

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

Paukūkalo Community Center, 657 Kaumuali‘i Street, Wailuku, HI 96793
Monday, September 19, 2016 at 9:30 a.m. to be continued, if necessary, on
Tuesday, September 20, 2016, at 9:00 a.m.

Note: Commission Meeting Packets will be available at dhh.hawaii.gov, by Saturday, September 17, 2016.

I. ORDER OF BUSINESS

1. Roll Call
2. Approval of Agenda
3. Approval of Minutes for April 2014; September 21 & 22, 2015

II. ITEMS FOR DECISION MAKING

A. PUBLIC TESTIMONY ON AGENDIZED ITEMS

B. CONSENT AGENDA

Homestead Services Division

- D-2 Ratification of Loan Approvals (see exhibit)
- D-3 Approval of Consent to Mortgage (see exhibit)
- D-4 Approval of Streamline Refinance of Loans (see exhibit)
- D-5 Approval to Schedule Loan Delinquency Contested Case Hearings (see exhibit)
- D-6 Approval of Homestead Application Transfers / Cancellations (see exhibit)
- D-7 Commission Designation of Successors to Application Rights Public Notice 2015 (see exhibit)
- D-8 Ratification of Designations of Successors to Leasehold Interest and Designation of Persons to Receive Net Proceeds (see exhibit)
- D-9 Approval of Assignment of Leasehold Interest (see exhibit)
- D-10 Approval of Amendment of Leasehold Interest (see exhibit)
- D-11 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)
- D-14 Approval for Payment of Net Proceeds – **NAOMI R. ALOY From ALVIN F. JARDINE, JR. (Dec'd.)**, Residential Lot lease No. 5948, Lot No. 27, Waiehu-Kou Subdivision, Wailuku, Maui
- D-15 Request to Schedule Contested Case Hearing – Authorization to Proceed to Public Notice Under Section 209, HHCA, Due to Nonresponsive Designated Successor – **CASEY J.K. BALLAO**, Lease No. 2358, Lot No. 37, Kapaakea, Molokai
- D-16 Commission Designation of Successor to Public Notice – **ROBIN CANTIBEROS**, Agricultural Lease No. 6909, Lot No. 40, Puukapu, Waimea, Hawaii
- D-17 Request to Schedule a Contested Case Hearing For lease Violations (see exhibit)

C. REGULAR AGENDA

Homestead Services Division

- D-12 Approval of Amendment of Leasehold Interest to Extend the Lease Term, Residential Lease No. 2817, Lot No. 79-A, Waimanalo, Oahu, **JOSEPH M. MAUKELE**, Deceased Lessee
- D-13 Approval of the Assignment of a Tenant-In-Common Leasehold Interest – **SANDRALYNN H. NAEA**, Lease No. 3159, Lot No. 13A, Waimanalo, Oahu

Land Management Division

- F-1 Annual Renewal of Right of Entry Permits, Maui Island (see exhibit).
- F-2 Approval to grant a Right of Entry Permit to American Renaissance Academy, Kalaeloa, O'ahu, TMK No. (1)9-1-013:024(por.)

Land Development Division

- E-1 Approval of Various Lease Awards (see exhibit)

Planning Office

- G-1 Approval of 2017 Legislative Proposals

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

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

- 1. Update on Nelson Case - Richard Nelson, III et al., v HHC, Civil No. 07-1-1663

IV. ITEMS FOR INFORMATION/DISCUSSION

A. WORKSHOPS

- H-1 DHHL Biennium Budget Requests for Fiscal Biennium 2017-2019 (Sufficient Sums Budget)
- G-2 For Information Only - Maui Regional Plan Priority Projects Updates
- G-3 For Information Only - Maui Island Water Issues and Projects

B. GENERAL AGENDA

Requests to Address the Commission

- J-1 Mishel Narvaez – Hawai'i Mural Arts
- J-2 Tasha Kama – Keokea Subdivision
- J-3 Velma Mariano – Paukukalo Association Right of Entry
- J-4 Terry Miller – Imogene Maio Lease

C. REGULAR AGENDA

Planning Division

- G-4 For Information Only – Planning Office Grants Status Report End of 3rd Quarter
- G-5 For Information Only – Declaration of Covenants, Conditions, and Restrictions (DCCRs) Update

V. 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. Update on status of case entitled, *Hui Maka 'ainana a Kalawahine v. Hawaiian Homes Commission, et al.*, Civil No. 08-1-1855, First Circuit Court.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA
Paukūkalo Community Center, 651 Kaumuali‘i Street, Wailuku, HI 96793
Tuesday, September 20, 2016, at 9:00 a.m.

I. ORDER OF BUSINESS

A. Roll Call

II. ITEMS FOR INFORMATION/DISCUSSION

A. PUBLIC TESTIMONY ON AGENDIZED ITEMS

III. ITEMS FOR DECISION MAKING

A. REGULAR AGENDA

Administrative Services Office

H-2 Approval of DHHL Biennium Budget Requests for Fiscal Biennium 2017-2019
(Sufficient Sums Budget)

H-3 Transfer of Hawaiian Home Receipts Fund Money at the End of the First Quarter,
FY 2017

IV. ITEMS FOR INFORMATION/DISCUSSION

A. WORKSHOPS

G-6 For Information Only - Planning for our Makai Communities - Integrating Coastal
Zone Management, Community Resilience and Hazard Mitigation on Hawaiian
Home Lands Along the Shoreline, Statewide

B. REGULAR AGENDA

Office of the Chairman

C-1 For Information Only - Native Hawaiian Housing Block Grant Annual
Performance Report


Homestead Services Division

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

V. ANNOUNCEMENTS AND ADJOURNMENT

1. Next Meeting –October 17 & 18, 2016 DHHL Hilo District Office, Keaukaha, Hawai‘i.
2. Other Announcements
3. Adjournment

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



Jobie M. K. Masagatani, Chairman
Hawaiian Homes Commission

COMMISSION MEMBERS

Doreen N. Canto, Maui
Kathleen P. Chin, Kaua‘i
Gene Ross K. Davis, Moloka‘i
Wallace A. Ishibashi, East Hawai‘i

David B. Ka‘apu, West Hawai‘i
Michael P. Kahikina, O‘ahu
William K. Richardson, O‘ahu
Wren Wescoatt, O‘ahu

Community Meeting to be held on Monday, September 19, 2016
Paukūkalo Community Center 6:30 – 8:30 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 Ku‘uwehi Hiraishi, at the **Information & Community Relations Office**, on Oahu, (808) 620-9590.

ITEM D-2 EXHIBIT
RATIFICATION OF LOAN APPROVALS

LESSEE	LEASE NO.	AREA
KAN-HAI, Shawn I.	10321	Waiohuli, Maui
PURDY, George K. III	10391	Waiehu Kou III, Maui

ITEM D-3 EXHIBIT
APPROVAL OF CONSENT TO MORTGAGE

LESSEE	LEASE NO.	AREA
ABREU, Rochelle L.	7415	Keokea, Maui
AGLIAM, Fannie M.	4827	Hoolehua, Molokai
AKANA, Richard H.	8409	Princess Kahanu Estates, Oahu
AKANA-PHILLIPS, Ricol H.	8409	Princess Kahanu Estates, Oahu
AKAU, Marleen L.	2762	Kewalo, Oahu
AKAU, Nathan C.	2762	Kewalo, Oahu
BELL, Charles M.	3914	Kewalo, Oahu
GASPAR, Patricia L.	1768	Nanakuli, Oahu
HALE, Jessica U.	11425	Kaupea, Oahu
KALANI, Lecotia R. K.	5727	Nanakuli, Oahu
KALANI, Stuart K.	1945	Kewalo, Oahu
KALILI, Aaron K.	7359	Nanakuli, Oahu
KAONA, Leroy K.	6540	Anahola, Kauai
KAPANUI, Lawrence, Jr.	11579	Kanehili, Oahu
KAUI, Albert K., Jr.	3309	Anahola, Kauai
KAWAI, Harry H. Y.	2683	Nienie, Hawaii
KEA, Alexander K., Jr.	12599	Kanehili, Oahu
KEALAIKI, Lorraine U.	4212	Hoolehua, Molokai
LENCHANKO, Aaron K.	11997	Kaupea, Oahu
LENCHANKO, Robert L.	4622	Waianae, Oahu
MATSU, Robert K.	7179	Kawaihae, Hawaii
MEYER, Mary F. K. M.	3990	Waimanalo, Oahu
OZAKI, Helene C.	4212	Hoolehua, Molokai
PATROCINIO, Ruby Mary H. L.	8260	Nanakuli, Oahu
RODRIGUES, Terick G. K.	446	Nanakuli, Oahu
RUTKOWSKI, Hedy Lou M.	4109	Waimanalo, Oahu
SMITH, Christine N.	9474	Waiehu 2, Maui
TANAKA-PABO, Yuki Lei H. K.	12025	Kaupea, Oahu

ITEM D-4 EXHIBIT
APPROVAL OF STREAMLINE REFINANCE OF LOANS

LESSEE	LEASE NO.	AREA
WANA, Samson B.	10014	Keaukaha, Hawaii

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

LESSEE	LEASE NO.	AREA
BATOON, Karly	8250	Nanakuli, Oahu
CARROLL, Karen	8250	Nanakuli, Oahu
FERNANDEZ-RUIZ, Pikake C.J.	9486	Waiehu Kou II, Maui
KELEKOLIO, David K.	1483	Keaukaha, Hawaii
LANE, Robertha D.I.	8240	Waiakea, Hawaii
NAVOR, Eugene	2446	Waiakea, Hawaii

ITEM D-6 EXHIBIT**HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS**

APPLICANT	AREA
AIPA, Shirley N.	Kauai IW Res
BLAS, Ellen L.	Kauai IW Res
ELIA, Kimberly K.	Oahu IW Agr
HAUPU, Hugh P.	Maui IW Agr
KAHAKUI, Donald T. Sr.	Papakolea-Kewalo / Oahu IW to Hawaii IW Res
KAHAKUI, Donald T. Sr.	Maui IW Agr to Hawaii IW Agr
KAMOHALII, Olana K.	Oahu IW Res
KEPA, Ulumealani C.	Oahu IW Res
KIPAPA, Kurlyn H.S.K.K.	Oahu IW Res to Hawaii IW Res
KUKONA, Patricia P.	Oahu IW Res
KUKONA, Patricia P.	Maui IW Agr
LEWIS, Geovanna H.	Hawaii IW Res to Oahu IW Res
NAMAUU, George K. Jr.	Maui IW Agr
PURDY, Judy L.	Maui IW Res
RABANES, Andrew A. III	Oahu IW Res
SHIM, Lawrence S.	Maui IW Agr to Kauai IW Agr
SHIM, Lawrence S.	Maui IW Res to Kauai IW Res
TROXELL, Edwina L.	Hawaii IW Res

* IW = Islandwide

ITEM D-7 EXHIBIT**DESIGNATION OF SUCCESSORS TO APPLICATION RIGHTS - PUBLIC NOTICE 2015**

APPLICANT	AREA
AKA, Joyce K.	Maui IW Pas
BLAS, Ellen L.	Kauai IW Res
DARAPIZA, Sharon	Maui IW Agr
ELIA, Kimberly K.	Hawaii IW Agr
GAPERO, James K.	Maui IW Res
HAUPU, Hugh	Maui IW Agr
KAMOHALII, Olana K.	Waimanalo Area / Oahu IW Res
KUKONA, Patricia P.	Oahu IW Agr

KUKONA, Patricia P.
NAMAUU, George K. Jr.

Oahu IW Res
Maui IW Pas

* IW = Islandwide

ITEM D-8 EXHIBIT

**RATIFICATION OF DESIGNATIONS OF SUCCESSORS TO LEASEHOLD INTEREST AND
DESIGNATION OF PERSONS TO RECEIVE NET PROCEEDS**

LESSEE	LEASE NO.	AREA
CARRILLO, Frederick R.	8679	Anahola, Kauai
COCKETT, Darly J.	5942	Waiehu Kou, Maui
ELI, Vincenza F.	419	Nanakuli, Oahu
MEDEIROS, Mary K.	10431	Waiohuli, Maui
WALLACE, Justine K.	4142	Paukukalo, Maui
WILLING, Leimomi May	4865	Nanakuli, Oahu

ITEM D- 9 EXHIBIT

APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST

LESSEE	LEASE NO.	AREA
AKAU, Edward	592	Kawaihae, Hawaii
CHAMIZO, Rayn Leigh K.	9756	Maluohai, Oahu
LENCHANKO, Robert L. M.	11997	Kaupea, Oahu
LENCHANKO, Aaron K.	4622	Waianae, Oahu
RICHARDSON, Marie A. L.	3120	Waimanalo, Oahu
SALCEDO, Winona	3925	Waimanalo, Oahu
KALILIKANE, Peter R.	3925	Waimanalo, Oahu
CONCEPCION, Victoria L.	11736	Kapolei, Oahu
NAKI, George K., III	12382	Kapolei, Oahu
TAMANAHA, Zarlengie	6053	Hoolehua, Molokai

ITEM D-10 EXHIBIT

APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST

LESSEE	LEASE NO.	AREA
CHESEBRO, Ella	1570	Keaukaha, Hawaii
CRUZ, Greer	8218	Nanakuli, Oahu
ELI, Vincenza F.	419	Nanakuli, Oahu
KALANI, Stuart K.	1945	Kewalo, Oahu
KALILIKANE, Peter R.	3925	Waimanalo, Oahu
KAWAI, Harry H. Y.	2683	Nienie, Hawaii
KWAN, Kenneth C. K.	7258	Nanakuli, Oahu
MAKUA, Mary Jane K. K.	2239	Kewalo, Oahu
MATSUMOTO, Shantay K.	844	Waimanalo, Oahu
RICHARDSON, Marie A. L.	3120	Waimanalo, Oahu
SOON, Frances I. K. T.	1747	Nanakuli, Oahu
WALLACE, Justine K.	4142	Paukukalo, Maui

ITEM D-11 EXHIBIT**APPROVAL TO ISSUE NON-EXCLUSIVE LICENSES FOR ROOFTOP PHOTOVOLTAIC SYSTEMS
FOR CERTAIN LESSEES**

LESSEE	LEASE NO.	AREA
ALO, Diana Malia	11928	Kaupea, Oahu
CARDUS, Cynthia A.	8395	PKE, Oahu
KUKAHIKO, Valentine A.	12134	Kaupea, Oahu
WUN, Takeji	12092	Kaupea, Oahu

ITEM D-17 EXHIBIT**REQUEST TO SCHEDULE A CONTESTED CASE HEARING FOR LEASE VIOLATIONS**

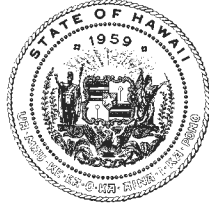
LESSEE	LEASE NO.	AREA
PECK, Brian J.K.	9298	Kaniohale, Kailua-Kona, Hawaii
COELHO, June M.	8018	Puukapu, Waimea, Hawaii
LEWI, Bernice	8048	Puukapu, Waimea, Hawaii
SANCHEZ, Creighton K.	6175	:Puukapu, Waimea, Hawaii

ITEM E-1 EXHIBIT**APPROVAL OF VARIOUS LEASE AWARDS**

LESSEE	LEASE NO.	AREA
KOTRYS, Nicole K.	12745	Kapolei, Hawaii
KALAMAU, Sonniejay K	12747	Kapolei, Hawaii

ITEM F-1 EXHIBIT**RIGHT OF ENTRY PERMITS ISLAND OF MAUI**

ACRE	NO.	USE	PERMITTEE	LOCATION	STARTED
62.000	487	Pastoral	Haleakala Ranch Company	Kahikinui	3/19/1982
5057.000	488	Pastoral	James C. & Jane Sakugawa,	Kula	1/1/1996
228.880	494	Pastoral	Ulupalakua Ranch, Inc.,	Makawao	7/1/1999
40.000	492	Agriculture	Alexander & Baldwin, Inc.,	Pulehunui	7/1/2003
646.000	491	Agriculture	Alexander & Baldwin, Inc.,	Pulehunui	7/1/2003
105.000	489	Agriculture	Kaanapali Development Corporation,	Honokowai	5/1/2004
0.184	490	Industrial	Nelson Hiraga & John Kaahui,	Honokowai	7/1/2004
6.820	493	Community	Waiohuli Hawaiian Homesteaders Assoc., Inc.,	Kula	10/1/2005
2.200	495	Industrial	SVO Pacific, Inc. c/o Westin Kaanapali	Honokowai	11/1/2006
69.000	496	(parking) Community	Ocean Resort Villas, Keokea Homestead Farm Lot	Keokea	2/8/2010
3.000	497	Community	Association, Village of Lei Alii Assn.,	Leialii	4/1/2013



HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION • DEPARTMENT OF HAWAIIAN HOME LANDS

Notice of Annual Hawaiian Homes Commission Regular Meeting on Maui

on Monday, September 19, 2016 at 9:30 a.m.
and Tuesday, September 20, 2016 at 9:00 a.m.*

at the Paukūkalo Community Center
657 Kaumuali'i Street, Wailuku, HI 96793

Hawaiian Homes Commission Meeting agendas are available approximately one week
in advance on the HHC Meetings page of our website, dhhl.hawaii.gov

*Meeting times are subject to change. Please check the website for an updated schedule.

Hawaiian Home Lands Meeting with Maui Homestead Communities

on Monday, September 19, 2016 from 6:30 – 8:30 p.m.

at the Paukūkalo Community Center
657 Kaumuali'i Street, Wailuku, HI 96793

AGENDA

6:30 - 7:00 p.m.	DHHL Update
7:00 - 7:30 p.m.	Homestead Community Update
7:30 - 8:30 p.m.	Open House**
8:30 p.m.	Adjournment

**During Open House, representatives from DHHL divisions will be available for one-on-one consultation with beneficiaries. Community organizations will also present informational booths.

To request accommodations for a sign language interpreter or accessible parking (must be requested five days prior to the meeting date), or for more information, please contact the DHHL Information and Community Relations Office on O'ahu at 808-620-9590.


DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

C-ITEMS
OFFICE OF THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 20, 2016

To: Chairman and Members, Hawaiian Homes Commission

From: Niniau K. Simmons, NAHASDA Manager 

Subject: Native Hawaiian Housing Block Grant
Annual Performance Report (APR)

RECOMMENDED MOTION/ACTION:

None; for information only.

DISCUSSION:

Title VIII of the Native American Housing and Self Determination Act requires the Department of Hawaiian Homes Lands, as the sole recipient of Native Hawaiian Housing Block Grant funds, to report annually on activities performed in the past year. The report, disseminated for thirty days of public comment on August 23, 2016, will be finalized and submitted to the U.S. Office of Housing and Urban Development by September 30, 2016. The shaded sections of the APR report on activities approved as the Annual Housing Plan in April 2015.

Highlights:

Spenddown First Year July 1, 2013 - June 30, 2014:

\$14.6 million expended

Spenddown Second Year July 1, 2015 - June 30, 2016:

\$11.6 million expended

ORIGINAL

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

For DHHL's Use:

2015-2016 ANNUAL PERFORMANCE REPORT

(NAHASDA §§ 803(b)(1), 803(c)(1) and 820(a)(2))

This form meets the requirements for a Native Hawaiian Housing Plan (NHHP) and Annual Performance Report (APR) required by the United States Department of Housing and Urban Development. The information requested does not lend itself to confidentiality.

Regulatory and statutory citations are provided throughout this form as applicable. The Department of Hawaiian Home Lands (DHHL) is encouraged to review these citations when completing the NHHP and APR sections of the form.

Under Title VIII of the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) (25 U.S.C. 4101 et seq.), HUD will provide grants under the Native Hawaiian Housing Block Grant (NHHBG) program to DHHL to carry out affordable housing activities for Native Hawaiian families who are eligible to reside on the Hawaiian Home Lands. To be eligible for the grants, DHHL must submit a NHHP that meets the requirements of the Act. To align the NHHBG program with recent improvements made to the Indian Housing Block Grant program, HUD is requiring DHHL to submit the NHHP to HUD at least 75 days prior to the start of its 12-month fiscal year. The APR is due no later than 60 days after the end of DHHL's fiscal year (24 CFR § 1006.410).

The NHHP and the APR (previously two separate forms) are now combined into one form. The sections pertaining to the NHHP are submitted **before** the beginning of the 12-month fiscal year, leaving the APR (shaded) sections blank. If the NHHP has been updated or amended, use the most recent version when preparing the APR. After the 12-month fiscal year, enter the results from the 12-month fiscal year in the shaded sections of the form to complete the APR. More details on how to complete the NHHP and APR sections of the form can be found in the body of this form. In addition, DHHL may find it helpful to refer to the IHP/APR form guidance available at http://portal.hud.gov/hudportal/HUD?src=/program_offices/public_indian_housing/ih/codetalk/nahasda/guidance until a guidance specific to the NHHP/APR form is made available.

FORM COMPLETION OPTIONS: The NHHP/APR form may be completed either in hard copy or electronically. Hard copy versions may be completed either by hand or typewriter. Alternatively, the form may be completed electronically as it is a Word document. It is recommended that the form be completed electronically because it is more efficient to complete, submit, and review the form. Furthermore, electronic versions of the form may be submitted to HUD as an email attachment. To document official signatures on the electronic version, you should sign a hard copy of the pages and either fax (808-457-4694) that signed page or email (claudine.c.allen@hud.gov) it as an attachment to the Office of Native American Programs – Attention: Claudine Allen in the HUD Honolulu Field Office. The sections of the NHHP that require an official signature are the Cover Page and Sections 13 and 14, if applicable. For the APR, the Cover Page requires an official signature.

The NHHP data is used to verify that planned activities are eligible, expenditures are reasonable, and DHHL certifies compliance with related requirements. The APR data is used to audit the program accurately and monitor DHHL's progress in completing approved activities, including reported expenditures, outputs, and outcomes. This form is exempt from OMB Approval pursuant to 5 CFR 1320.3(4)(c).

TABLE OF CONTENTS

<u>SECTION</u>	<u>PAGE NUMBER</u>
COVER PAGE	3
SECTION 1: FIVE YEAR PLAN	5
SECTION 2: HOUSING NEEDS	11
SECTION 3: PROGRAM DESCRIPTIONS	16
SECTION 4: AFFORDABLE HOUSING RESOURCES	38
SECTION 5: BUDGETS.....	Error! Bookmark not defined.
SECTION 6: OTHER SUBMISSION ITEMS.....	46
SECTION 7: NATIVE HAWAIIAN HOUSING PLAN CERTIFICATION OF COMPLIANCE.....	48
SECTION 8: SELF-MONITORING.....	49
SECTION 9: INSPECTIONS.....	50
SECTION 10: AUDITS	51
SECTION 11: PUBLIC AVAILABILITY	52
SECTION 12: JOBS SUPPORTED BY NAHASDA.....	53
SECTION 13: NHHP WAIVER REQUESTS	54
SECTION 14: NHHP AMENDMENTS	Error! Bookmark not defined.

Note: The page numbers in the Table of Contents can update automatically as the NHHP or APR is completed. To update the page numbers, right-click anywhere in the table, select "Update Field" and select "update page numbers only."

COVER PAGE

(1) Grant Number: 15HBGHI0001

(2) Recipient Fiscal Year: 2016

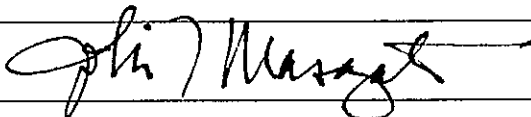
(3) Federal Fiscal Year: 2015

(4) ☒ Initial Plan (Complete this Cover Page then proceed to Section 1)

(5) ☐ Amended Plan (Complete this Cover Page and Section 14)

(6) ☐ Annual Performance Report (Complete items 24-27 and proceed to Section 3)

(7) Name of Recipient: Department of Hawaiian Home Lands		
(8) Contact Person: Niniau Simmons, NAHASDA Manager		
(9) Telephone Number with Area Code: 808-620-9513		
(10) Mailing Address: PO Box 1879		
(11) City: Honolulu	(12) State: Hawaii	(13) Zip Code: 96805
(14) Fax Number with Area Code (if available): 808-620-9529		
(15) Email Address (if available): Niniau.Simmons@hawaii.gov		

(16) Tax Identification Number: 99-0266483
(17) DUNS Number: 809935661
(18) CCR/SAM Expiration Date: 07/20/2015
(19) NHHBG Annual Grant Amount: \$9,000,000.00
(20) Name of Authorized NHHP Submitter: Jobie M. K. Masagatani
(21) Title of Authorized NHHP Submitter: Chairman, Hawaiian Homes Commission
(22) Signature of Authorized NHHP Submitter: 
(23) NHHP Submission Date: 06/16/15

(24) Name of Authorized APR Submitter: Jobie M. K. Masagatani
(25) Title of Authorized APR Submitter: Chairman, Hawaiian Homes Commission
(26) Signature of Authorized APR Submitter:
(27) APR Submission Date:

Certification: The information contained in this document is accurate and reflects the activities actually planned or accomplished during the program year. Activities planned and accomplished are eligible under applicable statutes and regulations.

Warning: If you knowingly make a false statement on this form, you may be subject to civil or criminal penalties under 18 U.S.C 1001. In addition, any person who knowingly and materially violates any required disclosure of information, including intentional disclosure, is subject to a civil money penalty not to exceed \$10,000 for each violation.

SECTION 1: FIVE YEAR PLAN

The Five Year Plan is intended to cover the Department of Hawaiian Home Lands' (DHHL) long range plans for affordable housing. Each housing plan must contain, for the five-year period beginning with the fiscal year for which the plan is first submitted, the following information.

Five Year Period: 2015 through 2019

MISSION STATEMENT (NAHASDA § 803(b)(2)(A))

A Mission Statement describes the mission of the DHHL to serve the needs of Native Hawaiian low-income families.

Enter the DHHL's Mission Statement here:

To manage the Hawaiian Home Lands trust effectively and to develop and deliver land to native Hawaiians.

GOALS, OBJECTIVES AND PROGRAMS/ACTIVITIES (NAHASDA § 803(b)(2)(B) and (C))

DHHL must provide a statement of the goals, objectives, and programs/activities planned for the beneficiaries over the five year period. The goals are the intended result of the NHHBG activity and are based on the types of outcomes that the DHHL will report in the APR. The objectives are the means or approach that the DHHL will use to reach the goal. The programs/activities are the specific programs/activities that will be funded in order to achieve the goal and the objective.

Goals May Include:

- | | |
|--|--|
| (1) Reduce over-crowding | (6) Assist affordable housing for college students |
| (2) Assist renters to become homeowners | (7) Provide accessibility for disabled/elderly persons |
| (3) Improve quality of substandard units | (8) Improve energy efficiency |
| (4) Address homelessness | (9) Reduction in crime reports |
| (5) Create new affordable rental units | (10) Other |

Objectives May Include:

- | | |
|--|---|
| (1) [RESERVED – DO NOT USE THIS NUMBER] | (14) Lending subsidies for homebuyers |
| (2) [RESERVED – DO NOT USE THIS NUMBER] | (15) Other homebuyer assistance activities |
| (3) Acquisition of rental housing | (16) Rehabilitation assistance to existing homeowners |
| (4) Construction of rental housing | (17) Tenant based rental assistance |
| (5) Rehabilitation of rental housing | (18) Other Housing Service |
| (6) Acquisition of land for rental housing development | (19) Housing Management Services |
| (7) Development of emergency shelters | (20) Operation and maintenance of NHHBG units |
| (8) Conversion of other structures to affordable housing | (21) Crime Prevention and Safety |
| (9) Other rental housing development | (22) Model Activities |
| (10) Acquisition of land for homebuyer unit development | (23) [RESERVED – DO NOT USE THIS NUMBER] |
| (11) New construction of homebuyer units | (24) Infrastructure to support housing |
| (12) Acquisition of homebuyer units | (25) [RESERVED – DO NOT USE THIS NUMBER] |
| (13) Down payment/Closing cost assistance | |

Use the sections below to describe the DHHL's goals, objectives, and programs/activities during the five year period.

Goal(s) Number: I	(2) Assist renters to become homeowners
------------------------------	---

Select from the goals listed above.

Objective(s) Number: I(a)	(24) Infrastructure to support housing
--------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: Waiohuli, CIP	To build infrastructure for 46 lots for undivided interest lessees on Maui.
--	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: II	(5) Create new affordable rental units
-------------------------------	--

Select from the goals listed above.

Objective(s) Number: II(a)	(4) Construction of rental housing
---------------------------------------	------------------------------------

Select from the objectives listed above.

Program/Activity Description: Lai Opua Rent with Option to Purchase, Developer financing	This activity will provide for funding as part of a capital stack to conduct vertical construction of 117 units in Lai Opua, Village 4. RFP/IFB to be published in the 2 nd quarter of fiscal year 2016.
---	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: III	(2) Assist renters to become homeowners
--------------------------------	---

Select from the goals listed above.

Objective(s) Number: III(a)	(18) Other Housing Service
--	----------------------------

Select from the objectives listed above.

Program/Activity Description: Risk Mitigation	The department began the HALE program pilot in August 2013, with the creation of the NHHBG Loan Review Committee which identified barriers to loan approval and developed risk mitigation efforts to address/remove those barriers. Part of those efforts include financial education; budgeting; and credit repair utilizing free services by the 5 agencies awarded National Mortgage Settlement monies distributed by the Hawaii Attorney General's office.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: IV	(2) Assist renters to become homeowners
-------------------------------	---

Select from the goals listed above.

Objective(s) Number: IV(a)	(24) Infrastructure to support housing
---------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: East Kapolei II, CIP	To build infrastructure and site work for East Kapolei II for Undivided Interest lessees.
---	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: V	(2) Assist renters to become homeowners
------------------------------	---

Select from the goals listed above.

Objective(s) Number: V(a)	(11) New construction of homebuyer units
--------------------------------------	--

Select from the objectives listed above.

Program/Activity Description: East Kapolei IIB, Mortgage financing	To provide NHHBG funded home loans to 10 undivided interest lessee families participating in self-help housing; 10 mortgage loans for packaged homes in 2015-2016
---	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: VI	(2) Assist renters to become homeowners
-------------------------------	---

Select from the goals listed above.

Objective(s) Number: VI(a)	(14) Lending subsidies for homebuyers
---------------------------------------	---------------------------------------

Select from the objectives listed above.

Program/Activity Description: Down payment assistance for Hoolimalima lessees	To provide down payment assistance to 70 lessees converting to home ownership in Hoolimalima in 2016.
--	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: VII	(7) Provide accessibility for disabled/elderly persons
--------------------------------	--

Select from the goals listed above.

Objective(s) Number: VII(a)	(16) Rehabilitation assistance to existing homeowners
--	---

Select from the objectives listed above.

Program/Activity Description: Home Assistance Program	To provide deferred payment loans for the elderly and disabled in: Kalamaula/Hoolehua/Kapaakea; Keaukaha-Panaewa; Nanakuli/Waianae; Papakolea/Waimanalo. 50 families have been identified and are in the various stages of qualifying and/or being served.
--	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: VIII	(8) Improve energy efficiency
---------------------------------	-------------------------------

Select from the goals listed above.

Objective(s) Number: VIII(a)	(16) Rehabilitation assistance to existing homeowners
---	---

Select from the objectives listed above.

Program/Activity Description: Energy retrofits	This program attempts to reduce the high cost of energy in the State by installing solar panels or photovoltaic panels on lessee homes.
---	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: IX	(3) Improve quality of substandard units
-------------------------------	--

Select from the goals listed above.

Objective(s) Number: IX(a)	(16) Rehabilitation assistance to existing homeowners
---------------------------------------	---

Select from the objectives listed above.

Program/Activity Description: Home Assistance Program	To provide home repair assistance thru the use of subrecipients to eligible lessees residing on the home lands.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: X	(10) Other
------------------------------	------------

Select from the goals listed above.

Objective(s) Number: X(a)	(18) Other housing service
--------------------------------------	----------------------------

Select from the objectives listed above.

Program/Activity Description: Loss Mitigation	HALE also addresses loss mitigation efforts by the department for those lessees with guaranteed/insured loans or direct loans by utilizing the same 5 agencies that received the aforementioned National Mortgage Settlement monies and supplementing with contracted services.
--	---

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

Goal(s) Number: XI.	(1) Reduce over-crowding
--------------------------------	--------------------------

Select from the goals listed above.

Objective(s) Number: XI(a)	(10) Acquisition of land for homebuyer unit development
---------------------------------------	---

Select from the objectives listed above.

Program/Activity Description: Land Acquisition	This activity will support land purchase for home development.
---	--

Goal(s) Number: XII.	(1) Reduce over-crowding
---------------------------------	--------------------------

Select from the goals listed above.

Objective(s) Number: XII(a)	(18) Other Housing Service
--	----------------------------

Select from the objectives listed above.

Program/Activity Description: Alternative Housing Design	This activity will support the design of alternative housing models, to include multi-family; multi-lease; and culturally-relevant housing models.
---	--

Goal(s) Number: XIII.	(2) Assist renters to become homeowners
--	---

Select from the goals listed above.

Objective(s) Number: XIII(a)	(8) Conversion of other structures to affordable housing
---	--

Select from the objectives listed above.

Program/Activity Description: Housing Conversion	This activity supports the exploration of converting existing land and structures to affordable housing whose general lease or license may soon expire and revert back to the department.
---	---

Goal(s) Number: XIV.	(5) Create new affordable rental units
---------------------------------------	--

Select from the goals listed above.

Objective(s) Number: XIV(a)	(4) Construction of rental housing
--	------------------------------------

Select from the objectives listed above.

Program/Activity Description: Kupuna Housing Development	This activity will support the development of elderly housing for the aging native Hawaiian population.
---	---

Goal(s) Number: XV.	(3) Improve Quality of Substandard Units
--------------------------------------	--

Select from the goals listed above.

Objective(s) Number: XV. (a)	(24) Infrastructure to support housing
---	--

Select from the objectives listed above.

Program/Activity Description: Water Development	This activity will support the development and delivery of water to existing homesteads.
--	--

Describe the planned program/activity and indicate how it will enable DHHL to meet its mission, goals, and objectives.

ONE YEAR PLAN & ANNUAL PERFORMANCE REPORT

SECTION 2: HOUSING NEEDS

(NAHASDA § 803(c)(2)(B))

- (1) **Type of Need:** Check the appropriate box(es) below to describe the estimated types of housing needs and the need for other assistance for low-income Native Hawaiian families (columns B and C) and non-low-income Native Hawaiian families, including non-Native Hawaiian essential families [809(a)(2)(B) and (C)] (column D) eligible to be served by DHHL.

(A) Type of Need	Check All That Apply		
	(B) Low-Income Native Hawaiian Families on Hawaiian Home Lands	(C) Low-Income Native Hawaiian Families on Wait List	(D) Non-Low- Income Native Hawaiian Families
(1) Overcrowded Households	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(2) Renters Who Wish to Become Owners	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(3) Substandard Units Needing Rehabilitation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) Homeless Households	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(5) Households Needing Affordable Rental Units	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(6) College Student Housing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(7) Disabled Households Needing Accessibility	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(8) Units Needing Energy Efficiency Upgrades	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(9) Infrastructure to Support Housing	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(10) Other (specify below)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- (2) **Other Needs.** (Describe the "Other" needs below. Note: this text is optional for all needs except "Other.):

The Hawaiian Homes Commission Act of 1920, as amended, established the Hawaiian Home Lands Trust and defined the population eligible to reside on Hawaiian home lands as those native Hawaiians with at least 50% Hawaiian blood and their successors or assignees of less than 50% Hawaiian blood. With approximately 8,876 leases on homesteads stretching from Hawaii Island unto Kauai, the Department of Hawaiian Home Lands was created to assist the commission meet its fiduciary obligations.

In 2014, DHHL contracted with SMS Research & Marketing Services, Inc. (SMS) to update the Beneficiary Needs Survey conducted in 1995, 2002 and 2008.

The native Hawaiian subset for the purpose of this plan is determined as follows:

8,876	Lessees residing on the DHHL lands — as of November 30, 2014 ¹
27,341	Unduplicated waitlist as of June 30, 2014 ²
32,460	Estimated Potential Applicants based on SMS 2006 respondents ³
68,677	Total native Hawaiian individuals/households

By applying the SMS 2008 Beneficiary/Applicant Study and the SMS 2014 Applicant Study percentage estimates, we anticipate the following NAHASDA eligible native Hawaiian households as follows:

4,517	Lessees residing on the DHHL Lands – 8,876 x 50.9%
12,303	Applicants – 27,341 x 45% (to determine 80% AMI)
17,366	Potential Applicants – 32,460 (SMS 2006 Study) x 53.5%
34,186	Total native Hawaiian households eligible for NAHASDA

If we extrapolate and say that the average DHHL turnkey home is \$350,000, then the sufficient funding amount for NAHASDA would look like this:

12,303	Applicants – 26,926 x 46.4%
17,366	Potential Applicants – 32,460 (SMS 2006 Study) x 53.5%
29,669	x \$350,000 = \$10,384,150,000.00 sufficient funding for NAHASDA

Native Hawaiian Rehabilitation

The kupuna of our past left the native Hawaiian people a wealth of information held in the Hawaiian newspapers and the archives of the many entities that Prince Jonah Kuhio Kalanianaʻole was credited with founding. One of those entities, the Ahahui Puuhonua, served as the catalyst toward the chronicling of the despair and destitution of the makaainana (commoner) in 1911. By 1918, one of the Prince's closest confidants and the kahu (reverend) of the Kawaiahaʻo Church, put the results of many years of study in publishing, *"The Sinews for Racial Development."*⁴ This book, which the Prince carried with him every day, was dedicated, "...for leaders, for those whose hearts are touched by the pressing needs of the race and are willing to offer the very best of their lives and service freely for its uplift."

1 Homestead Services Division, 12/15/14 Commission submittal. Includes lessees residing on residential, agricultural and pastoral lots, one lessee per lease, one house per lease/lot, as applicable. 961 Undivided Interest lessees omitted.

2 DHHL website Application Wait List as of June 30, 2014.

3 The SMS 2006 Housing Policy Study included a category for native Hawaiians with at least 50% blood quantum and not DHHL lessees or applicants.

4 Akana, Akaiko. (1992) *Light Upon the Midst*. Mahina Productions: Kailua-Kona, Hawaii.

The book provides a guide to the rehabilitation of the native Hawaiian people from the perspective of those who developed and championed the Hawaiian Homes Commission Act. It covers the following areas and seeks to offer counsel to any whose direction may not be clear:

1. Race Consciousness: to mean pride for, and faith in the race. That "Hawaiians must play the primary part in the solution" and that self-respect for oneself and others was a "true foundation for a successive progression in life."
2. Broadmindedness: to maintain a broad outlook on life and "a sympathetic attitude toward humanity as a whole." It encourages natives to "Give out to those about us, and to the community in which we live, the very best that we possess" and to "cultivate the ability to observe, to absorb, and to assimilate the good in other races."
3. Education: both 1 and 2 above need the "discerning power and the balanced judgment of proper education." He describes a "Thoroughly trained mind, and a broadly cultivated heart are luminous in the soul of a nation."
4. The Home Life: the home life is the foundation of the development of 1, 2 and 3. It is the "starting point of all social organization, the foundation of civilization."
5. Systematic Living: the execution of the afore-mentioned activities cannot be achieved at once or in a burst of energy but rather cultivated over time in a systematic fashion. Regular, good habits such as mindful eating and exercise can help to develop the fortitude to continue no matter the circumstance.
6. Godliness: the thought of ke Akua; the worship and observance of His laws provides a stabilizing relationship that leads to one's fulfillment of one's purpose in life. Today, with the many religious beliefs, spirituality is important to the self-fulfillment each experiences in his/her own life.

The work of the Ahahui Puuhonua and its members provided Prince Kuhio the much needed support, both at home in Hawaii and abroad in Washington, D.C. to finally pass the Hawaiian Homes Commission Act of 1920. It was an arduous task that encouraged and/or developed the following community strengthening organizations:

Royal Order of Kamehameha
Mamakakaua
Hale O Na Alii
Counties of Hawaii, Maui, Oahu and Kauai
Honolulu Civic Club
Territorial Legislature
Hawaii Republican Party

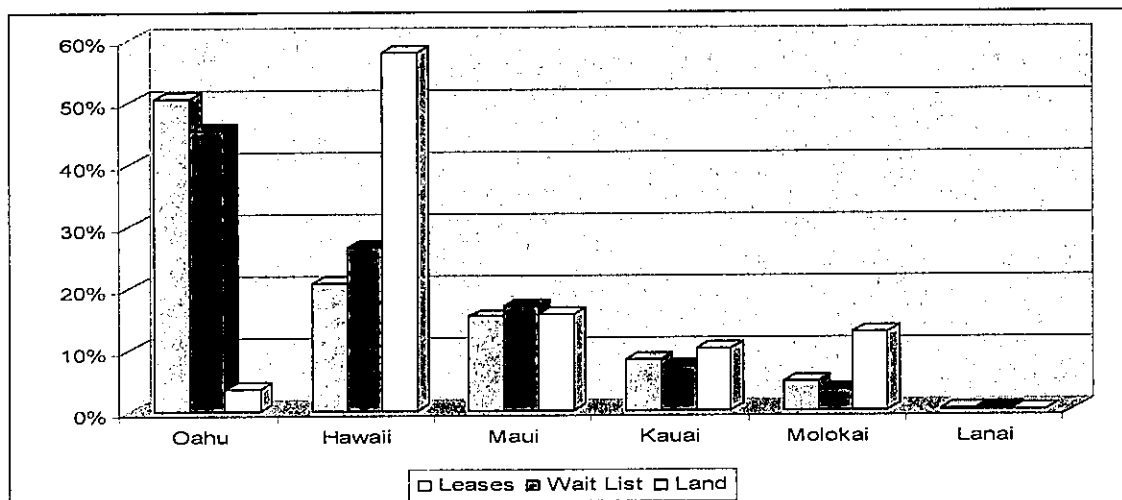
Through the Prince's leadership and participation in each of these community endeavors, the legacy of the Prince lives on for us today. This housing plan, a descendant of Kuhio's legacy thru the HHCA, is but a small piece of a much broader articulation of need in the State of Hawaii today. By focusing on the housing, this most basic of needs acknowledged in the Western world by Maslow, the department attempts to participate in the rehabilitation of the Hawaiian people. Should every Hawaiian have a safe, affordable, decent home, with fresh water for bathing and eating and cooking and food grown or gathered nearby, we could claim success. But with over \$10 billion in need and as the average 57-year-old applicant dies on the waiting list, it does not seem likely we will be able to make such a claim without immediate and swift monetary assistance in the next few years.

(3) Planned Program Benefits. *(Describe below how your planned programs and activities will address the needs of low income families identified above. Also describe how your planned programs will address the various types of housing assistance needs. NAHASDA § 803(c)(2)(B)):*

Given these housing needs, the department will focus the use of the NHHBG funds developing the supply of affordable housing units and then prepare the applicant lessee for home ownership. The department has also committed to using NHHBG funding to rehabilitate existing units as part of its Home Assistance Program. In addition, the department continues to provide necessary technical assistance to developing the capacity of partnering entities in order for them to successfully carryout and administer NHHBG funds within the timeline articulated in their agreements.

Geographic Distribution. *(Describe below how the assistance will be distributed throughout the geographic area and how this geographic distribution is consistent with the needs of low income families, including the needs for various categories of housing assistance. NAHASDA § 803(c)(2)(B)(i)):*

According to the 2000 Census, 73% of the state's population resides on the island of Oahu. Likewise, approximately 63% of all Native Hawaiians⁵, 62% of all DHHL applicants, and 64% of all DHHL potential applicants⁶ in the state reside on the island of Oahu. As current figures reflect, 47% of homestead residential applications⁷ are for Oahu. Hawaii Island follows at second with 26%⁸. The lessee, wait list and actual acreage distribution are as follows:



⁵ Taken from Aloha Counts by County, Alu Like 2003

⁶ Taken from SMS 2006 Study

⁷ Homestead Area & Islandwide Applications Waiting List, 06/30/14.

⁸ Ibid.

<u>Residential Leases as of</u> <u>11/30/14</u>			<u>Residential Wait List as of</u> <u>06/30/14⁹</u>		<u>Home Land Acreage as of</u> <u>2008 Annual Report</u>	
<u>Island</u>	<u>Number</u>	<u>Percent</u>	<u>Number</u>	<u>Percent</u>	<u>Number</u>	<u>Percent</u>
Oahu	4,222	51%	10,480	47%	7,495	3.69%
Hawaii	1,706	21%	5,718	26%	117,550	57.84%
Maui	1,274	15%	3,686	17%	31,796	15.65%
Kauai	700	8%	1,616	7%	20,565	10.12%
Molokai	396	5%	763	3%	25,769	12.68%
Lanai	29	<1%	72	<1%	50	0.02%
Total	8,327	100.00%	22,335	100.00%	203,225	100.00%

The data indicates that there is high demand for residential homesteads on the island of Oahu, an island with the second lowest Trust land holdings. The bulk of the Trust's lands are located on the island of Hawaii where residential waitlist numbers indicate it has the second highest demand. Based on the Trust's continued focus on building out East Kapolei IIB and Kakaina in Waimanalo, there also is room to continue the discussion of multi-family, condominium style development in the Trust property's urban core (the former Bowl a Drome) and in Kapolei near the existing rail development (transit oriented development).

⁹ Ibid.

SECTION 3: PROGRAM DESCRIPTIONS

(NAHASDA § [803(c)(2)(A)], [802(c)], [820(b)], 24 CFR §1006.410(b)(2) and (3))

Planning and Reporting on Program Year Activities

For the NHHP, the purpose of this section is to describe each program that will be operating during the 12-month fiscal year. Each program must include the eligible activity, its planned outputs, intended outcome, who will be assisted, and types and levels of assistance. Each of the eligible activities has a specific, measurable output. The first column in the table below lists all eligible activities, the second column identifies the output measure for each eligible activity, and the third column identifies when to consider an output as completed for each eligible activity. Copy and paste text boxes 1.1 through 1.10 as often as needed so that all of your planned programs are included.

For the APR, the purpose of this section is to describe your accomplishments, actual outputs, actual outcomes, and any reasons for delays.

Eligible Activities May Include (citations below reference sections in NAHASDA)

Eligible Activity	Output Measure	Output Completion
(1) RESERVED – DO NOT USE THIS NUMBER		
(2) RESERVED – DO NOT USE THIS NUMBER		
(3) Acquisition of Rental Housing [810(b)(1)]	Units	When recipient takes title to the unit
(4) Construction of Rental Housing [810(b)(1)]	Units	All work completed and unit passed final inspection
(5) Rehabilitation of Rental Housing [810(b)(1)]	Units	All work completed and unit passed final inspection
(6) Acquisition of Land for Rental Housing Development [810(b)(1)]	Acres	When recipient takes title to the land
(7) Development of Emergency Shelters [810(b)(1)]	Households	Number of households served at any one time, based on capacity of the shelter
(8) Conversion of Other Structures to Affordable Housing [810(b)(1)]	Units	All work completed and unit passed final inspection
(9) Other Rental Housing Development [810(b)(1)]	Units	All work completed and unit passed final inspection
(10) Acquisition of Land for Homebuyer Unit Development [810(b)(1)]	Acres	When recipient takes title to the land
(11) New Construction of Homebuyer Units [810(b)(1)]	Units	All work completed and unit passed final inspection
(12) Acquisition of Homebuyer Units [810(b)(1)]	Units	When recipient takes title to the unit
(13) Down Payment/Closing Cost Assistance [810(b)(1)]	Units	When binding commitment signed
(14) Lending Subsidies for Homebuyers (Loan) [810(b)(1)]	Units	When binding commitment signed
(15) Other Homebuyer Assistance Activities [810(b)(1)]	Units	When binding commitment signed

(16) Rehabilitation Assistance to Existing Homeowners [810(b)(1)]	Units	All work completed and unit passed final inspection
(17) Tenant Based Rental Assistance [810(b)(2)]	Households	Count each household once per year
(18) Other Housing Service [810(b)(2)]	Households	Count each household once per year
(19) Housing Management Services [810(b)(3)]	Households	Count each household once per year
(20) Operation and Maintenance of NHHBG-Assisted Units [810(b)(3)]	Units	Number of units in inventory at Fiscal Year End
(21) Crime Prevention and Safety [810(b)(4)]	Dollars	Dollars spent (report in Uses of Funding Table only)
(22) Model Activities [810(b)(5)]	Dollars	Dollars spent (report in Uses of Funding Table only)
(23) RESERVED – DO NOT USE THIS NUMBER		
(24) Infrastructure to Support Housing [810(b)(1)]	Dollars	Dollars spent (report in Uses of Funding Table only)
(25) RESERVED – DO NOT USE THIS NUMBER		

Outcome May Include:

(1) Reduce over-crowding	(7) Create new affordable rental units
(2) Assist renters to become homeowners	(8) Assist affordable housing for college students
(3) Improve quality of substandard units	(9) Provide accessibility for disabled/elderly persons
(4) Improve quality of existing infrastructure	(10) Improve energy efficiency
(5) Address homelessness	(11) Reduction in crime reports
(6) Assist affordable housing for low income households	(12) Other – must provide description in boxes 1.4 (NHHF) and 1.5 (APR)

NHHP: PLANNED FISCAL YEAR ACTIVITIES (NAHASDA § 803(c)(2)(A))

For each planned activity, complete all the non-shaded sections below. It is recommended that for each program name you assign a unique identifier to help distinguish individual programs. This unique number can be any number of your choosing, but it should be simple and clear so that you and HUD can track tasks and results under the program and collect appropriate file documentation tied to this program.

- One way to number your programs is chronologically. For example, you could number your programs 2014-1, 2014-2, 2014-3, etc.
- Or, you may wish to number the programs based on type. For example rental 1, rental 2, homebuyer 1, homebuyer 2, etc. This type of numbering system might be appropriate if you have many programs that last over several years.
- Finally, you may wish to use an outline style of numbering. For example, all programs under your first eligible activity would start with the number 1 and then be consecutively numbered as 1.1, 1.2, 1.3, etc. The programs under the second eligible activity would be numbered as 2.1, 2.2., 2.3, etc.

APR: REPORTING ON PROGRAM YEAR PROGRESS (NAHASDA § 820(b))

Complete the shaded section of text below to describe your completed program tasks and actual results. Only report on activities completed during the 12-month fiscal year. Financial data should be presented using the same basis of

accounting as the Schedule of Expenditures of Federal Awards (SEFA) in the annual OMB Circular A-133* audit. For unit accomplishments, only count units when the unit was completed and occupied during the year. For households, only count the household if it received the assistance during the previous 12-month fiscal year.

*DHHL should note that new Federal government regulations on Administrative Requirements, Cost Principles, and Audit Requirements were promulgated on December 26, 2013 at 2 C.F.R. Part 200. HUD intends to update its regulations by December 26, 2014 to implement these new requirements in its programs. In the meantime, applicable OMB Circulars and the regulations at 2 C.F.R. Part 225 will continue to apply to existing grants. After HUD implements the new requirements in 2 C.F.R. Part 200 (after December 26, 2014), all grants will be subject to 2 C.F.R. Part 200, as implemented by HUD.

I. Program Name and Unique Identifier: 2015 Capital Improvement Project –Lai Opua (AHP I)
1.1 Program Description <i>(This should be the description of the planned program.):</i> To build infrastructure for 118 lots for rent with option to purchase program at Lai Opua Village. Contract executed in October 2013 for \$9.8 million and construction begun in the May 2014. Project is ongoing.
1.2 Eligible Activity Number <i>(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</i> (24) Infrastructure to Support Housing [810(b)(1)]
1.3 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i> 7) Create new affordable rental units
Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i>
1.4 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i> 7) Create new affordable rental units
Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i>
1.5 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i> 118 undivided interest lessees will have the opportunity to participate in the rent with option to purchase being offered at Lai Opua.
1.6 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i> This activity covers the cost of the infrastructure for each of the 118 lots and prepares the site for individual home units.
1.7 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i> This project saw substantial completion over the past fiscal year, expending over \$3.1 million to provide infrastructure for vertical development.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year

This activity is reported on the Budget Table

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))
Project is not behind schedule.

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.
None.

II. Program Name and Unique Identifier: 2015 Capital Improvement Project –East Kapolei IIB (AHP II)**1.1 Program Description** *(This should be the description of the planned program.):*

160 lots in East Kapolei IIB. Currently in construction, scheduled completion in August 2015. Contract amount (w/o water and sewer): \$8.4 million of NHHBG.

1.2 Eligible Activity Number *(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):*

(24) Infrastructure to Support Housing [810(b)(1)]

1.3 Intended Outcome Number *(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):*

(2) Assist renters to become homeowners

Describe Other Intended Outcome *(Only if you selected "Other" above.):***1.4 Actual Outcome Number** *(In the APR identify the actual outcome from the Outcome list.):*

(24) Infrastructure to Support Housing [810(b)(1)]

Describe Other Actual Outcome *(Only if you selected "Other" above.):***1.5 Who Will Be Assisted** *(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):*

160 undivided interest lessees will be assisted in becoming home owners.

1.6 Types and Level of Assistance *(Describe the types and the level of assistance that will be provided to each household, as applicable.):*

This activity covers the cost of the infrastructure and site work for home development and prepares the site for individual home units.

1.7 APR: *(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):*

This project was substantially completed this year and expended \$3.2 million in the past fiscal year to provide infrastructure for residential development.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

Project is on schedule.

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

None.

III. Program Name and Unique Identifier: 2015 Capital Improvement Project –Waiohuli (AHP III)

1.1 Program Description *(This should be the description of the planned program.):*

To construct onsite drainage mitigation measures and other improvements for 46 lots in Waiohuli. Invitation For Bid to be released after completion of Environmental Review Record in Summer 2015. Construction contract execution and certification is expected in the last quarter of calendar 2015. Construction contract is budgeted at \$9 million.

1.2 Eligible Activity Number *(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):*

(24) Infrastructure to Support Housing [810(b)(1)]

<p>1.3 Intended Outcome Number <i>(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</i></p> <p>(2) Assist renters to become homeowners</p>
<p>Describe Other Intended Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.4 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i> (2) Assist renters to become homeowners</p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p>
<p>1.5 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a <u>separate</u> program within this section.):</i></p> <p>46 undivided interest lessees will be assisted in becoming home owners.</p>
<p>1.6 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>This activity covers the cost of the infrastructure for each of the 46 lots and prepares the site for individual home units.</p>
<p>1.7 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p> <p>Contract with Kiewit Infrastructure West executed in April 2016 for \$7.5 million.</p>

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year

<p>1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))</p> <p>Project is on schedule.</p>
--

<p>1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.</p> <p>N/A</p>
--

IV. Program Name and Unique Identifier: Developer Financing – Lai Opua (AHP IV)

1.1 Program Description *(This should be the description of the planned program.):*

This activity will provide for funding as part of a capital stack to conduct vertical construction of 70 rent with option to purchase units in Lai Opua, Village 4. Continued from last Housing Plan with no activity. RFP/IFB to be published later this calendar year.

