


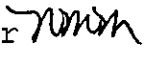
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

JUNE 15-16, 2015

To: Chairman and Members, Hawaiian Homes Commission (HHC)

Through: Kaleo Manuel, Acting Planning Program Manager 

From: Nancy McPherson, Planner 

Subject: For Information Only - Status of Beneficiary Consultation, National Park Service Draft General Management Plan for Kalaupapa National Historic Park, Kalaupapa, Kalawao and Pālā'au, Moloka'i

RECOMMENDED MOTION/ACTION

None; for information only.

DISCUSSION

Background

At the request of the Hansen's disease patients there, Kalaupapa was established as a National Historic Park (NHP) in 1980. The National Park Service initiated a planning process to develop a General Management Plan (GMP) for Kalaupapa NHP in 2009, with a public scoping phase. The GMP describes the general path that the National Park Service intends to follow in managing Kalaupapa over the next 15-20 years. The DHHL Planning Office engaged with the National Park service early on in the planning process, and a Beneficiary Consultation on the NPS Preliminary Alternatives was conducted in late June 2011. An informational workshop for the HHC was held during its regularly scheduled meeting on August 15, 2011. All comments were compiled and analyzed, and a formal comment letter from DHHL on the Preliminary Alternatives and other issues related to the GMP and DHHL and the beneficiaries' relationship with NPS was submitted to the National Park Service on September 27, 2011. (See Exhibit A)

After some delay and the appointment of a new Park Superintendent, the NPS' planning process resumed in April 2015

with issuance of the Draft GMP, which describes the Preferred Alternative for management, Alternative C. This status report provides an update to the HHC on the Planning Office's continued efforts to consult with beneficiaries on the Draft GMP and the NPS' timeline for its planning process moving forward. A formal Beneficiary Consultation report is in preparation and will be submitted to the HHC for acceptance in the near future.

Beneficiary Consultation

STEP 1. THE PROPOSED ACTION IS DESCRIBED:

In this case, the Beneficiary Consultation (BC) is intended to elicit comments on the actions of another agency (NPS), which has a long term lease for Hawaiian Home Lands on the Kalaupapa Peninsula as well as for a small area at the top of the cliff in Pālā'au, the Kalaupapa Overlook area, totaling 1,247 acres. Two consultation meetings were held on "topside" Molokai on May 26 and May 27, 2015. A slide presentation was prepared to describe the NPS' proposed action and the comments and concerns of beneficiaries that had been expressed to date. Handouts were also provided at the meetings that provided more detailed information, including copies of DHHL's lease with NPS.

STEP 2. BENEFICIARIES WERE NOTIFIED OF OPPORTUNITIES TO CONSULT (See Exhibit B):

A letter inviting Moloka'i beneficiaries to attend the May 26 and 27, 2015 BC meetings in Hoolehua and Kalamaula, Molokai was mailed out on May 12, 2015. A total of 1,618 letters were mailed to both applicants and lessees.

STEP 3. PRESENTATION MATERIALS FOR ALL MEETINGS ARE AVAILABLE FOR FEEDBACK (See Exhibit C):

Presentation materials in the form of a powerpoint handout and a copy of the Sept. 27, 2011 DHHL letter to NPS were available at the BC meetings and have been posted to the DHHL Beneficiary Consultation website. A link to the NPS Kalaupapa Draft GMP webpage has also been provided.

STEP 4: COMMENTS ARE COMPILED INTO MEETING REPORTS:

A formal Beneficiary Consultation report is in preparation and will be submitted to the HHC and posted on the DHHL website for the July HHC meeting.

Summary of Beneficiary Consultation Comments and Staff Recommendations

Meeting notes are being provided for your information (See Exhibits D and E). The comment deadline given to beneficiaries at the meetings was June 25, 2015.

CONCLUSION AND NEXT STEPS

The National Park Service has made some effort to consider and respond to comments from beneficiaries and DHHL in the Draft GMP. However, there still are some significant comments that have not yet been clearly addressed or responded to. The NPS has graciously allowed DHHL to have additional time to conduct Beneficiary Consultation on the Draft GMP and will accept comments from DHHL until July 8, 2015. A formal comment letter will be drafted and submitted to NPS by that date.

RECOMMENDED MOTION / ACTION

None; for information only.

NEIL ABERCROMBIE
GOVERNOR
STATE OF HAWAII



STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879
HONOLULU, HAWAII 96895

ALBERT "ALAPAKI" NAHALE-A
CHAIRMAN
HAWAIIAN HOMES COMMISSION

MICHELLE K. KAUHANE
DEPUTY TO THE CHAIRMAN

M. WAIALEALE SARSONA
EXECUTIVE ASSISTANT

September 27, 2011

Mr. Steve Prokop
Superintendent
Kalaupapa National Historic Park
P.O. Box 2222
Kalaupapa, HI 96742

Aloha Superintendent Prokop:

Subject: Department of Hawaiian Home Lands Comments on
Preliminary Alternatives, Kalaupapa General
Management Plan

Mahalo for the opportunity to provide comments on the
Preliminary Alternatives identified as part of Kalaupapa
National Historic Park's General Management Plan.

The Department of Hawaiian Home Lands (DHHL) owns
approximately 1,247 acres of land in Kalaupapa, which
encompasses the settlement area along the peninsula and
portions of the cliffs. We currently have a 50 year lease
(expiring in 2041) with the National Park Service (NPS) at an
annual lease payment of \$230,000.00.

As landowners, DHHL intends to work with NPS and participate
in its long range planning and management efforts for our
lands in Kalaupapa. DHHL understands that there are various
opportunities and constraints that exist in Kalaupapa, such
as:

- Perpetuating the legacy of Kalaupapa
- Respecting and honoring the patient community
- Protecting significant cultural and natural resources

ITEM G-1

EXHIBIT A

- Recognizing the impact of canonization of Father Damien & beatification of Mother Marian Cope
- NPS interest in long term perpetuation of area
- Limited access by trail, plane, and barge
- Expensive maintenance, improvement, and new development costs
- Multi-jurisdictional management of Kalaupapa

The Preliminary Alternatives do a good job at addressing these opportunities and constraints, but after conducting Beneficiary Consultation meetings on Moloka'i and discussions with DHHL staff related to the proposed preliminary alternatives, the DHHL has these comments to offer:

MOLOKA'I ISLAND PLAN

1. The Department developed the Moloka'i Island Plan in 2005 that identifies two (2) areas (3.5 acres each) in Kalaupapa for Community Use (see attached map). DHHL recommends that the preferred alternative identify these community use areas as gathering places for cultural practices and access of native Hawaiians.
2. Identify potential existing facilities within these areas for adaptive reuse to serve the functions listed above.
3. These areas could be licensed to an organization of native Hawaiian patients or our Homestead Association(s) to manage and operate.

