

CONTRACTORS LICENSE BOARD
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

Minutes of Meeting

Date: Friday, January 23, 2015

Place: King Kalakaua Conference Room, King Kalakaua Building
Department of Commerce and Consumer Affairs
335 Merchant Street, 1st Flr., Honolulu, Hawaii 96813

Present: Guy Akasaki, Chairperson
John Polischeck, Jr., Vice Chairperson
Tyrus Kagawa, Member
William A. Kamai, Member
Nathan T. Konishi, Member
Peter H. M. Lee, Member
Leonard K. P. Leong, Member
Danny T. Matsuoka, Member
Kent Matsuzaki, Member
Aldon Mochida, Member
Daryl Suehiro, Member
Candace Ito, Executive Officer
Charlene L. K. Tamanaha, Executive Officer
Rodney J. Tam, Deputy Attorney General
Jan Shimizu, Secretary

Excused: Anacleto "Joey" Alcantara, Jr., Member
Craig S. Takamine, Member

Guests: Richard T. Shirk
Hamilton K. Durante, Master Finish Concrete and Construction LLC
Kevin Hanashiro, AES ES Tait LLC
Jason W. Hokom, Lumenal Lighting LLC
Blake Bushnell, Esq.
Ophir Orr, NRG Renew LLC
Aisea T. Tuikolovatu, Best Choice In Construction Corp.
Jeffrey A. Remily, Sea Engineering Inc.
James Kahana
Marc T. Titcomb, Pacific Lighting Service Ltd.
Todd Lindstrom, EESC Inc.
Arthur A. Castaldi, Pacific Boiler & Mechanical Inc.
Joe Manalo
John Holladay
John Stark
Tiberio R. Esparza, EW Corporation Industrial Constructors Corp.
Michael R. Marsh, EW Corporation Industrial Constructors Corp.
Duane Werner, Marsh Creek LLC
Jerry Soriano, J. Soriano Construction, Inc.
Travis Louie, Monster and Baby's LLC

Mark S. Ryan
Wendy Utsumi, Staff Attorney, Regulated Industries Complaints Office
Jeffrey Masatsugu, DC 50
Dwayne Arelliano, Glaziers Union/DC 50
Arnold Wong, Ironworkers Stabilization Fund Local Union 625
Gregg Serikaku, Executive Director, PAMCA
Shannon Alivado, General Contractors Association

Call to Order: There being a quorum present, Chairperson Akasaki called the meeting to order at 8:35 a.m.

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

Amendments to Agenda: It was moved by Mr. Kamai, seconded by Mr. Leong, and unanimously carried to approve the following amendments to the agenda:

Delete "Election of Officers".

Under "Minutes", add "Approval of the Board's October 24, 2014 Executive Session Meeting Minutes".

Add the following additions to "Appearances Before the Board":

- j. Jeffrey A. Remily, RME (Additional classification)
Sea Engineering Inc.
"A" General Engineering
- k. **(Teleconference)**
Daniel G. Peterson, RME
Peterson Hydraulics Inc. (Additional classification)
C-37c Vacuum & air systems
C-37f Fuel dispensing
- l. Todd R. Lindstrom, RME
EESC Inc.
"B" General Building
- m. Tiberio R. Esparza, RME
EW Corporation Industrial
Constructors Corp.
"A" General Engineering
C-48 Structural steel
C-56 Welding
- n. Hamilton K. Durante, RME (Additional classification)
Master Finish Concrete and
Construction LLC

C-23 Guniting
C-31 Masonry

Delete from "7. Conditional License Report":

- b. Can Do Plumbing, Inc.
Elias D. Cantu, RME
C-4 Boiler, hot-water heating, hot
water supply, & steam fitting
C-5 Cabinet, millwork, & carpentry
Remodeling & repairs
C-6 Carpentry framing
C-37 Plumbing

Delete from "8. Applications Committee, Applications Committee Report":

- a. All In Construction LLC
Chester G. Jamorabon, RME
"B" General Building

Add to "8. Applications Committee, Owner-Builder Exemption Applications":

- d. Iris Harris

Minutes:

It was moved by Mr. Kamai, seconded by Mr. Leong, and unanimously carried to approve the Board's October 24, 2014 executive session meeting minutes and November 21, 2014 meeting and executive session meeting minutes as circulated.

Chapter 91, HRS,
Adjudicatory
Matters:

Chairperson Akasaki called for a recess from the Board's meeting at 8:32 a.m. to discuss and deliberate on the following adjudicatory matters pursuant to HRS chapter 91.

1. Settlement Agreements

- a. In the Matter of the Contractor's License of Etika Masifilo, dba E. M. Masonry; CLB 2011-271-L

RICO received a complaint alleging that a judgment in the amount of \$3,545.04 was entered against Etika Masifilo ("Respondent") in a small claims action filed in District Court arising out of the performance of a contract involving a rock wall being built on neighboring property.

The plaintiff in the lawsuit was the neighbor of the Respondent's customer. The lawsuit concerned property damage to plaintiff's property caused by Respondent's construction.

Respondent Masifilo renewed his license in November 2010 on an inactive status. Respondent Masifilo paid the judgment in 2011 but did not report the judgment to the Board within 30 days as required by law.

RICO filed a Petition for Disciplinary Action on or about June 14, 2013 alleging that Respondent violated the following statutes and rules:

- HRS sections 436B-16 (Each licensee shall provide written notice within thirty days to the licensing authority of any judgment, award, disciplinary sanction, order, or other determination, which adjudges or finds that the licensee is civilly, criminally, or otherwise liable for any personal injury, property damage, or loss caused by the licensee's conduct in the practice of the licensee's profession or vocation);
- HRS 444-25.5(b)(1) and (2), and HAR section 16-77-80(a)(3) (Written contract to include date work is to commence);
- HAR section 16-77-80(a)(7) (Written contract to include a provision explaining the lien rights of all parties performing under the contract including the contractor, any subcontractor, or any materialman supplying commodities or labor on the project).

Respondent does not admit to violating any law or rule, and agrees to the imposition of a \$1,000.00 fine, of which \$500.00 shall be suspended as long as Respondent is not found to have committed any other violation of the Board's statutes and rules pertaining to licensed contractors during any period of licensure, from the date the Settlement Agreement is approved by the Board until September 30, 2015.

Respondent also agrees that the suspended \$500.00 fine is in addition to any other fines or disciplinary action that the Board may impose after a contested case hearing if Respondent is found to have committed any other violation of the Board's statutes and rules.

After discussion, it was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to approve the Settlement Agreement After Filing of Petition for Disciplinary Action and Board's Final Order in the above case.

b. In the Matter of the Contractors Licenses of Adon Construction, Inc. and Michael M. Chen; CLB 2014-123-L

RICO received a complaint alleging that Adon Construction, Inc. and Michael M. Chen (“Respondents”) performed numerous solar photovoltaic installations without the required C-13 Electrical license.

Respondent Chen is licensed in the “A” General Engineering classification, and although Respondent Adon employs a C-13 licensee, from September 1, 2013 to May 12, 2014, a number of installations were performed without C-13 oversight, which may constitute violations of HRS section 444-17(12) and HAR section 16-77-33, out of scope activity.

Respondents do not admit to violating any law or rule, and agree to pay, jointly and severally, an administrative fine of \$10,000.00 as follows:

- (1) \$2,500.00 at time of signing;
- (2) \$2,500.00 by November 1, 2014;
- (3) \$2,500.00 by December 1, 2014; and
- (4) \$2,500.00 by January 1, 2015.

After discussion, it was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to approve the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board’s Final Order in the above case.

c. In the Matter of the Contractor’s License of Hawaii Pacific Solar LLC; CLB 2014-256-L

Hawaii Pacific Solar LLC (“Respondent”) is licensed in the “B” General Building and C-13 Electrical classifications. Stanley P. Dillon is licensed in the C-13 classification and was the responsible managing employee of Respondent from December 29, 2010 through April 4, 2013. Effective September 19, 2013, Mr. Dillon was no longer affiliated with Respondent.

RICO received a complaint alleging that on or about November 9, 2012, Respondent entered into one or more contracts with the State of Hawaii, Department of Education (“DOE”), to install photovoltaic systems on approximately 35 schools on Oahu and 15 schools on Kauai and sell power generated from these systems to the DOE. Respondent undertook some of the work called for in the contract, but on or about January 30, 2013, Respondent executed an “Assignment Agreement” under which Respondent assigned its interest to an entity with no Hawaii contractor’s license. The DOE was a signatory to the Assignment

Agreement. This constitutes a violation of HRS section 436B-19(6) (licensee prohibited from aiding and abetting an unlicensed person to directly or indirectly perform activities requiring a license).

The claims against the unlicensed entity have separately been resolved, and RICO intends to separately resolve its claims against Mr. Dillon.

Respondent does not admit to violating any law or rule, and agrees to pay an administrative fine of \$5,000.00.

After discussion, it was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to approve the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order in the above case.