1.2 Eligible Activity Number *(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):*

(4) Construction of Rental Housing [810(b)(1)]

1.3 Intended Outcome Number *(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):*

7) Create new affordable rental units

Describe Other Intended Outcome *(Only if you selected "Other" above.):*

1.4 Actual Outcome Number *(In the APR identify the actual outcome from the Outcome list.):*

7) Create new affordable rental units

Describe Other Actual Outcome *(Only if you selected "Other" above.):*

1.5 Who Will Be Assisted *(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):*

70 undivided interest lessees will be assisted through the vertical construction of their home in Lai Opua.

1.6 Types and Level of Assistance *(Describe the types and the level of assistance that will be provided to each household, as applicable.):*

This activity covers the cost of the vertical construction for each of 70 lots.

1.7 APR: *(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):*

The RFP was released in the 3rd quarter of the fiscal year with responses received in June 2016. Proposals being reviewed by the selection committee.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
70	0	0	0		

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

Project on schedule.

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

None.

V. Program Name and Unique Identifier: HALE Program – Risk Mitigation (AHP V)

1.1 Program Description (*This should be the description of the planned program.*):

The HALE Program has two branches: 1) Risk Mitigation, in the form of homebuyer education services; and 2) Loss Mitigation, in the form of lease cancellation/foreclosure prevention services. This first activity will deal with Risk Mitigation.

The department began the HALE program pilot in August 2013, with the creation of the NHHBG Loan Review Committee which identified barriers to loan approval and developed risk mitigation efforts to address/remove those barriers. The identified recipients of HALE services are those families receiving NHHBG-funded homeowner financing, down payment assistance, individual development accounts, and/or NHHBG eligible but receiving outside financing.

1.2 Eligible Activity Number (*Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.*):

(18) Other Housing Service [810(b)(2)]

1.3 Intended Outcome Number (*Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.*):

(2) Assist renters to become home owners

Describe Other Intended Outcome (*Only if you selected "Other" above.*):

1.4 Actual Outcome Number (*In the APR identify the actual outcome from the Outcome list.*):

(2) Assist renters to become home owners

Describe Other Actual Outcome (*Only if you selected "Other" above.*):

1.5 Who Will Be Assisted (*Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.*):

HALE's risk mitigation services will serve the following projects statewide, assisting beneficiaries to become credit qualified:

Kauai: 6 Habitat lessees, Piilani Mai Ke Kai

Maui: 46 U/I lessees, Waiohuli

Molokai: 6 Habitat lessees, Kalamaula

Molokai: 77 Package Home lessees, Kalamaula

Molokai: 4 Habitat lessees, Hoolehua

Oahu: 10 Kanehili lessees for turnkey units
 Oahu: 17 Kakaina lessees for self-help units
 Oahu: 13 Kakaina lessees for turnkey units
 Oahu: 160 East Kapolei IIB, Kapolei
 Hawaii: 10 Habitat lessees, Lai Opua
 Hawaii: 118 Lai Opua Lessees, Village 4
 Hawaii: 33 Package Home lessees, Keaukaha
 Total: 500 lessees

1.6 Types and Level of Assistance *(Describe the types and the level of assistance that will be provided to each household, as applicable.):*

In the past two years, the department has discovered that many lessees who are attempting to qualify for homestead offerings simply do not have the credit to do so. Many of these lessees have taken homebuyer education courses that have had no impact to their behavior and as a result, for example, within six months of pre-qualifying for a self-help loan, they are debt ridden and not on a budget.

The creation of the NHHBG Loan Review has done the following:

- Review the barriers being experienced by the applicant lessee
- Identify mitigation strategies to minimize the risk to the NHHBG portfolio
- Utilize credit counseling partners to assist applicant lessee to loan closing

The department's NHHBG-funded housing specialists now develop a personal relationship with each loan applicant; assesses their family strengths/weaknesses and then engages with the Loan Review team to develop risk mitigation strategies. After securing referrals thru either contract providers or one of the 5 free HUD-certified counseling agencies, staff then receives regular reports on the family's progress. Once the family is ready to move forward, the loan review team prepares the necessary loan request for the Chairman's approval. The department realizes that our families need intensive handholding and frequent follow up in order to have the statewide projects identified in 4.6 realized.

The following subrecipients have/will have agreements that will focus on this goal and activity and will be reported as follows in the Annual Performance Report to enhance transparency and facilitate information dissemination:

Executed Agreements:

- Hawaiian Community Assets, 2012 Award, \$312,457; bal. \$263,363 (Assist 75 w/financial counseling & debt reduction grants)
- Maui Habitat, 2012 Award, \$46,990; bal. \$34,646 (Assist 50 families with home ownership training)
- Hawaii First Federal FCU, 2012 Award; \$151,398; (Assist 15 families with IDA at 4:1 for home ownership/home repair/renovation)
- Hawaii Home Ownership Center, 2014 Award, \$622,263 (Assist families on Hawaii Island & Kauai with homeownership preparation)

Pending Agreements:

- Helen Wai, LLC, 2014 Award, \$498,000 (Assist families on Oahu with homeownership preparation)

1.7 APR: *(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):*

Executed Agreements:

- Hawaiian Community Assets, 2012 Award, \$312,457; bal. \$263,363 (Assist 75 w/financial counseling & debt reduction grants) **Completed; closed.**
- Maui Habitat, 2012 Award, \$46,990; bal. \$34,646 (Assist 50 families with home ownership training); **Completed; closed.**

- Hawaii First Federal FCU, 2012 Award; \$151,398; (Assist 15 families with IDA at 4:1 for home ownership/home repair/renovation)
- Hawaii Home Ownership Center, 2014 Award, \$622,263 (Assist families on Hawaii Island & Kauai with homeownership preparation)
- Helen Wai, LLC, 2014 Award, \$498,000 (Assist families on Oahu with homeownership preparation)

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
0	150	0	0	150	

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

None.

VI. Program Name and Unique Identifier: HALE Program – Loss Mitigation (AHP VI)

1.1 Program Description (This should be the description of the planned program.):

This activity in the second branch of the HALE Program: 2) Loss Mitigation, in the form of lease cancellation/foreclosure prevention services.

NHHBG staff have been active participants of the department's Delinquency (DQ) Committee since its inception two years ago. Utilizing meetings with local/mainland banks and mortgage companies; research on best practices for loss mitigation; and piloting the East Hawaii Loss Mitigation products have resulted in the initial strategies currently being studied for implementation. At present, the department currently offers two distinct types of loans: external loans (247, 184A, USDA-RD, etc.) and direct loans (with Trust or NHHBG monies). While the 11/30/14 Delinquency Report compiled by HSD shows the direct loan portfolio at 26% delinquent (approximately \$16 million), it is the FHA Insured Loan portfolio that causes the greatest consternation: just 11% (307 loans) delinquent but representing approximately \$39 million in external loans that are on the path to defaulting back to the Trust.

In order to attempt to mitigate this problem, staff have met with each of the 5 agencies who received National Mortgage Settlement monies to educate them on this portfolio and to ask for their assistance in providing free services to our beneficiaries. Training of department staff in foreclosure prevention was done in early November 2013 and ongoing NeighborWorks trainings were held in 2014 for staff, subrecipients, and community stakeholders so that mitigation education can be found in every homestead community. The plan includes reaching out to these defaulting beneficiaries and secure their cooperation in preventing their external loan from defaulting. Where staff have heard from these service providers about the external lenders failing to provide loss mitigation services as defined by the current HUD memorandum of agreement, documentation of such and the Chairman's active involvement in seeking to address this issue at the federal level has been successful in diverting and/or reducing the amount of external loans defaulting back to the Trust.

Now that the department has hired its HALE Manager, these additional NHHBG funded loss mitigation options are being planned for the later part of this calendar year to include:

- Temporary financial assistance, short term
- Direct loan forbearance, interest rate reduction, and/or deferment
- Development of the HALE loss mitigation team

1.2 Eligible Activity Number (Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):

(18) Other Housing Service [810(b)(2)]

1.3 Intended Outcome Number (Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):

(12) Other

Describe Other Intended Outcome (Only if you selected "Other" above.):

To maintain a lessee in his/her own home.

1.4 Actual Outcome Number (In the APR identify the actual outcome from the Outcome list.):

(12) Other

Describe Other Actual Outcome (Only if you selected "Other" above.): To maintain a lessee in his/her own home.

1.5 Who Will Be Assisted (Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):

The lessees listed on the department's monthly statewide report who are delinquent 30+ days or more are eligible for loss mitigation services under HALE.

1.6 Types and Level of Assistance (Describe the types and the level of assistance that will be provided to each household, as applicable.):

- Temporary financial assistance, short term
- Direct loan forbearance, interest rate reduction, and/or deferment
- Counseling and advocacy assistance for external loan lessees
- Counseling and advocacy assistance for direct loan lessees in the lease cancellation process

Executed Agreements:

- Helen Wai, 2013 Award, \$150,000; bal. \$19,325.54 (Assist 75 lease cancellation families)
09/2014 add-on additional 75 families; \$150,000
- Hawaiian Community Assets, 2012 Award, \$312,457; bal. \$263,363.14 (Assist 75 w/financial counseling & debt reduction grants)*

*Clarification received from HUD that eligible activities for debt reduction grants includes short-term subsidies to bring a delinquency current or to pay delinquent utility bills. Examples of non-eligible activities include non-housing related credit card debt or car loan payments.

1.7 APR: (Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):

Executed Agreements:

- Helen Wai, 2013 Award, \$150,000; bal. \$19,325.54 (Assist 75 lease cancellation families) 09/2014 add-on additional 75 families; \$150,000; **Closed.**
- Hawaiian Community Assets, 2012 Award, \$312,457; bal. \$263,363.14 (Assist 75 w/financial counseling & debt reduction grants)*; **Closed.**

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
0	30	0		30	

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

None.

VII. Program Name and Unique Identifier: Homeowner Financing (AHP VII)

1.1 Program Description (This should be the description of the planned program.):

This program will utilize statewide contracts with federally insured, federally regulated financial institutions to deploy financing for the housing projects identified in 5.6 above. The deployment of NHHBG monies to federal depository institutions means a high level of compliance with regulatory requirements common in the industry while disseminating loan origination and servicing duties to the communities where the homesteads are located. Financing will also be provided directly by the department through its Direct Loan Program.

1.2 Eligible Activity Number (Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):

(14) Lending Subsidies for Homebuyers (Loan) [810(b)(1)]

1.3 Intended Outcome Number (Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):

(2) Assist renters to become homeowners

Describe Other Intended Outcome (Only if you selected "Other" above.):

<p>1.4 Actual Outcome Number <i>(In the APR identify the actual outcome from the Outcome list.):</i></p>
<p>Describe Other Actual Outcome <i>(Only if you selected "Other" above.):</i></p> <p>(2) Assist renters to become homeowners</p>
<p>1.5 Who Will Be Assisted <i>(Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</i></p> <p>The lessees of the following projects will be targeted for assistance. While not all may receive assistance in the 12 month timeframe, we are estimating that given the length of time for program planning, procurement, and service delivery design, at least 6 families should receive home loans thru this program.</p> <p>Kauai: 6 Habitat lessees, Piilani Mai Ke Kai</p> <p>Maui: 46 U/I lessees, Waiohuli</p> <p>Molokai: 6 Habitat lessees, Kalamaula</p> <p>Molokai: 77 Package Home lessees, Kalamaula</p> <p>Molokai: 4 Habitat lessees, Hoolehua</p> <p>Oahu: 10 Kanehili lessees for turnkey units</p> <p>Oahu: 17 Kakaina lessees for self-help units</p> <p>Oahu: 13 Kakaina lessees for turnkey units</p> <p>Oahu: 160 East Kapolei IIB, Kapolei</p> <p>Hawaii: 10 Habitat lessees, Lai Opua</p> <p>Hawaii: 118 Lai Opua Lessees, Village 4</p> <p>Hawaii: 33 Package Home lessees, Keaukaha</p> <p>Total: 500 lessees</p>
<p>1.6 Types and Level of Assistance <i>(Describe the types and the level of assistance that will be provided to each household, as applicable.):</i></p> <p>Financing for home loans statewide utilizing NHHBG funds for projects afore-mentioned.</p>
<p>1.7 APR: <i>(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</i></p> <p>Response to the packaged home financing product continues to be slow. Those families that have responded in Keaukaha and Kalamaula are in the long process of completing an environmental review. As those are the two oldest homesteads in the Trust portfolio, no environmental record was done 90+ years ago.</p> <p>Maui's Waiohuli infrastructure contract was executed at the end of this past fiscal year, beginning work on the 46 lots. And on Oahu, Kakaina is finally ready to go vertical with owner/builder and turnkey mix.</p> <p>In Lai Opua, the department is review the responses it received for its RFP for vertical, rent with option to purchase.</p>

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
6		0	6		

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

None

VIII. Program Name and Unique Identifier: Energy Retrofits (AHP VIII)

1.1 Program Description (This should be the description of the planned program.):

This program reduces monthly costs to the lessee by providing energy saving retrofits.

1.2 Eligible Activity Number (Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):

(16) Rehabilitation Assistance to Existing Homeowners [810(b)(1)]

1.3 Intended Outcome Number (Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):

(10) Improve energy efficiency

Describe Other Intended Outcome (Only if you selected "Other" above.):

1.4 Actual Outcome Number (In the APR identify the actual outcome from the Outcome list.): (10) Improve energy efficiency

Describe Other Actual Outcome (Only if you selected "Other" above.):

1.5 Who Will Be Assisted (Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):

Eligible lessees residing on department's trust lands are eligible for assistance.

1.6 Types and Level of Assistance (Describe the types and the level of assistance that will be provided to each household, as applicable.):

The following subrecipients have/will have agreements that will focus on this goal and activity and will be reported as follows in the Annual Performance Report to enhance transparency and facilitate information dissemination:

Executed Agreements:

- Council for Native Hawaiian Advancement, 2010 Award: \$180,177; Bal: \$65,090.38 (ex. 07/19/11; 18 families)
- Council for Native Hawaiian Advancement, 2011 Award: \$453,058; Bal: \$409,547.70 (ex. 01/10/13; 60 families)

Pending Agreements:

- Council for Native Hawaiian Advancement, 2012 Award: \$380,000 (19 families)

1.7 APR: (Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):

Executed Agreements:

- Council for Native Hawaiian Advancement, 2010 Award: \$180,177; Bal: \$65,090.38 (ex. 07/19/11; 18 families)
- Council for Native Hawaiian Advancement, 2011 Award: \$453,058; Bal: \$409,547.70 (ex. 01/10/13; 60 families)

Pending Agreements:

- Council for Native Hawaiian Advancement, 2012 Award: \$380,000 (19 families)

Difficulties continue with ERR and labor compliance. Technical assistance provided to subrecipient to assist with process execution and service delivery.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
12			12		

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

IX. Program Name and Unique Identifier: Home Assistance Program (HAP) (AHP IX)

1.1 Program Description (This should be the description of the planned program.):

This program covers the department's attempt to address substandard, aging housing on the homelands. The policies and procedures for HAP were passed at the July 2013 meeting of the commission on Kauai. Using its existing partnerships with

community agencies, the goal is to service the beneficiary lessees of: Kalamaula/Hoolehua/Kapaakea; Keaukaha-Panaewa; Nanakuli/Waianae; and Papakolea/Waimanalo. There are already 50 families identified or being served at present by the department and another 24 families set to be helped with pending agreements.
<p>1.2 Eligible Activity Number (Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):</p> <p>(16) Rehabilitation Assistance to Existing Homeowners [810(b)(1)]</p>
<p>1.3 Intended Outcome Number (Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):</p> <p>(3) Improve quality of substandard units</p>
<p>Describe Other Intended Outcome (Only if you selected "Other" above.):</p>
<p>1.4 Actual Outcome Number (In the APR identify the actual outcome from the Outcome list.): (3) Improve quality of substandard units</p>
<p>Describe Other Actual Outcome (Only if you selected "Other" above.):</p>
<p>1.5 Who Will Be Assisted (Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):</p> <p>Families determined and identified by HAP or subrecipient staff as eligible will be assisted. This includes the 20 families who were waiting for help from the C&C of Honolulu program.</p>
<p>1.6 Types and Level of Assistance (Describe the types and the level of assistance that will be provided to each household, as applicable.):</p> <p>Deferred payment loans, as defined by HAP or the respective subrecipient agreement, will be provided.</p> <p>The following subrecipients have/will have agreements that will focus on this goal and activity and will be reported as follows in the Annual Performance Report to enhance transparency and facilitate information dissemination:</p> <p>Executed Agreements:</p> <ul style="list-style-type: none"> Nanakuli Housing Corporation, 2011 Award: \$328,850; bal: \$50,002.88; (Assist 2 lessees) Nanakuli Housing Corporation, 2012 Award: \$360,850; bal. \$313,727.67 (Assist 5 lessees) Kula Na Poe Hawaii, 2012 Award: \$38,203; bal. \$28,604.61(Assist 5 lessees) West Hawaii Habitat, 2012 Award: \$158,777 (Assist 6 lessees)*converting to Trust funds via HHC Submittal <p>Pending Agreements:</p> <ul style="list-style-type: none"> Kauai Habitat, 2012 Award: \$300,000 (Assist 6 lessees)
<p>1.7 APR: (Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):</p> <p>Executed Agreements:</p> <ul style="list-style-type: none"> Nanakuli Housing Corporation, 2011 Award: \$328,850; bal: \$50,002.88; (Assist 2 lessees); Closed, completed. Nanakuli Housing Corporation, 2012 Award: \$360,850; bal. \$313,727.67 (Assist 5 lessees); Ongoing. Kula Na Poe Hawaii, 2012 Award: \$38,203; bal. \$28,604.61(Assist 5 lessees); Closed, expired. West Hawaii Habitat, 2012 Award: \$158,777 (Assist 6 lessees)*converting to Trust funds via HHC Submittal; Closed. Kauai Habitat, 2012 Award: \$300,000 (Assist 6 lessees); To be closed; no activity/communication.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
12			3		

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

X. Program Name and Unique Identifier: Model Activities - Kailapa (AHP X)

1.1 Program Description (This should be the description of the planned program.):

This activity assists in the promotion of health and safety and development of community.

1.2 Eligible Activity Number (Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):

(22) Model Activities [810(b)(3)]

1.3 Intended Outcome Number (Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):

(12) Other

Describe Other Intended Outcome (Only if you selected "Other" above.): Kailapa Community Association, the model activity award will purchase equipment for Certified Emergency Response Team comprised of community members. This equipment will be used in natural disasters such as earthquake, wildfire or tsunami.

1.4 Actual Outcome Number (In the APR identify the actual outcome from the Outcome list.): (12) Other

Describe Other Actual Outcome (Only if you selected "Other" above.): Kailapa Community Association, the model activity award will purchase equipment for Certified Emergency Response Team comprised of community members. This equipment will be used in natural disasters such as earthquake, wildfire or tsunami.

1.5 Who Will Be Assisted (Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):

Kailapa Community Association in Kawaihae received HUD approval of its Model Activity in February 2014. This approval was the result of the HHC February 2013 award of the 2012 NAHASDA Community Grants cycle. The community's proposal was to purchase emergency equipment for Certified Emergency Response Team to allow for the team to respond quickly to emergency situations.

1.6 Types and Level of Assistance *(Describe the types and the level of assistance that will be provided to each household, as applicable.):*

The following subrecipient have/will have agreements that will focus on this goal and activity and will be reported as follows in the Annual Performance Report to enhance transparency and facilitate information dissemination:

- Executed Agreements: Kailapa Community Association, HUD approved 02/2014, \$46,905; bal. \$34,209.93

1.7 APR: *(Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):*

Executed Agreements: Kailapa Community Association, HUD approved 02/2014, \$46,905; **Closed, complete.**

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year

This activity will be reported on the Uses of Funding Table

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

XI. Program Name and Unique Identifier: Emergency Relocation Financing (AHP XI)

1.1 Program Description *(This should be the description of the planned program.):*

This activity provides emergency monetary assistance for lessees residing on Makuu Farm Lots who are in danger because of the impending lava flow threat. Funds would be used for moving; storage; temporary housing rental vouchers on Trust lands located in a non-lava flow area. The designated recipients of this recipients are limited to existing Makuu Farm Lot lessees who would have been given the order to evacuate their homes based on health and safety.

1.2 Eligible Activity Number *(Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):*

(15) Other Homebuyer Assistance Activities [810(b)(1)]

1.3 Intended Outcome Number *(Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):*

(6) Assist affordable housing for low income households

Describe Other Intended Outcome (Only if you selected "Other" above.):

1.4 Actual Outcome Number (In the APR identify the actual outcome from the Outcome list.):

(6) Assist affordable housing for low income households

Describe Other Actual Outcome (Only if you selected "Other" above.):

1.5 Who Will Be Assisted (Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):

Assistance would be limited to actual families currently residing on Makuu Farm Lots.

1.6 Types and Level of Assistance (Describe the types and the level of assistance that will be provided to each household, as applicable.):

Assistance would be used for the following eligible uses: moving; storage; rental vouchers (homes on Trust lands) should the lava flow appear imminent and threaten homes in the Makuu Farm Lots.

1.7 APR: (Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):

Thankfully, the lava flow threatening Makuu Farm lots stopped and it going in the opposite direction to the ocean.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
3			0		

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

XII. Program Name and Unique Identifier: Panaewa CIP (AHP XII)

1.1 Program Description (This should be the description of the planned program.):

This activity provides infrastructure and lot development. Priority given for lessees relocating because of health and safety due to unexploded ordnance in Makuu, Puukapu, Kuhio Village, Lalamilo and Kawaihae.

1.2 Eligible Activity Number (Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.):

(24) Infrastructure to Support Housing [810(b)(1)]

1.3 Intended Outcome Number (Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.):

(6) Assist affordable housing for low income households

Describe Other Intended Outcome (Only if you selected "Other" above.): The current administration became aware of the UXO issues on its Hawaii Island Trust lands in late October 2014. Since that time, and because of the current lava flow threat to Makuu Farm Lots, the department has been spearheading relocation efforts to offer lessees options

1.4 Actual Outcome Number (In the APR identify the actual outcome from the Outcome list.):

(6) Assist affordable housing for low income households

Describe Other Actual Outcome (Only if you selected "Other" above.):

1.5 Who Will Be Assisted (Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.):

Families requesting relocation based on health and safety due to the existing UXO issue in: Puukapu; Kuhio Village; Lalamilo; Kawaihae (4 lots) and Makuu Farm Lots.

1.6 Types and Level of Assistance (Describe the types and the level of assistance that will be provided to each household, as applicable.):

The department, as land owner for the Panaewa parcels, will undertake this activity as a CIP.

1.7 APR: (Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3)):

One lot, Lot 185, has completed the ERR process and is the process of receiving County subdivision approvals.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year

This activity will be reported on the Uses of Funding Table

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

XIII. Program Name and Unique Identifier: Property Acquisition (AHP XIII)

1.1 Program Description (*This should be the description of the planned program.*):

This activity provides funds for the department to purchase vacant land or existing housing for inclusion into Trust inventory.

1.2 Eligible Activity Number (*Select one activity from the Eligible Activity list. Do not combine homeownership and rental housing in one activity, so that when housing units are reported in the APR they are correctly identified as homeownership or rental.*):

(10) Acquisition of Land for Homebuyer Unit Development [810(b)(1)]

1.3 Intended Outcome Number (*Select one outcome from the Outcome list. Each program can have only one outcome. If more than one outcome applies, create a separate program for each outcome.*):

(1) Reduce over-crowding

Describe Other Intended Outcome (*Only if you selected "Other" above.*):

1.4 Actual Outcome Number (*In the APR identify the actual outcome from the Outcome list.*):

(1) Reduce over-crowding

Describe Other Actual Outcome (*Only if you selected "Other" above.*):

1.5 Who Will Be Assisted (*Describe the types of households that will be assisted under the program. Please note: assistance made available to families whose incomes exceed 80 percent of the median should be included as a separate program within this section.*):

Applicants on the waitlist will be assisted by having additional affordable housing stock made available to lease by the department.

1.6 Types and Level of Assistance (*Describe the types and the level of assistance that will be provided to each household, as applicable.*):

Land identified for acquisition will be considered for purchase for future development to increase affordable housing inventory on DHHL Trust Lands.

1.7 APR: (*Describe the accomplishments for the APR in the 12-month fiscal year in accordance with 24 CFR § 1006.410(b)(2) and (3).*):

Several land parcels were reviewed and preliminary ERRs done; based on those findings, land acquisition was not done.

1.8: Planned and Actual Outputs for 12-Month Fiscal Year

Planned Number of Units to be Completed in Year Under this Program	Planned Number of Households To Be Served in Year Under this Program	Planned Number of Acres To Be Purchased in Year Under this Program	APR: Actual Number of Units Completed in Fiscal Year	APR: Actual Number of Households Served in Fiscal Year	APR: Actual Number of Acres Purchased in Fiscal Year
		5			0

This activity will be reported on the Uses of Funding Table

1.9: APR: If the program is behind schedule, explain why. (24 CFR § 1006.410(b)(2))

Selecting land free from contamination is important to the DHHL based on the tragic history of land transfers into the portfolio that are facing environmental challenges.

1.10: APR: Describe the manner in which DHHL would change its housing plan as a result of its experiences. (24 CFR § 1006.410(b)(4)). NOTE: It is sufficient to provide one response to this item rather than an individual response for each NHHBG-funded program.

NOTE: Remember to complete all the text boxes in Section 3 for each NHHBG-funded program. If you are completing an electronic version of this form, you may copy and paste text boxes 1.1 through 1.11 as needed to describe each of your programs. If you are completing this form in hard copy, you may photocopy Section 3 as needed to describe each of your programs.

SECTION 4: AFFORDABLE HOUSING RESOURCES

This section of the NHHP is designed to provide the public with basic background information on the characteristics shaping DHHL's affordable housing programs. Each portion of the text below has several required components that must be discussed. DHHL is encouraged to carefully review the instructions for each section and provide text covering all required elements.

Housing Market (NAHASDA § 803(c)(2)(D)(i) and (ii)) *(Describe the key characteristics of the housing market in the State of Hawaii, currently, and in the period of time covered by the plan. Include a description of the availability of housing from other public sources and private market housing, and how this supply of housing affected the DHHL's program/activity choices.):*

Wages remain relatively low in Hawai'i making housing affordability a major issue for residents of the state. Because wages remain low, families living in Hawai'i often work more than one job to make ends meet. The SMS Study of 2006 indicated that 44% of all households in the state were at or below 80% of median income. According to the same report, even families with household incomes between 120% and 140% of median income in Hawai'i require affordable housing units given the high costs of housing.

Almost one fourth (22.7%) of all Hawai'i residents pay over 40% of their monthly household income toward their shelter costs and approximately one third (34%) pay over 30% of their monthly household income toward their shelter costs. However, when examined closer it is clear that those households with income levels below 80% of the area median income are more likely to be paying over 30% of their household income toward shelter costs. More specifically, for all households in the state that are at or below 80% of area median income levels, about half (52.22%) pay over 30% of their monthly income toward shelter costs and approximately 38.33% pay over 40% of their monthly income toward shelter costs. As stated previously, shelter to income ratios are higher for native Hawaiian households in that 45.5% pay over 40% of their monthly household income toward their shelter costs whereas only 36.6% of non-native households pay over 40% of their monthly household income toward shelter costs.

The department currently sits as a member partner on the Legislature's Affordable Housing Think Tank and the Governor's Interagency Council on Homelessness. At a recent briefing for the state legislature, all state housing agencies attended to provide a schedule of upcoming housing activities/unit count. It was plain to see that the department's NHHBG funded mortgage loans provide single family housing for the same or lower price than a studio in a multi-family high rise built by another housing agency in the urban core. Without NHHBG funding, the department would be unable to build or finance housing for the 80% AMI or below target population.

Cooperation (NAHASDA § 803(c)(2)(D)(iii)) *(Describe the structure, coordination, and means of cooperation between DHHL and other relevant partners and organizations [including private nonprofit organizations experienced in the planning and development of affordable housing] in the development, submission, or implementation of its housing plan. In addition, DHHL must indicate if it plans to use loan guarantees under Section 184A of the Housing and Community Development Act of 1992 and any other housing assistance provided by the Federal Government.):*

The department currently partners with a number of housing agencies and organizations either thru subject matter meetings or formal MOUs or agreements. Included in each of the activities of the plan above were the names of the organizations currently or about to receive monies from the NHHBG.

The Section 184A Loan Guarantee Program, which is similar to the Section 184 Loan Guarantee Program giving Native Americans access to private mortgage financing by providing loan guarantees to lenders, was

implemented in 2007. Currently, Home Street Bank and Bank of Hawai'i are approved lenders for the Section 184 A loan program.

DHHL has been utilizing the FHA 247 loan program since 1987. Almost \$390 million in mortgage loans are outstanding through the FHA 247 loan program to lessees on Hawaiian home lands. Also available is the FHA 203K program for rehabilitation of homes. The Veterans Affairs direct loan, Rural Development (U.S. Department of Agriculture) loan programs, Federal Home Loan Bank (Seattle) Affordable Housing Program grants and low-income housing tax credits are other financing options and tools utilized on Hawaiian home lands.

After the March 16, 2015 submittal of this draft to the Hawaiian Homes Commission, public dissemination did occur with comments encouraged to be sent. The final draft will be submitted to the commission at its April 20th meeting at Kalamaula, Molokai.

Demolition and Disposition (NAHASDA § 803(c)(2)(D)(viii), 24 CFR 1006.101(b)(4)(viii)) *(Describe any planned demolition or sale of NHHBG-assisted housing units, or any other demolition or disposition that will be carried out with NHHBG funds. Be certain to include a financial analysis of the proposed demolition, the timetable for any planned demolition or disposition and any other information that is required by HUD with respect to the demolition or disposition.):*

There are no 1937 Act housing on Hawaiian home lands. The DHHL does not anticipate demolishing any units funded by the NHHBG.

Coordination (NAHASDA § 803(c)(2)(D)(ix)) *(Describe how DHHL will coordinate with partners to promote employment and self-sufficiency opportunities for residents of affordable housing.):*

The State of Hawai'i Department of Human Services (DHS) administers individual and family financial assistance programs that provide cash payments to help individuals and families meet their basic needs. The programs include Temporary Assistance to Needy Families (TANF), Temporary Assistance to Other Needy Families (TAONF), General Assistance (GA), Aid to the Aged, Blind and Disabled (AABD) and the Food Stamps program. Medical assistance is provided through the Hawai'i QUEST and Medicaid fee-for-services programs. Vocational rehabilitation services are provided to persons with disabilities. Whenever the DHHL staff is made aware of a lessee in need, the families are referred to DHS or to an appropriate non-profit service provider.

Safety (NAHASDA § 803(c)(2)(D)(x)) *(Describe how DHHL will promote crime prevention and resident involvement in affordable housing.):*

The DHHL continues to coordinate efforts with the Police Narcotics Division, the Sherriff's Office and the Attorney General's Office—Investigative Division to do surveillance and to evict the offending occupants whenever there is evidence of drug problems or other crimes in the homestead areas. If investigation results in a conviction, the lessee is taken to a contested case hearing for lease cancellation.

Community meetings are held monthly across the state and in coordination with the Hawaiian Homes Commission meetings. This provides the members of the community to be informed and to provide an opportunity to voice their concerns to the Commission.

Capacity (NAHASDA § 803(c)(2)(D)(xi)) *(Describe the structure, capacity, and key personnel of the entities that will carry out the program/activities of the housing plan.):*

The DHHL was created by the State Legislature in 1960 to administer the Hawaiian home lands program and manage the Hawaiian home lands trust. The DHHL is one of eighteen principal agencies of the Executive Branch of the State of Hawai'i.

The DHHL serves native Hawaiians or individuals of at least 50% Hawaiian blood, as defined by the Hawaiian Homes Commission Act of 1920, as amended, and their successors and assigns. These native Hawaiians are the beneficiaries of the Hawaiian home lands trust consisting of a land trust of over 200,000 acres, settlement monies from the State for the mismanagement of trust lands, funds received from the State general fund for a portion of its operating costs, and revenues and earnings from the land leasing program.

The DHHL is governed by a nine-member board of commissioners headed by the Chairman, who also serves as the executive officer of the DHHL. The Governor of the State of Hawai'i appoints each commissioner and Chairman to a four-year term. The terms of the commissioners are staggered.

Currently, there are 99 full time employees in DHHL with six offices statewide. DHHL's main administrative office is located in Kapolei, Oahu and the five (5) district offices are located on neighbor islands. There are two (2) district offices on the Big Island, one in Hilo (East Hawaii) and one in Waimea (West Hawai'i), Hawai'i; one (1) district office in Lihue, Kauai; one (1) district office in Wailuku, Maui; and one (1) district office in Kalamaula, Molokai. DHHL is organized into five offices and three divisions under the Hawaiian Homes Commission and Office of the Chairman. The various offices and divisions are described as follows:

Office of the Chairman (OCH) — 18 staff members

The Office of the Chairman consists of the Chairman of the Hawaiian Homes Commission, who is also the Director of Department of Hawaiian Home Lands; the Deputy to the Chairman, the Executive Assistant; the NAHASDA Manager, HALE Manager, NAHASDA Program Specialist, NAHASDA Compliance Specialist, NAHASDA Clerk; and executive staff.

Administrative Services Office (ASO) – 7 staff members

The Administrative Services Office provides DHHL staff support in the areas of personnel, budgeting, program evaluation, information and communication systems, risk management, facilities management, clerical services and other administrative services. This office also provides support services in preparation of legislative proposals and testimonies, coordinates the preparation of reports to the legislature and facilitates the rule-making process.

Fiscal Office (FO) – 14 staff members

The Fiscal Office provides accounting support for DHHL. One accountant is dedicated to the NHHBG whose position is currently vacant.

Planning Office (PO) - 8 staff members

The Planning Office conducts research and planning studies required in the development of policies, programs, and projects to benefit native Hawaiians. The PO coordinates and develops the Regional Plans, administers the Native Hawaiian Development Program, provides capacity building training for homestead organizations, and provides community based grants for the implementation of Regional priority projects, community based economic development, and membership development.

Information and Community Relations Office (ICRO) – 3 staff members

The Information and Community Relations Office disseminates information to the public on Department issues, oversees community relations with the various homestead communities and coordinates DHHL's ceremonies. They also publish DHHL's annual reports to the State Legislature.

Homestead Services Division (HSD) – 32 staff members

HSD is composed of three branches: 1) Homestead Applications, 2) District Operations, and 3) Loan Services. HSD is the largest division in DHHL, has staff on all islands, and services more than 25,000 applicants and 8,000 lessees on five islands.

Land Management Division (LMD) – 9 staff members

LMD is responsible for managing Hawaiian home lands that are not used for homestead purposes. Unencumbered lands are managed and disposed of for long and short term uses in order to generate revenues and keep the lands productive while minimizing the occurrence of vegetative overgrowth, squatting or illegal dumping. LMD is responsible for properly managing the lands in DHHL's inventory.

Land Development Division (LDD) – 15 staff members

LDD is charged with the responsibility of developing trust lands for homesteading and income-producing purposes. This is accomplished through the development of properties for residential, agricultural, pastoral, and economic development uses. LDD has three operating branches: 1) Design and Construction – concentrating on the design and construction of off-site and on-site improvements for the various subdivisions; and 2) Master-Planned Community – expediting the construction of housing options through partnerships with private sector and exploring other housing opportunities; and, and 4) Housing Project—awards leases.

The following is a listing of the key personnel responsible for the implementation of DHHL and NAHASDA assisted programs:

Hawaiian Homes Commission (HHC)

Jobie M.K. Masagatani, Chairman
David Kaapu, West Hawaii Commissioner
Wallace "Wally" Ishibashi, East Hawaii Commissioner
Doreen Napua Canto, Maui Commissioner
Gene Ross Davis, Molokai Commissioner
Kahele Richardson, Oahu Commissioner
Michael P. Kahikina, Oahu Commissioner
Renwick Tassill, Oahu Commissioner
Kathleen Puamae'ole "Pua" Chin, Kauai Commissioner

Department of Hawaiian Home Lands

Jobie M. K. Masagatani, Director
William Aila, Jr., Deputy to the Chairman
Derek Kimura, HHL Executive Assistant
Kamana'o Mills, Special Assistant
Rodney Lau, Administrative Services Officer
James Pao, Fiscal Management Officer
Kaleo Manuel, Acting Planning Program Manager
Francis Apoliona, HHL Compliance and Community Relations Officer
Niniau Simmons, Manager (NAHASDA)
Trisha Paul, Program Specialist (NAHASDA)
Dawnelle Forsythe, Compliance Specialist (NAHASDA)
Paula Aila, HALE Manager
Juan Garcia, Homestead Services District Supervisor III
Louis Hao, East Hawaii Homestead District Supervisor
James Du Pont, West Hawaii Homestead District Supervisor II
Halealoha Ayau, Molokai Homestead District Supervisor II
Isaac Takahashi, Homestead Housing Specialist VI
Dean Oshiro, Housing Services Division Administrator
Michelle Hitzeman, Housing Specialist (NAHASDA)
Carol Ann Takeuchi, Housing Specialist (NAHASDA)
Nadine Pomroy, Clerk (NAHASDA)
Kahana Albinio, Land Management Division Administrator
Norman Sakamoto, Land Development Division Administrator

SECTION 5: BUDGETS

(1) Sources of Funding (NAHASDA § 803(c)(2)(C)(i) and 820(b)(1)) (Complete the non-shaded portions of the chart below to describe your estimated or anticipated sources of funding for the 12-month fiscal year. **APR Actual Sources of Funding -- Please complete the shaded portions of the chart below to describe your actual funds received. Only report on funds actually received and under a grant agreement or other binding commitment during the 12-month fiscal year.)**

SOURCE	NHHP					APR					
	(A) Estimated amount on hand at beginning of fiscal year	(B) Estimated amount to be received during 12- month fiscal year	(C) Estimated total sources of funds (A + B)	(D) Estimated funds to be expended during 12- month fiscal year	(E) Estimated unexpended funds remaining at end of fiscal year (C minus D)	(F) Actual amount on hand at beginning of fiscal year	(G) Actual amount received during 12-month fiscal year	(H) Actual total sources of funding (F + G)	(I) Actual funds expended during 12-month fiscal year	(J) Actual unexpended funds remaining at end of 12- month fiscal year (H minus I)	(K) Actual unexpended funds obligated but not expended at end of 12- month fiscal year
1. NHHBG Funds	45,000,000	8,700,000	53,700,000	25,456,826	28,243,174	52,075,696.27	8,700,000	60,775,696.27	11,699,959.83	49,075,736.44	15,927,095.46
2. NHHBG Program Income	0	480,000	480,000	480,000	0	38,560.84	562,908.96	601,469.80	558,418.38	43,051.42	
LEVERAGED FUNDS											
3. Other Federal Funds							169,821.99	169,821.99	169,821.99	0	
4. LIHTC											
5. Non- Federal Funds											
TOTAL	50,000,000	9,480,000	59,480,000	25,936,826	28,243,174	52,114,257.11	9,432,730.95	61,546,988.06	12,428,200.20	49,118,787.86	15,927,095.46

Notes:

- For the NHHP, fill in columns A, B, C, D, and E (non-shaded columns). **For the APR, fill in columns F, G, H, I, J, and K (shaded columns).**
- Total of Column D should match the total of Column N from the **Uses Table** on the following page.
- Total of Column I should match the Total of Column Q from the Uses Table on the following page.**
- For the NHHP, describe any estimated leverage in Line 3 below. For the APR, describe actual leverage in Line 4 below (APR).

(2) Uses of Funding (NAHASDA § 803(c)(2)(C)(ii)) (Note that the budget should not exceed the total funds on hand (Column C) and insert as many rows as needed to include all the programs identified in Section 3. **Actual expenditures in the APR section are for the 12-month fiscal year.**)

PROGRAM NAME (tie to program names in Section 3 above)	Unique Identifier	NHHB			APR		
		(L) Prior and current year NHHBG (only) funds to be expended in 12- month fiscal year	(M) Total all other funds to be expended in 12- month fiscal year	(N) Total funds to be expended in 12- month fiscal year (L + M)	(O) Total NHHBG (only) funds expended in 12-month fiscal year	(P) Total all other funds expended in 12- month fiscal year	(Q) Total funds expended in 12-month fiscal year (O+P)
2015 Lai Opuu CIP	AHP I	7,380,000	120,000	7,500,000	3,406,084.32	5,346.42	3,411,430.74
2015 EK2B CIP	AHP II	6,619,921	120,000	6,739,921	3,527,621.16	126,254.40	3,653,875.56
2015 Waiohuli CIP	AHP III	2,880,000	120,000	3,000,000	760,763.26	93,461.59	854,224.85
Developer Financing – Lai Opuu	AHP IV	650,000		650,000			
HALE Risk Mitigation	AHP V	190,000	60,000	250,000	306,376.12	153,587.54	459,963.66
HALE Loss Mitigation	AHP VI	190,000	60,000	250,000	142,082.63	94,060.92	236,143.55
Homeowner Financing	AHP VII	600,000		600,000			
Energy Retrofits	AHP VIII	150,000		150,000			
HAP	AHP IX	600,000		600,000	76,156.66		76,156.66
Model Activity – Kailapa	AHP X	46,905		46,905	20,443.44	13,766.49	34,209.93
Model Activity – Emergency Relocation Financing	AHP XI	850,000		850,000			
Model Activity – Panaewa CIP	AHP XII	2,000,000		2,000,000			
Land Aquisition	AHP XIII	1,000,000		1,000,000			
Planning and Administration		820,000		820,000	1,845,666.11		1,845,666.11
Loan Repayment – describe in 3 and 4 below.					1,614,766.13	241,763.01	1,856,529.14
TOTAL		25,456,826	480,000	25,936,826	11,699,959.83	728,240.37	12,428,200.20

Notes:

- Total of Column L cannot exceed the NHHBG funds from Column C, Row 1 from the Sources Table on the previous page.
- Total of Column M cannot exceed the total from Column C, Rows 2-10 from the Sources Table on the previous page.
- Total of Column O cannot exceed total NHHBG funds received in Column H, Row 1 from the Sources Table on the previous page.
- Total of Column P cannot exceed total of Column H, Rows 2-10 of the Sources Table on the previous page.
- Total of Column Q should equal total of Column I of the Sources Table on the previous page.

(3) Estimated Sources or Uses of Funding (NAHASDA § 803(c)(2)(C)). *(Provide any additional information about the estimated sources or uses of funding, including leverage (if any). You must provide the relevant information for any planned loan repayment. The text must describe which specific loan is planned to be repaid and the NAHASDA-eligible activity and program associated with this loan):*

The department will be providing NHHBG funds to the procured developer for the vertical construction described in AHP IV but does not know at this time the other resources the vendor may utilize as part of the capital stack. The process to procure the developer has taken some time as the department reviews the prior project done in Kapolei called Hoolimalima. As a result, the Invitation for Bid has yet to be released. It is, however, anticipated that Low Income Tax Credits may be utilized for the project by a developer as the rent with option to purchase program for this project will afford undivided interest lessees who may not qualify immediately for a home loan with the long term option of renting to own.

(4) APR (NAHASDA § 820(b)(1)) *(Enter any additional information about the actual sources or uses of funding, including leverage (if any)).*

The department leveraged trust funds in its CIP developments identified in the AHP.

SECTION 6: OTHER SUBMISSION ITEMS

- (1) Useful Life/Affordability Period(s)** (NAHASDA § 813, 24 CFR § 1006.305) *(Describe your plan or system for determining the useful life/affordability period of the housing assisted with NHHBG funds. A record of the current, specific useful life/affordability period for housing units assisted with NHHBG funds must be maintained in DHHL's files and available for review for the useful life/affordability period.):*

DHHL has established the following affordability periods to describe the term during which DHHL will keep the unit affordable:

<u>NHHBG Funds Invested</u>	<u>Affordability Period</u>
Up to \$14,999	6 months
\$15,000 to \$25,000	5 years
\$25,001 to \$50,000	10 years
\$50,001 to \$100,000	15 years
\$100,001 to \$250,000	20 years
Over \$250,000	30 years

The affordability period is based on the total amount of NHHBG funds invested in the development and/or rehabilitation of a housing unit. Resale and recapture provisions will be included as a condition of the Hawaiian homestead lease to enforce the affordability restriction for each assisted housing unit.

For all NHHBG funded mortgage loans or homeowner refinancing, the affordability period shall run with the term of the mortgage, which term not to exceed 60 years.

- (2) Model Housing and Over-Income Activities** (NAHASDA § 810(b)(5) and 809(a)(2)(B), 24 CFR § 1006.225 and 1006.301(b)) *(If you wish to undertake a model housing activity or wish to serve non-low-income households during the 12-month fiscal year, those activities may be described here. Each approved model activity must be included as a separate program in Section 3 (Program Descriptions) and the APR portions of Section 3 must be completed in the APR submission for any approved model activity.):*

All model activity descriptions are included in Section 3 above.

- (3) Anticipated Planning and Administration Expenses** (NAHASDA § 802(d), 24 CFR § 1006.230)

Do you intend to exceed your allowable spending cap for Planning and Administration? Yes ☐ No ☒

If yes, describe why the additional funds are needed for Planning and Administration.

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

(4) Actual Planning and Administration Expenses (NAHASDA § 802(d), 24 CFR § 1006.230)

Did you exceed your spending cap for Planning and Administration? Yes ☐ No ☒

If yes, did you receive HUD approval to exceed your spending cap on Planning and Administration? Yes ☐ No ☐

If you did not receive approval for exceeding your spending cap on Planning and Administration costs, describe the reason(s) for exceeding the cap.

SECTION 7: NATIVE HAWAIIAN HOUSING PLAN CERTIFICATION OF COMPLIANCE
(NAHASDA § 803(c)(2)(E))

By signing the NHHP, you certify that you have all required policies and procedures in place in order to operate any planned NHHBG programs.

- (1) In accordance with applicable statutes, the recipient certifies that it will comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) or with the Fair Housing Act (42 U.S.C. 3601 et seq.) in carrying out the NHHBG program, to the extent that such Acts are applicable, and other applicable federal statutes.

Yes ☒ No ☐

The following certifications will only apply where applicable based on program activities.

- (2) The recipient will require adequate insurance coverage for housing units that are owned and operated or assisted with grant amounts provided under NAHASDA, in compliance with such requirements as may be established by HUD.

Yes ☒ No ☐ Not Applicable ☐

- (3) Policies are in effect and are available for review by HUD and the public governing the eligibility, admission, and occupancy of families for housing assisted with grant amounts provided under NAHASDA.

Yes ☒ No ☐ Not Applicable ☐

- (4) Policies are in effect and are available for review by HUD and the public governing rents charged, including the methods by which such rents or homebuyer payments are determined, for housing assisted with grant amounts provided under NAHASDA.

Yes ☒ No ☐ Not Applicable ☐ and

- (5) Policies are in effect and are available for review by HUD and the public governing the management and maintenance of housing assisted with grant amounts provided under NAHASDA.

Yes ☒ No ☐ Not Applicable ☐

SECTION 8: SELF-MONITORING

(NAHASDA § 819(b), 24 CFR § 1006.401)

(1) Do you have a procedure and/or policy for self-monitoring?

Yes ☒ No ☐

(2) Did you conduct self-monitoring, including monitoring sub-recipients?

Yes ☒ No ☐

(3) Self-Monitoring Results. *(Describe the results of the monitoring activities, including inspections for this program year.):*

Monitoring of subrecipients were conducted for two organizations: the Council for Native Hawaiian Advancement and Nanakuli Housing Corporation. Due to the difficulty organizations have experienced complying with the strict subrecipient requirements under 24 CFR Part 58, these two entities are the last of the 2012 RFP awards. Since 2013, all RFPs have been for contracted services as vendors, lifting the compliance burden for 24 CFR Part 58 from these organizations.

SECTION 9: INSPECTIONS
(NAHASDA § 819(b))

(1) **Inspection of Units** (Use the table below to record the results of recurring inspections of assisted housing.)

(A) Activity		(B) Total number of units (Inventory)	Results of Inspections			(F) Total number of units inspected
			(C) Units in standard condition	(D) Units needing rehabilitation	(E) Units needing to be replaced	
NAHASDA-Assisted Units:						
a.	Rental	0				0
b.	Homeownership					
c.	Rental Assistance	0				0
d.	Other	0				0
Total						

Note: Total of column F should equal the sum of columns C+D+E.

(2) Did you comply with your inspection policy: Yes ☒ No: ☐

(3) If no, why not:

SECTION 10: AUDITS

(24 CFR § 1006.375(d))

This section is used to indicate whether an Office of Management and Budget Circular A-133* audit is required, based on a review of your financial records.

Did you expend \$500,000* or more in total Federal awards during the APR reporting period?

Yes ☒ No ☐

If Yes, an audit is required to be submitted to the Federal Audit Clearinghouse and the Office of Native American Programs.

If No, an audit is not required.

*DHHL should note that new Federal government regulations on Administrative Requirements, Cost Principles, and Audit Requirements were promulgated on December 26, 2013 at 2 C.F.R. Part 200. HUD intends to update its regulations by December 26, 2014 to implement these new requirements in its programs. Audits covering recipients' fiscal years that begin in January 2015 will be subject to the revised audit requirements. In the meantime, applicable OMB Circulars and the regulations at 2 C.F.R. Part 225 will continue to apply to grants until implementation of the new requirements.

SECTION 11: PUBLIC AVAILABILITY

(NAHASDA § 820(d), 24 CFR § 1006.410(c))

- (1) Did you make this APR available to the beneficiaries of the Hawaiian Homes Commission Act before it was submitted to HUD?

Check one: Yes ☒ No ☐ APR released for public comment on 08/23/16.

- (2) If you answered "No" to question #1, provide an explanation as to why not and indicate when you will do so.

- (3) Summarize any comments received from the beneficiaries (NAHASDA § 820(d)(2)).

Summary will be provided in final APR.

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

NHHP/APR

U.S. Department of Housing and Urban Development

Office of Public and Indian Housing

Office of Native American Programs

SECTION 12: JOBS SUPPORTED BY NAHASDA
(NAHASDA § 820)

Use the table below to record the number of jobs supported with NHHBG funds each year (including DHHL staff, Subrecipient staff, Contractors, etc.).

Native Hawaiian Housing Block Grant Assistance (NHHBG)	
(1) Number of Permanent Jobs Supported	150
(2) Number of Temporary Jobs Supported	7

(3) Narrative (optional):

Permanent jobs estimated from CIP projects statewide. Temporary positions include non-civil service positions at the department.

Native Hawaiian Housing Block Grant (NHHBG)

Exempt from OMB Approval. 5 CFR 1320.3 (c) (4)

U.S. Department of Housing and Urban Development

NHHP/APR

Office of Public and Indian Housing

Office of Native American Programs

SECTION 13: NHHP WAIVER REQUESTS

(NAHASDA § 802(b)(2), 24 CFR 1006.20(b))

THIS SECTION IS ONLY REQUIRED IF DHHL IS REQUESTING A WAIVER OF A NHHP SECTION OR A WAIVER OF THE NHHP SUBMISSION DUE DATE. Fill out the form below if you are requesting a waiver of one or more sections of the NHHP. **NOTE:** This is NOT a waiver of the NHHBG program requirements but rather a request to waive some of the NHHP submission items because DHHL cannot comply due to circumstances beyond its control.