ACTIONS COMMON TO ALL ALTERNATIVES

1. *Resources*

- Continue to hire, train, and provide internships to engage native Hawaiians in resource management efforts
- Work with native Hawaiian schools and students (Moloka'i Schools, Kamehameha Schools, Hawaiian Immersion and Charter Schools) to provide educational experiences and opportunities in Kalaupapa

2. *Traditional Collection, Hunting, and Fishing*

- Allow for native Hawaiian gathering/access in Kalaupapa

3. *Visitor Experience*

- Identify a special access (2-3 days/weekend) period, determined by resources, to allow exclusive native Hawaiian access to Kalaupapa, while still enforcing cap of 100 visitors per day.

4. *Concessions*

- Ensure native Hawaiian preference on all concessions, contracts for goods and services, and commercial uses at Kalaupapa

5. *Facilities, Access, Transportation*

- Allow native Hawaiians preference for access/transportation via mule, foot, trail, plane, boat
- There is no mention of long term use of facilities, access, and transportation. Management, operations, and jurisdiction of these resources needs to be further defined.

6. *Management Structure, Partnerships and Agreements*

- Develop a task force made up of landowners, stakeholders, and community leaders to determine best long term management options
- Once last patient passes, explore potential utilization of health facilities for rehabilitation, kūpuna assisted living, or health care programs since facilities already exist

PRELIMINARY ALTERNATIVE SUPPORTED BY DHHL

Preliminary **Alternative B** seems to support the short and long term desires of patients, beneficiaries, and Department staff

related to the management of Kalaupapa with a few additions and edits:

- Kalaupapa is a Special Hawaiian Place. All components (resource management, cultural resources, natural resources, marine resources and fishing, traditional collection and hunting, visitor use, interpretation and education, facilities, access and transportation, concessions and commercial uses, etc.) of any alternative needs to highlight the benefits and inclusion of native Hawaiian people, history, culture.
- As a Hawaiian place, stewardship and access to natural and cultural resources is essential to our beneficiaries and native Hawaiian communities to protect and preserve cultural practices, traditions, and protocols. Please incorporate a unique native Hawaiian stewardship component for both individuals and groups into Preliminary Alternative B.
- Hire native Hawaiian Cultural Consultants made up of cultural practitioners and residents of Kalaupapa or Moloka'i to properly advise NPS on management initiatives with a "native Hawaiian lens"
- Enforce the visitor cap of 100 people per day to restrict general public, but ensure native Hawaiian preference on access.
- In the long term, allow for overnight visitation to stewardship individuals or groups only.
- Work with DHHL beneficiary community and the Department to establish a visitor information and cultural facility at Pālā'au State Park
- Long term use of facilities, primarily houses, should be investigated for potential DHHL residential uses, possibly homesteading
- Include as part of education, interpretation, and outreach, pre-settlement native Hawaiian history by hiring native Hawaiian cultural practitioner guides or previous native Hawaiian residents of Kalaupapa
- Provide management level job opportunities for native Hawaiians
- Develop a Sustainable Kalaupapa Community


Superintendent Steve Prokof
September 27, 2011
Page 5 of 5

We thank you for the opportunity to provide comment.
Kalaupapa is a special place that must be cared for by the
Department, our beneficiaries, and all of Hawai'i.

