

BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS,
SURVEYORS AND LANDSCAPE ARCHITECTS
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

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

Date: Thursday, December 11, 2014

Time: 9:00 a.m.

Place: King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Present: Jay Manzano, Chairperson, Public Member
Dan Hirota, Vice Chairperson, Land Surveyor Member
Joel Kurokawa, Secretary, Landscape Architect Member
Demetrio Constantino, Public Member
Ron Iwamoto, Structural Engineer Member
Kevin Katayama, Mechanical Engineer Member
Craig Murayama, Architect Member
Clayton Pang, Electrical Engineer Member
Richard Suzuki, Civil Engineer Member
Roberto Yumol, Architect Member
Rodney J. Tam, Deputy Attorney General
James Kobashigawa, Executive Officer
Sandra Matsushima, Executive Officer
Terry Akasaka-Toyama, Secretary

Excused: Paul Murray, Land Surveyor Member

Call to Order: There being a quorum present, Chairperson Manzano called the meeting to order at 9:00 a.m.

Agenda: Additions and Revisions: None.

Approval of Minutes: It was moved by Mr. Yumol, seconded by Mr. Kurokawa, and unanimously carried to approve the November 13, 2014 Board meeting minutes as circulated.

It was moved by Mr. Kurokawa, seconded by Mr. Yumol, and unanimously carried to approve the Executive Session Minutes of the November 13, 2014 Board meeting.

Chapter 91, HRS,
Adjudicatory
Matters:

At 9:03 a.m., Chairperson Manzano recessed the Board's meeting to discuss the following adjudicatory matter pursuant to Chapter 91, HRS:

- a. In the Matter of the Architect's License of Edgar E. Kaneshiro – First Amended Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

It was moved by Mr. Yumol, seconded by Mr. Suzuki, and unanimously carried to accept the above Settlement Agreement.

- b. In the Matter of the Architect's License of John M. Westerberg – First Amended Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

It was moved by Mr. Suzuki, seconded by Mr. Pang, and unanimously carried to accept the above Settlement Agreement.

At 9:10 a.m., the Board came out of Chapter 91, HRS, and returned to its regular order of business.

Applications:

- a. Ratifications

It was moved by Mr. Kurokawa, seconded by Mr. Constantino, and unanimously carried to ratify the following:

APPROVED CIVIL ENGINEER BY ENDORSEMENT

- BARON, Paul
- BRINJAC, David
- CHANG, Ming-Fang
- DAHM, Harold
- FOLEY, James
- JONES, Jonathan
- KEIL, David

APPROVED MECHANICAL ENGINEER BY ENDORSEMENT

- BIADA, Benjamin

APPROVED STRUCTURAL ENGINEER BY
ENDORSEMENT

- FOLEY, James
- SCHEHL, Donald
- STEINERT, Nicholas

b. Professional Engineer Committee Recommendations

Executive Session:

At 9:19 a.m., it was moved by Mr. Kurokawa, seconded by Mr. Yumol, and unanimously carried to move into executive session pursuant to HRS section 92-5 to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section HRS section 26-9 or both, and to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities, as provided in HRS section 92-5(a)(1) and (4).

At 9:45 a.m., it was moved by Mr. Hirota, seconded by Mr. Constantino, and unanimously carried to move out of executive session.

After discussion, it was moved by Mr. Kurokawa, seconded by Mr. Suzuki, and carried (ayes from Constantino, Hirota, Iwamoto, Kurokawa, Manzano, Murayama, Pang, Suzuki, Yumol while Kayatama recused himself) to deny the following applicant's 2014 application by endorsement, must comply with the current licensure requirements by passing both the FE and PE exams, to inform the applicant that the Board has concerns regarding the verification of his experience submitted on his behalf from his supervisors indicating he has experience in responsible charge, although he doesn't have a license as an engineer, and that the Board has concerns regarding the length of time he has not been able to pass the FE exam.