2. Board's Final Orders

a. In the Matter of the Contractor's License of Richard D. Shirk, dba AM-PM Carpet Sales; CLB 2012-58-L

A hearing was conducted by the Hearings Officer on August 28, 2014, with Wendy J. Utsumi, Esq., representing the Petitioner, and Respondent Shirk appearing pro se. The Hearings Officer found that Respondent Shirk violated HRS sections 444-25.5(a) and 444-25.5(b) (disclosure; contracts); HAR section 16-77-33(d) (unlicensed activity); HAR section 16-77-79 (disclosure to homeowners); and HAR section 16-77-80 (providing homeowner with written contract) and recommended that Respondent Shirk be required to pay a \$1,000.00 fine and submit to Petitioner, RICO, the contract he will be using which complies with the homeowner disclosure requirements within 60 days of the Board's Final Order.

The Hearings Officer submitted her proposed Findings of Fact, Conclusion of Law and Recommended Order to the parties and the Board on November 19, 2014. On December 2, 2014, Respondent Shirk filed exceptions to the Hearings Officer's recommended decision and a request for oral arguments. Mr. Shirk is requesting a "Warning" instead of a fine, as recommended by the Hearing's Officer and presented his arguments to support his request as follows:

- 1) Because this is the only formal complaint that I have ever had in 33 years;
- 2) I did not know I needed a license at the time to lay a laminate wood floor;

- 3) The person that brought this formal complaint against me was lying about his floor being messed up. The Judge ruled in my favor when he took me to small claims court and said that I did a good job;
- 4) A fine at this time would definitely adversely affect me since I can hardly make it financially now.

Mr. Shirk and Ms. Utsumi were present.

It was moved by Mr. Matsuzaki, seconded by Mr. Lee, and unanimously carried to adopt the Hearings Officer's recommended order as the Board's Final Order.

Following the Board's review, deliberation and decisions in these matters, pursuant to HRS chapter 91, Chairperson Akasaki announced that the Board was reconvening to its open meeting at 8:54 a.m.

Executive
Session:

At 8:55 a.m., it was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to enter into executive session to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 10:25 a.m., it was moved by Mr. Lee, seconded by Mr. Mochida, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Recess:

Chairperson Akasaki called for a short recess at 10:26 a.m.

The Board reconvened at 10:32 a.m.

Appearances
Before the
Board:

- a. Aisea T. Tuikolovatu, RME (Additional classification)
Best Choice In Construction Corp.
"B" General Building

Executive
Session:

At 10:33 a.m., it was moved by Mr. Mochida, seconded by Mr. Lee, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 10:44 a.m., it was moved by Mr. Polischeck, seconded by Mr. Suehiro, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Polischeck, and unanimously carried to defer Mr. Tuikolovatu's application for licensure in the "B" classification pending the submission of a revised project list of "ground-up" projects and a copy of his business degree.

- b. Elesther Calipjo (Individual) (Additional classification)
"A" General Engineering
"B" General Building

Mr. Calipjo was not present.

- c. Marc K. Titcomb, RME (Additional classification)
Pacific Lighting Service Ltd.
C-60 Solar power systems

Executive
Session:

At 10:45 a.m., it was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 10:55 a.m., it was moved by Mr. Konishi, seconded by Mr. Polischeck, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Mr. Suehiro asked Mr. Titcomb if the projects he submitted only involved the installation of PV systems. Mr. Titcomb replied "yes". Mr. Suehiro asked if there was any "B" work in the contract? Mr. Titcomb responded "No", the contracts were only for PV work. Mr. Titcomb related that he did the PV installations but Foxbilt Electric did the electrical work.

After discussion, it was moved by Mr. Suehiro, seconded by Mr. Polischeck, and unanimously carried to deny Mr. Titcomb's application for licensure in the C-60 classification because he did not meet the experience requirement.

The Board explained that the C-60 can do the installations but any electrical work should be done by a C-13 Electrical subcontractor with licensed electricians. Executive Officer Tamanaha also explained that experience credit is not given for the selling and designing portions of the system and that the actual time supervising crews to do the installations is what counts as experience.

- d. Arthur A. Castaldi, RME
Pacific Boiler & Mechanical Inc.
C-37 Plumbing
**C-4 Boiler, hot-water heating, hot
water supply, & steam fitting
(approve 11/14)**

Executive
Session:

At 11:00 a.m., it was moved by Mr. Suehiro, seconded by Mr. Polischeck, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 11:14 a.m., it was moved by Mr. Suehiro, seconded by Mr. Konishi, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Kagawa, seconded by Mr. Matsuoka, and unanimously carried to deny Mr. Castaldi's application for licensure in the C-37 classification because he did not meet the experience requirement.

Mr. Castaldi asked what he needed to do in order to get the C-37 license.

Executive Officer Tamanaha explained that the Board did not see a broad range of plumbing experience. Mr. Castaldi related that he has been with his last employer for 17 years and did a lot of work with him. He asked if he could resubmit his experience. Mr. Leong related that it appears his work has emphasis on the C-37e classification and suggested that Mr. Castaldi look at the scope description of the C-37 in the Board's rules, and that he can always reapply when he has a broad range of experience.

- e. James F. Kahana (Individual)
C-42 Roofing

Executive
Session:

At 11:16 a.m., it was moved by Mr. Kamai, seconded by Mr. Mochida, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 11:30 a.m., it was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Kagawa, seconded by Mr. Lee, and unanimously carried to defer Mr. Kahana's application for licensure in the C-42 classification pending the submission of a revised project list showing a broad range of roofing projects, copy of his apprenticeship certificate verifying completion of the program, and verification that the receipts he provided addresses the accounts on his credit report.

- f. Jason W. Hokom, RME
Luminal Lighting LLC
C-13 Electrical

Executive
Session:

At 11:31 a.m., it was moved by Mr. Kamai, seconded by Mr. Lee, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 11:39 a.m., it was moved by Mr. Suehiro, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Suehiro, seconded by Mr. Kamai, and unanimously carried to defer Mr. Hokom's application for licensure in the C-13 classification pending the submission of a revised project list which includes a broad range of electrical experience.

- g. Kevin Hanashiro, RME
AES ES Tait LLC
"B" General Building

Executive
Session:

At 11:40 a.m., it was moved by Mr. Lee, seconded by Mr. Mochida, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 11:50 a.m., it was moved by Mr. Mochida, seconded by Mr. Kamai, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Suehiro, and unanimously carried to defer Mr. Hanashiro's application for licensure in the "B" classification pending the submission of a revised project list of "ground-up" experience.

- h. John T. Stark (Individual)
"B" General Building

Executive
Session:

At 11:51 a.m., it was moved by Mr. Polischeck, seconded by Mr. Kagawa, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 12:00 p.m., it was moved by Mr. Polischeck, seconded by Mr. Suehiro, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Suehiro, and unanimously carried to defer Mr. Stark's application for licensure in the "B" classification pending the submission of additional "ground-up" projects. Mr. Stark may list projects beyond ten years.

- i. Ophir Orr, RME
NRG Renew LLC
"A" General Engineering

Executive
Session:

At 12:01 p.m., it was moved by Mr. Lee, seconded by Mr. Mochida, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 12:16 p.m., it was moved by Mr. Suehiro, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Lee, and unanimously carried to defer Mr. Orr's application for licensure in the "A" classification pending the submittal of additional "A" projects verifying a broad range of experience. He may submit projects dating back beyond ten years.

- j. Jeffrey A. Remily, RME (Additional classification)
Sea Engineering Inc.
"A" General Engineering

Executive
Session:

At 12:19 p.m., it was moved by Mr. Kamai, seconded by Mr. Polischek, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 12:34 p.m., it was moved by Mr. Kamai, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Leong, seconded by Mr. Mochida, and unanimously carried to defer Mr. Remily's application for licensure in the "A" classification pending additional broad-range "A" experience.

When asked if Mr. Remily has other "A" experience to provide, Mr. Remily stated that in his capacity as a civil engineer, he did have experience in monitoring earth work and sewer lines. Mr. Polischek related that this experience is quality assurance performed by an engineer. Mr. Remily stated that they need the "A" license to bid on certain projects. His company's present RME will retire soon and the company wants him to move forward with his license. His boss was planning to attend the meeting with him, but there was something else he had to attend to.

Mr. Polischek stated that the problem is that if the board approves Mr. Remily for an "A" license, if he leaves his current employer and goes to another company, he will not be experienced to perform the broad work of the "A" license.

Mr. Leong withdrew his motion to defer Mr. Remily's application. Mr. Polischek moved to deny Mr. Remily's application for licensure in the "A" classification because he did not meet the experience requirement. It was seconded by Mr. Leong, and unanimously carried.

Executive Officer Tamanaha explained that the Board wants to see a broad range of "A" experience, such as mass excavation, water and sewer line work, bridges, road work, etc., and not just experience in waterfront work. She suggested that they could hire another "A" licensed person for the company to continue after the present RME retires.

The Board continued with the applicants who were present.

- I. Todd R. Lindstrom, RME
EESC Inc.
"B" General Building

Executive
Session:

At 12:42 p.m., it was moved by Mr. Suehiro, seconded by Mr. Lee, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 12:50 p.m., it was moved by Mr. Polischeck, seconded by Mr. Mochida, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Polischeck, and unanimously carried to defer Mr. Lindstrom's application for licensure in the "B" classification pending additional "ground-up" projects.

Mr. Lindstrom asked to add the C-60 Solar power systems classification to his license.