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

Me ke aloha,



 Albert "Alapaki" Nahale-a, Chairman
Hawaiian Homes Commission

Attachment

cc: Commissioner Tancayo, Molokai
DHHL Molokai District Office

ITEM G-1

EXHIBIT A

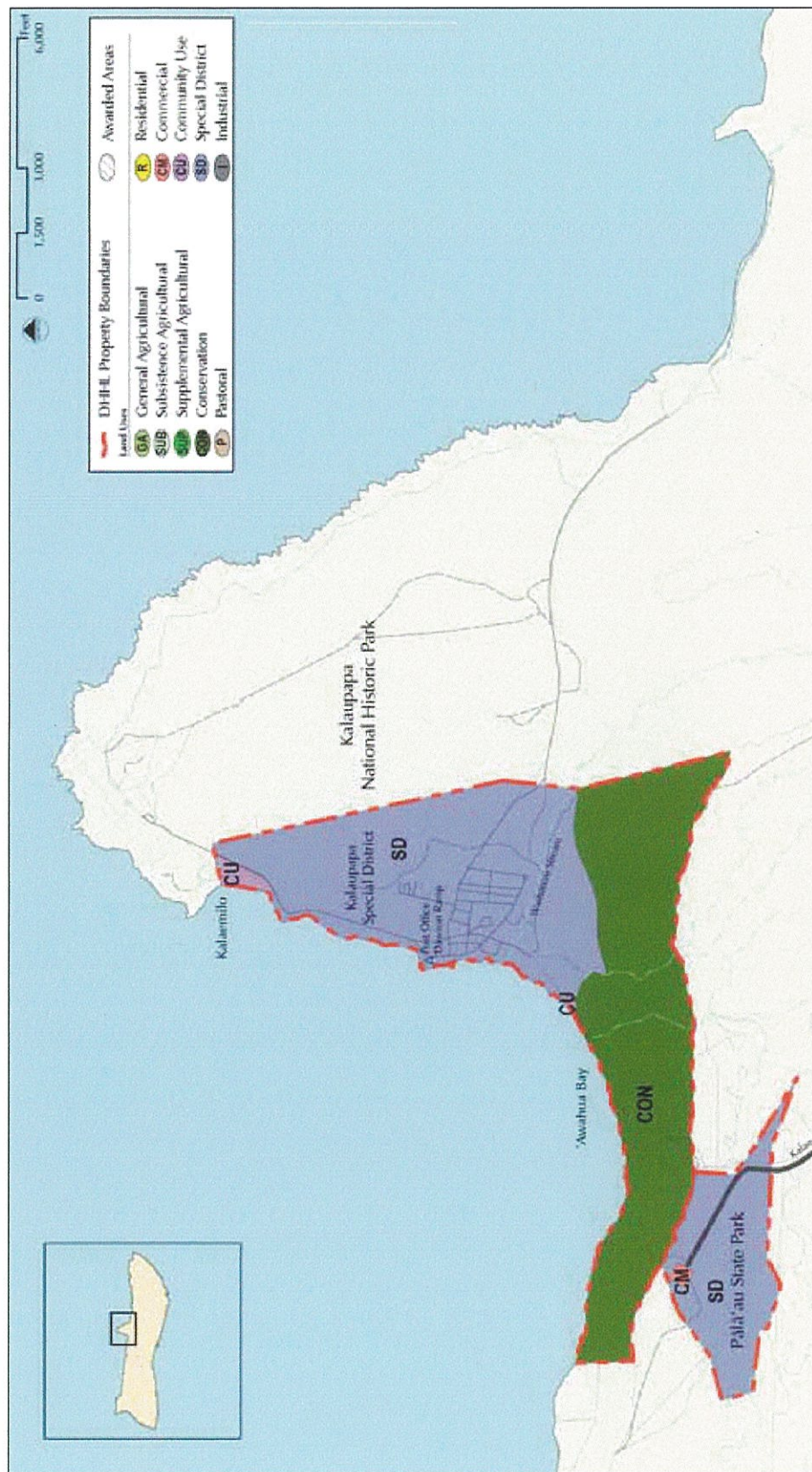


Figure ES.6 - Kalaupapa and Pāla'au (Apana 3) Preferred Land Use Plan



DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

SHAN S. TSUTSUI
LT. GOVERNOR
STATE OF HAWAII



JOBIE M. K. MASAGATANI
CHAIRMAN
HAWAIIAN HOMES COMMISSION

WILLIAM J. AILA, JR.
DEPUTY TO THE CHAIRMAN

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

P. O. BOX 1879
HONOLULU, HAWAII 96805

May 11, 2015

Aloha Molokai Beneficiaries,

The Kalaupapa National Park Service (NPS) has just conducted a series of public meetings on the islands of Molokai, Maui and Oahu to get input from the community on the Kalaupapa Draft Management Plan and Environmental Impact Statement (Kalaupapa Draft GMP/EIS) that examines four possible management strategies, called "alternatives," for both the short term and long term futures of Kalaupapa.

For more information and to download the Kalaupapa Draft GMP/EIS and NPS newsletter, please visit the following website:

<http://parkplanning.nps.gov/projectHome.cfm?projectID=24883>

As the landowner, DHHL is seeking your manao on the Kalaupapa Draft GMP/EIS and their preferred alternative. It is important for all of us to give proper guidance and vision to protect and preserve Kalaupapa.

Our Planning Office will be holding a Beneficiary Consultation meeting to talk story and get comments from you on:

**May 26, 2015
(Tuesday)
Lanikeha Community Center
6:00 p.m. – 8:00 p.m.**

On the following day, May 27, 2015, planning staff will be at DHHL's office at Kulana Oihi from 9:00 a.m. to 12:00 p.m. to give beneficiaries another opportunity to talk story about Kalaupapa, provide comments, and to share their manao.

ITEM G-1

EXHIBIT B

Molokai Beneficiaries
May 11, 2015
Page 2

I know we are all busy, but please try to make time to attend this important meeting. If there are any questions, please feel free to contact Kaleo Manuel in our Planning Office at 808-620-9485 or by email at kaleo.l.manuel@hawaii.gov. For additional information, you can also visit our website at:

<http://dhhl.hawaii.gov/2015/04/16/kalaupapa-management-plan-and-eis-up-for-review/>

Aloha,

A handwritten signature in black ink, appearing to read "Jobie Masagatani".

Jobie M. K. Masagatani, Chairman
Hawaiian Homes Commission

ITEM G-1

EXHIBIT B



Department of Hawaiian Home Lands

***BENEFICIARY CONSULTATION
Kalaupapa National Historic Park
Draft General Management Plan***

May 26 & 27, 2015



Department of Hawaiian Home Lands

AGENDA

- 1. INTRODUCTIONS & PULE, MEA 'AI***
- 2. PURPOSE OF BENEFICIARY CONSULTATION***
“Encourage and collect comments, input and feedback on Kalaupapa National Historic Park Draft General Management Plan”
- 3. DHHL BACKGROUND ON KALAUPAPA***
- 4. PRESENTATION BY NATIONAL PARK SERVICE STAFF***
- 5. “I LIKE” / “I WISH” / “WHAT IF”***
- 6. OPEN DISCUSSION***



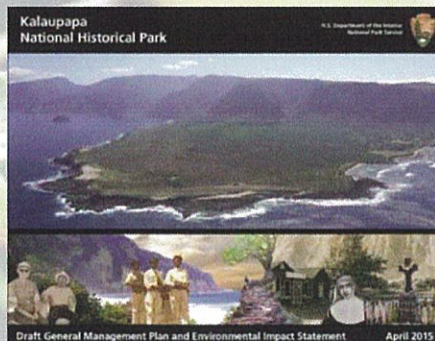
Department of Hawaiian Home Lands

MEETING HANDOUTS

1. AGENDA (on blue paper)
2. POWERPOINT PRESENTATION
3. COMMENTS FROM DHHL TO NPS (Letter dated 9/27/2011)
4. BENEFICIARY CONSULTATION #1 REPORT
5. MAP - MOLOKAI ISLAND PLAN LUD'S FOR KALAUPAPA-PALAAU
6. MAP - NPS MANAGEMENT AREAS, ALTERNATIVE "C"
7. DHHL LEASE WITH NPS FOR KALAUPAPA

Purpose of Beneficiary Consultation



*Encourage and collect comments, input and feedback on
Kalaupapa National Historic Park Draft General
Management Plan*



DHHL Planning Activities

- *Molokai Island Plan – adopted by Hawaiian Homes Commission in 2005. Developed Land Use Designations (LUD's) for Kalaupapa*
- *Molokai Regional Plan – adopted by Hawaiian Homes Commission in 2010. Included discussion of Kalaupapa*

