

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, September 13, 2018

Time: 9:00 a.m.

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

Present: Roberto Yumol, Chairperson, Architect Member
Robert Eggleston, Public Member
Alan Inaba, Land Surveyor Member, Secretary
Brian Fujiwara, Architect Member
Ron Iwamoto, Structural Engineer Member
Kevin Katayama, Mechanical Engineer Member
Joel Kurokawa, Landscape Architect Member
Benedict Lee, Landscape Architect Member
Krishna Jayaram, Esq., Deputy Attorney General ("DAG")
James Kobashigawa, Executive Officer
Sandra Matsushima, Executive Officer
LaJoy Lindsey, Secretary

Excused: Ken Ota, Vice Chairperson, Public Member
Richard Suzuki, Civil Engineer Member
Marc Ventura, Architect Member

Guests: Mr. Val Yanagihara
Mr. Marc Nakamura, Esq., Regulated Industries Complaint Office ("RICO")

Call to Order: There being a quorum present, the meeting was called to order at 9:05 a.m. by Chair Yumol.

Agenda: Additions and Revisions: None

At this time, Chair Yumol announced he was taking the agenda out of order to discuss the following agenda items:

4a., Chapter 91, Adjudicatory Matters, In the Matter of the Professional Architect's License of Val Yanagihara; ENG-2016-37-L; and

4b, Chapter 91, Adjudicatory Matters, In the Matter of the Professional Land Surveyor License of Roy G. Hollowell; ENG-2014-38-L.

Executive Session:

At 9:06 a.m. it was moved by Mr. Fujiwara, seconded by Mr. Hirota, and unanimously carried to move into executive session 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 §92-5(a)(1) and (4).

4a, In the Matter of the Professional Architect's License of Val Yanagihara ENG-201637-L; The Board's Final Order for Non-Compliance with a Previous Board's Final Order was prepared for the Board's consideration recommending revocation of Mr. Yanagihara's architect's license for failure to comply with the 2016 Board's Final Order.

After a lengthy discussion in Executive Session, which included oral testimony from Mr. Yanagihara and Mr. Nakamura, the Board deferred taking action on Mr. Yanagihara's architect license until a future meeting with the full Board, which is anticipated to be at the October 4, 2018, meeting.

This matter will be placed on the October 4, 2018 Board meeting agenda. Mr. Yanagihara and Mr. Nakamura left the meeting at this time.

4b, In the Matter of the Professional Land Surveyor License of Roy G. Hollowell; ENG-2014-38-L

After a brief discussion in Executive Session, it was moved by Mr. Inaba, seconded by Mr. Hirota and unanimously carried to approve the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

At 10:15 a.m. Mr. Kurokawa moved, Mr. Inaba seconded and it was unanimously carried to exit Executive Session.

The Board returned to it's regular order of business.

Approval of Minutes:

Mr. Eggleston's name was inadvertently omitted from the list of those "present" at the August 9, 2018. Mr. Inaba moved, Mr. Hirota seconded and unanimously carried to approve the August 9, 2018, Board meeting minutes with correction.

Applications:

a. Ratifications

ENGINEER BY EXAM (PE)

DO, Steve (CE)

It was moved by Mr. Katayama, seconded by Mr. Hirota,
unanimously carried to ratify Mr. Do's application.

b. Professional Engineer Committee Recommendations

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

APPROVE CIVIL ENGINEER BY ENDORSEMENT

- BACUS, Thomas
- BAUNE, Darren
- HAEDER, Corey
- KLINE, Shaun
- McINTOSH, Patrick
- MEARS, Michael
- PATIL, Sandeep
- PETERMAN, Joshua
- QUICK, Jacob
- WARREN, Christopher

APPROVE ELECTRICAL ENGINEER BY ENDORSEMENT

- DINDA, William
- HAVENS, Nicklas
- HUBBARD, Shayne
- KENDRICK, Jessica
- STILLMAN, Margaret
- WILLIAMS, Hasena