It was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to add the C-60 classification to his application, and for Mr. Lindstrom to also provide a separate project list to include only installation portions of the solar projects and not to include the time spent on design and engineering.

- m. Tiberio R. Esparza, RME
EW Corporation Industrial
Constructors Corp.
"A" General Engineering
C-48 Structural steel
C-56 Welding

Executive
Session:

At 12:55 p.m., it was moved by Mr. Mochida, seconded by Mr. Lee, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 1:10 p.m., it was moved by Mr. Suehiro, seconded by Mr. Polischeck, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Polischeck, seconded by Mr. Lee, and unanimously carried to defer Mr. Esparza's application for licensure in the "A", C-48, and C-56 classifications pending separate project lists in each classification.

- n. Hamilton K. Durante, RME (Additional classification)
Master Finish Concrete and
Construction LLC
C-23 Guniting
C-31 Masonry

Executive Officer Tamanaha informed the Board that she spoke to Mr. Durante before the meeting began at his request. He is working with the Contractors License Center on his application and she advised him on what the Board is looking for so he left the meeting.

Executive Officer Tamanaha announced that Jerry Soriano of J. Soriano Construction, Inc. claimed he did inform the office that he was going to appear, but he was not scheduled on the agenda to appear. The Board agreed to see Mr. Soriano.

- o. Jerry Soriano, RME
J. Soriano Construction, Inc.
"B" General Building

Executive
Session:

At 1:11 p.m., it was moved by Mr. Suehiro, seconded by Mr. Lee, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 1:23 p.m., it was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Matsuzaki, seconded by Mr. Lee, and unanimously carried to approve Mr. Soriano for a conditional license in the "B" classification, subject to submitting financial information, quarterly updates and status on his financial issues, and providing a \$41,000 surety bond..

- k. **(Teleconference)**
Daniel G. Peterson, RME
Peterson Hydraulics Inc. (Additional classification)
C-37c Vacuum & air systems
C-37f Fuel dispensing

Mr. Peterson requested a teleconference instead of an appearance. Executive Officer Ito placed the call to Mr. Peterson, but he did not answer.

It was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to defer Mr. Peterson's appearance to the February meeting. The agenda was taken out of order and continued with "Committee Reports, 8. Applications Committee, Owner-Builder Exemption Applications".

Committee Reports:

8. Applications Committee:
Daryl Suehiro, Chairperson

Owner-Builder Exemption Applications

- a. Lee Joseph
- b. James Joseph Bramblett
- c. William E. Wortley
- d. Iris Harris

Executive Session:

At 1:32 p.m., it was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 1:34 p.m., it was moved by Mr. Suehiro, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Lee, seconded by Mr. Polischeck, and unanimously carried to approve the owner-builder exemption applications for a, b, and c above, and to defer Iris Harris' application for additional information on the eligibility of an unforeseen hardship.

Recess:

Chairperson Akasaki called for a short recess at 1:35 p.m.

The Board reconvened at 1:40 p.m.

The agenda was taken out of order and continued with the "Applications Committee Report" under "8. Applications Committee".

Applications Committee Report

- b. Stephen Swift Demolition LLC
David B. Thielen, RME
“A” General Engineering
“B” General Building
C-1 Acoustical & insulation
C-12 Drywall
C-33 Painting & decorating
C-36 Plastering

- c. Malama Construction LLC (Additional classification)
Hector R. Comparan, RME
C-37 Plumbing

Executive
Session:

At 1:41 p.m., it was moved by Mr. Kamai, seconded by Mr. Leong, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board’s powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 1:55 p.m., it was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to move out of executive session and to reconvene to the Board’s regular order of business.

After discussion, it was moved by Mr. Lee, seconded by Mr. Mochida, and carried, with Mr. Suehiro recusing himself, to approve Stephen Swift Demolition LLC’s application for licensure in the “A”, “B”, C-1, C-12, C-33, and C-36 classifications with Mr. Thielen as the RME, and approve Mr. Comparan and Malama Construction LLC’s applications for licensure in the C-37 classification.

The agenda was taken out of order and continued with “Committee Reports, 7. Conditional License Report”.

- 7. Conditional License Report:
Charlene L.K. Tamanaha, Executive Officer
 - a. Brian K. Kashima (Individual)
C-27 Landscaping

Executive
Session:

At 1:56 p.m., it was moved by Mr. Kagawa, seconded by Mr. Suehiro, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general,

on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 1:57 p.m., it was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Lee, seconded by Mr. Konishi, and unanimously carried to approve Mr. Kashima for a conditional license in the C-27 classification, subject to submitting financial information, quarterly updates and status on his financial issues, and providing a \$36,000 surety bond.

Executive Officer Tamanaha stated that Travis Louie of Monster and Baby's LLC was not on the list to appear, but wanted to speak to the Board about his experience and application for the "B" General Building classification, and the Board agreed to see him.

Executive
Session:

At 2:00 p.m., it was moved by Mr. Lee, seconded by Mr. Polischek, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 2:04 p.m., it was moved by Mr. Mochida, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Lee, and unanimously carried to deny Mr. Louie's application for licensure in the "B" classification and rescind its January 15, 2015 offer of a C-5 classification because he did not meet the experience requirement.

The agenda continued with the rest of the Committee Reports and remaining items.

Committee
Reports:

1. Examination Committee:
Aldon Mochida, Chairperson

The Contractors Examination Summary reports for November and December 2014 were distributed with the agenda packet for the Board's information.

2. Recovery/Education Fund Committee:

None.

3. Legislation Committee:
Peter H. M. Lee, Chairperson

Committee Chairperson Lee stated that in the interest of time, he will not go over the bills from the past session because a summary of past legislation, copies of the bills and Board testimony from last session and the 2013 session was distributed to the Board for their review and comment.

Committee Chairperson Lee reviewed the bills that were introduced this session (2015).

H.B. No. 54 – This bill provides that general contractors shall not be issued any specialty classifications unless they take examinations and pay additional fees for each specialty classification applied for. This bill is similar to last year's bills, H.B. No. 78 and S.B. No. 347 (2013 session), which the Board opposed because all general contractors automatically hold certain specialty contractors which allow them to perform the broad scope of their work.

H.B. No. 103 – This bill raises the “handyman exemption” threshold from \$1,000 to \$5,000. This bill is similar to S.B. No. 2707 (2013 session), which raised the threshold from \$1,000 to \$2,500. The Board had opposed this bill because it will increase the likelihood of consumer harm and contribute to the problem of unlicensed activity.

H.B. No. 129 –Allows the Board to accept equivalent knowledge, training, or experience, including self-employment and unlicensed experience, in lieu of a specific experience requirement for licensure, if the Board investigates and makes a detailed written finding available for public inspection. This bill is similar to H.B. No. 339 (2013 session) which the Board opposed because the Board already has the authority to amending our statute to accept equivalent knowledge, training, and experience; and requiring disclosure of detailed information regarding an applicant's qualifications may violate Chapter 92F, HRS.

H.B. No. 130 – This bill prohibits the “A” and “B” general contractors from doing any work it is not licensed in and defines “incidental and supplemental”. This bill is similar to H.B. No. 671 (2013 session) which the Board strongly opposed because all general contractors automatically hold certain specialty contractors which allow them to perform the broad scope of their work and the Board's Final Order Upon Remand in the DC 50 case already defines “incidental and supplemental” work.

H.B. No. 307 – This bill changes the composition of the Board (four general engineering contractors, two general building

contractors, seven specialty contractors, and no public members) and declares that the protection of the public is of the highest priority for the Board. The Board currently has five general contractors, five specialty contractors, and three public members.

DAG Tam and Executive Officer Tamanaha stated that every Professional and Vocational Licensing Board and Commission is required to have public members because they represent the views of the consuming public. Last Legislative session the Board opposed S.B. No. 2618 which proposed to change the composition of the Board. The Board testified in opposition to S.B. No. 2618 because the current composition is balanced and has worked well for many years as industry, business, and consumer interests are all represented.

Arnold Wong of the Ironworkers stated that their intent is that a public member should not have any connections to the construction industry, such as with the unions or associations in the contracting industry.

S.B. No. 164 – This bill defines “incidental and supplemental” as the lesser of one percent of the total contract or \$100,000 and prohibits general contractors from performing incidental and supplemental work. General contractors are required to engage appropriate specialty contractors to perform incidental and supplemental work.

This bill is also similar to H.B. No. 671 from the 2013 session which the Board opposed for the reasons given above (see, H.B. 130).

Mr. Wong stated that they feel it should be on a case-by-case basis. He is willing to work on this bill.

S.B. No. 168 – This bill authorizes the Board to use volunteer investigators. Board must train and deputize volunteers to act as investigators. It increases the fines for violating HRS chapter 444 and also amends HRS section 444-9.5 to require half of all individuals performing electrical or plumbing work to be licensed electricians and plumbers, and the other half to be electrician or plumber apprentices or trainees.

The Board felt that due to its adjudicatory function in making the final decisions on disciplinary actions, it would be inappropriate for it to investigate a complaint and be the final decision maker on a case. DAG Tam added that the bill only protects the volunteer investigator from liability, and may not relieve the Board of any liability.

Mr. Lee recommended that the Board oppose all of the above bills.