DEPARTMENT OF HAWAIIAN HOME LANDS
MOLOKAI ISLAND PLAN



June 2005

Moloka'i Island Plan

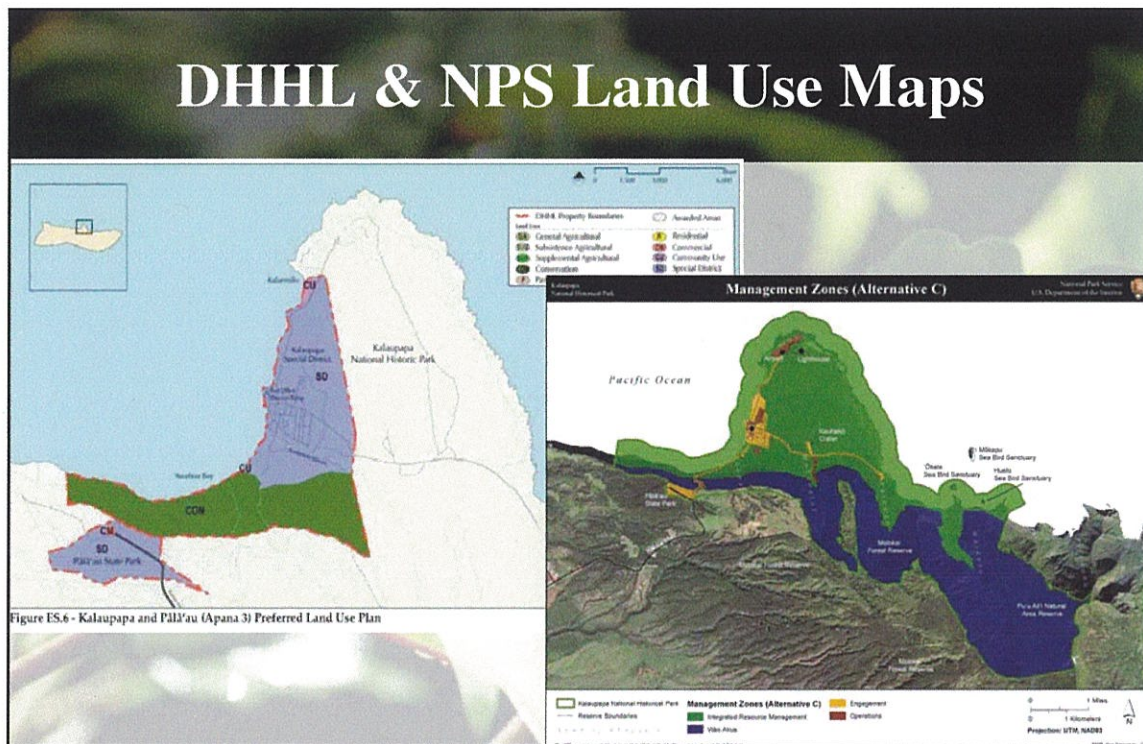
- 'Ualapu'e
- Kapa'akea, Makakupa'ia, Kamiloloa
- Kalama'ula
- Kalaupapa-Pālā'au
- Ho'olehua-Pālā'au

10 DHHL Land Use Designations

- Residential
- General Agriculture
- Subsistence Agriculture
- Supplemental Agriculture
- Pastoral
- Community Use
- Commercial
- Industrial
- Conservation
- Special District

Kalaupapa-Pālā‘au Area

- **Special District**
 - Kalaupapa: 621 acres
 - Pālā‘au Forest: 226 acres
- **Conservation**
 - Cliffs: 609 acres
- **Community Use**
 - Near Airport 3.5 acres
 - Fronting Awahua Bay 3.5 acres
- **Commercial**
 - Pālā‘au 5 acres
- TOTAL 1,474 acres**



What is a Special District?

- Area with severe constraints (topography, slope, inundation zone, tsunami zone, flood, endangered species)
- Area with natural, cultural, or historic resources
- Area that needs specialized planning in order to develop
- Area that requires some conservation principles but can be used with compatible uses
- Area that plays a significant role for the ahupua'a
- Area that is significant to entire island

Kalaupapa National Park

- General Lease
 - 1,247 acres
 - 50 year lease that expires in 2041
 - \$230,000 lease rent per year
- Millions invested in infrastructure improvements, building restorations, other initiatives
- NPS Annual Operating Budget of \$4.23 Million

Opportunities & Constraints

- Perpetuating the legacy of Kalaupapa
- Important cultural and natural resources
- Impact of canonization of Father Damien & Mother Marianne Cope
- NPS interest in long term preservation of area
- Limited/difficult access by trail, plane, barge
- Expensive to maintain, improve, or build new

Community Concerns – DHHL Plans

Island Plan

- Preserve legacy
- Respect patients
- Only for education
- Teach old ways
- NPS must work with Native Hawaiians

Regional Plan

- DHHL engage with NPS in planning
- Ensure traditional access and gathering rights
- Pālā‘au separate from Kalaupapa
- Ag homesteading
- Consult with beneficiaries

DHHL/Beneficiary Participation in GMP

Previous Beneficiary Consultation

- BC #1, on NPS Preliminary Alternatives
 - two meetings on Molokai, June 29 & 30, 2011
- Comment Letter from DHHL to NPS on Preliminary Alternatives dated Sept. 27, 2011, based on BC #1
- NPS comment period on Draft GMP began April 9, 2015
- NPS deadline for comments is June 8, 2015

What We Heard - BC #1

Actions Common to All Alt's

- Ensure resource mgmt. training & employment opportunities for (N)ative Hawaiians
- Traditional practices – ensure access & gathering rights
- Special/exclusive access for beneficiaries, including lodging
- Native Hawaiian preference for concessions, transportation, etc.

Alternatives A-D

- Some prefer Alternative B – visitation stays limited
- Some in favor of homesteading, others not – too many burials
- Allow ag homesteading in Waikolu and Waihanau
- Manage Pālā'au separately from Kalaupapa
- Don't treat us like po'e haole

What We Heard – BC #1

Mana'o from Beneficiaries

- Create joint task force to work out details for a DHHL/OHA/NPS MOU
- Keep in use as a healthcare, kupuna facility
- Include pre-settlement history, traditional stories
- Respect mana'o from Kalaupapa 'ohana, spiritual nature of the place
- Promote reconnection of beneficiaries to the place, both pre- and post-settlement

What We Asked For: **DHHL Comments on Preliminary Alternatives**

- Molokai Island Plan – integrate Community Use areas (7 acres) into GMP, develop protocols for access, adaptive reuse of existing facilities, management/leasing by beneficiary organizations
- Respect trust obligation to rehabilitate native Hawaiians by providing opportunities to improve health & well being of beneficiaries. Develop protocols for exercising of traditional & customary practices and gathering rights
- Establish a visitor information and cultural facility at Pālā‘au State Park

What We Asked For: **DHHL Comments on Preliminary Alternatives**

- Alternative B supported by DHHL and Beneficiaries – emphasis should be on Kalaupapa as a Special Hawaiian Place
- All components of GMP need to highlight benefits to & inclusion of native Hawaiian people, history and culture
- Provide unique native Hawaiian stewardship component. Stewardship & access to natural and cultural resources is essential to protect and preserve cultural practices, traditions and protocols.
- Hire native Hawaiian Cultural Consultants to advise NPS & provide management level employment opportunities.
- Allow overnight visitation for stewardship purposes only

Kalaupapa Draft GMP Presentation

National Park Service Staff:

Erika Stein Espaniola
Superintendent

Leslie Kanoa Nae'ole
Management Assistant

*****Exercise*****

“I Like”
“I Wish”
“What If”

Open Discussion

- What new ideas came out of the exercise?
- What things may we have missed?
- What is your mana‘o on Alternative C?

