

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

Minutes of Meeting

Date: Friday, January 17, 2014

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

Present: Randall B. C. Lau, Chairperson
Anacleto "Joey" Alcantara, Jr., Member
Leslie A. Botelho, Member
Tyrus Kagawa, Member
William Kamai, Member
Nathan T. Konishi, Member
Peter H. M. Lee, Member
Aldon Mochida, Member
John Polischeck, Jr., Member
Daryl Suehiro, Member
Candace Ito, Executive Officer
Charlene L.K. Tamanaha, Executive Officer
Rodney J. Tam, Deputy Attorney General
Jan Shimizu, Secretary

Excused: Guy Akasaki, Vice Chairperson
Kent Matsuzaki, Member
Gerald Yamada, Member

Guests: John Fackrell, Watts Constructors LLC
Juan Pulido
Adrian Pulido
Tim Pearia, Frank Coluccio Construction Company
Alberto Raping, Jr., Prestige Flooring LLC
Steven Gerwig, Pacific Dynamics Corp.
Harvey Gerwig, Pacific Dynamics Corp.
Steven Anderson, Vinco Inc.
Glenn Hokama, Insituform Technologies LLC
Merrill Jay Madariaga, Air Conditioning Concepts LLC
Ebrahim Erieh
Alfred Cheng, Drayko Construction
Jeremy Welch, Drayko Construction
Arnold Wong, Ironworkers Local 625
Ryan Takahashi, HEMEP
Troy Silva, HEMEP
Aaron Ho, DC 50
Jeff Masatsugu, DC 50
Peter Akamu, IBEW Local 1186
Mark Matsumoto, Laborers Local 368

Daria Loy-Goto, Complaints & Enforcement Officer, RICO
Gary B.K.T. Lee, Contractors Recovery Fund Attorney

Call to Order: There being a quorum present, Chairperson Lau called the meeting to order at 8:33 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).

Minutes: It was moved by Mr. Kamai, seconded by Mr. Mochida, and unanimously carried to approve the November 22, 2013 meeting and executive session meeting minutes as circulated.

The agenda was taken out of order and continued with "Chapter 91, HRS, Adjudicatory Matters".

Chapter 91, HRS,
Adjudicatory
Matters:

Chairperson Lau called for a recess from the Board's meeting at 8:35 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 Contractors License of Henry W. Brewer, Jr., doing business as Custom and Design Mechanical; CLB 2013-150-L

RICO received a Citation and Notification of Penalty issued on January 27, 2012 against Henry W. Brewer, Jr. ("Respondent") relating to an inspection at a project site in Honolulu in November 2011 (the "HIOSH Citation"). According to the HIOSH Citation, there were two items that were corrected by February 6, 2012 and Respondent paid the fine of \$525.00

The Board discussed the settlement agreement in which Respondent admits to the veracity of the allegations and agrees to pay a fine in the amount of \$500.00.

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.

b. In the Matter of the Contractors Licenses of Cano Electric, Inc. and John G. Cano; CLB 2013-421-L

RICO received a complaint from a homeowner alleging that Cano Electric, Inc. and John G. Cano ("Respondents") failed to

complete the PV installation project for the agreed price and failed to include the requisite contract disclosures and bond and lien rights in their contract.

The Board discussed the settlement agreement in which respondents do not admit to violating any law or rule, but agree to pay, jointly and severally, an administrative fine in the amount of \$2,500.00 (\$500.00 by December 11, 2013, and \$2,000.00 by January 31, 2014).

After discussion, it was moved by Mr. Lee, seconded by Mr. Mochida, 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 Contractors Licenses of Plant Performance Services, LLC; CLB 2012-167-L

RICO alleges that Plant Performance Services, LLC ("Respondent") failed to have its Principal RME in residence in the State during the time the license of the contracting entity was in effect or during the period when projects were under construction at the Tesoro Refinery Hawaii in Kapolei, Hawaii.

The Board discussed the settlement agreement in which Respondent does not admit to violating any law or rule, and agrees to the voluntary surrender of its license. Respondent also understands that it shall not apply for a new license until the expiration of at least five years from the effective date of the surrender of the license.

After discussion, it was moved by Mr. Lee, seconded by Mr. Konishi, 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.

d. In the Matter of the Contractors Licenses of Town and Country Electric Maui, Inc., and Mickey A. Mehlmauer; CLB 2013-402-L

RICO received a complaint from a homeowner alleging that Town and Country Electric Maui, Inc. and Mickey A. Mehlmauer ("Respondents") failed to provide and complete the installation of a propane generator and photovoltaic system at the homeowner's residence as agreed, and also failed to include the requisite contract disclosures and bond and lien rights in their contract.

The Board discussed the settlement agreement in which Respondents do not admit to violating any law or rule, but agree to pay, jointly and severally, restitution in the total amount of

\$3,500.00 for the generator to the homeowner (with monthly payments of \$200.00 at the end of the month from December 30, 2013 through April 30, 2015, and \$100.00 by May 29, 2015), and agree to pay, jointly and severally, an administrative fine in the total amount of \$3,000.00 (with a \$100.00 payment by May 29, 2015, \$200.00 monthly payments at the end of each month from June 30, 2015 through July 29, 2016, and \$100.00 by August 31, 2016).

After discussion, it was moved by Mr. Mochida, 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

None.

Following the Board's review, deliberation and decisions in these matters, pursuant to HRS chapter 91, Chairperson Lau announced that the Board was reconvening to its open meeting at 8:44 a.m.

Executive Session:

At 8:45 a.m., it was moved by Mr. Lee, seconded by Mr. Mochida, 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 9:44 a.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.

The agenda was taken out of order and continued with "Committee Reports, 2. Recovery/Education Fund Committee".

Committee Reports:

2. Recovery/Education Fund Committee

Executive Session:

At 9:45 a.m., it was moved by Mr. Mochida, seconded by Mr. Kamai, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(4) to consult with Gary B.K.T. Lee, the Board's recovery fund attorney, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

At 9:49 a.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.