It was then moved by Mr. Suehiro, seconded by Mr. Polischeck, and unanimously carried to adopt Committee Chairperson Lee's recommendations to oppose all of the above bills.

4. Rules Committee:
Tyrus Kagawa, Chairperson

Rules Committee Chairperson Kagawa announced that the Board still has to finalize the "C" specialty classification proposed amendments so any input will be welcome. The Board is still accepting comments.

DAG Tam thanked Mr. Serikaku for providing suggestions rather than just opposing the Board's proposal on "incidental and supplemental". The Board appreciates PAMCA's proposed revisions which were well thought out. The Board will review Mr. Serikaku's suggestions, and although the Board may not accept all of his suggestions, they appreciate the detailed explanation of his proposed changes.

Gregg Serikaku, Executive Director of PAMCA, stated that they tried to provide a method of determining whether work is considered "incidental and supplemental" and tried to tie it into the Board's statutes and the Supreme Court's ruling in the DC 50 case.

Messrs. Matsuoka, Mochida, and Kamai were excused from the meeting at 2:30 p.m.

Written comments from the General Contractors Association ("GCA") was received at the meeting and distributed by Shannon Alivado, Director of Government Relations.

Ms. Alivado briefly went over their written comments:

- a. GCA is requesting to delete the word "primary" (shown as double strikethrough below) in the Board's proposed Incidental and Supplemental Rule Package in subsection (a) to avoid confusion as to its application to specialty contractors as well as general contractors under their "C" specialty licenses in accordance with HRS section 444-7.

"(a) 'Incidental and supplemental' is defined as work in other trades that is subordinate to, directly related to, and necessary for the completion of the ~~project undertaken by the licensee pursuant to~~ work of greater importance that is within the scope of the licensee's license (i.e., the primary work the specialty contractor is licensed to perform)."

- b. While the current rule in HAR section 16-77-34 has not been invalidated, GCA felt that the Board did a commendable job on addressing the Supreme Court's Order Upon Remand in its Board's Final Order Upon Remand.
- c. GCA is requesting that the Board deny PAMCA's proposed amendments as it will add further confusion in the industry in determining "incidental and supplemental" work, and it makes references to other provisions that are already in the Board's laws and rules.

Mr. Serikaku of PAMCA stated that they felt their proposed changes are important in determining "incidental and supplemental" work. They felt not everything will come to the Board in determining "incidental and supplemental", and it does not hurt to be descriptive so it will not lead to misinterpretation down the road for new Board members. He stated that PAMCA realizes it does add more requirements in determining "incidental and supplemental" and they feel it is very important, especially with the addition of subsection (d). This fourth test takes into consideration the impact on public safety and welfare and is consistent with the Board's rules:

- "(d) In consideration of whether work qualifies as incidental and supplemental, the work shall not contravene the overarching purpose of HRS 444 of protecting the welfare and safety of the general public."

Mr. Arelliano reserved the right to provide comments on the Board's proposed rule amendments.

Mr. Matsuzaki asked Ms. Alivado why GCA did not like the word "primary" in subsection (a) of the Board's rule package. Ms. Alivado responded that as stated earlier, it is to clarify and to avoid confusion. Mr. Serikaku stated that it is not necessary for clarification purposes but they wanted it to be consistent with the language in the statute.

The Board thanked GCA and PAMCA for their proposals and input on the Board's rules and "incidental and supplemental", which they will take into consideration.

- 5. Investigation Committee:
Kent Matsuzaki, Chairperson

None.

6. Scope of Activity Committee:
Nathan T. Konishi, Chairperson

Steve Bojorquez – Mr. Bojorquez is requesting a C-68 classification to install Semco Modern Seamless Surface. This product will be applied as a specialty decorative finish. It is a waterproof, lightweight, very thin, and cementitious product that is applied directly over any existing surface. It is not intended to replace any building or interior structures, but will be applied over floors and countertops for a very durable and decorative finish.

Recommendation: The installation of Semco Modern Seamless Surface could fall under several different license classifications, depending on the surface (e.g., C-21 Flooring, C-31 Masonry, C-31a Cement concrete, C-33 Painting and decorating, C-33c Surface treatment, C-51 Tile, C-51b Terrazzo or C-55 Waterproofing). Thus, the Board believes that a separate C-68 classification is unnecessary.

Regulated Industries Complaints Office (“RICO”) – A company has a principal RME licensed in the “B” General Building, C-5b Siding, C-6 Carpentry framing, and C-60 Solar power systems classifications, and a subordinate RME licensed in the C-13 Electrical classification. The company is performing a C-13 electrical project and the subordinate RME is in the State. RICO is requesting confirmation that the principal RME must also be in the State while the electrical project is being performed.

The Board interpreted HAR section 16-77-71(a)(4) to mean that the RME with the requisite contractor classification must be in the State during the time the license of the contracting entity is in effect or during the period a project is under construction.

Recommendation: If the company is performing a “B” General building project with C-13 electrical work, then both the principal RME (who is licensed in the “B” classification) and the subordinate RME (who is licensed in the C-13 classification) must be in the State while the project is ongoing. If the project is strictly electrical work only, then only the subordinate RME licensed in the C-13 classification must be in the State while the project is ongoing.

Society Contracting, LLC – What contractor’s license is required to install solar ventilators? It appears that some State agency engineers allowed this work be done under the C-42 Roofing contractor’s license, while some other agencies required the C-52 Ventilating and air conditioning contractor license.

Recommendation: Depending on the scope of work of the project, either the C-42 Roofing, C-52 Ventilating and air conditioning, C-60 Solar power systems, C-61 Solar energy systems, or C-61b Solar heating and cooling systems contractor license may be required to install solar ventilators.

Hawaii Public Housing Authority (“HPHA”) - What licenses (and/or combination of licenses) are required to perform the following work: to replace/repair existing solar hot water system to include replacement of solar storage tank, panels, controllers, time clock, valves, pipes, pumps, breakers and insulation.

The Board did not have enough information to make a determination on this inquiry. It will request more detailed information on the different types of work that will be performed on these solar hot water systems. The Board deferred this matter pending the receipt of additional information on the project.

Mr. Wong stated that if there is any structural work required on a project, then it should be done by the C-48 Structural steel contractor.

After discussion, it was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to approve the above scope recommendations, and to defer HPHA’s request for additional information.

8. Applications Committee:
Daryl Suehiro, Chairperson

New
Business:

1. **Request for Change in Business Status.**

SC-1 Theodore M. Abbene (Individual)
Licensed: “B” General Building
Request: Reactivate
Recommend: Approval

SC-2 Anthony P. Amaral, Jr. (Individual)
Licensed: C-31 Masonry
Request: Reactivate
Recommend: Approval

SC-3 Ferdinand D. Bayudan (Individual)
Licensed: C-37 Plumbing
Request: Reactivate
Recommend: Approval subject to \$8,000 bond

SC-4 Bennett J. Bolek, RME
Kleenco Maintenance Company LLC
Licensed: “B” General Building
Request: Reactivate
Recommend: Approval

- SC-5 Brand Energy Services LLC
Christie M. McCormick, RME
Licensed: C-10 Scaffolding
Request: Reactivate
Recommend: Approval
- SC-6 Lee W. Cooper, RME
Cooper Insulation Inc.
Licensed: C-1 Acoustical & insulation
Request: Dual status (Insulation Express LLC)
Recommend: Approval
- SC-7 Creative Design Signs LLC
Peter Capriotti, RME
Licensed: C-14 Sign
Request: Reactivate
Recommend: Deferral
- SC-8 Denis J. Dunn (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval subject to \$12,000 bond
- SC -9 Jeffrey J. Ebia, RME
Luminal Lighting LLC
Licensed: C-13 Electrical
Request: Reactivate
Recommend: Approval subject to \$28,000 bond
- SC-10 Michael J. Ianni, RME
M Bar C Construction Inc.
Licensed: C-68MI Prefabricated metal
buildings
Request: Reactivate
Recommend: Approval
- SC-11 JDI Electrical Solutions Inc.
James E. Douglas, RME
Licensed: C-13 Electrical
Request: Reactivate
Recommend: Deferral
- SC-12 Milton H. Kalai (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Deferral

- SC-13 Derrick Kim (Individual)
Licensed: "B" General Building
Request: RME to sole
Recommend: Deferral
- SC-14 Marsh Creek LLC
Duane J. Werner, RME
Licensed: "B" General Building
Request: Reactivate
Recommend: Deferral
- SC-15 Timothy J. Mort, RME
Mort Drilling Services Inc.
Licensed: C-35 Pile driving
& foundation
Request: Dual status (Foundation
Mechanics Incorporated)
Recommend: Approval
- SC-16 Malcolm H. K. Nakamura, RME
Ali'i Flooring Inc.
Licensed: C-7 Carpet laying
C-21 Flooring
Request: Reactivate
Recommend: Approval
- SC-17 Narito Sheetmetal & Mechanical
Corporation
Ross T. Yamauchi, RME
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval
- SC-18 Eliesa T. Olive, RME
Ron's Concrete Specialists Ltd. (Additional classification)
Licensed: "A" General Engineering
"B" General Building
Request: Reactivate
Recommend: Deferral
- SC-19 David L. Pickens (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Deferral
- SC-20 Quanta Power Generation Inc.
Christopher M. Staker, RME
Licensed: "B" General Building
Request: Reactivate
Recommend: Deferral

- SC-21 Michael J. Quinajon, RME
Island Tinting LLC
Licensed: C-22a Glass tinting
Request: Dual status (QElectric LLC)
Recommend: Approval
- SC-22 Creighton K. Sanchez (Individual)
Licensed: "B" General Building
C-9 Cesspool
C-17 Excavating, grading,
& trenching
Request: Reactivate
Recommend: Deferral
- SC-23 J. Soriano Construction Inc. **(CONDITIONAL)**
Jerry R. Soriano, RME
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval subject to \$41,000 bond
- SC-24 William L. Sutton, RME
South Pacific Constructors Inc.
Licensed: "A" General Engineering
C-2 Mechanical insulation
C-43 Sewer, sewage disposal,
drain, & pipe laying
C-56 Welding
C-68HD Horizontal drilling &
micro-tunneling
Request: Reactivate
Recommend: Approval
- SC-25 David R. Yokoi, RME
Akamai Resources LLC
Licensed: C-15b Telecommunications
Request: Dual status (Bowman
Connectivity Solutions Inc.)
Recommend: Approval

It was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to approve the above recommendations.

