

House District 10

Senate District 5

THE TWENTY-SIXTH LEGISLATURE
HAWAII STATE LEGISLATURE
APPLICATION FOR GRANTS & SUBSIDIES
CHAPTER 42F, HAWAII REVISED STATUTES

Log No: 21-C

For Legislature's Use Only

Type of Grant or Subsidy Request:

GRANT REQUEST - OPERATING

GRANT REQUEST - CAPITAL

SUBSIDY REQUEST

"Grant" means an award of state funds by the legislature, by an appropriation to a specified recipient, to support the activities of the recipient and permit the community to benefit from those activities.

"Subsidy" means an award of state funds by the legislature, by an appropriation to a recipient specified in the appropriation, to reduce the costs incurred by the organization or individual in providing a service available to some or all members of the public.

"Recipient" means any organization or person receiving a grant or subsidy.

STATE DEPARTMENT OR AGENCY RELATED TO THIS REQUEST (LEAVE BLANK IF UNKNOWN): _____

STATE PROGRAM I.D. NO. (LEAVE BLANK IF UNKNOWN): _____

1. APPLICANT INFORMATION:

Legal Name of Requesting Organization or Individual:
FRIENDS OF MOKU'ULA, INC.

dba:
n/a

Street Address:
505 Front Street, Suite 221, Lahaina, Hawai'i 96761

Mailing Address:
same

2. CONTACT PERSON FOR MATTERS INVOLVING THIS APPLICATION:

Name Shirley Ann Kaha'i

Title Executive Director

Phone # (808) 661-3659

Fax # (808) 661-1676

e-mail hoohana@mokuula.com

3. TYPE OF BUSINESS ENTITY:

- NON PROFIT CORPORATION
- FOR PROFIT CORPORATION
- LIMITED LIABILITY COMPANY
- SOLE PROPRIETORSHIP/INDIVIDUAL

6. DESCRIPTIVE TITLE OF APPLICANT'S REQUEST:

The goal of this request is to underwrite the costs of designing and constructing basic improvements for visitor comfort and education.

4. FEDERAL TAX ID #: [REDACTED]

STATE TAX ID #: [REDACTED]

7. AMOUNT OF STATE FUNDS REQUESTED:

FY 2011-2012: \$ 3,145,400

8. STATUS OF SERVICE DESCRIBED IN THIS REQUEST: N/A

- NEW SERVICE (PRESENTLY DOES NOT EXIST)
- EXISTING SERVICE (PRESENTLY IN OPERATION)

SPECIFY THE AMOUNT BY SOURCES OF FUNDS AVAILABLE AT THE TIME OF THIS REQUEST:

STATE \$ _____

FEDERAL \$ _____

COUNTY \$ _____

PRIVATE/OTHER \$ _____

TYPE NAME & TITLE OF AUTHORIZED REPRESENTATIVE:

[REDACTED]

Shirley Ann Kaha'i, Executive Director

NAME & TITLE

1/24/11

DATE SIGNED

Application for Grants and Subsidies

I. Background and Summary

A. Description of Applicant's Background

The Friends of Moku'ula (FOM) formed in 1991, incorporated in the State of Hawai'i in 1995, and obtained tax-exempt status from the IRS in 1997. FOM's purpose and mission are to protect, preserve and restore the sacred island of Moku'ula and its surrounding wetlands, and to further perpetuate the Hawaiian culture through ongoing educational programs.

B. Goals and Objectives of Request

The goal of this request is to underwrite the costs of **designing and constructing basic improvements for visitor comfort and education**. These improvements include a large traditional *hale* for cultural and fellowship purposes, a small service building for ancillary food preparation and restroom needs, and relocation of the present parking area.

C. Public Purpose and Need to be Served

History: From the 14th to 19th centuries, Moku'ula was the residence and refuge of Maui's ali'i, commencing with King Pi'ilani. Located in Lahaina, the island was set into a large freshwater fishpond called Mokuhinia, where dwelled the royal line's aumākua, the mo'ō (lizard) goddess Kihawahine. King Kamehameha III was the last ali'i to call the island his home, even locating his family's mausoleum there. When the royal court moved to O'ahu in 1845, Moku'ula and Mokuhinia fell into disrepair. During the early days of Lahaina's sugar plantations, the pond's waters were diverted to the plantations and the area was filled. The site is on the Hawai'i State Register of Historic Places, and on the National Register of Historic Places, awaiting restoration.

