

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

Minutes of Meeting

- Date: March 15, 2019
- Place: King Kalakaua Conference Room, King Kalakaua Building
Department of Commerce and Consumer Affairs
335 Merchant Street, 1st Floor, Honolulu, Hawaii 96813
- Present: John Polischeck, Jr., Chairperson
Tyrus Kagawa, Vice Chairperson
Anacleto "Joey" Alcantara, Jr., Member
Leslie Isemoto, Member
Nathan Konishi, Member
Peter H. M. Lee, Member
Leonard K. P. Leong, Member
Danny T. Matsuoka, Member
Kent Matsuzaki, Member
Kenneth T. Shimizu, Member
Nicholas W. Teves, Jr., Member
Candace Ito, Executive Officer
Charlene L.K. Tamanaha, Executive Officer
Christopher Leong, Deputy Attorney General
Daniel Jacob, Deputy Attorney General
Faith Nishimura, Secretary
- Guests: Brysson A. Lorenzo, RME, BJ's Excavation & Hauling Co. Inc.
Flor M. Barbosa (Individual)
Steven C. Price, RME, Fa'amanuia Engineering and Construction Inc.
Jeffrey Masatsugu, ILIPAT DC50
Arnold Wong, Ironworkers Stabilization Fund
Ian C. McFarland, RME, Younicos Inc.
Caleb J. Mendenhall, RME, W W Clyde & Co.
Palmer S. Hironaga, RME, Pacific Preferred Contr Group
Chad A. Mathes, RME, Dragados USA Inc.
David Lewis, W W Clyde & Co.
- Call to Order: There being a quorum present, Chairperson Polischeck called the meeting to order at 8:30 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).

The following agenda item was taken out of order.

Amendments
to Agenda:

It was moved by Mr. Isemoto, seconded by Mr. Konishi, and unanimously carried to approve the following amendments to the agenda:

Addition to Appearances:

- j. Flor M. Barbosa (Individual)
C-36 Plastering

Deletion from Appearances:

- b. Michael R. Chavez, RME
The Robert D. Olson Corporation
"B" General building
- f. John P. Cieslinski, RME
JPC Enterprises Inc.
"A" General engineering

Deletion from Owner-Builder Exemption Applications:

- d. Donald Carpenter, Jr.
- e. Brad Stevens
- f. Roman Zubkov
- h. Audrey Spencer

Committee
Reports:

- 1. Scope of Activity Committee
Nathan T. Konishi and Leslie Isemoto, Co-Chairpersons

- a. Mark Carr

Requests a clarification on the Contractors License Board's January 18, 2019 determination that the C-68FF Synthetic field surface or the C-27 Landscaping contractor's license is required to perform the installation of the synthetic turf for the South Hilo Sanitary Landfill Final Closure Project. It is Mr. Carr's understanding that the C-27 Landscaping contractor's license has a job size limit to their license and can only perform residential or small projects under that license and that the C-68FF Synthetic field surface contractor's license is actually the proper license (large field projects) for Synthetic Turf.

Members reviewed the Board's January 18, 2019 determination on the South Hilo Sanitary Landfill Final Closure Project ("Project") and its prior determinations regarding the installation of synthetic turf. The Board noted that while there may have been discussion in prior meeting minutes regarding the size of the field, the Board's determinations have been consistently based upon the purpose of the synthetic turf. The Board's prior determinations pertaining to synthetic turf do not have any limitations pertaining to the size of the projects.

Recommendation: To reaffirm its January 18, 2019 determination that the C-68FF Synthetic field surface or the C-27 Landscaping contractor's license is required to perform the installation of the synthetic turf for the Project.

b. Oceanic Companies Inc.

Requests a determination on whether the construction of odor control systems falls within the scope of work that can be performed by a contractor that has a C-37 plumbing license, more specifically, the C-37e Treatment and pumping facilities.

Members reviewed and discussed the information on the Sand Island WWTP UV Disinfection and Effluent Pump Station Odor Control System provided by Oceanic Companies Inc. The Board noted that odor control systems are usually only seen in waste water treatment plants and is different from the typical HVAC duct work. For this project, the odor control systems are fiberglass piping systems which is consistent with the C-37e Treatment and pumping facilities classification.

Recommendation: The C-37e Treatment and pumping facilities or the C-37 Plumbing contractor may construct odor control systems in wastewater treatment facilities.

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

Executive Session:

At 8:42 a.m., it was moved by Mr. Isemoto, seconded by Mr. Lee, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(4) to consult with Christopher Leong, Deputy Attorney General, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

At 8:56 a.m., it was moved by Mr. Isemoto, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Minutes:

It was moved by Mr. Konishi, seconded by Mr. Isemoto, and unanimously carried to approve the Applications Committee Meeting and Executive Session Meeting Minutes of March 4, 2019, as circulated.

It was moved by Mr. Konishi, seconded by Mr. Matsuzaki, and unanimously carried to approve the February 15, 2019 meeting minutes with the following amendment on page 5, sixth paragraph: deletion of the sentence, "Mr. Matsuzaki added that the primary work for this project is the renovation work."

It was moved by Mr. Konishi, seconded by Mr. Isemoto, and unanimously carried to approve the Executive Session Meeting Minutes of February 15, 2019, as circulated.

Appearances Before the Board:

- a. Chad A. Mathes, RME
Dragados USA Inc.
"A" General engineering

Executive
Session:

At 8:58 a.m., it was moved by Mr. Isemoto, 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 Christopher Leong, 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 9:10 a.m., it was moved by Mr. Isemoto, seconded by Mr. Lee, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

It was moved by Mr. Leong, seconded by Mr. Isemoto, and unanimously carried to approve Dragados USA Inc. and Mr. Mathes' application for licensure in the "A" General engineering classification.

- c. Palmer S. Hironaga, RME
Pacific Preferred Cont Group
C-33 Painting & decorating

Executive
Session:

At 9:13 a.m., it was moved by Mr. Isemoto, seconded by Mr. Matsuzaki, 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 Christopher Leong, 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 9:18 a.m., it was moved by Mr. Isemoto, seconded by Mr. Matsuzaki, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

It was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to defer Pacific Preferred Cont Group and Mr. Hironaga's applications for licensure in the C-33 Painting and decorating classification pending the submittal of additional projects verifying forty-eight months of on-site supervisory work experience portraying a broad base of painting experience other than striping which may date back beyond ten years and verification of his completion of an apprenticeship program.