The agenda continued with "Appearances Before the Board".

Appearances
Before the
Board:

- a. Daria Loy-Goto
Complaints & Enforcement Officer
Regulated Industries Complaints Office ("RICO")

Executive
Session:

At 9:50 a.m., it was moved by Mr. Polischek, seconded by Mr. Suehiro, 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 10:10 a.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.

The agenda was taken out of order before continuing with the rest of the appearances.

Amendments
To Agenda:

It was moved by Mr. Kamai, seconded by Mr. Polischek, and carried (with one abstention from Mr. Lee on adding the additional scope item), to approve the following amendments to the agenda.

Under "Appearances Before the Board", add the following:

- i. Steven M. Gerwig, RME
Pacific Dynamics Corp.
"B" General Building
**C-5 Cabinet, millwork, & carpentry
remodeling & repairs (qualifies)**
- j. Alberto R. Raping, Jr., RME
Prestige Flooring LLC
C-7 Carpet laying
C-21 Flooring

Under "Committee Reports, 6. Scope of Activity Committee", add the following scope recommendation request:

- d. Pacific Pile & Crane Inc.

Under "Committee Reports, 8. Applications Committee, Owner-Builder Exemption Applications", add the following:

- i. Jay Scott Thompson & Nancy Thompson
- j. Linda Lee Sheehan

Appearances
Before the
Board:

- b. Timothy L. Pearia, RME (Additional classification)
Frank Coluccio Construction Company
"B" General Building
C-33 Painting & decorating

Executive
Session:

At 10:16 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 10:25 a.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. Mochida, seconded by Mr. Kamai, and unanimously carried to approve Mr. Pearia's application for licensure in the "B" General Building classification and to deny his application for licensure in the C-33 classification due to lack of experience.

- c. John L. Fackrell, RME (Additional classification)
Watts Constructors LLC
"B" General Building

Executive
Session:

At 10:26 a.m., it was moved by Mr. Mochida, seconded by Mr. Kamai, 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 10:35 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. Lee, and unanimously carried to defer Mr. Fackrell's application for licensure in the "B" classification pending additional "ground-up" projects, which may be beyond the last ten years.

- d. Dion K. Maeda, RME (Reactivate)
Island Rock Diversified Services LLC
C-9 Cesspool
C-17 Excavating, grading & trenching

Mr. Maeda was not present.

- e. Steven A. Anderson, RME
Vinco Inc.
"B" General Building

Executive
Session:

At 10:37 a.m., it was moved by Mr. Kagawa, 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 10:48 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. Lee, seconded by Mr. Suehiro, and unanimously carried to accept Mr. Anderson's request to amend his application from "B" to the "A" General Engineering classification, and to defer pending his submittal of additional "A" projects.

- f. Merrill Jay B. Madariaga, RME
Air Conditioning Concepts LLC
C-52 Ventilating & air conditioning

Executive
Session:

At 10:50 a.m., it was moved by Mr. Suehiro, seconded by Mr. Kamai, 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 10:59 a.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. Lee, seconded by Mr. Kamai, and unanimously carried to approve Mr. Madariaga's application for licensure in the C-52 classification pending submittal of his associate degree in air conditioning.

- g. Juan C. Pulido (Individual) (Additional classification)
"B" General Building

Executive
Session:

At 11:00 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 11:14 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.

The Board asked Mr. Pulido if he has additional renovation experience. Mr. Pulido related that he would be able to provide additional information for the C-5 classification.

After discussion, it was moved by Mr. Mochida, seconded by Mr. Lee, and unanimously carried to deny Mr. Pulido's application for licensure in the "B" classification and defer his application in the C-5 Cabinet, millwork, and carpentry remodeling and repairs classification pending the submittal of additional C-5 projects to verify four years of supervisory experience.

- h. Glenn M. Hokama, RME
Insituform Technologies LLC
"A" General Engineering

Executive
Session:

At 11:15 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 11:26 a.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. Polischeck, seconded by Mr. Lee, and unanimously carried to approve Mr. Hokama's application for licensure in the "A" classification.

- i. Steven M. Gerwig, RME
Pacific Dynamics Corp.
"B" General Building

Executive
Session:

At 11:27 a.m., it was moved by Mr. Lee, seconded by Mr. Botelho, 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 11:40 a.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. Lee, seconded by Mr. Kamai, and unanimously carried to approve Mr. Gerwig's application for licensure in the "B" classification.

- i. Alberto R. Raping, Jr., RME
Prestige Flooring LLC
C-7 Carpet laying
C-21 Flooring

Executive
Session:

At 11:41 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 11:50 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. Konishi, and unanimously carried to approve Mr. Raping's application for licensure in the C-7 and C-21 classifications.

The agenda was taken out of order and continued with "Committee Reports, 8. Applications Committee, a. Patrick S. Fonohema", and "7. Conditional License Report".

Committee
Reports:

8. Applications Committee:
Daryl Suehiro, Chairperson
 - a. Patrick S. FonoHEMA (Individual)
C-31 Masonry
7. Conditional License Report:
Charlene L.K. Tamanaha, Executive Officer
 - a. Beta Construction LLC (Additional classification)
Ebrahim A. Erieh, RME
C-22 Glazing & tinting
 - b. Stan's Solar & Electrical LLC
Stanley P. Dillon, RME
C-13 Electrical
 - c. Rickey D. Hore, RME (Reactivate)
Titan Industries LLC
C-40 Refrigeration
C-52 Ventilating & air conditioning
 - c. Paradise Raingutters LLC
Marvis J. Smith, RME
C-44a Gutters

Executive
Session:

At 11:51 a.m., it was moved by Mr. Suehiro, 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 12:05 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. Suehiro, and unanimously carried to:

- (1) Approve Mr. FonoHEMA's application for licensure in the C-31 classification;
- (2) Deny Mr. Erieh's application in the C-22 classification;
- (3) Defer Mr. Dillon's application pending submittal of verification of formal payment arrangements with creditors;
- (4) Defer Mr. Hore's application and consideration of a conditional license pending submittal of additional financial information;

- (5) Withdraw Ms. Smith and Paradise Raingutters LLC's conditional licenses.