Carbon dating of Moku'ula has revealed some of the earliest evidence of human habitation in Hawai'i. A preliminary archaeological study has reached three main conclusions:

- Moku'ula is traditionally significant to the understanding of the pre-contact history of Maui and the Hawaiian archipelago;
- Moku'ula was a key symbol and focus for the revival of Hawaiian religion in the 19th century; and
- Moku'ula continues to be valuable in this modern age of Hawaiian cultural renaissance.

Sadly, many people know it today as Malu 'Ulu o Lele Park, a public ball field. While most other sacred sites on Maui have long since been buried under hotels,

businesses and homes, here is the rare sacred site that can be explored and visited by Native Hawaiians and visitors alike.

To date, FOM has conducted widespread community outreach. Here are but a few examples:

- Training at the Old Lahaina Lū`au for all staff at its annual inter-departmental Hawaiian cultural awareness seminar, and for the Lū`au's former Ho`omana`o day venue staff.
- Educating children in the Boys and Girls Club of Maui during programmatic visits to Moku`ula.
- The Kamehameha Schools Maui Campus and Ho`olauna summer program have brought over 600 students, faculty and staff to learn about Moku`ula over the past four years.

Not surprisingly, FOM enjoys widespread support from the community. Here are but a few examples:

- Maui County has given FOM a 25-year license and 30-year lease to the land overlying Moku`ula and Mokuhinia.
- The U.S. Army Corps of Engineers has undertaken an Ecosystem Restoration Project focusing on the natural wetlands at Mokuhinia and Moku`ula.
- Old Lahaina Lū`au employees adopted Moku`ula in 2004 and visit frequently to care for the monument.
- The Community Work Day Program recruited volunteers in 2009 to assist in site clean-up at Moku`ula.
- Maui Community College provides anthropology and archaeology support through its faculty, staff, Field School students, interested Native Hawaiian students, and volunteers from the community.
- The Focus Maui Nui Youth Alliance, a program of the Maui Economic Development Board, brings local Maui youth to volunteer in MCC's archaeological sessions on-site.

FOM has worked tirelessly since its inception to further the restoration of Moku`ula and Mokuhinia, gaining invaluable experience along the way. One of the lessons learned is that hosting visitors on-site is extremely difficult when there are no basic facilities to do so. This application seeks funding to complete the first of three phases of FOM's restoration strategy, detailed as follows:

- **Phase I - Public Parking Facility, Hale Halawai and Hale Pohaku**

Parking – Plans are to relocate the current parking facility (on Front and Shaw Streets) to the east (mauka) end of the park. This will allow for excavation of the Island of Moku`ula (Phase II), a major portion of which is beneath the existing parking lot.

Hale Halawai – This traditional Hawaiian *hale* will be used for cultural, educational and fellowship purposes. Its design and construction will follow authentic and culturally appropriate Hawaiian methods and materials (e.g., selection of trees, cutting, stripping/treating of poles, engineering/spacing/measuring, grass gathering, thatching, cordage, and lashing).

Hale Pohaku – This accessory structure will contain a kitchen, restroom and storage facility, which can be made available when Hale Halawai is used for special occasions.

The *hale* is extremely important in Hawaiian culture; Native-Hawaiian historian David Malo, writing in the early to mid 1800s, describes the *hale* as follows: “The *hale* was an important place that greatly benefited the lives of men, women, children, friends and others who were welcomed (to the *hale*). The *hale* was a beautiful place. It was warm, it protected against warfare, from the cold, the sun and the heat. There were *hale*(s) made for sleeping, for work, for learning. That was the way all well people lived. This was the perfect way of living for the people of old in the Hawaiian islands that was considered to be pono (correct, in harmony).” David Malo, Ka Mo'olelo Hawai'i (Hawaiian Traditions), First People's Productions (1996), pp. 214-216].

- **Phase II – Archaeological Excavation**

This phase focuses on archaeological data recovery, location of the perimeters of Mokuhinia Pond and Moku'ula Island, preparation of any discovered artifacts for conservation, and protection of any human remains discovered.

- **Phase III – Wetland Restoration of Mokuhinia Pond**

This phase focuses on restoration of 17-acre Mokuhinia Pond, one-acre Moku'ula Island, and the wetland area which was covered over in the early 1900s. This includes excavation of the fill overlying the pond and island, resuscitation of the natural springs that once fed the pond, and reestablishment of the previous wet sedge ecosystem.