- d. Brysson A. Lorenzo, RME
BJ's Excavation & Hauling Co. Inc.
C-17 Excavating, grading & trenching
C-43 Sewage, sewage disposal, drain and pipe laying

Executive
Session:

At 9:19 a.m., it was moved by Mr. Isemoto, 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 Christopher Leong, 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 9:24 a.m., it was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

It was moved by Chairperson Polischek, seconded by Mr. Isemoto, and unanimously carried to defer BJ's Excavation & Hauling Co. Inc. and Mr. Lorenzo's applications for licensure in the C-17 Excavating, grading & trenching and C-43 Sewage, sewage disposal, drain & pipe laying classifications pending the submittal of additional projects and revised project lists (on the Board's form) verifying his forty-eight months of on-site field supervision in each classification, including the contract amounts and clarifying the "Amount of Supervisory Experience" as the actual amount of time spent on-site supervising his crew for each project.

- e. Ian C. McFarland, RME
Yunicos Inc.
"A" General engineering

Executive
Session:

At 9:25 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 Christopher Leong, 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 9:37 a.m., it was moved by Mr. Isemoto, seconded by Mr. Kagawa, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

The Board informed Mr. McFarland that he did not document supervisory experience in the broad scope of the "A" General engineering classification; however, most of the work he performs is in the C-13 Electrical classification. Mr. McFarland requested to change his application to the C-13 Electrical classification.

It was moved by Chairperson Polischek, seconded by Mr. Isemoto, and unanimously carried to amend Yunicos Inc. and Mr. McFarland's applications for licensure in the "A" General engineering classification to the C-13 Electrical classification; and to defer Yunicos Inc. and Mr. McFarland's applications for licensure in the C-13 Electrical classification pending the submittal of verification of four years of C-13 Electrical projects (on the Board's form) describing the means and methods, the trades that were self-performed, trades that were

subcontracted to other licensed contractors, and verification of his engineering degree.

- g. Charlene K. Chon (Individual)
"B" General building

Ms. Chon was not present.

- h. Steven C. Price, RME
Fa'amanuia Engineering and Construction Inc.
"A" General engineering
"B" General building

Executive
Session:

At 9:38 a.m., it was moved by Chairperson Polischeck, seconded by Mr. Isemoto, 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 Christopher Leong, 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 9:47 a.m., it was moved by Mr. Isemoto, seconded by Mr. Kagawa, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

It was moved by Chairperson Polischeck, seconded by Mr. Isemoto, and unanimously carried to defer Fa'amanuia Engineering and Construction Inc. and Mr. Price's applications for licensure in the "A" General engineering and "B" General building classifications pending the submittal of additional projects in each classification (on the Board's form) verifying four years of his on-site supervision of his own crews, including projects that may date back beyond ten years, noting the trades that were self-performed and trades that were subcontracted to other licensed contractors.

- i. Caleb J. Mendenhall, RME
W W Clyde & Co.
"A" General engineering
"B" General building

Executive
Session:

At 9:48 a.m., it was moved by Mr. Lee, seconded by Mr. Isemoto, 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 Christopher Leong, 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 10:11 a.m., it was moved by Mr. Isemoto, seconded by Mr. Matsuzaki, and

unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

It was moved by Chairperson Polischeck, seconded by Mr. Isemoto, and unanimously carried to defer W W Clyde & Co. and Mr. Mendenhall's applications for licensure in the "A" General engineering and "B" General building classifications pending the submittal of projects in each classification (on the Board's form) verifying projects where he directed the means and methods of the projects and in addition: for the "B" project list, provide "ground-up" and new addition projects; for the "A" project list, provide additional projects in the broad scope of the "A" General engineering classification.

Chapter 91, HRS,
Adjudicatory
Matters:

Chairperson Polischeck called for a recess from the Board's meeting at 10:13 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' Licenses of Hawaii Energy Smart, LLC; Timothy R. Johnston; CLB 2018-208-L

On or about May 14, 2018, RICO received a complaint alleging that Hawaii Energy Smart, LLC and Timothy R. Johnston ("Respondents") installed a photovoltaic ("PV") system at a homeowner's residence in or around April 2015 and the PV system failed to properly work upon installation and despite attempted fixes by Respondents.

RICO also alleges that Respondents failed to include all required disclosures in the contract for the installation of the PV system.

If proven at an administrative hearing, the allegations would constitute violations of the following statutes and rules: HRS §§ 444-17(11) (failure of a licensee to complete in a material respect any construction project or operation for the agreed price if the failure is without legal excuse) and 444-25.5 (disclosures required in written homeowner contract), and HAR §§ 16-77-80 (required disclosures in homeowner contracts) and 16-77-71 and 16-77-75 (RME responsible for acts and omissions of contracting entity).

Respondents agree to the voluntary revocation of Respondents' licenses.

- b. In the Matter of the Contractor's License of Rogelio P. Bungcayao, doing business as Rogers Elec Svc & Maint, also dba Roger's Electrical Service, also doing business as Roger's Electrical Service and Maintenance; CLB 2011-419; CLB 2013-478-L; CLB 2014-327-L

RICO received an anonymous complaint alleging that Rogelio P. Bungcayao, doing business as Rogers Elec SVC & Maint, also doing business as Roger's Electrical Service, also doing business as Roger's Electrical Service and

Maintenance (“Respondent”) was aiding and abetting unlicensed contractor activity by permitting his license number to be used on PV installation permits when Respondent would not be performing the installation work.

RICO also received a complaint that Respondent installed PV panels on a car port roof when the original agreement was for installation of the panels on the main house roof and without first consulting the homeowner.

RICO alleges that Respondent has been using trade names that are not registered with the Board and that Respondent’s contracts do not comply with the requirements for contracts with homeowners.

If proven at an administrative hearing, the allegations would constitute violations of the following statute and rules: §§ HRS 444-9.3 (aiding and abetting), 444-17(5) (willful departure from plans), 444-17(6) (violation of statutes and rules), and 444-25.5 (written contract with particular information required prior to performing work) and HAR §§ 16-77-8(a) (trade name shall be registered with the Board) and 16-77-80 (disclosures required in homeowner contracts).

Respondent agrees to pay an administrative fine in the amount of \$10,000.00.

c. In the Matter of the Contractor’s Licenses of Kimura Custom Construction, LLC, and Bruce K. Kimura; CLB 2012-73-L

RICO alleges that Kimura Custom Construction, LLC and Bruce K. Kimura (“Respondent’s”) contracted with a homeowner to renovate her home on October 30, 2008, however, failed to complete the renovation.