2. Request for Waiver of Bond Requirement.

- WB-1 Scott B. Fornshell (Individual)
Licensed: "B" General Building
Request: Waiver of \$14,000 bond
Recommend: Approval

WB-2 Thomas B. Quinlan (Individual)
Licensed: "B" General Building
Request: Waiver of \$7,000 bond
Recommend: Denial

WB-3 South Shore Air Conditioning LLC
Martin P. Pierce, RME
Licensed: C-52 Ventilating &
air conditioning
Request: Waiver of \$10,000 bond
Recommend: Approval

The Applications Committee reviewed the financial statements and documentation provided, and makes the above recommendations.

It was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to approve the request for waiver of bond in items WB-1 and WB-3, and to deny the request for waiver of bond in item WB-2.

Applications

A:

Approve applications, subject to all requirements except examinations.

1. A&A Pacific Electric LLC
Adel C. Pascua, RME
C-13 Electrical
2. ABM Onsite Services-West Inc.
Joel R. Domingo, RME
Daniel K. Girlington, RME
"B" General Building (J. Domingo)
C-13 Electrical (D. Girlington)
3. ACME Mechanical LLC (Additional classification)
Harendra M. Panalal, RME
C-61 Solar energy systems
4. AES ES Tait LLC
Barry A. Matsumoto, RME
"B" General Building
5. A G T Construction LLC (Additional classification)
Peter B. Richards, RME
"A" General Engineering
C-13 Electrical
6. Akin Floors LLC
Julie M. Akin, RME
C-7 Carpet laying
C-21 Flooring

7. Buchanan Construction Northwest LLC
Jack L. Buchanan, RME
C-6 Carpentry framing
8. Clever Concierge Services Inc.
Philip A. Clever, RME
"B" General Building
9. Energy Reducers LLC
Michael B. Hedge, RME
C-52 Ventilating & air conditioning
Bond: \$90,000
10. Ericsson Inc.
Mark C. LeBlanc, RME
C-15 Electronic systems
11. James W. Fowler Co.
John B. Fowler, RME
"A" General Engineering
12. Grass Busters Landscape LLC
Brian K. Burke, RME
C-27 Landscaping
C-37b Irrigation & lawn sprinkler
Systems
13. HMT LLC
Nelson J. Acosta, RME
"A" General Engineering
14. Eddie Horner Construction Inc.
John E. Horner, RME
"B" General Building
15. Island Tinting LLC
Michael J. Quinajon, RME
C-22a Glass tinting
(Dual status – QElectric
LLC)
16. JJ Lava Inc.
Viliame R. Vuniwai, RME
C-27 Landscaping
Bond: \$17,000
17. Kleenco Maintenance Company LLC
Benett J. Bolek, RME
"B" General Building
(Reactivate)

18. Moses T. Kohagura, Jr. (Individual)
C-7 Carpet laying
19. Mark Librie General Builder LLC
Mark V. Librie, RME
"B" General Building
20. Lumenal Lighting LLC
Jeffrey J. Ebia, RME (Reactivate)
C-13 Electrical
Bond: \$28,000
21. M Bar C Construction Inc.
Michael J. Ianni, RME (Reactivate)
C-68MI Prefabricated metal building
22. Mort Drilling Services Inc.
Timothy J. Mort, RME (Dual status – Foundation
C-35 Pile driving & foundation Mechanics Incorporated)
23. Northern Energy and Power LLC
James C. Wadley, Jr., RME
"B" General Building
C-13 Electrical
Bond: \$147,000
24. Mark C. Olsen (Individual)
"B" General Building
25. PHD LLC
Iokepa R. Yuen, RME
C-33 Painting & decorating
26. Progressive Landscaping Inc.
Burke P. Dunlap, RME
C-27 Landscaping
27. Retail Contractors of Puerto Rico Inc.
Sean S. Pfent, RME
"B" General Building
28. Pedro V. Rivera (Individual)
C-33 Painting & decorating
29. Shamrock Tree Service Inc.
Billy Duignan, RME
C-27b Tree trimming & removal

30. South Pacific Constructors Inc. (Reactivate)
William L. Sutton, RME
"A" General Engineering
C-2 Mechanical insulation
C-43 Sewer, sewage disposal, drain,
& pipe laying
C-56 Welding
C-68HD Horizontal drilling & micro-
tunneling
31. Jin M. Suh (Individual)
C-33 Painting & decorating
32. Stephen Swift Demolition LLC
David B. Thielen, RME
"A" General Engineering
"B" General Building
C-1 Acoustical & insulation
C-12 Drywall
C-33 Painting & decorating
C-36 Plastering
33. Neal M. Tamashiro (Individual)
C-13 Electrical

It was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to approve items A-1 through A-33 as recommended by the Applications Committee, subject to all requirements for licensure excluding examinations.

Applications
B:

Approve applications; subject to all requirements including examinations in Parts I and II, except as otherwise noted.

1. A P Construction LLC
Alfred R. Pacheco, III, RME
"B" General Building
2. Daniel Aiu, RME
Elemental Energy LLC dba Sunetric
C-13 Electrical
3. Derek K. Akiona (Individual)
C-13 Electrical
4. All Star Recreation LLC
Ernesto A. Perlas, Jr., RME
C-3b Play court surfacing
**C-25 Institutional & commercial
equipment (defer)**

5. American Technologies Inc. (Additional classification)
dba American Restoration and Interiors
"B" General Building
6. George A. Baxter, RME
BCP Construction of Hawaii Inc.
"B" General Building
C-31 Masonry (approve 11/14)
7. Marvin T. Bayangos (Individual)
C-5 Cabinet, millwork, & carpentry remodeling & repairs
Bond: \$8,000
8. Blue Mountain Mechanical Inc.
Steven M. Watson, RME
C-37 Plumbing
C-4 Boiler, hot-water heating, hot water Supply, & steam fitting (approve 9/14)
C-52 Ventilating & air conditioning (approve 9/14)
9. Concrete Surface Designs Inc.
Bradley Begonia, RME
C-31a Cement concrete
Bond: \$11,000
10. John H. Buscher, Jr., RME
Quality Builders Inc.
"B" General Building
11. Contech Services Inc.
Don D. Ellsworth, RME
C-31a Cement concrete
12. Day Night Construction Inc.
Solomon V. Crownover, RME
C-42 Roofing
13. Eleven Western Builders Inc.
Gregory W. McDonald, RME
"B" General Building
14. William N. Fales (Individual)
"B" General Building
15. Mark A. Feekin (Individual)
"B" General Building

16. Guo Chang Feng (Individual)
"B" General Building
17. Dave T. Gaddis (Individual)
"B" General Building
18. Haina International Inc.
Gardner K. Kaumeheiwa, RME
C-13 Electrical
Bond: \$9,000
19. Mark C. Harris, RME
MD Cleaners LLC
C-19 Asbestos
20. Chuan B. He (Individual)
"B" General Building
C-17 Excavating, grading & trenching (deny)
C-21 Flooring (deny)
C-31 Masonry (deny)
C-33 Painting & decorating (deny)
21. Er Fu He (Individual)
"B" General Building
22. Hoa'aina Farm Services LLC (Additional classification)
Stephen H. Nikaido, RME
C-27 Landscaping
C-43 Sewer, sewage disposal, drain,
& pipe laying
23. Justin T. Itano, RME
Alaka'i Mechanical Corporation
C-4 Boiler, hot-water heating & steam
Fitting
C-37 Plumbing
C-52 Ventilating & air conditioning
24. Kaniaupio Masonry LLC
Solomon K. Kaniaupio, RME
C-31 Masonry
25. Brian K. Kashima (Individual) **(CONDITIONAL)**
C-27 Landscaping
Bond: \$36,000