- (1) List below the sections of the NHHP where you are requesting a waiver and/or a waiver of the NHHP due date.
(List the requested waiver sections by name and section number):

N/A

- (2) Describe the reasons that you are requesting this waiver (Describe completely why you are unable to complete a particular section of the NHHP or could not submit the NHHP by the required due date.):

N/A

- (3) Describe the actions you will take in order to ensure that you are able to submit a complete NHHP in the future and/or submit the NHHP by the required due date. (This section should completely describe the procedural, staffing or technical corrections that you will make in order to submit a complete NHHP in the future and/or submit the NHHP by the required due date.):

N/A

(4) Recipient:	Department of Hawaiian Home Lands
(5) Authorized Official's Name and Title:	Jobie M. K. Masagatani, Chairman
(6) Authorized Official's Signature:	
(7) Date (MM/DD/YYYY):	

DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

D-ITEMS
HOMESTEAD SERVICES DIVISION

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

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

RECOMMENDED MOTION/ACTION

NONE

DISCUSSION

The following reports are for information only:

Exhibit A: Homestead Lease & Application Totals
and Monthly Activity Reports
Exhibit B: Delinquency Report

September 19, 2016

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through August 31, 2016

	As of 7/31/16	Add	Cancel	As of 8/31/16
Residential	8,307	1	1	8,307
Agricultural	1,101	0	1	1,100
Pastoral	408	1	0	409
Total	9,816	0	2	9,816

The number of Converted Undivided Interest Lessees represents an increase of 393 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

	As of 7/31/16	Converted	Rescinded/ Surrendered/ Cancelled	As of 8/31/16
Undivided	940	0	1	939

Balance as of 8/31/16

Awarded	1,434
Relocated to UNDV	7
Rescinded	102
Surrendered	5
Cancelled	2
Converted	<u>393</u>
Balance to Convert	939

Lease Report For the Month Ending August 31, 2016

	----- RESIDENCE -----				----- AGRICULTURE -----				----- PASTURE -----				----- TOTAL LEASES -----			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
OAHU																
Kalawahine	92	0	0	92	0	0	0	0	0	0	0	0	92	0	0	92
Kanehili	351	0	0	351	0	0	0	0	0	0	0	0	351	0	0	351
Kapolei	270	0	0	270	0	0	0	0	0	0	0	0	270	0	0	270
Kaupaea	326	0	0	326	0	0	0	0	0	0	0	0	326	0	0	326
Kaupuni	19	0	0	19	0	0	0	0	0	0	0	0	19	0	0	19
Kewalo	250	0	0	250	0	0	0	0	0	0	0	0	250	0	0	250
Kumuhau	51	0	0	51	0	0	0	0	0	0	0	0	0	0	0	51
Lualualei	149	0	0	149	31	0	0	31	0	0	0	0	180	0	0	180
Malu'ohai	156	0	0	156	0	0	0	0	0	0	0	0	156	0	0	156
Nanakuli	1,051	0	0	1,051	0	0	0	0	0	0	0	0	1,051	0	0	1,051
Papakolea	64	0	0	64	0	0	0	0	0	0	0	0	64	0	0	64
Princess Kahanu Estates	271	0	0	271	0	0	0	0	0	0	0	0	271	0	0	271
Waiehole	0	0	0	0	16	0	0	16	0	0	0	0	16	0	0	16
Waianae	420	0	0	420	11	0	0	11	0	0	0	0	431	0	0	431
Waimanalo	745	0	0	745	2	0	0	2	0	0	0	0	747	0	0	747
TOTAL	4,215	0	0	4,215	60	0	0	60	0	0	0	0	4,224	0	0	4,225
MAUI																
Hikina	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Kahikinui	0	0	0	0	0	0	0	0	75	0	0	75	75	0	0	75
Keokea	0	0	0	0	65	0	0	65	0	0	0	0	65	0	0	65
Leali	104	0	0	104	0	0	0	0	0	0	0	0	104	0	0	104
Paukukalo	180	0	0	180	0	0	0	0	0	0	0	0	180	0	0	180
Waiehu 1	39	0	0	39	0	0	0	0	0	0	0	0	39	0	0	39
Waiehu 2	108	0	0	108	0	0	0	0	0	0	0	0	108	0	0	108
Waiehu 3	113	0	0	113	0	0	0	0	0	0	0	0	113	0	0	113
Waiehu 4	98	0	0	98	0	0	0	0	0	0	0	0	98	0	0	98
Waiohuli	596	0	0	596	0	0	0	0	0	0	0	0	596	0	0	596
TOTAL	1,268	0	0	1,268	65	0	0	65	75	0	0	75	1,408	0	0	1,408
EAST HAWAII																
Discovery Harbour	2	0	0	2	0	0	0	0	0	0	0	0	2	0	0	2
Kamaoa	0	0	0	0	0	0	0	0	25	0	0	25	25	0	0	25
Kaunana	44	0	0	44	0	0	0	0	0	0	0	0	44	0	0	44
Keaukaha	472	0	0	472	0	0	0	0	0	0	0	0	472	0	0	472
Kurtistown	3	0	0	3	0	0	0	0	0	0	0	0	3	0	0	3
Makuu	0	0	0	0	123	0	0	123	0	0	0	0	123	0	0	123
Panaewa	0	0	0	0	264	0	0	264	0	0	0	0	264	0	0	264
Piihonua	17	0	0	17	0	0	0	0	0	0	0	0	17	0	0	17
Puuco	0	0	0	0	12	0	0	12	0	0	0	0	12	0	0	12
University Heights	4	0	0	4	0	0	0	0	0	0	0	0	4	0	0	4
Waialakea	297	0	0	297	0	0	0	0	0	0	0	0	297	0	0	297
TOTAL	839	0	0	839	399	0	0	399	25	0	0	25	1,263	0	0	1,263
WEST HAWAII																
Honokaia	0	0	0	0	0	0	0	0	23	0	0	23	23	0	0	23
Humuula	0	0	0	0	0	0	0	0	5	0	0	5	5	0	0	5
Kamoku	0	0	0	0	0	0	0	0	16	0	0	16	16	0	0	16
Kanilohe	224	0	0	224	0	0	0	0	0	0	0	0	224	0	0	224
Kawaihae	186	1	0	187	0	0	0	0	1	0	0	1	187	1	0	188
Laiopua	280	0	0	280	0	0	0	0	0	0	0	0	280	0	0	280
Lalamilo	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Nienie	0	0	0	0	0	0	0	0	21	0	0	21	21	0	0	21
Puukapu/Waimea/Kuhio Vll	114	0	0	114	110	0	1	109	214	1	0	215	438	1	1	438
Puupulehu	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
TOTAL	864	1	0	865	110	0	1	109	280	1	0	281	1,254	2	1	1,255
KAUAI																
Anahola	535	0	1	534	46	0	0	46	0	0	0	0	581	0	1	580
Hanapepe	47	0	0	47	0	0	0	0	0	0	0	0	47	0	0	47
Kekaha	116	0	0	116	0	0	0	0	0	0	0	0	116	0	0	116
Puu Opae	0	0	0	0	0	0	0	0	1	0	0	1	1	0	0	1
TOTAL	698	0	1	697	46	0	0	46	1	0	0	1	745	0	1	744
MOLOKAI																
Hoolehua	157	0	0	157	346	0	0	346	21	0	0	21	524	0	0	524
Kalamaula	162	0	0	162	72	0	0	72	3	0	0	3	237	0	0	237
Kapaakea	47	0	0	47	0	0	0	0	3	0	0	3	50	0	0	50
Moomomi	0	0	0	0	3	0	0	3	0	0	0	0	3	0	0	3
O'ne Alii	28	0	0	28	0	0	0	0	0	0	0	0	28	0	0	28
TOTAL	394	0	0	394	421	0	0	421	27	0	0	27	842	0	0	842
LANAI																
Lanai	29	0	0	29	0	0	0	0	0	0	0	0	29	0	0	29
TOTAL	29	0	0	29	0	0	0	0	0	0	0	0	29	0	0	29
STATEWIDE TOTAL	8,307	1	1	8,307	1,101	0	1	1,100	408	1	0	409	9,816	2	2	9,816

HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING
August 31, 2016

AREA WAITING LIST

DISTRICT AREA	RESIDENCE				AGRICULTURE				PASTURE				TOTAL
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	
Oahu District	1,015	0	0	1,015	3	0	0	3	0	0	0	0	1,018
Maui District	73	0	0	73	4	0	0	4	5	0	0	5	82
Hawaii District	135	0	0	135	15	0	0	15	62	0	0	62	212
Kauai District	58	0	1	57	3	0	0	3	29	0	0	29	89
Molokai District	20	0	0	20	19	0	0	19	1	0	0	1	40
TOTAL	1,301	0	1	1,300	44	0	0	44	97	0	0	97	1,441

ISLANDWIDE WAITING LIST

ISLAND	RESIDENCE				AGRICULTURE				PASTURE				TOTAL
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	
Oahu	9,466	20	8	9,478	3,581	6	2	3,585	0	0	0	0	13,063
Maui	3,706	6	2	3,710	4,572	4	2	4,574	593	1	0	594	8,878
Hawaii	5,647	6	11	5,642	7,042	8	2	7,048	1,845	0	2	1,843	14,533
Kauai	1,590	7	1	1,596	2,193	6	0	2,199	291	1	0	292	4,087
Molokai	772	1	1	772	1028	1	1	1028	197	0	0	197	1,997
Lanai	85	0	0	85	0	0	0	0	0	0	0	0	85
TOTAL	21,266	40	23	21,283	18,416	25	7	18,434	2,926	2	2	2,926	42,643

AREA AND ISLANDWIDE LISTS

	RESIDENCE				AGRICULTURE				PASTURE				TOTAL
	RES	AG	PAS	TOTAL	RES	AG	PAS	TOTAL	RES	AG	PAS	TOTAL	
OAHU	10,493	3,588	0	14,081	3,581	6	2	3,585	0	0	0	0	13,063
MAUI	3,783	4,578	599	8,960	4,572	4	2	4,574	593	1	0	594	8,878
HAWAII	5,777	7,063	1,905	14,745	7,042	8	2	7,048	1,845	0	2	1,843	14,533
KAUAI	1,653	2,202	321	4,176	2,193	6	0	2,199	291	1	0	292	4,087
MOLOKAI	792	1,047	198	2,037	1028	1	1	1028	197	0	0	197	1,997
LANAI	85	0	0	85	0	0	0	0	0	0	0	0	85
TOTAL	22,583	18,478	3,023	44,084	18,416	25	7	18,434	2,926	2	2	2,926	42,643

ADDITIONS	
New Applications	45
Application Transfers	22
Lease Rescissions	0
App Reinstatements	0
HHC Adjustments	0
TOTAL	67

CANCELLATIONS	
New Lease Awards	8
Application Transfers	22
Succ'd and Cancel Own	0
Public Notice Cancel	0
Voluntary Cancellations	3
Lease Successorships	0
HHC Adjustments	0
Dec'd No Successor	0
NHQ Unqualified	0
TOTAL	33

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

August 31, 2016

	RESIDENCE				AGRICULTURE				PASTURE				
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	TOTAL
OAHU DISTRICT													
Nanakuli	180	0	0	180	0	0	0	0	0	0	0	0	180
Waianae	160	0	0	160	0	0	0	0	0	0	0	0	160
Lualualei	0	0	0	0	3	0	0	3	0	0	0	0	3
Papakolea/Kewalo	73	0	0	73	0	0	0	0	0	0	0	0	73
Waimanalo	603	0	0	603	0	0	0	0	0	0	0	0	603
Subtotal Area	1,015	0	0	1,015	3	0	0	3	0	0	0	0	1,018
Islandwide	9,466	20	8	9,478	3,581	6	2	3,585	0	0	0	0	13,063
TOTAL OAHU APPS	10,481	20	8	10,493	3,584	6	2	3,588	0	0	0	0	14,081
MAUI DISTRICT													
Paukukalo	73	0	0	73	0	0	0	0	0	0	0	0	73
Kula	0	0	0	0	4	0	0	4	5	0	0	5	9
Subtotal Area	73	0	0	73	4	0	0	4	5	0	0	5	82
Islandwide	3,706	6	2	3,710	4,572	4	2	4,574	593	1	0	594	8,878
TOTAL MAUI APPS	3,779	6	2	3,783	4,576	4	2	4,578	598	1	0	599	8,960
HAWAII DISTRICT													
Keaukaha/Waiakea	72	0	0	72	0	0	0	0	1	0	0	1	73
Panaewa	0	0	0	0	15	0	0	15	0	0	0	0	15
Humuula	0	0	0	0	0	0	0	0	0	0	0	0	0
Kawaihae	19	0	0	19	0	0	0	0	0	0	0	0	19
Waimea	44	0	0	44	0	0	0	0	61	0	0	61	105
Subtotal Area	135	0	0	135	15	0	0	15	62	0	0	62	212
Islandwide	5,647	6	11	5,642	7,042	8	2	7,048	1,845	0	2	1,843	14,533
TOTAL HAWAII APPS	5,782	6	11	5,777	7,057	8	2	7,063	1,907	0	2	1,905	14,745
KAUAI DISTRICT													
Anahola	50	0	1	49	3	0	0	3	21	0	0	21	73
Kekaha/Puu Opae	8	0	0	8	0	0	0	0	8	0	0	8	16
Subtotal Area	58	0	1	57	3	0	0	3	29	0	0	29	89
Islandwide	1,590	7	1	1,596	2,193	6	0	2,199	291	1	0	292	4,087
TOTAL KAUAI APPS	1,648	7	2	1,653	2,196	6	0	2,202	320	1	0	321	4,176
MOLOKAI DISTRICT													
Kalamaula	4	0	0	4	0	0	0	0	0	0	0	0	4
Hoolehua	7	0	0	7	19	0	0	19	1	0	0	1	27
Kapaakea	8	0	0	8	0	0	0	0	0	0	0	0	8
One Alii	1	0	0	1	0	0	0	0	0	0	0	0	1
Subtotal Area	20	0	0	20	19	0	0	19	1	0	0	1	40
Islandwide	772	1	1	772	1,028	1	1	1,028	197	0	0	197	1,997
TOTAL MOLOKAI APPS	792	1	1	792	1,047	1	1	1,047	198	0	0	198	2,037
LANAI DISTRICT													
Islandwide	85	0	0	85	0	0	0	0	0	0	0	0	85
TOTAL LANAI APPS	85	0	0	85	0	0	0	0	0	0	0	0	85
TOTAL AREA ONLY	1,301	0	1	1,300	44	0	0	44	97	0	0	97	1,441
TOTAL ISLANDWIDE	21,266	40	23	21,283	18,416	25	7	18,434	2,926	2	2	2,926	42,643
TOTAL STATEWIDE	22,567	40	24	22,583	18,460	25	7	18,478	3,023	2	2	3,023	44,084

DELINQUENCY REPORT - STATEWIDE

September 19, 2016

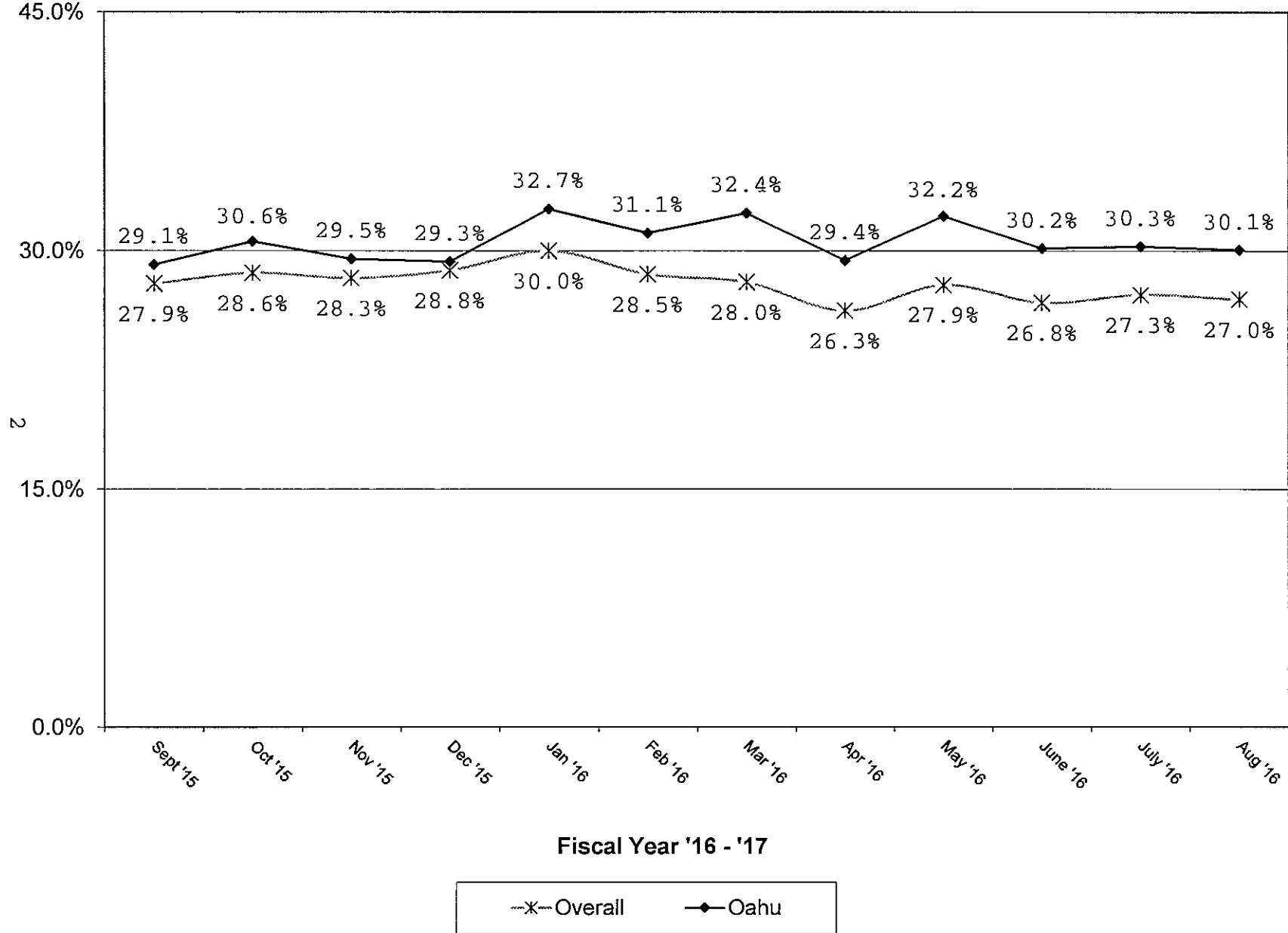
(\$Thousands)

	Total Outstanding		Total Delinquency		30 Days (low)		60 Days (Medium)		R I S K 90 Days (High)		180 Days (Severe)		% of Totals 8/31/2016	
	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	\$
DIRECT LOANS														
OAHU	385	29,905	93	8,995	19	1,506	5	580	16	1,356	53	5,553	24.2%	30.1%
EAST HAWAII	233	13,950	83	4,832	12	435	3	174	11	312	57	3,911	35.6%	34.6%
WEST HAWAII	66	5,753	12	741	1	103	0	0	3	271	8	366	18.2%	12.9%
MOLOKAI	77	3,776	21	652	5	98	1	42	3	66	12	446	27.3%	17.3%
KAUAI	107	7,544	18	1,502	5	754	1	17	3	118	9	613	16.8%	19.9%
MAUI	<u>74</u>	<u>5,870</u>	<u>11</u>	<u>1,291</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>127</u>	<u>2</u>	<u>175</u>	<u>8</u>	<u>990</u>	<u>14.9%</u>	<u>22.0%</u>
TOTAL DIRECT	942	66,798	238	18,013	42	2,896	11	939	38	2,299	147	11,879	25.3%	27.0%
	100.0%	100.0%	25.3%	27.0%	4.5%	4.3%	1.2%	1.4%	4.0%	3.4%	15.6%	17.8%		
Advances (including RPT)	259	7,326	259	7,326	0	0	0	0	259	7,326			100%	100%
DHHL LOANS & Advances	1,201	74,124	497	25,339	42	2,896	11	939	297	9,625	147	11,879	41.4%	34.2%
LOAN GUARANTEES as of June 30, 2015														
SBA	1	112	0	0	0	0	0	0	0	0			0.0%	0.0%
USDA-RD	321	43,178	55	7,541	0	0	0	0	55	7,541			17.1%	17.5%
Habitat for Humanity	70	3,272	17	1,142	0	0	0	0	17	1,142			24.3%	34.9%
Maui County	5	74	0	0	0	0	0	0	0	0			0.0%	0.0%
Nanakuli NHS	1	7	1	7	0	0	0	0	1	7			100.0%	100.0%
City & County	24	367	10	230	0	0	0	0	10	230			41.7%	62.7%
FHA Interim	8	1,551	0	0	0	0	0	0	0	0			0.0%	0.0%
OHA	88	987	5	47	0	0	0	0	5	47			5.7%	4.8%
TOTAL GUARANTEE	518	49,548	88	8,967	0	0	0	0	88	8,967			17.0%	18.1%
PMI Loans	264	47,921	31	6,845	1	214	0	0	30	6,631			11.7%	14.3%
HUD REASSIGNED for Recovery	145	19,291	122	17,975	1	72	1	55	4	329	116	17,520	84.1%	93.2%
FHA Insured Loans	<u>2,802</u>	<u>417,007</u>	<u>262</u>	<u>34,262</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>262</u>	<u>34,262</u>			<u>9.4%</u>	<u>8.2%</u>
TOTAL INS. LOANS	3,211	484,219	415	59,082	2	286	1	55	296	41,222	116	17,520	12.9%	12.2%
OVERALL TOTALS(EXC Adv/RP)	4,671	600,565	741	86,063	44	3,182	12	994	422	52,488	263	29,399	15.9%	14.3%
ADJUSTED TOTALS	4,930	607,891	1,000	93,389	44	3,182	12	994	681	59,814	263	29,399		15.4%

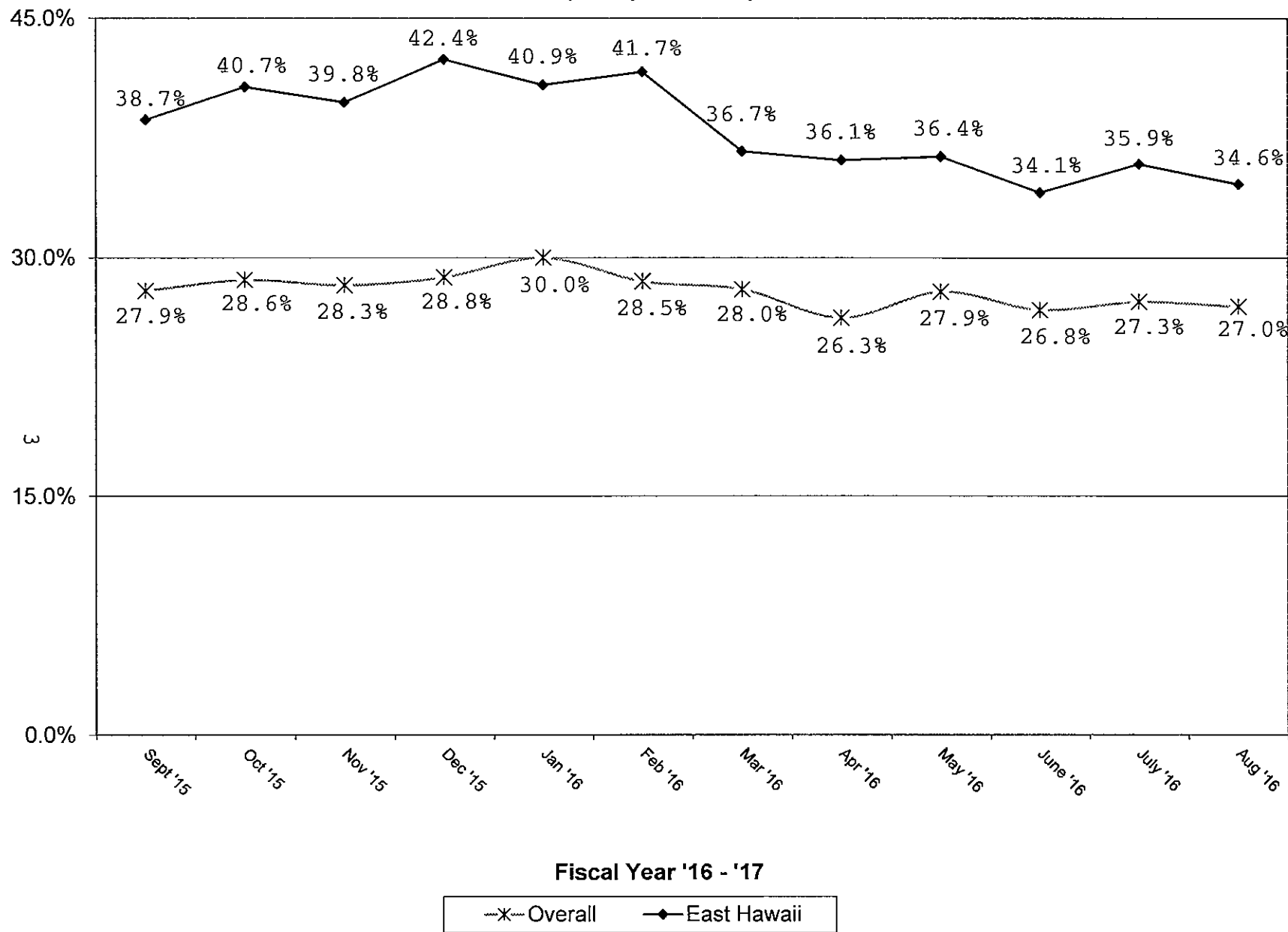
Note: HUD 184A loan program has 362 loans, with a total outstanding principal balance of \$82,753,504.18 as of June 30, 2015. 18 loans, totalling \$4,258,216.32, are delinquent.

ITEM NO. D-1
EXHIBIT B

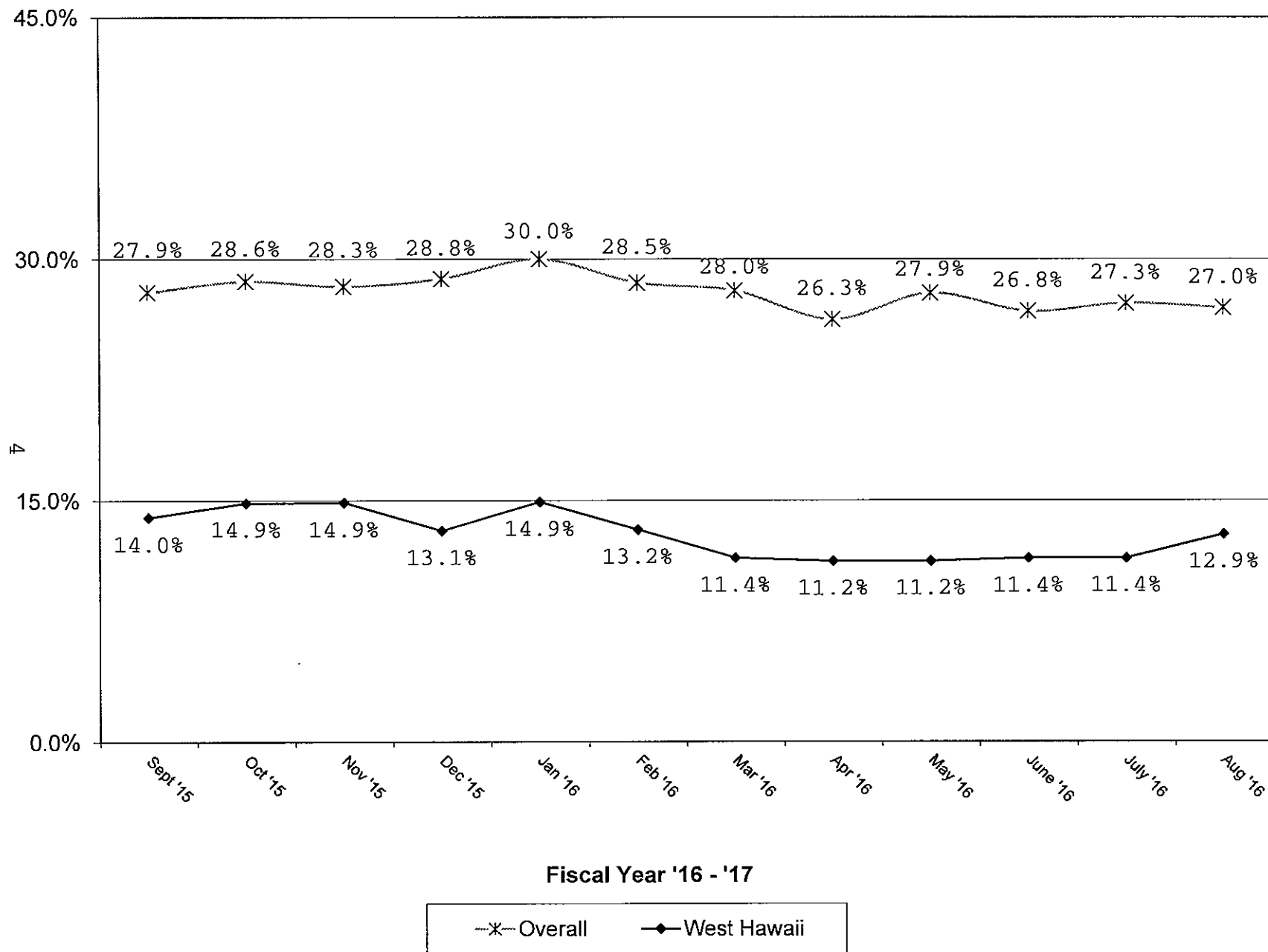
OAHU Direct Loans Delinquency Ratio Report



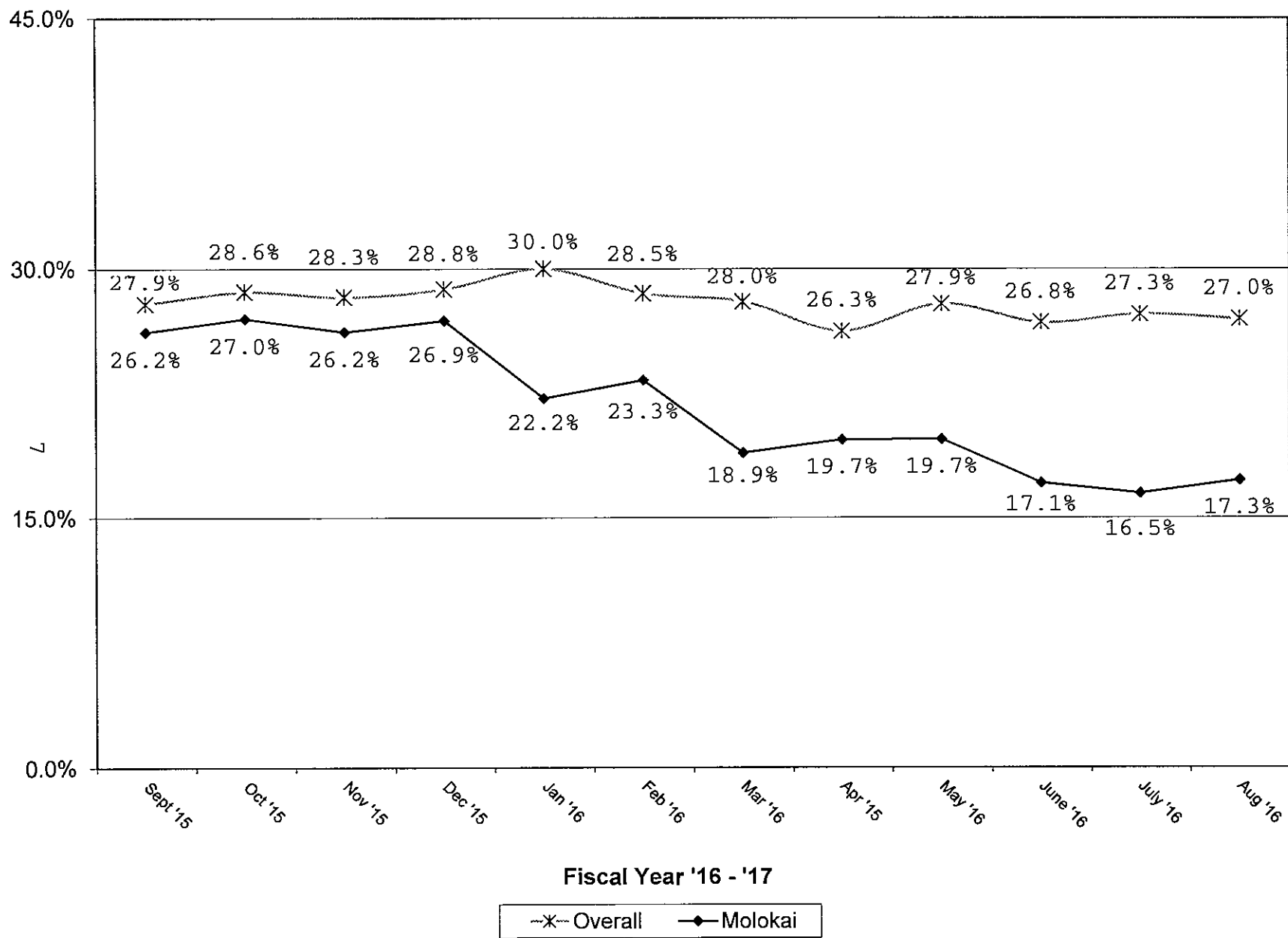
EAST HAWAII **Direct Loans** **Delinquency Ratio Report**



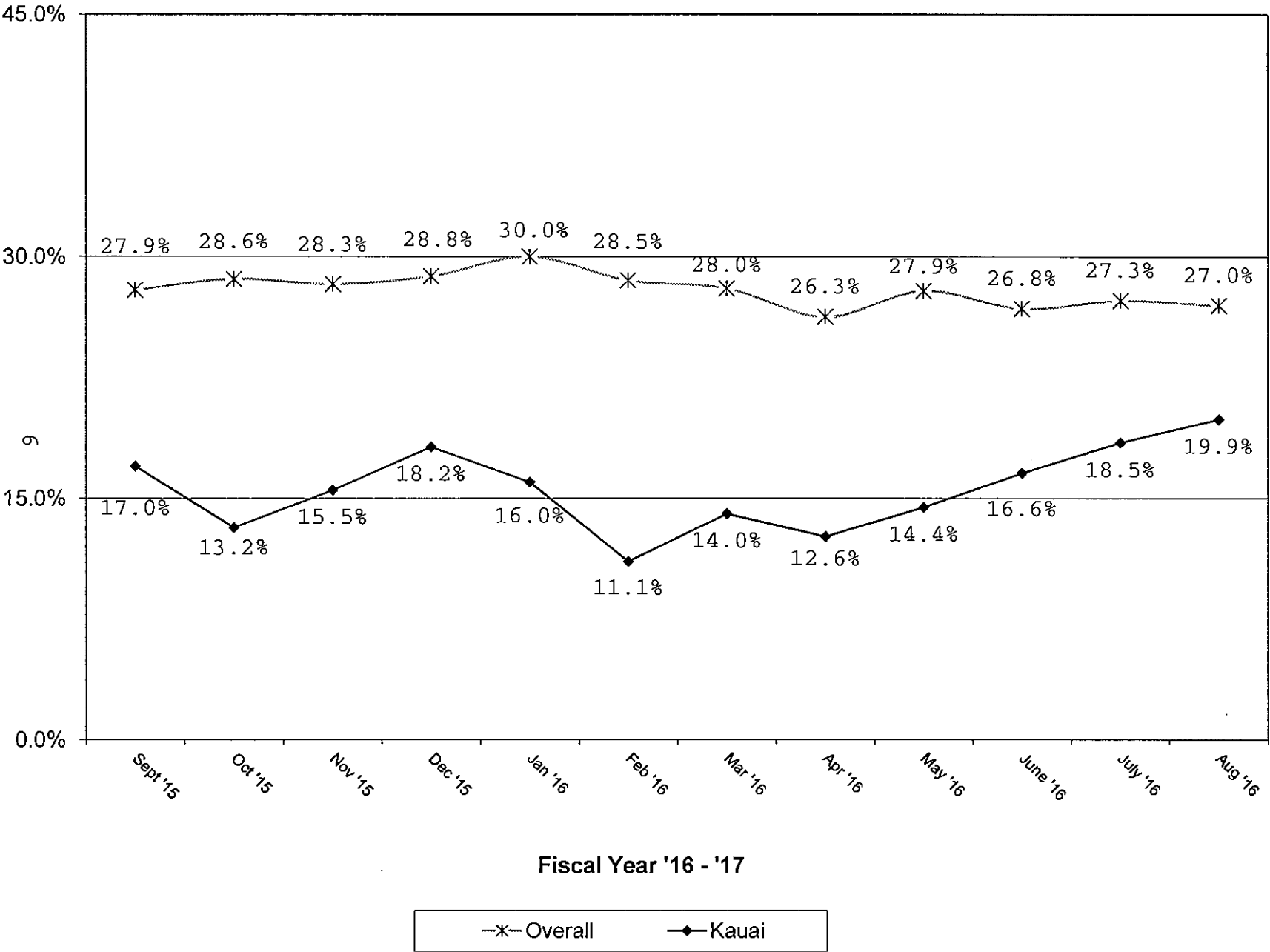
WEST HAWAII Direct Loans Delinquency Ratio Report



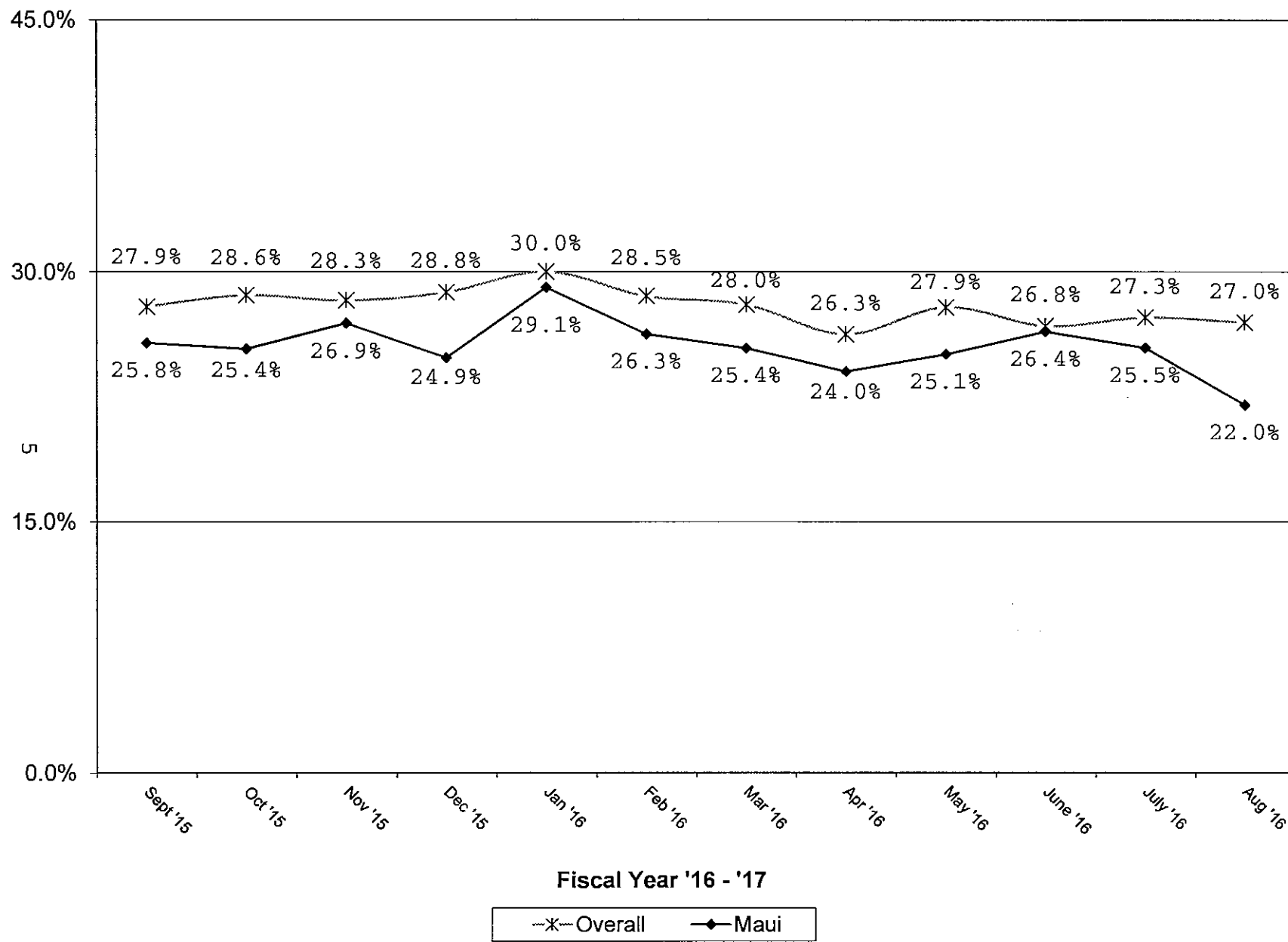
**MOLOKAI
Direct Loans
Delinquency Ratio Report**



KAUAI Direct Loans Delinquency Ratio Report



MAUI
Direct Loans
Delinquency Ratio Report



STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator
Homestead Services Division



SUBJECT: **Ratification of Loan Approvals**

RECOMMENDED MOTION/ACTION

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

<u>LESSEE</u>	<u>LEASE NO. & AREA</u>	<u>LOAN TERMS</u>
Kan-Hai, Shawn I.	10321, Waiohuli	NTE \$309,486, 4.5% interest per annum, \$1,569 monthly, repayable over 30 years

Loan Purpose: Purchase existing improvements in conjunction with lease award.

Purdy, George K., III	10391, WK-III	NTE \$136,500, 4.5% interest per annum, \$692 monthly, repayable over 30 years
-----------------------	---------------	---

Loan Purpose: Purchase existing improvements in conjunction with lease award.

<u>REFINANCE</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	5	\$ 425,900
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '16-'17	0	\$ -0-

<u>REPAIR</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '16-'17	0	\$ -0-

<u>HOME CONSTRUCTION</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '16-'17	0	\$ -0-

<u>FARM</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '16-'17	0	\$ -0-

<u>TRANSFER WITH LOAN</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '16-'17	0	\$ -0-

<u>AWARD</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	6	\$ 987,000
Prior Months	0	-0-
This Month	<u>2</u>	<u>445,986</u>
Total FY '16-'17	2	\$ 445,986

<u>OTHER</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/16	1	\$ 159,000
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '16-'17	0	\$ -0-

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator
Homestead Services Division

SUBJECT: **Approval of Consent to Mortgage**

RECOMMENDED MOTION/ACTION

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

DISCUSSION

<u>PROPERTY</u>	<u>LESSEE</u>	<u>LENDER</u>	<u>LOAN AMOUNT</u>
<u>OAHU</u>			
Kaupea Lease No. 12025 TMK: 1-9-1-139:027	TANAKA-PABO, Yuki Lei H. K. (Purchase)FHA	HomeStreet Bank	\$ 414,162
Nanakuli Lease No. 7359 TMK: 1-8-9-016:072	KALILI, Aaron K. (Cash Out Refi)HUD 184A	Bank of Hawaii	\$ 208,312
Kaupea Lease No. 11425 TMK: 1-9-1-139:106	HALE, Jessica U. (Purchase)FHA	Guild Mortgage Company	\$ 407,000
Nanakuli Lease No. 5727 TMK: 1-8-9-015:008	KALANI, Lecotia R. K. (Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 380,000

OAHU

Princess Kahanu Estates Lease No. 8409 TMK: 1-8-7-043:052	AKANA-PHILLIPS, Ricol H., AKANA, Richard H. (Cash Out Refi) FHA	Hightechlend ing Inc.	\$ 266,000
Kaupea Lease No. 11997 TMK: 1-9-1-139:009	LENCHANKO, Aaron K. (Purchase) FHA	Guild Mortgage Company	\$ 366,000
Waianae Lease No. 4622 TMK: 1-8-5-030:074	LENCHANKO, Robert L. (Purchase) FHA	Guild Mortgage Company	\$ 287,000
Kanehili Lease No. 11579 TMK: 1-9-1-152:053	KAPANUI, Lawrence, Jr. (Streamline Refi) HUD 184A	Bank2	\$ 235,708
Kewalo Lease No. 3914 TMK: 1-2-4-042:003	BELL, Charles M. (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 348,248
Kewalo Lease No. 1945 TMK: 1-2-4-042:002	KALANI, Stuart K. (Cash Out Refi) FHA	Hightechlend ing Inc.	\$ 391,000
Nanakuli Lease No. 446 TMK: 1-8-9-004:074	RODRIGUES, Terick G. K. (Cash Out Refi) HUD 184A	Bank of Hawaii	\$ 208,312
Waimanalo Lease No. 4109 TMK: 1-4-1-031:091	RUTKOWSKI, Hedy Lou M. (Purchase) FHA	Hightechlend ing Inc.	\$ 313,000

ITEM NO. D-3

OAHU

Nanakuli Lease No. 8260 TMK: 1-8-9-015:037	PATROCINIO, Ruby Mary H. L. (Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 234,000
Kanehili Lease No. 12599 TMK: 1-9-1-152:097	KEA, Alexander K., Jr. (Rate Term Refi)HUD 184A	Bank of Hawaii	\$ 271,084
Kewalo Lease No. 2762 TMK: 1-2-5-021:044	AKAU, Nathan C., AKAU, Marleen L. (Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 472,175
Nanakuli Lease No. 1768 TMK: 1-8-9-004:097	GASPAR, Patricia L. (Cash Out Refi)FHA	Guild Mortgage Company	\$ 86,000
Waimanalo Lease No. 3990 TMK: 1-4-1-031:042	MEYER, Mary F. K. M. (Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 313,000

MOLOKAI

Hoolehua Lease No. 4827 TMK: 2-5-2-022:008	AGLIAM, Fannie M. (Cash Out Refi)FHA	Golden Empire Mortgage, Inc.	\$ 106,000
--	--	---------------------------------------	------------

MAUI

Hoolehua Lease No. 4212 TMK: 2-5-2-004:014	KEALAIKI, Lorraine U., Ozaki, Helene C. (Cash Out Refi)FHA	HomeStreet Bank	\$ 280,260
Keokea Lease No. 7415 TMK: 2-2-2-032:032	ABREU, Rochelle L. (Rate Term Refi)FHA	HomeStreet Bank	\$ 365,376

MAUI

Waiehu 2
Lease No. 9474
TMK: 2-3-2-022:036

SMITH,
Christine N. (Cash
Out Refi) FHA

HomeStreet \$ 212,790
Bank

KAUAI

Anahola
Lease No. 3309
TMK: 4-4-8-015:036

KAUI,
Albert K., Jr. (Cash
Out Refi) HUD 184A

HomeStreet \$ 305,020
Bank

Anahola
Lease No. 6540
TMK: 4-4-8-019:005

KAONA,
Leroy K. (Cash Out
Refi) HUD 184A

Bank of \$ 199,980
Hawaii

HAWAII

Kawaihae
Lease No. 7179
TMK: 3-6-1-008:046

MATSU,
Robert K.
(Streamline
Refi) HUD 184A

HomeStreet \$ 154,921
Bank

Nienie
Lease No. 2683
TMK: 3-4-6-012:020

KAWAI,
Harry H. Y. (Cash
Out Refi) FHA

HomeStreet \$ 181,650
Bank


<u>RECAP</u>	<u>NO.</u>	<u>FHA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>VA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>USDA-RD</u> <u>AMOUNT</u>
FY Ending 6/30/16	302	\$ 70,937,245	5	\$1,474,938	12	\$3,377,277
Prior Months	27	\$ 6,757,186	0	\$ 0	0	\$ 0
This Month	<u>16</u>	<u>4,603,238</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total FY '16-'17	43	\$ 11,360,424	0	\$ 0	0	\$ 0
HUD 184A						
FY Ending 6/30/16	86	\$ 21,900,651				
Prior Months	9	\$ 2,712,796				
This Month	<u>9</u>	<u>2,403,760</u>				
Total FY '16-'17	18	\$ 5,116,556				

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator 
Homestead Services Division

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

RECOMMENDED MOTION/ACTION

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

DISCUSSION

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

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

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

<u>LESSEE</u>	<u>LEASE NO. & AREA</u>	<u>REFINANCING LOAN TERMS</u>
Wana, Samson B.	10014, Keaukaha	NTE \$78,166 @4.5% interest per annum, NTE \$481 monthly, repayable over 21 years.


Loan Purpose: Refinance of loan no. 17019. Original loan amount of \$63,000 at 6% per annum, \$380 monthly, payable over 30 years and to be combined with loan. no. 17049. Original loan amount of \$30,000 at 6% per annum, \$180 monthly, payable over 30 years. No Contested Case Hearings were held for any of these accounts.

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator 
Homestead Services Division

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

RECOMMENDED MOTION/ACTION

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

DISCUSSION

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

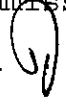
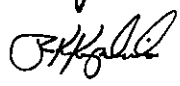
<u>Lessee</u>	<u>Lease No.</u>	<u>Area</u>	<u>Loan No.</u>	<u>Monthly Payment</u>	<u>Amount at 8/16</u>	<u>Balance at 8/16</u>
<u>Hawaii</u>						
Kelekolio, David K.	1483	Keaukaha	16803 (Direct Loan)	\$537	\$6,142	\$72,819
Navor, Eugene	2446	Waiakea	18086 (HUD Buyback)	\$1,116	\$91,847	\$259,195
Lane, Robertha D.I.	8240	Waiakea	18177 (HUD Buyback)	\$663	\$9,961	\$101,308

<u>Lessee</u>	<u>Lease No.</u>	<u>Area</u>	<u>Loan No.</u>	<u>Monthly Payment</u>	<u>Amount at 8/16</u>	<u>Balance at 8/16</u>
<u>Oahu</u>						
Batoon, Karly & Carroll, Karen	8250	Nanakuli	19280 (HUD Buyback)	TBD	TBD	TBD
<u>Maui</u>						
Fernandez-Ruiz, Pikake C.J.	9486	WK-II	18782	\$1,340	\$33,216	\$201,431

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Dean T. Oshiro, Acting HSD Administrator 
FROM: Ross K. Kapeliela, Application Officer 
Homestead Services Division
SUBJECT: **Approval of Homestead Application Transfers/Cancellations**

RECOMMENDED MOTION/ACTION

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

DISCUSSION

1. Requests of Applicants to Transfer

PAPAKOLEA-KEWALO AREA / OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KAHAKUI, Donald T., Sr.	09/29/1955	HAWAII	RES	05/18/16
-------------------------	------------	--------	-----	----------

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KIPAPA, Kurlyn H.S.K.K.	10/20/2010	HAWAII	RES	05/16/16
-------------------------	------------	--------	-----	----------

MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

KAHAKUI, Donald T., Sr.	05/17/1999	HAWAII	AGR	05/18/16
-------------------------	------------	--------	-----	----------

SHIM, Lawrence S.	06/15/2005	KAUAI	AGR	06/27/16
-------------------	------------	-------	-----	----------

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

SHIM, Lawrence S.	06/15/2005	KAUAI	RES	06/27/16
-------------------	------------	-------	-----	----------

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

LEWIS, Geovanna H. 04/14/1986 OAHU RES 05/31/16

2. Deceased Applicants

NONE FOR SUBMITTAL

3. Awards of Leases

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KEPA, Ulumealani C. Assigned Residential Lease
#4514, Lot 15 in Nanakuli, Oahu
dated 07/28/2016. Remove
application dated 05/24/2001.

RABANES, Andrew A., III Assigned Residential Lease
#1925, Lot 18 in Nanakuli, Oahu
dated 08/05/2016. Remove
application dated 08/19/2010.

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

PURDY, Judy L. Assigned Residential Lease
#10077, Lot 48 in Waiehu Kou 3,
Maui, dated 08/11/2016. Remove
application dated 02/27/1987.

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

TROXELL, Edwina L. Assigned Residential Lease
#9334, Lot 21 in Kaniohale,
Hawaii, dated 06/27/2016.
Remove application dated
06/17/2013.

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

AIPA, Shirley N. Assigned Residential Lease
#5301, Lot 50 in Waianae, Oahu,
dated 06/09/2016. Remove
application dated 02/03/1989.

4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

NONE FOR SUBMITTAL

6. Successorship

OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

ELIA, Kimberly K.	Succeeded to father, Anthony B. Elia's Hawaii Islandwide Agricultural application, dated 04/02/1987. Remove application dated 05/16/2006.
-------------------	---

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KAMOHALII, Olana K.	Succeeded to grandmother, Grace M. Kamohalii's Waimanalo Area / Oahu Islandwide Residential application, dated 01/15/1951. Remove application dated 04/16/2015.
KUKONA, Patricia P.	Succeeded to brother, Mark I. Gomez's Oahu Islandwide Residential application, dated 10/21/1996. Remove application dated 07/18/2011.

MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

HAUPU, Hugh P.	Succeeded to brother, Hiram B. Haupu's Maui Islandwide Agricultural application, dated 01/23/1990. Remove application dated 05/01/1995.
----------------	---

KUKONA, Patricia P.

Succeeded to brother, Mark I.
Gomez's Oahu Islandwide
Agricultural application, dated
10/21/1996. Remove application
dated 04/11/1986.

NAMAUU, George K. Jr.

Succeeded to brother, Jason L.
Namaau's Maui Islandwide
Pastoral application, dated
11/16/1994. Remove application
dated 03/02/1992.

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

BLAS, Ellen L.

Succeeded to mother, Margaret
G. Akana's Kauai Islandwide
Residential application, dated
11/03/1995. Remove application
dated 03/11/2015.

7. Additional Acreage

NONE FOR SUBMITTAL

8. HHC Adjustments

NONE FOR SUBMITTAL


Last Month's Transaction Total	32
Last Month's Cumulative FY 2015-2016 Transaction Total	45
Transfers from Island to Island	6
Deceased	0
Cancellations:	
Awards of Leases	5
NHQ	0
Voluntary Cancellations	0
Successorship	7
Additional Acreage	0
HHC Adjustments	0
This Month's Transaction Total	18
This Month's Cumulative FY 2016-2017 Transaction Total	63

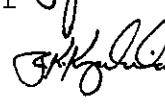
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean T. Oshiro, Acting HSD Administrator 

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

SUBJECT: **Commission Designation of Successors to Application Rights - Public Notice 2015**

RECOMMENDED MOTION/ACTION

To designate the following individuals as successors to the application rights of deceased applicants who did not name qualified successors.

DISCUSSION

The following qualified applicants passed away on or after October 26, 1998, without naming a qualified successor. Pursuant to 10-3-8(c) of the *Hawaii Administrative Rules*, a public notice listing the names of deceased applicants and calling for possible successors to their application rights was published in the Star-Advertiser on the last two consecutive Sundays of November for the year the department received notification. Requests to succeed to the decedents' application rights were submitted within the required 180 days following the last date of publication. Prospective successors were the sole respondents and are deemed by the department to have met the requirements of successorship. HSD recommends approval of the following designees:

1. Deceased Applicant:	Mabel K.T. Aka
Date of death:	September 6, 2005
Successor to application rights:	Joyce K. Aka
Relationship:	Daughter
Island:	Maui Islandwide
Type:	Pastoral
Date of Application:	December 22, 2000
Date of Public Notice:	November, 2015

2.Deceased Applicant:	Margaret G. Akana
Date of death:	October 16, 2013
Successor to application rights:	Ellen L. Blas
Relationship:	Daughter
Island:	Kauai Islandwide
Type:	Residential
Date of Application:	November 3, 1995
Date of Public Notice:	November, 2015
3.Deceased Applicant:	Anthony B. Elia
Date of death:	January 5, 2014
Successor to application rights:	Kimberly K. Elia
Relationship:	Daughter
Island:	Hawaii Islandwide
Type:	Agricultural
Date of Application:	April 2, 1987
Date of Public Notice:	November, 2015
4a.Deceased Applicant:	David M. Gapero
Date of death:	February 7, 2014
Successor to application rights:	Sharon Darapiza
Relationship:	Sister
Island:	Maui Islandwide
Type:	Agricultural
Date of Application:	November 20, 1992
Date of Public Notice:	November, 2015
4b.Successor to application rights:	James K. Gapero
Relationship:	Brother
Island:	Maui Islandwide
Type:	Residential
Date of Application:	June 30, 1994
Date of Public Notice:	November, 2015
5a.Deceased Applicant:	Mark I. Gomez
Date of death:	January 18, 2015
Successor to application rights:	Patricia P. Kukona
Relationship:	Sister
Island:	Oahu Islandwide
Type:	Agricultural
Date of Application:	October 21, 1996
Date of Public Notice:	November, 2015
5b.Island:	Oahu Islandwide
Type:	Residential
Date of Application:	October 21, 1996
Date of Public Notice:	November, 2015

6.Deceased Applicant:	Hiram B. Haupu
Date of death:	September 13, 2015
Successor to application rights:	Hugh Haupu
Relationship:	Brother
Island:	Maui Islandwide
Type:	Agricultural
Date of Application:	January 23, 1990
Date of Public Notice:	November, 2015
7.Deceased Applicant:	Grace M. Kamohalii
Date of death:	June 29, 2012
Successor to application rights:	Olana K. Kamohalii
Relationship:	Granddaughter
Island:	Waimanalo Area / Oahu IW
Type:	Residential
Date of Application:	January 15, 1951
Date of Public Notice:	November, 2015
8.Deceased Applicant:	Jason L. Namauu
Date of death:	July 17, 2008
Successor to application rights:	George K. Namauu, Jr.
Relationship:	Brother
Island:	Maui Islandwide
Type:	Pastoral
Date of Application:	November 16, 1994
Date of Public Notice:	November, 2015

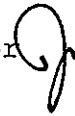
Previous Cumulative Total for Current FY	9
Current Month's Total	10
Fiscal Year Total: July 2016-June 2017	19

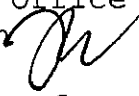
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator 
Homestead Services Division

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

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

RECOMMENDED MOTION/ACTION

To ratify the approval of the designation of successor to the leasehold interest and person to receive the net proceeds, pursuant to Section 209, Hawaiian Homes Commission Act, 1920, as amended. This designation was previously approved by the Chairman.

*See attached list of Lessee.