If proven at an administrative hearing, the allegations would constitute violations of the following statutes: HRS §§ 444-17(3) (abandonment of any construction project or operation without reasonable or legal excuse), 444-17(11) (failure of a licensee to complete in a material respect any construction project or operation for the agreed price if the failure is without legal excuse) and 444-17(13) (willful failure or refusal to prosecute a project or operation to completion with reasonable diligence).

Respondents agree to the voluntary surrender of Respondents’ contractor’s licenses.

d. In the Matter of the Contractors License of Robert E. Hilbun; CLB 2018-250-L

RICO alleges that from May 31, 2017 to March 12, 2018, Robert E. Hilbun (“Respondent”) was the RME for H Nu Solar, LLC doing business as H Nu Energy. The case against H Nu Solar will be addressed in a separate RICO case.

RICO also alleges that from February of 2017 to July of 2017, H Nu Solar installed a solar photovoltaic system for a State of Hawaii project. RICO further alleges that during the course of this project, Respondent failed to properly supervise the apprentice electrician. Specifically, Respondent failed to ensure the compliance with the 1:1 ratio of licensed electricians to apprentice electricians. The matter against the unlicensed electrician was handled in RICO Case No. ENP 2018-12-U.

If proven at an administrative hearing, the allegations would constitute violations of the following rule and statute: HAR § 16-77-71(a) (RME responsible for compliance with laws governing contractors, failure to properly supervise) and HRS § 44-9.5(b) (failure to ensure that half of electrical workers were licensed).

Respondent agrees to pay an administrative fine in the amount of \$500.00.

- e. In the Matter of the Contractors' Licenses of Corstone Contractors LLC, and Mark C. Tapert; CLB 2018-76-L

RICO alleges that Corstone Contractors LLC ("Respondent Corstone") was hired to perform construction work at a construction project. The construction project began in February 2018 and completed in mid-May 2018.

RICO alleges that Mark C. Tapert ("Respondent Tapert") was not present when the construction project started, but when contacted by RICO investigators concerning the RME in residence requirement, Respondent Tapert cooperated with RICO and flew down to Honolulu to personally supervise the duration of the construction project.

If proven at an administrative hearing, the allegations would constitute violations of the following rule: HAR § 16-77-71(a)(4) (RME shall be in residence in the State of Hawaii during the period a project is under construction).

Respondents agree to pay an administrative fine in the amount of \$5,000.00.

- f. In the Matter of the Contractor's License of Matelau Sekona d/b/a Tropical Walls; CLB 2017-310-L

On or about July 14, 2017, RICO received a complaint involving masonry work at a home.

RICO alleges that on or about January 16, 2017, Matelau Sekona d/b/a Tropical Walls ("Respondent") entered into a construction contract with the homeowner and Respondent failed to provide the oral and written disclosures required by the Hawaii Revised Statutes ("HRS") and Hawaii Administrative Rules ("HAR").

RICO further alleges that Respondent failed to prosecute the construction project to completion with reasonable diligence as specified in the January 15, 2017 contract as required by HRS .

On or about December 10, 2018, RICO filed a Petition for Disciplinary Action alleging that Respondent violated, in part, the following statutes and rules: HRS §§ 444-25.5 (failure to disclose lien rights and contractor's right to resolve alleged construction defects in accordance with 672E-11 in the written contract); 444-17(3) (abandonment of a project without a reasonable or legal excuse) and HAR §§ 16-77-79 (bond and lien rights must be disclosed before contracting), and 16-77-80 (failure to include contractor license number and classification in the contract).

Respondent agrees to pay an administrative fine in the amount of \$3,000.00.

After discussion, it was moved by Mr. Matsuzaki, seconded by Mr. Lee, and unanimously carried to approve the Settlement Agreement Prior to Filing of Petition for Disciplinary Actions in each of the above cases.

2. Board's Final Order

c. In the Matter of the Contractor's Licenses of Safe Home Control, Inc. and Matthew I. Zupancic; CLB 2017-251-L & CLB 2017-275-L

DAG Leong recused himself from discussion of the Hearings Officer's Findings of Facts, Conclusions of Law, Recommended Order Upon Remand, and Board's Final Order.

Daniel Jacob, Deputy Attorney General, presented the proposed Board's Final Order.

After review and discussion, the Board requested amendments to its Final Order.

DAG Jacob left the meeting at 10:36 a.m.

DAG Leong re-entered the room at 10:37 a.m.

a. In the Matter of the Application for a Contractors License of Jay H. Liu, RME and Acellant Air Conditioning LLC; CLB-LIC-2018-004

DAG Leong presented the Hearings Officer's Findings of Fact, Conclusions of Law, and Recommended Order.

Jay H. Liu and Acellant Air Conditioning LLC ("Petitioners") requested a contested case hearing on the Board's denial of Petitioners' applications for the C-52 Ventilating and air conditioning classification. A hearing was conducted on January 10, 2019. Upon review and consideration of the evidence and argument presented at the hearing, together with the entire record of in the proceeding, the Hearings Officer recommended that the Board affirm its decision to deny Petitioners' applications for the C-52 Ventilating and air conditioning contractor's license.

b. In the Matter of the Contractors Licenses of Chriscontract, Inc. and Christopher R. Johnston; CLB 2016-180-L

DAG Leong presented the Hearings Officer's Findings of Fact, Conclusions of Law, and Recommended Order. A hearing was conducted on August 9, 2018, September 25, 2018 and October 16, 2018. On December 17, 2018, the Hearings Officer submitted his Findings of Fact, Conclusions of Law, and Recommended Order ("recommended decision"). Having read and heard the arguments of counsel, and having considered the evidence, records and files, for the multiple and repeated violations found, the Hearings Officer recommends that the Respondents' licenses be revoked and Respondents be ordered to pay a fine in the amount of forty-one thousand dollars (\$41,000.00) within ninety (90) days of the Board's Final Order. On January 3, 2019, Respondents filed written exceptions to the Hearings Officer's recommended decision. On January 11, 2019, Petitioner filed a written statement in support of the Hearings Officer's recommended decision. At the February 15, 2019 Board meeting, both parties and the attorney for the homeowner provided oral arguments. The Board deferred this matter.

After discussion, it was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to adopt the Hearings Officer's Findings of Fact, Conclusions of Law, Recommended Order, and Board's Final Order in the above cases.