The cultural impact of a project such as this cannot be overstated.

D. Target Population to be Served

The townspeople of Lahaina, the residents of Maui, Native Hawaiians, students of all ages, youth groups, and cultural groups will be served by this project. In addition, the visitor community will also benefit; according to the Hawaii Tourism Authority, over 1.2 million people visited Maui in 2010, up almost 14% from 2009.

E. Geographic Coverage

The direct coverage of this application is the town and historic district of Lahaina, and the island of Maui. Indirect coverage extends to the entire State of Hawai'i, the continental United States, and the domestic and international indigenous and visitor communities.

II. Service Summary and Outcomes

A. Scope of Work, Tasks and Responsibilities

Grant funds will be used to engage contractors for design and construction of Phase I improvements. FOM's Project Manager will oversee the procurement and monitoring of all services contracted.

B. Projected Annual Timeline to Accomplish Results

7/2011	FOM issues Requests for Bids
9/2011	FOM reviews bids received, awards contracts
10/2011	Contractors begins performance FOM monitors against bid timelines
6/2012	Contractors complete performance FOM accepts deliverables as appropriate

C. Quality Assurance and Evaluation Plans

FOM plans at the outset to draft its Requests for Bids with clear deliverables and feasible timelines, followed by close collaboration with and monitoring of the successful contractor. This will be accomplished through monthly status updates and quality checks to ensure alignment of expectations with work products.

D. Measures of Effectiveness

Acceptance of the final work products will be FOM's measure of the success of the contracts awarded under this grant.

III. Financial

Budget

A. Please see attached.

B. Anticipated quarterly funding requests for the fiscal year 2011-2012:

Quarter 1	Quarter 2	Quarter 3	Quarter 4	Total Grant
\$145,400	\$1,000,000	\$1,000,000	\$1,000,000	\$3,145,400

- C. **All other sources of funding being sought for fiscal year 2011-2012:** FOM plans to submit applications to the Hawai'i Tourism Authority, the Office of Hawaiian Affairs, and the Department of Land & Natural Resources Legacy Lands program, for assistance with projects directly and indirectly related to the priority objective of complete restoration of Mokuhinia and Moku'ula. As additional funding sources are identified, FOM plans to seek their assistance as well.

IV. Experience and Capability

A. Necessary Skills and Experience

FOM arose from historical research conducted in 1990 by the Ka'anāpali Beach Hotel to educate hotel employees about the history of the area. The employees' rediscovery of Moku'ula buried beneath the present County park and parking lot generated great interest among guests, other visitors, and the community. Requests for tours and further information led to the formation of FOM, which has consistently and continuously demonstrated proficiency in governance and operations, and expertise in the Hawaiian history and culture. Maui Nei Native Expeditions, owned by operated by FOM, has been conducting culturally and historically accurate walking tours of Lahaina for over 10 years, bringing an average of 2,500 visitors to Moku'ula annually, earning HTA's "Keep It Hawai'i" award in 2002 and 2007.

FOM has a proven track record of successful grant administration, and of effective development and coordination of public, private and community support. Maui County charges FOM only \$1 annual site lease/license rent. Local, national, public and private sources have donated over \$1.5 million to date to support the overall goal of FOM to reconstruct Moku'ula and to raise community and visitor awareness of its importance to the perpetuation of Hawaiian culture. This is in addition to \$16,000 in professional services donated, \$1,250 in-kind contributions from vendors, and 164 volunteers donating a total of 963 hours in 2010 alone.

B. Facilities

FOM conducts its business operations from its offices in Suites 221-222 of the 505 Front Street complex. The Moku'ula site itself is vacant, pending full restoration.