Leasehold Interest:

Ratified for September 2016	6
Previous FY 2016 - 2017	<u>22</u>
FY 2016 - 2017 Total to Date	28

Ratified for FY '15 - '16	90
---------------------------	----

Net Proceeds

Ratified for September 2016	0
Previous FY 2016 - 2017	<u>0</u>
FY 2016 - 2017 Total to Date	0

Ratified for FY '15 - '16	2
---------------------------	---

LIST OF LESSEES WHO DESIGNATED SUCCESSORS TO THEIR
LEASEHOLD INTEREST
FOR MONTH OF September 2016

<u>Deceased Lessee</u>	<u>Designated Successor</u>
1. Frederick R. Carrillo Lot No.: 9 Area: Anahola, Kauai Lease No. 8679	<u>PRIMARY:</u> Ruth N. Taoniar, Daughter <u>ALTERNATE:</u> Mark Carrillo, Son <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
2. Darly J. Cockett Lot No.: 40 Area: Waiehu Kou, Maui Lease No. 5942	<u>PRIMARY:</u> Sheldon L. P. Cockett, Grandson <u>ALTERNATE:</u> N/A <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
3. Vincenza F. Eli Lot No.: 192 Area: Nanakuli, Oahu Lease No. 419	<u>PRIMARY:</u> Frederick P. K. Eli, Jr., Son <u>ALTERNATE:</u> N/A <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A

Deceased Lessee

Designated Successor

4. Mary K. Medeiros
Lot No.: UNDV134
Area: Waiohuli, Maui
Lease No. 10431

PRIMARY:
Crystal H. Moniz,
Granddaughter

ALTERNATE:
N/A

DESIGNEE TO RECEIVE NET
PROCEEDS:
Donald R. Medeiros, Husband

5. Justine K. Wallace
Lot No.: 11
Area: Paukukalo, Maui
Lease No. 4142

PRIMARY:
Allanette A. Apo,
Granddaughter

ALTERNATE:
Edward A. A. Apo, Grandson

DESIGNEE TO RECEIVE NET
PROCEEDS:
N/A

6. Leimomi May Willing
Lot No.: 14
Area: Nanakuli, Oahu
Lease No. 4865

PRIMARY: Tenants in Common
William K. Willing, Son
Eleanor L. Willing, Daughter
Alberta L. Willing, Daughter

ALTERNATE:
N/A


DESIGNEE TO RECEIVE NET
PROCEEDS:
N/A

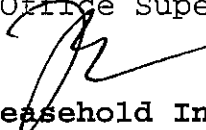
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator 
Homestead Services Division

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

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

RECOMMENDED MOTION/ACTION

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

DISCUSSION

Ten (10) assignments of lease.

LESSEE

1. Name: Edward Akau
Res. Lease No.: 592
Lease Date: 12/17/1936
Lot No.: 26
Area/Island: Kawaihae,
Hawaii
Property Sold: No
Amount: N/A
Improvements: 5 bedroom, 2 bath dwelling

TRANSFeree

Name: Edward K. Akau, Jr.
Relationship: Son
Loan Assump: No
Applicant: No

Reason for Transfer: "I want my son to have Ohana house."

LESSEETRANSFeree

2. Name: Rayn Leigh K. Chamizo Name: Jkae K. M. Holmberg
 Res. Lease No.: 9756 Relationship: None
 Lease Date: 6/15/2001 Loan Assump: No
 Lot No.: 13675 Applicant: Yes, Oahu IW Res,
 Area/Island: Maluohai, Oahu 1/21/2010
 Property Sold: Yes
 Amount: \$490,000.00
 Improvements: 4 bedroom, 2-1/2 bath dwelling

Reason for Transfer: "Job relocation to mainland." Special
Conditions: Transferee to obtain funds to pay purchase
price.

3. Name: Robert L. M. Lenchanko Name: Aaron K. Lenchanko
 Res. Lease No.: 11997 Relationship: Son
 Lease Date: 1/4/2008 Loan Assump: No
 Lot No.: 16925 Applicant: No
 Area/Island: Kaupea, Oahu
 Property Sold: Yes
 Amount: \$340,000.00
 Improvements: 4 bedroom, 2-1/2 bath dwelling

Reason for Transfer: "Unable to secure refinancing due to
economic recession." Special Conditions: Transferee to
obtain funds to pay purchase price. See simultaneous
transfer below.

4. Name: Aaron K. Lenchanko Name: Robert L. M. Lenchanko
 Res. Lease No.: 4622 Relationship: Father
 Lease Date: 12/9/1977 Loan Assump: No
 Lot No.: 79 Applicant: No
 Area/Island: Waianae, Oahu
 Property Sold: Yes
 Amount: \$176,468.00
 Improvements: 4 bedroom, 3 bath dwelling

Reason for Transfer: "Transferring my property to help my
father with the higher mortgage after he lost a job.
Kaupea property is also closer to work and school."
Special Conditions: Transferee to obtain funds to pay the
purchase price.

LESSEETRANSFEREE

5. Name: Marie A. L. Richardson Name: Robbie I. Richardson-
 Res. Lease No.: 3120 Ortiz
 Lease Date: 12/13/1957 Relationship: Daughter
 Lot No.: 100 Loan Assump: No
 Area/Island: Waimanalo, Oahu Applicant: No
 Property Sold: No
 Amount: N/A
 Improvements: 4 bedroom, 1 bath dwelling

Reason for Transfer: "I am transferring my property over to my daughter, her husband for their young growing family. It's time I do this on my own free will."

6. Name: Winona Salcedo Name: Peter R. Kalilikane
 Res. Lease No.: 3925 Relationship: Brother
 Lease Date: 2/14/1972 Loan Assump: No
 Lot No.: 63 Applicant: No
 Area/Island: Waimanalo, Oahu
 Property Sold: No
 Amount: N/A
 Improvements: 3 bedroom, 1-1/2 bath dwelling

Reason for Transfer: "Transferring my interest to Peter."
See simultaneous transfer below.

7. Name: Peter R. Kalilikane Name: Peter R. Kalilikane &
 Res. Lease No.: 3925 Roscoe D. Kalilikane
 Lease Date: 2/14/1972 Relationship: Lessee & Son
 Lot No.: 63 Loan Assump: No
 Area/Island: Waimanalo, Oahu Applicant: No
 Property Sold: No
 Amount: N/A
 Improvements: 3 bedroom, 1-1/2 bath dwelling

Reason for Transfer: "Adding on my son, Roscoe Daniel Kalilikane, to the lease."

LESSEETRANSFeree

8. Name: Victoria L. Concepcion Name: Charissa K. Lyman
 Res. Lease No.: 11736 Relationship: Daughter
 Lease Date: 12/2/2006 Loan Assump: No
 Lot No.: UNDV193 Applicant: No
 Area/Island: Kapolei, Oahu
 Property Sold: No
 Amount: N/A
 Improvements: None

Reason for Transfer: "Gifting this property to my daughter because I will not be using this property for myself. My daughter will be sole owner who can hand down this property through generations after me."

9. Name: George K. Naki, III Name: Nelson N. Naki
 Res. Lease No.: 12382 Relationship: Son
 Lease Date: 12/6/2008 Loan Assump: No
 Lot No.: UNDV063 Applicant: No
 Area/Island: Kapolei, Oahu
 Property Sold: No
 Amount: N/A
 Improvements: None

Reason for Transfer: "I want to give my son, Nelson N. Naki, the opportunity to have a home for him and his family."

10. Name: Zarlengie Tamanaha Name: Sanoe K. Nunuha
 Res. Lease No.: 6053 Relationship: None
 Lease Date: 2/28/1996 Loan Assump: No
 Lot No.: 15 Applicant: No
 Area/Island: Hoolehua,
 Molokai
 Property Sold: No
 Amount: N/A
 Improvements: None

Reason for Transfer: "I am unable to build now and my future daughter-in-law (and my son) is currently working with the Habitat program, to build a home for her, my son, and my grandchildren."

LESSEETRANSFeree

Assignments for the Month of September `16	10
Previous FY '16 - '17 balance	<u>30</u>
FY '16 - '17 total to date	40
Assignments for FY '15 - '16	259

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting HSD Administrator
Homestead Services Division

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

SUBJECT: **Approval of Amendment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the amendment of the leasehold interest listed below.

DISCUSSION

Twelve (12) amendments of lease.

1. Lessee: Ella Chesebro
Res. Lease No.: 1570
Lot No., Area, Island: 202-A, Keaukaha, Hawaii
Amendment: To amend the tenancy to severalty due to the death of a joint tenant lessee and to extend the lease term to an aggregate term of 199 years.
2. Lessee: Greer Cruz
Res. Lease No.: 8218
Lot No., Area, Island: 21, Nanakuli, Oahu
Amendment: To amend the tenancy to severalty due to the death of a joint tenant lessee.

3. Lessee: Vincenza F. Eli
Res. Lease No.: 419
Lot No., Area, Island: 192, Nanakuli, Oahu
Amendment: To amend the lease to incorporate the currently used terms, covenants and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
4. Lessee: Stuart K. Kalani
Res. Lease No.: 1945
Lot No., Area, Island: 221, Kewalo, Oahu
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
5. Lessee: Peter R. Kalilikane
Winona Salcedo
Res. Lease No.: 3925
Lot No., Area, Island: 63, Waimanalo, Oahu
Amendment: To amend the lease to incorporate the currently used terms, covenants and conditions in the lease.
6. Lessee: Harry H. Y. Kawai
Pas. Lease No.: 2683
Lot No., Area, Island: 20, Nienie, Hawaii
Amendment: To amend the lease title and lessor name, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
7. Lessee: Kenneth C.K. Kwan
Res. Lease No.: 7258
Lot No., Area, Island: 6, Nanakuli, Oahu
Amendment: To amend the commencement date.
8. Lessee: Mary Jane K. K. Makua
Res. Lease No.: 2239
Lot No., Area, Island: 181, Kewalo, Oahu
Amendment: To amend the lease title & lessor's name.

9. Lessee: Shantay K. Matsumoto
 Res. Lease No.: 844
 Lot No., Area, Island: 38, Waimanalo, Oahu
 Amendment: To amend the lease title and lessor name, to incorporate the currently used terms, covenants, and conditions in the leases, and to extend the lease term to an aggregate term of 199 years.
10. Lessee: Marie A.L. Richardson
 Res. Lease No.: 3120
 Lot No., Area, Island: 100, Waimanalo, Oahu
 Amendment: To amend the lease title and lessor name, and to incorporate the currently used terms, covenants, and conditions in the leases.
11. Lessee: Frances I.K.T. Soon
 Res. Lease No.: 1747
 Lot No., Area, Island: 230A, Nanakuli, Oahu
 Amendment: To amend the lease title and lessor name, to incorporate the currently used terms, covenants, and conditions in the leases, and to extend the lease term to an aggregate term of 199 years.
12. Lessee: Justine K. Wallace
 Res. Lease No.: 4142
 Lot No., Area, Island: 11, Paukukalo, Maui
 Amendment: To amend the lease title and lessor name, to incorporate the currently used terms, covenants, and conditions in the leases, and to update the property description.


Amendments for the Month of September '16	12
Previous FY '16 - '17 balance	<u>37</u>
FY '16 - '17 total to date	49
Amendments for FY '15 - '16	152

ITEM NO. D-10

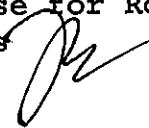
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19,, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting HSD Administrator 

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

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

RECOMMENDED MOTION/ACTION

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

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

DISCUSSION

Four (4) non-exclusive licenses.

1. Lessee: Diana Malia Alo
Res. Lease No.: 11928
Lot No., Area, Island: 17218, Kaupea, Oahu
Permittee: Sunrun Inc.

2. Lessee: Cynthia A. Cardus
Res. Lease No.: 8395
Lot No., Area, Island: 104, PKE, Oahu
Permittee: Sunrun Inc.

3. Lessee: Valentine A. Kukahiko
Res. Lease No.: 12134
Lot No., Area, Island: 16961, Kaupea, Oahu
Permittee: Sunrun Inc.

ITEM NO. D-11


4. Lessee: Takeji Wun
Res. Lease No.: 12092
Lot No., Area, Island: 17035, Kaupea, Oahu
Permittee: Sunrun Inc.

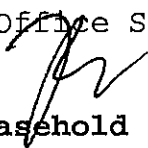
Non-Exclusive License for September '16	4
Previous FY '16 - '17 balance	<u>10</u>
FY '16 - '17 total to date	14
Non-Exclusive License for FY '15 - '16	214

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting HSD Administrator 

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

SUBJECT: **Approval of Amendment of Leasehold Interest to Extend
the Lease Term, Residential Lease No. 2817, Lot No.
79-A, Waimanalo, Oahu, Joseph M. Maukele, Deceased
Lessee**

RECOMMENDED MOTION/ACTION

To approve the amendment to extend the lease term to an aggregate term of 199 years for the leasehold interest of Residential Lease No. 2817 of decedent, Joseph M. Maukele (Joseph).

DISCUSSION

Residential Lease No. 2817 (Lease) was awarded to Amy A.K. Maukele (Amy), commencing on September 23, 1953.

On November 26, 1973, Amy passed away leaving no designated successor to the Lease.

On March 29, 1974, the Hawaiian Homes Commission (Commission) approved the designation of Amy's two sons, Joseph and Dennis Maukele (Dennis), as the tenant-in-common successors to the Lease.

On May 13, 1974, both Joseph and Dennis designated their sister, Patricia Ann Billups, now known as Kauionalani P. Maukele (Kau), as their successor to the Lease. The successorship was ratified by the Commission at its meeting on June 28, 1974.

By way of a quitclaim instrument dated, September 6, 1977, Lot No. 79 was subdivided and Joseph received Lot No. 79-A and Dennis received Lot No. 79-B.

ITEM NO. D-12

The Department received Joseph's death certificate on December 9, 2015, conforming Joseph passed away on November 17, 2014.

On July 18, 2016, the Commission deferred the Department's request for the approval of an amendment to extend the lease term to an aggregate term of 199 years, due to the testimony of Joseph's widow, Eliza Maukele (Eliza). Eliza was advised that this matter would be considered by the Commission at its next meeting on Oahu on December 19, 2016. Upon further discussion with legal counsel, the Department is proceeding with the request for the Commission's approval to amend the Lease.

A letter dated August 17, 2016, was sent to Eliza informing her that the Department would be requesting the Commission's approval at its September 19, 2016 meeting on the island of Maui, rather than in December as previously noted. On August 18, 2016, Chelsea Kakae (Chelsea), granddaughter of Eliza, contacted the Department and spoke on behalf of Eliza in regards to the letter that was received by them. Chelsea wanted to know why the Department was moving this amendment to September's meeting. Chelsea and Eliza were both informed of the matters on why the Department decided to move forward with the amendment to the Lease and that it would be presented to the Commission in September. A follow up phone call, on September 7, 2016, was placed to Chelsea notifying her and Eliza that the approval of the amendment was to be held at this month's meeting. On September 8, 2016, Eliza called in regards to the successorship to Kauai. It was told to her that the Commission was only approving the amendment to the lease and that the action had nothing to do with the successorship of the lease, since it was already ratified in 1974. Eliza voiced her concerns and stated that she will have a representative present on her behalf at the Commission meeting.

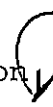
The Department is requesting the approval to amend the Lease to extend the Lease term.

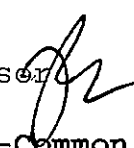
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Jobie M.K. Masagatani, Chairman
Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Homestead Services Division Administrator 

FROM: Juan Garcia, Oahu District Office Supervisor 

SUBJECT: **Approval of the Assignment of a Tenant-In-Common Leasehold Interest- SANDRALYNN H. NAEA, Lease No. 3159, Lot No. 13-A Waimanalo, Oahu**

RECOMMENDED MOTION/ACTION

To approve the assignment of a tenant-in-common leasehold interest to Lease No. 3159, Lot No. 13-A, Waimanalo, Oahu (Lease), from Sandralynn H. Naea (Sandralynn) to Herbert Kaniaupio, III (Herbert), subject to the following conditions:

1. Contract of Loan No. 17297 needs to be paid in full prior to the completion of transfer; and
2. Home Insurance needs to be current; and
3. Real Property Taxes to be paid current.

DISCUSSION

Prior to her passing, Susan Kaniaupio (Susan) designated her husband Clement Kaniaupio (Clement), and her adopted son, Carter, from a previous marriage, as her successors to the Lease. Following Susan's passing, Clement and Carter, as tenants-in-common, received the Lease by way of the Transfer Through Successorship and Amendment to Lease No. 3159 instrument dated May 7, 2003.

Subsequently, Clement passed away on February 15, 2015 and his adopted daughter, Sandralynn, succeeded to Clement's tenant-in-common leasehold interest in the Lease by way of the Transfer Through Successorship instrument dated August 7, 2015.

On March 22, 2016, the Department of Hawaiian Home Lands (Department) received a Homestead Lease Transfer Request Form (Transfer Request), through Sandralynn's attorney-in-fact-, Gina Kaniaupio, which indicated Sandralynn's request to transfer her tenant-in-common leasehold interest to Herbert, her cousin.

The reason for the transfer as stated on the Transfer Request is "Medical." At the moment, Sandralynn is seeking needed medical treatment on the mainland. The Department approved Sandralynn's request for a leave of absence from the homestead from August 24, 2015 to August 23, 2016. Herbert is her appointed caretaker.

Carter currently resides on Hawaii Island and he does not want to occupy the homestead while Herbert and his family are there.

According to Carter's letters (see attached Exhibit A and Exhibit B), he has had issues with the care and maintenance of the home. He is also alleging that the locks to the front door and his bedroom door was changed without his knowledge. Carter confirms that the home is not currently insured. Also, as of August 19, 2016, Department Contract of Loan No. 17297 is past due in the amount of \$475.55, with a principal balance of \$10,832.00.

On July 18, 2016, at its Hawaiian Homes Commission (HHC) meeting held in Kapolei, Oahu, the HHC deferred action on this lease transaction at the request of the Department for further consultation with legal counsel.

As a condition of this transfer the existing loan will need to be paid off, home insurance needs to be current, and Real Property Taxes up to date.

The Department is requesting Hawaiian Homes Commission action.

May 18, 2016

To the Department of Hawaiian Homes Commission Board Members:

I, Carter L.K. Spencer, lessee of 41-602 Bell Street, Waimanalo, Hawaii 96795, would like to say to the Department of Hawaiian Home Lands that there should have been ground rules put in place when there are multiple lessees to one property. For example, if for any reason any lessee should need to leave the property for medical reasons, the next lessee should be notified and occupy the property ASAP! If any lessees is still living, there should not be anyone else that does not hold successorship or is not a lessee of that property, occupy that property, but the people who are the lessees. There where also numerous violations on that property. No demolitions and building permits. No home owners insurance. There where also her in-laws staying in the back yard in a shack. If I did not bring this up to the Department of Hawaiian Home Lands they wouldn't have known of all the violations!

As I'm writing my testimony there are still illegal structures, no home owners insurance, and no building permit for the garage. Further more, the Department of Hawaiian Home Lands still owns the property until the loan is paid off. I think Hawaiian Homes should make check-ups 6 months to 1 year to check up on these things.

My sister has lived there for a long period of time with all this violations and she was a big part of it being done. When I told her that the structures where illegal and need to come down and the house needed to be put back to building code in order to get insurance she wasn't cooperative that she didn't want to work with me to fix the problem. And she's still not cooperating. So what makes the commission think that my sister is a good candidate to be a lessee?

Now I'm sure Hawaiian Homes is not there to only collect payment, but to make sure things are done right and to make sure policies are being followed. I hope through this testimony Hawaiian Homes realizes what I'm trying to say, that having a lessee who is incompetent by not doing the right thing, is wrong.

Mahalo Nui,
Carter L.K. Spencer

ATTN: Leah

Pagaduan, Lloyd D

From: CristinLee Spencer [REDACTED]
Sent: Monday, May 30, 2016 7:17 PM
To: Pagaduan, Lloyd D
Subject: Carter L.K. Spencer

To: the department of Hawaiian homelands commission board members.

I Carter L.K. Spencer lessee of 41-602 bell st. Waimanalo hawaii 96795. Thank you for giving me the opportunity to explain what I'm going through with my sister and the home that we both are the lessees too. Anyway when I found out that our home did not have insurance. I went to my insurance company back in Hilo to try and put homeowners Insurance on the home.

First question the asked me was, is the house to building code? And I said no.

So I went to the department of permits and explained that there where structures added to the home. And I wanted to know if it was legal. The lady at the counter not only told me but showed me that they did put in a permit but did not go through with it.

Therefore, all the extra structure or additions that was made to the home needs to come down because it is illegally built.

There were numerous violations on the home that my sister had a part of:

Violation #1 no demolition permit

Violation#2 no building permit

Violation #3 building another structure in the back yard for in-laws to live in.

Violation#4 no home owners insurance.

How much more violation does it take before the DHHL commission board members act?

I spent a lot to have the house put back to building code so that I can put home owners insurance. Now I'm the only one trying to save my home and follow the DHHL rules, regulations and policies, yet the DHHL gives my sister the ok to have her cousins/ power of attorney stay in the house due to her medical reason without contacting me first.

I am the lessee of this property and since I've become a lessee of this property I have been the only one trying to make all the wrongs things that my sister did, right with the house. After I put the home back to building code I changed the locks on the front door and the room to the right going down the hallway which was my room. Before leaving to go back home (Hilo), I gave a sets of keys to my sister and kept the other set. This was done in June of 2015. Later my wife and I went to my home on October of 2015 to spend a few nights to see how we could put the garage back to building code, but to my dismay the locks on the front door was changed. So I had to knock on the door my cousin opened the door. I said did you guys changed the lock on the door and he said no, it was already changed when they got there, and my room was broken into.

They had stacked there things inside. When I asked him who's things were those he said my sister had put all that in there. So now by changing the locks on the front doors and breaking into my room that becomes an offense. So now, from what I've been through with my sister, I feel she's not a good candidate to be a lessee. By her trying to give my cousins/ power of attorney her lesseeship it shows me shes no longer interested in the home. I feel that if the commission board members gives her the right to pass her lesseeship to my cousin/ power of attorney, that would be an unfair act on the DHHL because the house is my moms house, not my cousin moms house. They should not have the right to take away what is rightfully mine.

I was the first lessee and made all my payments. I never gave up on my home. I was born and raised there.

Mahalo
Carter L.K. Spencer


Sent from my iPad


State of Hawaii

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean T. Oshiro, Acting HSD Administrator 

FROM: Loida Chun, Homestead Development Assistant 
Homestead Services Division

SUBJECT: **Approval for Payment of Net Proceeds - NAOMI R. ALOY from ALVIN F. JARDINE, JR. (Dec'd.), Residential Lot Lease No. 5948, Lot No. 27, Waiehu-Kou Subdivision, Wailuku, Maui**

RECOMMENDED MOTION/ACTION

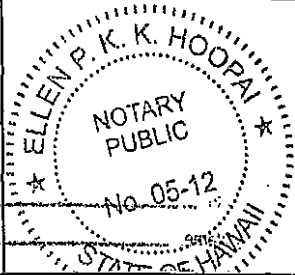
1) Accept the following appraisal, 2) approve the following purchase of improvements, and 3) authorize the following payment of net proceeds to the decedent's daughter, Naomi R. Aloy (see Exhibit A).


Lessee Name:	Alvin F. Jardine, Jr. (Deceased)
Lease Date:	August 26, 1993
Residential Lease No./Lot No.:	5948/27
Area/Island:	Wailuku/Maui
Date of Cancellation:	May 28, 2010
Date of Appraisal/Amount:	January 16, 2013/ \$173,000
DHHL Loan:	\$72,334.90
Expenses to Prepare for Re-award, Lease Rent, Etc.:	\$63,986.85
Approx. Net Proceeds:	\$36,678.25

Residential Lot No. 27 was re-awarded on April 15, 2016.

RECOMMENDATION

The Department requests approval of its recommendation.

AFFIDAVIT FOR COLLECTION OF PERSONAL PROPERTY OF THE DECEDENT		
THE ESTATE OF ALVIN FRANCIS JARDINE, JR.		DATE OF DEATH 1/08/2014
DECEASED		RELATIONSHIP OF AFFIANT TO DECEDENT Daughter
STATE OF HAWAII <u>County of Maui</u>) SS:		
<p>I, the undersigned affiant, being first duly sworn on oath, deposes and says:</p> <ol style="list-style-type: none"> 1. I am the successor of the above named decedent. A certified copy of the death certificate is submitted with this affidavit. 2. The gross value of the decedent's estate in this State (excluding the value of motor vehicles) does not exceed \$100,000.00. 3. No application or petition for the appointment of a personal representative is pending or has been granted in this State. 4. I am entitled to payment or delivery of the property referred to above and itemized below by virtue of HRS Section 560:3-1201, as amended, and by virtue of my relationship to the decedent indicated above. 5. I have read and understand HRS Section 560:3-1202 which is printed on the reverse side of this affidavit. 6. I make this affidavit for the purpose of collecting the following personal property: <p style="margin-top: 20px;">Net Proceeds from the sale of improvements situated at 678 Akakuu St., Wailuku in the amount of 36,678.25</p> <p style="text-align: right; margin-top: 20px;"><input type="checkbox"/> Continuation page attached.</p>		
TYPE OR PRINT NAME AND RESIDENCE OF AFFIANT <u>Naomi Aloy</u>		AFFIANT'S SIGNATURE <u>[Signature]</u>
SUBSCRIBED AND SWORN TO BEFORE ME THIS DATE: <u>8/8/16</u>	NOTARY PUBLIC <u>[Signature]</u> STATE OF HAWAII <u>Ellen P. K. Hoopa</u>	MY COMMISSION EXPIRES: <u>1-2-17</u>
SEE FOLLOWING PAGE		

 In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require a reasonable accommodation for a disability when working with a court program, service or activity, please contact the ADA Coordinator at (808) 961-7424, FAX (808) 961-7411, or email adarequest@courts-hawaii.gov at least ten (10) working days before your proceeding, hearing or appointment date.

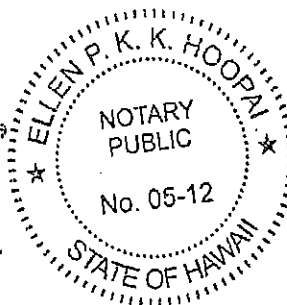
DHHL
HSD

2016 AUG 11 PM 12:55

Hawaii Revised Statutes:

§560:3-1202 Effect of affidavit. The person paying, delivering, transferring, or issuing personal property or the evidence thereof pursuant to HRS Section 560:3-1201 is discharged and released to the same extent as if the person dealt with a personal representative of the decedent. The Person is not required to see the application of the personal property or evidence thereof or to inquire into the truth of any statement in the affidavit. If any person to whom an affidavit is delivered refuses to pay, deliver, transfer, or issue any personal property or evidence thereof, it may be recovered or its payment, delivery, transfer or issuance compelled upon proof of their right in a proceeding brought for the purpose by or on behalf of the persons entitled thereto. Any person to whom payment, delivery, transfer or issuance is made is answerable and accountable therefor to any personal representative of the estate or to any other person having a superior right. [L 1976, c 200, pt of § 1; am L 1977, c 144, §30; am imp L 1984, c 90, §1; L 1996, c 288, pt of Sec 1]

Date: 8/8/16 # Pages: 1
Party Name: Ellen P. K. Hoopa 2nd Circuit
Description: Affidavit for (Stamp or Seal)
Collection of Personal Property of Decedent
Ellen P. K. Hoopa 8/8/16
Signature Date




ITEM NO. D-14
EXHIBIT A

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator 
Homestead Services Division

FROM: E. Halealoha Ayau, Acting District Supervisor
Molokai District Office

SUBJECT: **Request to Schedule Contested Case Hearing -
Authorization to Proceed to Public Notice Under
Section 209, HHCA, Due to Nonresponsive Designated
Successor - Casey J.K. Ballao
Lease No. 2358, Lot No. 37, Kapaaakea, Molokai**

RECOMMENDED MOTION/ACTION

To approve the scheduling of a contested case hearing for designated successor Casey J.K. Ballao (Ballao), to Residential Lease 2358, Lot No. 37, Kapaaakea, Molokai (Lease).

DISCUSSION

Yvonne Ballao (Yvonne) received the lease by way of the Transfer Through Successorship instrument dated March 14, 1994. Yvonne designated her two sons Scott H.K. Wilhelm and Ballao as successors to the Lease.

Yvonne passed away on November 21, 1998.

The Department has tried on numerous occasions to contact Ballao to execute the Lease to complete the successorship. Department correspondence mailed to Ballao was returned with no forwarding address. Calls to Ballao's work number failed as he was no longer an employee. Ballao's brother Scott stated that he did not know Ballao's new mailing address or cell phone number. The Department has no information on any known location or mailing address for Ballao, therefore, the Department has been unable to contact Ballao.

Through the contested case hearing process, the Department will seek authorization to proceed with the public

notice process to notify all interested related individuals to submit a successorship claim.

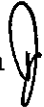
The Department recommends approval of the motion as stated.

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Jobie Masagatani, Chairman
Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Homestead Services Division Administrator 

FROM: James Du Pont, West Hawaii District Office Supervisor

SUBJECT: **Commission Designation of Successor - ROBIN B. CANTIBEROS, Lease No. 6909, Lot No.40, Pu'ukapu, Waimea, Hawaii**

RECOMMENDED MOTION/ACTION

To approve the designation of Kathleen M. Cantiberos, Denise J. Fadem, Andrew R. Cantiberos and Leonard P. Cantiberos, siblings, as one-fourth tenants in common successors to Agricultural Lease No. 6909, Lot No. 40, Pu'ukapu, Waimea, Hawaii, for the remaining term of the lease.

DISCUSSION

Lease No. 6909 to Lot No. 40 dated December 30, 1986 but commencing on October 1, 1986 was awarded to Loretta Delaries.

On March 31, 1990 Mrs. Delaries designated her children, Robin B. Cantiberos, Kathleen M. Cantiberos, Denise J. Fadem, Andrew R. Cantiberos and Leonard P. Cantiberos as tenants in common successors to her agricultural leases.

On October 4, 1990 Mrs. Delaries passed away. Her five children succeeded to her lease with one fifth tenants in common interest.

On January 10, 2009 Robin B. Cantiberos passed away without having named a successor.

In compliance with the Administrative Rule 10-3-63, the department published legal ads in the Honolulu Star

Advertiser, The Garden Isle News, The Hawaii Tribune Herald, the West Hawaii Today, and the Maui News on February 7, 17, 21 and March 2, 2016 to notify all interested, eligible and qualified heirs of the Decedent, to submit their lease successorship claims.

The department received no claims during the Public Notice acceptance period that expired on June 7, 2016

Pursuant to Section 209 of the Hawaiian Homes Commission act of 1920 (Act), as amended, when a lessee fails to designate a successor, the commission is authorized to terminate the lease or to continue the lease by designating a successor. Section 209 states in part that the department may select from only the following qualified relatives of the decedent:

1. Husband or wife: or
2. If there is no husband or wife, then the children; or
3. If there is no husband or wife or child, then the grand-children; or
4. If there is no husband or wife or child or grandchild, then brothers or sisters; or
5. If there is no husband or wife, child, grandchild, brother, or sister, then from the following relatives of the lessee who are native Hawaiian: father and mother, widows or widowers of the children, widows or widowers of the brothers and sisters, or nieces or nephews.

The primary concern in this situation is that the title to the lease is held as tenants in common. Given that there were no claimants to the Decedent's tenants in common interest options would be for the department to act on Robin B. Cantiberos' behalf and become the one fifth tenants in common interest holder or offer the tenants in common interest to the next eligible applicant from the Waimea Area or Hawaii Islandwide Agricultural Wait List. Neither of these options are practical or sensible given that there are other family members who currently hold tenants in common interest to the lease.

Both the department and the family are unaware that Robin B. Cantiberos has any children or grandchildren that are

eligible to succeed to the lease. His siblings are not less than 25% Hawaiian therefore, qualified to succeed to his tenants in common interest.

There are no improvements on the land other than perimeter fencing. The agricultural lot is not presently under active cultivation. Property taxes for the 2016 Tax Year total \$105.00.

RECOMMENDATION

The department requests approval of its recommendation.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator
Homestead Services Division

FROM: James Du Pont, West Hawaii District Office Supervisor
Homestead Services Division/Office of the Chairman

SUBJECT: Request to Schedule Contested Case Hearing -
Lease Violations

RECOMMENDED MOTION/ACTION

To approve the scheduling of contested case hearings for the following lessees listed below:

DISCUSSION

The following lessees have violated the terms and conditions of their homestead lease, therefore, we recommend that a contested case hearing be scheduled.

Lessee:	Brian J. K. Peck
Lease No.:	9298
Lot No./Area/Island:	85, Kaniohale, Kailua-Kona, Hawaii
Lease Violation:	Making improvements to homestead without approval from the Villages of La'i'opua Master Association and the department; failure to obtain building permits from the County of Hawaii (Lease Condition Nos. 12 Improvements and 10 Compliance with laws).
Lessee:	June M. Coelho
Lease No.:	8018
Lot No./Area/Island:	43, Pu'ukapu, Waimea, Hawaii
Lease Violation:	Failure to actively ranch homestead (Lease Condition No. 20 Pastoral Lot).
Lessee:	Bernice Lewi
Lease No.	8048
Lot No./Area/Island:	73, Pu'ukapu, Waimea, Hawaii
Lease Violation:	Failure to reside on the island where the homestead is situated (Administrative Rule No. 10-3-26 (a))

Residence permitted on agricultural and pastoral lot); failure to actively ranch homestead (Lease Condition No. 20 past.

Lessee:

Creighton K. Sanchez

Lease No.:

6175

Lot No./Area/Island:

15-B, Pu'ukapu, Waimea, Hawaii

Lease Violation:

Failure to actively farm his agricultural lot (Lease Condition No. 19 Agricultural Lot and Administrative Rule 10-3-26 Residence permitted on agricultural and pastoral lot).

DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

E-ITEMS
LAND DEVELOPMENT DIVISION

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Norman L. Sakamoto, Acting LDD Administrator

FROM: Isaac M. Takahashi, Acting Branch Chief
Housing Project Branch

SUBJECT: Approval of Lease Awards (see exhibit)

RECOMMENDED MOTION/ACTION

Approve the awards of Department of Hawaiian Home Lands Residence Lot Leases to the applicants listed below for 99 years, subject to the purchase of the existing improvements on the lot by way of a loan or cash.

DISCUSSION

Hoolimalima - Kapolei Village 6 Residential Lots, Kapolei, Oahu

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
Kotrys, Nicole K.	06/25/1990	13757	1-9-1-120:073	12745
Kalamau, Sonniejay K.	01/13/1993	13768	1-9-1-120:084	12747

With the execution of the foregoing leases, 7 single family home awards have been completed.

ITEM E-1 EXHIBIT

Approval of Various Lease Awards

LESSEE	LEASE NO.	AREA
KOTRYS, Nicole K.	12745	Kapolei, Hawaii
KALAMAU, Sonniejay K	12747	Kapolei, Hawaii

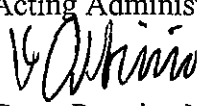
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

F-ITEMS
LAND MANAGEMENT DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19-20, 2016

To: Chairman and Members, Hawaiian Homes Commission

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

Subject: Annual Renewal of Right of Entry Permits, Maui Island

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC) approves the following actions:

- A) Renew all Maui Island Right of Entry Permits as listed on Exhibit "A" and identified by approximate location on the Maui Island Map Exhibit "A-1" that are in compliance and issued temporary approvals, as of July 1, 2016, granted by the Hawaiian Homes Commission at its June 2016 meeting under Agenda Item No. F-3 attached hereto as Exhibit "B".
- B) The annual renewal period, shall be on a month-to-month basis, for up to twelve (12) months, but no longer than September 30, 2017 or at the next scheduled HHC meeting on Maui island whichever occurs sooner.
- C) Authorize the Chairman to negotiate and set forth other terms and conditions that may be deemed to be appropriate and necessary.

DISCUSSION

At its regularly scheduled monthly meeting held on June 20-21, 2016, the HHC amended the recommended motion as presented by LMD under its Agenda Item No. F-3, (See Exhibit "B") for section A. specifically to read as follows:

- A. Extend all, except ROE No. 455, Right of Entry Permits listed on Exhibit "A" that are in compliance and issued by July 1, 2016, on a month-to-month basis, until *the next scheduled HHC meeting on the island where the ROE is located.*

The meeting minutes indicate that the HHC approved the amended motion, however, the meeting minutes have yet to be formally approved by the HHC. Therefore this submittal represents annual renewals for all Maui Island ROE permits only, which shall effectively expire on September 30, 2017 or at the next scheduled HHC meeting on Maui islands whichever occurs

sooner. As a means of maintaining a process by which PERMITEE'S can be assured that their permits have been renewed, notification letters will be transmitted accordingly.

For information purposes Exhibit "A" references all Right of Entry Permits on Maui Island by order of commencement date, land use, then by acreage. While Right of Entry Permits generate additional revenue to the Trust, its primary purpose provides DHHL the ability to efficiently manage its lands through the issuance of these short-term dispositions which are typically not needed for longer-term dispositions (such as homesteading or general leases) over a 20-year time period or as dictated by DHHL's respective island plans. DHHL's total Maui Island land inventory covers approximately 32,000 acres. Of its inventory the short-term dispositions cover 6,245 acres.

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

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

The table below reflects the revenue generated from ROE permits on Maui Island, which is approximately 6.0% (\$165,936) of the ROE total revenues (\$2,826,910) that DHHL receives statewide. Maui Island hold 11 of the 145 ROE permits Statewide. These permittees fall under a variety of land use purposes with the most being pastoral. Land Management Division (LMD) proposes an average increased rent of 4% to 2 of these 11 permittees whose land use is designated as industrial/commercial, totaling an increase of \$78,193.

FY 2016		Total	FY 2017		Total
Agriculture	\$67,404	3	Agriculture	\$67,404	3
Caretaker	\$0	-	Caretaker	\$0	-
Commercial	\$0	-	Commercial	\$0	-
Community	\$720	3	Community	\$720	3
Industrial	\$75,186	2	Industrial	\$78,193	2
Office	\$0	-	Office	\$0	-
Pastoral	\$22,626	3	Pastoral	\$22,626	3
Preservation	\$0	-	Preservation	\$0	-
Recreation	\$0	-	Recreation	\$0	-
Research	\$0	-	Research	\$0	-
Stabling	\$0	-	Stabling	\$0	-
	\$165,936	11		\$168,943	11

According to research done by Colliers International, (See Exhibit "C") "the Oahu Industrial market hit a historic low vacancy rate of 1.65% at year end 2015...rental rates are expected to rise at a rapid pace..." In light of this research, LMD is recommending a 4% increase in rental rates. (In June 2015 the HHC approved a %3 increase for the current FY 2016).

For FY 2017, renewals for the 11 Right of Entry Permits located on Maui Island total annual increase of \$3,007 in rent revenue as referenced in the table above. Rental fees for agricultural and pastoral use permits vary and are typically established at less than fair market rates (discounted) but not less than \$240/annum due to various site issues such as, insufficient/no infrastructure, no legal access, substandard lot size or irregular shape, etc.

AUTHORITY / LEGAL REFERENCE:

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

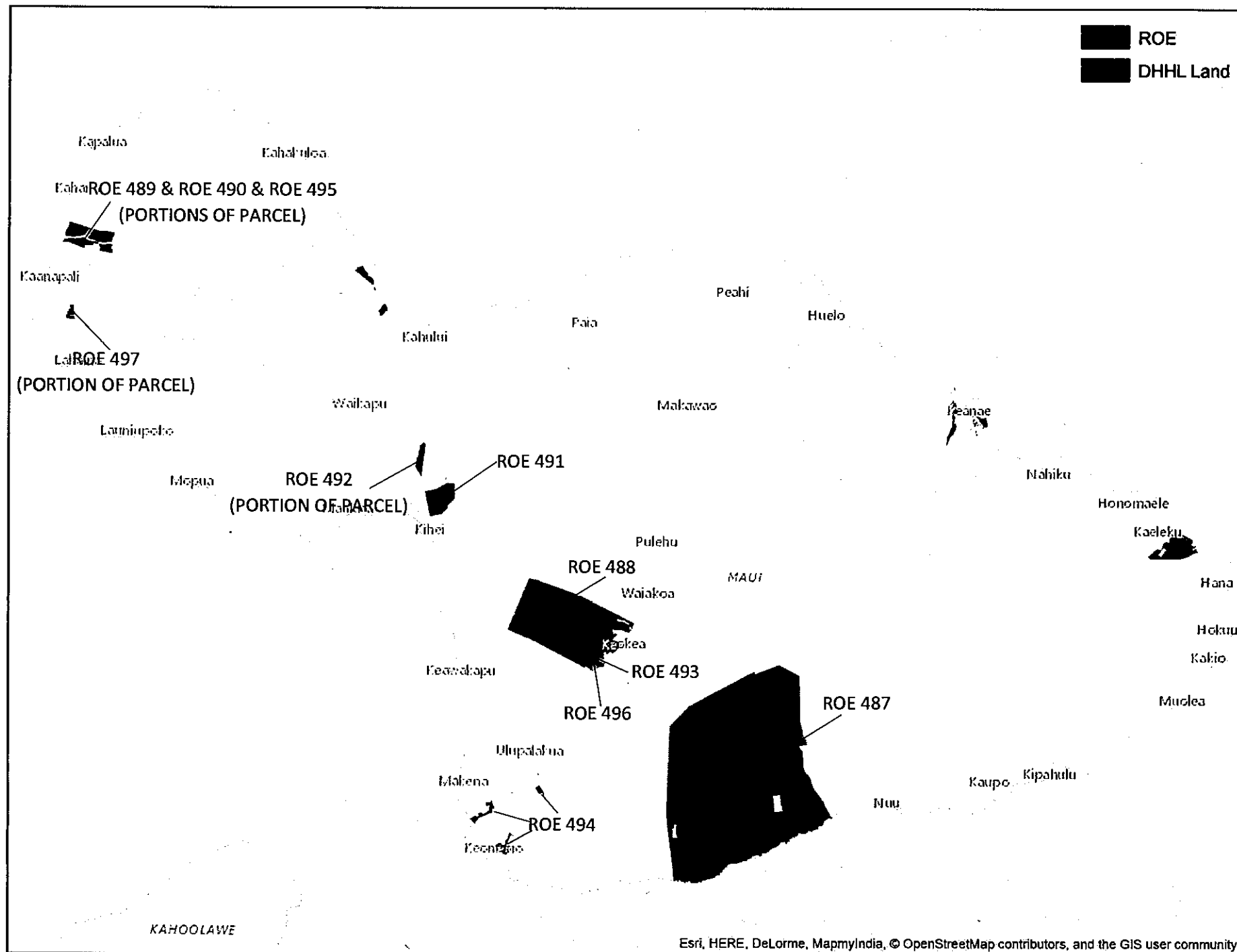
RECOMMENDATION:

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

RIGHT OF ENTRY PERMITS

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	TMK	Date Started	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits
ROE	MAUI	62.000	487	Pastoral	Haleakala Ranch Company, 529 Kealahoa Avenue, Makawao, Hawaii	Kahikinui	(2) 1-9-001:008	3/19/1982	\$960			
ROE	MAUI	5057.000	488	Pastoral	James C. & Jane Sakugawa, 3302 Omaopio Road, Kula,	Kula	(2) 2-2-002:014	1/1/1996	\$21,090			
ROE	MAUI	228.880	494	Pastoral	Ulupalakua Ranch, Inc., HC1 Box 901, Kula, Hawaii 96790	Makawao	(2) 2-1-004:015, 094, 114, 121, 122(LP)	7/1/1999	\$576			
ROE	MAUI	40.000	492	Agriculture	Alexander & Baldwin, Inc., P. O. Box 266, Puunene, Hawaii 96748	Pulehunui	(2) 3-8-008:035(P)	7/1/2003	\$4,110			
ROE	MAUI	646.000	491	Agriculture	Alexander & Baldwin, Inc., P. O. Box 3440, Honolulu, Hawaii 96813	Pulehunui	(2) 3-8-008:034	7/1/2003	\$59,604			
ROE	MAUI	105.000	489	Agriculture	Kaanapali Development Corporation, 275 Lahainaluna Road,	Honokowai	(2) 4-4-002:003(P)	5/1/2004	\$3,690			
ROE	MAUI	0.184	490	Industrial	Nelson Hiraga & John Kaahui, P. O. Box 41, Lahaina, Hawaii 96767	Honokowai	(2) 4-4-002:003(P)	7/1/2004	\$1,026	\$1,026	\$1,067	\$41
ROE	MAUI	6.820	493	Community	Waiohuli Hawaiian Homesteaders Assoc., Inc., P. O. Box 698,	Kula	(2) 2-2-002:056(P)	10/1/2005	\$240			
ROE	MAUI	2.200	495	Industrial (parking)	SVO Pacific, Inc. c/o Westin Kaanapali Ocean Resort Villas, Attn:	Honokowai	(2) 4-4-002:003(P)	11/1/2006	\$74,160	\$74,160	\$77,126	\$2,966
ROE	MAUI	69.000	496	Community	Keokea Homestead Farm Lot Association, P. O. Box 748, Kula, Hawaii 96790	Keokea	(2) 2-2-002:055	2/8/2010	\$240			
ROE	MAUI	3.000	497	Community	Village of Lei Ali Assn., 124 Aupuni Street, Lahaina, Hawaii 96761	Leialii	(2) 4-5-021:020 (p)	4/1/2013	\$240			
TOTAL		11	6245.084						\$165,936	\$75,186	\$78,193	\$3,007

Denotes Beneficiary



STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2016

To: Chairman and Members, Hawaiian Homes Commission

Through: Peter "Kahana" Albinio, Jr., Acting Administrator
Land Management Division *P. Albinio*

From: Kalei Young, ~~Land~~ Management Branch Manager
Land Management Division

Subject: Annual Renewal of Right of Entry Permits, Statewide

APPLICANTS:

VARIOUS

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC) approves the following actions:

- A. Extend all Right of Entry Permits listed on Exhibit "A" that are in compliance and issued by July 1, 2016, on a month-to-month basis, for up to twelve (12) months, but no longer than June 30, 2017.
- B. Authorize the Chairman to negotiate and set forth other terms and conditions that may be deemed to be appropriate and necessary.

LOCATION:

VARIOUS

AREA:

VARIOUS

ITEM NO. F-3

EXHIBIT "B"
ITEM NO. F-1

DISCUSSION

The Department of Hawaiian Home Lands (DHHL) is authorized under Chapter 171-55, Hawaii Revised Statutes, as amended, to issue month to month use of Hawaiian home lands. The month to month use enables DHHL to:

1. Obtain additional income and encourage the use of lands that are not immediately required for native Hawaiian homesteading, general leasing, or other purposes for long term duration;
2. Ensure the continued maintenance of the lands at minimal cost to the department and limit its liability. An overgrowth of vegetation and weeds make the lands vulnerable to fires and rodents which may prove very costly for DHHL to cure;
3. Deter squatters and trespassers from illegally occupying the lands;
4. Prevent illegal dumping of junks, derelict automobiles and appliances; and
5. Preserve the long-term options for future development of the site until resources become available or priorities change.

These are short-term agreements that allow the use of unencumbered Hawaiian home lands by entities/individuals for various purposes such as general agriculture, pastoral, commercial and industrial uses. ROEs can be terminated by either PERMITOR or PERMITEE without cause, by a 30-day written notice.

For information purposes, final approval of LMD's proposed Revocable Permit Program as approved by the Hawaiian Homes Commission at its regular monthly meeting on December 15, 2014 is pending statewide beneficiary consultation.

The table below reflects almost 90% of the ROE revenue is generated from 58 of the 148 ROE permits. These permittees fall under industrial and commercial (\$2,499,897) land use purposes. Land Management Division (LMD) proposes an average increase of 4% to 58 of these permittees, total increase of \$102,128.

According to research done by Colliers International, (See Exhibit "B") "...the Oahu Industrial market hit a historic low vacancy rate of 1.65% at yearend 2015...rental rates are expected to rise at a rapid pace..." In light of this research, LMD is recommending a 4% increase in rental rates. (In June 2015 the HHC approved a %3 increase for the current FY 2016).

For FY 2017, a recommendation is being made to the Commission to approve the renewals for the 148 Right of Entry Permits as stated in Exhibit "A" totaling \$2,929,038 in annual rents.

			Hawaii	Kauai	Lanai	Maui	Molokai	Oahu	Total
Agriculture	\$91,969	3%	1% - 1	5% - 7	0%	2% - 3	1% - 2	2% - 3	16
Caretaker	\$2,856	0%	0%	4% - 6	0%	0%	0%	2% - 3	9
Commercial	\$71,641	3%	3% - 4	1% - 2	0%	0%	1% - 1	2% - 3	10
Community	\$6,984	0%	1% - 1	1% - 2	0%	2% - 3	1% - 2	2% - 3	11
Industrial	\$2,428,256	86%	0%	5% - 8	0%	1% - 2	0%	26% - 38	48
Office	\$7,476	0%	0%	0%	0%	0%	1% - 1	0%	1
Pastoral	\$150,336	5%	9% - 14	11% - 16	1% - 1	2% - 3	1% - 2	3% - 4	40
Preservation	\$240	0%	1% - 1	0%	0%	0%	0%	0%	1
Recreation	\$48,732	2%	1% - 1	0%	0%	0%	0%	2% - 3	4
Research	\$240	0%	0%	1% - 1	0%	0%	0%	0%	1
Stabling	\$18,180	1%	0%	0%	0%	0%	0%	5% - 7	7
	\$2,826,910	100%	15%	28%	1%	7%	5%	43%	148
			\$106,295	\$71,732	\$696	\$165,936	\$15,829	\$2,466,422	\$2,826,910

PLANNING AREA:

VARIOUS

LAND USE DESIGNATION:

General Agriculture, Pastoral, Commercial, Industrial

CHARACTER OF USE:

General Agriculture, Pastoral, Commercial, Industrial Use
Purposes

CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS

DHHL General Plan (2002)

The recommended disposition is consistent with the following General Plan goals and objectives:

Economic Development

Goals:

- Generate significant revenue to provide greater financial support towards fulfilling the Trust's mission.

Objectives:

- Generate \$30 million in land revenues annually (adjusted for inflation) by 2014.

Program Plans

Water Policy Plan (2014)

While the ROE's does not specify activities that would implement DHHL's Water Policy Plan, it is anticipated that renovations facilitated by approving the renewal of said ROE's its will include water conservation measures to make its respective water use more efficient if necessary.

Ho'oma'ua Energy Policy (2009)

While the ROE's does not specify activities that would implement DHHL's Energy Policy, it is anticipated that renovations facilitated by approving the renewal of said ROE's will include energy conservation measures to make its uses more efficient in the use of energy if necessary.