Following the Board's review, deliberation and decisions in these matters, pursuant to HRS chapter 91, Chairperson Polischek announced that the Board was reconvening to its open meeting at 10:43 a.m.

The following agenda item was taken out of order.

Appearances

Before the Board: j. Flor M. Barbosa (Individual)
C-36 Plastering

Executive
Session:

At 10:44 a.m., it was moved by Mr. Isemoto, seconded by Mr. Matsuzaki, 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 Christopher Leong, 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 10:50 a.m., it was moved by Mr. Isemoto, seconded by Mr. Kagawa, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

It was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to approve Mr. Barbosa's application for licensure in the C-36 Plastering classification.

Chapter 91, HRS,
Adjudicatory
Matters:

Chairperson Polischek called for a recess from the Board's meeting at 10:51 a.m. to discuss and deliberate on the following adjudicatory matters pursuant to HRS chapter 91.

- c. In the Matter of the Contractor's Licenses of Safe Home Control, Inc. and Matthew I. Zupancic; CLB 2017-251-L & CLB 2017-275-L

DAG Leong recused himself from discussion of the Hearings Officer's Findings of Facts, Conclusions of Law, Recommended Order Upon Remand, and Board's Final Order.

Daniel Jacob, Deputy Attorney General, presented the proposed Board's Final Order with the Board's amendments.

After discussion, it was moved by Mr. Isemoto, seconded by Mr. Kagawa, and unanimously carried to adopt the proposed Board's Final Order as the Board's Final Order to revoke Safe Home Control Inc.'s license and order Safe Home Control Inc. to pay a fine of \$15,000.00.

DAG Jacob left the meeting at 10:54 a.m.

DAG Leong re-entered the room at 10:55 a.m.

Following the Board's review, deliberation and decisions in these matters, pursuant to HRS chapter 91, Chairperson Polischek announced that the Board was reconvening to its open meeting at 10:56 a.m.

Committee
Reports:

2. Examination Committee:
Danny T. Matsuoka, Chairperson

The Contractors Examination Summary for February 2019 was distributed to the Board for their information.

3. Recovery/Education Fund Committee:
Zale T. Okazaki, Esquire

The Recovery Fund Litigation Report dated March 8, 2019 prepared by Ms. Okazaki, was distributed to the Board.

Committee
Reports:

4. Rules Committee:
Leonard Leong, Chairperson

Hawaii Administrative Rules Chapter 16-77
Proposed Amendments to the Specialty Contractor Classifications

Executive Officer Ito reported that the Painting and Decorating Contractors Association of Hawaii submitted comments on the C-33

Painting and decorating and the C-55 Waterproofing classifications.

Mr. Leong stated that the Board will continue to accept written comments from interested parties. The written comments must be submitted before the Board's next meeting on April 12, 2019. The comments will be grouped by classification for discussion at future Board meetings.

5. Legislative Committee:
Peter Lee, Chairperson

Executive Officer Ito presented the Legislative Committee Report:

Relating to Contractors

a. House Bill No. 69, H.D. 1/Senate Bill No. 767, S.D. 1

Raises the threshold under the contractor licensing law's handyman exemption from \$1,000 to \$1,500 and makes it applicable only to the cost of labor.

The Board previously testified in strong opposition to bills that proposed to raise the exemption from \$1,000.00 to \$5,000.00 for the following reasons:

- rising the exemption will increase the likelihood of consumer harm and contribute to the problem of unlicensed activity;
- unlicensed individuals who have not met the Board's experience, examination, and insurance requirements will legally be able to perform much more work than is currently allowed;
- negatively impacts small contractors, particularly in the specialty contractor classifications, as they will have difficulty competing with unlicensed individuals who do not have to pay license fees and maintain liability insurance; and
- consumers will not be able to file complaints with the Regulated Industries Complaints Office for poor workmanship or other problems.

House Bill No. 69, H.D. 1

On February 20, 2019, the House Committee on Consumer Protection and Commerce ("CPC") held a hearing on H.B. No. 69 and amended this bill by including material and labor in the contract price. Taxes and all other items are deleted from the total aggregate contract price.

H.B. No. 69 HD1 crossed over to the Senate and has a single committee referral (Senate Committee on Commerce, Consumer Protection, and Health).

Board position: Oppose this bill for the reasons stated above.

Senate Bill No. 767, S.D. 1

On February 22, 2019, the Senate Committee on Commerce, Consumer Protection, and Health ("CPH") held a hearing on S.B. No. 767 and amended this bill by:

- 1) Clarifying that the threshold under the contractor licensing law's handyman exemption is \$1,500 per project or operation, which includes the aggregate cost of labor, materials, taxes, and other expenses, and applies only to residential repairs or minor renovation projects;
- 2) Restoring existing statutory language that specifies that the exemption does not apply in any case where a building permit is required regardless of the aggregate contract price;
- 3) Requiring persons performing projects or operations under the handyman exemption to provide their name and contact information to the Department of Commerce and Consumer Affairs;
- 4) Requiring the Department of Commerce and Consumer Affairs to adopt rules and make annual reports to the Legislature detailing any complaints received regarding projects or operations performed under the handyman exemption;
- 5) Updating the purpose section;
- 6) Inserting a sunset date of June 30, 2024; and
- 7) Inserting an effective date of July 1, 2050, to encourage further discussion.

S.B. No. 767 SD1 crossed over to the house and has a single committee referral (CPC).

On March 12, 2019, the CPC held a hearing on S.B. No. 767 SD1 and amended the bill to reflect HB 69 which raises the threshold under the contractor licensing law's handyman exemption from \$1,000 to \$1,500 and makes it applicable only to the cost of labor and materials.

Board position: Oppose this bill for the reasons stated above for HB69 HD1.

b. House Bill No. 81, H.D. 1

- (1) Prohibits the performance of incidental and supplemental work outside the scope of licensure by a specialty contractor acting as a subcontractor on any project requiring the seal or stamp of a licensed structural

engineer; and (2) specifies that the performance of work in certain crafts or trades shall not be considered incidental and supplemental.

On February 22, 2019 the House Committee on Finance ("FIN") held a hearing on H.B. No. 81 HD1. The Board testified in opposition. FIN passed this bill unamended.

H.B. No. 81 HD1 crossed over to the Senate and has a single committee referral (CPH).

c. House Bill No. 838, H.D. 1

Exempts an eleemosynary organization that meets certain conditions from the requirement of licensure as a contractor.