26. Peter Y. Lee (Individual)
C-13 Electrical
C-60 Solar power systems
C-61 Solar energy systems (deny)
Bond: \$64,000
27. Malama Construction LLC (Additional classification)
Hector R. Comparan, RME
C-37 Plumbing
28. Malcolm Drilling Company Inc.
Robert N. J. Jameson, RME
"A" General Engineering
29. Christie M. McCormick, RME (Reactivate)
Brand Energy Services LLC
C-10 Scaffolding
30. Korey F. Medeiros (Individual)
C-32 Ornamental, guardrail & fencing
Bond: \$7,000
31. Aliiolani Ngata (Individual)
C-31 Masonry
32. Oahu Sprinklers Inc.
Toby T. Mannella, RME
C-37b Irrigation & lawn sprinkler systems
33. Pacific Cabinets Inc.
Steve G. Frei, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
34. Ryan GKH Pagat (Individual)
C-33 Painting & decorating
Bond: \$14,000
35. David F. Parke, RME
Dorvin D. Leis Co. Inc.
C-44 Sheet metal
C-52 Ventilating & air conditioning
36. Pro Installations Inc. (Additional classification)
Thomas J. Pesacreta, Jr., RME
C-51 Tile

37. Progressive Services Inc.
dba Progressive Roofing
C-42 Roofing
C-44 Sheet metal
38. Pural Water Specialty Co. Inc. (Additional classification)
Earl S. Ichimura, RME
C-37 Plumbing
39. Purcell P & C LLC
David S. Purcell, RME
C-33 Painting & decorating
40. Melchor V. Rosario (Individual)
C-55 Waterproofing
41. Rubenstein's Contract Carpet LLC
S. Paul Singh, RME
C-51 Tile
42. Timothy J. Strauwald (Individual)
C-42 Roofing
"B" General Building (deny 10/14)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs (approve 10/14)
43. Timothy P. Sullivan (Individual)
"B" General Building
44. Tajiri Construction LLC (Additional classification)
Rex M. Tajiri, RME
"A" General Engineering
"B" General Building
45. Robert T. Tanaka, RME
Kahului Carpet Drapery Products Inc.
"A" General Engineering
46. Teca Aquatics Innovations Inc.
Steven C. Payne, RME
C-49 Swimming pool
47. Patrick S. Thedford (Individual)
C-51 Tile
C-33 Painting & decorating (defer)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
(approve 11/14)

48. Farrell R. Umeda (Individual)
C-33 Painting & decorating
49. United Contractors LLC
Viliami F. Namoa, RME
C-31 Masonry
50. Wire Nuts Hawaii LLC
Aldric W. Lau, RME
C-13 Electrical
51. Ross T. Yamauchi, RME
Narito Sheetmetal & Mechanical Corporation
"B" General Building (Reactivate)
52. Ru Hui Zhang (Individual)
"B" General Building

It was moved by Mr. Lee, seconded by Suehiro, and unanimously carried to approve items B-1 through B-52 as recommended by the Applications Committee, subject to all requirements for licensure including examinations.

Applications

C:

Withdraw applications; previously deferred.

1. Aaron K. Pule (Individual)
C-52 Ventilating & air conditioning
2. Jit W. Wong, RME (Additional classification)
JW Electric and Plumbing LLC
C-13 Electrical

Applications

D:

Deny applications; failure to show requisite experience and/or failure to show good reputation for honesty, truthfulness, financial integrity and fair dealing.

1. Ben W. Behnke, RME
CECO Concrete Construction LLC
C-31a Cement concrete
2. Douglas E. Bjur, RME (Additional classification)
Lewis Electric LLC
C-62 Pole & line
**C-63 High voltage electrical
(approve 11/14)**
3. Elester Calipjo (Individual) (Additional classification)
"A" General Engineering
"B" General Building

4. Chuan B. He (Individual)
C-17 Excavating, grading & trenching
C-21 Flooring
C-31 Masonry
C-33 Painting & decorating
“B” General Building (approve)
5. Kurt B. Herrick, RME
Westower Communications Inc.
“A” General Engineering
C-68TN Communication tower
6. Matthew Hubbell (Individual) (Additional classification)
C-51 Tile
7. Allen J. Jarvis, RME
Vector Security Inc.
C-15 Electronic systems
C-15a Fire & burglar alarm (qualifies)
8. Peter Y. Lee (Individual)
C-61 Solar energy systems
C-13 Electrical (approve)
C-60 Solar power systems (approve)
9. Peter T. Malbog, III, RME
PMJ Builders Inc.
“B” General Building
10. Shawn M. Maloney, RME
Apcompower Inc.
C-4 Boiler, hot-water heating, hot
water supply, & steam fitting
11. Luisito S. Mamuad, RME
Johnson Controls Inc.
“B” General Building
C-13 Electrical
12. Ashlee H. Matsui, RME
SAH Inc.
“B” General Building
13. Monster and Baby’s LLC
Travis J. H. Louie, RME
“B” General Building
**C-5 Cabinet, millwork, & carpentry
remodeling & repairs (qualifies)**

14. Justin O. Musselman (Individual)
"B" General Building
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
15. Pacific Boiler & Mechanical Inc.
Arthur A. Castaldi, RME
C-37 Plumbing
**C-4 Boiler, hot-water heating, hot
water supply, & steam fitting
(approve 11/14)**
16. Pacific Lighting Service Ltd. (Additional classification)
Marc K. Titcomb, RME
C-60 Solar power systems
17. Nikos A. Papachristou, RME
Westower Communications Inc.
"A" General Engineering
C-68TN Communication tower
18. Andrew E. Powell, RME (Additional classification)
Petrochem Insulation Inc.
C-33 Painting & decorating
19. Jeffrey A. Remily, RME (Additional classification)
Sea Engineering Inc.
"A" General Engineering
20. Su-Mo Builders Inc. (Additional classification)
Samuel S. Ho, RME
C-48 Structural steel
21. Wayne A. Tarbutton, RME
Apcompower Inc.
C-4 Boiler, hot-water heating, hot water
supply, and steam fitting
22. Triton Pacific Construction LLC (Additional classification)
Erik P. Slansky, RME
C-56 Welding
C-48 Structural steel (approve 11/14)
23. William T. Valdez (Individual)
C-7 Carpet laying
C-51 Tile
24. Vans Electric Inc. (Additional classification)
Van H. Yoshikawa, RME
"B" General Building

25. Western Building Group LLC
Jeffrey A. Dalton, RME
C-44 Sheet metal

It was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to deny applications D-1 through D-25 as recommended by the Applications Committee.

Applications
E:

Defer applications; for further investigation or request for additional documentation.

1. A One Electric LLC (Additional classification)
Edwin Z.J. Lin, RME
"B" General Building
2. AES ES Tait LLC
Kevin Hanashiro, RME
"B" General Building
3. AMKO Builders Inc. (Additional classification)
Nikolay Mysin, RME
C-51 Tile
C-13 Electrical (approve 8/14)
C-21 Flooring (approve 8/14)
4. ATS Drilling Inc.
Michael F. Martin, RME
C-35 Pile driving & foundation
5. AVDB Group LLC
Nathaniel R. Hall, RME
C-15 Electronic systems
6. Akagi Builders and Painters LLC
Bryan M. Akagi, RME
"B" General Building
C-33 Painting & decorating
7. Akamai Resources LLC
Clifford K. Gunderson, RME
"B" General Building
8. Alatini Tree Experts Inc.
Sosiua Alatini, RME
C-27b Tree trimming & removal
9. Michael L. Alcid (Individual)
"B" General Building

10. All In Construction LLC
Chester G. Jamorabon, RME
"B" General Building
11. All Star Recreation LLC
Ernesto A. Perlas, Jr., RME
C-25 Institutional & commercial
Equipment
C-3b Play court surfacing (approve)
12. American Flooring Inc.
James M. Kormos, RME
C-21 Flooring
13. B. R. Anderson Electric Inc.
Thomas Chong, RME
"B" General Building
C-2 Mechanical insulation
C-13 Electrical
C-40 Refrigeration
C-52 Ventilating & air conditioning
14. Array Construction LLC
Mathew J. Ricci, RME
"A" General Engineering
C-13 Electrical
15. Asplundh Tree Expert Co. (Additional classification)
John F. Hutchinson, RME
C-27 Landscaping
16. BCP Construction of Hawaii Inc. (Additional classification)
Kevin R. Close, RME
C-1 Acoustical & insulation
17. B L T N LLC
Christian T. Robinson, RME
"B" General Building
18. Frank Barretto III (Individual)
C-33 Painting & decorating
19. Gary W. Beckcom, RME
LB Industrial Systems LLC
C-48 Structural steel
20. Best Choice In Construction Corp. (Additional classification)
Aisea T. Tuikolovatu, RME
"B" General Building

21. Blue Water Plumbing Corp.
Gavin S. Barker, RME
C-37 Plumbing
22. Vernon C. Broad (Individual)
C-13 Electrical
23. Brown Development LLC (Additional classification)
Gregory E. Brown, RME
C-49 Swimming pool
24. Michael B. Bruce, RME
Associa Oncall Inc.
"B" General Building
25. Buildrite Construction Corp.
Bryan A. Alexander, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
26. C2A LLC (Additional classification)
Alison A. Agapay, RME
"A" General Engineering
"B" General Building (withdraw 8/14)
27. Campos & Sons Plumbing LLC
Elika L. Campos, RME
C-37 Plumbing
28. Brandon A. Carriaga (Individual)
C-27 Landscaping
29. Silvana J. Casey (Individual)
C-3 Asphalt paving & surfacing
30. Centimark Corporation (Additional classification)
Ralph W. McCorkle, RME
C-21 Flooring
31. Bert E. Chan Wa, RME
Confluence Corporation
C-40 Refrigeration
C-52 Ventilating & air conditioning
32. Hugh A. Chang (Individual)
C-13 Electrical