AUTHORITY / LEGAL REFERENCE:

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

RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated

RIGHT OF ENTRY PERMITS											
TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	HAWAII	2.000	477	Agricultural	Guy Kaniho, 73-4341 Kukulu Place, Kailua- Kona, Hawaii 96740	Hunuaula	\$264				
✓ ROE	KAUAI	11.000	533	Agricultural	Don Math P. O. Box 538, Anahola, Hawaii 96703	Anahola	\$1,488				
✓ ROE	KAUAI	0.344	550	Agricultural	Kutini Contrades, P. O. Box 310, Kapaa, Hawaii 96745	Anahola	\$264				
✓ ROE	KAUAI	8.000	554	Agricultural	Linda Kaauwai-Hemolo, 3-4032 Kuhio Highway, Lihue, Hawaii 96766	Anahola	\$576				
✓ ROE	KAUAI	1.070	558	Agricultural	Frank S. Rivera, Sr. and Amber Rivera P. O. Box 761, Anahola, Hawaii	Anahola	\$264				
✓ ROE	KAUAI	5.000	561	Agricultural	Harold W. Ano, P. O. Box 713, Anahola, Hawaii 96703	Anahola	\$708				
✓ ROE	KAUAI	5.000	570	Agricultural	Denn Kale Smith, P. O. Box 29, Anahola, Hawaii 96703	Anahola	\$264				
✓ ROE	KAUAI	20.000	543	Agriculture	Palatiko Farms, 4266 Puaoe Street, Lihue, Hawaii 96766	Kekaha	\$1,200				
✓ ROE	MAUI	105.000	488	Agriculture	Kaanapali Development Corporation, 275 Lehainakuna Road,	Honokowai	\$3,690				
✓ ROE	MAUI	646.000	491	Agriculture	Alexander & Baldwin, Inc., P. O. Box 3440, Honolulu, Hawaii 96813	Pulehunui	\$59,604				
✓ ROE	MAUI	40.000	492	Agriculture	Alexander & Baldwin, Inc., P. O. Box 266, Puuwaa, Hawaii 96748	Pulehunui	\$4,110				
✓ ROE	MOLOKAI	35.000	501	Agricultural	Harry K. Purdy, III and Marlene K. Purdy, P. O. Box 84, Hoolehua,	Hoolehua	\$1				

Item F-4

ITEM NO. F-3
EXHIBIT "A"

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	MOLOKAI	30.000	489	Agricultural	Monsanto Hawaii, P. O. Box 40, Kaunakakai, Hawaii 96748	Paiaau	\$2,352				
✓ ROE	OAHU	8.671	590	Agricultural	XianXing Huang & Hong Fang Gan, 85-1330 Waianae Valley Road,	Waianae	\$5,724				
✓ ROE	OAHU	20.000	525	Agricultural	Sports Turf Hawaii, Inc., P. O. Box 1366, Kailua Hawaii 96734	Waimanalo	\$11,220				
✓ ROE	OAHU	6.400	600	Agriculture	Kenneth Hicks, 86-630 Lualualei Homestead Road, Waianae, Hawaii	Waianae	\$240				
✓ ROE	KAUAI	1.400	548	Caretaker	John and Arlene Reyes, P. O. Box 366, Anahola, Hawaii 96703	Anahola	\$264				
✓ ROE	KAUAI	0.188	549	Caretaker	William Laleo, P. O. Box 338, Anahola, Hawaii 96703	Anahola	\$264				
✓ ROE	KAUAI	3.600	560	Caretaker	Valerio Woods, P. O. Box 1, Anahola, Hawaii 96703	Anahola	\$528				
✓ ROE	KAUAI	5.153	539	Caretaker	Eldon Tanigawa, P. O. Box 197, Hanalei, Hawaii 96716	Hanalei	\$408				
✓ ROE	KAUAI	0.260	540	Caretaker	Michael J. DeMott, P. O. Box 723, Hanalei, Hawaii 96716	Hanalei	\$408				
✓ ROE	KAUAI	0.092	553	Caretaker (landscape)	Sunny L. Honda, P. O. Box 2043, Kapa, Hawaii 96746	Anahola	\$264				
✓ ROE	OAHU	0.115	586	Caretaker	Charlene L. Ching, 89- 160 Nanahahi Place, Waianae, Hawaii 96792	Nanahahi	\$240				
✓ ROE	OAHU	0.267	608	Caretaker	Lueka K. Kanoo, 41-192 Po'aka Street, Waimanalo, Hawaii	Waimanalo	\$240				

Item F-4

ITEM NO. F-3

EXHIBIT A

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
ROE	OAHU	0.070	609	Caretaker	Howard Doctorislo, 41- 217 Kalaau Place, Waimanalo, Hawaii	Waimanalo	\$240				
ROE	HAWAII	0.540	461	Commercial	Edward J. and Neom Lsaw P. O. Box 4813, Kawaihae, Hawaii 96743	Kawaihae	\$14,817	\$14,817	\$15,410	\$593	\$49
ROE	HAWAII	0.870	462	Commercial	Kawaihae Sp. nts. Inc., dba Touching the Earth, LLC, P. O. Box 537.	Kawaihae	\$12,916	\$12,916	\$13,433	\$517	\$43
ROE	HAWAII	0.550	483	Commercial	Gary Starfman, 81 Puako Beach Drive, Kamuela, Hawaii 96743	Kawaihae	\$6,408	\$6,408	\$6,664	\$256	\$21
ROE	HAWAII	2.210	481	Commercial	Ginger Patch Center, LLC, 101 Aupuni Street Hilo, Hawaii 96720	Waialea	\$1,454	\$1,454	\$1,523	\$69	\$5
ROE	KAUAI	0.008	536	Commercial	Patricia Contreras, P. O. Box 310, Kapaa, Hawaii 96746	Anahola	\$384	\$384	\$399	\$15	\$1
ROE	KAUAI	0.023	564	Commercial	Woodrow K. Contreras, P. O. Box 577, Anahola, Hawaii 96703	Anahola	\$570	\$570	\$593	\$23	\$2
ROE	MOLOKAI	0.860	498	Commercial	Patricio Jr. & Cora Sanchez dba Kalamaula Motors, P. O. Box 694,	Kalamaula	\$2,424				
ROE	OAHU	0.017	638	Commercial	American Hauling, Inc., P. O. Box 75506, Kapolei, Hawaii 96707	Kalaheo	\$6,180	\$6,180	\$6,427	\$247	\$21
ROE	OAHU	1.033	602	Commercial	Paling & Sons Trucking & Equipment Rentals, 89- 130 Meno Avenue,	Hanalei	\$8,478	\$8,478	\$8,817	\$339	\$28
ROE	OAHU	78.640	591	Commercial/ Agriculture	Aloun Farm, Inc., Attn: Aleo Sou, 91-1440 Farington Highway,	East Kapolei	\$18,000	\$18,000	\$18,720	\$720	\$60
ROE	HAWAII	1.000	482	Community	Kauaiha Panawea Farmers Association, Attn: Kihia Ahuna,	Panawea	\$240				

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
ROE	KAUAI	0.110	555	Community	Reginald D. Manaku, P. O. Box 751, Anahole, Hawaii 96703	Anahole	\$264				
ROE	KAUAI	0.340	572	Community	Holuaieie Cance Club, dba Na Molokama 'o Hanalei, P. O. Box 441,	Anahole	\$240				
ROE	MAUI	69.000	496	Community	Keokea Homestead Farm Lot Association, P. O. Box 748, Kula, Hawaii	Keokea	\$240				
ROE	MAUI	6.820	493	Community	Waioheli Hawaiian Homesteaders Assoc., Inc., P. O. Box 698,	Kula	\$240				
ROE	MAUI	3.000	497	Community	Village of Lei Ali Assn., 124 Aupuni Street, Lahaina, Hawaii 96761	Leihai	\$240				
ROE	MOLOKAI	0.975	504	Community	Molokai Humane Society, P. O. Box 1258, Kaunakakai, Hawaii	Ho'olehua- Pala'su	\$1,200				
ROE	MOLOKAI	0.490	507	Community	Ahupua'a o Molokai, P. O. Box 159, Hoolehua, Hawaii 96729	Hoolehua	\$240				
ROE	OAHU	0.712	585	Community	Waianae Coast Comprehensive Health Center, 86-260	Nanakuli	\$2,088				
ROE	OAHU	2.000	593	Community	Waianae Coast Comprehensive Health & Hospital Board, Inc., 86-	Waianae	\$480				
ROE	OAHU	1.892	521	Community	Waimanalo Hawaiian Homes Association, P. O. Box 353, Waimanalo,	Waimanalo	\$1,512				
ROE	KAUAI	0.460	538	Industrial	Kauai Habitat for Humanity, P. O. Box 28, Eleele, Hawaii 96705	Hanapepe	\$528	\$528	\$549	\$21	\$2
ROE	KAUAI	0.580	542	Industrial	Kauai Farm Fuels, P. O. Box 628, Kapaa, Hawaii 96746	Hanapepe	\$10,080	\$10,080	\$10,483	\$403	\$34

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
ROE	KAUAI	0.230	537 ✓	Industrial (parking)	Robert Palama, P. O. Box 538, Lihue, Hawaii 96765	Hanalepe	\$1,320	\$1,320	\$1,373	\$53	\$4
ROE	KAUAI	0.344	541 ✓	Industrial (Parking)	Wallace Rife and Clyde Odo, P. O. Box 354, Waimea, Hawaii 96796	Hanalepe	\$6,684	\$6,684	\$6,951	\$267	\$22
ROE	KAUAI	0.367	544 ✓	Industrial (Parking)	Akita Enterprises, Ltd., 2960 Aukale Street, Lihue, Hawaii 96766	Hanalepe	\$5,574	\$5,574	\$5,797	\$223	\$18
ROE	KAUAI	0.550	546 ✓	Industrial (Parking)	Akita Enterprises, Ltd., 2960 Aukale Street, Lihue, Hawaii 96766	Kapaa	\$5,352	\$5,352	\$5,566	\$214	\$18
ROE	KAUAI	0.918	568 ✓	Industrial (parking)	Jack L. and Margaret C. Phillips, 4-1191 Kuhio Highway, Suite 124,	Kapaa	\$7,750	\$7,750	\$8,060	\$310	\$26
ROE	KAUAI	0.059	574 ✓	Industrial (parking)	Paul T. Esaki, 4-1461 Kuhio Highway, Kapaa, Hawaii 96745	Kapaa	\$494	\$494	\$514	\$20	\$2
ROE	MAUI	0.184	490 ✓	Industrial	Nelson Hiraga & John Kaahua, P. O. Box 41, Lahaina, Hawaii 96767	Honokowai	\$1,026	\$1,026	\$1,067	\$41	\$3
ROE	MAUI	2.200	495	Industrial (parking)	SVO Pacific, Inc. c/o Westin Kaanapali Ocean Resort Villas, Aiea	Honokowai	\$74,160	\$74,160	\$77,126	\$2,966	\$247
ROE	OAHU	0.080	517 ✓	Industrial	Professional Commercial Services, 92-5040 Limukete Street, Kapolei,	Honolulu	\$44,496	\$44,496	\$46,276	\$1,780	\$148
ROE	OAHU	1.000	592 ✓	Industrial	Close Construction, Inc., 94-403 Maikoloa Street, Waipahu, Hawaii 96707	Kalaheoa	\$40,184	\$40,184	\$41,771	\$1,607	\$134
ROE	OAHU	0.706	595 ✓	Industrial	R & KA Equipment, 94- 1187 Mopun Loop, #C-1, Waipahu, Hawaii 96797	Kalaheoa	\$21,564	\$21,564	\$22,427	\$863	\$72
ROE	OAHU	2.000	604 ✓	Industrial	Alvord Bros., Inc., 91- 1800 Waihana Street, Kapolei, Hawaii 96707	Kalaheoa	\$74,718	\$74,718	\$77,707	\$2,989	\$249

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
ROE	OAHU	0.560	605	Industrial	Hawai Steam, Inc., 1272 Waihona Street, #8, Pearl City, Hawaii 96782	Kalaheoa	\$39,236	\$39,236	\$40,805	\$1,569	\$131
ROE	OAHU	0.217	607	Industrial	Eugene Cacho, 3318 Akulakuli St., Honolulu, Hawaii 96818	Kalaheoa	\$7,416	\$7,416	\$7,713	\$297	\$25
ROE	OAHU	2.295	611	Industrial	Discount Storage, LLC & Containers Hawaii dba The Storage Room, Inc.	Kalaheoa	\$86,520	\$86,520	\$89,981	\$3,461	\$288
ROE	OAHU	0.220	615	Industrial	Na Kane Trucking, P. O. Box 700351, Kapolei, Hawaii 96709	Kalaheoa	\$11,124	\$11,124	\$11,569	\$445	\$37
ROE	OAHU	0.570	616	Industrial	Pacific Isle Equipment Rental, Inc., P. O. Box 60511, Ewa Beach,	Kalaheoa	\$25,727	\$25,727	\$26,756	\$1,029	\$86
ROE	OAHU	0.572	617	Industrial	Bauske Environmental, Inc. dba BENDCO, P. O. Box 75301, Kapolei,	Kalaheoa	\$43,260	\$43,260	\$44,990	\$1,730	\$144
ROE	OAHU	0.310	618	Industrial	Benjamin Kahalehoo, 92- 526 Piipono Street, Kapolei, Hawaii 96707	Kalaheoa	\$12,094	\$12,094	\$12,578	\$484	\$40
ROE	OAHU	0.680	619	Industrial	Miller's Paving, LLC. Andrew Miller, Owner, 95- 1249 Meheula Parkway,	Kalaheoa	\$28,004	\$28,004	\$29,124	\$1,120	\$93
ROE	OAHU	4.753	620	Industrial	Coastal Construction Co., Inc. 1900 Hau Street, Honolulu, Hawaii	Kalaheoa	\$157,863	\$157,863	\$164,178	\$6,315	\$526
ROE	OAHU	0.210	621	Industrial	American Drilling Company, Attn: Paul Frandsen, P. O. Box	Kalaheoa	\$12,360	\$12,360	\$12,854	\$494	\$41
ROE	OAHU	1.033	623	Industrial	Devin B. Donahue, 3145- E Kalih Street, Honolulu, Hawaii 96819	Kalaheoa	\$12,360	\$12,360	\$12,854	\$494	\$41
ROE	OAHU	0.344	628	Industrial	O I's Welding Services, LLC, Donald P. Dias, II, Member, 87-114 Nealea	Kalaheoa	\$12,413	\$12,413	\$12,910	\$497	\$41

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
ROE	OAHU	0.689	630	Industrial	C J Peterson Services, Inc., Carl J. Peterson, President, P. O. Box	Kalaheo	\$34,402	\$34,402	\$35,778	\$1,376	\$115
ROE	OAHU	0.359	631	Industrial	J. Jeremiah Trucking Co., Inc., P. O. Box 700743, Kapolei, Hawaii	Kalaheo	\$11,458	\$11,458	\$11,916	\$458	\$38
ROE	OAHU	0.344	632	Industrial	Xtreme Trucking, Inc., P. O. Box 60337, Ewa Beach, Hawaii 96707	Kalaheo	\$12,413	\$12,413	\$12,910	\$497	\$41
ROE	OAHU	0.250	634	Industrial	F.P.S. Building Contractors, LLC, 92-848 Paiakei Street, Kapolei,	Kalaheo	\$4,456	\$4,456	\$4,634	\$178	\$15
ROE	OAHU	0.137	636	Industrial	Panul, Inc., P. O. Box 2482, Ewa Beach, Hawaii 96706	Kalaheo	\$9,776	\$9,776	\$10,167	\$391	\$33
ROE	OAHU	0.320	637	Industrial	T & C Plumbing, Chris Manual, 2472 Komomai Drive, Pearl City, Hawaii	Kalaheo	\$18,472	\$18,472	\$19,211	\$739	\$62
ROE	OAHU	0.505	639	Industrial	Maunaloa Trucking, Attn: Arnold Richardson, 4124 Keaka Drive, Honolulu,	Kalaheo	\$38,316	\$38,316	\$39,849	\$1,533	\$128
ROE	OAHU	8.000	647	Industrial	Road & Highway Builders, 1050 Ocean Street, #302, Honolulu,	Kalaheo	\$339,192	\$339,192	\$352,760	\$13,568	\$1,131
ROE	OAHU	4.000	648	Industrial	Hawaii Explosives and Pyrotechnics, Inc., P. O. Box 1244, Keaua, Hawaii	Kalaheo	\$6,180	\$6,180	\$6,427	\$247	\$21
ROE	OAHU	0.925	649	Industrial	Aloha Trucking LLC, P O. Box 60509, Ewa Beach, Hawaii 96706	Kalaheo	\$29,664	\$29,664	\$30,851	\$1,187	\$99
ROE	OAHU	0.459	650	Industrial	JJS Construction, 650 Aipo Street, Honolulu, Hawaii 96825	Kalaheo	\$14,832	\$14,832	\$15,425	\$593	\$49
ROE	OAHU	0.460	651	Industrial	Hawaiian Dredging Construction, Inc., 201 Merchant Street, #900,	Kalaheo	\$14,832	\$14,832	\$15,425	\$593	\$49

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
ROE	OAHU	2.000	529	Industrial	Frances Kama-Silva, 85- 412-C Lualualei Homestead Road,	Lualualei	\$2,400	\$2,400	\$2,496	\$96	\$8
ROE	OAHU	0.118	515	Industrial	La'au Structures, 550 Kakoi Street, Unit #200, Honolulu, Hawaii 96819	Moanalua	\$61,800	\$61,800	\$64,272	\$2,472	\$206
ROE	OAHU	0.072	518	Industrial	Leonard's Bakery, 933 Kapahulu Avenue, Honolulu, Hawaii 96816	Moanalua	\$38,316	\$38,316	\$39,849	\$1,533	\$128
ROE	OAHU	0.115	518	Industrial	P.T. Solar Co., Inc., 1333 Opua Street, Honolulu, Hawaii 96818	Moanalua	\$61,800	\$61,800	\$64,272	\$2,472	\$206
ROE	OAHU	0.070	519	Industrial	Pacific Island Fence LLC Ed Hoo, 858 Ahua Street, Honolulu, Hawaii	Moanalua	\$37,080	\$37,080	\$38,563	\$1,483	\$124
ROE	OAHU	0.941	513	Industrial	Oahu Auto Service, Inc. c/o Isaac Keahi Smith, 1188 Bishop Street,	Molokai	\$156,012	\$156,012	\$162,252	\$6,240	\$520
ROE	OAHU	1.000	514	Industrial	Bears Trucking, Inc., 3411 Aliamano Street, Honolulu, Hawaii 96818	Pearl City	\$18,540	\$18,540	\$19,282	\$742	\$62
ROE	OAHU	1.081	626	Industrial (Parking)	VIP Sanitation Inc., 662 Hooeha Place, Pearl City, Hawaii 96782	Kalaheo	\$51,036	\$51,036	\$53,077	\$2,041	\$170
ROE	OAHU	25.000	640	Industrial (Storage)	The Pasha Group, 5725 Paradise Drive, #1000, Corte Madera, CA 94925	Kalaheo	\$636,000	\$636,000	\$661,440	\$25,440	\$2,120
ROE	OAHU	0.627	520	Industrial Baseyard	Island Wide Towing, Transport and Recovery LLC, 2869 Kihau Street,	Moanalua	\$88,992	\$88,992	\$92,552	\$3,560	\$297
ROE	MOLOKAI	0.036	502	Office	Partners In Development Foundation, 2020 Bachelor Street,	Hooehua	\$7,476	\$7,476	\$7,775	\$299	\$25
ROE	HAWAII	301.000	476	Pastoral	Charles & Jelena Clay, P. O. Box 159, Honoumū, Hawaii 96728	Honoumū	\$5,796				

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	HAWAII	300.000	476	Pastoral	April Awana-Mattos, 2265 Alamae Drive, Hilo, Hawaii 96720	Honolulu	\$5,200				
✓ ROE	HAWAII	280.000	465	Pastoral	Gilbert Medeiros Sr. 37 Kimo Street Hilo, Hawaii 96720	Kamuela- Puueo	\$904				
✓ ROE	HAWAII	1500.000	473	Pastoral	Dean Kaniho, P O Box 87, Naalehu Hawaii 96772	Kamuela- Puueo	\$2,100				
✓ ROE	HAWAII	5000.000	610	Pastoral	Native Hawaiian General Services c/o John Ku'uau, 72-3970 Hawaii	Kamuela- Puueo	\$6,300				
✓ ROE	HAWAII	450.000	469	Pastoral	Daryl K. Katus'u, 89- 1706 Moiliili Road, Captain Cook, Hawaii	Kau	\$840				
✓ ROE	HAWAII	750.000	471	Pastoral	Deleice Ranch, P O Box 1143, Kailua-Kona Hawaii 96745	Kau	\$1,536				
✓ ROE	HAWAII	1720.000	484	Pastoral	Kahua Ranch, Ltd., P O Box 837, Kamuela Hawaii 96743	Kawahae	\$7,200				
✓ ROE	HAWAII	7600.000	485	Pastoral	Palekoko Ranch, Inc., P O. Box 128, Honokua Hawaii 96727	Kawahae	\$31,620				
✓ ROE	HAWAII	100.000	468	Pastoral	George Pua Sr. 180 Chong Street, Hilo, Hawaii 96720	Oaa	\$660				
✓ ROE	HAWAII	100.000	479	Pastoral	Zanga Schutte, P O Box 1685, Kamuela, Hawaii 96743	Puuksupu	\$1,600				
✓ ROE	HAWAII	50.000	484	Pastoral	Marion Kapunui, P O, Box 6753, Kamuela, Hawaii 96743	Puuksupu	\$900				
✓ ROE	HAWAII	105.727	466	Pastoral	Malama Solomon, P O, Box 519, Kamuela, Hawaii 96743	Waimea	\$1,280				

Dep F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	HAWAII	381.000	599	Pastoral	Parlier Ranch, Inc., P. O. Box 6706, Kaneohe, Hawaii 96743	Waimea	\$4,230				
✓ ROE	KAUAI	3.254	531	Pastoral	Solomon Lovell, P. O. Box 533, Anahola, Hawaii 96703	Anahola	\$528				
✓ ROE	KAUAI	14.903	532	Pastoral	Esther K. Medeiros, P. O. Box 687, Anahola, Hawaii 96703	Anahola	\$1,704				
✓ ROE	KAUAI	30.000	534	Pastoral	Richard Kau, P. O. Box 510106, Keahe, Hawaii 96751	Anahola	\$1,380				
✓ ROE	KAUAI	13.000	535	Pastoral	Gordon Rosa, P. O. Box 384, Anahola, Hawaii 96703	Anahola	\$636				
✓ ROE	KAUAI	2.866	545	Pastoral	Clay Kelekoma, P. O. Box 135, Anahola, Hawaii 96703	Anahola	\$336				
✓ ROE	KAUAI	50.000	547	Pastoral	Patrick Kelekoma and Clay Kelekoma, P. O. Box 135, Anahola,	Anahola	\$1,392				
✓ ROE	KAUAI	5.000	551	Pastoral	John Hanson, P. O. Box 621, Anahola, Hawaii 96703	Anahola	\$1,320				
✓ ROE	KAUAI	11.600	571	Pastoral	Norman & Ruby Cummings, 6402-A Ahele Drive, Kapaa,	Anahola	\$672				
✓ ROE	KAUAI	21.030	562	Pastoral	Joseph Borden, P. O. Box 182, Anahola, Hawaii 96706	Anahola/ Kamalo	\$960				
✓ ROE	KAUAI	75.000	563	Pastoral	Leland & Krista Keale, P. O. Box 274, Anahola, Hawaii 96703	Anahola/ Kamalo	\$1,200				
✓ ROE	KAUAI	0.555	556	Pastoral	Richard and Kuilei Ornelas	Anahola/ Kamalo	\$2,184				

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	KAUAI	173.000	557	Pastoral	Taney Low, 5014A Kula Road, Kapaa, Hawaii 96746	Anahola/ Kamalo	\$2,400				
✓ ROE	KAUAI	2.849	552	Pastoral	Lono K.M. Fu, P. O. Box 115, Anahola, Hawaii 96703	Anahola- Kamalo	\$284				
✓ ROE	KAUAI	315.970	559	Pastoral	Stuart Keahiah Hanchett, P. O. Box 769, Kapaa, Hawaii 96746	Molokai	\$6,960				
✓ ROE	KAUAI	45.023	567	Pastoral	William J. Sr. and Alison Sanchez, 873-A Kamalu Road, Kapaa, Hawaii	Waikua	\$2,136				
✓ ROE	KAUAI	320.000	573	Pastoral	Ralph Kaul, 1694 Aleluna Place, Kapaa, Hawaii 96746	Waikua	\$1,280				
✓ ROE	LANAI	25.000	510	Pastoral	Allon & Joelle Aoki, P. O. Box 631285, Lanai City, Hawaii 96753	Lanai City	\$696				
✓ ROE	MAUI	62.000	487	Pastoral	Haleakala Ranch Company, 529 Kealahou Avenue, Makawao,	Kahikinui	\$960				
✓ ROE	MAUI	5057.000	488	Pastoral	James C. & Jane Sakugawa, 3302 Omooio Road, Kula,	Kula	\$21,090				
✓ ROE	MAUI	228.880	494	Pastoral	UluPalakus Ranch, Inc., HC1 Box 901, Kula, Hawaii 96780	Makawao	\$576				
✓ ROE	MOLOKAI	542.500	503	Pastoral	Desmond & Christy Manaba, HC-1 Box 479, Kaunakakai, Molokai	Hoolanua- Palau	\$1,896				
✓ ROE	MOLOKAI	9370.000	500	Pastoral	Molokai Homestead Livestock Association P O. Box 1616,	Kalamaua	\$240				
✓ ROE	OAHU	8.000	528	Pastoral	Frances Kame-Silva, 56- 412-C Luahalei Homestead Road,	Luahalei	\$2,772				

Item F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, All Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	OAHU	1126.000	511	Pastoral	Robert D. Lyman, 91-1064 Keolu Street, Ewa Beach, Hawaii 96706	Nanakuli	\$14,304				
✓ ROE	OAHU	438.100	527	Pastoral	Walanae Valley Farm, Ltd., 89-155 Nanaakala Place, Walanae, Hawaii	Nanakuli	\$11,280				
✓ ROE	OAHU	0.700	645	Pastoral	Allan Silva, 1189 Akamai Street, Kailua, Hawaii 96734	Waimanalo	\$1,224				
✓ ROE	HAWAII	0.000	656	Preservation	Panolo Preservation Society, P. O. Box 640, Kaneohe, Hawaii 96743	Honolulu	\$240				
✓ ROE	HAWAII	0.000	597	Recreation	Hawaii Forest & Trail, Ltd., Robert Pacheco, 74-5035B Queen	Honolulu	\$3,000	Antisitor			
✓ ROE	OAHU	1.321	598	Recreation	Hawaia Extreme Paintball LLC, P. O. Box 700218, Kapolei, Hawaii 96707	Kalaheo	\$48,252	\$48,252	\$50,182	\$1,930	\$161
✓ ROE	OAHU	0.275	612	Recreation	Oahu Horseshoe Pitchers Association, 643 Kuliouou Road,	Kalaheo	\$240				
✓ ROE	OAHU	0.230	625	Recreation	Barber's Point Riding Club, P. O. Box 75382, Kapolei, Hawaii 96707	Kalaheo	\$240				
✓ ROE	KAUAI	0.000	455	Research	Kauai Island Utility Cooperative, 4663 Pahee Street, Lihue,	Kekaha/ Waimea	\$240				
✓ ROE	OAHU	5.000	512	Stabling	Albert Cummings, III and Hilani T.D. Miller-Cummings, P. O. Box	Kalaheo	\$2,400				
✓ ROE	OAHU	1.200	603	Stabling	Mary Ann Higashi, 89-1149 Nanihahi Place, Walanae, Hawaii 96792	Nanakuli	\$336				
✓ ROE	OAHU	3.949	522	Stabling	Doroy Rosecrans, 948 Haawi Loop, Waiuku, Hawaii 96793	Waimanalo	\$2,064				

Item: F-4

ITEM NO. F-3

TYPE	ISLAND	ACRE	NO.	USE	PERMITTEE/ADDRESS	LOCATION	Current Fees, AN Right of Entry Permits	Current Fees, Commercial & Industrial Permits	Proposed Fees for Commercial & Industrial Permits	Proposed Increase (Annual), Commercial & Industrial Permits	Proposed Increase (Monthly), Commercial & Industrial Permits
✓ ROE	OAHU	3.250	523	Stabling	Honolulu Polo Club, P. O. Box 3589, Honolulu, Hawaii 96811	Waimanalo	\$1,848				
✓ ROE	OAHU	3.400	524	Stabling	Roy & June K. Pines, 1052 Hui Street, Kailua, Hawaii 96734	Waimanalo	\$6,240				
✓ ROE	OAHU	1.016	594	Stabling	Ellen Sanborn, 41-296 Nakini Street, Waimanalo, Hawaii	Waimanalo	\$1,572				
✓ ROE	OAHU	2.400	613	Stabling	John Maruhoo Cook, P O. Box 743, Waimanalo, Hawaii 96795	Waimanalo	\$3,720				
TOTALS	148						\$2,825,810	\$2,653,201	\$2,655,329	\$102,128	\$8,511

2- F-4

ITEM NO. F-3

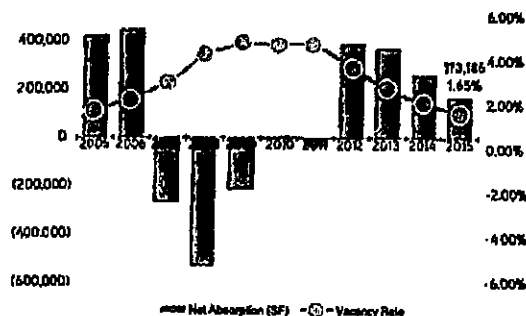


Market Summary

Mike Hamasu Director of Research | Hawaii

- > The Oahu industrial market posted a new historic low vacancy rate of a miniscule 1.65% at year-end 2015. The 197,854 square feet of fourth quarter occupancy growth resulted in a year-end net absorption of 173,186 square feet.
- > With healthy economic conditions, industrial businesses (i.e. wholesale distributors, construction firms, suppliers, etc.) are thriving, but are severely hampered by the lack of available properties for expansion to meet company growth.
- > At year-end 2015, industrial space listings fell to its lowest level in nine years, registering 163 versus 199 from a year ago. For listings under 4,000 square feet in size, the number of listings fell a whopping 64.5% over the past five years.
- > Functionally obsolete vacant warehouse properties that may suffer from significant deferred maintenance are beginning to reappear as options on space searches. It appears that the proverbial "bottom of the barrel" is all that is left for prospective tenants to consider.
- > Industrial land values throughout Oahu have risen over the past few years. Urban industrial zoned land (I-2) land is valued above \$100 per square foot.
- > Rental rates are expected to continue to rise at a rapid pace until new supply is provided. With limited land available for warehouse development in urban Honolulu and no speculative developments over the near term horizon, it appears that tenants will continue to be faced with difficult market conditions.

Industrial Net Absorption vs. Vacancy Rate



2015 Colliers International Research and Consulting. All rights reserved.

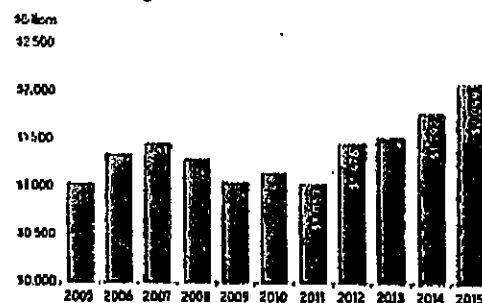
Summary Statistics

4Q 2015 Industrial Market	
4Q2015 Net Absorption	197,854 SF
YTD Net Absorption	173,186 SF
Vacancy Rate	1.65%
Direct Weighted Average Asking Rent	\$1.13 PSF/Mo.
Average Operating Expense	\$0.35 PSF/Mo.

Market Indicators

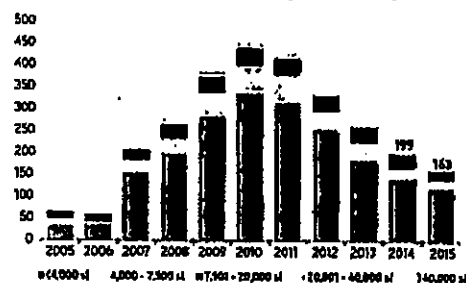
Indicator	Year End 2015
VACANCY	↓
NET ABSORPTION	↑
CONSTRUCTION	↔
RENTAL RATE	↑

Private Building Permits (October YTD)



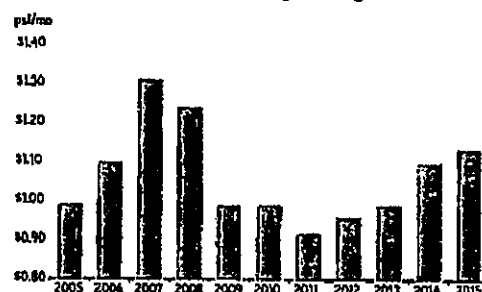
Source: DOEDT

Number of Available Listings by Size Categories



© 2015 Colliers International Research and Consulting. All rights reserved.

Oahu Industrial Direct Wtd. Avg. Asking NNN Rents



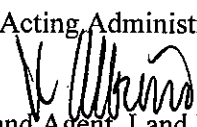
© 2015 Colliers International Research and Consulting. All rights reserved. ITEM NO. F-3

EXHIBIT "B"

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19-20, 2016

To: Chairman and Members, Hawaiian Homes Commission

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

From: Kalei Young, Supervising Land Agent, Land Management Division

Subject: Approval to grant a Right-of-Entry Permit to American Renaissance Academy, Kalaeloa, Island of O'ahu, TMK No. (1) 9-1-013:024 (por.).

LICENSEE:

American Renaissance Academy

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC):

1. That the Hawaiian Homes Commission (HCC) grants its approval of a Right-of-Entry (ROE) permit to the American Renaissance Academy (ARA) to use a portion of Hawaiian home lands located at Kalaeloa, Oahu, identified as TMK No. (1) 9-1-013:024 (por.) as a school campus. Currently, ARA is using this premises as allowed in License No. 648. The said License expires September 30, 2016. LMD recommends that all the Terms and Conditions of License No. 648 be incorporated into a new ROE except for those Terms & Conditions referred in the following:
 - a) TERM. The ROE permit shall be on a month-to-month basis commencing start October 1, 2016 and extend no longer than September 30, 2017, unless extended with the approval of the HCC;
 - b) BREACH. Licensee shall have 30 days to fully cure all breaches of the terms and conditions of the permit within 30 days of receipt of written notice by from DHHL, the Permitter;
 - c) MAINTENANCE & REPAIR. Licensee shall be solely responsible for the entire cost and effort to maintain and repair the entire premises during the term of the permit. All repairs must be completed within 30 days of the incurred damage or effective failure of function of any part of the premises;
 - d) The Chairman of the Hawaiian Homes Commission is authorized to set forth any additional terms and conditions which shall ensure and promote the purposes of the demised premises;
 - e) Review and approval by the State of Hawaii, Department of the Attorney General; and
 - f) Except as otherwise modified herein, all other terms and conditions of License No. 648 shall be included and continue to remain in full force and effect in the new/proposed ROE permit.

LOCATION:

Portion of Hawaiian home lands situated in Kalaeloa, Island of O'ahu, identified as TMK No. (1) 9-1-013:024 (por.).

AREA:

Approximately 17,800 s.f. of office space & approximately 76,000 s.f. of open/yard space (further described in Exhibit "A" attached)

DISCUSSION:

The Department of Hawaiian Home Lands acquired the subject property in Kalaeloa, through the Hawaiian Homes Recovery Act, Public Law 104-42, which authorized the Secretary of Interior to convey certain federal property to the Department in exchange for full settlement and release of claims arising from the United States' continued use of Hawaiian home lands set aside for native Hawaiians under the Hawaiian Homes Commission Act.

License No. 648

The Hawaiian Homes Commission, at its regular monthly meeting of November 15, 2005 approved the issuance of an exclusive non-benefit license agreement to Narconon Hawaii. The American Renaissance Academy (ARA) was an HHC approved sublicense in this arrangement. Included in the premises was the Barbers Point Naval Base Headquarter building which was constructed in the 1940s; it was in dire need of renovations. ARA completed the required renovation.

On November 1, 2011, with HHC's approval, License No. 648 was assigned to ARA and the initial term was extended for an additional 5 years with an expiration of September 30, 2016.

Since ARA opened its doors to the community, at least 30% of their student body identify as being of Hawaiian ancestry, most of whom receive financial aid from ARA. To ease to burden of beneficiaries, ARA works with Kamehameha School's (KS) Kipona Scholarship program. ARA serves as a feeder school to KS as students who attend ARA and applied to KS are accepted at a 96% acceptance rate.

Although ARA requested a fixed long term extension to License 648 in mid-2016, DHHL was/is not in a position to comfortably grant their request; DHHL has plans to hire large number of new employees in 2017-18 to better serve its beneficiaries. DHHL's current office building on Kapolei Parkway is not able to accommodate the planned expansion. Because of its proximity to the DHHL administrative offices in Kapolei, the building that ARA is currently using in nearby Kalaeloa is the logical option. LMD is recommending this flexible short term permit to allow both ARA time to find a new space, and allow DHHL time to make logistical adjustments.

PLANNING AREA:

Ewa Moku, Honouliuli Ahapua'a.

LAND USE DESIGNATION:

Industrial. Oahu Island Plan (2014), Figure 5.5, Honouliuli Ahapua'a-Kalaeloa Planning Area Land Use Designation.

CURRENT STATUS:

Actively used by this applicant

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Triggers:

Use of State Lands

The direct, cumulative, and potential impacts of the action described have been considered pursuant to Chapter 343, Hawaii Revised Statutes and Chapter 11-200, Hawaii Administrative Rules. This premises was the former Barber's Point Navy Airbase Command Office. It's use as an office being continued, therefore exempt from any requirements to conduct an environmental assessment.

CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS

DHHL General Plan (2002)

The recommended disposition is consistent with the following General Plan goals and objectives:

Land Use Planning

Goals:

- Utilize Hawaiian home lands for uses most appropriate to meet the needs and desires of the beneficiary population.
- Develop livable, sustainable communities that provide space for or access to the amenities that serve the daily needs of its residents.

Objectives:

- Provide space for and designate a mixture of appropriate land uses, economic opportunities and community services in a native Hawaiian-friendly environment.

Land and Resource Management

Goals:

- Be responsible, long-term stewards of the Trust's lands and the natural, historic and community resources located on these lands.

Objectives:

- Manage interim land dispositions in a manner that is environmentally sound and does not jeopardize their future uses.

Ewa Regional Plan (2009)

The disposition is not consistent with DHHL's plan for Industrial use, however, this premises was the former Barber's Point Navy Airbase Command Office. Its use as an office is being continued on a month to month basis until we can conduct more research on the building's historical significance and probable adjustments to our Regional Plan.

Program Plans

Water Policy Plan (2014)

While the permit agreement does not specify activities that would implement DHHL's Water Policy Plan, it is anticipated that renovations facilitated by the granting of the permit will include water conservation measures to make the facility more efficient in the use of water, if necessary.

Ho 'omahu Energy Policy (2009)

While the permit does not specify activities that would implement DHHL's Energy Policy, it is anticipated that the renovations facilitated by the granting of the license will include energy conservation measures to make the facility more efficient in the use of energy if necessary.

AUTHORITY / LEGAL REFERENCE:

In accordance with the provisions of Chapter 171-55, Hawaii Revised Statutes, as amended, a "permit on a month to month basis may continue for a period not more than one year from the date of issuance.."

RECOMMENDATION:

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



① SITE PLAN - EXISTING CONDITION

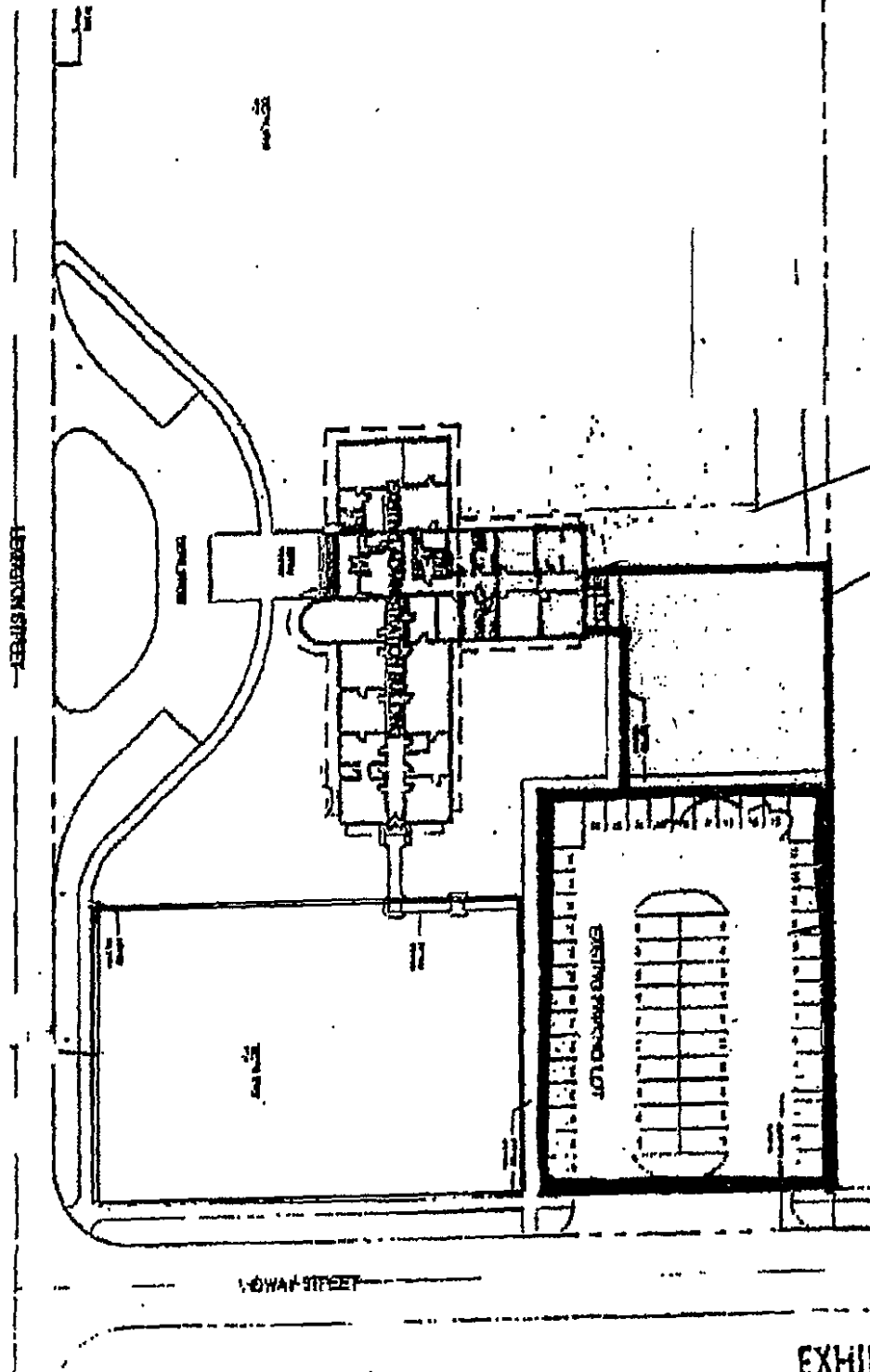


EXHIBIT "A"

DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

G-ITEMS
PLANNING OFFICE

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19-20, 2016

To: Chairman and Members, Hawaiian Homes Commission
Through: Kaleo Manuel, Acting Planning Program Manager *K*
From: Lehua Kinilau-Cano, HHL Legislative Analyst *Lehua Kinilau-Cano*
Subject: Approval of 2017 Legislative Proposals

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission approves the legislative proposals to be recommended for inclusion in the Administration's legislative package for the 2017 Regular Session.

DISCUSSION

The Department of Hawaiian Home Lands has prepared five draft legislative proposals to be recommended for inclusion in the next Administration's legislative package. These draft legislative proposals, upon submission, will be under review by the Department of the Attorney General, the Department of Budget & Finance, and the Governor. These proposals are pending final approval and no proposal is considered part of the package until final approval is granted. In this phase of the review process, the department may amend or withdraw any measure.

As explained at last month's commission meeting, the department solicited recommendations for legislative proposals, and received 15 responses. Beneficiaries submitted 10 responses, DHHL staff submitted 3 responses, and community supporters submitted 2 responses. Here is a summary of the responses:

Issue	Ben	Staff	Supporter	Result
Independent legal counsel	2		1	Included
Lower BQ for successorship	2			Included
Allow applicants to transfer rights to eligible ¼ heirs	1			Kuhio Lease option
Representation on CWRM		1		Included
Control hunting on DHHL lands		1		No Capacity
Interim Administrative Rules		1		Research
Funding for Projects	5			Budget

In addition to considering the responses received, a review of previous legislative proposals was also completed. As a result of this review and the responses received, the summaries of draft legislative proposals are presented below and the actual drafts of the bills and justification sheets are enclosed in Exhibit 'A'.

PROPOSAL SUMMARIES

Proposal HHL-01(17)

RELATING TO THE QUALIFICATION OF SUCCESSORS TO LESSEES UNDER THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

This proposal lowers the required blood quantum to one-thirty second Hawaiian for the lessee's relatives currently eligible to succeed to a lease with one-quarter Hawaiian including a lessee's husband, wife, children, grandchildren, brothers or sisters.

The Department continues to receive requests from beneficiaries, particularly lessees in our older homestead communities, to reduce the blood quantum requirement for successors. As these communities age, the lessees with one-quarter Hawaiian blood are facing the possible loss of a homestead lease that has been within the family for several generations because their descendants lack the required blood quantum. This amendment will provide lessees with greater flexibility to retain homestead leases within their families.

This measure was part of the Administration's legislation package for the 2016 Regular Session but did not pass.

Proposal HHL-02(17)

RELATING TO PERSONAL PRIVACY

This proposal creates a new section of the HRS, specifying that certain content of the Department's homestead applicant and lessee files are not required to be disclosed to the public.

The department has received Uniform Information Practices Act (UIPA) requests for specific applicant and lessee files. These files include personal contact information, genealogies, finance and loan documents, and other correspondence between the department and the individual. The department's administrative rules require that "Personal data received or recorded by the department shall be held in absolute confidence and no release of information shall be made without written approval of the individual concerned."

Public access to this information should be considered an unwarranted invasion of privacy. Examples in the existing statute of information in which an individual has a significant privacy interest that may be found in an applicant or lessee file include information relating to eligibility for social services or welfare benefits or the determination of benefit levels; information describing an individual's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness; and social security numbers.

This proposal specifies that loan applications, loan prequalification documents, loan approval documents, underwriting findings, financial data forms, and financial assessments; any consent to release personal information; designation of successor to a lease; designation of successor to application rights for homestead lease; any response form to an offering for a homestead award; requests to succeed to application rights; and any business information related to a homestead farm or ranch development plan be kept private.

This measure was approved by the Hawaiian Homes Commission for the 2015 Regular Session and a similar measure was part of the Administration's legislation package for the 2014 Regular Session but did not pass.

Proposal HHL-03(17)

RELATING TO THE HAWAIIAN HOMES COMMISSION

This proposal amends the Hawaiian Homes Commission Act to add a commissioner from the island of Lāna'i and a commissioner to serve at-large.

A beneficiary has previously inquired about changing the composition of the commission to add a member who is required to reside on the island of Lāna'i. The Hawaiian Homes Commission is currently composed of nine members, and at least one member is a resident of each island on which the department has land with the exception of Lāna'i. The department acquired 50 acres on Lāna'i in 1999, and the department has awarded 29 leases on Lāna'i. However, there is no provision for a member of the commission to be resident of Lāna'i. This proposal provides for a more direct connection for native Hawaiian beneficiaries on Lāna'i to the Hawaiian Homes Commission by requiring that at least one member of the commission is a resident of Lāna'i. This member will better understand the interests, needs, and concerns of beneficiaries as well as land management matters on Lāna'i.

The at-large member is also added to ensure that there are an odd number of members on the Hawaiian Homes Commission and

further represent the voice of applicants and native Hawaiians who are neither applicants nor lessees.

This measure was approved by the Hawaiian Homes Commission for the 2015 Regular Session, but was not included in the Administration's legislation package.

Proposal HHL-04(17)
RELATING TO INDEPENDENT LEGAL COUNSEL

This proposal allows the Department to retain independent legal counsel to be paid by the State and also use the services of the attorney general as needed when the interests of the State and the department are aligned.

The department has a trust duty to its beneficiaries and in the fulfillment of its trust obligations, the department may at times be at odds with the interests of the State. It is at these times that the department must be assured that its counsel provides legal guidance strictly in the interest of its client. Independent counsel that is hired and retained by the department eliminates any cloud of uncertainty that there is a conflict of interest that the department is represented by the Attorney General's office that also represents the State of Hawai'i.

This measure has not been part of the Administration's legislation package, but has been introduced by several legislators over the past few years and has not passed.

Proposal HHL-05(17)
RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT

This proposal adds the Chairman of the Hawaiian Homes Commission or the Chairman's designee to the Commission on Water Resource Management.

The Water Code requires that planning decisions of the Commission on Water Resource Management ensure that sufficient water remain available for current and foreseeable development and use of Hawaiian Home Lands. In order to further the interest of beneficiaries of the Hawaiian Homes Commission Act, the Chairman of the Commission or the Chair's designee should serve as an ex officio voting member of the Commission on Water Resource Management.

This is a new proposal, but the law currently authorizes the Director of health to serve as an ex officio voting member of the Commission on Water Resource Management and the legislature

passed a bill last session that allowed the Director of Health to appoint a designee to serve as an ex officio voting member on the Commission on Water Resource Management.

RECOMMENDED MOTION/ACTION

Staff respectfully requests approval of the motion as recommended.

LEGISLATIVE PROPOSALS AND RESOLUTIONS SUMMARY SHEET
29th State Legislature, Regular Session of 2017

Department: HAWAIIAN HOME LANDS

REVISED:
1ST DRAFT DATE: September 19, 2016

CODE	TITLE
HHL-01(17)	RELATING TO THE QUALIFICATION OF SUCCESSORS TO LESSEES UNDER THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.
HHL-02(17)	RELATING TO PERSONAL PRIVACY.
HHL-03(17)	RELATING TO THE HAWAIIAN HOMES COMMISSION.
HHL-04(17)	RELATING TO INDEPENDENT LEGAL COUNSEL
HHL-05(17)	RELATING TO THE CHAIRMAN OF THE HAWAIIAN HOMES COMMISSION

____.B. NO.____

A BILL FOR AN ACT

RELATING TO THE QUALIFICATION OF SUCCESSORS TO LESSEES UNDER THE
HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 209 of the Hawaiian Homes Commission
2 Act, 1920, as amended, is amended by amending subsection (a) to
3 read as follows:
4 "**§209. Successors to lessees.** (a) Upon the death of the
5 lessee, the lessee's interest in the tract or tracts and the
6 improvements thereon, including growing crops and aquacultural
7 stock (either on the tract or in any collective contract or
8 program to which the lessee is a party by virtue of the lessee's
9 interest in the tract or tracts), shall vest in the relatives of
10 the decedent as provided in this paragraph. From the following
11 relatives of the lessee who are (1) at least [~~one-quarter~~] one-
12 thirty second Hawaiian, husband, wife, children, grandchildren,
13 brothers, or sisters, or (2) native Hawaiian, father and mother,
14 widows or widowers of the children, widows or widowers of the
15 brothers and sisters, or nieces and nephews,--the lessee shall
16 designate the person or persons to whom the lessee directs the
17 lessee's interest in the tract or tracts to vest upon the
18 lessee's death. The Hawaiian blood requirements shall not apply

EXHIBIT A

HHL-01(17)

____.B. NO.____

1 to the descendants of those who are not native Hawaiians but who
2 were entitled to the leased lands under section 3 of the Act of
3 May 16, 1934 (48 Stat. 777, 779), as amended, or under section 3
4 of the Act of July 9, 1952 (66 Stat. 511, 513). In all cases
5 that person or persons need not be eighteen years of age. The
6 designation shall be in writing, may be specified at the time of
7 execution of the lease with a right in the lessee in similar
8 manner to change the beneficiary at any time and shall be filed
9 with the department and approved by the department in order to
10 be effective to vest the interests in the successor or
11 successors so named.

12 In case of the death of any lessee, except as hereinabove
13 provided, who has failed to specify a successor or successors as
14 approved by the department, the department may select from only
15 the following qualified relatives of the decedent:

16 (1) Husband or wife; or

17 (2) If there is no husband or wife, then the children; or

18 (3) If there is no husband, wife, or child, then the
19 grandchildren; or

20 (4) If there is no husband, wife, child, or grandchild,
21 then brothers or sisters; or

22 (5) If there is no husband, wife, child, grandchild,
23 brother, or sister, then from the following relatives of the

____.B. NO.____

1 lessee who are native Hawaiian: father and mother, widows or
2 widowers of the children, widows or widowers of the brothers and
3 sisters, or nieces and nephews.

4 The rights to the use and occupancy of the tract or tracts
5 may be made effective as of the date of the death of the lessee.

6 In the case of the death of a lessee leaving no designated
7 successor or successors, husband, wife, children, grandchildren,
8 or relative qualified to be a lessee of Hawaiian home lands, the
9 land subject to the lease shall resume its status as unleased
10 Hawaiian home lands and the department is authorized to lease
11 the land to a native Hawaiian as provided in this Act.

12 Upon the death of a lessee who has not designated a
13 successor and who leaves a spouse not qualified to succeed to
14 the lease or children not qualified to succeed to the lease, or
15 upon the death of a lessee leaving no relative qualified to be a
16 lessee of Hawaiian home lands, or the cancellation of a lease by
17 the department, or the surrender of a lease by the lessee, the
18 department shall appraise the value of all the improvements and
19 growing crops or improvements and aquacultural stock, as the
20 case may be, and shall pay to the nonqualified spouse or the
21 nonqualified children as the lessee shall have designated prior
22 to the lessee's death, or to the legal representative of the
23 deceased lessee, or to the previous lessee, as the case may be,

_____.B. NO._____

1 the value thereof, less any indebtedness to the department, or
2 for taxes, or for any other indebtedness the payment of which
3 has been assured by the department, owed by the deceased lessee
4 or the previous lessee. These payments shall be made out of the
5 Hawaiian home loan fund and shall be considered an advance
6 therefrom and shall be repaid by the successor or successors to
7 the tract involved. If available cash in the Hawaiian home loan
8 fund is insufficient to make these payments, payments may be
9 advanced from the Hawaiian home general loan fund and shall be
10 repaid by the successor or successors to the tract involved;
11 provided that any repayment for advances made from the Hawaiian
12 home general loan fund shall be at the interest rate established
13 by the department for loans made from the Hawaiian home general
14 loan fund. The successor or successors may be required by the
15 commission to obtain private financing in accordance with
16 section 208(6) to pay off the amount advanced from the Hawaiian
17 home loan fund or Hawaiian home general loan fund."

18 SECTION 2. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20

21

____.B. NO.____

1 SECTION 3. This Act shall take effect upon the approval of
2 the Governor of the State of Hawaii and with the consent of the
3 United States.

4

5

6 INTRODUCED BY: _____

7

BY REQUEST

_____.B. NO._____

Report Title:

Hawaiian Home Lands; lease successors

Description:

Lowers the required blood quantum to one-thirty second Hawaiian for the lessee's relatives currently eligible to succeed to a lease with one-quarter Hawaiian including a lessee's husband, wife, children, grandchildren, brothers or sisters.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: RELATING TO THE QUALIFICATION OF SUCCESSORS
TO LESSEES UNDER THE HAWAIIAN HOMES
COMMISSION ACT, 1920, AS AMENDED

PURPOSE: Lowers the required blood quantum to one-
thirty second Hawaiian for the lessee's
relatives currently eligible to succeed to a
lease with one-quarter Hawaiian including a
lessee's husband, wife, children,
grandchildren, brothers or sisters.

MEANS: Amend Section 209 (a) of the Hawaiian Homes
Commission Act, 1920, as amended.

JUSTIFICATION: The Department of Hawaiian Home Lands (DHHL)
continues to receive requests from
beneficiaries, particularly lessees in our
older homestead communities, to reduce the
blood quantum requirement for successors (or
individuals who can succeed to a homestead
lease upon the death of the lessee). As,
these communities age, the lessees with one-
quarter Hawaiian blood are facing the
possible loss of a homestead lease that has
been within the family for several
generations because their descendants lack
the required blood quantum. This amendment
will provide DHHL lessees with greater
flexibility and opportunity to retain
homestead leases within their families.

Impact on the public:

There will be no impact to the general
public. The Hawaiian Homes Commission Act
is responsible to a unique subset of
Hawaii's population.

Impact on the department and other agencies:

None.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION:

OTHER AFFECTED
AGENCIES: None.

EFFECTIVE DATE: Upon approval.

____.B. NO.____

A BILL FOR AN ACT

RELATING TO PERSONAL PRIVACY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 "CHAPTER

5 DEPARTMENT OF HAWAIIAN HOME LANDS RECORDS

6 § -1 Government records and personal records; department
7 of Hawaiian home lands. Without limiting the applicability of
8 sections 92F-13 and 92F-14 or any other exceptions to public
9 disclosure, the following government records maintained by the
10 department of Hawaiian home lands shall not be required to be
11 disclosed or made open to public inspection:

12 (1) Loan applications, loan prequalification documents,
13 loan approval documents, underwriting findings,
14 financial data forms, and financial assessments;

15 (2) Any consent to release personal information;

16 (3) Designation of successor to a lease;

17 (4) Designation of successor to application rights for
18 homestead lease;

____.B. NO.____

- 1 (5) Any response form to an offering for a homestead
2 award;
3 (6) Requests to succeed to a homestead lease;
4 (7) Requests to succeed to application rights; and
5 (8) Any business information related to a homestead farm
6 or ranch development plan."

7 SECTION 2. This Act shall take effect upon its approval.

8

9

INTRODUCED BY:_____

10

BY REQUEST

____.B. NO. _____

Report Title:

Department of Hawaiian Home Lands; Disclosure of Government
Records

Description:

Specifies certain content of Department of Hawaiian Home Lands
homestead applicant and lessee files are not required to be
disclosed.

*The summary description of legislation appearing on this page is for informational purposes only and is
not legislation or evidence of legislative intent.*

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO PERSONAL
PRIVACY.

PURPOSE: Protects the sensitive content of
homestead application files and homestead
lease files by specifying that certain
records of Department of Hawaiian Home
Lands homestead applicant and lessee
files are not required to be disclosed.

MEANS: Adds a new chapter to the Hawaii Revised
Statutes.

JUSTIFICATION: The department has received Uniform
Information Practices Act requests for
specific homestead application files and
homestead lease files that include personal
contact information, genealogies, finance
and loan documents, and other
correspondence. Hawaii Administrative Rules
Title 10 further requires that "personal
data received or recorded by the department
shall be held in absolute confidence and no
release of information shall be made without
written approval of the individual
concerned."