On February 22, 2019 FIN held a hearing on H.B. No. 838 HD1. The Board testified in opposition for the following reasons:

- This exemption will increase the likelihood of consumer harm by allowing unlicensed individuals who are members of an eleemosynary organization that have not met the Board's experience, examination and insurance requirements to legally perform construction work;
- The Board's requirements protect the public health, safety, and general welfare, in dealing with persons engaged in the construction industry, and affording to the public effective and practical protection against the incompetent, inexperienced, unlawful, and unfair practices of contractors with whom the public contracts; and
- Consumers will be adversely affected because they will not be able to file complaints with RICO for poor workmanship or other problems.

FIN passed H.B. No. 838 HD1 unamended.

H.B. No. 838 HD1 crossed over to the Senate and has a single committee referral (CPH).

On March 14, 2019, CPH held a hearing on H.B. No. 838 HD1 and amended this bill by clarifying that an eleemosynary organization that intends to engage in a public works project or operation involving the installation or maintenance of a mooring system for vessels under one hundred gross tons is exempt from contractor licensure and inserting an effective date of July 1, 2050 to encourage further discussion.

The Board acknowledged that the amendments narrowed the scope of the exemption however, it is still too broad because mooring systems range from a concrete block anchor that is placed on the ocean floor, to a wharf, pier and piles which are bored into the ocean floor. Similarly, the limitation that the mooring system is for vessels under one hundred gross tons, is still too broad because a one hundred gross ton vessel is a very large ship. The Board believes that the individuals with the ten years of experience installing mooring systems that would qualify the

eleemosynary organization for the proposed exemption should apply for the C-68UW Underwater construction contractor's license to protect the safety of the public.

Board position: Oppose this bill for the reasons stated above.

Relating to the Contractors License Board

d. Senate Bill No. 423, S.D. 1

Prohibits incidental and supplemental work on any project requiring the seal or stamp of a professional engineer licensed to perform structural engineering.

This bill has a double committee referral: The Senate Committee on Labor, Culture and the Arts ("LAC") and CPH/Senate Committee on Judiciary ("JDC").

CPH/Senate Committee on Judiciary ("JDC") did not schedule a hearing for S.B. No. 423 SD1.

Relating to the Owner-Builder Exemption

e. House Bill No. 1154, H.D. 1

Requires owner-builders to provide proof of withholding taxes and workers' compensation insurance. Amends fines for failure to comply with statute.

On February 20, 2019, FIN held a hearing on H.B. No. 1154 HD1. The Board submitted comments with suggested language to clarify which persons would be employees of the homeowner for which the homeowner is required to provide proof of withholding of applicable taxes and workers' compensation insurance for. FIN passed this bill unamended.

H.B. No. 1154 HD1 crossed over to the Senate and has a double committee referral (CPH, JDC/WAM). The Senate Committees did not schedule any hearing for H.B. No. 1154 HD1.

Relating to Professional and Vocational Licensing

f. House Bill No. 73/Senate Bill No. 774, S.D. 1

H.B. No. 73 - Prohibits a licensing authority from using rules to supersede requirements set forth in licensing laws and adopting rules that authorize an unlicensed individual to perform duties, activities, or functions that, if performed by another professional, would require licensure of that professional.

H.B. No. 73 has a triple committee referral. The House Committee on

Intrastate Commerce (“IAC”), CPC and the House Committee on Judiciary (“JUD”).

IAC, CPC and JUD did not schedule a hearing for H.B. No. 73, Senate Bill No. 774, S.D. 1

On February 21, 2019, the CPH held a hearing on S.B. No 774. The Board testified in opposition. CPH amended this bill by exempting persons who are working toward licensure, including but not limited to apprentices, trainees, graduates, or students, and personnel who are under the supervision of a licensee and who are not required to obtain a license pursuant to applicable licensing statutes; provided that the exemption shall not apply to auxiliary personnel regulated under chapter 448.

S.B. No 774 SD1 crossed over to the House and has a triple committee referral (IAC, CPC, JUD).

On March 12, 2019 the IAC held a hearing on S.B. No 774 SD1. The Board did not submit testimony because contractor applicants would be exempted. IAC amended this bill by replacing the contents with the language in HB221 which requires the Board of Dentistry to adopt rules for the regulation of dental assistants using certification options based on education level and permitted duties.

Board position: No position.

Relating to Mutual Assistance Agreement

g. House Bill No. 1305, H.D. 2

Authorizes the State and electrical utilities to enter into a mutual assistance agreement with an out-of-state utility to assist in the restoration of electrical power following a natural disaster or emergency.

On February 20, 2019 the CPC held a hearing on H.B. No 1305 HD1 and made the following amendments: (1) Allowing gas utilities to enter into mutual assistance agreements with an out-of-state utility to assist in the restoration of natural gas infrastructure; and (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

H.B. No. 1305, HD2 crossed over to the Senate and has a double committee referral (PSM, CPH).

On March 14, 2019, the Senate Committee on Public Safety, Intergovernmental, and Military Affairs (“PSM”) held a hearing on H.B. No. 1305 HD2 and passed this bill unamended.

Board position: No position on this bill.

h. Senate Bill No. 1293, S.D. 2

Authorizes the State to enter into a mutual assistance agreement with an out of state utility in order to restore electrical power of the State, without regard to any regulatory law, in times of an emergency or natural disaster.

On February 28, 2019 WAM held a hearing on S.B. No. 1293 SD1 and amended this bill by changing the effective date to July 1, 2050, to facilitate further discussion on the measure and making technical, nonsubstantive amendments for clarity, consistency, and style.

S.B. No. 1293 SD2 crossed over to the House and has a triple committee referral (House Committee on Energy & Environmental Protection, CPC, FIN). The House committees did not schedule any hearings for S.B. No. 1293 SD2.

Relating to Commerce and Consumer Affairs

i. House Bill No. 1528, H.D. 1

Requires the Department of Commerce and Consumer Affairs to suspend all fees relating to the licensing or registration of persons under its jurisdiction, from the fiscal year beginning in 2021 to the fiscal year ending in 2029.

Among other things, H.B. No. 1528 HD1 provides for the reduction or cessation of fees or interest to be paid into the contractors recovery fund and contractors education fund once the respective funds attain the following amounts:

For the contractors recovery fund, \$170,893; and
For the contractors education fund, \$5,105

On February 20, 2019, the FIN held a hearing on H.B. No. 1528 HD1 and passed this bill unamended.

