

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 MEETING¹

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

Date: Thursday, January 14, 2021

Time: 10:00 a.m.

Place: Virtual Videoconference Meeting – Zoom Webinar
<https://dcca-hawaii-gov.zoom.us/j/91840997339>

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301 715 8592 or +1 312 626 6799 or +1 929 205 6099
Webinar ID: 918 4099 7339

Present: Dan Hirota, Land Surveyor Member, Chairperson
Brian Fujiwara, Architect Member, Vice Chairperson
Ken Ota, Chairperson, Public Member
Roberto Yumol, Architect Member (joined meeting at 11:00 a.m.)
Clayton Pang, Electrical Member
Ron Iwamoto, Structural Engineer
Richard Suzuki, Civil Engineer
Alan Inaba, Land Surveyor Member
Jay Ishibashi, Public Member
Janet Primiano, Public Member
Benedict Lee, Landscape Architect Member, Secretary

Staff: Christopher Leong, Esq., Deputy Attorney General ("DAG")
Sandra Matsushima, Executive Officer ("EO")
LaJoy Lindsey, Secretary
Susan Reyes, Secretary
Kedin Kleinhans, Executive Officer

Excused: Marc Ventura, Architect Member

¹Comments from the public were solicited on each agenda item. If no public comments were given, the solicitation for and lack of public comment are not explicitly stated in these minutes.

Zoom Webinar

Guests: Matthew Lasecki

A short video was played to explain the meeting procedures and how members of the public could participate in the virtual meeting.

Call to Order: There being a quorum present, Chair Hirota called the meeting to order at 10:19 a.m.

Recess: IN: 10:19 a.m. OUT: 10:20 a.m.
Recess was called to tend to technical difficulties.

Roll Call: Chair Hirota welcomed everyone to the meeting and proceeded with a roll call of the Board members. Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, and Ms. Primiano were all present.

Agenda: Additions and Revisions EO Matsushima advised the Board that agenda items, second number 7 and 8, should be numbered 8 and 9.

Approval of Minutes

Ms. Primiano advised of a minor typo in the minutes. That was noted and then it was moved by Mr. Suzuki and seconded by Ms. Primiano to approve the minutes of October 1, 2020. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, and Ms. Primiano voted unanimously to approve the minutes.

Chapter 91, Adjudicatory Matters

- a. In the Matter of the Professional Surveyor License of Alan I. Hiranaka, ENG 2019-35-L; ENG 2019-40-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action.
- b. In the Matter of the License to Practice Architecture of Lloyd Kazuhiko Maki, ENG 2019-9-L, Settlement Agreement Prior to Filing of Petition for Disciplinary Action.
- c. In the Matter of the License to Practice Architecture of Bradley A. Burke, ENG 2019-12-L, Settlement Agreement Prior to Filing of Petition for Disciplinary Action.
- d. In the Matter of the Architect's License of Eung Suk Lee, ENG-2019-8-L; Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order.

e. In the Matter of the Application for an Engineering License of Eui S. Kim, ENG-LIC-2020-001; Hearings Officer's Findings of Fact, Conclusions of Law, and Recommended Order; Board's Final Order.

RECESS: IN: 10:40 a.m. OUT: 11:28 a.m.

Mr. Yumol joined the meeting at this time at approximately 11:00 a.m.

At 11:28 a.m. it was moved by Mr. Inaba and seconded by Mr. Suzuki to exit recess and return to open session. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to exit recess and return to open session. Board members and staff returned to the Zoom meeting.

Alan Hiranaka, ENG 2019-35-L, ENG 2019-40-L

In the matter of the settlement agreement for Mr. Alan Hiranaka, it was moved by Mr. Suzuki and seconded by Mr. Inaba to accept the settlement agreement. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted to accept the settlement agreement.

Lloyd Kazuhiko Maki ENG-LIC-2019-9-L

In the matter of the settlement agreement for Lloyd Kazuhiko Maki, it was moved by Mr. Fujiwara, and seconded by Mr. Lee to accept the settlement agreement. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to accept the settlement agreement.

Bradley A. Burke, ENG 2019-12-L

In the matter of the settlement agreement for Bradley A. Burke, it was moved by Mr. Yumol, and seconded by Mr. Ota to accept the settlement agreement. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to accept the settlement agreement.

Eung Suk Lee, ENG-2019-8L

In the matter of the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order (HORO) for Eung Suk Lee, it was moved by Mr. Fujiwara, and seconded by Mr, Lee to accept the HORO. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to accept the HORO.

Eui Kim, ENG-LIC-2020-001

In the matter of the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order (HORO) for Mr. Kim, it was moved by Mr. Fujiwara, and seconded by Mr, Yumol to accept the HORO. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to accept the HORO.

Applications: Ratifications

EO Matsushima read each name on the ratification list.