Impact on the public: This proposal further
protects the interest of Hawaiian home land
applicants, lessees, and their successors by
protecting information in which they have a
significant privacy interest.

Impact on the department and other agencies:
None.

GENERAL FUND: None.

OTHER FUNDS: None.

Page 2

PPBS PROGRAM

DESIGNATION: HHL 625.

OTHER AFFECTED

AGENCIES: None..

EFFECTIVE DATE: Upon approval.

____.B. NO.____

A BILL FOR AN ACT

RELATING TO THE HAWAIIAN HOMES COMMISSION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 202, Hawaiian Homes Commission Act,
2 1920, as amended, is amended by amending subsection (a) to read
3 as follows:
4 "(a) There shall be a department of Hawaiian home lands
5 which shall be headed by an executive board to be known as the
6 Hawaiian homes commission. The members of the commission shall
7 be nominated and appointed in accordance with section 26-34,
8 Hawaii Revised Statutes. The commission shall be composed of
9 ~~[nine]~~ eleven members, as follows: three shall be residents of
10 the city and county of Honolulu; two shall be residents of the
11 county of Hawaii one of whom shall be a resident of east Hawaii
12 and the other a resident of west Hawaii; ~~[two]~~ three shall be
13 residents of the county of Maui, one of whom shall be a resident
14 from the island of Molokai and one of whom shall be a resident
15 from the island of Lanai; one shall be a resident of the county
16 of Kauai; one shall serve at-large; and the ~~[ninth]~~ eleventh
17 member shall be the chairman of the Hawaiian homes commission.
18 All members shall have been residents of the State at least

____.B. NO.____

1 three years prior to their appointment and at least four of the
2 members shall be descendants of not less than one-fourth part of
3 the blood of the races inhabiting the Hawaiian Islands previous
4 to 1778. The members of the commission shall serve without pay,
5 but shall receive actual expenses incurred by them in the
6 discharge of their duties as such members. The governor shall
7 appoint the chairman of the commission [~~from among the members~~
8 ~~thereof~~].

9 The commission may delegate to the chairman such duties,
10 powers, and authority or so much thereof, as may be lawful or
11 proper for the performance of the functions vested in the
12 commission. The chairman of the commission shall serve in a
13 full-time capacity. [~~He~~] The chairman shall, in such capacity,
14 perform such duties, and exercise such powers and authority, or
15 so much thereof, as may be delegated to [~~him~~] the chairman by
16 the commission as herein provided above."

17 SECTION 2. Section 26-17, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "**§26-17 Department of Hawaiian home lands.** The department
20 of Hawaiian home lands shall be headed by an executive board to
21 be known as the Hawaiian homes commission.

_____.B. NO._____

1 The commission shall be composed of [~~nine~~] eleven members.

2 The appointment, tenure, and removal of the members and the
3 filling of vacancies on the commission shall be in accordance
4 with section 26-34 and section 202(a) of the Hawaiian Homes
5 Commission Act of 1920, as amended. The governor shall appoint
6 the [~~chairperson~~] chairman of the commission [~~from among the~~
7 ~~members thereof~~].

8 The commission may delegate to the [~~chairperson~~] chairman
9 such duties, powers, and authority, or so much thereof as may be
10 lawful or proper, for the performance of the functions vested in
11 the commission.

12 The [~~chairperson~~] chairman of the [~~board~~] commission shall
13 serve in a full-time capacity and shall perform such duties, and
14 exercise such powers and authority, or so much thereof as may be
15 delegated to the [~~chairperson~~] chairman by the [~~board~~]
16 commission.

17 The department shall administer the Hawaiian Homes
18 Commission Act of 1920 as set forth in the Constitution of the
19 State and by law.

20 The functions and authority heretofore exercised by the
21 Hawaiian homes commission as heretofore constituted are

____.B. NO.____

1 transferred to the department of Hawaiian home lands established
2 by this chapter."

3 SECTION 3. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 4. This Act, upon its approval, shall take effect
6 on January 1, 2018.

7

8 INTRODUCED BY:_____

9

BY REQUEST

____.B. NO.____

Report Title:

Hawaiian Homes Commission; Composition

Description:

Amends the Hawaiian Homes Commission Act to add a commissioner from the island of Lanai and a commissioner to serve at-large. Amends section 26-17, Hawaii Revised Statutes.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION.

PURPOSE: Changes the composition of the Hawaiian Homes Commission by adding a commissioner from the island of Lanai and a commissioner to serve at-large.

MEANS: Amend section 202(a) of the Hawaiian Homes Commission Act, 1920, as amended, and section 26-17, Hawaii Revised Statutes.

JUSTIFICATION: The Hawaiian Homes Commission is currently composed of nine members, and at least one member is a resident of each island on which the department has land with the exception of Lanai. The department acquired 50 acres on Lanai in 1999, and the department has awarded 29 leases on Lanai, and there are 66 applicants awaiting lease awards on Lanai. However, there is no provision for a member of the commission to be resident of Lanai.

Impact on the public: This proposal provides for a more direct connection for native Hawaiian beneficiaries on Lanai to the Hawaiian Homes Commission by requiring that at least one member of the commission is a resident of Lanai. This member will better understand the interests, needs, and concerns of beneficiaries as well as land management matters on Lanai.

Impact on the department and other agencies: A commission member from Lanai will support better informed decision making by the commission on matters related to Lanai.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM

DESIGNATION: HHL 625.

OTHER AFFECTED

AGENCIES: None.

EFFECTIVE DATE: January 1, 2018.

____.B. NO.____

A BILL FOR AN ACT

RELATING TO INDEPENDENT LEGAL COUNSEL.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 28-8.3, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (a) to read:

4 "(a) No department of the State other than the attorney
5 general may employ or retain any attorney, by contract or
6 otherwise, for the purpose of representing the State or the
7 department in any litigation, rendering legal counsel to the
8 department, or drafting legal documents for the department;
9 provided that the foregoing provision shall not apply to the
10 employment or retention of attorneys:

11 (1) By the public utilities commission, the labor and
12 industrial relations appeals board, and the Hawaii
13 labor relations board;

14 (2) By any court or judicial or legislative office of the
15 State; provided that if the attorney general is
16 requested to provide representation to a court or
17 judicial office by the chief justice or the chief
18 justice's designee, or to a legislative office by the

____.B. NO.____

1 speaker of the house of representatives and the
2 president of the senate jointly, and the attorney
3 general declines to provide such representation on the
4 grounds of conflict of interest, the attorney general
5 shall retain an attorney for the court, judicial, or
6 legislative office, subject to approval by the court,
7 judicial, or legislative office;

8 (3) By the legislative reference bureau;

9 (4) By any compilation commission that may be constituted
10 from time to time;

11 (5) By the real estate commission for any action involving
12 the real estate recovery fund;

13 (6) By the contractors license board for any action
14 involving the contractors recovery fund;

15 (7) By the office of Hawaiian affairs;

16 (8) By the department of commerce and consumer affairs for
17 the enforcement of violations of chapters 480 and
18 485A;

19 (9) As grand jury counsel;

20 (10) By the Hawaii health systems corporation, or its
21 regional system boards, or any of their facilities;

22 (11) By the auditor;

____.B. NO.____

(12) By the office of the ombudsman;

(13) By the insurance division;

(14) By the University of Hawaii;

(15) By the Kahoolawe island reserve commission;

(16) By the division of consumer advocacy;

(17) By the office of elections;

(18) By the campaign spending commission;

(19) By the Hawaii tourism authority, as provided in
section 201B-2.5;

(20) By the division of financial institutions for any
action involving the mortgage loan recovery fund;

(21) By the office of information practices; [~~ex~~]

(22) By the department of Hawaiian home lands; provided
that:

(A) The department of Hawaiian home lands may use the
services of the attorney general as needed and
when the interests of the State and the
department of Hawaiian home lands are aligned;
and

(B) Legal fees owed to independent counsel shall be
paid by the State; or

____.B. NO.____

1 [~~(22)~~] (23) By a department, if the attorney general, for
2 reasons deemed by the attorney general to be good and
3 sufficient, declines to employ or retain an attorney
4 for a department; provided that the governor waives
5 the provision of this section."

6 2. By amending subsection (c) to read:

7 "(c) Every attorney employed by any department on a full-
8 time basis, except an attorney employed by the public utilities
9 commission, the labor and industrial relations appeals board,
10 the Hawaii labor relations board, the office of Hawaiian
11 affairs, the Hawaii health systems corporation or its regional
12 system boards, the department of commerce and consumer affairs
13 in prosecution of consumer complaints, insurance division, the
14 division of consumer advocacy, the University of Hawaii, the
15 Hawaii tourism authority as provided in section 201B-2.5, the
16 office of information practices, department of Hawaiian home
17 lands, or as grand jury counsel, shall be a deputy attorney
18 general."

19 SECTION 2. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 3. This Act shall take effect on July 1, 2016.

____.B. NO.____

1

INTRODUCED BY:_____

2

BY REQUEST

____.B. NO.____

Report Title:

Department of Hawaiian Home Lands; Legal Counsel

Description:

Allows the department of Hawaiian home lands to retain independent legal counsel as needed. Authorizes the department of Hawaiian home lands to use the services of the attorney general as needed and when the interests of the State and the department of Hawaiian home lands are aligned. Provides that funds owed to independent legal counsel shall be paid by the State.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO INDEPENDENT
LEGAL COUNSEL.

PURPOSE: Allows the department of Hawaiian home
lands to retain independent legal counsel
to be paid by the State and also use the
services of the attorney general as
needed when the interests of the State
and the department of Hawaiian home lands
are aligned.

MEANS: Amend section 28-8.3, Hawaii Revised
Statutes.

JUSTIFICATION: The department has a trust duty to its
beneficiaries and in the fulfillment of its
trust obligations, the department may at
times be at odds with the interests of the
State. It is at these times that the
department must be assured that its counsel
provides legal guidance strictly in the
interest of its client. Independent counsel
that is hired and retained by the department
eliminates any cloud of uncertainty that
there is a conflict of interest that the
department is represented by the Attorney
General's office that also represents the
State of Hawaii.

Impact on the public: This proposal further
protects the interest of beneficiaries of
the Hawaiian Homes Commission Act by
allowing the department to retain
independent legal counsel.

Impact on the department and other agencies:
This proposal could reduce the legal
services provided by the Attorney General's
office.

GENERAL FUND: \$500,000.

Page 2

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: HHL 625.

OTHER AFFECTED
AGENCIES: None.

EFFECTIVE DATE: July 1, 2017.

____.B. NO.____

A BILL FOR AN ACT

RELATING TO THE CHAIRMAN OF THE HAWAIIAN HOMES COMMISSION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The Legislature finds that the requirements of
2 Section 174C-101(a) have not been substantively fulfilled in the
3 implementation of the state Water Code, which requires that
4 adequate reserves of water for current and foreseeable
5 development of Hawaiian Home Lands be incorporated and protected
6 decisions of the commission on water resource management. Yet
7 the commission has only reserved water for those needs on O`ahu,
8 Moloka`i, and Keauhou, Hawai`i Island. The Legislature further
9 finds that a lack of representation on the commission on water
10 resource management from the Hawaiian homes commission is
11 necessary for Section 174C-101(a) to be fulfilled.

12 SECTION 2. Section 174C-7, Hawaii Revised Statutes, is
13 amended by amendment subsections (a) and (b) to read as follows:

14 "(a) There is established within the department a
15 commission on water resource management consisting of [~~seven~~]
16 eight members which shall have exclusive jurisdiction and final
17 authority in all matters relating to implementation and

____.B. NO.____

1 administration of the state water code, except as otherwise
2 specifically provided in this chapter.

3 (b) Five members shall be appointed by the governor
4 subject to confirmation by the senate, in a manner prescribed in
5 subsection (d). Each of these five members shall have
6 substantial experience in the area of water resource management;
7 provided that at least one member shall have substantial
8 experience or expertise in traditional water resource management
9 preserved by section 174C-101. The chairperson of the board of
10 land and natural resources shall be the chairperson of the
11 commission. The director of health or the director's designee
12 shall serve as an ex officio voting member. The chairman of the
13 hawaiian homes commission or the chairman's designated
14 representative shall also serve as an ex officio voting member."

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect upon its approval.

18

19 INTRODUCED BY:_____

20

BY REQUEST

____.B. NO.____

Report Title:

Water Commission; Chairman of the Hawaiian Homes Commission or designee

Description:

Adds the chairman of the Hawaiian Homes Commission or the chairman's designated representative to the Commission on Water Resource Management.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO THE CHAIRMAN
OF THE HAWAIIAN HOMES COMMISSION.

PURPOSE: Adds the chairman of the hawaiian homes
commission or the chairman's designated
representative to the Commission on Water
Resource Management.

MEANS: Amend subsections (a) and (b) of 174C-7,
Hawaii Revised Statutes.

JUSTIFICATION: The Water Code requires that planning
decisions of the commission on water
resource management ensure that sufficient
water remain available for current and
foreseeable development and use of Hawaiian
Home lands. In order to further the
interest of beneficiaries of the Hawaiian
Homes Commission Act, the chairman of the
hawaiian homes commission or the chairman's
designated representative should serve as an
ex officio voting member of the commission
on water resource management.

Impact on the public: This proposal further
protects the interest of beneficiaries of
the Hawaiian Homes Commission Act by
allowing the chairman of the hawaiian homes
commission or the chairman's designated
representative to serve as an ex officio
voting member of the commission on water
resource management.

Impact on the department and other agencies:
An additional member would now serve on the
commission on water resource management.

GENERAL FUND: None.

OTHER FUNDS: None.

Page 2

PPBS PROGRAM
DESIGNATION:

HHL 625.

OTHER AFFECTED
AGENCIES:



None.

EFFECTIVE DATE:

Upon approval.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 19-20, 2016

To: Chairman and Members, Hawaiian Homes Commission
Thru: M. Kaleo Manuel, Acting Planning Program Manager 
From: Julie-Ann Cachola, Planner 
Subject: For Information Only - Maui Regional Plan Priority
Projects Updates

Recommended Action

None; For information only.

Background

By request of the Chairman, the Planning Office provides Commissioners with a status report on prior policies and/or plans that were adopted by the HHC that affect lands and homestead communities where they are scheduled to meet. As the Maui Island Planning Office liaison since the inception of the liaison role, I have established relationships with homestead leaders and staff from other divisions who are assigned to manage Maui projects. These relationships help to coordinate resources and minimize conflicts and miscommunication. This submittal provides a status report on prior policies and/or plans that were adopted by the HHC, mainly the Maui Island Plan and Maui's five (5) Regional Plans.

Discussion

EXISTING PLANS & IMPLEMENTATION STATUS

Maui Island Plan Policies

The purpose of each DHHL Island Plan is to:

- (1) Provide a comprehensive resource for planning and land management purposes;

- (2) Establish Land Use Designations for all land holdings to promote orderly land use development and efficient development of infrastructure systems;;
- (3) and
- (4) Identify island-wide needs, opportunities, and priorities.

The Maui Island Plan was adopted by the HHC in September 2004. The Island Plan delineated five planning regions for the island of Maui: Central, West, East, Upcountry, and South.

After the adoption of the Maui Island Plan, additional lands were acquired, including: 72 acres in Leiali'i which has been planned for residential use, and an additional 105 acres at Pūlehunui which has been designated for commercial use. The 2004 Maui Island Plan and subsequent updates identify the following land use designations and acreage amounts.

Land Use Designation	Acres	Percent of Total
Special District	15,485	48.39%
Conservation	7,483	23.38%
General Ag	5,792	18.10%
Residential	1,544	4.82%
Pastoral	675	2.11%
Subsistence Ag	330	1.03%
Supplemental Ag	205	0.64%
Industrial	190	0.59%
Community Use	159	0.50%
Commercial	138	0.43%
TOTALS	32,001	100.00%

MAUI ISLAND REGIONAL PLAN PRIORITY PROJECTS

1. Villages of Leiali'i and Honokōwai Regional Plan

The *Villages of Leiali'i and Honokōwai Regional Plan* was approved by the HHC in December, 2009. Outreach, planning activities, and discussions with beneficiaries in the region during the planning process identified the following priority projects:

- (1) Leiali'i Parkway and Honoapi'ilani Highway Intersection Improvements
- (2) Water Source Development
- (3) Park Development
- (4) Preliminary Review of Honokōwai Lands

2. Wai'ehu Kou-Paukūkalo Regional Plan

The *Wai'ehu Kou-Paukūkalo* Regional Plan was adopted by the HHC in June, 2010. Outreach, planning activities, and discussions with beneficiaries in the region during the planning process identified the following priority projects:

- (1) Paukūkalo Armory Site Development
- (2) Feasibility of Use of Lands Between Wai'ehu Kou III and Wai'ehu Kou IV
- (3) Identify Potential Sites for a Wai'ehu Kou Community Center
- (4) Address Traffic Congestion and Transportation Needs
- (5) Address Drainage Issue at Paukūkalo Homestead
- (6) Identify Community Economic Development Uses at Pu'unēnē/Pūlehunui.

3. Kēōkea-Waiohuli Regional Plan

The *Kēōkea-Waiohuli* Regional Plan was also adopted by the HHC in June, 2010. Outreach, planning activities, and discussions with beneficiaries in the region during the planning process identified the following priority projects:

- (1) Develop Water Source Related Infrastructure for Agricultural and Residential Lots
- (2) Identify and Support the Development of Community Facilities for Waiohuli and Kēōkea
- (3) Support Development of a Kihei to Kula Road through Hawaiian Home Lands
- (4) Support Efforts to Implement/Mālama Cultural Preserve Management Plans
- (5) Awareness Campaign and Other Means to Address Safety Concerns

4. Kahikinui Regional Plan

The Kahikinui Regional Plan was adopted by the HHC in July, 2011. Outreach, planning activities, and discussions with beneficiaries in the region during the planning process identified the following priority projects:

- (1) Homestead Development Facilitation Program
- (2) Improve and Develop Roadway Network
- (3) Resource Management
- (4) Develop a New Stewardship Economy for Kahikinui
- (5) Pūnāwai Project and Water Infrastructure Improvements

REGIONAL PLAN IMPLEMENTATION STATUS

The Table below describes each Priority Project and reports on the current status of the project.

Recommendation

None; For information only

PRIORITY PROJECT	DESCRIPTION	STATUS
1. Leiali'i/Honokōwai Regional Plan (December 2009)		
Leiali'i Parkway and Honoapi'ilani Highway Intersection Improvements	As a condition of the acquisition of Villages of Lealii 1A and 1B, DHHL is required to improve the Leiali'i Parkway to the Honoapi'ilani Highway intersection.	Governor's Executive Order encumbers the Lahaina Civic Center access; work with DLNR for access and construction rights. Request CIP funding in amount of \$7 million for improvements.
Water Source Development for Leali'i Village I-B	Village IA has water infrastructure installed; source credits were acquired with the land transfer from HHFDC. Village IB and any future development at Honokōwai will require the development of a water source, additional storage capacity and transmission lines. DHHL is pursuing the development of a well south of Honokōwai Valley. Alternative transmission routes are being considered in order to provide water for the Leiali'i Village IB development.	LDD contracted a consultant to prepare an Environmental Assessment for the Honokōwai well. Preferred transmission route studies have been identified. A flora/fauna study and an historical and cultural resource study has been completed. The archaeological investigation was stalled due to issues with private landowner access. Staff will meet with County of Maui Department of Water Supply to provide an update alternative well and storage development.
Park Development	The Villages of Leiali'i Homeowners' Association expressed a need for parks and playground equipment. The County agreed to assist with the development of a public playground in the area. Various sites were identified; the most suitable site is under the jurisdiction of HHFDC and is currently identified as a drainage retention basin. Grassed, park use would serve the purpose of ensuring the capture of run-off surface water.	To complete the Act 14 settlement, there is a balance of properties owed to DHHL by the State. Lands at Leiali'i under the jurisdiction of HHFDC were identified as potential lands for acquisition, however, the area identified by the community for park development was not included. This land transaction has not been finalized so the park land could still be included.
A preliminary Review of the Honokōwai Lands	A preliminary master plan was prepared for the Honokōwai lands with the participation of beneficiaries on the waitlist. The preferred plan envisioned residential, agricultural, commercial and public uses. While the master plan for the Honokōwai lands may be revisited in the future, in the meantime, a preliminary review of the property is proposed to determine the activities and/or uses that could be undertaken in the near future.	Lands at Honokōwai have good ratings for agricultural use which might be appropriate for implementation under the new Subsistence Agriculture administrative rule. Other proposals for R-1 water and renewable energy projects have proven unfeasible and have not been implemented. Complete the Honokōwai water development.

2. Paukūkalo/Wai'ehu Kou Regional Plan (June 2010)

Paukūkalo Armory Site Development	The community has identified the armory site at Paukūkalo for the development of a community center. The center is envisioned to serve the needs of the region. Possible facilities within the community center include a kūpuna center, a certified kitchen, and a native Hawaiian health care center.	Hui No Ke Ola Pono is interested in developing a native Hawaiian health care center at this location. The Hui has expertise and funding. The homestead association wants to develop a community and a recent proposal was submitted for a community garden project. The site is located below the Haleki'i-Pihana Heiau State Monument. There is interest to master plan the entire area as a Hawaiian community-cultural center.
Land Use Between Wai'ehu Kou III and Wai'ehu Kou IV	The Wai'ehu Kou beneficiaries are interested in investigating possible uses for vacant lands located between Wai'ehu Kou III and IV. As the site is currently located within a flood zone, no permanent structures can be developed. The community is interested in providing land management services in these areas in conjunction with community gardening activities and other ag uses.	LDD reports that the vacant lands have maintenance issues, damages to fencing, and there is a need to verify boundaries between DHHL, the State highway, and the county golf course. State highways seeks further improvement of highway right of way. Land use and liability issues need to be resolved since vacant lands are within drainage ways and floodplain.
Address Traffic Congestion and Transportation Needs	There is a need to improve the transportation infrastructure to relieve traffic congestion in the Waihe'e area. Possible alternatives for this project include the extension of the County bus line to the serve the area, and an internal bike path and walking trail network system which would connect Wai'ehu Kou I, II, III, and IV.	Highway improvements, including widening the drainage culvert, improving site distance, construction of pocket lanes for ingress and egress from subdivisions have been constructed with each phase of Waiehu Kou development. Bus stop turn-in lanes have also been constructed. Alternative actions should be considered, including providing lobby support to the Department of Education for road improvements fronting Waihe'e Elementary School.
Address Drainage Issue at Paukūkalo	Residents of the Paukūkalo Homesteads expressed a need for improvements to Kalākaua Street where it intersects Kūhiō Place and Keali'i Drive. Residents have experienced flooding and drainage problems for many years.	Seek CIP funding for drainage study and construction of improvements.
Identify Community Economic Development at Pu'unēnē (Pūlehunui)	Wai'ehu Kou and Paukūkalo homesteaders are interested utilizing lands at Pu'unēnē to generate revenue for DHHL and the homesteads associations.	LMD contracted the development of a Master Plan for commercial and industrial uses on the 'lens' parcel. The Legislature appropriated \$4 million in CIP funds to conduct environmental compliance, community participation, infrastructure master planning and the design of offsite water, sewer and drainage improvements.

3. Kēōkea/Waiohuli Regional Plan (June 2010)		
Develop Water Source and Related Infrastructure for Agricultural and Residential Lots	Develop new water source, storage and transmission infrastructure for the build-out of Kula properties. Coordinate with NRCS, DOA, County DWS and the Maui County Farm Bureau to extend the agricultural water line from Na'ālae Road to Kēōkea Agricultural lots.	Water diversions necessary to maintain water pressure for the domestic water line to Waiohuli-Kēōkea have been completed. DOA is asking DHHL to help fund the last leg of the ag water line since it only benefits Hawaiian homesteaders.
Identify and Support Development of Community Facilities for Waiohuli and Kēōkea	A total of 69 acres are allocated for community and park use throughout the Waiohuli and Kēōkea homesteads. A site has been identified and community planning is in progress for a community facility in Waiohuli. Beneficiaries expressed the need for a community area in the Kēōkea.	Funded by Legislative Grant in Aid appropriations, Phase 1 of the Community Center at Waiohuli has been completed. Phase 2 is under construction. Additional Grant in Aid funding will be requested from the Legislature. Kēōkea Farm Association has ROE agreements for the marketplace and plant nursery.
Support the Development of a Kīhei to Kula Road Through Hawaiian Home Lands	Beneficiaries expressed a desire for a new roadway that would connect the Waiohuli-Kēōkea lands to Kīhei. The new roadway would run through the DHHL lands.	DOT has committed to a capital intensive road project from Kīhei to Hali'imaile which does not help our lessees. We lease our lands at Kanahena-Āhihi to Haleakalā Ranch which give them access to their road going from Kīhei to 'Ulupalakua. Lessees would like the DHHL to negotiate access for our lessees.
Support Efforts to Implement/Mālama Cultural Preserve Management Plans	Beneficiaries expressed a need to maintain and care for the various archaeological and cultural sites located within the Waiohuli-Kēōkea area. Both Waiohuli and Kēōkea have approved Cultural Preserve Management Plans in place.	DHHL staff have conducted training sessions with lessees but there has not been any further movement to implement the Cultural Preserve Management Plans.
Awareness Campaign/Letter Writing Campaign to Address Safety Concerns	Beneficiaries have expressed concerns about safety and vandalism issues in Waiohuli and Kēōkea. To address these issues, a letter writing/awareness campaign was proposed.	No movement on this priority project.

4. Kahikinui Regional Plan (July 2011)		
Homestead Development Facilitation Program	This program helps lessees build and settle in Kahikinui by providing a safe and secure place to temporarily store construction material and a place to stay while lessees build their homes. A secure site close to the highway allows larger volumes of material to be easily and safely store. A "How To" manual on homesteading would also be provided that reflects the direct experience of the homesteaders so new residents minimize mistakes.	Organize a group of lessees with other community assistance to determine programmatic needs and identify a location. Develop a site plan, develop cost estimates and secure a license from DHHL. Develop rules for the facility. Develop a Business Plan for operational maintenance costs. Finalize construction plans and solicit bids for a general contractor. Identify homesteaders to write the manual.
Homestead Roads – Improve and Develop Roadway Network	The lack of an improved roadway network is the greatest impediment to homesteading at Kahikinui. Improved roadways will ease the daily burden of travel and will reduce commute times and the toll it takes on automobiles and tires. Improved roadways provide access to emergency vehicles. Roadways create natural fire breaks. Roads facilitate the logistics involved in land stewardship and reforestation work. Site drainage improvements should be part of the roadway network improvements. Site drainage should provide swales and culverts to direct storm water runoff to prevent erosion of the roadway. Runoff should be directed to areas that are not vulnerable to erosion or into retention basins where they may percolate into the ground or provide a source of irrigation or fire-fighting water for homesteaders.	Homesteaders negotiated a community benefits package with Nextera that would have provided funding, equipment, expertise and some construction materials to fuel ongoing roadway improvements. Unfortunately, Nextera pulled out of the deal and The DHHL allocated \$100,000 each year for road repair, but it cannot be used efficiently without an inventory of the roadway network and the identification of cost estimates and a phasing plan for the repair of critical segments, the completion of Road A, Road B, makai access road, and firebreak roads. Partners and additional funding could be obtained if roadway improvements were related to fire safety, and natural and cultural resource protection.
Resource Management	Kahikinui is a pilot project in the relationship of people to the land, to live sustainably in harmony with the nature. As such, the relationship to nature is key to the meaning and purpose of Kahikinui. Haleakalā and specifically the south flank of Haleakalā is an extinction epicenter of the world. Kahikinui is home to the largest intact mature mesic koa forest on Maui and is therefore critical to the preservation of the native ecosystem which is home to many endemic species. Resource Management Fencing is needed to protect the forest. It must be designed to prevent alien species (cattle, goats, deer and sheep) from decimating the native ecosystem. An Alien species eradication and control program is needed. Natural resource management requires partnerships because the scope and scale of the challenges is so large.	<p>Next Steps:</p> <ul style="list-style-type: none"> • Review and revise resource management policies and objectives for Kahikinui • Coordinate efforts with partners; engage the homestead community. • Organize a committee to develop a Feral Ungulate/Alien Species Management Plan for Kahikinui. Develop plan and proposal for pipi relocation and containment fencing around the homestead area. • Begin discussions with 'Ulupalakua Ranch to close the 2-mile gap on their boundary

5. Kahikinui Regional Plan (July 2011) [Continued]

<p>Develop a New Stewardship Economy for Kahikinui</p>	<p>There is support for developing new economic opportunities for Kahikinui that are in tune with its resources, compatible with the land and Hawaiian cultural values. Sustainable living and a sustainable economy is envisioned to work in concert and create a pioneering lifestyle that is appropriate for the 21st century, based on sustainable stewardship and resource management. It is something that is being invented as the Kahikinui experiment evolves.</p>	<p>The range of ideas is extremely broad, including:</p> <ul style="list-style-type: none"> • Develop the Hale Pili area as a commercial node for the region, including a convenience store, restroom facilities and a gift/craft shop. • Salt collection and the sale of local products that utilize natural resources of the land and sea • Develop cabins for community use but allow rental to outsiders for a fee. • Develop eco/cultural tours that tread lightly on the land. • Develop a quarry/batch plant in Kahikinui that can make use of the all rocks at Kahikinui.
<p>Pūnāwai Project and Water Infrastructure Improvements</p>	<p>The availability of water is a constant constraint in Kahikinui. Homesteaders rely on hauling water, almost daily to store in water catchments. In the late 1990's, test fog mist capture structures were developed and constructed in various locations. The data indicated that the fog-catch system was more efficient than rain catchment systems. This project calls for the development of one or more tanks/reservoirs to retain the water. The initial capture area should be a 5-10-acre site which is fenced for protection from people and animals. The fog screens and reservoirs should be located above the homestead area between 3,200' to 6,500' feet above sea level. Water tanks should be installed in the lots toward Pu'u Pane. A large reservoir should also be developed below the community center. A 2-inch diameter pipeline is needed to bring the water from the reservoirs to the two 100,000-gallon storage tank. The program should include a subsidized 15,000-gallon tank for each lessee who could use one to kick start his/her settlement.</p>	<p>Dr. James Juvik who was the head of the UH, Hilo Geography and Environmental Studies Dept. conducted initial fog catchment studies at Kahikinui in 1996-1997. His study included a detailed materials list and a proposed budget. He has implemented these systems in parts of Africa, and recently returned to Hawai'i with a desire to construct a large scale fog catchment system, as originally planned, at Kahikinui. His research at Kahikinui confirmed that the fog catchment system captured exponentially more water than conventional water catchment systems. The materials list and development budget needs to be updated.</p>

STATE OF HAWAI'I

DEPARTMENT OF HAWAIIAN HOME LANDS

SEPTEMBER 19, 2016

To: Chairperson and Members, Hawaiian Homes Commission
From: Kaleo Manuel, Acting Planning Program Manager
Subject: For Information Only - Maui Island Water Issues
and Projects

I. RECOMMENDED MOTION/ ACTION

None; for information only.

II. DISCUSSION

This submittal to the Hawaiian Homes Commission ("HHC") provides an overview of water issues and projects of significance to beneficiaries and the Department of Hawaiian Home Lands ("DHHL") on the island of Maui. Significant Maui water projects and issues include water resources management and development issues relating to: (1) Kēōkea - Waiōhuli (Upcountry); (2) Honokowai - Leiali'i; (3) Pulehunui; (4) East Maui stream tracts Ke'anae, Wailua, and Wākiu; (5) Kahikinui; (6) Central Maui (Wai'ehu, Paukūkalō); and (7) DHHL receipts from East Maui Irrigation [EMI] Co. water licenses subject to the Native Hawaiian Rehabilitation Fund.

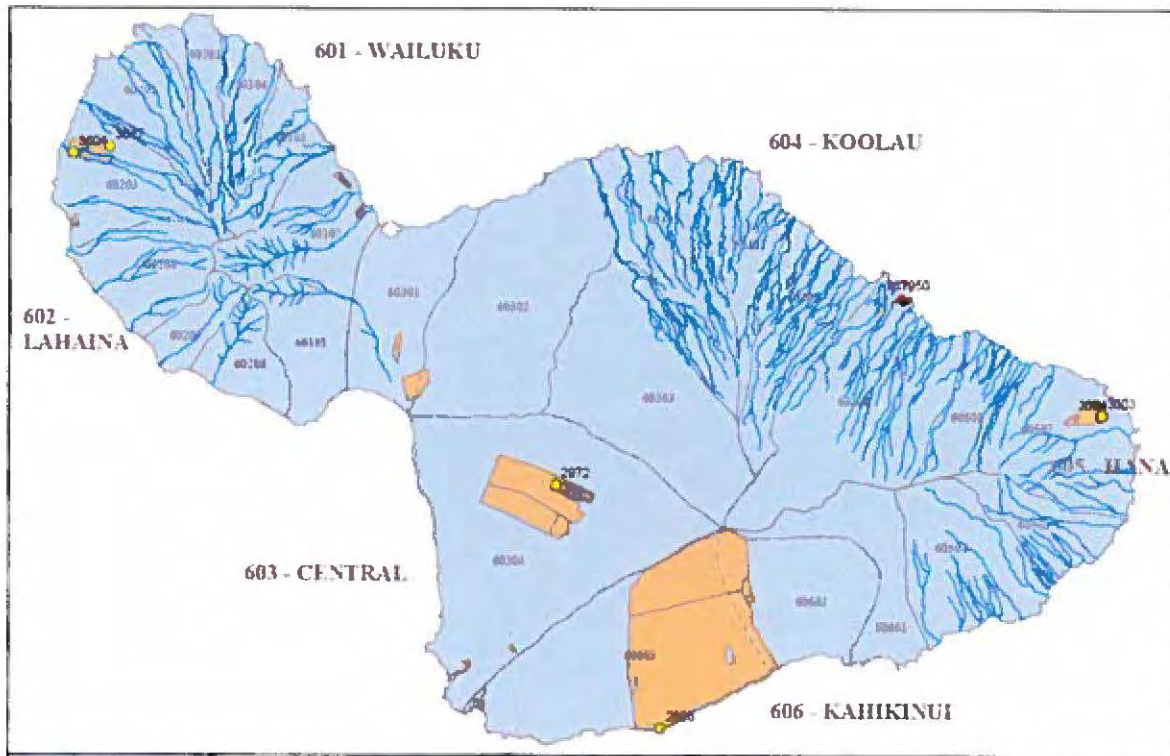


Fig. 1. Existing DHHL Tracts on Maui in relation to groundwater aquifers

1) Water needs and projects in Kēōkea- Waiohuli
(Upcountry)

DHHL holds in trust 6,112 acres of the Upcountry Kula region lands on the slopes of Haleakalā. Three homestead areas are currently under development at Kēōkea - Waiohuli: (1) the Kula Residence Lots subdivision; (2) the Waiohuli Undivided Interest subdivision; and (3) the Kēōkea Farm Lots. The Kēōkea - Waiohuli subdivision consists of 320 residential lots and 66 Kēōkea Farm Lots and DHHL has long range plans to construct another 1,100 residential lots below this subdivision. The Kēōkea - Waiohuli tract includes future Residential, Subsistence Agriculture, and Community Use areas, which will require water in the mauka half of the tract.

Kēōkea - Waiohuli is part of DHHL's Upcountry planning region, which also includes 'Ulupalakua and Kualapa. It is also part of the County's Makawao-Pukalani-Kula Community Plan region, which is primarily supplied by surface water sources. In the last century, the area has been used predominately for ranching and farming. This region is generally dry, with an annual rainfall of 20-30 inches.

a. Potable water for Keōkea - Waiohuli tract.

On December 9, 1997, DHHL signed a Water Credits Agreement with the Maui County Department of Water Supply (MDWS) for 0.5 million gallons a day (mgd) to DHHL for homesteading use in exchange for DHHL improvements to the water system (Draft State Water Projects Plan [SWPP]- DHHL Update [SWPP Update] at 4-23). The MDWS agreement imposed no time limitations on DHHL's use of this potable water reservation. Two existing developments, the 321-unit Kula Unit 1, and the 44-unit Hikina infill developments already use 0.219 mgd of these water credits, leaving a remaining balance of 0.281 mgd for future use. Total future potable demand, however, is 0.8097 mgd and a supplemental water source will be needed. In addition to water supply, new water delivery systems are needed for future development. See Fig. 2.

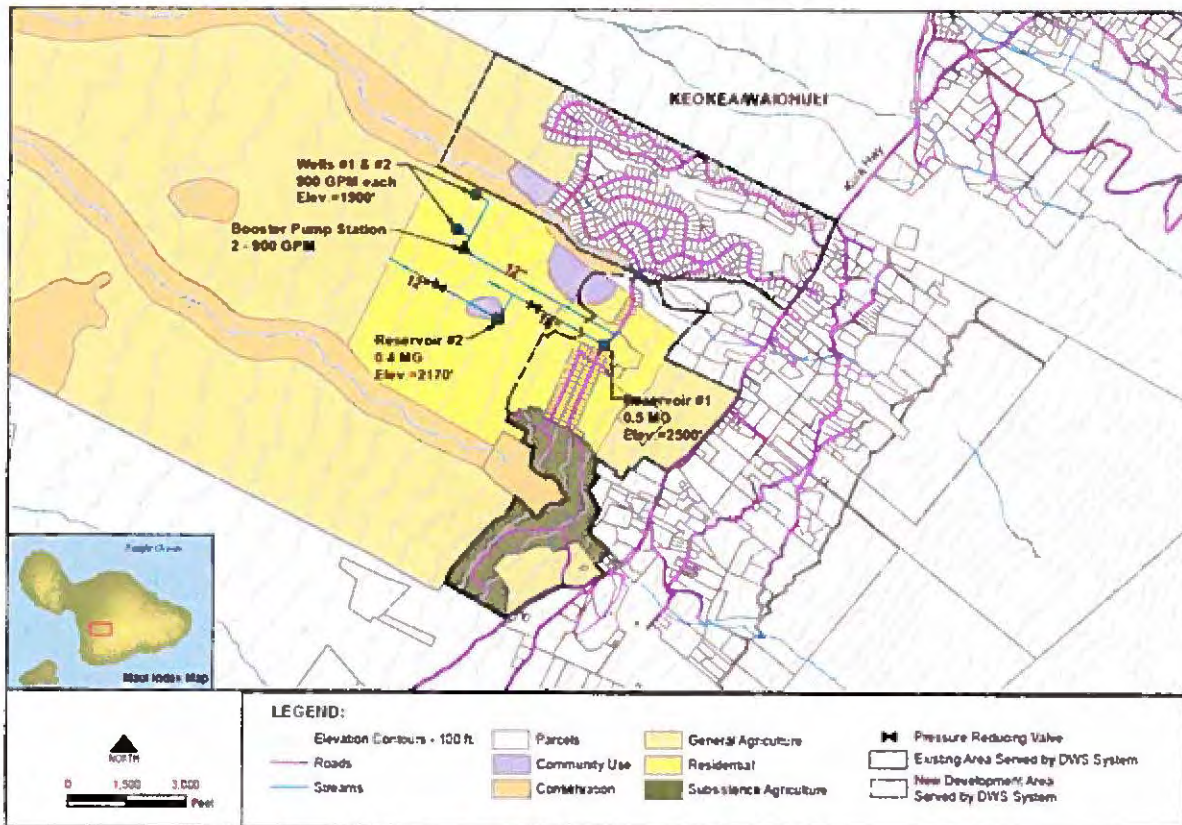


Fig. 2. DHHL Water System - Keōkea - Waiohuli Tract, SWPP Update, Appendix. G.

b. *Nonpotable sources for Kēōkea - Waiōhuli*

Total Kēōkea - Waiōhuli future demand for non-potable water is 0.578 mgd. The Kēōkea - Waiohuli tract also requires non-potable water for irrigation of the Subsistence Agricultural lands, which could be supplied by the Upcountry Maui Irrigation System if it was expanded to accommodate this area

Upcountry areas are primarily served by surface water sources. Surface water cannot be considered potable unless treated to meet standards under the Safe Drinking Water Act administered by the U.S. Environmental Protection Agency. Such surface water treatment is expensive and dependent on water treatment facility capacity. DHHL has recommended developing ground water sources to alleviate Upcountry regional dependency on treated surface water for potable water (Maui Island Plan [MIP] at 3-4). However, surface water remains a significant option for current and future agricultural water use.

The MDWS provides potable water for the Upcountry region through the Kula and Makawao systems (Exhibit A). The Kula system consists of an upper system at the 4,200 feet elevation, which collects surface water from Haipua'ena, Puohakamoa and Waiakamoi Streams, and the lower system, at the 3,000 foot level, which diverts water from the Haipua'ena, Puohakamoa, Waiakamoi and Honomanu Streams. Both upper and lower systems supply water to the Kēōkea - Waiōhuli area. The upper system feeds into a water treatment plant at Olinda, which has a capacity of 1.7 mgd. Major storage reservoirs for the upper system include the 100 million gallon (MG) Kahakapao reservoir, the 10 MG Upper Waiakamoi dam/reservoir, the lower Waiakamoi dam, and the 3 MG Olinda tank. Kēōkea - Waiōhuli tracts receive water from the lower Kula system. That water is treated by the Pi'iholo Water Treatment Facility, collected at the Kula Kai Reservoir, and then pumped to three (3) reservoirs consisting of a 1.5 MG tank, a 0.2 MG tank and a 0.1 MG tank, all of which serve the existing Kula Residential Lots (Unit 1 and Unit 2) at Waiōhuli.

The major source for the Makawao system is the intake at the end of the Wailoa Ditch, which is part of the EMI system. The Kamole Water Treatment Plant treats water from the Wailoa Ditch for residential use in Makawao, Pukalani, Hali'imaile, and Ha'ikū. The 500,000 mgd that DHHL receives from MDWS comes from the lower Kula system, but that system also intermingles with water from the Kamole Water Treatment

Facility. Present agreements with EMI allows the MDWS to take up to 12 mgd without prior notice.

DHHL's Kēōkea - Waiōhuli developments receive water from EMI's diversions via its 1997 water credits agreement with the MDWS, but EMI's diversions also affect the Haipua'ena, Waiakamoi and Honomanu streams, which feed into the Upper Kula System. Those streams are subject to the CWRM contested case proceedings concerning EMI system diversions, and those streams also feed into the Upper Kula water system that communicates with DWS lines to Kēōkea - Waiōhuli developments.

The U.S. Department of Agriculture (USDA), National Resource Conservation Service (NRCS), studied the construction of an agricultural water system to supply untreated irrigation water from the Kahakapo Reservoir to farmers in the Upper Kula area. In 1997, NRCS, in partnership with the State Department of Agriculture (DOA) planned for nine lateral systems to be supplied by the main pipeline, including the DHHL Kēōkea area, which would be supplied by the Lower Kula Water System.¹ However, subsequently, the DOA indicated they would not construct lateral to service the Kēōkea area due to budgetary constraints, but that DHHL could construct this lateral at its own cost (SWPP Update at 4-24). Costs to construct the Kēōkea lateral could be reflected in DHHL contributions to the Agricultural Water Use Development Plan Update.² *Id.*

c. Other proposed water system improvements for Kēōkea - Waiōhuli.

The MDWS also plans to construct an agricultural non-potable water system in upper Kula for irrigation purposes and to relieve potable water demands under its Upcountry Maui Watershed project. The State released \$1.7 million for this purpose in early 2014. The separate agricultural water distribution system would take water from the Kahakapao Reservoir through a main distribution pipeline that would extend from Olinda to Kēōkea, with nine lateral systems servicing areas including Kēōkea - Waiōhuli. The proposed system would include 9.4 miles of eight to 18-inch diameter

¹ NRCS, Final Watershed Plan Environmental Impact Statement Upcountry Maui Watershed, at 27 (Mar. 1997) available at: http://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/nrcs142p2_036676.pdf.

² Kēōkea-Waiōhuli water resource demands and planning to meet these demands are discussed in more detail in the East Maui Water Reservation Petition, HHC Item G-3 August 2015.

high density polyethylene main distribution pipeline, 14.8 miles of lateral and sub lateral pipelines, 9.2 miles of access roads, gulches and roadway crossings, and 16 acres acquired as easements and right-of-ways and service 473 acres of cropland (MIP at 3-3).

In addition to the MDWS separate agricultural water system, DHHL's Kēōkea - Waiōhuli Regional Plan (2010) assessed the following further water source and system improvements:

- Water may be pumped from the Hamakuapoko and proposed Ha'ikū Wells, however, due to the high cost of pumping to higher elevations, development and utilization of these wells are unlikely. The Po'okela well in Makawao was completed and went online in May 2007. This well is currently utilized only under drought conditions or other emergency purposes, when Upcountry water sources are inadequate.
- By 2015, intake improvements are expected on the Lower Kula Water System. By 2020, the County is planning to develop wells in Kēōkea and complete the Pūlehu Well and Transmission Project.
- When the Environmental Assessment was filed for the Waiōhuli Homestead Community Project, it was assumed that the water demand for Waiōhuli, Waiōhuli Uka and Waiōhuli Hikina would total approximately 293,400 GPD. About 4,250 gpd would be allocated to a 2.5-acre park. However, based on DWS comments, it appears that by the time Waiōhuli Uka and Waiōhuli Hikina are completed, all of the existing water allocation will be utilized.
- In the proposed Fiscal Year (FY) 2009, County of Maui budget, approximately \$15 million is proposed for water infrastructure projects in the Upcountry area. Among the proposed projects are improvements to the Kamole Water Treatment Plant, Kula Tank, and Makawao Waterline, as well as increased Upcountry Water Storage and improvements to the Waikamoi Flume. Collectively, these projects will improve water service for the Upcountry area.³

In summary, demand for Upcountry water is expected to increase, notwithstanding relief on potable water sources

³ DHHL, Kēōkea - Waiōhuli Regional Plan, at 20 (2010).

expected from MDWS' separate agricultural water line. County projections did not include significant build-out of DHHL lands at Kēōkea - Waiōhuli, most of which will consist in residential lots, some with agricultural demands. Existing water credit agreements with MDWS could provide water to another 343 units at Kēōkea - Waiōhuli, but not the long range planned 1,100 housing units, nor existing or future agricultural demands.

2) Honokōwai - Leiali'i

DHHL plans to develop 50 acres of commercial and industrial lands on the Honokōwai tract. The Leali'i tract and the remainder of the Honokōwai tract include Residential, Subsistence Agricultural, and Community Use lands. The existing MDWS Lahaina Water System cannot accommodate increased potable water demand from DHHL planned developments (SWPP Update at 4-25). DHHL is therefore developing a potable water well mauka of the Honokōwai tract and examining water transmission alternatives to integrate this well with the MDWS system, which will then be able to service the Honokōwai and Leali'i tracts, as well as some MDWS demands in the area. Total potable demand for this area from DHHL lands will be 0.7696 mgd.

Mauka portions of these tracts require irrigation water for agricultural uses of up to 2.0808 mgd. Maui County's Lahaina Wastewater Reclamation Facility is located adjacent to the makai boundary of the Honokōwai tract, and can produce up to 9.0 mgd of R-1 recycled water; however, the facility currently only receives an average of 4 mgd. Maui County plans to modify and expand the distribution system for this plant. DHHL and the County discussed servicing options in exchange for infrastructure construction within the Honokōwai tract, without reaching an agreement. Honokōwai Stream, however, runs through the General Agricultural portion of the Honokowai tract and may provide irrigation water. Additionally, the Maui Land & Pineapple Irrigation System Honokōhau Ditch, including three reservoirs, is located along the mauka boundary of the tract. According to the 2004 AWUDP, the ditch is intact, but some sections are not being used, are abandoned, or in a state of flux pending ownership issues. DHHL is examining all of these options for non-potable water provision (SWPP Update at 4-25).

3) Pūlehunui water needs and development

DHHL holds in trust 831 acres of lands at Pūlehunui, also known as Pu'unene, in Central Maui. Pūlehunui is

located within the Kahului Aquifer System Area, which has a sustainable yield of 1 mgd of heavily brackish water. These lands were acquired in two different transactions from the Department of Land and Natural Resources (DLNR) over the last few years.

a. *Constraints on Pūlehunui land utilization.*

These lands are currently subject to month-to-month right of entry permits to Alexander & Baldwin, Inc. (A&B) for sugar cultivation, which operations A&B has scheduled to cease by the end of 2016. The DHHL is currently negotiating the end of these agreements. Pūlehunui lands also have significant commercial and industrial potential, and may be viable for renewable energy development. Pūlehunui water demands are based on these proposed uses. Specific infrastructure opportunities and constraints of these parcels include:

- (A) A gentle slope and adjacency to Mokulele Highway, a major transportation corridor through central Maui which adds to the commercial and industrial potential;
- (B) Irrigation water under an EMI water license, provided by EMI's Ha'ikū Ditch system, which develops water from state owned lands in East Maui;
- (C) An adjacent potable water pipeline from the DWS Central Maui Service System, which takes water from the 'Īao and Waihe'e aquifers, some surface water diversions controlled by the Wailuku Water Company, and other sources;
- (D) Distance from existing wastewater treatment facility in Kahului or Kihei may require transmission improvements and/or capacity upgrades in existing facilities or on-site treatment if any commercial and/or industrial wastewater is generated (however this would also create an on site non-potable source of water);
- (E) No current allocation of water to the DHHL.

Other aspects of these lands present challenges for development. There are significant noise impacts from nearby Maui Raceway Park and aircraft flight patterns that weigh against any residential development. Pūlehunui lands are also not adjacent to existing industrial and commercial properties, which has led to some resistance at the County level to their use for those purposes.

b. *Water resource challenges for Pūlehunui lands.*

DHHL's planned potable water demand associated with these tracts is currently 1.734 mgd. Groundwater extraction from the already overtaxed Kahului aquifer is not a viable option for meeting water resource needs without expensive and permanent desalination. In addition, DHHL's future nonpotable water demand amounts to 1.8564 mgd (SWPP Update at 4-26).

In Central Maui, the majority of municipal water is provided from the 'Īao and Waihe'e aquifers and surface water from Nā Wai 'Ehā. The 'Īao Aquifer was designated as a State Water Management Area in 2003 after pumping exceeded the Sustainable Yield of the aquifer, and pumping from the Waihe'e Aquifer is nearing its Sustainable Yield. The surface waters of Nā Wai 'Ehā have also been the subject of ongoing litigation and were designated as a surface water management area in March 13, 2008. Other aquifers in the region are less reliable or costly to develop like the Kahului aquifer that is brackish and the Waikapu aquifer that has limited water resources.

In water management areas, Water Use Permits must be obtained by all users from CWRM, and by law all water permits must ". . . not interfere with the rights of the department of Hawaiian home lands as provided in section 221 of the Hawaiian Homes Commission Act." HRS §174C-49(a)(7). In other words, all permitted uses can be reduced by CWRM if those uses will interfere with DHHL's water rights. CWRM's water use permitting system provides a mechanism for enforcing these priority rights in water resources; however, it has never been executed since passage of the Water Code in 1987.

On July 22, 2004, DHHL via letter submitted a water reservation request for portions of its lands in central Maui. Back and forth discussion and correspondence occurred up until January 23, 2007 resulting in a final water reservation request from the 'Īao Ground Water Management Area for 600,000 gallons per day for 100 acres of industrial use in Pu'unene (Pūlehunui). No further formal action was taken by DHHL or CWRM related to the reservation request. Since 2004, DHHL acquired additional lands and has additional foreseeable development in Pūlehunui that have water demands. Recommended actions include revising and updating the pending Department water reservation request and submit a Water Use Permit Application. Staff have been preparing an updated reservation request for these lands.

c. *Water planning and projects for Pūlehunui.*

Multiple possible water source alternatives exist for Pūlehunui lands, ranging from continued diversions from East Maui streams and altering their use (by crop type or from agricultural to commercial), to pumping and desalinating underlying brackish water. These possible alternatives differ from each other in multiple ways including:

- Short and long term development and maintenance costs
- Capacity and potential yield
- Impacts on other stakeholders and Native Hawaiian users and rights
- Source resiliency to environmental change

Two abandoned brackish wells may provide irrigation water for Pūlehunui. DHHL has developed a matrix of potential water servicing alternatives, which included options such as collaboration with multiple agencies, water conservation, and water reuse, for its own purposes. Currently, a water and wastewater master plan is being developed through a collaboration between DHHL, DLNR, the Department of Public Safety, and the Department of Accounting and General Services, in consultation with the Maui County Planning Department. See Fig. 3.

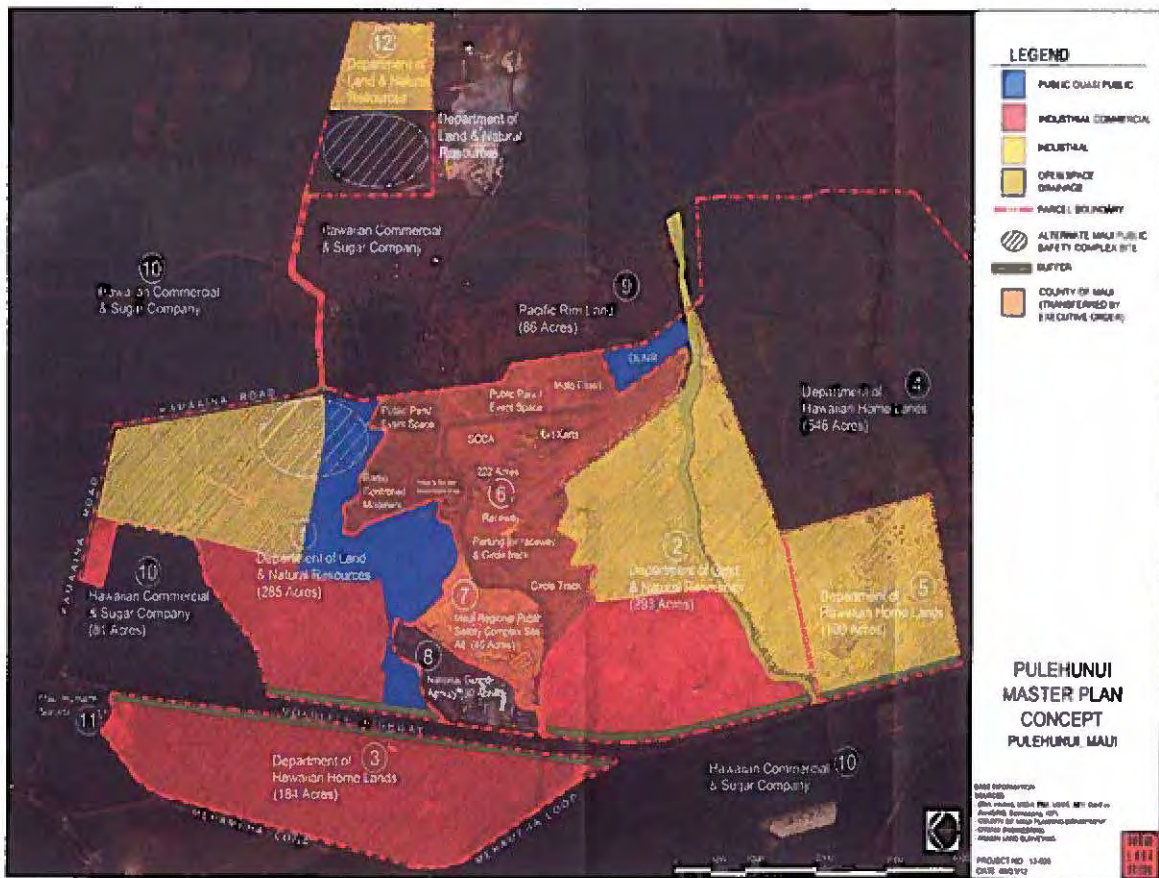


Fig. 3. Pūlehunui Master Plan Concept, 2012.⁴

4) Wailua, Wākiu, and Ke‘anae (East Maui)

DHHL holds in trust 91.4 acres at Wailua, 150.6 acres at Ke‘anae, and 743 acres at its Wākiu tract, all of which are located in East Maui. In a 1994 settlement with DLNR, DHHL acquired approximately 93 acres in Wailua Valley. The 16 parcels that make up the tract have lot sizes ranging from 0.5 to 60 acres and are spread throughout the existing Wailua Homesteads.