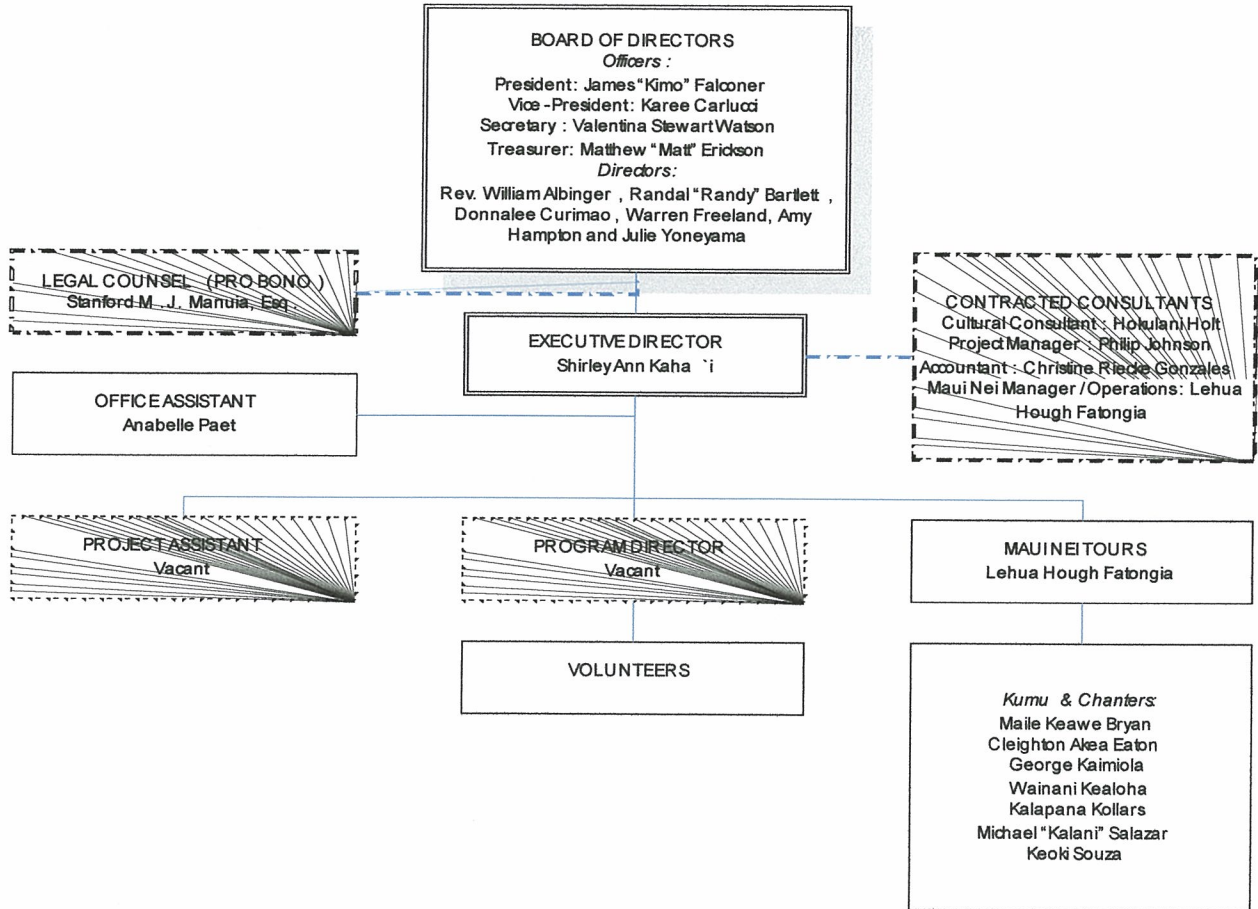
V. Personnel: Project Organization and Staffing

A. Proposed Staffing, Staff Qualifications, Supervision and Training

FOM proposes to conduct all of the work through contractors, under the supervision of its Project Director, who reports to the Executive Director, Shirley Ann Kaha'i. Ms. Kaha'i first joined FOM in 2001 as a Project Assistant, and over time she has secured grant awards and has performed the reporting requirements for three such awards.

B. Organization Chart

Friends of Moku'ula, Inc.
(as of January 18, 2011)



VI. Other

- A. Litigation:** There is no pending litigation to which FOM is a party.
- B. Licensure or Accreditation:** N/A

BUDGET JUSTIFICATION CAPITAL PROJECT DETAILS

Applicant: FRIENDS OF MOKU'ULA, INC.