EASLA JANUARY 14, 2021 - RATIFICATION LIST:

ENGINEER VIA ENDORSEMENT:

CARLSON, Michelle	Civil
DESPER, Kris	Civil
JAFFAR, Naveed	Civil
LUTZ, Daniel	Civil
McAULIFFE, Daniel	Civil
McCOMBS, Robert	Civil
MORRISSEY, Ryan	Civil
TANG, Kenneth	Civil
BRADSHAW, Joseph	Electrical
LYONS, Corey	Electrical
TURKAL, Samuel	Electrical
NEBBS, Andrew	Electrical
MACK, Scott	Mechanical
McCLOY, Jaxon	Mechanical
REDMOND, Mark	Mechanical
RICE, Brian	Mechanical

THWAITES, Frederick	Mechanical
PETERSON, Greg	Mechanical (Restoration w/yes answer)

AVEYARD, Darin	Structural (Civil deferred)
DAOUD, Richard	Structural
WEBSTER, David	Structural

ENGINEER VIA EXAM:

GINOZA, Kyle	Exam = Civil (additional class – licensed as ME)
HAMAGUCHI, Kristin	Exam = Civil (not yet licensed)
LEONARDO, Ryan	Exam = SE
MACIAS, Anthony	Exam = FE & PE Civil (previously approved for PE civil exam only)

ARCHITECT VIA ENDORSEMENT:

ALEXANDER, Eldrick
GARDNER, Andrew
HUI, Keith
LEE, David
PATTEN, Dennis

ARCHITECT EXAM:

BATOCAL, Sharla
INOUYE, Nicholas
SIU, Iris

ARCHITECT RESTORATION APPLICATION AND CE REVIEW:

HOLL, Randall	AR-174132
BUNTEN, William Henry	AR-7435
BENJAMIN, William	AR-9092

DEFERRED APPLICATIONS:

AVEYARD, Darin
BRISKORN, Christopher
FONG, Kevin
GERARD, Scott
KASTNER, Ricky John Jr.
LASECKI, Matthew

LEARNED, Charles
LUO, Sauyee
MIRMOGHTADEI, Reza
OLMSTEAD, David
SEBASTIAN, Kevin
SEIDEL, Chad
TABB, Braden

The following applications were denied on the basis of not meeting the lawful experience requirement for a civil engineer license, pursuant to §464-8 Qualifications for licensure, Hawaii Revised Statutes, and §16-115-24 Licensure by endorsement, Hawaii Administrative Rules.

DENIED APPLICATIONS:

None.

Public Testimony
Ratifications:

Mr. Matthew Lasecki stated that his application was on the Board's agenda and was curious as to why his application is being deferred.

EO Matsushima advised that he needs to provide verification that he passed the PE exam in the "civil" engineering discipline. His application file indicates passage of the NCEES 8-hour examination, however, it did not indicate a discipline of engineering. Although he once held an engineer license in Hawaii, it has since forfeited and his previous application is no longer available. As required, he needed to re-apply as a new applicant and re-submit all of the supporting documents for licensure.

It was moved by Mr. Suzuki and seconded by Mr. Ota to accept the ratification list. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to approve the ratification list.

Executive
Session:

None.

Old Business:

None.

New Business:

Creation of a Permitted Interaction Group ("P.I.G.") pursuant to §92-2.5(b)(1), Hawaii Revised Statutes, to investigate and provide recommendations regarding the potential acceptance of electronic digital signatures on plans, specifications, maps, reports, surveys, descriptions and design drawings prepared by or under the

supervision of a licensed professional engineer, architect, land surveyor, or landscape architect that are to be filed with public officials.

EO Matsushima stated that a discussion on allowing for digital signatures, especially during the pandemic, have been requested by the City's Planning and Permitting Department. EO Matsushima proposed the creation of a "P.I.G." because presently, the scheduling of a virtual Rules Committee meeting is difficult and requires additional technical staff to assist. The "P.I.G." would allow at least two but not more than three members the flexibility to meet on their own and discuss with city officials and other design professionals.

Mr. Yumol commented that he has been in contact with NCARB and other design professionals and would volunteer to lead this committee on the research of digital signatures.

Messrs. Hirota, Pang and Yumol volunteered to serve on this P.I.G. to research and discuss the use of digital signatures by design professionals. They will provide a report and a recommendation to the Board at a future Board meeting.

It was moved by Mr. Fujiwara and seconded by Mr. Ota to accept the three members to serve on the P.I.G. A roll call vote was taken and Messrs. Fujiwara, Hirota, Inaba, Ishibashi, Iwamoto, Lee, Ota, Pang, Suzuki, Yumol and Ms. Primiano voted unanimously to create P.I.G. consisting of Messrs. Hirota, Pang and Yumol.

Correspondence: None.

Executive Officer's Report:

The 2021 Legislative Session will open on January 20, 2021 and all legislative hearings will be held virtually. The Capitol will be closed to the public. EO Matsushima noted that she has not seen any proposed measures relating to the Board or any bills that would directly impact the Board's statutes.

Next Meeting: To be determined.

EO Matsushima noted that the Applications Committee will continue to review applications monthly, on the second Wednesday of each month. However, the regular Board meetings may be scheduled every other month. EO Matsushima proposed that although the 2021 meeting schedule indicates that the regular Board meetings are on the

second Thursday of each month, IF there are no items that will need Board action - e.g., legislative bills, scope of service inquiry, Board orders, etc., within that month, then the regular Board meeting will be held virtually on the following month.

Mr. Suzuki commented that this schedule is working well, and Mr. Pang concurred. DAG Leong advised that if legislative items arise, the board may need to meet monthly. Otherwise, every other month while meeting virtually would be sufficient.

EO Matsushima added that because it appears that the Board will still be meeting virtually for a while, it will be more efficient to meet every other month – again, only IF there are no items that need the Board’s action for that month. Going forward, once the Board is allowed to meet in person, the meeting schedule will revert back to the second Thursdays of each month – to review applications, to ratify the applications, and to take action on items.

Adjournment: There being no further business, Chairperson Hirota adjourned the meeting at 12:02 p.m.

Taken and recorded by:

/s/ LaJoy Lindsey

LaJoy Lindsey
Secretary

Reviewed and approved by:

/s/ Sandra Matsushima

Sandra Matsushima
Executive Officer

2/14/21

[X] Minutes approved as is.

[] Minutes approved with changes; see minutes _____.