Total domestic water demand in the East Maui region is projected to increase from 0.2 mgd in 2001 to 0.33 mgd by the year 2020, reflecting an overall increase of 0.13 mgd or about 65 percent of the present consumption. The greatest demand for increased potable water resources is for single-family residential use (MIP at 6-1, 6-2). DHHL Development plans, however, primarily consist in proposed

⁴ See Pūlehunui Master Plan, submitted by DHHL, DLNR, DPS, DAGS, in consultation with the County of Maui, Planning Dep’t to the Maui County Council General Plan Committee (Aug. 2012) (on file with DHHL).

agricultural/aquaculture lots. Ke'anae and Wailua tracts are primarily planned for use a general agricultural and lo'i kalo uses. Lo'i kalo cultivation is possible through utilization of surface waters and ambient rainfall in Ke'anae and in Wailua. Currently, potable needs are served by the MDWS.

a. *Wailua lands*

U.S. Geological Study (USGS) topographic maps show Wailuanui and Waiokamilo perennial streams lie within the Wailua tract, as well as Wakani Falls along the southern boarder. All three streams are subjects of the long running CWRM contested case referred to above, related to the EMI system. High annual rainfall at Wailua (averaging between 120 and 200 inches) and stream flow from Wailuanui Stream could provide water to kalo crops planted throughout this valley area and generally make Wailua a candidate area for agricultural use.

According to DHHL's MIP beneficiary survey, the residential demand in East Maui is 79 units and agricultural demand in East Maui is 204 lots (MIP at 6-29). The Wailua tract is better suited for agricultural uses, thus the final land use plan for Wailua proposes: 11 subsistence agricultural lots on 28 acres; 52 acres of general agricultural use; 10 acres of conservation land.

Notably, in developing its plans for Wailua, DHHL rejected a proposal by Nā Moku to designate the Wailua tract as a Special District Use. (MIP at 6-31). Nā Moku represents approximately 500 families residing in East Maui and is the petitioner in the CWRM contested case hearing. On March 27, 2003, Nā Moku president, Edward Wendt noted that Ke'anae and Wailua lands were not part of the original inventory of Department lands under the HHCA, but were rather transferred to DHHL from the Department of Land and Natural Resources (DLNR) as part of a breach of trust settlement in the mid-1990s. Nā Moku had opposed the land transfer on the basis of concerns that DHHL would settle beneficiaries on Ke'anae and Wailua lands who would be unaccustomed to traditional, subsistence lifestyles preserved in the area; and those beneficiaries would bypass Nā Moku residents who had been waiting for decades to gain leases for those Ke'anae and Wailua lands. The Special District designation, developed under to DHHL's 2002 General Plan, would have recognized Nā Moku's concerns as "unusual constraints" requiring special attention by DHHL and allowing opportunities for further discussions with Nā Moku

regarding the future of Ke'anae and Wailua. Over the past two years, Planning Office staff have continued informal conversations in this community to discuss these and related issues.

Wailua homesteads are currently served by DWS systems, which pump an average of 168,000 gpd to a larger East Maui region. The county system consists of three deep wells and a surface water source located at Wailua Stream. DWS projects a 65% increase in water demand by 2024 and plans to implement transmission improvements. To implement planned development in Wailua, DHHL proposed to extend a six-inch line from Hāna Highway to serve new agricultural lots. Catchment systems in Wailua, however, could also be used to produce potable water for consumption and nonpotable irrigation water.

b. *Wākiu lands:*

No streams run through the 743 acres of DHHL's Wākiu lands. These lands have potential for a mix of uses and of the three tracts in the East Maui region, Wākiu was Maui beneficiaries' first choice for residential use. Approximately 200 acres located in the lower portion of the tract are readily developable; high slopes in upper elevations are the primary development constraint. Western portions of Wākiu have soils that are suitable for producing food, feed, fiber, and forage crops. Average annual rainfall is high enough that water catchment could be used for crop irrigation. The area has an existing access road connecting to Hāna Highway.

MDWS maintains a 0.5 MG storage tank on the Hāna side of the Wākiu tract and this tank is fed by two wells (Wākiu Well B and Hāmoa Well) capable of supplying 1 mgd. This storage tank supplies a 12-inch water line along Hāna Highway and into Hāna town. A second, 6-inch line runs to Wai'ānapanapa Road. Wākiu Well A is not being used and a surface water source at Wailua stream is not being used currently. DWS is adding a well at Hāmoa and the county water system could provide water to Wākiu developments.

Proposed land uses for Wākiu include 80 half-acre residential lots on 46 acres; 22 three-acre subsistence agricultural lots on 75 acres; five acres of community use; three acres of commercial use; five acres of industrial; and five hundred twenty-two acres of general agriculture use. DHHL planned the Wākiu tract as a small Residential and Subsistence Agricultural community located mauka of Hāna

Highway. MDWS' Hāna Water system could service DHHL's planned developments. SWPP Update at 4-26. DHHL is negotiating an agreement to receive water credits sufficient for potable water needs in exchange for the use of DHHL land.

c. *Ke'anae Lands:*

Ke'anae is composed of two properties (mauka and makai) totaling approximately 150.6 acres. The mauka property is composed of 148.7 acres and the makai property is 1.9 acres and is composed of two contiguous parcels. Both properties are fairly flat. Mauka portions of the Ke'anae tract are adjacent to Palauhulu stream, leads to Ke'ākū Falls, 'Ohi'a Spring, and Pi'ina'au Stream within Ke'anae. Both streams are perennial and subjects of the CWRM contested case. Water service to the Ke'anae properties is currently provided through a DWS line off of Hāna Highway. Ke'anae's development plan proposed to use catchment to develop new lots.

Proposed uses of the Ke'anae tracts do not include residential use. The mauka parcel is suited for pastoral and agricultural use due to its soils, high rainfall, and an existing pasture on a portion of the property. The makai portion of the Ke'anae tract is not suitable for residential use due to its designation as a floodplain and is more suited to community and cultural uses, including ocean access. Proposed use of Ke'anae properties includes two acres of community use on the makai property, three-acre subsistence agricultural lots on 57 acres of the mauka property, with the remaining acres are designated for general agriculture.

5) Kahikinui water needs and projects

Future water needs for the Kahikinui tract are entirely for Pastoral uses. Long term potable water needs are 0.063 mgd and non-potable needs are 0.0135 mgd. SWPP Update at 4-27. Ambient annual rainfall is 20-50 inches per year, insufficient to support water catchment, however DHHL is exploring fog drip catchment systems supplemented by truck hauling to provide fire protection. The existing MDWS Kula Water System previously extended to Kahikinui but now ends at Kanaio. This line could be reinstated to deliver potable water to Kahikinui, but a cost analysis is needed to assess the feasibility of this alternative. SWPP Update at 4-27.

6) Paukūkalo and Wai'ehu water needs and development

The remaining tracts on Maui that will require water are within the service area of the MDWS Central Maui system. The MDWS system supplies Waihe'e, Wai'ehu and Paukūkalo areas, as well as to the areas of Wailuku, Kahului, Pa'ia, and Kihei. The majority of Central Maui water supplies are drawn from the 'Īao and Waihe'e aquifers, at a rate of approximately 17 million gallons per day (MGD) and 5 MGD, respectively. This supply is supplemented by water drawn from the Kepaniwai Well, 'Īao Tunnel, and the 'Īao -Waikapu Ditch (approximately 3.5 mgd).

While water delivery systems are available for the Paukūkalo and Wai'ehu tracts, water resource availability in Central Maui has given rise to significant disputes. Total future potable water demand for Paukūkalo and Wai'ehu tracts will be 0.0238 mgd. SWPP Update at 4-28. These tracts lie within the 'Īao Aquifer, which the CWRM designated as both a ground water management area, within which water use is regulated through a permitting system. The surface waters of Na Wai 'Eha are also designated as a surface water management area. CWRM is also currently reviewing interim instream flow standards (IIFS) for Nā Wai 'Eha, which is composed of 'Īao stream, Waihe'e stream, Wai'ehu stream, and Waikapu stream. 'Īao and Waihe'e stream are located nearby the Paukūkalo and Wai'ehu tracts.⁵

7) NHRF Revenues & EMI Water Licenses

DHHL receives monies from state dispositions of water licenses through the Native Hawaiian Rehabilitation Fund (NHRF). According to a 2007 report of NHRF receipts prepared by Grant Thornton (GT) for DHHL, Deloitte & Touche, DHHL Entitlement Study (Nov. 29, 1993) (D&T); the DLNR State Land Information Management System (SLIMS) database, and DLNR reports on dispositions to the legislature pursuant to HRS §171-29 (Leg. Rpt.), DLNR receipts from its water licenses, including revocable permits (RPs), issued to EMI have been paid into NHRF. Limitations on data verification render the currency of water license rates uncertain.

⁵ DHHL, Paukūkalo- Wai'ehu Kou Regional Plan, at 18 (Jun. 2010).

Table V. Revenues from EMI water licenses subject to NHRF:

Water License	Lease/rent rate⁶	TMK	Reference:
RP 7263 (Honomanu License)	\$1,698.32/ month	2-1-1- 001:044	GT at 231-32; SLIMS; D&T at 211; Leg. Rpt. 2001
RP 7264	\$6,588.40/ month	2-1-1- 1:50; 2-9- 14:various	GT at 233-34; SLIMS; D&T at 224; Leg. Rpt. 2001
RP 7265 (Huelo License)	\$3,476.72/ month	2-1-1- 002:002	GT at 236, SLIMS, D&T at 224; Leg. Rpt. 2001
RP 7266 (Nahiku Lease)	\$1,426.88/ month	2-1-2-004: 005, 007	GT at 238; SLIMS; D&T at 230; Leg. Rpt. 2001

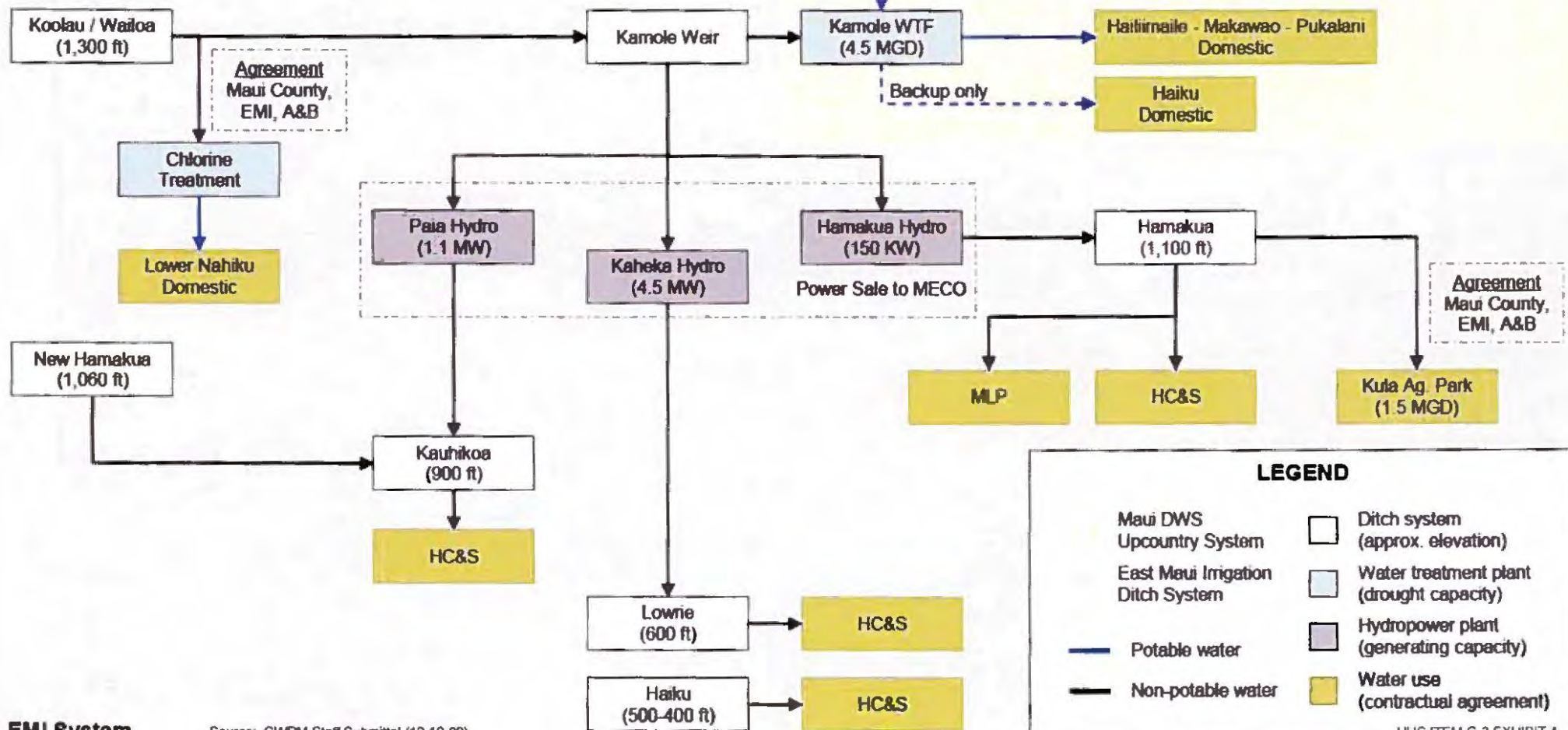
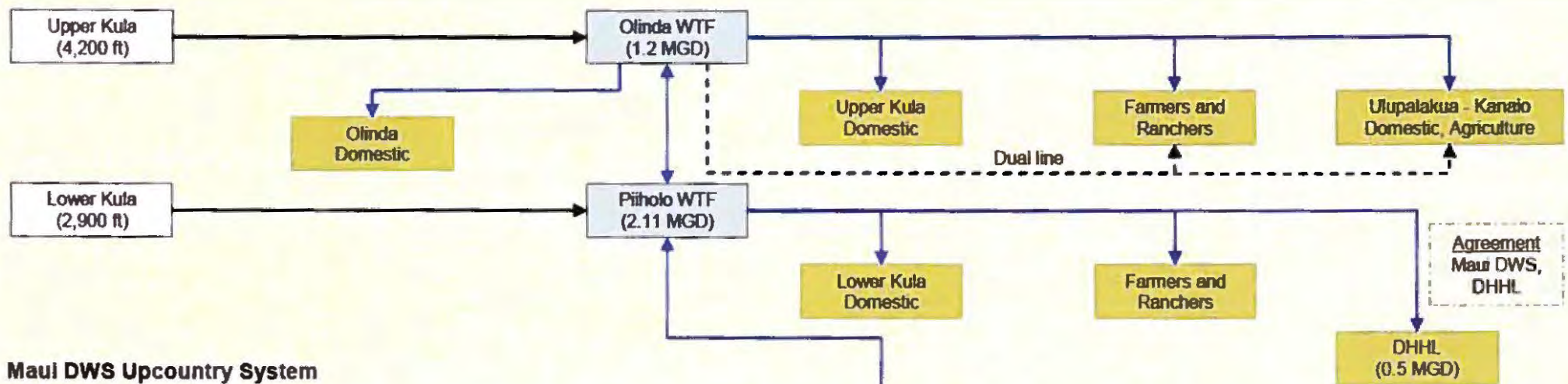
III. CONCLUSION

Maui Island faces significant water issues that must be addressed in order for the goals of the Maui Island Plan to be fulfilled. In a few cases, such as in parts East Maui, the primary obstacles to achieve these goals are securing sufficient funding to provide infrastructure. Across most of the remainder of the island, however, securing water supplies for DHHL lands will not only require sufficient funding but also significant assertions of the rights of the Department and beneficiaries, as these source waters are subject to significant competing demands and long running contention and litigation.

IV. RECOMMENDED MOTION/ACTION:

None; for informational only.

⁶ As the NHRF receives 30% of these funds, the amount received by the Department is 30% of these lease rents.



LEGEND

Maui DWS Upcountry System	Ditch system (approx. elevation)
East Maui Irrigation Ditch System	Water treatment plant (drought capacity)
Potable water	Hydropower plant (generating capacity)
Non-potable water	Water use (contractual agreement)

HHC ITEM G-3 EXHIBIT A

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19 - 20, 2016

To: Chairman and Members, Hawaiian Homes Commission
Thru: Kaleo Manuel, Acting Planning Program Manager *af*
From: Gigi Cairel, Grants Specialist *HCairl*
Subject: Planning Office Grants Status Report
End of 3rd Quarter

RECOMMENDED MOTION/ACTION

NONE

DISCUSSION

The following report is for information only:

Exhibit A: Grants Status Report

DHHL Grants Status Report
End of 3rd Quarter
September 19 - 20, 2016

ISLAND	GRANT TYPE	ORGANIZATION (legal name)	Project Description	START DATE	END DATE	DHHL Land Disposition, if applicable	Amount		Leverage		Beneficiaries Served		NOTES
							Total	Balance	Cash	In-Kind	Planned	Actual	
HAWAII	PI	Keaukaha Pana'ewa Farmers Association (1) - 1.0 acre	Market Study & Business Plan for Farmers Market	09/28/10	04/23/12	ROE 482	\$26,000	\$3,000					Grant period ended. Project not completed. Awaiting info from grantee & Fiscal Sponsor on past due reports.
HAWAII	AG	Waimea Hawaiian Homesteaders Association	Farming for the Working Class - greenhouses	08/31/15	12/31/15	N/A	\$93,968	\$33,000			7	7	Grant period ended. Project completed. Awaiting info from grantee on past due invoices & reports before closing out grant.
HAWAII	GIA-CIP	Kailapa Community Association - 14.333 acres	Kailapa Pavilion & Playground plan, design, construction	06/01/16	12/31/17	LIC 751	\$315,000	\$63,000					On track.
HAWAII	GIA-CIP	Pana'ewa Community Alliance 12.77 acres	Kamoleao Cultural Resource Center planning & design	06/01/16	12/31/17	LIC 788	\$150,000	\$150,000					On track.
MAUI	PI	Villages of Leali'i Association (2) 3 acres	Individual gardens project	08/01/09	12/31/13	ROE 497	\$15,000	\$0				TBD	Awaiting final report from grantee
MAUI	GIA-CIP	Waiohuli Hawaiian Homesteaders' Association Inc. - 17 acres	Community Center & Park Phase 2 improvements	08/18/15	12/31/16	LIC 695	\$1,500,000	\$300,000					On track.
MOLOKAI	AG	Makakuoha Cooperative (3)	Natural Farming Systems	06/02/16	06/30/17	N/A	\$70,000	\$20,000			15		On track.
MOLOKAI	GIA-CIP	Kalama'ula Homesteaders Association - 5.15 acres	Kiowea Park improvements	04/01/16	06/30/17	LIC 754	\$500,000	\$200,000					On track.
MOLOKAI	GIA-CIP	Moloka'i Homestead Farmers Alliance	Lanikeha Center improvements	04/04/16	05/31/18	LIC 789	\$1,750,000	\$1,750,000					On track.
OAHU	AG	Ka'ala Farm Inc. 98 acres	'Ohana Gardens project	06/29/15	12/31/16	LIC 724	\$36,032	\$9,229			6		On track.
OAHU	CED	Papakolea Community Development Corporation - 14.53 acres	Puowaina community economic development project	01/05/12	12/31/14	ROE 448 Expired	\$250,000	\$70,000					Grant period ended. Awaiting info from grantee before a new contract can be drafted for the \$70K balance. ROE 448 (14.53 acres) expired 08/31/16. Grant funds cannot be released until land disposition is re-instated.
OAHU	GIA-CIP	Papakolea Community Development Corporation - 14.53 acres	Puowaina community economic development project	TBD	TBD	ROE 448 Expired	\$250,000	\$250,000					Awaiting info from grantee before a contract can be drafted for the \$250K GIA award. Funds will expire 06/30/17. ROE 448 (14.53 acres) expired 08/31/16. Grant funds cannot be released until land disposition is re-instated.
OAHU	GIA-CIP	Kapolei Community Development Corporation - 0.52 acre	Heritage Center project construction	04/01/16	06/30/17	GL 288	\$500,000	\$0					Awaiting report from grantee.

GRANT TYPE

AG = DHHL Agriculture Peer-to-Peer grants
CED = DHHL Community Economic Development grants
PI = Project Implementation grant
GIA-CIP = HRS Chapter 42F State Grant in Aid, Capital Improvement Project
GIA-OP = HRS Chapter 42F State Grant in Aid, Operating

DHHL LAND DISPOSITION

GL = General Lease
LIC = License
ROE = Right of Entry

FOOTNOTES



- (1) Using a Fiscal Sponsor, Hawaii Maoli to handle grants compliance, accounting, fiscal management
(2) Using a Fiscal Sponsor, Kuhao o Mau to handle grants compliance, accounting, fiscal management
(3) Using a Fiscal Sponsor, Molokai Community Service Council to handle grants compliance, accounting, fiscal management

ITEM G-4
EXHIBIT A

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19 - 20, 2016

To: Chairman and Members, Hawaiian Homes Commission
Thru: Kaleo Manuel, Acting Planning Program Manager 
From: Gigi Cairel, Grants Specialist 
Subject: For Information Only: Declarations of Covenants,
Conditions, and Restrictions (DCCRs) Update

RECOMMENDED MOTION/ACTION

None; For Information Only.

DISCUSSION

The purpose of this submittal is to provide the Hawaiian Homes Commission (HHC) with an update on the "DCCR Homesteads" and background information. "DCCR Homesteads" are those homestead parcels where Declarations of Covenants, Conditions, and Restrictions (DCCRs) were placed on the land and recorded with the Bureau of Conveyance. "Planned Community Associations" were established to manage and enforce the DCCRs. A "Planned Community Association" is governed by Hawai'i Revised Statute (HRS) Chapter 421J. A Planned Community Association has more procedural rules to follow when compared to a nonprofit organization incorporated under the Hawaii Nonprofit Corporation Act, HRS Chapter 414D.

DHHL has fifteen (15) homestead properties with DCCRs. These homesteads represent approximately 21% of all leases issued by DHHL. Four (4) properties had pre-existing DCCRs running with the land before DHHL acquired the properties. These are:

PROPERTIES WITH DCCRS AND PURCHASED BY DHHL

Island	Homestead	# of Houses
O'ahu	Malu'ōhai	156
O'ahu	Kaupe'a	326
Hawai'i	La'i 'Ōpua	281
Maui	Leiali'i	104
	TOTAL	867

Eleven properties (11) were developed by DHHL and DHHL placed the DCCRs on the land. These are:

DEVELOPED BY DHHL

Island	Homestead	# of Houses
Kaua'i	Pi'ilani Mai Ke Kai	72
O'ahu	Kalāwahine Streamside (Dissolved)	92
O'ahu	Kanehili	336
O'ahu	Kaupuni	19
O'ahu	Kumuhau/Kaka'ina	51
O'ahu	Princess Kahanu Estates	271
Maui	Kahikinui	75
Maui	Wai'ehu Kou 2	108
Maui	Wai'ehu Kou 3	115
Maui	Wai'ehu Kou 4	98
Hawai'i	Lālāmilo	30
	TOTAL	1267

BACKGROUND/HISTORY

"Planned Community Association"

Generally, people choose to live in communities with DCCRs and governed by a Planned Community Association for numerous reasons. Many association owners value the inherent benefits offered by Planned Community Association living. These communities are designed to:

- Manage common areas of the property
- Manage property interests of homeowners
- Provide services for owners
- Develop a sense of community through social activities and/or amenities

A Planned Community Association provides a communal basis for preserving, maintaining, and enhancing homes and property. Planned Community Associations have three basic defining characteristics:

- Membership in the association is mandatory and automatic for all owners. This is unlike other associations where membership is voluntary.
- Certain documents bind all homeowners to be governed by the Planned Community Association. These documents require mutual obligations to be performed by the individual owner and the community.
- Mandatory fees and assessments are levied on each homeowner in order to operate and maintain the association, common areas, etc.



Informational submittals related to DHHL's DCCR communities were presented to the HHC in August 2013, February 2014, September 2014, December 2014, and May 2015. DHHL conducted informational workshops in November 2014 and May 2015. DCCR homestead association representatives attended these workshops at the Honolulu Airport Conference Center. Lastly, DHHL staff met individually on-island with each DCCR homestead association in 2015. The overwhelming feedback was that most associations want to continue as Planned Community Associations. The most common concern from the associations was enlisting DHHL support to enforce and collect homeowner association fees and assessments. And, a common request was continued DHHL support for association capacity building.

RECOMMENDATION

None; For information only

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

Sept. 19-20, 2016

To: Chairman and Members, Hawaiian Homes Commission
Thru: M. Kaleo Manuel, Acting Planning Program Manager 
From: Nancy M. McPherson, Planner 
Subject: For Information Only - Planning for our Makai
Communities - Integrating Coastal Zone Management,
Community Resilience and Hazard Mitigation on
Hawaiian Home Lands Along the Shoreline, Statewide

RECOMMENDED ACTION

None; for information only.

BACKGROUND

Context

Within the last five years, several instances of jurisdictional conflict due to questions of the applicability of County Special Management Area (SMA) Rules on Hawaiian Home Lands on the island of Molokai have occurred. This has affected beneficiary-serving organizations and individual homestead lessees in various ways, throwing the building permit approval process into confusing territory and in effect impeding administration of one or more of the expressed purposes of the Hawaiian Homes Commission Act.

In addition, significant initiatives at the county, state and federal levels to improve and integrate disaster preparedness, hazard mitigation and community resilience planning are underway, and the Department of Hawaiian Home Lands (DHHL) has an important role to play in those efforts. In response to the pressing need for government to address climate change adaptation and plan for the effects of sea level rise, President Obama released his Climate Action Plan in June of 2013. On June 9, 2014, Governor Abercrombie signed Act 83, "Related to Climate Change," which initiated a research project on impacts of climate change and vulnerability to sea level rise statewide, and authorized the formation of the Interagency Climate Adaptation

Committee (ICAC), which was first convened jointly by the State Office of Planning (State OP) and the Department of Land and Natural Resources (DLNR) on June 3, 2015. The Committee is comprised of legislative committee chairs, representatives of eleven State agencies, including DHHL, and all the Counties. The research will result in a report that will inform legislative proposals and planning efforts, leading to development of a State of Hawaii climate adaptation plan.

DISCUSSION

Need for a more comprehensive, integrated and formalized approach to Coastal Zone Management, Community Resilience and Hazard Mitigation

Historically, long-serving County staff understood that zoning and other land use regulations, including SMA Rules, could not be implemented on Hawaiian Home Lands due to lack of jurisdiction. More recently, as the Counties have enhanced and expanded their Coastal Zone Management (CZM) programs, and as old staff retire and newer staff unfamiliar with the history of the Hawaiian Homes Commission Act and Hawaiian Home Lands' relationship with the Counties come on board, the mostly informal understanding of the special status of Hawaiian Home Lands is now being challenged in some cases.

In addition, County of Maui has at times tried to exercise enforcement powers over projects on Hawaiian Home Lands, notably on Molokai's southern shoreline. In the past, unpermitted grading activities at Kiowea Park in Kalama'ula were investigated due to complaints submitted to County of Maui, and more recently, complaints received regarding structures in the shoreline setback area at Malama Park as well as on a homesteader's lot in Kamiloloa were responded to by the County's Molokai Planner and Zoning and Enforcement Officer. Subsequently, County of Maui consulted with the State Department of Land and Natural Resources, Office of Conservation and Coastal Lands (DLNR-OCCL), confirming that neither DLNR-OCCL nor the County have jurisdiction over development on Hawaiian Home Lands. See Exhibit 'A'.

The Hawaiian Homes Commission Act clearly states, in Section 206, that the powers of the Board of Land and Natural Resources (BLNR) do not extend to Hawaiian Home Lands:

§206. Other officers not to control Hawaiian home lands; exception. The powers and duties of the governor and the board of land and natural resources, in respect to lands of the State, shall not extend to lands having the status of Hawaiian home lands, except as specifically provided in this title. [Am L 1963, c 207, §5(a), (b); ree L 1997, c 197, §4]

As the Counties are subdivisions of the State, it is normally accepted that the State can exercise "sovereign immunity" and that County regulations do not apply unless specified in State law. In the case of the administration of Hawaii Revised Statutes, Chapter 205A, the counties have authority to promulgate rules and enforce them in the Special Management Area (SMA) under their jurisdiction. DHHL is assumed to be defined as an "agency" but is not expressly identified as such in the chapter. Agencies such as Hawaii Community Development Authority (HCDA) have promulgated their own SMA Rules and the State OP issues SMA permits for projects in the SMA in the community development districts they control, per HRS §206E-8.5. Research done to date indicates that neither DHHL nor the Hawaiian Homes Commission was expressly involved in the formulation of the Special Management Area boundary in the 1970's, and more research needs to be done on the jurisdictional issues and the HHC's and DHHL's fiduciary duty regarding implementation of HRS Ch. 205A. See Exhibit 'B'.

Relationship To Existing Plans

Policy statements contained in various DHHL plans already approved by the HHC generally support the precepts of coastal zone management, community resilience and hazard mitigation, but there is a lack specificity or an overall framework to integrate these types of policies, coordinate implementation efforts and promote internally consistent application of these principles throughout the Planning System and operationalize them throughout DHHL as a whole.

DHHL General Plan

The General Plan contains broad goals and objectives intended to implement the purpose and intent of the Hawaiian Homes Commission Act at a policy level. The following goals and objectives support the development of DHHL policies and programs for coastal zone management, community resilience and hazard mitigation.

Land Use Planning

Goal: Develop livable, sustainable communities that provide space for or access to the amenities that serve the daily needs of its residents.

Objectives:

- Direct urban growth to priority development areas based on infrastructure availability, feasible site conditions, beneficiary preferences and job opportunities.
- Develop improved relationships with the Counties to ensure reliable and adequate delivery of services to homesteaders.

Residential Uses

Goal: Ensure existing homestead neighborhoods are maintained as healthy and attractive communities for future generations.

Land and Resource Management

Goal: Be responsible, long-term stewards of the Trust's lands and the natural, historic and community resources located on these lands.

Objectives:

- Preserve and protect significant natural, historic and community resources on Trust lands.
- Enforce governmental health and safety standards and protect life and property from the effects of natural hazards and disasters on Hawaiian home lands.

Building Healthy Communities

Goal: Establish self-sufficient and healthy communities on Trust lands.

Objective:

- Build partnerships with public and private agencies to ensure reliable and adequate delivery of services to homesteaders.

Island Plans

The purpose of each DHHL Island Plan is to (1) assign land use designations for land holdings on each island, (2) establish land use goals and objectives of the General Plan specific to each island, and (3) identify island-wide needs, opportunities, and priorities.

To date, the Island Plans have taken into account some, but not all, environmental conditions when conducting land suitability analysis. Coastal hazard vulnerabilities, with the exception of flood zone and tsunami inundation, have not been thoroughly or specifically analyzed in terms of environmental constraints and suitability of proposed land uses. The Planning Office intends to begin incorporating best practices in integrated coastal zone management, community resilience and hazard mitigation planning in all future Island Plan updates.

Regional Plans

There are 21 Regional Plans for existing homestead areas throughout the state. The Regional Plans identify a broad spectrum of issues and opportunities, potential projects, and priority projects, with a mixture of DHHL- and community-led initiatives. Table 1, "Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR" summarizes those issues, ideas and priority projects that are related to coastal zone management, community resilience and hazard mitigation. See Exhibit C (Table 1).

Several main themes emerge when reviewing what was elicited during the Regional Plan process. Common to many communities was the desire for better ways to evacuate people from coastal areas in case of a hurricane or tsunami, improved access for emergency vehicles, and new or enhanced emergency shelters.

The next most popular request was for drainage improvements and maintenance of drainage ways to reduce flooding in homestead areas. Flooding and drainage problems were issues on Hawai'i Island, Kaua'i, Lāna'i, Maui and O'ahu. In addition, flooding and inundation are known problems for all the low-lying coastal homestead communities on Molokai.

DHHL Water Policy Plan

The Water Policy Plan adopted by the Hawaiian Homes Commission (HHC) in 2014 articulates a vision, mission and values as well as goals and policies as guidance for implementing the language in the Hawaiian Homes Commission Act (HHCA) regarding the rights and responsibilities of the Hawaiian Homes Commission (HHC) and DHHL to ensure the availability of adequate, quality water for the purposes of the HHCA.

Priority Policy

1. Expressly determine and plan for future water needs and actively participate in broader water management, use and protection efforts in Hawai'i in order to secure water.

Additional Goals

Part II. Plan for our water needs

4. Determine current and foreseeable future needs based upon periodic reviews of water availability projections that incorporate climate change, projected beneficiary demand, alternative sources and efficiency measures.

DHHL Energy Policy - Ho'omaluō

This policy in particular contains multiple objectives that when implemented will increase community resilience for our homestead communities by promoting energy self-sufficiency and increased use of renewable energy alternatives.

- Objective 1: Mālama 'āina: Respect and protect our native home lands.
- Objective 2: Ko'o: Facilitate the use of diverse renewable energy resources.
- Objective 3: Kūkulu pono: Design and build homes and communities that are energy efficient, self-sufficient and sustainable.
- Objective 4: Kōkua nō i nā kahu: Provide energy efficiency, self-sufficiency, and sustainability opportunities to existing homesteaders and their communities.

- Objective 5: Ho'ona'auao: Prepare and equip beneficiaries to promote a green, energy efficient lifestyle in and around communities.

Coastal Zone Management (CZM) Review of Projects Near the Shoreline

The Planning Office provides ongoing environmental review and planning technical assistance to the District Offices and, when needed, coordinates DHHL efforts among the line agencies (LMD, LDD, HSD), the District Offices and beneficiaries regarding important environmental, cultural and natural resource issues in homestead communities.

When questions about best practices in shoreline development, CZM and jurisdiction in the SMA arise, the project previously was not reviewed by the Planning Office. In the past, DHHL projects (but not homestead lessee projects) and non-homesteading projects (e.g. commercial developments) in the County SMA were submitted to the Counties for SMA permits, if applicable.

This practice began to change with the Ka Honua Momona International office and restroom project on Community Use land adjacent to Ali'i Fishpond in Makakupa'ia, Molokai. In July of 2011, The Land Management Division issued an "Exemption" from SMA permitting for the project, on advice from the County of Maui, which had determined that it did not have jurisdiction. The new structures were located as far mauka from the shoreline as feasible, were elevated and a state of the art composting toilet system was installed, therefore no leach field was needed. An informational presentation of the project was voluntarily brought before the Molokai Planning Commission in June of 2011 as a courtesy and was well received. See Exhibit 'B' and Exhibit 'D'.

Subsequently, the County of Maui Planning Director challenged DHHL's ability to grant "exemptions" from SMA permitting requirements based on his reading of Chapter 205A HRS. See Exhibit 'A'.

Recent projects in the SMA receiving CZM technical assistance from the Planning Office include:

(1) Kiowea Park Pavilion

- Evaluated shoreline erosion and determined an appropriate shoreline setback for a new pavilion at Kiowea Park in Kalama'ula. Addressed Ch. 205A

HRS Coastal Zone Management goals and policies in the Environmental Assessment for the project.

(2) Kapa'akea Flood Mitigation (MoDO/LDD/PLO)

- Provided CZM technical assistance to Land Development Division for a three (3) foot high concrete masonry unit (CMU) wall and footing that will extend makai from the south side of Kamehameha V Highway to within 60 feet of the shoreline. The project is currently in the Environmental Review (Ch. 343 HRS) phase.

(3) Kapuāiwa Coconut Grove Cleanup and Fencing (MoDO/LMD/PLO)

- Assisted the Molokai District Office in determining the best location and makai extent of fencing around Kapuāiwa Coconut Grove given accelerating shoreline erosion due in part to sea level rise.

(4) Kumu Camp, Anahola, Kaua'i (LMD/PLO)

- Determined adequate shoreline setback for makai structures based on established erosion rates for Anahola Bay. Did coastal hazard assessment for project.

State-Level Initiatives

The State of Hawai'i, while being the only coastal state to not yet have a Climate Change Adaptation Plan, has a number of initiatives underway and plans in place that address various aspects of coastal zone management, disaster preparedness and community resilience.

DLNR-OCCL and OP-CZM have several plans and initiatives underway that are being implemented programmatically. The following initiatives are intended to involve all State and County agencies in coastal zone management, climate change adaptation, hazard mitigation and disaster preparedness. DHHL participates in these initiatives at various levels.

Hawai'i Coastal Erosion Management Plan (COEMAP)

A recent study by the U.S. Geological Survey and University of Hawai'i researchers, *National Assessment of Shoreline Change: Historical Shoreline Change in the Hawaiian Islands*, finds that the majority of beaches (70%) in Hawai'i are experiencing coastal erosion and many miles

of beach have been severely narrowed or lost over the past century. DLNR-OCCL promotes more sustainable alternatives for coastal erosion management, beach restoration and "soft" approaches to shoreline protection through the COEMAP. This information will be useful to DHHL as efforts are made to deal with shoreline erosion and armoring on Hawaiian Homes land, and DHHL will participate in future updates to the COEMAP.

Ocean Resources Management Plan (ORMP)

The ORMP is a requirement under Hawaii Revised Statutes §205A-62(1) and is a major component of the State's Coastal Zone Management (CZM) Program. The ORMP supports effective management, beneficial use, protection, and development of the state's coastal zone, and is implemented via a partnership of State and county agencies. DHHL's Planning Office has been informally participating since 2013.

Interagency Climate Adaptation Committee (ICAC)

The Hawai'i Climate Adaptation Initiative Act of 2014 (Act 83) is designed to address the effects of climate change through 2050 to protect the State's economy, health, environment, and way of life. The initial focus of the Initiative is on the effects of sea level rise on the islands. Specific actions authorized by the Act include:

- Establishing an interagency climate adaptation committee, attached administratively to the Department of Land and Natural Resources, to develop a sea level rise vulnerability and adaptation report for Hawai'i, projecting through the year 2050;
- Authorizing the Office of Planning to coordinate the development of a statewide climate adaptation plan and to use the sea level rise vulnerability and adaptation report as a framework for addressing other climate threats and climate change adaptation priorities identified in Act 286, Session Laws of Hawai'i 2012; and
- Allocating funds and creating positions to carry out these purposes.

Multi-Hazard Mitigation Planning

The State of Hawaii Department of Defense, Civil Defense Division has a Multi-Hazard Mitigation Plan, last

updated in 2013. The Plan addressed hazards such as high wind and wave events, tsunami etc. and also analyzes the potential effects of climate change, including sea level rise and the potential for more severe storms. The plan describes the hazard, the probability of occurrence, does a risk assessment and presents mitigation strategies, by County. DHHL does not have direct participation or representation in this planning process, but comments on draft updates.

County-level Initiatives

Post-Disaster Reconstruction Guidelines and Protocols

County of Maui Planning Department's Coastal Zone Management Team, with technical assistance from their Sea Grant Extension agent, undertook a project in 2014-2015 to develop post-disaster recovery guidelines and protocols intended to facilitate rebuilding in sensitive coastal areas post-disaster. Planning Office staff contributed to outreach and workshop design and participated in workshops as well as encouraging participation by the beneficiary community on Molokai in the planning process. The guidelines will be used internally by County of Maui personnel in reviewing various types of permits.

See Exhibit 'E'.

University of Hawai'i - National Disaster Preparedness Training Center (NDPTC)

The federally-funded NDPTC offers courses that cover coastal community resilience, natural disaster awareness for community leaders, hurricane, tsunami and volcanic crisis awareness, and use of social media for disaster preparedness and response, among other topics. Several Molokai homestead leaders have taken courses when offered on island, and upon request, NDPTC is willing to take their courses out the community to train interested beneficiaries, as well as to conduct trainings here in Kapolei for DHHL staff, free of charge.

University of Hawaii - Department of Urban and Regional Planning (UH-DURP)

Over the past several years, graduate students at UH-DURP, under the guidance of Professor Luciano Minerbi, have selected DHHL's homestead communities for Practicum projects, analyzing community vulnerability to coastal hazards and the role of social capital in community resilience. Students drafted culturally appropriate guidance

for planning with homestead communities for disaster preparedness and resilience, and produced a guidebook with an outline for a two-day community workshop with sample worksheets.

Using the guidebook, a condensed one day training on disaster preparedness planning and coastal hazard mitigation strategies for homestead leaders from Kalama'ula, Kapa'akea and Kamiloloa-One Ali'i homesteads was conducted by Planning Office staff and two graduate students on Molokai in August 2015. The workshop, titled "Molokai Coastal Homestead Resilience & Disaster Planning Workshop" was well received and homestead leaders expressed interest in the Planning Office following up with full two-day workshops involving entire homestead communities. HHC members received copies of the Practicum report, titled "Coastal Resilience for DHHL Communities" at a previous meeting. Also analyzed were some of the jurisdictional issues that DHHL has in regards to Ch. 205A HRS. See Exhibit 'F'.

Activities by Individual Homestead Associations

The Waimānalo homestead community has been actively engaging for several years with Honolulu City and County and State Civil Defense disaster preparedness activities. Waimanalo was honored as a Hawaii Hazards Awareness and Resilience Program (HHARP) disaster resilient community by local, state, and federal officials during the Waimanalo Emergency Preparedness Fair in June 2015. A Hawai'i Emergency Management Agency-sponsored HHARP (Hawaii Hazards Awareness and Resilience Program) meeting held in Waimānalo in July 2015 was well attended. Both the Wai'anae and Waimānalo homesteads are in communities considered to be active HHARP communities.

Potential Funding Sources

There are several options that DHHL could pursue in formulating and implementing an integrated Coastal Zone Management, Hazard Mitigation and Community Resilience (CZM-HM-CR) program. One avenue would be to work with State OP and the National Oceanic and Atmospheric Administration (NOAA) to implement a DHHL-specific CZM program and receive CZM funding from the federal program through State OP-CZM.

In addition, the State of Hawaii, Office of Planning and DLNR-OCCL have jointly been applying for grants from NOAA to do coastal hazard mitigation and community resilience. DHHL needs to engage with these agencies on an ongoing basis to ensure that homestead communities and DHHL

lands are included in projects being funded by federal grant sources. Other funding sources include the Federal Emergency Management Administration (FEMA) and the United States Department of Agriculture, Rural Community Development Initiative (USDA-RCDI).

Summary and Next Steps

There are various activities at multiple levels of government that need to be tied together in order for DHHL to implement its efforts in the overlapping areas of Coastal Zone Management, Hazard Mitigation and Community Resilience (CZM-HM-CR). Developing an integrated policy framework that permeates the entire Planning System is recommended. A more coordinated approach to DHHL representation and involvement in various disaster preparedness and community resilience plans, policies, and implementation activities is also needed. Current Planning Office activities in this area include:

- Kapa'akea Shoreline Erosion Assessment - funding for the project was approved this year by the HHC. The Planning Office will be initiating this project.
- Continued participation by Planning Office staff in CZM and Climate Change Adaptation planning processes.
- Further analysis and legal review of HHC authorities in relation to CZM, particularly the SMA.
- Identification and initial discussions with other partners willing to assist DHHL in its efforts.

The Planning Office will continue to work on framing the issues and developing a programmatic framework for integrating DHHL efforts in these areas.

RECOMMENDATION

None; for information only.

ALAN M. ARAKAWA
Mayor

WILLIAM R. SPENCE
Director

MICHELE CHOUTEAU McLEAN
Deputy Director



DEPARTMENT OF PLANNING
HAWAIIAN HOME LANDS

2015 NOV 27 AM 8:55

COUNTY OF MAUI

DEPARTMENT OF PLANNING

November 25, 2015

Certified Receipt No. (7015 0640 0000 9507 3425)

Mr. Mervin Dudoit
P.O. Box 1034
Kaunakakai, Hawaii 96748

Certified Receipt No. (7015 0640 0000 9507 3432)

Hawaiian Home Lands
P.O. Box 1874
Honolulu, Hawaii 96805

Dear Mr. Dudoit:

**RE: NOTICE OF WARNING AND FIRST (1ST) REQUEST TO CORRECT
APPARENT VIOLATION(S) WITHIN THE SPECIAL MANAGEMENT AREA
(SMA)**

TMK: (2) 5-4-006:012-0000 and possibly (2) 5-4-006:029-0000

RFS No.: 15-0001486

Description: Failure to obtain SMA assessment/determination for
structures located near the shoreline at 1480 Kamehameha
V Highway Kaunakakai, Hawaii, on the island of Molokai

Based on information obtained, we have reason to believe that on your property, on or before November 9, 2015, there were one or more violations. The foundation and roofed structure along the shoreline, are in violation of including but not limited to Section 12-202-12, SMA Rules for the Maui Planning Commission, which states that all actions within the SMA shall be subject to an assessment/determination made by the Planning Director.

The information obtained includes: photographs and witness statements.

You must correct any violation(s) by **December 28, 2015**. We will investigate further, and if we find any of the above-described apparent violations, you will be subject to civil and possible criminal enforcement action.

Civil Fines for the violation will be up to 1) \$100,000.00; and 2) a daily fine of up to \$10,000.00 for each day the violation continues.

This request is only for violations of regulations that are enforced by the Department of Planning. There may be additional violations of regulations that are enforced by other County,

ITEM G-6

ONE MAIN PLAZA BUILDING / 2200 MAIN STREET, SUITE 315 / WAILUKU, MAUI, HAWAII 96793

MAIN LINE (808) 270-7735 / FACSIMILE (808) 270-7634

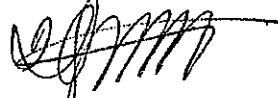
CURRENT DIVISION (808) 270-8205 / LONG RANGE DIVISION (808) 270-7214 / ZONING DIVISION (808) 270-7253

EXHIBIT 'A'

Mr. Mervin Dudoit
November 25, 2015
Page 2

State, or Federal agencies. If you have questions about this request, please contact me at Tammy.Osurman@mauicounty.gov or (808)270-7194; and please refer to **RFS 15-0001486**.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tammy Osurman', with a horizontal line extending to the right.

Tammy Osurman
Zoning Inspector

xc: Jay Arakawa, Supervising Zoning Inspector (via e-mail)
Tammy Osurman, Zoning Inspector (PDF)
RFS No. 15-0001486 (KIVA; RFS Project File)
JSR:JAA:TLO:smb
S:\ZONING\RFS\2015\1486_Dudoit_seawall\NOW\NOW1_sma.wpd

ITEM G-6

EXHIBIT 'A'

ALAN M. ARAKAWA
Mayor
WILLIAM R. SPENCE
Director
MICHELE CHOUTEAU McLEAN
Deputy Director



DEPT. OF HAWAIIAN
HOME LANDS

2012 NOV -1 AM 10:40

COUNTY OF MAUI
DEPARTMENT OF PLANNING

October 30, 2012

Ms. Jobie Masagatani, Chair-Designate
Department of Hawaiian Home Lands
P.O. Box 1879
Honolulu, Hawaii 96805

Dear Chair-Designate Masagatani:

**SUBJECT: KA HONUA MOMONA PROJECT AND APPLICABILITY OF
CHAPTER 205A, HAWAII REVISED STATUTES**

A question has recently been posed to the County of Maui Department of Planning (Department) relating to uses on Department of Hawaiian Home Lands (DHHL) property. We are hoping that you would offer comments on this issue so that we may respond appropriately.

This relates to Ka Honua Momoa's Kauhale Project on Molokai. You wrote to us on March 27, 2012 and July 8, 2011, stating that "DHHL is exempting this project from the SMA permit requirements" pursuant to the Molokai Planning Commission's Special Management Area rules, which were promulgated pursuant to Chapter 205A, Hawaii Revised Statutes.

It is not clear to us that DHHL has the authority to declare exemptions from state or county SMA requirements for projects that, while on DHHL lands, are not DHHL projects and are not projects for homesteading purposes.

Can you please provide us with specific citations from the Hawaiian Homes Commission Act, relevant case law and/or Attorney General opinions to substantiate this authority?

Your review and response to this issue would be greatly appreciated. If you have any questions or require additional information, please feel free to contact Deputy Planning Director Michele McLean by email at michele.mclean@co.maui.hi.us or by phone at 808-270-7735.

Thank you, in advance, for your time and attention to this request.

Sincerely,

A handwritten signature in black ink, appearing to read "William R. Spence", is written over a horizontal line.

WILLIAM SPENCE
Planning Director

ITEM G-6

EXHIBIT 'B'

Ms. Jobie Masagatani, Chair-Designate
October 30, 2012
Page 2

xc: Council Chair Danny Mateo
Michele McLean, Deputy Director
Clayton Yoshida, Planning Program Administrator
Aaron Shinmoto, Planning Program Administrator
Michael J. Hopper, Deputy Corporation Counsel

WS:MM:atw

C:\Michele\My Documents\DHHL2.doc

ITEM G-6

EXHIBIT 'B'

Table 1 Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR

Island	Region	Date HHC Adopted	In Coastal Area	Category	Issue	Opportunity	Priority Project	CZM-related	Disaster Prep & Prevent	Comm. Resili-ence
Hawai'i	Kawaihae	Sept. 2010	X	Residential Homestead Needs	No Natural Disaster Evacuation Plan	Develop emergency evacuation plan: do risk analysis, ID evac routes & shelter locations, coordinate w/stakeholders, agencies			X	X
Hawai'i	Kawaihae	Sept. 2010	X	Infrastructure Development	Flood Mitigation	Assess flooding risks of drainage ways; coordinate debris removal		X	X	X
Hawai'i	Kawaihae	Sept. 2010	X	Natural Resource Management	Pelekane Bay Restoration	Work w/Federal & State gov't agencies to mitigate impacts from Kawaihae Harbor		X	X	X
Hawai'i	Kawaihae	Sept. 2010	X	Natural Resource Management	Jet Ski Restriction	Restrict Jet Ski use abutting HHL		X		
Hawai'i	Ka'u	May 2012	X	Alternative Building Code	County code not flexible; increases housing costs	Evaluate use of non-standard building code for HHL		X	X	X
Hawai'i	Ka'u	May 2012	X	Transportation & Circulation	Lack of maintained roads & paths causing erosion, damaging coastal resources	Develop vehicular roadways & pedestrian pathways in coastal Kalae to better manage coastal access, mitigate impacts. Designate sensitive areas as "Off Limits" to vehicles		X		
Hawai'i	Ka'u	May 2012	X	Natural & Cultural Resource Management	Within the coastal areas of Kamā'oa Pu'u'eo near Kalae is an area of great cultural importance requiring protection.	Protect and Preserve Cultural Sites & Natural Resources in Kamā'oa	X	X		

Table 1 Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR

Island	Region	Date HHC Adopted	In Coastal Area	Category	Issue	Opportunity	Priority Project	CZM-related	Disaster Prep & Prevent	Comm. Resilience
Hawai'i	Ka'ū	May 2012	X	Natural Resource Management	Need a more coordinated approach to wildfire risk reduction	Develop a Regional Fire Control Plan			X	X
Hawai'i	Keaukaha	Dec 2012	X	Emergency Access & Evacuation Planning	Need to improve disaster preparedness	Improve Current Emergency Evacuation Plan w/KS, County, DOT			X	X
Hawai'i	Maku'u	Dec 2012	X	Infrastructure Development / Roads / Emergency Access	Need alternate access route for emergency vehicles	Develop lower roadway connection between Maku'u Farm Lots and Hawaiian Paradise Park for emergency access only			X	X
Hawai'i	Waimea Nui	Jan. 2012		Infrastructure Development / Roads / Emergency Access	Single access point for Lālāmilo is a problem in an emergency	Open both Lālāmilo Access Roads (east and west)			X	X
Hawai'i	Waimea Nui	Jan. 2012		Alternative Building Code	County code not flexible; increases housing costs	Evaluate use of non-standard building code for HHL	X	X	X	X
Kaua'i	Anahola	June 2010		Infrastructure Development / Roads / Emergency Access	Improve Road and Traffic Circulation to Kūhiō Highway	Improve road connectivity in Anahola by increasing direct access to Kūhiō Highway.	X		X	X
Kaua'i	Anahola	June 2010	X	Natural Resource Management	Need more comprehensive planning approach for makai areas	Develop plan that identifies shoreline resources & access points to better manage coastal land between Anahola Beach Park and N edge of DHHL lands.		X		X

Table 1 Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR

Island	Region	Date HHC Adopted	In Coastal Area	Category	Issue	Opportunity	Priority Project	CZM-related	Disaster Prep & Prevent	Comm. Resili-ence
Kaua'i	West Kaua'i	Feb. 2011	X	Emergency Shelter, Access, & Evacuation	Community needs an emergency shelter	Develop a Multi-purpose Evacuation / Cultural / Education Center / Shelter	X		X	X
Kaua'i	Wailua	Dec. 2009	X	Flood Mitigation	Flooding occurs during rainy season makai of the highway & near the jail	Design and implement drainage improvements			X	
Lāna'i	Lāna'i	June 2010		Community Safety	Vegetation overgrowth on undeveloped lands & vacant lots poses fire & safety hazards, loss of sidewalk access & reduces visibility at intersections.	Provide work by hiring on-island contractor to conduct maintenance, control vegetation on vacant lots & planting strips. Clear lands / develop fire break.			X	X
Lāna'i	Lāna'i	June 2010		Infrastructure Development - Drainage	Inadequate drainage - not adequately protecting land from soil erosion.	Install off-site retaining wall to mitigate drainage issues, control soil erosion			X	
Lāna'i	Lāna'i	June 2010		Natural Resource Management, Community Use of Interim lands	Interim Community Use & Management of Vacant & Undeveloped Lands	Develop program for interim land use, community agriculture / farming.	X			X
Molokai	Molokai	April 2010		Infrastructure Development - Roads	Many roads in Ag Homestead areas not paved – become 4 WD only / impassable in wet conditions	Pave dirt roads (feedback from NHDPP outreach)			X	X

Table 1 Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR

Island	Region	Date HHC Adopted	In Coastal Area	Category	Issue	Opportunity	Priority Project	CZM-related	Disaster Prep & Prevent	Comm. Resili-ence
Maui	Waiehu Kou/ Paukukalo	June 2010	X	Infrastructure Development - Drainage	Address Drainage Issue at Paukūkalo - problem w/ sinking houses at Kalākaua and Kūhiō Streets. 1950's homes built on sand, floods when it rains.	Need drainage improvements for homes along a section of Kalākaua Street that intersects with Kūhiō Place and Keali'i Drive.	X		X	X
Maui	Kahikinui	July 2011		Infrastructure Development / Roads	Condition of spine road affects daily lives of all residents. Health & safety issue - emergency vehicles are either unable to reach the scene or take a very long time to come up to site of emergency.	Repair and maint. of mauka-makai road critical. Create new secondary road at lower elevation, below loop road, to provide access to lower lots, firebreak & emergency vehicle access. Need better access to upland forests areas.	X		X	X
Maui	Keokea-Waiohuli	June 2010		Community Safety / Emergency Access & Evacuation Planning	Civil Defense Sirens, kupuna safety	Ensure that civil defense siren system provides coverage for Homestead area. Ensure safety of kupuna in event of an emergency.			X	X
O'ahu	Waimānalo	Nov. 2011	X	Infrastructure Development / Roads	Congestion along highway at rush hour is a real problem. Alternate route during emergency events is needed.	Investigate Potential Routes for Alternative Access or Bypass Road			X	X

Table 1 Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR

Island	Region	Date HHC Adopted	In Coastal Area	Category	Issue	Opportunity	Priority Project	CZM-related	Disaster Prep & Prevent	Comm. Resili-ence
O'ahu	Waimānalo	Nov. 2011	X	Emergency Access & Evacuation Planning	Information gap currently exists for community & visitors on recommended evacuation routes from the coastal areas.	DEM preparing a plan w/ travel routes in Waimānalo; identifies refuge areas & shelter facilities; coordination / collaboration requirements; GIS evacuation route/ tsunami boundary signage plan	X		X	X
O'ahu	Waimānalo	Nov. 2011	X	Infrastructure Development / Roads	Waikupanaha Improvements / Ilauhole Street Extension was proposed in 2006, funding lapsed.	This road will provide emergency access (e.g. in case of tsunami), and better access to jobs (i.e., CTAHR) from subdivisions.	X		X	X
O'ahu	Wai'anae / Lualualei	July 2010	X	Emergency Access	No alternate route if only highway is blocked	Implement emergency access road through Kolekole Pass				
O'ahu	Wai'anae / Lualualei	July 2010	X	Infrastructure Development / Roads	Constant traffic backups on Farrington Highway	Wai'anae Trans. Corridor Coordination & Improvements - need coordination among stakeholders	X	X	X	X
O'ahu	Nanakuli	Dec. 2009	X	Community-based economic development	Need more economic opportunities in region	Promote community-based management & use of ocean resources		X		X

Table 1 Regional Plan Issues, Opportunities, Potential and Priority Projects Related to CZM-DPP-CR

Island	Region	Date HHC Adopted	In Coastal Area	Category	Issue	Opportunity	Priority Project	CZM-related	Disaster Prep & Prevent	Comm. Resili-ence
O'ahu	Nanakuli	Dec. 2009	X	Infrastructure Maintenance & Improvements - Drainage	Streams and canals accumulate debris, Homesteaders along the canal/ditch are responsible for keeping them clean.	Identify ways to encourage homesteaders; ID need for assistance. Organize community workdays; collaborate with non-profit organizations for community drainage improvement projects		X	X	X

NEIL ABERCROMBIE
GOVERNOR
STATE OF HAWAII



STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879
HONOLULU, HAWAII 96805

ALBERT "ALAPAKI" NAHALE-A
CHAIRMAN
HAWAIIAN HOMES COMMISSION

MICHELLE K. KAUFMAN
DEPUTY TO THE CHAIRMAN

M. WAIKALEALE SARSONA
EXECUTIVE ASSISTANT

July 8, 2011

bc: LMD Reading
LMD File: LA 744
LMD Staff: TG
Maui DO
Commissioner Artates

Mr. William Spence
Director of Planning
Department of Planning
County of Maui
250 S. High Street
Kalana Pakui Building, Suite 200
Wailuku, Hawaii 96793

Aloha Mr. Spence:

Subject: Declaration of Exemption, Ka Honua Momona
Kauhale Project, Building Permit
Application Nos. T2011/0815 and T2011/0817
Tax Map Key: (2) 5-4-006:019

Under provisions of the Hawaiian Homes Commission Act (HHCA) of 1920, as amended, the Department of Hawaiian Home Lands (DHHL) is exempting itself from the Shoreline Management Area (SMA) Permit requirements pursuant to the County of Maui, Department of Planning related to the development of the above-mentioned project.