DENY CIVIL ENGINEER BY ENDORSEMENT

- AGRAAN, Felix

Mr. Katayama presented the PROFESSIONAL ENGINEER COMMITTEE REPORT and recommended action as follows:

APPROVE CIVIL ENGINEER BY ENDORSEMENT

- ALI, Ahmed
- FESER, Paul
- HOHNBAUM, Jeremy
- LIM, Trudi
- LOBATO, Cameron
- SIM, Solavann
- VELILLA, Marisol
- ZINZA, Timothy

APPROVE ELECTRICAL ENGINEER BY ENDORSEMENT

- DERSCH, Brian
- ERTER, Samuel
- KANEMURA, Bryce
- LAWRENCE, Daniel
- MULLEN, Benjamin

APPROVE MECHANICAL ENGINEER BY ENDORSEMENT

- BARRON, James
- CANTRELL, Samuel
- FACEMYER, Luke
- FIROUZIAN, Mansour
- RHOADES, Douglas
- SEABAUGH, Brian
- SHADPOUR, Frank
- TINSLEY, William

APPROVE STRUCTURAL ENGINEER BY ENDORSEMENT

- BETSILL, Matthew
- BRIDGES, David
- COLAKOGLU, Ahmet
- CONNELLY, Brad
- DIETZ, Joseph
- ECHOLS, Jeffrey
- ELDER, John
- FENG, Joyce
- GERLOFF, James
- MOORE, Kevin

APPROVE ENGINEER BY EXAM (PE)

- AKANA, Everest (CE)
- GILLIKIN, Casey (IE)
- MIYAGI, Michael (CE)
- SHINDO, Jon (EE)

DEFER CIVIL ENGINEER BY ENDORSEMENT

- DAILEY, Benjamin
- DAOUD, Richard
- KANAAN, Majdi
- MOLONEY, Nathan
- NAD, Joseph
- SHAKERIN, Kayvon

DEFER ELECTRICAL ENGINEER BY ENDORSEMENT

- BAXLEY, William

DEFER MECHANICAL ENGINEER BY ENDORSEMENT

- TUTTLE, James

DEFER STRUCTURAL ENGINEER BY ENDORSEMENT

- DINTSCHEVA, Vania

DEFER ENGINEER BY EXAM (PE)

- LOU, William (EE)

It was moved by Mr. Constantino, seconded by Mr. Kurokawa, and unanimously carried to accept the PROFESSIONAL ENGINEER COMMITTEE REPORT.

c. Professional Architect Committee Recommendations

Mr. Yumol presented the PROFESSIONAL ARCHITECT COMMITTEE REPORT and recommended action as follows:

APPROVE ARCHITECT BY ENDORSEMENT

- ALBERTIN, Marc
- BAAKMAN, Rudolph
- GLIDDEN, Ian
- GOERTZEN, Michael
- HILLS, David
- LUTSCH, Michael Jr.
- MAJOR, Mark
- SHAFFER, Kathryn
- TAYMAN, Christina
- URAINE, Steven

APPROVE ARCHITECT BY EXAM

- AKAU, Debbie
- HEAD, Gary

It was moved by Mr. Hirota, seconded by Mr. Katayama, and unanimously carried to accept the PROFESSIONAL ARCHITECT COMMITTEE REPORT.

d. Professional Land Surveyor Committee Recommendations

None.

e. Professional Landscape Architect Committee Recommendations

None.

Old Business:

a. Rules Committee Report

The Committee reviewed the minutes of the October 9, 2014 meeting and made the following correction: On page 1, under Discussion on Amendments to Chapter 16-115, HAR, and Chapter 464, HRS, third paragraph, delete "and time frames" in the third line. Therefore, the sentence reads, "The Action Plan included assignments for the members of the Committee and staff."

After review, it was moved by Ms. Sakata, seconded by Mr. Hirota, and unanimously carried to approve the minutes of the October 9, 2014 meeting as amended.

The Committee continued discussions on the Action Plan and assignments. Mr. Yumol and Mr. Kobashigawa will be meeting on November 19, 2014 and November 26, 2014 to review all the previously approved proposed amendments to finalize and process for typing. Subsequently, the approved proposed amendments will be taken to the Board for review and approval. Thereafter, the proposed amendments will be processed to the Department, the Attorney General's Office, and Legislative Reference Bureau for review and comments.

It was moved by Mr. Hirota, seconded by Mr. Constantino, and unanimously carried to approve the minutes of the November 13, 2014 Rules Committee meeting.

New Business:

a. Professional Engineer's Report

- 2015 NCEES Board Presidents' Assembly

This conference is scheduled for February 6-7, 2015 in Atlanta, GA. Mr. Katayama and Mr. Kobashigawa will be attending.

- Revised Exam Specifications

NCEES is seeking licensed mining and mineral processing engineers, including those working in industry, consulting, the public sector, and academia, to complete an online survey about the tasks and knowledge required of a licensed mining or mineral processing engineer for the PE Mining and Mineral Processing exam.

b. Architect's Report

- CEO Report

The October 2014 "*CEO Update*" was circulated to the members for their information.