H.B. No. 1528 HD1 crossed over to the Senate and has a double committee referral (CPH, WAM).

The Board believes that as the fund trustee, it should make amendments, if any, regarding the recovery and education funds. The Board noted that it has started the discussion on more media publications and commercials on consumer risks when hiring contractors. The Board would also like to explore publishing information on the most common contractor violations. In addition, equitable refund of monies to licensees is not feasible and the Board prefers the reduction or cessation of fees if deemed necessary.

Board position: Oppose this bill for the reasons stated above.

Relating to the Department of Commerce and Consumer Affairs

j. House Bill No. 1126 H.D. 2

Appropriates funds for Fiscal Biennium 2019-2021 for the professional and vocational licensing program of the Department of Commerce and Consumer Affairs, which is under the purview of the House of Representatives Standing Committee on Intrastate Commerce. Establishes criteria to determine the amounts to be assessed for fees and expenses regulated under Title 25, HRS. Provides for the reduction or cessation of fees or interest paid into the contractors recovery fund, contractors education fund, real estate recovery fund, real estate education fund, and condominium education fund if the funds attain a certain dollar amount.

Among other things, H.B. No. 1126 HD2 provides for the reduction or cessation of fees or interest to be paid into the contractors recovery fund and contractors education fund once the respective funds attain the following amounts:

For the contractors recovery fund, \$170,893; and
For the contractors education fund, \$5,105

On February 25, 2019, FIN held a hearing on H.B. No. 1126 HD1 and amended this bill by changing its effective date to July 1, 2030 to encourage further discussion.

H.B. No. 1126 HD2 crossed over to the Senate and has a double committee referral (CPH, WAM). The Senate Committees did not schedule any hearings for H.B. No. 1126 HD2.

Board position: Oppose this bill for the same reasons as H.B. No. 1528 HD1.

Chairperson Polischeck appointed the following five members to serve on an Investigative Committee pursuant to HRS section 92-5: Kent Matsuzaki, Tyrus Kagawa, Leonard Leong, Nick Teves, and himself. The purpose of the Committee is to investigate and discuss the matters raised in legislation, including but not limited to H.B. No. 1528 HB1 and H.B. No. 1126 HD2, pertaining to the Contractor's Recovery Fund and the Contractor's Education Fund, and make recommendations to the Board at a future Board meeting.

It was moved by Mr. Kagawa, seconded by Mr. Teves, and unanimously carried to approve the above members to serve on the Investigative Committee.

Relating to Professional and Vocational Regulatory Programs

k. Senate Bill No. 202

Establishes repeal dates for all professional and vocational regulatory programs under the professional and vocational licensing division of the department of commerce and consumer affairs. Requires the auditor to

perform an evaluation of each program prior to repeal.

S.B. No. 202 is a double committee referral: CPH and WAM. The Senate committees did not schedule any hearings for S.B. No. 202.

Executive
Session:

At 11:43 a.m., it was moved by Mr. Teves, seconded by Mr. Konishi, 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 Christopher Leong, 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 12:09 p.m., it was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

6. Conditional License Report:
Charlene Tamanaha, Executive Officer

None.

7. Applications Committee Report:
Charlene Tamanaha, Executive Officer

- a. Trade Mark Construction LLC
Mark J. Wasden, RME
C-5 Cabinet, millwork & carpentry remodeling & repairs

It was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to defer Trade Mark Construction LLC and Mark J. Wasden's application for licensure in the C-5 Cabinet, millwork & carpentry remodeling & repairs classification pending the submittal of documentation requested by the Board.

- b. Daren A. Miller, RME (Dual status – Fibrwrap
Insituform Technologies LLC Construction Services
"A" General engineering USA Inc.)

It was moved by Mr. Kagawa, seconded by Mr. Isemoto, and unanimously carried to approve Daren A. Miller's dual RME application for Insituform Technologies LLC and Fibrwrap Construction Services USA Inc. in the "A" General engineering classification.

8. Applications Committee:
Tyrus Kagawa, Chairperson

It was moved by Mr. Isemoto, seconded by Mr. Konishi, and unanimously carried to approve, defer, deny or withdraw the license applications as

indicated on the Applications Committee Attachment in the following categories as attached to the meeting minutes.

- a. Request for Change in Business Status
- b. Request for Waiver of Bond Requirement
- c. Applications for Licensure

Executive Session:

At 12:11 p.m., it was moved by Mr. Kagawa, seconded by Mr. Isemoto, 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 Christopher Leong, 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 12:15 p.m., it was moved by Mr. Konishi, seconded by Mr. Isemoto, and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Owner-Builder Exemption Applications:

- a. Schaefer Design Hawaii
- b. June Elinor Carr
- c. Stephen J. Herbert
- g. Michael C. Meyer

It was moved by Mr. Isemoto, seconded by Mr. Konishi, and unanimously carried to approve the above owner-builder exemption applications.

Correspondence: Daria A. Loy-Goto

Ms. Loy-Goto's February 12, 2019 letter was distributed to the Board for their information. Ms. Loy-Goto has accepted a position at the State Office of the Auditor and her last day at the Regulated Industries Complaints Office ("RICO") was February 12, 2019. Effective immediately, the Acting Complaints and Enforcement Officer will be RICO staff attorney Esther Brown.

Other Business: None.

Open Forum: None.

Next Meeting: Friday, April 12, 2019

Adjournment: There being no further business to discuss, the meeting was adjourned at 12:20 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ Candace Ito
Candace Ito
Executive Officer

/s/ Faith Nishimura
Faith Nishimura
Secretary

4/11/19

Minutes approved as is.

Minutes approved with changes. See minutes of _____.

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

March 15, 2019

APPLICATIONS COMMITTEE ATTACHMENT

8.a.