Period: July 1, 2011 to June 30, 2012

FUNDING AMOUNT REQUESTED						
TOTAL PROJECT COST	ALL SOURCES OF FUNDS RECEIVED IN PRIOR YEARS		STATE FUNDS REQUESTED	OTHER SOURCES OF FUNDS REQUESTED	FUNDING REQUIRED IN SUCCEEDING YEARS	
	FY: 2009-2010	FY: 2010-2011	FY:2011-2012	FY:2011-2012	FY:2012-2013	FY:2013-2014
	PLANS					
LAND ACQUISITION						
DESIGN			98,400			
CONSTRUCTION			3,047,000			
EQUIPMENT						
TOTAL:			3,145,400			
JUSTIFICATION/COMMENTS:						

**DECLARATION STATEMENT
APPLICANTS FOR GRANTS AND SUBSIDIES
CHAPTER 42F, HAWAII REVISED STATUTES**

The undersigned authorized representative of the applicant acknowledges that said applicant meets and will comply with all of the following standards for the award of grants and subsidies pursuant to section 42F-103, Hawaii Revised Statutes:

- (1) Is licensed or accredited, in accordance with federal, state, or county statutes, rules, or ordinances, to conduct the activities or provide the services for which a grant or subsidy is awarded;
- (2) Complies with all applicable federal and state laws prohibiting discrimination against any person on the basis of race, color, national origin, religion, creed, sex, age, sexual orientation, or disability;
- (3) Agrees not to use state funds for entertainment or lobbying activities; and
- (4) Allows the state agency to which funds for the grant or subsidy were appropriated for expenditure, legislative committees and their staff, and the auditor full access to their records, reports, files, and other related documents and information for purposes of monitoring, measuring the effectiveness, and ensuring the proper expenditure of the grant or subsidy.

In addition, a grant or subsidy may be made to an organization only if the organization:

- (1) Is incorporated under the laws of the State; and
- (2) Has bylaws or policies that describe the manner in which the activities or services for which a grant or subsidy is awarded shall be conducted or provided.

Further, a grant or subsidy may be awarded to a non-profit organization only if the organization:

- (1) Has been determined and designated to be a non-profit organization by the Internal Revenue Service; and
- (2) Has a governing board whose members have no material conflict of interest and serve without compensation.

For a grant or subsidy used for the acquisition of land, when the organization discontinues the activities or services on the land acquired for which the grant or subsidy was awarded and disposes of the land in fee simple or by lease, the organization shall negotiate with the expending agency for a lump sum or installment repayment to the State of the amount of the grant or subsidy used for the acquisition of the land.

Further, the undersigned authorized representative certifies that this statement is true and correct to the best of the applicant's knowledge.

FRIENDS OF MOKU'ULA, INC.
(Typed Name of Individual or Organization)


(Signature)

Shirley Ann Kaha'i
(Typed Name)

1/24/11

(Date)

Executive Director
(Title)



**FRIENDS OF
MOKU'ULA, INC.**

I Ka Wā Mamua, Ka Wā Mahope
The Future Is In The Past

(808) 661-3659
Fax (808) 661-1676
505 Front Street, Suite 221
Lāhainā, Hawai'i 96761
E-mail: friends@mokuula.com
www.mokuula.com

**RESOLUTION
OF THE BOARD OF DIRECTORS
OF THE FRIENDS OF MOKU'ULA, INC.**

**TO AUTHORIZE THE APPLICATION FOR A GRANT-IN-AID
FROM THE HAWAII STATE LEGISLATURE**

WHEREAS, the Friends of Moku'ula, Inc. (FOM) is a not-for-profit corporation established under the laws of the State of Hawai'i; and

WHEREAS, FOM's purpose and mission are to protect, preserve and restore the sacred island of Moku'ula and its surrounding wetlands, and to further perpetuate the Hawaiian culture through ongoing education programs; and

WHEREAS, FOM's carries out its mission in part through donations and grant funding from various sources; and

WHEREAS, the Hawai'i State Legislature operates a program to provide grant funding to qualified applicants, subject to budget availability; and

WHEREAS, FOM is a qualified applicant for such grant funding;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors, upon due deliberation and consideration, to authorize FOM's Executive Director, Shirley Ann Kaha'i, effective January 15, 2011, to apply for such a grant on behalf of FOM, to execute all necessary documents related thereto, and to administer any resulting grant funds according to the requirements thereof.

IN WITNESS WHEREOF, the undersigned certifies that she is the duly appointed Secretary of the Friends of Moku'ula, Inc. and that the above is a true and correct copy of a resolution duly adopted at a meeting of the directors thereof, convened and held in accordance with law and the Bylaws of said Corporation on August 18, 2010, and that such resolution is now in full force and effect.

DATED: 1/25/11



Valentina Stewart Watson
Secretary