Sign Language Interpreter, large print, taped material) can be provided, if requested, at least five (5) working days before the scheduled meeting on the respective island by calling Blaine Fergerstrom, at the
Information & Community Relations Office, on Oahu, (808) 620-9520.

ITEM D-2 EXHIBIT
RATIFICATION OF LOAN APPROVALS

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
PELEKANE-TAMASHIRO, Daniel	12732	Kalamaula, Molokai
RICHARDS, Harkangle H.	12065	Nanakuli, Oahu

ITEM D-3 EXHIBIT
APPROVAL OF CONSENT TO MORTGAGE

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
AKANA, Richard H	8409	PKE, Oahu
AKANA-PHILLIPS, Ricol H.	8409	PKE, Oahu
AKAU, Paul H.	7766	Waimanalo, Oahu
BAYBAYAN, Lisa Lani	11499	Leialii, Maui
BELTRAME, Lorraine N.	4297	Anahola, Kauai
BRIGHT, Olivia E. N.	8600	Nanakuli, Oahu
CHONG, Marie Ann	3846	Nanakuli, Oahu
COEN, Sheldon K. A.	12043	Kaupea, Oahu
CUMMINGS, Puanani	6461	Anahola, Kauai
GAISON, Samuel N., Jr.	5649	Keaukaha, Hawaii
HOLI-ROBB, Kimberlynn K. H.	12019	Kaupea, Oahu
KAAUWAI, Carol Ann	4992	Hoolehua, Molokai
KAHALEWAI, Leyton T.	9439	Waiehu 2, Maui
KAOPUIKI, Travis K.	5367	Waianae, Oahu
KAPU, Samuel N. K., Jr.	8582	Nanakuli, Oahu
KEALOHA-BEAUDET, Claren K.	4964-C	Waimea, Hawaii
KIAAINA, Keolamauloa L.	359	Nanakuli, Oahu
LEE, Tammy J. H.	10100	Waiehu 3, Maui
MAKAIWI, Francis K.	5112-A	Panaewa, Hawaii
NEVES, Dennis L.	8835	Anahola, Kauai
NIAU, Joseph K.	3675	Waimanalo, Oahu
POAI, Dennis K.	9366	Kaniohale, Hawaii
PUNG, Sammie J.	7226	Kawaihae, Hawaii
RIVERA, Duane F. K.	7582	Waiohuli, Maui
SALIS, Morae D. K.	8344	PKE, Oahu
SYLVA, Ikaikakane A.	5619	Lualualei, Oahu
TAVARES, Ivan K.	3116	Waimanalo, Oahu
TRIPP, Jamie L.	3325	Nanakuli, Oahu
VILLAMOR, Alane K.	9720	Maluohai, Oahu
YAP, Emma K. B.	10488	Waiohuli, Maui
YOU, Dynastee	9890	Maluohai, Oahu

ITEM D-4 EXHIBIT
APPROVAL OF STREAMLINE REFINANCE OF LOANS

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
NAMUO, Elizabeth K.	6601	Anahola, Kauai

ITEM D-5 EXHIBIT
APPROVAL TO SCHEDULE LOAN DELINQUENCY CONTESTED CASE HEARINGS

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
CLARK, Helen K.K.	17381	Waianae Kai, Oahu

ITEM D-6 EXHIBIT
HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS

<u>APPLICANT</u>	<u>AREA</u>
AKANA, Benjamin K.	Oahu IW Res
GARCIA, Alvina H.	Oahu IW Res
KAAHANUI, Wyatt W.	Hawaii IW Pas to Maui IW Pas
KAEHUAEA, Keala J.	Kauai IW Res to Maui IW Res
KAHALEWALE, John M.	Hawaii IW Res to Oahu IW Res
LYMAN, Robert Napunako	Hawaii IW Res
POEPOE, Bert B.K.	Hawaii IW Agr to Molokai IW Agr
POEPOE, Bert B.K.	Hawaii IW Res to Oahu IW Res
PRAGER, Muriel K.	Oahu IW Res
RAPOZA, Lois L.	Oahu IW Res
TERRI, Herbert K.	Maui IW Res to Oahu IW Res
WARO, Andrea G.	Oahu IW Res to Hawaii IW Res
YUEN, Charlotte E.	Molokai IW Res to Oahu IW Res

* IW = Islandwide

ITEM D-7 EXHIBIT
RATIFICATION OF DESIGNATION OF SUCCESSORS TO LEASEHOLD INTEREST AND DESIGNATION
DESIGNATION OF PERSONS TO RECEIVE NET PROCEEDS

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
JEREMIAH, Wallace K.	2235 Kewalo, Oahu	
WILK, Ellawin L.	2421 Kewalo, Oahu	