The agenda was taken out of order and continued with "8. Applications Committee, Owner-Builder Exemption Applications".

8. Applications Committee:
Daryl Suehiro, Chairperson

Owner-Builder Exemption Applications

- a. Ronald Kunani and Roberta C. Ipo Nihipali
- b. Michael and Lauren Scott
- c. Edward Pabst
- d. William Guest
- e. Richard Cunningham
- f. Carmen Y. Berg Trust, Norman Berg, Trustee
- g. Anthony Oliver Holmes
- h. Kimberley DeJesus
- i. Jay Scott Thompson & Nancy Thompson
- j. Linda Lee Sheehan

Executive Session:

At 12:06 p.m., it was moved by Mr. Suehiro, seconded by Mr. Kamai, 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 12:30 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. Suehiro, and unanimously carried to approve all the above owner-builder exemption applications, except for Edward Pabst and Jay Scott Thompson and Nancy Thompson's applications, which were deferred for additional information.

Recess:

Chairperson Lau called for a short recess at 12:31 p.m.

The Board reconvened to at 12:36 p.m.

The agenda continued with the remaining Committee Reports.

4. Rules Committee:
Randall B. C. Lau, Chairperson

None.

5. Investigation Committee:
Randall B. C. Lau, Chairperson

6. Scope of Activity Committee:
Gerald Yamada, Chairperson

Fred Humphrey

Mr. Humphrey requests the licenses required to build greenhouses with moveable walls, insect exclusion, retractable shade, and roof vents that are motorized and controlled via computers.

Arnold Wong of the Ironworkers Local 625 stated that any work involving structural steel should be done by the C-48 Structural steel contractor.

Recommendation: The "B" General Building or C-48 Structural steel contractor license is required to do the above described work.

County of Hawaii

The County of Hawaii is requesting a written ruling on whether a license is required to remove sludge (mechanical sludge dewatering) that has accumulated over 20 years in a wastewater treatment plant lagoon for the Kealakehe Wastewater Treatment Plan Aeration Upgrade and Sludge Removal project.

Jeremy Welch and Alfred Cheng from Drayko Construction stated that they had posed the question to the County as two subs had bid for the project, one licensed and one unlicensed. Mr. Welch explained that the sludge settles at the bottom of the lagoon, the material is pumped or sucked out, and is then transported by a dump truck.

Recommendation: A contractor's license is not required to perform the above work.

City and County of Honolulu

Jaime G. Astilla of the City and County of Honolulu requests the license required to furnish, deliver and install temporary clear span covered structures. The structure will be in place for years to house fire equipment.

Arnold Wong of the Ironworkers Local 625 stated that if any work involves structural steel, then a C-48 Structural steel license is required for public safety.

Recommendation: A “B” General Building or C-48 Structural steel contractor license is required to furnish, deliver, and install temporary clear span covered structures.

Pacific Pile & Crane Inc.

Pacific Pile & Crane Inc. requests determination on whether a general contractor possessing the “A” General Engineering, “B” General Building, and specialty licenses be permitted to pour concrete slab and then do a “tilt up” (picking up a concrete slab with a crane and then standing it upright to make a wall).

Recommendation: The “A” General Engineering, “B” General Building, C-31 Masonry, or C-31a Cement concrete contractor classifications may pour the concrete slab and do a “tilt up” as described above.

After discussion, it was moved by Mr. Lee, seconded by Mr. Mochida, and unanimously carried to approve the above scope recommendations.

8. Applications Committee:
Daryl Suehiro, Chairperson

New
Business:

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

SC-1 Nelson K. Armitage, Jr. (Individual)
Licensed: C-49 Swimming pool
Request: Reactivate
Recommend: Approval

SC-2 Allen T. Canter (Individual)
Licensed: C-7 Carpet laying
C-21 Flooring
C-51 Tile
Request: RME to sole
Recommend: Approval

SC-3 Jeffrey J. Delaney, RME
REC Solar Commercial Corporation
Licensed: C-13 Electrical
Request: Dual status (REC Solar Inc.)
Recommend: Approval subject to \$6,000 bond

SC-4 Edward P. Eleola, Jr., RME
AK Enterprises and Services Inc.
Licensed: “B” General Building
Request: Dual status (Pacific Restoration
and Construction Incorporated)
Recommend: Approval

- SC-5 Foundation Specialists LLC
Kenneth C. Law, RME
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval subject to \$12,000 bond
- SC-6 Ernest Franco (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval subject to \$24,000 bond
- SC-7 Paul F. Green (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval
- SC-8 Ricky D. Hore, RME
Titan Industries LLC (Additional classification)
Licensed: C-40 Refrigeration
C-52 Ventilating & air conditioning
Request: Reactivate
Recommend: Deferral
- SC-9 Island Rock Diversified Services LLC
Dion K. Maeda, RME
Licensed: C-9 Cesspool
C-17 Excavating, grading & trenching
Request: Reactivate
Recommend: Denial
- SC-10 Milton H. Kalai (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Deferral
- SC-11 Chad H. Kawamoto, RME
Nihi Construction LLC
Licensed: C-37 Plumbing
Request: Reactivate
Recommend: Deferral
- SC-12 Steven R. Lequire, RME (Additional classification)
BLR Building & Remodeling
Licensed: C-6 Carpentry framing
C-21 Flooring
C-51 Tile
Request: Dual status (Dumore
Construction & Remodeling
LLC)
Recommend: Deferral