APPROVE MECHANICAL ENGINEER BY ENDORSEMENT

- BURKE, Stephen
- FONG, Joseph
- JONES, Gregory

APPROVE STRUCTURAL ENGINEER BY ENDORSEMENT

- MOORE, Claire
- ROSS, Michael
- VAN VALKENBURG, John

APPROVE ENGINEER BY EXAM (PE)

- BUYUAN, Kyle

APPROVE ENGINEER BY EXAM (FE)

- NONE

DEFER CIVIL ENGINEER BY ENDORSEMENT

- AZIMIJIRSARAI, Ali
- DeVUONO, Michael
- DONOVAN, Andrew
- LINSLEY, Derek

DEFER ENGINEER BY EXAM (PE)

- GERSH, Gabrielle (CE)
- VALENZUELA, Emily (CE)

DEFER ENGINEER BY EXAM (FE)

- *NONE*

DEFER ELECTRICAL ENGINEER BY ENDORSEMENT

- GEBREAB, Ermias
- MEADOWS, Pierson
- TAHAI, Hadi
- VANDER MEULEN, Aaron

DEFER MECHANICAL ENGINEER BY ENDORSEMENT

- JOHNSON, Jeremiah
- KUSHNER, Brian
- NICA, Marius

DEFER STRUCTURAL ENGINEER BY ENDORSEMENT

- MALENFANT, Michael
- MARX, Gerald

DENY CIVIL ENGINEER BY ENDORSEMENT

- BARNES, Anthony
- JOHNSON, Matthew

DENY ELECTRICAL ENGINEER BY ENDORSEMENT

- *NONE*

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

c. Professional Architect Committee Recommendations

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

APPROVE ARCHITECT BY ENDORSEMENT

- DELMEZ, Brett
- GOMILLION, Frank
- HESSEL, Gregg
- HICKS Jr., William
- MURPHY, Michael
- O'CONNOR, Michael
- PETTIT, Mark
- ROOT, Matthew

APPROVE ARCHITECT BY EXAM

- HAYES, David
- KERSTEN, Chase
- MITCHELL, Danielle
- WONG, Patrick

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

d. Professional Land Surveyor Committee Recommendations

There was no report.

APPROVE LAND SURVEYOR BY ENDORSEMENT

- *NONE*

DEFERRED LAND SURVEYOR BY ENDORSEMENT

- *NONE*

APPROVE LAND SURVEYOR BY EXAM

- *NONE*

e. Professional Landscape Architect Committee Recommendations

Mr. Lee presented the PROFESSIONAL LANDSCAPE COMMITTEE REPORT and recommended action as follows:

LANDSCAPE ARCHITECT BY EXAM

- *NONE*

APPROVE LANDSCAPE ARCHITECT BY ENDORSEMENT

- BOLLWINKEL, Jay
- GILLMAN, John
- HAY, Justin

Ms. Matsushima asked if the committee was approving Mr. Gillman and Mr. Hay's applications without confirmation of their LARE exam scores.

Mr. Lee noted that both Mr. Gillman and Mr. Hay's applications will be approved pending verification of passing the LARE exams. Ms. Matsushima stated that she'll verify the exam scores with CLARB.

It was moved by Mr. Kurokawa, seconded by Mr. Fujiwara and unanimously carried to accept the PROFESSIONAL LANDSCAPE ARCHITECT COMMITTEE REPORT.

Old Business:

a. Rules Committee Report –Professional Services for Construction Projects and Land Surveys (DRAFT)

- The draft was distributed to the Board for review. The Guide's report was inadvertently printed on the agenda in error. Mr. Kobashigawa recommended the comment on page 4 of the agenda, "Call 911" be removed.

New Business:

a. Professional Engineers Report

- Matters Related to the National Council of Examiners for Engineering and Surveying ("NCEES")
 - NCEES 2018 Annual Meeting report provided to Board.