Open House

There is another opportunity to share your mana‘o
or just talk story with DHHL:

Open House

May 27, 2015 (Tomorrow)

Kūlana ‘Ōiwi

9:00 a.m. – 12:00 p.m.

Contact Information

**M. Kaleo Manuel, Acting Planning Program
Manager**

Kaleo.L.Manuel@hawaii.gov

(808) 620-9481

Nancy M. McPherson, Planner

Nancy.M.McPherson@hawaii.gov

(808) 620-9519

****Deadline for Comments: June 25, 2015****

Mahalo for coming!!



SHEET ①

1. Homesteading within Park Boundary – how much acreage in NHP could DHHL/beneficiaries use? [DHHL] Special District – Limited to existing structures. Acreage – 1,247 ac. + 257 in Pālā'au.
2. Is majority of settlement on HHL? [DHHL] Yes.
3. Purpose of meeting is what? If lease doesn't end until 2041, why are we talking about this? Are we renegotiating the lease? [KM] Evaluating the Draft GMP, short term and long term options, DHHL articulating your concerns to NPS, DGMP timeframe is 15-20 years.
4. We want to be assured of access for traditional practices. People are getting busted for surfing, etc. DHHL should take a strong position re: access. Right now there are limitations to access.
5. So in the meantime, do we have access? [DHHL] It's limited.
6. Do patients have first right of refusal? [DHHL] Yes.
7. Patient Council – when did they start making those kinds of decisions?
8. Did DOI ever contact DHHL to discuss exchange of lands? [DHHL] Yes.

SHEET ②

9. Since the lease isn't up until 2041, what can NPS teach native Hawaiians in order to prepare for those jobs when the time comes? If they do that, will we be DHHL or NPS employees? Make sure that native Hawaiians are benefitting.
10. DHHL has never represented beneficiaries well enough – need to have a beneficiary-driven plan – beneficiaries are the real owners of the land. How come DHHL issues a revocable lease to us, and a long term GL to NPS? Change NPS lease to a revocable lease.
11. Talking about respecting the culture, thinking that we know what's best for our kupuna down there. Whatever ipu kai they had, they kept – not to be spread around the world [by visitors]. Respect the culture. Federal government is illegally here, occupying our land. We need to tell them what we want, what's best for generations to come.
12. These are our lands. A trust obligation to protect these lands, the history. Problem with how we are being treated – our rights are being ignored by the Feds, by DHHL. Was a candy store. Using our lands, going through the process. There's nothing to protect our interests. We're fed up – should be partners. This plan is only using a small percentage of the land – pōhō. The rest of the peninsula should be used by homesteaders. DHHL not representing us since 2009. How do we protest this? I'm pissed off at how this plan is not representing us. DHHL needs to be advocating for us.

SHEET ③

13. When they first made that park, I signed up for homesteading at Kalaupapa – they told me no can homestead. The system is BS and we always take gas
14. All the land painted in green – should be programs for homesteaders to use, like growing taro in the valleys, etc. [DHHL] There will be programs and access for ag, gathering etc.
15. Special Use area – don't take it away from Beneficiaries. There needs to be more access and use of lands outside of the settlement area.
16. DHHL is not the whole peninsula – can't comment on DLNR stuff. [DHHL] – Yes you can – we want your mana'o on all of it.
17. Can't divide based on ownership – need to look at all of it, even DLNR lands.
18. Surfing down at Kalaupapa – why can't I surf down there? Surf is unbelievable, about once a year. They gave me a ticket, said it was a safety issue. Surfing is practicing my culture. We have more rights than NPS! I want to understand, so will keep going back down there and getting tickets. Others, the younger ones, want to go too. We're not being treated fairly.
19. There is a difference between surfing as a cultural practice and the commercialization of surfing. Need to look at the other side [of the issue] – need to have balance. [In order to be pono] it needs to be a spiritual practice, just for local people. [The restriction on surfing] is impacting my culture – don't want to see that blow up. Need to keep it Molokai style. Maybe even keep it traditional – only alaia – old style? Will have to define it, keep it controlled. Surf tourism is big.

SHEET ④

20. Put [a proviso] in GMP – if last patient expires prior to the expiration of the GL in 2041, there's an automatic revocation of the lease and a return of Kalaupapa to DHHL. There's a burden on DHHL to provide a transition plan. Don't want Congress, NPS to be controlling HHL with federal rules. Put it in the GMP – an assurance that DHHL can revoke the lease when the last patient expires. Like the decommission of the top of Mauna Kea – we need time to prepare in case the GMP doesn't work out.
21. If there ever is homesteading, will need rules that people will malama that place. Look at Topside - Hoolehua – broken cars every place, looks terrible.
22. Returning Kalaupapa to the people – now is the time. [But would need to] Make it a complete [community] – put up schools, teach the culture. Before – never had mules – walked barefoot on the rocks. Surfing – talking about the peninsula, turning it into an enterprise. Marketing. A lot of sovereign[ty down there] – know one knows where all the burials are – they were abandoned by everyone. How do we know the real truth?

Leave the buses behind. Live without lights – use kukui and do the work – subsistence – be self-sufficient. If you want to go back, go all the way back. Should even require people to go barefoot down there – respect the trail, every grave along the ocean. Graveyards were separated by church. Have to take care of the graves – they were caving in. It's a lot of work.

SHEET ⑥

23. How do people get onto the Patient Advisory Board/Commission/Council? [NPS] 5 members are patients, 4 are appointed by the Governor. All the patients are on the Patient Advisory Council.
24. Homesteading – 'iwi all over the place. Shouldn't have housing. [Homesteaders will] need schools, jobs etc. Other ways to think outside the box. Terraces should be used. Farming – open up the lo'i. [Create a] Kalaupapa Homestead Association. Ideas needed to benefit native Hawaiians. DHHL should be in control, looking out for us. Want a separate organization – our own. Revenues. Why DHHL no manage the buildings? That money should go into homesteading. All of them...
25. We should respect that place. Out Aunty buried down there. Ancestors that came before, too. Have to respect – [should] not all be opened up to the public. DHHL should take a bigger role in this – but do they have the staff?
26. [Thinking] out of the box – [worked on the] plan ten years ago – partnership to remove non-native vegetation. [Should have a] partnership with Hawaiian studies. Archaeology, restoration. Know how to do things right – talking about Pelekunu, Halawa – don't waste it – do it right.
27. Keep what they have now – don't add.
28. Can't support Alternative C or the Plan in general. Process – 25 years working with the Feds – all federal agencies – it's all about process. But they are not following their own process. Section 106 under NEPA – using a nationwide umbrella – a Programmatic Agreement. Supposed to be meeting to consult – DLNR/NAR/FR thrown into the mix. Piece-mealing out jurisdiction. Morphing to federal [jurisdiction] for the entire North Shore. Osprey crash – Section 106 – [led to] No Ospreys in Kalaupapa.