- SC-13 Jason E. Lindquist, RME
Vivint Solar Developer LLC
Licensed: C-13 Electrical
Request: Dual status (Vivint Solar Inc.)
Recommend: Approval
- SC-14 Joshua A. Meyers, RME
REC Solar Commercial Corporation
Licensed: "B" General Building
Request: Dual status (REC Solar Inc.)
Recommend: Approval subject to \$6,000 bond
- SC-15 Russell M. Nonaka (Individual)
Licensed: C-27 Landscaping
Request: RME to sole
Recommend: Approval
- SC-16 Charles L. Rapoza (Individual)
Licensed: "B" General Building
C-32 Ornamental, guardrail
& fencing
C-44a Gutters
C-56 Welding
Request: Reactivate
Recommend: Deferral
- SC-17 Henry J. Rinnert, RME
Mele Associates Inc.
Licensed: "A" General Engineering
"B" General Building
Request: Reactivate
Recommend: Approval
- SC-18 Gayne J. Sogi (Individual)
Licensed: C-14 Sign
Request: Reactivate
Recommend: Approval subject to \$5,000 bond
- SC-19 Malcolm G. Turner (Individual)
Licensed: "B" General Building
Request: RME to sole
Recommend: Approval subject to \$14,000 bond

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

3. **Request for Waiver of Bond Requirement.**

WB-1 C. J. Peterson Services Inc.
Carl Peterson, RME
Licensed: "A" General Engineering
C-3 Asphalt paving and surfacing
C-17 Excavating, grading & trenching
Request: Waiver of \$19,000 bond
Recommend: Approval

WB-2 Michael R. Pierce (Individual)
Licensed: "B" General Building
Request: Waiver of \$43,000 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. Kamai, and unanimously carried to approve the request for waiver of bond in items WB-1 and WB-2.

Applications

A:

Approve applications, subject to all requirements except examinations.

1. Bluelectric Hawaii LLC
Steven R. Ricketson, RME
C-13 Electrical
Bond: \$8,000
2. Cary W. Branch (Individual)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
3. CR-Design & Construction Inc.
Caven K. Raco, RME
"B" General Building
4. Custom Landscaping & Design
Construction LLC
Travis M. Horka, RME
C-27 Landscaping
Bond: \$29,000
5. DMDN Construction LLC
Leopoldo G. Domenden, RME
"B" General Building
Bond: \$25,000

6. Ferreira Homes Hawaii LLC
Mark H. Ferreira, RME
"B" General Building
7. Floor-Tech Group Hawaii LLC
Scott E. Matsushige, RME
C-7 Carpet laying
C-21 Flooring
8. Kalman Floor Company
Karl J. Bakke, RME
Carl N. Ytterberg, RME
C-31a Cement concrete
9. Kauai Hydroseed & Landscape LLC
Segundino Bargamento, RME
C-27 Landscaping
10. Eugene M. Kawelo, RME
D & E Kawelo Construction Incorporated
"B" General Building
11. Gregory S. Lee (Individual) (Additional classification)
C-19 Asbestos
12. Miranda Fence Company LLC
Kenneth F. Miranda, RME
C-32 Ornamental, guardrail & fencing
13. Pacific Brothers LLC
Bart Snyder, RME
"B" General Building
C-17 Excavating, grading & trenching
14. Pacific Rim Unlimited Inc.
Anthony R. Serna, RME
C-27b Tree trimming & removal
C-37b Irrigation & lawn sprinkler systems
Bond: \$12,000
15. Raass Brothers Inc.
Lincoln H. Tejada, RME
"B" General Building
16. REC Solar Commercial Corporation
Jeffrey J. Delaney, RME (Dual status – REC Solar Inc.)
Joshua A. Meyers, RME (Dual status – REC Solar Inc.)
"B" General Building (Joshua Meyers)
C-13 Electrical (Jeffrey J. Delaney)
Bond: \$6,000

17. Jason Roberts LLC
Jason T. Roberts, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
18. S. K. V. W. Company Inc.
Kin Vai Wong, RME
"B" General Building
19. Solar Training Institute Inc. (Additional classification)
Herman C. Bauer, RME
C-13 Electrical
20. Striping by Lee LLC
Jeffrey J. Lee, RME
C-3a Asphalt concrete patching, sealing,
& striping
21. Eric J. Van Bergeijk (Individual)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
C-6 Carpentry framing
22. Versatile Construction Inc.
Alexander G. Celes, RME
"B" General Building
23. Vivint Solar Developer LLC (Dual status – Vivint Solar Inc.)
Jason E. Lindquist, RME
C-13 Electrical
24. Wasa Electrical Services Inc. (Additional classification)
Lane K. Uchimura, RME
"A" General Engineering
25. Williams Construction LLC
Billy Williams, RME
"B" General Building
26. Russell T. Yamashita (Individual)
C-33 Painting & decorating

It was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to approve items A-1 through A-26 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. Agate Steel Inc. (Additional classification)
Mark E. Adams, RME
"B" General Building
Bond: \$19,000
2. Air Conditioning Concepts LLC
Merrill Jay B. Madariaga, RME
C-52 Ventilating & air conditioning
3. Samuel K. Alameda, Jr. (Individual)
C-13 Electrical
Bond: \$8,000
4. Ameritech Slope Constructors Inc.
Roger D. Moore, RME
C-68RL Rockfall mitigation
5. Lokene W. Bargamento, RME
Kauai Hydroseed & Landscape LLC
C-27 Landscaping
6. Barton S. Block (Individual)
C-6 Carpentry framing
7. Daniel W. Bodell, RME
Bodell Constr. Company
"A" General Engineering
"B" General Building
8. Grant C. Boeringa, RME
Lahaina Glass Company Inc.
C-22 Glazing & tinting
9. Bogart Construction Inc.
Brad K. Bogart, RME
"B" General Building
10. Kolani B. Brown (Individual)
C-31a Cement concrete
11. Bryant Builders LLC
Eric D. Bryant, RME
"B" General Building
Bond: \$16,000