Request for Change in Business Status:

- SC-1 Guy M. Akasaki, RME
Commercial Roofing & Waterproofing Hawaii Inc.
Licensed: C-42 Roofing
C-44a Gutters
C-55 Waterproofing
Request: Dual status (Honolulu Roofing Company)
Recommend: Approval
- SC-2 Marlon M. Cabe (Individual)
Licensed: C-13 Electrical
Request: RME to sole
Recommend: Approval
- SC-3 Frank C. Duarte (Individual)
Licensed: "B" General Building
C-37 Plumbing
Request: RME to sole
Recommend: Approval
- SC-4 David A. Dunham, RME
Kawika's Painting Inc.
Licensed: C-33c Surface treatment
C-55 Waterproofing
Request: Dual status (Surface Preparation & Coating
Technologies LLC)
Recommend: Approval
- SC-5 Zoltan P. Horvath (Individual)
Licensed: C-5 Cabinet, millwork & carpentry
remodeling & repairs
Request: Reactivate
Recommend: Approval
- SC-6 Borko Ijadic (Individual)
Licensed: "B" General Building
Request: Reactivate
Recommend: Approval subject to \$22,000 bond

SC-7 Kaktovik Telecom LLC
Duane J. Werner, RME
Licensed: "B" General Building
C-68TN Communication tower
Request: Dual status – Marsh Creek LLC
Recommend: Deferral

SC-8 P2S Servtech LLC
Jeffrey E. Norris, RME
Licensed: C-56 Welding
C-68RH Refinery & resource recovery equipment
Request: Dual status – Brinderson LLC
Recommend: Approval

8.b. **Request for Waiver of Bond Requirement**

WB-1 Hawaii Fireplaces Inc.
Dale M. Harrington, RME
Licensed: C-52 Ventilating & air conditioning
Request: Waiver of \$36,000 bond
Recommend: Approval

8.c. **Approve applications, subject to all requirements except examinations.**

Applications
A:

1. 808 Maintenance & Flooring Inc.
Jack T. Shizuru, Jr., RME
C-7 Carpet laying
C-21 Flooring
C-51 Tile
2. 16D Hawaiian Islands LLC
Melvin M. Halili, RME
"B" General Building
C-13 Electrical
3. Accurate Electric and Solar LLC
Jack R. Morris, RME
C-13 Electrical
4. Aukai Electrical Limited Liability Company
Eric A. Almeida, RME
C-13 Electrical
5. By Design Builders LLC
Brian S. Rigney, RME
"B" General Building
(Dual status – Brian S. Rigney)
6. Columbia Stone Inc.
Michael A. Twiss, RME
C-31b Stone masonry

7. Hui HVAC/R LLC
Calvin K. Kam, RME
C-40 Refrigeration
C-52 Ventilating & air conditioning
(Dual status – Calvin K. Kam)
8. JD's Electrical Corporation
Jaiya L. DeCosta, RME
C-13 Electrical
9. Yan Sheng Jian (Individual)
"B" General Building
Bond: \$12,000
10. Lokahi Construction LLC
Kaimi W. Chung, RME
"B" General Building
(Dual status – Walter's Electric Inc./La'akea Solar Technology LLC)
11. MZ Flooring Inc.
Mark S. Zimmerman, RME
C-21 Flooring
(Additional classification)
(Dual status – Mark S. Zimmerman)
12. Daren A. Miller, RME
Insituform Technologies LLC
"A" General Engineering
(Dual status – Fibwrap Construction Services USA Inc.)
13. Natural Structures LLC
Taylor E. Roberts, RME
"B" General Building
14. P2S Servtech LLC
Jeffrey E. Norris, RME
C-56 Welding
C-68RH Refinery & resource recovery equipment
(Dual status – Brinderson LLC)
15. Pacific Pool & Spa LLC
Clifton B. Crawford, RME
C-31 Masonry
C-49 Swimming pool
C-51 Tile
16. Pacific Pool & Spa LLC
Frank Fontana, RME
C-23 Gunite
C-27 Landscaping
C-31 Masonry
C-49 Swimming pool
(Dual status – Pacific Aquascapes Inc./Maui Waterscapes LLC)
17. Paivers of Hawaii Inc.
Juan M. Rodriguez-Arroyo, RME
C-31 Masonry

18. Paivers of Hawaii Inc.
Juanvicente G. Rodriguez, RME
C-31 Masonry
19. Skyta Construction LLC
Andrew M. Curtis, RME
C-13 Electrical
(Additional classification)
(Reactivate)
20. Solomon Electric Services LLC
Vincent J. Solomon, RME
C-13 Electrical

Applications

B:

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

1. Rodney J. Akau (Individual)
"A" General Engineering
2. A Amaral Masonry LLC
Anthony P. Amaral, Jr., RME
C-9 Cesspool
(Additional classification)
3. BBC Builders LLC
Chester J. Badgett, RME
"B" General Building
4. Flor M. Barbosa (Individual)
C-36 Plastering
5. Xianbin Cao (Individual)
"B" General Building
6. Covanta Projects LLC
James S. Garner, RME
"A" General Engineering
(Additional classification)
7. DN Tanks Inc.
Michael P. Erwin, RME
C-68RJ Concrete reservoirs
8. Dragados USA Inc.
Chad A. Mathes, RME
"A" General Engineering
9. Edward H. Ebert, RME
Dawson Technical LLC
"B" General Building
10. First Choice Painting Hawaii LLC
Neal Quiocho, RME
C-33 Painting & decorating
Bond: \$83,000

11. Global Construction Contracting LLC
Frank E. Dugger, RME
"B" General Building
12. Group Pacific Construction LLC
Michael P. Doyle, RME
"B" General Building
"A" General Engineering (defer)
13. Gundaker Works LLC (Additional classification)
Mark D. Ticconi, RME
C-19 Asbestos
14. Thomas J. Higgins, RME
Johnson Controls Security Solutions LLC
C-15 Electronic systems
15. Yun P. Hong (Individual)
C-13 Electrical
Bond: \$5,000
16. KM Tile LLC
Konstantin V. Mezentsev, RME
C-51 Tile
Bond: \$10,000
17. Kohls Foam Systems Inc.
Patrick L. Kohls, RME
C-42g Roof coatings
C-42e Urethane foam (approve 2/19)
18. Ronald G. Labanon III, RME
R & L Ohana LLC
C-2 Mechanical insulation
C-1 Acoustical & insulation (defer)
19. Mark Lee (Individual)
"B" General Building
20. Legacy A/C Solutions LLC
Brandon M. Elizares, RME
C-52 Ventilating & air conditioning
Bond: \$5,000
21. Alvin Naungayan (Individual)
"B" General Building
Bond: \$5,000
22. Normans Overhead Doors Inc.
James T. Norman, RME
C-48a Steel door
C-32 Ornamental guardrail & fencing (defer)
C-48 Structural steel (deny)

23. O'Neill Electric Company LLC
Derrick A. O'Neill, RME
C-13 Electrical
24. PFP Contracting Services LLC
Pita F. Poto, RME
C-24 Building, moving & wrecking
25. Fortunato B.K. Pabre (Individual)
"B" General Building
26. Premier Remodeling and Design LLC (Additional classification)
Molly Grossman, RME
C-5 Cabinet, millwork & carpentry
remodeling & repairs
27. Brian Shin (Individual)
"B" General Building
Bond: \$17,000
"A" General Engineering (defer)
28. Louis Soon (Individual)
"B" General Building
29. South Pacific Concrete & Masonry LLC
Lawrence Ramirez, RME
C-31 Masonry
30. Sutton Construction Incorporated
Waylon M. Helseth, RME
C-51 Tile
31. K Tahere Solutions LLC
Francis K. Tahere, RME
C-13 Electrical
Bond: \$5,000
32. James R. Todd (Individual)
"B" General Building
33. Siu Kei Tse (Individual)
"B" General Building
34. Andrew R.Q. Wang (Individual)
"B" General Building
"A" General Engineering (defer)
35. Liangbing Yu (Individual)
"B" General Building

Applications
C:

Withdraw applications; previously deferred.