SHEET ⑥

29. (cont. from Comment 28) Was in a 3 HOUR Webinar – Section 106 to protect n(N)Hawaiians. Still waiting – DLNR, TNC – no one talking to me. Water from Waihanau – No agreement with Myers. Process not working – they're not listening. Section 106 requires [NPS] to respond in writing to questions. Need more consultation. NAGPRA. Can't issue FONSI before the Section 106 process is pau.
30. Frustrating that NPS hasn't answered questions from way back when. Can they [NPS] send the big guys so they can see our frustration? Our kupuna really fought for us. God gave that land to us and our children – it's our land, our home. Blood quantum – really gotta do something about that, too.

Responses to AI Exercise – Wed. night meeting, 5/26/2015

I LIKE

I like that the Patients Council gets 1st say, 1st refusal, etc.

(I Like) that DHHL planning called this meeting tonight thank you-now fight for me and our future!

100% native Hawaiian employed...all from Molokai! Homesteaders!

I WISH...

I never feel like one tiny ant in this so called "process"

I wish for a process for Molokai homesteaders to reserve a time for us to visit Kalaupapa

I wish I knew the patients recommendations and comments

Health and wellness facility for Ho'oponopono. Preference beneficiaries & 'ohana.

Keep Kalawao County & place it in DHHL hands.

WHAT IF

The state and federal agencies actually listened for real!

The feds cut the budget and there is less \$ for Kalaupapa.

The NPS was uninvited to Kalaupapa, would they leave?

The 'ohana that were evicted from Kalaupapa when the settlement was originally established, received first preference for everything?

DHHL keep its lands!

*CU: Community Use DGMP: Draft General Management Plan DHHL: Dept. of Hawaiian Home Lands
DOH: Dept. of Health DOI: U.S. Dept. of Interior DLNR: State Dept. of Land & Natural Resources
GL: General Lease HHC: Hawaiian Homes Commission HHL: Hawaiian Home Lands HHCA: Hawaiian
Homes Commission Act MOU: Memorandum of Understanding NPS: National Park Service NH: Native
Hawaiian nH: native Hawaiian OHA: Office of Hawaiian Affairs*

Meeting started at 9:20 a.m. Intros – went around the table.

Beneficiary: Several descendants of patients, and employees. Myer family – MOU, didn't know that NPS wants to absorb 70+ acres. Exhibit at museum – Sarah Robinson. Wants to see what happens. Why does NPS want to enlarge park boundaries?

DHHL: Walk us through presentation. Molokai Island Plan 2005. Molokai Regional Plan 2010. HHC has land use authority for HHL. CU topside at Pala'au State Park. People come to the lookout. Educate and inform, cultural center. Economic opportunities. CU on peninsula. Gathering place at bottom of trail. Lion's Club pavilion on airport end. Special District – settlement area.

Beneficiary: 1981 – park started. Restoring buildings, managing and maintaining. Annual budget – not inexpensive to run the place. Community concerns. What about homesteading? Primary mandate. Force them to listen – take a more affirmative stance. NPS overextending their kuleana to topside.

Beneficiary: Was there any kind of sequential consultation – 2011-2015? Oct. 2013 – met with them. DGMP did not acknowledge Article 12 Section 7 – OHA standing on that, constitutional. Not engaging adequately with DHHL. Fed up with NPS.

DHHL: Native Hawaiians have first right of refusal. Way to let beneficiaries have access. Alt B kept cap at 100/day. May not be the traditional homesteading model. DHHL can work on an MOU w/NPS to ensure access. Healing place – Pu'uhonua. Mihi w/our kupuna. Rehabilitation. Kuleana lands – forced to leave. Alt C is more of a malama 'aina focus – have to lift the cap of 100/day. Benefits to nH. Stewardship & partnerships is the focus.

Beneficiary: Green is a large percentage of the peninsula. Where are the details? Define stewardship in General Mgmt Plan. Beneficiaries want the details. Willing to have now, work on it into the future.

Beneficiary: Intending to control future policies and practices for Kalaupapa. Trigger is 2041 for lease expiration – don't want them down there using the place for 15 years before the lease expires. Once DOH leaves, what will be jurisdictional status? Sunset of DOH – have to work something out with DOH for transition. We need to cancel the lease when last patient expires.

DHHL: Put in end date of 2035 – end time of the GMP.

Beneficiary: How long until end of the lease? How soon until the GMP is finalized? May not get approved until 2020. Why only for that long? Like the Danners, exchanging lands w/Wash DC – don't let them have any wiggle room. Limit the timeframe. Make the language explicit.

Beneficiary: What if we work through all this and we can't exchange land?

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DHHL: Cannot have condemnation authority over HHL. DHHL needs to participate in the transition plan. Who is going to pay for what? What happens if/when the NPS leaves?

Beneficiary: Extended boundaries – 1247 acres in GL. Want to go to 13,000 acres. Want to enlarge – offensive to me, to NH.

DHHL: Our beneficiaries don't support expansion.

Beneficiary: Feds trying to manage and control a large area of Molokai.

Beneficiary: NPS interested in whole of the North Shore. Special designation. Playing defense. Special to everybody on Molokai. NPS on HHL – NH fighting with feds and state since the overthrow, people getting more pissed off. DLNR always playing wishy-washy. Everybody wants to fight back. Every time the State wants to do things on the backs of NH. Park not supposed to be just about the bad story of Kalaupapa. Shouldn't have happened but did – need to protect that story. The NH never went west end – went to the valleys. Left thousands of years of hard labor to feed ourselves – a resource that we need. Make use of the whole north shore – value is to us – we have to prove we can do that in Waikolu. What we going do in Waikolu. Initial reaction was to tell them to get out when it's time to get out. If there is a strong partnership with right vision – has to be a main component of this park. Needs to be formalized. Don't have homesteaders living traditionally – don't need a mortgage. Lifestyle could be planted in all those valleys. Where the Hawaiians can live in the valleys. The rest is ours. Partnership with NPS – Agreement between DOI, NPS, Umatilla Tribe – make an agreement with traditional people. Cooperative agreement – Hawaiians could help NPS to get funding. Or – could try to get rid of this park. Force them into a partnership. Task Force – these are the goals and objectives – traditional NH way of life. Need to get rid of non-native plants, clean water, etc. Lobby them, DC to make this a special situation.