- NCEES Examination Administration – Will take place on October 26-27, 2018 at the Hawaii Convention Center. Ms. Matsushima asked if any Board member is interested in observing they could let her know. She will be an observer.
- Former Kentucky Board Executive, Mr. David Cox, has been named CEO of NCEES.
- The NCEES Board of Directors would like to visit the Hawaii Board; however, with the legislative session convening in January 2019, Ms. Matsushima will suggest they visit in April – May 2019.
- Mr. Katayama mentioned that at the Annual Meeting, the membership approved a motion to fund the member board executive to attend conferences. With the increase in funding, this would allow an additional board member to attend these conferences from two to three board member attendees.

Mr. Eggleston left the meeting at this time at approximately 10:45 a.m.

b. Architect's Report

- Matters Related to the National Council of Architectural Registration Boards ("NCARB")
 - MBC/MBE Leadership Summit, October 12-13, 2018, St. Louis, MO. Chair Yumol and Ms. Matsushima will be attending this leadership summit.
 - NCARB FY-19 Committee Charges and Appointments; Ms. Matsushima provided a copy of report for Chair Yumol and Mr. Fujiwara to review. On Monday, September 17, 2018, Chair Yumol will participate in a webcast with WCARB members and Regional Directors to discuss hot topics.

c. Surveyors Report

- No report.

d. Landscape Architects Report

- Matters Related to the Council of Landscape Architectural Registration Boards (“CLARB”)
 - The Council of Landscape Architectural Boards (CLARB) Annual Meeting, September 27-29, 2018, Toronto, Ontario; Mr. Kurokawa will be attending as Region 5 Director and Ms. Matsushima will attend in place of Mr. Lee.
 - Public Protection and Design Professions Licensing Boards: Our Commitment to a Shared Mission;

There has been a joint statement amongst design professional licensing boards (CIDQ, CLARB, NCARB, NCEES) committed to the shared mission of common sense regulation, fostering communication and garnering support against de-regulation.

Correspondence:

Memorandum from Mr. Paul Tappel, Washington PE (Civil Engineer),
RE: Survey of Engineer Title to Compare with State of Washington

- Mr. Tappel is a licensed PE in the state of Washington. He sent a memo regarding the use of the term “Engineer” and at the end of the memo was a survey for the state of Hawaii with the following questions:

Does your state allow unlicensed individuals to have “Engineer” titles, do engineering work, and present to the public as “Engineer,” with the only requirement that they are supervised by a PE? ____ Yes, our state has an interpretation similar to the PE Supervisor Exception X -No

Does the Board of Engineers for your state allow unlicensed engineers as listed above, with the only restriction on professional title “Engineer” to be limited to “Professional Engineer,” “Structural Engineer,” or some similar limited restrictions for engineer title? ____ Yes, unlicensed individuals may do engineering work with PE supervision (but not have Engineer title) X No

Does your state allow unlicensed individuals to do engineering work under the supervision of a PE, but without professional title “Engineer” and they cannot introduce themselves to the public as an “Engineer?” (this is an alternate interpretation of Washington State Law). X Yes, unlicensed individuals may do engineering work with PE supervision (but not have Engineer title) No

- After a discussion, it was moved by Mr. Kurokawa, seconded by Mr. Inaba and unanimously carried to reply as indicated above to Mr. Tappel’s survey.

Executive Officer’s Report:

- Results of Landscape Architect – Hawaii Plant Materials State Exam; one person examined and one failed.

Next Meeting: **October 4, 2018 (new date)**
9:00 a.m.
King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Adjournment: It was moved by Mr, Inaba, seconded by Mr, Kurokawa and unanimously carried to adjourn the meeting at 11:00 a.m.

Taken and recorded by:

/s/ LaJoy Lindsey

LaJoy Lindsey
Secretary

Reviewed and approved by:

/s/ Sandra Matsushima

Sandra Matsushima
Executive Officer

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Minutes approved as is.

Minutes approved with changes; see minutes _____.