12. Matthew L. Byers, RME
ABB Inc.
"A" General Engineering
13. CMK Builders Inc. (Additional classification)
Kinsey H. Kim, RME
C-33 Painting & decorating
C-13 Electrical (deny)
14. CRF Construction LLC
Cesar S. Assis, RME
C-51 Tile
**C-5 Cabinet, millwork, & carpentry
remodeling & repairs (approve 11/13)**
15. Cape Environmental Management Inc.
Jonathan J. Borr, RME
Gholamreza Massoud, RME
"A" General Engineering
16. Frank Coluccio Construction Company (Additional classification)
Timothy L. Pearia, RME
"B" General Building
C-33 Painting & decorating (deny)
17. DM Electric Inc.
Dan Y. Maekawa, RME
C-13 Electrical
18. Dowson Ryan LLC
Richard J. Ryan, RME
C-14 Sign
19. Patrick S. FonoHEMA (Individual)
C-31 Masonry
20. Randy P. Freitas (Individual)
C-17 Excavating, grading & trenching
"A" General Engineering (withdraw)
Bond: \$5,000
21. Steven M. Gerwig, RME
Pacific Dynamics Corp.
"B" General Building
22. John D. Gill, Sr. (Individual)
C-13 Electrical

23. Keola M. Gomes (Individual)
C-27 Landscaping
Bond: \$12,000
24. Harbor Concrete LLC
Michael S. Riley, RME
C-31a Cement concrete
"B" General Building (withdraw 11/13)
25. Xingiang He (Individual)
"B" General Building
26. Glenn M. Hokama, RME
Insituform Technologies LLC
"A" General Engineering
27. Javo Enterprises LLC (Additional classification)
James K. P. Vorhies, RME
C-27 Landscaping
C-9 Cesspool (approve 7/13)
**C-43 Sewer, sewage disposal, drain,
& pipe laying (approve 7/13)**
28. Dion B. Kawakami, RME (Additional classification)
C-33 Painting & decorating
C-51 Tile
29. Ricky King (Individual) (Additional classification)
C-42 Roofing
30. Koak Construction LLC
Michael H. K. Chang, RME
"B" General Building
Bond: \$20,000
31. Anthony W. Laglia, RME
Solarcity Corporation
C-60 Solar power systems
C-13 Electrical (deny)
32. Craig S. Lebel, RME
Gramercy Group Inc.
C-19 Asbestos
**C-24 Building, moving & wrecking
(defer)**
33. W. M. Lyles Co.
Joseph B. Lawrence, RME
"A" General Engineering

34. Nexrev Inc.
Kenneth R. Smith, RME
C-13 Electrical
35. Nohonani Landscape LLC (Additional classification)
William M. Swartman, RME
C-43 Sewer, sewage disposal, drain,
& pipe laying
36. PCL Civil Constructors Inc.
Jeffrey T. Moore, RME
"A" General Engineering
37. Pacifica Plumbing LLC
Jeffery W. Villinger, RME
C-37 Plumbing
Bond: \$10,000
38. Prestige Flooring LLC
Alberto R. Raping, Jr., RME
C-7 Carpet laying
C-21 Flooring
Bond: \$5,000
39. Pro Installations Inc.
Steven C. Landreth, RME
C-7 Carpet laying
C-21 Flooring
C-51 Tile
40. Restoration East LLC
Louis J. Helmacy, RME
"B" General Building
41. Conrad K. Reyes, Jr. (Individual)
C-33 Painting & decorating
42. Rhema Electric Pacific LLC
Randal C. Merritt, II, RME
C-13 Electrical
43. Morris Hisashi Seigaku, RME
Larry F. Seigaku (Individual)
C-13 Electrical
44. Randall V. Sirois (Individual) (Additional classification)
"A" General Engineering
C-44b Awnings & patio cover (defer)

45. Solomone T. Tauaika (Individual)
C-31 Masonry
"B" General Building (approve 11/13)
Bond: \$6,000
46. Brian K. Ventura, RME
Ventura Construction Corp.
"B" General Building
47. Leonardo G. Viernes (Individual)
C-13 Electrical
48. Webcor Construction L. P.
David P. Zarubin, RME
"B" General Building
49. Frederick W. Wurst, IV, RME
ADT LLC
C-15 Electronic systems

It was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to approve items B-1 through B-49 as recommended by the Applications Committee, subject to all requirements for licensure including examinations.

Applications

C:

Withdraw applications; previously deferred.

1. Randy P. Freitas (Individual)
"A" General Engineering
C-17 Excavating, grading & trenching (approve)

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. Joseph J Belli (Individual)
"B" General Building
2. Beta Construction LLC (Additional classification)
Ebrahim A. Erieh, RME
C-22 Glazing & tinting
3. CMK Builders Inc. (Additional classification)
Kinsey H. Kim, RME
C-13 Electrical
C-33 Painting & decorating (approve)

4. Frank Coluccio Construction Company (Additional classification)
Timothy L. Pearia, RME
C-33 Painting & decorating
“B” General Building (approve)
5. Tuan M. Dole (Individual)
C-7 Carpet laying
C-21 Flooring
6. Eliam Construction LLC (Additional classification)
Erick M. Allende, RME
“B” General Building
7. Green Choice Solar LLC
Ryan B. Larson, RME
C-13 Electrical
C-60 Solar power systems (qualifies)
8. Home Automation Hawaii LLC (Additional classification)
Matthew Yaletchko, II, RME
C-13 Electrical
9. Anthony W. Laglia, RME
Solarcity Corporation
C-13 Electrical
C-60 Solar power systems (approve)
10. Jeffrey E. Meek (Individual) (Additional classification)
“A” General Engineering
“B” General Building
C-6 Carpentry framing
C-57 Well
11. Laurence H. Ponce (Individual) (Additional classification)
C-60 Solar power systems
12. Juan C. Pulido (Individual) (Additional classification)
“B” General Building
C-5 Cabinet, millwork, & carpentry remodeling & repairs (defer)
13. Skinner’s Custom Carpentry LLC
Lawrence E. Skinner, RME
“B” General Building
C-5 Cabinet, millwork, & carpentry remodeling & repairs (qualifies)
14. Robert J. Sugiura (Individual) (Additional classification)
“B” General Building

15. Sunora Energy CA LLC
James J. Holmes, RME
C-13 Electrical

It was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to deny applications D-1 through D-15 as recommended by the Applications Committee.