DHHL: NPS needs a GMP in order to get funded – that's how they get funded. Inouye etc. lobbied for the budget before. One of the newer parks. Feds want to continue to fund. But – DHHL needs to get that Cooperative Agreement with the details. Section 106 consultation – need to have an agreement in place.

Beneficiary: They will ignore us.

Beneficiary: Go back to current Molokai Island Plan. Special District – opportunity to plug in to be upheld, approved by the HHC. What is a Special District – not determined, under special consideration. Specialized planning in order to develop. Not enough – have to get a working plan going. Task Force should include DLNR – Suzanne Case, William Aila.

DHHL: Need to convene task force now – landowners and beneficiaries.

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Beneficiary: On that note – still have the peninsula and Pala'au Park – should be included. Also private landowner. Gotta look topside down and downside up. Needs to include all NH, not just nH.

DHHL: Has OHA been invited to participate?

Beneficiary: A'ole.

Beneficiary: They could represent all Hawaiians.

DHHL: Should regroup with OHA staff.

Beneficiary: How are we going to figure out this process? Confusing. Need to understand the process so we know what to do.

DHHL: Section 106 is one process that these issues can be brought up in.

Beneficiary: Encourage you to talk to policy analysts – federal background – Kawika Reilly.

Beneficiary: Lifting the cap of 100 visitors/day: Fear of it becoming a huge open gate. Limiting factor – transportation. Only have a carrying capacity of 300 people/day. Say that's the cap.

Beneficiary: Lots of times, there is more than 100. Workers, volunteers, etc. Many times there is over 100. Economics – shouldn't all stay down there – should stay topside overnight. Daily visitor count

Beneficiary: Gotta have a really good briefing and staging area.

DHHL: Mandatory orientation. General rules.

Beneficiary: Kilauea – video – NPS is good at that.

Beneficiary: As long as they do it up topside – Pala'au – tell story of Molokai, not just Kalaupapa. Story of homesteading, why we don't want a lot of tourist here.

Beneficiary: Keep the cap, but focus on stewardship.

Beneficiary: Just concession to get down there – 100. Stewardship shouldn't be counted. Should be a guest relationship, limited access.

Beneficiary: P. 8 & 9 – hire native Hawaiian cultural consultants. They should come forth and give their names. Before settlement – important to have that history. Economics – be inclusive, include us now, not later. Preference should be for us, now. Out of this hui – demonstrate what they should be doing. Doing it for whom?

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Beneficiary: Don't forget the patient advisory council – they are setting the cap. Commission – when the patients are all gone, then what?

DHHL: Should there be another advisory council taking over after?

Beneficiary: DOH has been absent, and yet they have the highest authority down there. Should be talking with us around the table. What is the agenda – patients or DOH?

Beneficiary: US recognized indigenous people – advice and consent. UN Declaration on the Rights of Indigenous Peoples. Law of the Land – they have to consult.

Beneficiary: When the time comes, what should be the mechanism? Rights of Indigenous People – DHHL represents. Both DHHL and OHA needs to be partners in this.

Beneficiary: Trust obligations, then international law to follow.

Beneficiary: DOH looking to get out of there. Want to transfer patients to Honolulu. Narrow kuleana. They are also the County of Kalawao. DOH seems silent at these meetings.

Beneficiary: State level – what is the future of Kalawao County? What is going to happen - jurisdiction. Let's make a Molokai County. Rep DeCoite, Kalani English. Bill to transfer all of DLNR's lands in Kalaupapa to DHHL – didn't pass. Missing acreage – trying to find missing 2,000 acres. HHCA – Kalaupapa is HHL – defined as ahupua'a or as whole peninsula? Need to clarify intended boundaries.

DHHL: ASAP – need to formalize negotiations.

Beneficiary: Section 106 – what is it? Obligation to consult with NH. Doesn't exclude NPS. Three parties named in federal legislation. DHHL, OHA, Hui Malama o na Iwi Kupuna. Task force may be more effective way to get mana'o into the planning document.

Beneficiary: Can DHHL bring in the other agencies? Yes – Myers, DLNR, have to identify stakeholders.

Beneficiary: DHHL needs to weigh in. Do beneficiaries still support the 100/day cap? Actual cap is 300/day up and down the trail, not workers and others staying down there. Define who are we talking about? Define "visitors." Any homesteader topside – in a category by ourselves. Credibility for beneficiaries going down there, shouldn't be in the cap. Families that used to be from there – second. Then general public from Molokai. People off island are at the bottom. Then divvy up the facilities use. Priorities.

Beneficiary: Identifying what structures are used for – ID who are the users. Visitors will have to pay a higher price.

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DHHL: Right now there is no fee.

Beneficiary: Rules and regulations designed to provide a high quality of experience. Structured and unstructured, etc. Who going to be given commercial use authorization? Whole new category. P. 16. Kapulu.

DHHL: Free day use option. Staying over – only stewards. Additional policies in doc to create a hierarchy. Priority of uses. Honor place and people.

Beneficiary: Should be different policies for us – we're not malihini.

Beneficiary: Should add – heirs of those who were patients there. Not from Molokai, but 'ohana. Expand out to all heirs of descendants. Should have standing too. Priority for access – Kalaupapa 'ohana.

Beneficiary: Have to talk about Pelekunu, Wailau, Halawa. Impact of other valleys. Family comes from those valleys. What comes out of this hui, task force – demonstrate that not only Kalawao is responsible for those areas. Has leprosy come to the other valleys? Pre-settlement 'ohana, 'ohana from other valleys.

DHHL: Deadline June 8. DHHL has been granted an extension by the superintendent. Incorporate mana'o from beneficiaries. Creation of task force ASAP to advise on GMP. We have until July 8. You can provide your mana'o directly to NPS.

Beneficiary: So does DHHL support Alt. B or C?

DHHL: Alt. C actually provides more access to beneficiaries, more opportunities for stewardship.

Beneficiary: Alt. B – no more partnerships? If you put that in C then I can support C.

DHHL: They can mesh the alternatives.

Beneficiary: I like B's preservation concept, but like C's stewardship component.

Beneficiary: Can they take out "no homesteading" statement? Is there anything in the Plan to return the lands to DHHL someday? Can we put in there that the lands could be returned someday to DHHL? If they keep putting in \$millions, then we can never get the land back.

DHHL: Up to \$40 million invested – if lease is broken, DHHL will have to pay the penalty – we would pay for all improvements. Put in 20 year timeframe cap. Section 106 language negotiated – 2041 – could have agreement that everything reverts to the trust and we don't pay anything. Don't have the \$ to pay them out. Should no more improvements be made? Caps on CIP – no more developments.