33. Andrew Chekene Enterprises Inc.
Andrew D. Chekene, RME
"B" General Building
C-33 Painting & decorating
34. Robert K. Choi (Individual)
"B" General Building
35. Convergint Technologies LLC
Michael R. Mathes, RME
C-13 Electrical
36. John Cook Associates Inc.
Mark A. Olson, RME
"B" General Building
37. Craft Construction Company
Janusz T. Nowak, RME
"B" General Building
38. Creative Builders & Design LLC
Eric K. Sumibcay, RME
"B" General Building
39. Maximo T. Cristobal, RME
HBM Acquisitions LLC
C-52 Ventilating & air conditioning
40. Critchfield Pacific Inc. (Additional classification)
Ronald L. Swenson, RME
C-20 Fire protection
**C-4 Boiler, hot-water heating, hot
water supply, & steam fitting
(approve 11/14)**
41. Mark A. Currie (Individual)
"B" General Building
42. D&C Welding Structural &
Ornamental Inc.
Dexter Ragragola, RME
C-32 Ornamental, guardrail, & fencing
C-48 Structural steel
43. Dorvin D. Leis Co. Inc. (Additional classification)
Stephen T. Leis, RME
C-2 Mechanical insulation
C-52 Ventilating & air conditioning
C-61a Solar hot water systems

44. Aldrin U. Dupaya, RME
Eco Solar LLC
C-13 Electrical
45. EESC Inc.
Todd R. Lindstrom, RME
"B" General Building
46. EW Corporation Industrial Constructors Corp.
Tiberio R. Esparza, RME
"A" General Engineering
C-48 Structural steel
C-56 Welding
47. Jim P. Edward (Individual)
C-3 Asphalt paving & surfacing
48. 808 Plumbing & Services Inc.
Bryan H. Yannell, RME
C-37 Plumbing
49. Semisi T. Fotu (Individual)
C-27 Landscaping
C-31 Masonry
50. Joshua H. Frakes (Individual)
"B" General Building
51. Friendly Tree Service of Maui LLC
Folau K. Finau, RME
C-27 Landscaping
52. Fullmer Brother's Construction LLC
David R. Fullmer, RME
"B" General Building
C-42 Roofing
53. Futurenet Security Solutions LLC
Brian A. Cooper, RME
"A" General Engineering
"B" General Building
54. Geostabilization International LLC
Justin D. Petersen, RME
"A" General Engineering
C-23 Guniting
C-34 Soil stabilization
C-41 Reinforcing steel
C-68 Classified specialist

55. Eric S. Gonzales (Individual)
C-51 Tile
56. Ground Shakers Limited Liability
Company
Bushrod G. Meyers, RME
C-17 Excavating, grading & trenching
57. Tom Hammer Construction LLC
Thomas M. Hammer, RME
"B" General Building
58. Handley's Equipment Rentals LLC
Ryan K. Campos, RME
C-17 Excavating, grading & trenching
C-23 Guniting
C-31 Masonry
C-49 Swimming pool
59. Hardy Remodeling LLC
Kevin M. Hardy, RME
"B" General Building
60. Shea M.K. Hardy (Individual)
C-32 Ornamental, guardrail, & fencing
61. Kelly G. Hartley, RME
Laron Incorporated
C-48 Structural steel
62. Michael J. Hastings, RME
Kohala Partners II LLC
C-33 Painting & decorating
C-55 Waterproofing
63. Hawaii Energy Smart LLC
Timothy R. Johnston, RME
C-60 Solar power systems
64. Hoku Aire Service LLC
Aaron K. Pule, RME
C-52 Ventilating & air conditioning
65. Island Dream Development Inc.
W. Michael Gleed, RME
"B" General Building
66. J&H Electric LLC
Henry J. Hunt, RME
C-13 Electrical

67. Jayco Hawaii Inc. (Additional classification)
Marc A. Delay, RME
C-22 Glazing & tinting
68. Jeffgray.net Inc.
Jeffrey T. Gray, RME
C-15b Telecommunications
69. Jeffrey J. Joseph, Jr. (Individual)
C-42 Roofing
70. James F. Kahana (Individual)
C-42 Roofing
71. Brandon K. Kajihira, RME
Circuit Builders Inc.
C-63 High voltage electrical
C-13 Electrical (approve 6/14)
C-62 Pole & line (withdraw 6/14)
72. Milton H. Kakaio, RME
Alert Holdings Group Inc.
C-15 Electronic systems
C-15a Fire & burglar alarm
(approve 8/14)
73. Janney C. Kim (Individual)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
C-44a Gutters
74. Aaron M. King (Individual)
"B" General Building
75. Koki Roofing Inc.
Derek S. Koki, RME
C-42 Roofing
76. Jeffrey D. Krantz (Individual)
C-56 Welding
77. Kreative Electrical & Maintenance
Services LLC
Darrin M. Matsumiya, RME
C-13 Electrical
78. Bon K. Ku (Individual)
"B" General Building

79. Peter D. Kwan, RME
Delta Construction Corp.
"A" General Engineering
"B" General Building
80. LA Interiors Northwest LLC
Kenneth R. Lorenz, RME
"B" General Building
81. LB Industrial Systems LLC
Ryan E. Blume, RME
C-48 Structural steel
82. Ping L. Leung (Individual)
C-52 Ventilating & air conditioning
83. Tim Lloyd Construction LLC
Timothy R. Lloyd, RME
"B" General Building
C-21 Flooring
84. Paolo Longobardi, RME
Rizzani De Eccher (USA) Inc.
"A" General Engineering
85. Andrew Lozano (Individual)
C-37 Plumbing
86. Lumenal Lighting LLC
Jason W. Hokom, RME
C-13 Electrical
87. Luna Electric LLC
Hans R. Harder, RME
C-13 Electrical
88. Lunakai Hawaii LLC
Clark A. Kucera, RME
C-15 Electronic systems
89. MDS Construction LLC
Michael D. Styner, RME
"B" General Building
90. Mack's Flooring LLC
Tuan M. Dole, RME
C-7 Carpet laying
C-21 Flooring

91. Master Finish Concrete
& Construction LLC
Hamilton K. Durante, RME
C-23 Guniting
C-31 Masonry
92. Masterkor Inc.
Jason C. Koran, RME
C-37 Plumbing
93. Maui Renovations LLC
Stephen Douglas, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
94. Maui Solar Project LLC
Wade F. Burgeson, RME
C-13 Electrical
C-63 High voltage electrical
95. Maui Water Tanks Inc.
Lafayette C. Young V, RME
"B" General Building
96. Kaleo K. McGuire (Individual)
C-51 Tile
97. Christopher J. Moyer (Individual)
C-13 Electrical
98. NRG Renew LLC
Ophir Orr, RME
"A" General Engineering
99. NS Air Conditioning LLC
Charles D. Tantog, RME
C-52 Ventilating & air conditioning
100. Shane T. Nelson (Individual) (Additional classification)
C-21 Flooring
101. North American Roofing Services Inc.
Robert L. Johnson, RME
C-42 Roofing
102. Nugate Group LLC
Norman R. K. Allen, RME
C-27 Landscaping
C-37b Irrigation & lawn sprinkler
Systems

103. Osmose Utilities Services Inc. (Additional classification)
Anthony H. Gregory, Jr., RME
C-41 Reinforcing steel
104. Pacific Renovations & Repairs LLP
Joel I. Zavala, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
105. Pera Construction LLC
Yigit Unlu, RME
"B" General Building
**C-5 Cabinet, millwork, & carpentry
remodeling & repairs (qualifies)**
106. Peterson Hydraulics Inc. (Additional classification)
Daniel G. Peterson, RME
C-37c Vacuum and air systems
C-37f Fuel dispensing
107. Precision General Commercial
Contractors Inc.
Thomas T. Dawson, RME
"B" General Building
108. Ronald E. Prescott, RME (Additional classification)
Tokunaga Masonry Inc.
"B" General Building
109. Prime Retail Services Inc.
Donald L. Bloom, RME
"B" General Building
110. Protech Coatings Inc.
Michael Wood, RME
"B" General Building
C-21 Flooring
C-55 Waterproofing
111. Qualcon Pacific LLC
Travis W. Swithenbank, RME
"B" General Building
C-22 Glazing & tinting
112. ROC Equipment LLC
Vanessa M. Lucido, RME
C-35 Pile driving & foundation