Applications
E:

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

1. Access Tiles LLC
Mladena Y. Yankova Kukin, RME
C-51 Tile
2. Jason K. Ahuna (Individual)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
3. Amethyst Builders LLC (Additional classification)
Elvira M. Sutherland, RME
C-1 Acoustical & insulation
C-42 Roofing
C-36 Plastering (withdraw 11/13)
4. Jon T. Arisumi, RME
Arisumi Brothers Inc.
"A" General Engineering
"B" General Building
5. Artistic Floors LLC
Chad F. Bond, RME
C-21 Flooring
6. BLR Building & Remodeling (Additional classification
Steven R. Lequire, RME & dual status – Dumore
C-6 Carpentry framing Construction & Remodeling
C-21 Flooring LLC)
C-51 Tile
7. Barnum Mechanical Inc.
Thomas A. Barnum, RME
"A" General Engineering
8. Belfor Environmental Inc.
Frank P. French, RME
C-19 Asbestos

9. Big Island Coastal Contracting LLC
Mathias P. Cuison, RME
C-31 Masonry
C-41 Reinforcing steel
C-42 Roofing
C-48 Structural steel
“B” General Building (approve 11/13)
10. Big Island Electrical Service LLC (Additional classification)
Gilbert J. Aguinaldo, RME
C-31 Masonry
C-3 Asphalt paving & surfacing (approve 11/13)
C-9 Cesspool (approve 11/13)
11. Blue Mountain Mechanical Inc.
Steven M. Watson, RME
“B” General Building
12. Brilliant Construction Inc.
Benny Lee, RME
“B” General Building
13. CDF Engineering LLC (Additional classification)
Cory B. Jacobson, RME
“B” General Building
14. CML RW Security LLC
Keith J. Thoene, RME
“B” General Building
15. Christopher W. Caliedo, RME
Confluence Corporation
C-40 Refrigeration
C-52 Ventilating & air conditioning
16. Paul B. Caron (Individual) (Additional classification)
C-17 Excavating, grading & trenching
C-41 Reinforcing steel
17. Kaleo L. Chandler (Individual) (Additional classification)
C-27 Landscaping
18. Cherry Woodworks Kauai LLC
Stanley G. Cherry, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
19. William J. Clark (Individual) (Additional classification)
C-57 Well

20. Robert J. Clements (Individual)
C-42 Roofing
21. Cook Coatings Inc.
Charles Woodard, RME
C-42 Roofing
22. Cool Tech Refrigeration LLC
Allen K. Mahuka, Jr., RME
C-52 Ventilating & air conditioning
C-40 Refrigeration (approve 9/13)
23. Peter H. Cooper, RME
Trane U. S. Inc.
"B" General Building
24. Jason Dagenhardt (Individual)
C-17 Excavating, grading & trenching
C-37a Sewer & drain line
C-43 Sewer, sewage disposal, drain,
& pipe laying
25. Daktronics Inc.
Seth T. Hansen, RME
C-13 Electrical
C-14 Sign
26. David E. K. Davenport, RME (Additional classification)
IPR Inc.
"A" General Engineering
27. Brandon E. Dawson, RME
Dawson Builders Inc.
"B" General Building
**C-5 Cabinet, millwork, & carpentry
remodeling & repairs (approve)
C-22 Glazing & tinting (withdraw)**
28. Nathan K. DeMattos, RME
Kahe Construction LLC
C-51 Tile
"B" General Building (approve 10/13)
29. Detention Equipment Specialties Inc.
Donovan S. Meckes, RME
C-25 Institutional & commercial
equipment

30. Diede Construction Inc. (Additional classification)
Steven L. Diede, RME
C-33 Painting & decorating
C-41 Reinforcing steel
31. Drywall and Commercial Systems
by Charlie LLC
Charles E. Hallford, Sr., RME
"B" General Building
32. EPC Services Company
dba EPCS Company
Richard L. McComish, RME
C-63 High voltage electrical
33. E & S Construction Engineers Inc.
David R. Spencer, RME
C-37 Plumbing
C-52 Ventilating & air conditioning
34. Enersol LLC
Chad M. Christopher, RME
C-60 Solar power systems
C-13 Electrical (deny 10/13)
35. Bruce L. Eskaran (Individual)
C-31 Masonry
36. John L. Fackrell, RME (Additional classification)
Watts Constructors LLC
"B" General Building
37. Lisiate L. Fainga (Individual)
C-27 Landscaping
C-31 Masonry
38. Nafetalai Finau (Individual)
C-27 Landscaping
C-31 Masonry
39. Gretchen Fisher, RME
Avanti Painting Inc.
C-33 Painting & decorating
40. Randy P. Freitas (Individual)
"A" General Engineering
**C-17 Excavating, grading & trenching
(approve)**

41. GC Construction and Remodeling LLC
Ryan K. Clarke, RME
"B" General Building
42. G&C Fab-Con LLC
Peter J. Lang, RME
"B" General Building
43. GP Roadway Solutions Inc. (Additional classification)
David M. Takiguchi, RME
C-33 Painting & decorating
**C-3a Asphalt concrete patching,
sealing & striping (qualifies)**
C-27 Landscaping (approve 11/13)
C-31 Masonry (approve 11/13)
44. Dave T. Gaddis (Individual)
"B" General Building
C-13 Electrical
C-37 Plumbing
45. Randie M. Ganir (Individual)
C-13 Electrical
46. John G. Garcia (Individual)
"B" General Building
47. J. P. Gergen Company Inc.
Joseph P. Gergen, RME
"B" General Building
48. HMC Hawaii Contracting LLC
Kendall G. Phinney, RME
"B" General Building
49. Harder Mechanical Contractors Inc.
Dustin G. Harder, RME
"A" General Engineering
50. Xu Yuan He (Individual)
"B" General Building
51. High Performance Drywall LLC
Cesar Franco, RME
C-12 Drywall
52. Samuel S. Ho (Individual)
"A" General Engineering
"B" General Building