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Beneficiary: Clean slate in 2041?

DHHL: Won't reinvest if they don't get a lease extension 20 years prior to expiration. If it's kapulu, we have to clean it up, fix it.

Beneficiary: Gotta put that into the contract.

Beneficiary: What is the lease rent? That's a small amount. Federal lands don't pay property tax – a percentage. Where does the exemption payment go? They have their own County – where does it go? Need to be looking at that now. Who manages the gate topside?

Beneficiary: Waihanau included in NPS? Bottom – where the water drops. Cultural village – heiau, lo'i – are they about that?

DHHL: Doesn't say how, or who will do restoration. We advocate for beneficiaries – don't prescribe, but listen and transmit your mana'o.

Beneficiary: Phone consultation – reverend from Kalaupapa couldn't call in to conference call. Process sucked. Wanted to hear his mana'o. Didn't get to participate. Need to open it up to people outside – including folks who can't participate.

Beneficiary: DOI draft rules – timeframe? 90 days by law – DHHL can request an extension? Formal request for extension – Lori Buchanan. Issue is federal oversight. HHC has authority over HHL, but Secretary of Interior will be in charge. Request public hearing. Foot in the door. Could give DOI power to reorganize us. Amendments to HHCA.

Beneficiary: Will post and/or email our notes (BC report) when done. Have recommendations, will need to get it cleared through Director.

Beneficiary: Recommend – no expansion of Park.

Beneficiary: No land swapping – no lands taken by condemnation.

Beneficiary: Going to put all infrastructure in there, sensitive story there, patients, burials, etc. Keep this place like a special sacred area for that story. Feds say they are going to protect this area. Benefits to homesteaders are minimal – story will always be protected. Would make more sense to us to have other backside valleys – there should be no land swaps? We will come up empty handed. Don't include acquisitions. No land exchanges, but open to further acquisitions for the purpose of the HHCA. Using it – no pohō.

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DHHL: Kalawao side has lots of burials, unmarked graves. Preserve settlement, graves, etc. Other valleys – intact ahupua'a. Restoration of agricultural complexes, but concern about burials. Other valleys – access for gathering, agriculture, etc. Partnership – get federal dollars to get rid of invasive species.

Beneficiary: Are we all on the same page with the feds? Don't have a definition for sacred, or spiritual. Problematic, Restoration – need to know we are all talking about the same thing. Preservation – no people. Metadata – definitions of all their terms. Pelekunu & Puu o Hoku Ranch – what are you talking about? No invasive species, no people?

Beneficiary: Restore a car that's 30 years old? Preserve, conserve. Look at 'em, or jump in and drive 'em? Walk this land – eat from the land. Continue to restore – not just to look at it. Demonstrate.

Beneficiary: Define stewardship/ Define enhancement. Purpose of leeward side is to preserve. Live culture needs a place to be exercised.

Beneficiary: Restoration – can be restored and used. Valleys need to be restored and reutilized.

Beneficiary: Leeward side is one area – one extreme. Kalawao – in between. Waikolu – wet side. Can use.

DHHL: Even windward side has burials everywhere. Waialeia and Waihanau.

Beneficiary: Shoreline, fishpond. Part of HHL. By the airport. Restore and use. Food production.

DHHL: Need an affirmation of definition of stewardship. Need it specified – Integrated Resource Management – put some words in there to specify. Then we can bring in all the details.

NPS: All those things will have their own programs.

Beneficiary: Education, but not for us to use. Put enhancement with a definition. Make it allowed for us to use.

Beneficiary: 100 is too low, 300 is too high. Carrying capacity is 300. What is real carrying capacity? Define. With current staff, or additional staff. Had to figure it out to do the movie.

Beneficiary: Concessions – limited to how many can come down. At any one time – 100. Can do 3 sets per day. Gotta make money back. No entry fee.

Beneficiary: Protecting surfing. Benefits nH people. Benefits Molokai people – the kids. How you grade the people. Can? Can go down. Bring Hawaiians down. Maybe once a year – surf has to come together.

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Concession – HRS 326, also liability, emergency services. Also hula, language, how do we handle it, work this thing out. Find a solution.

DHHL: Traditional & customary practices. Wa'a, gear restrictions. How about what kind of board you can take? What is the goal? Resource protection. Step back and own it. Our 'aina pays for it. Limit it to a purely traditional practice.

Beneficiary: So pure and beautiful – how can that traditional practice occur? What do Molokai people want to happen?

Beneficiary: Should we really only announce that number?

DHHL: Would like to get a clear yes or no on the number.

Beneficiary: Define the users – visitors going come. Don't want to be shut out by them. 100 visitors max, not to include nH, Molokai residents, etc. 300 max.

Beneficiary: Keep it a cultural place for our people. Without the pre-settlement history – there would be nothing. Kaunalu, Kawaikapu etc. East end. Closest to the water – backside. No river, valley, 'opae or o'opu. This is the story DHHL and NPS needs to know. NPS engaging to interview the old families – Davianna McGregor. Working with those families that were displaced. Flying – not going. Needs to be 100 kanakas down there, working that 'aina, walking down there. Don't follow the presidents on the bills – not just about money.

Beneficiary: Needs to benefit topside. NPS has no limit on overnight. 200 structures. Level of detail not in the plan.

Beneficiary: DHHL should be managing the buildings, getting revenue.

Beneficiary: Have to restore up to their standards.

DHHL: To Do - Report, Request to Director, HHC submittal, Section 106, jurisdictional transition. No expansion of Park, Traditional & customary practices. Advice and Consent per UN Rights of Indigenous People. Definitions of jurisdiction – DHHL, OHA, Aha Ki'ole. DLNR should be taking their lead on the ahupua'a.

Beneficiary: Negotiation process – with Task Force – area of engagement – yellow area. We care about the areas in green – Integrated Resource Management. Living Park – in Alaska. Look at other examples of agreements with native people.

Beneficiary: Malama that 'aina vs. homesteading. Shifting the focus.

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DHHL: Changing the focus from entitlement to utilization. Not just what was defined in 1921.

Beneficiary: Who should be on the task force? How many on the task force? What are the requirements of beneficiaries? Applicants too. NPS needs to get that right.

Beneficiary: Problem I've noticed is different superintendents. They come and go, they take advantage of us. This one is the one. Keep her as long as possible.

DHHL: Planning documents are the thing we can hold them accountable. Erika sees the importance of this.

Beneficiary: Follow up meeting – can we have? Get us the notes.

DHHL: Can try to do another meeting near the end of June, after we get the notes out.