Exemption from the following County of Maui, Department of Planning, SMA Rules is being declared:

1. Title MC-12, Subtitle 03, Chapter 302
§12-302-14 Special management area minor permit procedures

DHHL is exempting this project from the SMA permit requirements to facilitate the construction of a small office (no greater than 775 square feet), a restroom facility including

ITEM G-6

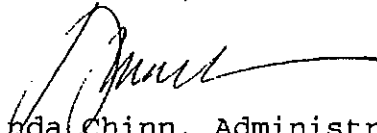
EXHIBIT 'D'

Mr. William Spence
July 8, 2011
Page 2

composting toilets and measuring approximately 10' x 14', a traditional hale made of natural and local materials measuring 20' x 40', a gray water system which incorporates subsurface irrigation, and an outdoor performance platform made of mounded earth.

Should you have any questions, please call Todd Gray, Land Agent, Land Management Division, at (808) 620-9460.

Me ke aloha,



Linda Chinn, Administrator
Land Management Division

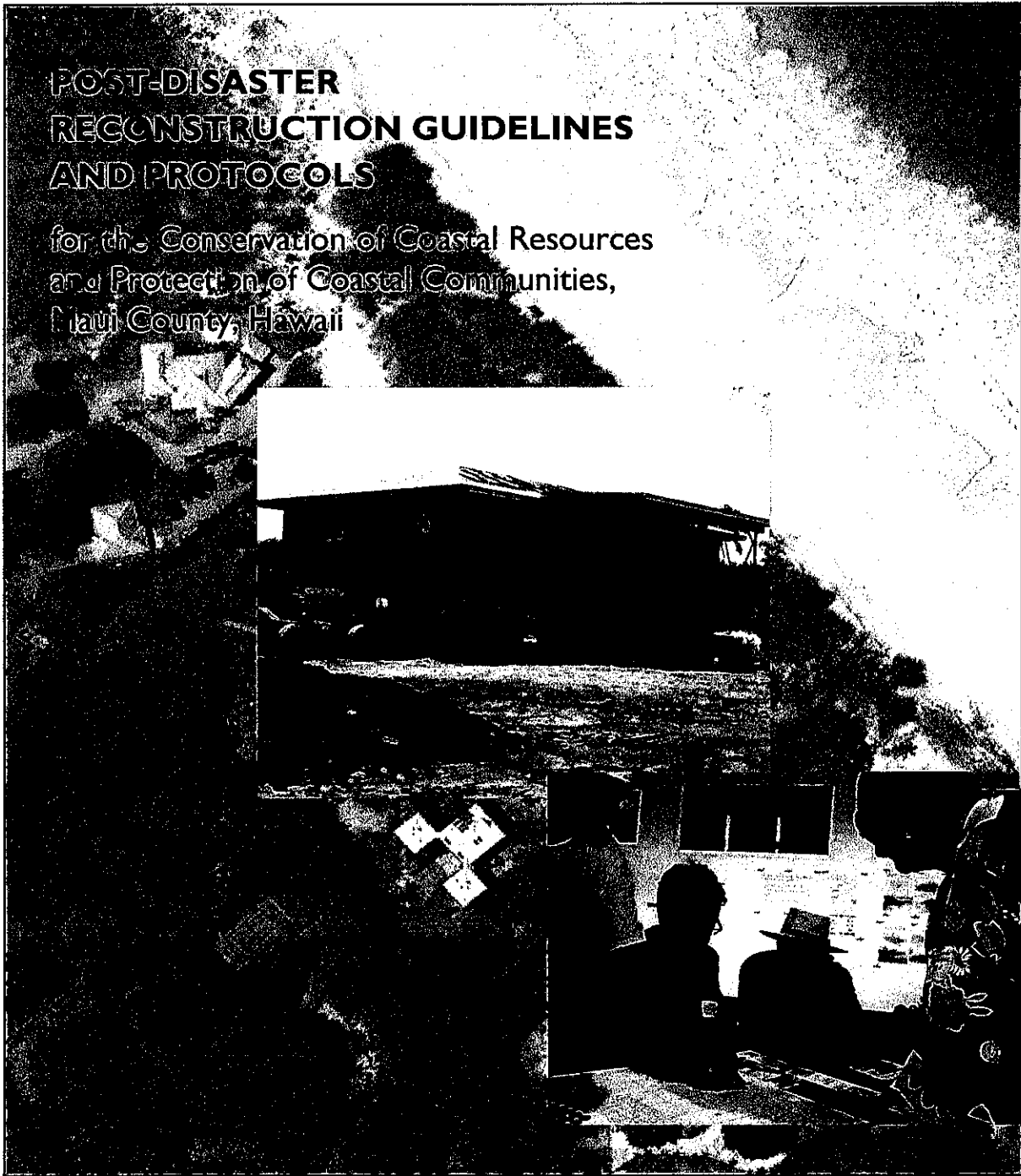
c: Ka Honua Momona International

ITEM G-6

EXHIBIT 'D'

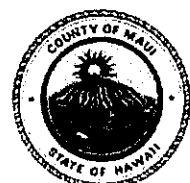
POST-DISASTER RECONSTRUCTION GUIDELINES AND PROTOCOLS

for the Conservation of Coastal Resources
and Protection of Coastal Communities,
Maui County, Hawaii



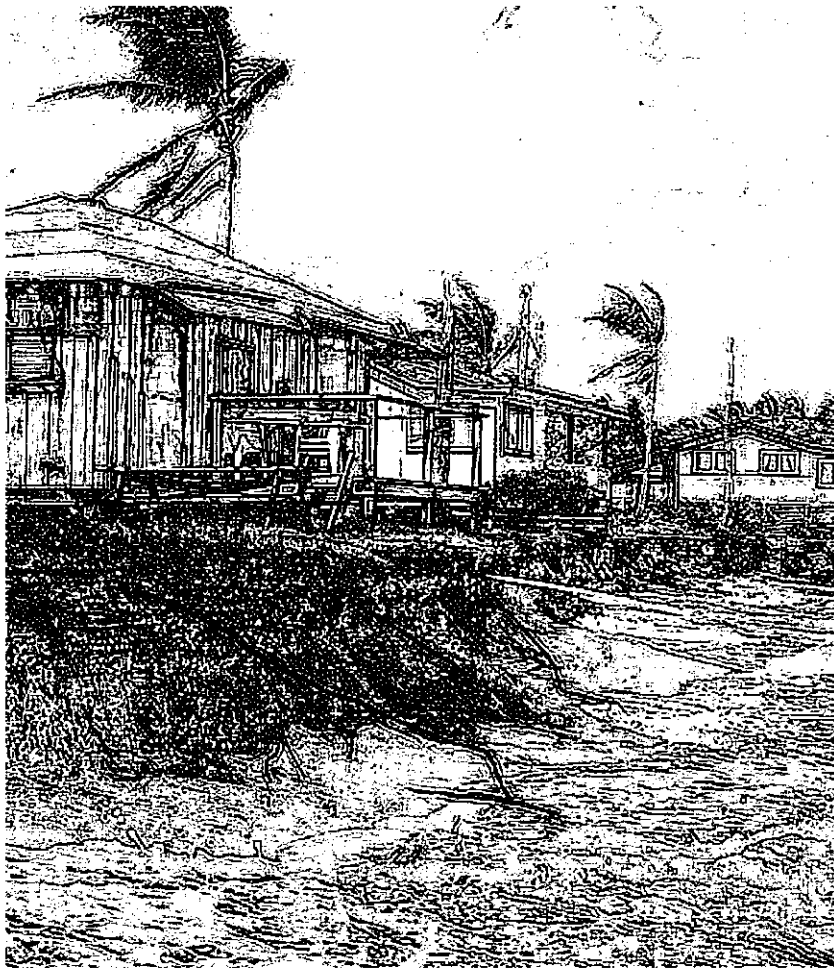
Building Back Safer, Stronger, Smarter!

JANUARY 2015



ITEM G-6
EXHIBIT 'E'

Coastal Resilience for DHHL Communities



ITEM G-6
EXHIBIT 'F'

A resource for the Department of Hawaiian Home Lands and its beneficiaries

Information to help officials and residents assess coastal hazards, enhance beneficiaries' disaster-readiness, improve management of the resource, and clarify jurisdictional issues.

Prepared by the Department of Urban and Regional Planning's Spring 2015 Practicum Team, University of Hawai'i at Mānoa

May 2015
Honolulu, Hawai'i



DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

H-ITEMS
ADMINISTRATIVE SERVICES OFFICE

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

September 20, 2016

TO: Chairman and Members, Hawaiian Homes Commission
FROM: Rodney K. M. Lau, Administrative Services Officer *Rodney Lau*
SUBJECT: Approval of DHHL Biennium Budget Requests for Fiscal
Biennium 2017-2019 (Sufficient Sums Budget)

RECOMMENDED MOTION/ACTION

1. That the Commission approve the FB 2017-2019 Operating and Capital Improvement Program (CIP) budget request (Sufficient Sums Budget) presented below to the Governor for consideration in the Administration's Executive Budget requests to the 2017 Legislature.
2. That the Commission approve the FB 2017-2019 Operating and Capital Improvement Program (CIP) budget request (Sufficient Sums Budget) be presented to the 2017 Legislature.
3. That the Commission authorize the Chairman to adjust the Operating and CIP budget request to make technical adjustments due to minor errors before it is incorporated into the Administration's Executive Budget.

DISCUSSION

For your information is a chronology of 1) the Department of Hawaiian Home Lands (DHHL) supplemental budget request for FY 2017 and 2) DHHL's biennium budget request for FB 2018-19.

Article XII, Section 1 of the State Constitution states "The legislature shall make sufficient sums available for the following purposes: (1) development of home, agriculture, farm and ranch lots; (2) home, agriculture, aquaculture, farm and ranch loans; (3) rehabilitation projects to include, but not limited to, educational, economic, political, social and

cultural processes by which the general welfare and conditions of native Hawaiians are thereby improved; (4) the administration and operating budget of the department of Hawaiian home lands..."

On October 19, 2007, several beneficiaries filed a lawsuit against the State and the Hawaiian Homes Commission claiming that the State violated its constitutional duty to sufficiently fund the Department of Hawaiian Home Lands.

On March 9, 2012, the Supreme Court affirmed the Intermediate Court of Appeals judgment in part that the courts can determine what constitutes "sufficient sums" for the DHHL's administrative and operating expenses to carry out the purposes of the Hawaiian Homes Commissions Act, 1920, as amended.

The Supreme Court also determined that "sufficient sums" for (1) development of lots, (2) loans, and (3) rehabilitation projects are political in nature and could not be judicially determined.

On November 17, 2015, the First Circuit Court entered its Findings of Fact, Conclusions of Law and Order concerning Plaintiffs' claim that the State of Hawaii failed to make sufficient sums available to the DHHL as required by article XII, section 1 of the Hawaii Constitution.

Judge Castagnetti declared in her order that:

"1. The State of Hawaii has failed to provide sufficient funds to the Department of Hawaiian Home Lands for its administrative and operating budget in violation of the State's constitutional duty to do so under article XII, section 1 of the Hawaii Constitution.

...3. Although what is "sufficient" will change over the years, the sufficient sums that the legislature is constitutionally obligated to appropriate in general funds for DHHL's administrative and operating budget (not including significant repairs) is more than \$28 million for fiscal year 2015-16.

4. Prior to 2012, the DHHL Defendants breached their trust duties by failing to take all reasonable efforts - including filing suit - to obtain all the funding it needs for its administrative and operating budget.

5. The defendants shall prospectively fulfill their constitutional duties and trust responsibilities. They are enjoined from violating these obligations."

Final Judgment was entered on December 14, 2015.

On December 21, 2015, the State Defendants filed a Motion for Reconsideration of, or to Alter or Amend, the Judgment and Order.

On February 29, 2016, the court orally granted in part the Motion stating that:

"...paragraphs 3 and 5 of the Order previously entered on November 27, 2015 shall be AMENDED to read as follows:

3. Although what is sufficient will change over the years, the amount of general funds appropriated to DHHL for its administrative and operating budget for fiscal year 2015-16 (\$9,632,000) is not sufficient. The State is required to comply with the Hawaii Constitution and must fund DHHL's administrative and operating expenses by making sufficient general funds available to DHHL for its administrative and operating budget for fiscal year 2015-16.

5. The defendants must fulfill their constitutional duties and trust responsibilities.

The remaining paragraphs of the Order issued November 27, 2015 shall remain in full force and effect."

Based on the Court's ruling, the Hawaiian Homes Commission, the head of the Department of Hawaiian Home Lands, has a fiduciary responsibility to ask for amounts the Commission considers "sufficient sums" for the Department's administrative and operating expenses.

The Hawaiian Homes Commission request is formulated in two parts:

- a) Administrative and Operation costs relating to the Supreme Court ruling regarding purpose no. 4 of Article XII,

Section I. This part also includes existing infrastructure projects with a long-standing history of operational, maintenance, and repair issues that have become capital improvement issues.

- b) Costs aligned with purposes numbers 1, 2 and 3, of Article XII, Section I, of the Hawaii State Constitution relating to: ...(1) development of home, agriculture, farm and ranch lots"; (2) home, agriculture, aquaculture, farm and ranch loans; and (3) rehabilitation projects to include, but not limited to, educational, economic, political, social and cultural processes by which the general welfare and conditions of native Hawaiians are thereby improved..." which the Supreme Court ruled as political in nature and could not be judicially determined.

**1) DHHL Supplemental Budget Requests - Fiscal Year 2017
(Approved by HHC on July 19, 2016)**

Administrative and Operating Costs: Purpose 4 of Article XII, Section I

In light of the Nelson case decision, the Department has participated in a series of workshops with the Hawaiian Homes Commission and native Hawaiian beneficiaries to inform them of the Nelson case decision and what was determined as sufficient sums as compared to the funding provided by the State Legislature.

On June 21, 2016, the Hawaiian Homes Commission (HHC) approved an "Interim Operating Budget" for the Administrative and Operating Costs of the Department of Hawaiian Home Lands for Fiscal Year 2017. The final Operating budget was reviewed and approved by the HHC at their July 2016 regular meeting after receiving further budget information as a result of the workshops.

2) DHHL Biennium Budget Requests - Fiscal Years 2018 and 2019

Administrative and Operating Costs: Purpose 4 of Article XII, Section I

The proposed biennium budget request for administrative and operating costs total \$58,591,110 and \$53,944,519 for fiscal years 2018 and 2019, respectively.

In the Nelson case decision, Judge Castagnetti determined that more than \$28 million was the "sufficient sums" amount for fiscal year 2015-2016. "Personal Services" category costs is based on the 260 (FTE) positions as used to determine the

"sufficient sums" amount in the court decision. Fringe benefit costs are to be absorbed by a separate Department of Budget and Finance general fund appropriation. The funding of general fund fringe benefit costs separately in a Department of Budget and Finance appropriation is a policy consistent with all other State general funded programs.

The positions were kept intact as provided to the court to determine "sufficient sums" except for those affected by actual and projected position variances. The annual personnel costs request represents an aggregate of the annual base salaries.

In the proposed FB 2017-19 request, the DHHL's fiscal year 2017 budget for the "Other Current Expenses" category was used as a base line and adjusted to exclude costs related to development of homestead lots, loans, and rehabilitation projects. Consequently, the base budget was adjusted for debt service costs, loans, grants in aid and grants. The annual "Other Current Expenses" category totaled \$17,164,922. Attachment A-1 provides the "Other Current Expenses" category approved by the Commission relating to the Administrative and Operating Costs, with adjustments, to determine the "sufficient sums" amount.

Ongoing repairs and maintenance for existing infrastructure on Hawaiian home lands totaled \$3,613,000 annually for fiscal years 2018 and 2019 and is requested as a separate general fund "Repair and Maintenance" request in the "Other Current Expenses" category (See Attachment B-2).

DHHL's initial CIP general obligation bond request relating to existing infrastructure is made as a lump sum request under the title of "Hawaiian Home Lands Development, Statewide" totaling \$24,115,000 and \$18,500,000 for fiscal years 2018 and 2019, respectively (See Attachment B-1). The existing infrastructure projects have a long standing history of operational, maintenance and repair issues that have become capital improvement issues.

Attachments "A" provides a summary recap of the discussion.

Hawaiian Homes Commission Budget Request: Purpose no. 4 - State Constitution, Article XII, Section 1

	FY 2018	FY 2019	
	(260.00)	(260.00)	
Administrative and Operating Budget Request	\$30,863,110	\$31,831,519	(A)
Operating Budget: Repairs and Maintenance of Existing Infrastructure	\$3,613,000	\$3,613,000	(A)
CIP Budget: Repairs and Maintenance of Existing Infrastructure	\$24,115,000	\$18,500,000	(C)
Total HHC Administrative and Operating Budget Request	\$58,591,110	\$53,944,519	
Means of Financing: (A)= General Fund; (C) = General Obligation Bond			

Hawaii State Constitution: Purposes 1, 2, 3 of Article XII, Section I; Lot Development, Loans and Rehabilitation Projects

The proposed biennium budget request for Purposes 1, 2, 3 of Article XII, Section I (Lot Development, Loans and Rehabilitation Projects) total \$186,055,100 and \$209,234,100 for FY 2018 and 2019, respectively. Details of the request are shown in Attachments "C" (Lot Development), "D" (Loans), and "E" (Rehabilitation Projects).

Hawaiian Homes Commission Budget Request: Purposes no. 1, 2, 3, State Constitution, Article XII, Section 1

	FY 2018	FY 2019	
Purpose 1: Lot Development	\$63,425,000	\$88,975,000	(C)
Purpose 2: Loans	\$75,000,000	\$78,100,000	(C)
Purpose 3: Rehabilitation Projects	\$32,121,000	\$29,050,000	(C)
Rehabilitation Projects	\$15,509,100	\$13,109,100	(A)
Total	\$186,055,100	\$209,234,100	

Means of Financing: (A) = General Fund; (C)=General Obligation Bond

In August 2016, DHHL participated in a Puwalu discussion in Hilo that brought native Hawaiian beneficiary leaders state-wide together regarding priorities in their communities and programmatic needs. These needs provided by the beneficiaries were identified and sorted according to the purposes provided by Article XII, Section 1 of the State Constitution and included in the FB 2017-19 request. These projects are identified in Attachment "E".

Separate from the "sufficient sums" request, that is also included in Attachment "E", are grants-in-aid (GIA) projects that were brought up in the Puwalu discussion. DHHL will provide information to the Administration and the Legislature on GIA projects that may be coming forward. The GIA requesters

will still need to go through the normal GIA process to secure funding.

CIP Budget: HHC Federal Fund Request

Separate from the "sufficient sums" request is a request for authorization to expend \$16.1 million in Federal funds for fiscal year 2018 as provided by the U.S. Department of Agriculture Water and Waste Disposal program.

Also separate from the "sufficient sums" request is a request to fund four (4) (FTE) positions and two (2) temporary positions funded by the Native American Housing Assistance and Self Determination Act (NAHASDA) program.

The Commission's approval of the above recommended motion is respectfully requested.

Department of Hawaiian Home Lands
Purpose 4: Administrative and Operating Costs
FB 2017 - 2019 Budget Request Summary

		FY 2018 Budget Request to HHC	MOF	FY 2019 Budget Request to HHC	MOF
State Constitution, Article XII, Section 1, Purpose 4: Administrative and Operating Costs					
	Personnel Costs	\$13,698,188	A	\$14,666,597	A
	Other Current Expenditures	\$17,164,922	A	\$17,164,922	A
	Subtotal Administrative and Operating Costs	\$30,863,110		\$31,831,519	
	Repair and Maintenance of Existing Infrastructure	\$3,613,000	A	\$3,613,000	A
	Repair and Maintenance of Existing Infrastructure	\$24,115,000	C	\$18,500,000	C
	Subtotal R&M of Existing Infrastructure	\$27,728,000		\$22,113,000	
	Total Administrative and Operating Costs	\$58,591,110		\$53,944,519	

Means of Financing:

A = General Fund	\$34,476,110	A	\$35,444,519	A
C = General Obligation Bonds	\$24,115,000	C	\$18,500,000	C
Total	<u>\$58,591,110</u>		<u>\$53,944,519</u>	

Department of Hawaiian Home Lands								
Purpose 4: "Other Current Expenses" Category								
Executive Budget for FY 2017 as Approved by the HHC on July 19, 2016								
				Operating Fund		Other Current Expenses		
Object Code		General Fund	Administration Account	Operating Portion	Development Portion	Total	Adjustments	Sufficient Sums Request
2900	Other Personal Services	759,500	0	0	0	759,500		759,500
3010	Operating Supplies - Gas & Oil Supplies	58,800	0	22,500	8,000	89,300		89,300
3020	Operating Supplies - Fuel & Oil Other	2,300	0	25,680	3,000	30,980		30,980
3030	Operating Supplies - Janitorial	22,180	0	6,148	0	28,328		28,328
3090	Operating Supplies - Others	13,900	0	22,584	850	37,334		37,334
3100	Maintenance Materials Supplies & Parts	11,800	0	101,000	0	112,800		112,800
3200	Office Supplies	137,680	0	800	0	138,480		138,480
3400	Other Supplies	49,116	0	1,500	0	50,616		50,616
3500	Dues and Subscriptions	19,212	0	300	0	19,512		19,512
3600	Freight and Delivery Charges	2,217	0	3,000	1,200	6,417		6,417
3700	Postage	177,820	0	3,050	0	180,870		180,870
3800	Telephone	125,210	0	400	0	125,610		125,610
3900	Printing and Binding	151,700	0	0	0	151,700		151,700
4000	Advertising	92,200	0	0	0	92,200		92,200
4100	Car Mileage	16,350	0	0	0	16,350		16,350
4200	Transportation, Intrastate	363,200	0	10,000	0	373,200		373,200
4300	Subsistence Allowance, Intra-State	242,470	0	5,000	0	247,470		247,470
4400	Transportation, Out of State	25,000	0	0	0	25,000		25,000
4500	Subsistence Allowance, Out of State	25,000	0	0	0	25,000		25,000
4600	Hire of Passenger Cars	78,900	0	4,000	0	82,900		82,900
5000	Electricity	372,000	590,000	479,000	20,000	1,461,000		1,461,000
5200	Water	103,700	147,000	49,800	200,000	500,500		500,500
5400	Other Utilities	0	500	0	0	500		500
5500	Rental of Land and Bldg.	32,800	0	0	0	32,800		32,800
5600	Rental of Equipment	73,700	0	1,500	500	75,700		75,700
5700	Other Rentals	1,772,500	0	3,000	0	1,775,500		1,775,500
5810	Repairs- Data Processing	14,000	0	0	0	14,000		14,000
5815	Maintenance - Data Processing	149,342	0	0	0	149,342		149,342
5820	Repairs- Equipment, Building, etc.	53,592	20,105	30,200	2,000	105,897		105,897
5825	Maintenance- Equipment, Building, etc.	171,178	165,000	188,972	6,335	531,485		531,485
5830	Repairs- Motor Vehicles	19,700	0	9,000	1,200	29,900		29,900
5835	Maintenance- Motor Vehicles	24,500	0	5,000	500	30,000		30,000
5840	Maintenance-Unencumbered Lands & Other	0	300,000	10,400	25,400	335,800		335,800
5891	Repairs-Other Miscellaneous	2,000	76,184	0	0	78,184		78,184
5895	Maintenance-Other Miscellaneous	19,000	0	6,000	0	25,000		25,000
5900	Insurance	75,000	0	0	0	75,000		75,000
6120	Interest Payment--RGOB, Revenue Bond	0	0	0	1,000	1,000	(1,000)	0
7110	Services Fee Basis	3,853,280	2,445,000	1,216,600	1,131,000	8,645,880		8,645,880
7230	Training Costs	18,996	150,200	6,000	200	175,396		175,396
7290	Other Current Expenditures	15,700	155,200	6,000	500	177,400		177,400
7700	Equipment	195,571	0	0	102,000	297,571		297,571
7700	Motor Vehicle	50,000	0	4,500	0	54,500		54,500
120/802	Debt Service: RGOB	0	0	0	30,000	30,000	(30,000)	0
	DHHL Self-imposed Restriction	0	1,046,676	1,556,809	0	2,603,485	(2,603,485)	0
Total - Current Expenditure & Equipment		9,391,114	5,095,865	3,778,743	1,533,685	19,799,407	(2,634,485)	17,164,922

Department of Hawaiian Home Lands
Purpose 4: Administrative and Operating Costs
Repair and Maintenance of
Existing Infrastructure (Lump Sum Details)
FB 2017 - 2019 Budget Request

ISLAND	AREA or SUBDIVISION	PROJECT COMPONENTS	PHASE (PLANNING, DESIGN, CONSTRUCTION, HOUSING)	FY 2018	FY 2019
Oahu	Papakolea	Papakolea Sewer System Improvements & Slope Remediation	Design and Construction	1,500,000	10,000,000
Oahu	Papakolea	Roadway and Retaining Walls Stairway Repair	Design and Construction	750,000	
Oahu	Islandwide	Traffic calming measures	Design and Construction	450,000	
Hawaii	Kawaihae	Kawaihae Water System	Design	750,000	
Maui	Waiehu Kou 3	Sewer Pump Station	Design and Construction	200,000	
Maui	Waiehu Kou Phase 2	Detention Basin and Park Repair	Design and Construction	250,000	
Maui	Waiehu Kou Phase 3 and 4	Detention Basin and Ditch Improvements	Design and Construction	550,000	
Oahu	Islandwide	Sewer assessment and Design	Planning and Design	500,000	1,000,000
Maui	Islandwide	Drainage Improvements	Design and Construction	1,000,000	
Maui	Kula Residence Lots	Roadway Safety and Drainage Improvements	Design and Construction	1,200,000	1,200,000
Oahu	Nanakuli Series 5-3	Soils and Rockfall Mitigation	Planning and Design	550,000	
Oahu	Waianae Valley	Rock Mitigation	Design and Construction	170,000	
Oahu	Waianae and Nanakuli	Sewer System Extension	Design and Construction	1,100,000	
Oahu	Waimanalo	Rock Fall Mitigation	Planning and Design	500,000	
Hawaii	Laiopua	Plant Mitigation and Preservation Restoration	Design and Construction		1,100,000
Lanai	Lanai	Drainage Improvements	Design and Construction	820,000	
Kauai	Anahola	Anahola Park Improvements	Design and Construction	100,000	
Kauai	Anahola	Drainage Masterplan and Design	Planning and Design	825,000	
Kauai	Anahola	Surface Water Development	Plan, Design Construct	1,000,000	2,000,000
Kauai	Waimea	Waimea Waterline Improvements	Planning and Design	300,000	
Kauai	Waimea	Pu'u 'Opae Agricultural and Water Plan	Planning	275,000	
Statewide	Statewide	Cesspool Upgrades to Septic or Sewer	Planning and Design	1,100,000	
Statewide	Statewide	Remedial Roadway Improvements for Dedication to Counties	Planning and Design	1,100,000	
Hawaii	Islandwide	UXO Mitigation and Remediation on Existing Lots	Plan, Design Construct		2,000,000
Oahu	East Kapolei II	Detention Basin Corrective Action to Sides and Silting	Construction	75,000	
Oahu	Nanakuli	Drainage Channel Repairs	Design and Construction	1,000,000	
Oahu	Waimanalo	Drainage Channel Repairs	Design and Construction	300,000	
Statewide	Statewide	Street Light Improvements	Design and Construction	450,000	
Maui	Keokea-Waiohuli	Archaeological Preservation Improvements	Design and Construction	1,000,000	
Molokai	Kapaakea & Kalamaula	Kapaakea & Kalamaula Drainage Improvements	Design and Construction	3,000,000	
Hawaii	Islandwide	Street Light LED Conversion	Design and Construction	400,000	
Oahu	Kapolei	Traffic Signalization - Kapolei Parkway at Puainako Street	Design and Construction	600,000	
Oahu	Kapolei	Traffic Signalization - Kualakai Parkway at Keahumoa Parkway	Design and Construction	600,000	
Oahu	Kapolei	Kaupea Safety Wall	Design and Construction	500,000	
Statewide	Statewide	Infrastructure Repair and Maintenance on HHL	Design and Construction	1,200,000	1,200,000
			TOTAL	\$ 24,115,000	\$ 18,500,000

Means of Financing: General Obligation Bonds

Department of Hawaiian Home Lands
Purpose 4: Administrative and Operating Costs
Repair and Maintenance of Existing Infrastructure
FB 2017 - 2019 Budget Request

ISLAND	AREA or SUBDIVISION	MAINTENANCE COMPONENTS- PURPOSE	FY 2018	FY 2019
Hawaii	Kawaihae	Water System Operation and Maintenance	120,000	120,000
Hawaii	Laipua Villages	Brush Clearing and Fire Breaks	50,000	50,000
Hawaii	Puukapu	Water System Operation and Maintenance	255,000	255,000
Kauai	Anahola	Water System Operation, Maint, Emerg Call	75,000	75,000
Kauai	Piilani MKK and Anahola	Maintenance	75,000	75,000
Lanai	Lanai City	Maintenance	75,000	75,000
Maui	Kula	Maintenance	200,000	200,000
Maui	Leialii	Leialii Parkway Maintenance	85,000	85,000
Maui	Waiehu Kou	Detention Basins and Ditches	125,000	125,000
Maui	Waiehu Kou	Sewage Pump Station	80,000	80,000
Oahu	East Kapolei II	Detention Basins (2)	30,000	30,000
Oahu	Kapolei	Maluohai, Kaupea, Kanehili Maintenance	75,000	75,000
Oahu	Nanakuli	Princess Kahanu Road Repairs	30,000	30,000
Oahu	Oahu	Sewage Spill Response and Repair	150,000	150,000
Oahu	Oahu	Street Light Replacement	375,000	375,000
Oahu	Oahu	Scattered Location Repair and Maintenance	1,200,000	1,200,000
Oahu	Oahu	Albizia Control	290,000	290,000
Oahu	Waimanalo	Drainage Channel and Tree Trimming	38,000	38,000
Oahu	Waimanalo	Detention Basin	30,000	30,000
State	Statewide	Sign Replacement	255,000	255,000
		Total	\$3,613,000	\$3,613,000

Means of Financing: General Fund

Department of Hawaiian Home Lands
Purpose 1: Lot Development
FB 2017 - 2019 Budget Request

ISLAND	AREA or SUBDIVISION	PROJECT COMPONENTS	PHASE	FY 2018	FY 2019
Hawaii	Laiopua Village 4	Hema (103 Lots)	Design & Construction	14,300,000	
Oahu	East Kapolei II, Incr. IIC	Roadways & Utilities for 130 Res Lots	Construction		15,000,000
Oahu	Nanakuli	Voice of America, Ph I Infrastructure	Design & Construction	800,000	10,000,000
Oahu	Waimanalo	Agricultural Lots	Design & Construction	750,000	5,000,000
Molokai	Molokai	Hoolehua Water System Improvements	Design & Construction	900,000	21,500,000
Maui	Villages of Leialii	Leialii Parkway & Highway Improvements	Design & Construction	1,000,000	4,000,000
Maui	Honokowai	Honokowai Master Plan	Planning & Environmental	1,000,000	
Maui	Honokowai	Water System Improvements	Design & Construction	8,000,000	
Hawaii	Kona	North Kona Exploratory Well	Planning & Design	2,000,000	
Hawaii	Kau	Kau Water System	Design & Construction	1,000,000	
Hawaii	Kawaihae	Production, Storage & Transmission	Planning & Design	750,000	
Hawaii	Puukapu	Puukapu Pastoral Lots Electrical Facilities	Design & Construction	2,100,000	
Molokai	Hoolehua	Kanakaloloa Cemetery Improvements	Construction	1,500,000	
Hawaii	Kaunapali	Kaunapali Subdivision Lot Rehabilitation	Design & Construction	500,000	
Hawaii	Lalamilo	Lalamilo Septic System Improvements	Design & Construction	500,000	
Hawaii	Hilo	Hilo Community College Model Home	Construction	225,000	225,000
Hawaii	Puukapu	Puukapu Roadway Improvements	Design & Construction	2,000,000	
Maui	Villages of Leialii Ph1B	Subdivision Design (175 Lots)	Design & Construction	2,000,000	4,000,000
Molokai	Hoolehua Agriculture Lots	Naiwa Subdivision Site Improvements	Design & Construction		1,000,000
Lanai	Lanai Residence Lots	Phase 2 Off-site Development	Design	2,000,000	
Maui	Keokea-Waiohuli Development	Phase 2 Site Improvements (76 Lots)	Design & Construction	1,000,000	15,000,000
Kauai	Piilani Mai Ke Kai III	Drainage & Subdivision Improvements (40 Lots)	Design & Construction		4,000,000
Maui	Keokea	Agricultural Off-site Water System	Design & Construction	2,000,000	
Maui	Keokea Farm Lots	Subdivision Improvements to Drainage System	Design & Construction	1,000,000	
Statewide	Statewide	Statewide Lot Rehabilitation	Design & Construction	2,000,000	
Hawaii	Laiopua	Utility and Infrastructure Changes	Housing (Infrastructure)	1,000,000	
Hawaii	Lalamilo Phase 2	Lalamilo Phase 2A	Design & Construction		2,000,000
Kauai	Anahola Farm Lots	New Reservoir & Backup Well	Design & Construction	6,000,000	

Department of Hawaiian Home Lands
Purpose 1: Lot Development
FB 2017 - 2019 Budget Request

ISLAND	AREA or SUBDIVISION	PROJECT COMPONENTS	PHASE	FY 2018	FY 2019
Kauai	Hanapepe	Hanapepe Residential Subdivision Phase 2	Planning & Design		1,000,000
Kauai	Molooaa	Molooaa Farm Lots	Planning & Design		1,000,000
Hawaii	Honokaia	Honokaia Water System	Construction	1,300,000	
Kauai	Wailua Residential Lots	Infrastructure	Planning, Design	2,000,000	
Molokai	Kalamaula & Kapaakea	Aquaculture Development Plan	Planning & Environmental	250,000	
Molokai	Kalamaula	Water & Drainage System Improvements	Design	1,000,000	
Molokai	Hoolehua	Pasture Lot Development (30 Lots)	Design & Construction		1,000,000
Molokai	Hoolehua Agriculture Lots	Scattered Lots Site Improvements	Design & Construction	1,000,000	
Molokai	Kalamaula	Kalamaula Farm Lots Site Improvements (40 Lots)	Design & Construction		1,000,000
Oahu	East Kapolei	Transit Oriented Development	Plans, Design, Construction	2,000,000	
Oahu	Lualualei Reservoir Site	Survey, Environmental Studies and Planning	Planning		250,000
Maui	Keokea-Waiohuli Development	Phase 3 Site Improvements (77 Lots)	Design		1,000,000
Hawaii	Ka'u	Ka'u Farm and Ranch Lots Subdivision Site Improvements	Design		2,000,000
Hawaii	Lalamilo	Lalamilo Phase 1 Kawaihae Rd Impt	Design & Construction	550,000	
Hawaii	Hawaii Island	UXO Mitigation and Construction Support	Plan, Design, Construct	1,000,000	
			Total	\$63,425,000	\$88,975,000
			Biennium Total:		\$152,400,000

Means of Financing: General Obligation Bonds

Department of Hawaiian Home Lands
Purpose 2: Loans
FB 2017 - 2019 Budget Request

Purpose	FY 2018	FY 2019
Mortgage Capitalization for Gap Group and Low to Moderate Income Families	28,000,000	37,500,000
Interim Financing (for Turnkey)	38,800,000	32,400,000
ADU Financing (\$100,000 x 50)	5,000,000	5,000,000
Debt Service - Revenue Bonds	3,200,000	3,200,000
Total	\$75,000,000	\$78,100,000

Department of Hawaiian Home Lands
Purpose 3: Rehabilitation Projects
FB 2017-2018 Budget Request

ISLAND	AREA	PROJECT COMPONENTS	PHASE	FY 2018			FY 2019		
				OPERATING	DHHL	GIA	OPERATING	DHHL	GIA
Hawaii	Kaunana & Piilhonua	Community Center	Planning						
Hawaii	Panaewa	Farming Work Group		1,000,000					50,000
Hawaii	Panaewa	Kamoleao Infrastructure & Bldg	Planning and EA			425,000			4,500,000
Hawaii	Keaukaha Panaewa	Farmers Assoc Farmer's market	Expansion						250,000
Hawaii	Panaewa	Road Infrastructure Improvements	Transp & Circulation			150,000			
Hawaii	Makuu	Community Center	Construction						
Hawaii	Makuu	Off-site water system							1,000,000
Hawaii	Keaukaha	Community Pavilion							
Hawaii	Kamaoa Puueo	Water Master Plan (\$75,000)*	Planning						
Hawaii	Kamaoa Puueo	Cultural & Natural Resource Land Mgmt		130,000		3,000,000			
Hawaii	Waiohinu	Agriculture Homestead Leases							100,000
Hawaii	Waimea	WHHCC Ag	Construction						
Hawaii	Waimea	WHHCC Cemetery	Design			1,200,000			
Hawaii	Waimea	WHHC Operations				225,000			
Hawaii	Waimea	Ag Peer to Peer Program (\$200,000)*				200,000			
Hawaii	Puukapu	Hybrid water system (pumps)	Upgrade and certify			100,000			
Hawaii	Puukapu	Security System for Internal Road Networks				8,000			
Hawaii	Puukapu	Firebreak							
Hawaii	Puukapu	Homestead Emergency Access Rd	Planning and EA			134,000			1,200,000
Hawaii	Kailapa	Comm Resource Ctr/Emerg Shelter							
Hawaii	Kailapa	Irrigation Well for Native Plants and Erosion Control							1,000,000
Hawaii	Kawaihae	Potable Water Feasibility Study (\$125,000)*							
Hawaii	Kailapa	Na Kilo Aina Program		20,000					

Department of Hawaiian Home Lands
Purpose 3: Rehabilitation Projects
FB 2017-2018 Budget Request

ISLAND	AREA	PROJECT COMPONENTS	PHASE	FY 2018			FY 2019		
				OPERATING	DHHL	GIA	OPERATING	DHHL	GIA
Hawaii	Kailapa	Community Assn Operations							
Hawaii	Kailapa	Emergency Access Road	Planning and EA			200,000			
Hawaii	Kailapa	Firebreak around the community						1,200,000	
Hawaii	North Kona	Water Development (\$2,000,000)*	Planning and EA						
Hawaii	Laiopua	Laiopua 2020 Operation Funding				480,000			
Hawaii	Laiopua	Laiopua 2020 Community Center				4,500,000			
Hawaii	Laiopua	Renewable energy initiative						250,000	
Kauai	Anahola	Irrigation System (\$1,000,000)*	Planning & Design						
Kauai	Wailua	Access to surface/ground water							
Kauai	Kekaha	Ag with homestead		10,000		100,000			6,000,000
Kauai	West Kauai	Multi-Purpose, Evacuation & Ed Ctr				250,000			
Kauai		Study drug rehab facilities w/in Community							500,000
Kauai		Educational programs					100,000		
Kauai		Bring assn's together to collaborate (\$100,000)*							
Kauai	Hanapepe	Ag land				250,000			
Kauai	Puu O Pae	Road Improvements				200,000			
Lanai		Interim Use of Undeveloped Land			25,000				
Maui	Keokea	Farmers Marketplace	Planning and EA			550,000		550,000	600,000
Maui	Keokea	Agricultural Water-Source and Distribution (\$5,500,000)*							
Maui	Paukukalo	Armory Site Development	Planning and EA					350,000	
Maui	Paukukalo	Pihana Heiau Restoration	Planning and EA					100,000	
Maui	Waiehu Kou	Community Center & Bus Stop						500,000	
Maui	Waiehu Kou	Landscaping Maintenance Contract		150,000			150,000		

Department of Hawaiian Home Lands
Purpose 3: Rehabilitation Projects
FB 2017-2018 Budget Request

						FY 2018			FY 2019		
						DHHL	OPERATING	CIP	DHHL	OPERATING	CIP
ISLAND	AREA	PROJECT COMPONENTS	PHASE								
Maui	Waiehu Kou	Community Garden - Water Development						30,000			1,500,000
Maui	Waiehu Kou	Drainage Basins - siltation clean up (\$3,500,000)*									
Maui	Kahikinui	Composting toilet	Planning /Design/ Materials					600,000			
Maui	Kahikinui	Community Center/Pavilion						1,000,000			1,000,000
Maui	Kahikinui	Road Construction and Repair						2,000,000			2,000,000
Maui	Kahikinui	Lot Development & Road Repair	Equipment					75,000			
Maui	Kahikinui	Road Repair	Equipment					165,000			10,000,000
Maui	Kahikinui	Fencing and Rebar						150,000			150,000
Maui	Kahikinui	Fog Catchment System	Planning /Design /Materials					750,000			TBD
Maui	Kahikinui	Water Storage (water tanks)						150,000			TBD
Maui	Leialii	Community Center/Kitchen	Planning & Design					100,000			100,000
Maui	Honokowai	Ag Homestead	Planning & Design					400,000			1,000,000
Maui	Pulehunui	Community-Based Economic Dev				100,000					
Molokai		Ed workshop on Alternative Energy				10,000					
Molokai	Malama Park	Land Use Designation & Master Plan						50,000			
Molokai	Kiowea Park	Complete Pavilion Project							1,300,000		
Molokai	Lanikeha Center	Alternative Energy Retrofit and Smart Grid						5,000,000			
Molokai	Hoolehua	Multi-Purpose Youth Center									250,000
Molokai	Lanikeha Center	Playground									250,000
Molokai		Voter Ed for Youth: "Rise to Vote"				10,000					

Department of Hawaiian Home Lands
Purpose 3: Rehabilitation Projects
FB 2017-2018 Budget Request

ISLAND	AREA	PROJECT COMPONENTS	PHASE	FY 2018			FY 2019		
				OPERATING	DHHL	GIA	OPERATING	DHHL	GIA
Molokai	Kalamaula Mauka	Passive Park							
Molokai		Transition Cespools to Septic Systems			TBD				
Molokai		Conduct ed workshops on water		20,000					
Oahu	Papakolea	Address Abandoned Homes		115,000			115,000		
Oahu	Papakolea	Community Center & Park Improvements				2,500,000			
Oahu	Nanakuli	Tourism ed & boater safety		TBD					
Oahu	Princess Kahanu	Removal of bus route in neighborhood		TBD					
Oahu	Princess Kahanu	Expansion of community center							TBD
Oahu	Waianae Kai	Community Development							TBD
Oahu	Waianae Valley	Courbarium with large area for cultural uses			250,000				
Oahu	Leeward Coast	Utilize ocean resources		50,000					
Oahu	Kapolei	Kapolei Heritage Center Phase II				3,000,000			
Oahu	Kanehili	Park Development & Fencing of self help homes			2,500,000				
Oahu	Kanehili	Community Signage & Traffic Safety on Kinoliki St.			TBD				
Oahu	Kaupea	9 acre park parcel						TBD	
Oahu	Kaupea	Perimeter wall at Kamaaaha/Kapolei Pkwy (\$500,000)*							
Oahu	Kaupea	Kupuna/lopio programs					TBD		
Oahu	Kapolei	Safety/Drug coalition with NSW		50,000					
Oahu	Kapolei	Maintenance/Repair for dedication of roads (\$125,000)*							
Oahu	Kapolei	Place of worship & place of rest/cemetery						250,000	

Department of Hawaiian Home Lands
Purpose 3: Rehabilitation Projects
FB 2017-2018 Budget Request

ISLAND	AREA	PROJECT COMPONENTS	PHASE	FY 2018			FY 2019		
				DHHL	GIA	GIA	DHHL	CIP	GIA
Oahu	Waimanalo	Emergency Evacuation and Street Extension		500,000	13,500,000				
Oahu	Waimanalo	Vacant homes for homeless or kupuna		75,000					
Statewide		Housing Program Plan		500,000					
* Projects are funded in other budgets				Puwalu: Subtotal	\$2,765,000	\$32,121,000	\$23,105,000	\$365,000	\$29,050,000
		Homeowner Affordability Initiative		5,000,000			5,000,000		
		Lease Cancellation Prevention/Financial Literacy		5,000,000			5,000,000		
		Native Hawaiian Development Program Plan		2,744,100			2,744,100		
		Total		\$15,509,100	\$32,121,000	\$23,105,000	\$13,109,100	\$29,050,000	\$5,600,000
		Means of Financing: (A) General Funds		(A)	(C)		(A)	(C)	
		(C) General Obligation Bonds							

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 19, 2016

TO: Chairman and Members, Hawaiian Homes Commission
FROM: Rodney K. M. Lau, Administrative Services Officer
SUBJECT: Transfer of Hawaiian Home Receipts Money at the
End of the First Quarter, FY 2017



RECOMMENDED MOTION/ACTION

That the Commission approve the transfer of the entire receipts deposited in the Hawaiian Home Receipts Fund as of September 30, 2016 to the Hawaiian Home General Loan Fund.

DISCUSSION

Section 213 (g) of the Hawaiian Homes Commission Act, 1920, as amended reads in part as follows:

"(3) Hawaiian home receipts fund. All interest money from loans or investments received by the department from any fund except as provided for in each respective fund, shall be deposited into this fund. At the end of each quarter, all moneys in this fund may be transferred to the Hawaiian home operating fund, the Hawaiian home administration account, the Hawaiian home trust fund, and any loan fund in accordance with rules adopted by the department."

Section 10-3-52(b) of Title 10, DHHL Administrative Rules provides that:

"If the Commission fails to approve a plan for transfer, all moneys in the Hawaiian home receipts fund shall be transferred at the end of that respective quarter as follows:

- (1) Nine per cent to the operating fund; and
- (2) Ninety-one per cent to the general loan fund."

As of September 30, 2016, the estimated balance in the Hawaiian Home Receipts Fund will be approximately \$700,000.00. Based on the ongoing loan requirements for fiscal year 2017, it is recommended that cash receipts in the Hawaiian Home Receipts Fund for the quarter ending September 30, 2016 be transferred to the Hawaiian Home General Loan Fund.

DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION
SEPTEMBER 19 & 20, 2016
WAILUKU, MAUI

J-ITEMS
GENERAL AGENDA

Subject: FW: Hawaiian Homes Commission Meeting- September 19, 2016 , Request to be on the J-Agenda

From: Mishel Narvaez [<mailto:narvaezaloha@gmail.com>]
Sent: Monday, August 29, 2016 11:35 AM
To: Carreira, Shelly P
Subject: Regarding HHC annual meeting on Maui Sept 19

Aloha Miss Carreira,

Your email was given to me as contact for HHC upcoming meeting in Sept2016.

I would like to have my nonprofit placed on agenda for upcoming Hawaiian Homelands Commission meeting next month. HMA (HawaiiMuralArts) would like the opportunity to present our proposal for a unique mural design on wall of a building that sits on HHC owned property;

BUILDING THAT SITS ON PARCEL;
97.33 acres, (A&B previous LESSEE)
Classified agricultural
Located on along highway towards Kihei near race track & Humane Society

We have been working hard on a design that will replace the graffiti that's been there for years. We would like the opportunity to honor the Hawaiian Heritage and history of Hawaii and have a prepared 5min statement to submit along with a detailed proposal for HHCs consideration.

Mahalo for your kokua 🌸

~M.

Mishel Narvaez | HMA Lead Muralist
Hawaii Mural Arts 🌺
A Nonprofit Corporation
P.O. Box 1614, Makawao, HI 96768
T. 808.205.8365 | F. 808.871.2824 | C. 808.276.0649
www.himuralarts.com
info@himuralarts.com

Subject: FW: HHC Contact: To Commission Secretary

Subject: HHC Contact: To Commission Secretary

To:
HHC Secretary

First Name: Tasha
Last Name: Kama

Phone:
8084632963

Email:
kahukama@gmail.com

Subject:
To Commission Secretary

Message:
I would like to address the commission regarding my Keokea lot situated in Kula, Maui.

Akismet Spam Check: passed
Sent from (ip address): 98.155.188.58
(cpe-98-155-188-58.hawaii.res.rr.com)
Date/Time: August 28, 2016 9:22 am
Coming from (referrer): <http://dhhl.hawaii.gov/hhc/> Using (user agent): Mozilla/5.0 (Windows NT 10.0; WOW64)
AppleWebKit/537.36 (KHTML, like Gecko) Chrome/52.0.2743.116
Safari/537.36

Subject: FW: Hawaiian Homes Commission Meeting - J-Agenda Request
Attachments: image001.png

From: VEL MARIANO [mailto:manavel_11@msn.com]
Sent: Wednesday, September 07, 2016 2:27 PM
To: Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov>
Subject: RE: Hawaiian Homes Commission Meeting - J-Agenda Request

Mahalo....Olinda is the President and I will have her represent our association. I did want to get info on trying to use part of the area for our church. If someone could give me advise to partner with association.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Burrows-Nuuanu, Leatrice W" <leatrice.w.burrows-nuuanu@hawaii.gov>
Date: 09/07/2016 9:17 AM (GMT-10:00)
To: manavel_11@msn.com
Subject: Hawaiian Homes Commission Meeting - J-Agenda Request

Aloha Ms. Mariano,
Confirming your request to be placed on the J-Agenda of the Hawaiian Homes Commissions Maui Meeting on September 19th in Paukukalo. Do you still wish to address the commission? Can you forward a short summary of the topic you'll be speaking on?

Mahalo,

Subject: FW: Change to J Agenda

From: L Johnson [mailto:lalaj@flex.com]
Sent: Wednesday, August 17, 2016 7:54 PM
To: Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov>
Subject: Re: Change to J Agenda

Yes. Thank you Leah.

On Wed, Aug 17, 2016 at 1:33 PM, Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov> wrote:

Aloha Terry,

Clarifying that you want to be on the J-Agenda for the September meeting?

Mahalo, Leah

From: L Johnson [mailto:lalaj@flex.com]
Sent: Wednesday, August 17, 2016 12:06 PM
To: Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov>
Subject: Change to J Agenda

Aloha Leah,

I was just wondering if we could change it from J Agenda to address the Commissioners, rather than going on the D Agenda as requested previously. Please respond at your convenience. Sorry for the inconvenience.

Mahalo,

Terry Miller