ITEM D-8 EXHIBIT
APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
ALULI, Kalai P.	7479	Waiohuli, Maui
ANIU, Marilyn N. H.	3072	Anahola, Kauai
BRUHN, Matilda K.	8210	Waimanalo, Oahu
CAZIMERO, Clarence K.	2670	Kuhio Village, Hawaii
CHAI, Nadine M.	9542	Waiehu 2, Maui
CHUN, Steven K. M. P.	9643	Kalawahine, Oahu
GIMA, Thelma L.	392	Nanakuli, Oahu
HELM, Roberta K.	115-A-1	Hoolehua, Molokai
IOKIA, Elvis K.	5367	Waianae, Oahu
KAAIHUE, Pauline L.	4522	Nanakuli, Oahu
KALAWA, Lester D. K.	11651	Kapolei, Oahu
KEALOHA, Mitchell K.	3980	Waimanalo, Oahu
MANUEL, Larry K.	4548	Nanakuli, Oahu
NAEOLE, Brennan Wyatt N. R.	10367	Waiohuli, Maui
NOEAU, Brian M.	7102	Kawaihae, Hawaii
PAUOLE, Stanley M.	115-A-5	Hoolehua, Molokai
PUAOI, Christopher K.	3710	Waimanalo, Oahu
SEUMANUTAFU, Ponipake T.	9863	Maluohai, Oahu
SMITH, Rhoda M.	5816	Hoolehua, Molokai
SOUZA, Charlson K.	3558	Waimanalo, Oahu
STEPHENS, Mokulani L.	5718	Nanakuli, Oahu
UWEKOOLANI, Violet W.	3487	Paukukalo, Maui
WAKINEKONA, Rogerlyn I. K.	11064	Anahola, Kauai

ITEM D-9 EXHIBIT
APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
ALCON, Melody-Lynn L.	102	Hoolehua, Molokai
ANIU, Marilyn N. H.	3072	Anahola, Kauai
GIMA, Thelma L.	392	Nanakuli, Oahu
HELM, Gregory G.	115-A-1	Hoolehua, Molokai
HELM, Yvette N.	115-A-1	Hoolehua, Molokai
JEREMIAH, Matthew B.	2235	Kewalo, Oahu
KAHEE, Jennifer L. K.	7840	Hoolehua, Molokai
KEALOHA, Mitchell K.	3980	Waimanalo, Oahu
KEAU, Benjamin P., Jr.	9146	Kahikinui, Maui
MAKUE, Leonard W.	3844	Nanakuli, Oahu
MARIANO, Velma E.	4173	Paukukalo, Maui
OHELO, Winona F.	8217	Nanakuli, Oahu
PARAAN, Wayne A.	3930	Waimanalo, Oahu

PAUOLE, Kaiulani K. A.	115-A-5	Hoolehua, Molokai
PAUOLE, Stanley M.	115-A-5	Hoolehua, Molokai
QUARTERO, Arnold K. R.	2290	Kewalo, Oahu
UWEKOOLANI, Violet W.	3487	Paukukalo, Maui

ITEM D-10 EXHIBIT
APPROVAL TO ISSUE A NON-EXCLUSIVE LICENSE
FOR ROOFTOP PHOTOVOLTAIC SYSTEMS FOR CERTAIN LESSEES

<u>LESSEE</u>	<u>LEASE NO.</u>	<u>AREA</u>
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AKANA, Gladys H. K.	4575	Waianae, Oahu
AQUINO, Marbeth K. A.	8806	Waimanalo, Oahu
BALAI, Marie H.	8639	Nanakuli, Oahu
BARTELS, Jason K. H.	11756	Kanehili, Oahu
BRANCO, May L. K.	4589	Waianae, Oahu
BROOKS, Veronica K. R.	4429	Waianae, Oahu
FU, Luann L.	9591	Kalawahineo, Oahu
GOWAN, Keopele A.	9742	Maluohai, Oahu
HALEMANO, Milburn	9910	Lualualei, Oahu
HEMENWAY, Judith K.	3557	Waimanalo, Oahu
KAHALEHOE, Ellen K.	648	Papakolea, Oahu
KALAKAU, William K. IV	8774	Waimanalo, Oahu
KAMAUU-RICHARDS, Darleen E.	3513	Waimanalo, Oahu
KANEAKALAU, Xaundria K.	7270	Nanakuli, Oahu
KEOPUHIWA, Joseph P. III	8636	Nanakuli, Oahu
KEPOO, Tina Marie K.	11585	Kanehili, Oahu
KIM, Evangeline I.	12396	Kanehili, Oahu
KUPA, John Jr.	10626	Nanakuli, Oahu
LEE, Nicole H. H.	9718	Maluohai, Oahu
LIANA, Debra I	8534	PKE, Oahu
LUUWAI, John R. P.	9800	Maluohai, Oahu
MANALO, Michael K.	11566	Kanehili, Oahu
MANNERS, Alexander	7267	Nanakuli, Oahu
MOKU, David K. IV	5973	Waimanalo, Oahu
MOLE, Alice J.	1788	Nanakuli, Oahu
NAHAKU, Pauahi	5717	Nanakuli, Oahu
POPA, Desmond J.	12558	Kaneheli, Oahu
PUAA, Kenneth K. III	633	Papakolea, Oahu
ROBELLO, Myra U.	8775	Waimanalo, Oahu
SABADO, Sean	11632	Kanehili, Oahu
VIOLA, Raymond	9788	Maluohai, Oahu
WATSON, Mary L.	12456	Kanehili, Oahu