- Legislation Tracker

The Legislative Tracker is a collection of proposed legislative bills and amendments to regulations, introduced nationwide that affect the regulation of architecture and registration of architects. It is intended

to serve as a resource for jurisdictions to review and come together when addressing similar objectives or related issues by providing information and insight into pending legislation affecting the architecture regulatory community. They have categories such as background checks, board issues, continuing education, competitive bidding, discipline and investigations, Good Samaritan and limited liability, NCARB Program, military, seals and signatures, sunset, and engineering/interior design/landscape architecture.

- 2014 NCARB Member Board Chairs/Member Board Executives Conference

Mr. Kobashigawa and Mr. Yumol attended the Member Board Chairs/Member Board Executives Conference Meeting in Indianapolis, IN.

Mr. Yumol reported that the current proposals regarding changes to the Intern Development Program ("IDP"), Broadly Experienced Architect ("BEA"), and Broadly Experienced Foreign Architect ("BEFA") were discussed. However, it appears that there needs to be more discussion regarding these matters before the next Annual Meeting.

Also discussed at the meeting were the use of the title "intern", licensure upon graduation, as well as a workshop discussing how local Boards interact with collaterals in their jurisdiction such as the local building department, planning department, OSHA, Department of Health, the local AIA chapter, etc.

During the Region VI meeting, it was announced that a there will be a new website launched in March 2015 with a video site where impressive projects completed in each State within Region VI can be viewed.

c. Surveyor's Report

Mr. Hirota reported that RICO had questions regarding pin finding and that the Hawaii Land Surveyor Association was meeting with them to assist in their questions.

He also reported that there are a lot of mainland companies offering laser scanning services mostly for as-built structures and suggested that the Board evaluate whether this type of service needed to be done by a licensed land surveyor.

d. Landscape Architect's Report

Mr. Kurokawa reported on the following:

- CLARB has partnered with the Council on Licensure, Enforcement and Regulation ("CLEAR") to offer a preview of CLEAR's National Certified Investigator and Inspector Training ("NCIT") program, which is designed to meet the needs of individuals conducting investigations and inspections for professional regulatory bodies and includes specific examples, resources and information pertinent to you.
- The Landscape Architecture Accreditation Board ("LAAB") develops and promulgates the accreditation standards, rules and procedures for conducting the accreditation process. Its members include educators, practitioners, public members and representatives from CLARB, the American Society of Landscape Architects ("ASLA"), and the Council of Educators in Landscape Architecture ("CELA"). LAAB reviewed plans to update its accreditation standards in 2015, noting that the last update was in 2010. The Board also heard reports on the accreditation evaluation of six institutions and plans of fall evaluation visits to five schools.

Correspondence: None.

Executive
Officer's Report:

a. Board Members Orientation

The Professional and Vocational Licensing Division had an orientation for new board/commission members in which Mr. Hirota, Mr. Iwamoto, Mr. Kayatama, and Mr. Kurokawa attended. There were presentations regarding Ethics, Sunshine Law, the role of the Deputy Attorney General and civil liability, contested case hearings and the role of the Regulated Industries Complaints Office.

b. DCCA Fee Increases

In October 2014, there was an increase in licensing fees and Compliance Resolution Funds – the first increase since 1982. The increase in fees is needed to modernize the functions of the licensing and enforcement division of DCCA's Professional and Vocational Licensing Division ("PVL") and Regulated Industries Complaints Office ("RICO"). The new licensing system will allow PVL to process applications and renewals faster and allow for more online functions. The new RICO system will allow consumers to file complaints online and to receive updates as the investigation process continues.

c. Nominations for University of Hawaii Distinguished Alumni Award

Mr. Kobashigawa informed the Board that the Alumni Association is seeking nominations for the Distinguished Alumni Award.

d. Vacancy for Executive Director of Washington Board

Mr. Kobashigawa announced the job vacancy for the Washington Board of Professional Engineers and Surveyors.

Next Meeting: Thursday, January 15, 2015
9:00 a.m.
King Kalakaua Conference Room
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Adjournment: The meeting was adjourned at 10:05 a.m.

Taken and recorded by:

/s/ Terry K. Akasaka-Toyama

Terry Akasaka-Toyama
Secretary

Reviewed and approved by:

/s/ James Kobashigawa

James Kobashigawa
Executive Officer

12/22/14

Minutes approved as is.

Minutes approved with changes; see minutes _____.