113. RPS Mechanical Inc. (Additional classification)
Randy P. Sapla, RME
"B" General Building
114. Manuel J. Ramaya (Individual)
"B" General Building
115. Ramsey Machine Services Inc.
Kim Ramsey, RME
C-48 Structural steel
116. Mark T. Rangel (Individual)
"B" General Building
117. RE: Screen & Glass LLC
Erik L. Raphael, RME
C-22 Glazing & tinting
118. Restoration East LLC
Louis J. Helmacy, RME
C-3 Asphalt paving & surfacing
C-10 Scaffolding
C-41 Reinforcing steel
C-42g Roof coatings
C-55 Waterproofing
C-68 Classified specialist
C-31 Masonry (approve 11/14)
119. Brian F. Rodrigues (Individual)
C-15 Electronic systems
120. Ron's Concrete Specialists Ltd. (Additional classification)
Eliesa T. Olive, RME (Reactivate)
"A" General Engineering
"B" General Building
121. Sonny C. Ruda (Individual)
C-13 Electrical
122. Safway Services LLC (Additional classification)
Wallace J. Bain, RME
C-16 Elevator
123. Ivan Sakamoto, RME
Petrochem Insulation Inc.
C-2 Mechanical insulation
C-10 Scaffolding
C-33 Painting & decorating

124. Schuler Bros. Investments Inc. (Additional classification)
Peter S. Linamen, RME
C-13 Electrical
C-20a Fire repressant systems
125. Scotty A's Welding & Fabrication LLC
Scot Aiona, RME
C-56 Welding
126. Shimmick Construction Company Inc.
Paul N. Ryan, RME
C-13 Electrical
C-62 Pole & line (withdraw 10/14)
C-63 High voltage electrical (withdraw 10/14)
127. Ship to Shore Custom Builders LLC
Ian M. Bender, RME
"B" General Building
128. Simply Electric LLC
Peter C. Neill III, RME
C-13 Electrical
129. Stuart M. Smith (Individual)
C-13 Electrical
130. Spohn Ranch Inc.
Mark D. Bradford, RME
"A" General Engineering
C-31a Cement concrete (qualifies)
131. Spree Solar Systems LLC
Louis J. Russo, RME
C-60 Solar power systems
132. John T. Stark (Individual)
"B" General Building
**C-5 Cabinet, millwork, & carpentry
remodeling & repairs (qualifies)**
133. Statewide Painting & Refinishing Inc. (Additional classification)
Jordan-Lee K. Kanoë, RME
C-31a Cement concrete
C-42g Roofing coatings
C-55 Waterproofing
134. Stone Concepts LLC (Additional classification)
Hung D. Pham, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs

135. Synergo LLC
Erik B. Marter, RME
"B" General Building
136. TZ Inc. (Additional classification)
Tui K. Ala, RME
C-42 Roofing
137. Justin N. Takatsuki (Individual)
C-1 Acoustical & insulation
C-12 Drywall
C-36 Plastering (withdraw 10/14)
138. Tate Ornamental Inc.
Ronald J. Tate, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
C-32 Ornamental, guardrail, & fencing
139. Luke V. Taufouu (Individual)
C-31 Masonry
140. Wembley K. Taufouu (Individual)
C-31 Masonry
141. Technical Innovation LLC
Gregory L. Garmon, RME
C-15 Electronic systems
142. Patrick S. Thedford (Individual)
C-33 Painting & decorating
C-51 Tile (approve)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
(approve 11/14)
143. F. D. Thomas Inc.
Frank D. Thomas, RME
C-31d Tuckpointing & caulking
C-33 Painting & decorating
C-42e Urethane foam
C-55 Waterproofing
144. Toland Enterprises Inc.
Dave A. Toland, RME
C-7 Carpet laying
C-21 Flooring
C-51 Tile

145. Trinity Building and Construction Management Corp.
Paul A. Mancini, RME
"B" General Building
146. Dandy S. Velasco (Individual) (Additional classification)
C-52 Ventilating & air conditioning
147. Vertex Coatings Inc.
Russell J. Phillips, RME
C-33 Painting & decorating
148. Visionary General Contracting LLC
Cory R. Rabago, RME
"B" General Building
149. Russell A. Waialae (Individual)
C-32 Ornamental, guardrail, fencing
C-31 Masonry (approve 11/14)
150. Solomoni T Waka (Individual)
C-27 Landscaping
151. Walsh Construction Company II LLC (Additional classification)
John A. Maranowicz, RME
"A" General Engineering
"B" General Building
152. Jarrett E. Walters, RME
HBM Acquisitions LLC
C-52 Ventilating & air conditioning
153. Warrior Contracting LLC (Additional classification)
Michael V. Bechtel, RME
"B" General Building
C-42 Roofing (approve 9/14)
154. Webcor Construction L P (Additional classification)
John G. Reynolds, RME
"A" General Engineering
155. Duane J. Werner, RME (Reactivate)
Marsh Creek LLC (Marsh Creek LLC)
"B" General Building
C-68TN Communication tower
156. Whirlybird Construction LLC
Jason L. K. Chong, RME
C-17 Excavating, grading, & trenching
C-31 Masonry

157. White Sands Construction Inc. (Additional classification)
Olivia J. Culp, RME
C-27 Landscaping
C-33 Painting & decorating
158. Wilco Trees and Landscapes LLC
Cody C. Clark, RME
C-27 Landscaping
159. Nathan Wood General Contractor LLC (Additional classification)
David A. Anderson, RME
C-42 Roofing
160. XY Construction LLC
Yi-Sun Chiu, RME
"B" General Building
161. Anna Katrina Yamamoto (Individual)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
162. Zampell Refractories Inc.
Brian J. Zampell, RME
C-31c Refractory
163. Brian Y. Zhang (Individual)
C-37 Plumbing

It was moved by Mr. Lee, seconded by Mr. Suehiro, and unanimously carried to accept the recommendations made by the Applications Committee on items E-1 through E-163.

Correspondence: Randall B. C. Lau – Response to Local Union 625 Iron Workers Letter dated December 31, 2014.

The Board received a copy of Mr. Lau's January 13, 2015 letter to the Honorable Joseph M. Souki, House Speaker in response to the Iron Workers' December 31, 2014 letter, and the December 31, 2014 letter from the Iron Workers. The Board members wanted to respond to some of the inaccuracies in the December 31, 2014 letter from the Iron Workers:

- The Board is dominated by general contractor members to the detriment of mom and pop specialty contractors (6 general contractor members, including one vacancy for a general contractor member, 3 specialty contractors, and 3 public members, of which 2 are in open alliance with the GCA).

The Board stated that HRS section 444-3 requires the Board to be composed of 5 general contractor members, 5 specialty contractor

members, and 3 public members. These public members are not in “alliance” with the GCA. Furthermore, many contractors, including board members, may be licensed in more than one classification. For example, “A” and “B” licensees automatically hold certain “C” specialty contracting licenses. Finally, the Governor appoints members to serve as general or specialty contractor Board members.

- The Board defied the Supreme Court’s order by stating that “up to 49%” of the total work performed would qualify as “incidental and supplemental”.

Response: The Board did not state anywhere that any work up to 49% automatically qualifies as “incidental and supplemental” work. Rather, the October 22, 2013 Board’s Final Order states that to qualify as “incidental and supplemental” work, that work must represent less than 50% of the project (as measured in relation to the project’s total cost or extent), and the work must be subordinate to, directly related to, and necessary for the completion of the work of greater importance that is within the scope of the licensee’s license (i.e., the primary work the specialty contractor is licensed to perform). Thus, there are many other factors that are considered under the Board’s Final Order (price or the percentage of work alone is insufficient) in determining whether work is “incidental and supplemental” or not.

- On the September 12, 2014 Circuit Court hearing, DAG Tam informed Judge Nishimura and that the Board had no intention of filing a report to the House of Representatives.

Response: DAG Tam related that he responded to Judge Nishimura’s inquiry that the Resolution requesting a report from the Board was only passed by the House, not the full legislature. Thus, the Board was not required to submit a report to the Legislature.

- Specialty contractors have to have three years of hands-on experience while general contractors usually do not have hands-on experience.

Response: All applicants for licensure are required to have four years of experience, not three, and the Board requires hands-on, field supervision experience for all applicants, whether they are applying for a general contractor’s or specialty contractor’s license.

The Board also felt that the Iron Workers request to clarify that “incidental and supplemental” work should be 0.05% is unrealistic, arbitrary, and too low.

Ms. Alivado stated that GCA chose not to respond to Iron Workers' letter to avoid confrontation which would not be productive. She stated that a presentation was made by Anna Oshiro, Esq. on December 10, 2014 to provide information on the Okada Trucking case and how it affected the work that a general contractor is permitted to perform in the State. Ms. Alivado stated that GCA will make a copy of the "white paper" for the Board when it is ready, as it is copyrighted by Ms. Oshiro's law firm.

Executive Officer Tamanaha stated that Duane Werner of Marsh Creek, LLC, was not on the list to appear, but requested to address the Board because he had questions about the proper classifications they should be applying for. The Board agreed to see Mr. Werner.

Executive Session:

At 2:55 p.m., it was moved by Mr. Kagawa, seconded by Mr. Suehiro, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with Rodney J. Tam, deputy attorney general, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 3:14 p.m., it was moved by Mr. Konishi, seconded by Mr. Suehiro, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Other Business: None.

Industry Concerns: None.

Next Meeting: Friday, February 20, 2015

Adjournment: There being no further business to discuss, the meeting was adjourned at 3:15 p.m.

Reviewed and approved by:

Taken and recorded by:

 /s/ Candace Ito
Candace Ito
Executive Officer

 /s/ Jan Shimizu
Jan Shimizu
Secretary

2/19/15

[X] Minutes approved as is.

[] Minutes approved with changes. See minutes of _____.