53. IBEX Construction HI LLC
William S. Jefferson, RME
"B" General Building
54. Island Concrete
George K. Tafuna, RME
C-31 Masonry
55. Kaupulehu Builders LLC
Danny E. Richter, RME
"B" General Building
56. Jason Kopp (Individual)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
C-12 Drywall
C-33 Painting & decorating
C-36 Plastering
57. Grant R. Laughlin, RME
Kamana O'Kala LLC
C-13 Electrical
**C-60 Solar power systems
(approve 11/13)**
58. Craig S. Lebel, RME
Gramercy Group Inc.
C-24 Building, moving & wrecking
C-19 Asbestos (approve)
59. Legacy Wireless Construction Inc. (Additional classification)
Jesse H. Dunning, RME
C-48 Structural steel
C-56 Welding
C-15b Telecommunications (approve 11/13)
60. Yong X. Li (Individual)
C-31 Masonry
"B" General Building (approve 11/13)
61. Manusiavao Mafi (Individual) (Additional classification)
C-42 Roofing
C-27 Landscaping (approve 8/13)
62. Maui Custom Woodworks Inc.
Jason A. Lewis, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs

63. Maui Neon Inc. (Additional classification)
William E. Bulmer, RME
C-13 Electrical
64. Phillip R. McIntosh, RME
Alternate Energy Inc.
C-13 Electrical
65. Darren E. Mertz (Individual)
C-49b Hot tub & pool
C-51a Cultured marble
66. Jeffrey T. Miller, RME
Ali'i Mechanical Contractors LLC
"A" General Engineering
C-37 Plumbing
67. Modular Space Corporation
Dean A. Bartley, RME
"B" General Building
68. Paul B. Molina, RME (Additional classification)
Molina Engineering Ltd.
"B" General Building
69. Sione F. Moniati, RME
Big Island Windows Inc.
C-22 Glazing & tinting
70. NKG Inc.
Noble K. George, III, RME
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
71. Stephen T. Nieman, RME
Porter Construction Inc.
"B" General Building
72. Nihi Construction LLC (Reactivate)
Chad H. Kawamoto, RME
C-37 Plumbing
73. North American Roofing Services Inc.
Benjamin T. Schultz, RME
C-42 Roofing
74. Oneroo Energy Inc. (Additional classification)
Nicholas D. Watson, RME
C-13 Electrical
C-60 Solar power systems

85. Juan C. Pulido (Individual) (Additional classification)
C-5 Cabinet, millwork, & carpentry
remodeling & repairs
“B” General Building (deny)
86. Purcell P & C LLC
David S. Purcell, RME
C-33 Painting & decorating
87. Mark A. Racine, RME (Additional classification)
HHB & Associates LLC
“A” General Engineering
88. Ricker Thermline Inc.
Jason D. Ricker, RME
“B” General Building
89. Alan K. Robello (Individual)
“B” General Building
90. John Rohrer Contracting Company Inc.
Kirt D. Courkamp, RME
“B” General Building
91. David E. Sands (Individual)
“B” General Building
92. Delfin F. Sanidad (Individual)
“B” General Building
93. Michael D. Scheller, RME
Islandwide Solar LLC
C-13 Electrical
94. Silva Property Services LLC
Mark A. Silva, RME
C-52 Ventilating & air conditioning
C-40 Refrigeration (deny 6/13)
95. Marc H. Simmons, RME
Kiewit Infrastructure West Co.
“A” General Engineering
“B” General Building
96. Randall V. Sirois (Individual) (Additional classification)
C-44b Awnings & patio cover
“A” General Engineering (approve)

97. Skyline Steel, Inc. dba Skyline Solar Inc.
Rick L. Dancer, RME
C-48 Structural steel
98. Stan's Solar & Electrical LLC
Stanley P. Dillon, RME
C-13 Electrical
99. Michael A. Stevens (Individual)
C-33 Painting & decorating
100. Stogsdill Tile Co.
Vernon W. Birkes, RME
C-51 Tile
101. Silakivai L. Sunia (Individual) (Additional classification)
C-27 Landscaping
C-31 Masonry (deny 9/13)
102. Sunwize Technologies Inc. (Additional classification)
Kevin M. Eveland, RME
C-13 Electrical
103. Swinerton Builders (Additional classification)
George Ehara, RME
C-60 Solar power systems
104. Titan Construction Inc.
Chris Sander, RME
"B" General Building
105. Trojan Technologies
Joel E. Sinn, RME
"B" General Building
C-7 Carpet laying (approve 6/13) (Reactivate)
C-21 Flooring (approve 6/13) (Reactivate)
106. United GLI Inc.
Anthony J. Cunzio, RME
C-27 Landscaping
107. Esau Vakameilalo, Jr. (Individual)
C-31 Masonry
108. Valley Well Drilling LLC (Additional classification)
Martin T. Guilmette, RME
C-17 Excavating, grading & trenching

109. Vetiver Farms Hawaii LLC
Jason B. Fox, RME
C-27 Landscaping
110. Vinco Inc.
Steven A. Anderson, RME
"B" General Building

It was moved by Mr. Lee, seconded by Mr. Kamai, and unanimously carried to accept the recommendations made by the Applications Committee on items E-1 through E-110.

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

Mr. Lee summarized the following carryover bills from the 2013 legislative session:

H.B. No. 78/S.B. No. 347 – These companion bills require the general contractor to take exams and pay additional fees for any automatic specialty license. These bills were held by the Senate and House committees. The Board testified in opposition to these bills.

H.B. No. 339/S.B. No. 1257 – These companion bills add a new section in HRS chapter 444 giving the Board discretion to accept reasonably equivalent knowledge, training, or experience if the Board investigates and makes a detailed written finding available for public inspection. The Board testified in opposition, as discretion already exists in the rules, and the disclosure requirement may not be in compliance with HRS chapter 92F (Uniform Information Practices Act).

H.B. No. 372/S.B. No. 979 – These companion bills change the composition of the Board by increasing non-contractor members from three to eight, and reduces the number of contractors from ten to five. Of the eight non-contractor members, one must be from a building trades labor organization, representative of an apprenticeship program, and representative from HIOSH. The Board was opposed to these bills.

H.B. No. 570 – This bill enhances penalties when an elderly person is targeted (maximum fine increased from \$10,000 to \$20,000). This bill was passed by Human Services Committee and referred to the Judiciary Committee. The Board and RICO testified in support of this bill.

H.B. No. 607 – The applicant must satisfy each qualification specific to the specialty contractor classification. The Board was opposed to changing the experience requirement. The intent of the bill is unclear, and it may be too restrictive and require more sub-classifications.

H.B. No. 671/S.B. No. 986 – These companion bills define "incidental and supplemental" work as no more than half percent of the total contract. S.B.

No. 986 does not allow general contractors to perform such work. The Board opposed this bill. The House Committee on Consumer Protection & Commerce deferred this measure.

H.B. No. 695 – This bill exempts out-of-state electricians retained by a public utility to perform high voltage work from the Board of Electricians and Plumbers (“E&P”) license requirements and the one-to-one ratio of the Board’s laws. The E&P testified in opposition and the Board commented that the language regarding the one-to-one ratio is not clear. The House Committee on Consumer Protection & Commerce deferred this measure. The Board is opposed to this bill and may just provide comments.

H.B. No. 1154/S.B. No. 1301, S.D. 1 – These bills add the classifications of plumber air conditioning and refrigeration pipefitter and plumber fire sprinkler pipefitter, and includes them in the one-to-one ratio requirement. S.B. No. 1301, S.D. 1 requires the licensure of journey worker air conditioning and refrigeration plumbers and journey worker fire sprinkler plumbers. The E&P supported S.B. No. 1301, S.D. 1, and the Contractors License Board’s testimony was limited to supporting the language regarding the one-to-one ratio.

S.B. No. 348 – This bill defines a general building contractor project as one involving four unrelated trades or crafts, and allows specialty contractors to do work involving two or more trades or crafts regardless of whether it is incidental work. The Board was opposed to this bill.

S.B. No. 501 – This bill defines “RME” as one who directs and supervises employees pursuant to HRS chapter 448E. The Board testified in opposition and the measure was held.

S.B. No. 1293, S.D. 1, H.D. 1 – This bill requires the C-13 Electrical, C-15 Electronic systems, C-62 Pole and line, and C-63 High voltage electrical classifications to have an electrician’s license. The Board opposed this bill as it will close the door for otherwise qualified individuals to be licensed.

The following bills were passed in the 2013 legislative session:

H.B. No. 846, H.D. 2 - This bill restricts owner-builder permits to residential and farm structures, and clarifies owner-builder responsibilities. The Board supported the intent of the bill. The companion bill, S.B. No. 1077, S.D. 2, H.D. 2, C.D. 2 was enacted as Act 176 on June 25, 2013.

H.B. No. 1129 – This bill amends HRS chapter 448E to exempt electrical contractors from licensure and the one-to-one ratio. The companion bill, S.B. No. 512, S.D. 1, H.D. 2, was enacted as Act 065 on April 30, 2013 and is to be repealed on June 30, 2014.

Mr. Lee also briefly summarized the new 2014 bills being introduced as of this meeting:

H.B. No. 1527 – This bill changes the composition of the Board by increasing the number of contractors from 10 to 12. Of the 12, the number of specialty contractor members increases from 5 to 7. Of the 3 non-contractor members, one shall be affiliated with a state certified apprenticeship program. The Board supports the current composition of the Board and therefore opposes this bill.

H.B. No. 1500 – This bill defines “incidental and supplemental” work by using a sliding scale for the percentage of the total contract price or the total time involved to perform the work. The Board opposes this bill as it has already defined “incidental and supplemental” in its recent board’s final order in the DC 50 case.

H.B. No. 1639/S.B. No. 2093 – These companion bills amend HRS section 708-8302, which pertains to unlicensed contractor fraud, by clarifying that “intent to deprive” may be formed before or after the person obtains or exerts control over the property of another. The Board is in support of these bills.

S.B. No. 2076 – This bill also amends HRS section 708-8302, which pertains to unlicensed contractor fraud, by clarifying that “intent to deprive” may be formed before or after the person obtains or exerts control over the property of another. This bill is similar to H.B. No. 1639 and S.B. No. 2093, and therefore will be in support of this bill.

After discussion, it was moved by Mr. Kamai, seconded by Mr. Botelho, and unanimously carried to approve the Board’s current positions as stated on the above bills. This includes bills with similar intent to the bills discussed above.

1. Examination Committee:
Guy Akasaki, Chairperson

The Contractor Examination Summary reports for November 2013 and December 2013 were distributed in the Board’s packet.

Executive Officer Tamanaha noted that Ebrahim Erieh was in attendance and had requested to appear before the Board regarding the financial issues with his application. The Board was not aware that he was in attendance and had already discussed his application under the Conditional License Report. The Board agreed to listen to what Mr. Erieh had to say.

Ebrahim A. Erieh, RME/Beta Construction LLC

Executive
Session:

At 12:55 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 1:09 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.

Chairperson Lau informed Mr. Erieh that the Board is standing by their earlier motion to deny his application. Mr. Erieh felt he did make an effort to address his financial accounts as the Board had requested in its letter to him and hiring another attorney to help him will cost a lot of money. The Board sympathized with Mr. Erieh, but in order for them to approve his application, he will need to clear or establish payment arrangements for all of his delinquent accounts with his creditors.

Correspondence: Wayne W. Gau

Executive Officer Ito related that Mr. Gau requested the Board prohibit the installation of non-aluminum material on aluminum shingle roofs.

Other Business: None.

Industry Concerns: None.

Next Meeting: Friday, February 21, 2014

Adjournment: There being no further business to discuss, the meeting was adjourned at 1:12 p.m.

Reviewed and approved by:

Taken and recorded by:

_____/s/ Candace Ito_____
Candace Ito
Executive Officer

_____/s/ Jan Shimizu_____
Jan Shimizu
Secretary

2/20/14

[X] Minutes approved as is.

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