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. Brown Development LLC
Gregory E. Brown, RME
"A" General Engineering
C-49 Swimming pool (defer)
2. Charlene K. Chon (Individual)
"B" General Building
3. Floors By Jordan Inc.
Allison M. Jordan, RME
C-7 Carpet laying
4. Anthony W. Laglia, RME
Tesla Energy Operations Inc.
C-13 Electrical
5. Normans Overhead Doors Inc.
James T. Norman, RME
C-48 Structural steel
C-48a Steel door (approve)
C-32 Ornamental guardrail & fencing (defer)
6. Redi Services Inc.
Randy Rodriguez, RME
C-25 Institutional & commercial equipment
C-40 Refrigeration

Applications

E:

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

1. ABB Inc. (Reactivate)
William M. Hughey, RME
"A" General Engineering
2. Daniel P. Ah Sing (Individual)
"A" General Engineering
3. Action Group LLC
Simote Vea, RME
"B" General Building
"A" General Engineering (deny 2/19)
4. Aaron J.K. Agsalda, RME (Additional classification)
Royal Palm Construction
& Landscaping Inc.
"B" General Building

5. All In Construction LLC
Chester G. Jamorabon, RME
"B" General Building
6. Alutiiq General Contractors LLC
Henry J. Rinnert, RME (Reactivate)
"A" General Engineering
"B" General Building
7. Amoroso Hawaii Corporation
Michelle M. Sakamoto, RME
"A" General Engineering
"B" General Building
8. Michael K. Anderson (Individual) (Additional classification)
"B" General Building
9. BJ's Excavating & Hauling Co. Inc.
Brysson A. Lorenzo, RME
C-17 Excavating, grading & trenching
C-43 Sewer, sewage disposal, drain & pipe laying
10. BKS Electric LLC
Kent K. Simmons, RME
C-13 Electrical
11. Bailey & Sons Electric LLC
Zachary F. Bailey, RME
C-13 Electrical
12. Brahma Group Inc. (Additional classification)
Sean G. Davis, RME
C-4 Boiler, hot-water heating, hot water
supply, & steam fitting
13. Brown Development LLC (Additional classification)
Gregory E. Brown, RME
C-49 Swimming pool
"A" General Engineering (deny)
14. CFL Excavation & Trenching LLC
Albert K. Woods, RME
C-17 Excavating, grading & trenching
15. Donna Jane B. Carrilho (Individual)
C-7 Carpet laying
C-21 Flooring
C-51 Tile
16. John O. Cavanaugh, RME
ERM-West Inc.
"A" General Engineering

17. Joe C. Chance (Individual)
C-40 Refrigeration
18. Michael R. Chavez, RME
The Robert D. Olson Corporation
"B" General Building (Dual status – R D Olson
Construction Inc.)
19. Construction Ahead LLC
Reyna Y. Kim, RME
"B" General Building
20. Conway-Phillips Holding LLC
Leonard M. Phillips, RME
"A" General Engineering
21. Daniel Z. Dang (Individual)
"B" General Building (Additional classification)
22. Enable Energy Inc.
Timothy J. Lilien, RME
C-13 Electrical (Additional classification)
23. Fa'amanuia Engineering and Construction Inc.
Steven C. Price, RME
"A" General Engineering
"B" General Building
24. Chris L. Farrow (Individual)
C-13 Electrical
25. Alfred J. Figueroa (Individual)
C-17 Excavating, grading & trenching
26. Jacob R. Freeman, RME
CDF Engineering LLC
"B" General Building (Additional classification)
27. Gordon Mechanical LLC
Richard Gordon, RME
C-37 Plumbing
C-52 Ventilating & air conditioning
28. Group Pacific Construction LLC
Michael P. Doyle, RME
"A" General Engineering
"B" General Building (approve)
29. Halls Construction LLC
David M. Hall, RME
C-5 Cabinet, millwork & carpentry
remodeling & repairs

30. Hardscape Design Build LLC (Additional classification)
Richard T. Cozzo, RME
"B" General Building
31. Harvey's Flooring Inc.
Leroy P. Garcia, RME
C-7 Carpet laying
C-21 Flooring
32. Hawaiian Isles Interiors LLC (Additional classification)
Henry Maio III, RME
"B" General Building
33. Hal Hays Construction Inc.
Kirby S. Hays, RME
"A" General Engineering
34. Palmer S. Hironaga, RME
Pacific Preferred Cont Corp.
C-33 Painting & decorating
35. Devon R. Hudson (Individual)
"B" General Building
36. Imagine It Builders Corp. (Additional classification)
Ian E. Hollingsworth, RME
"A" General Engineering
37. International Lining Technology (Additional classification)
Donald C. Van Houten, Jr., RME
C-68FF Synthetic field surface
38. Island Hydraulic Equipment LLC
Carey J. Walker, RME
C-16a Conveyor systems
C-25 Institutional & commercial equipment
39. Island Independence LLC (Additional classification)
Gabriel Krueger, RME
C-42 Roofing
40. JPC Enterprises Inc. (Additional classification)
John P. Cieslinski, RME
"A" General Engineering
41. Christopher N. James (Individual)
C-48 Structural steel
C-56 Welding
42. Jedi Paintings Pros LLC
Moran E. Sedgwick, RME
C-33 Painting & decorating

43. Joseph R. Jossem (Individual)
C-27b Tree trimming & removal
44. Kaktovik Telecom LLC
Duane J. Werner, RME
"B" General Building
C-68TN Communication tower
(Dual status – Marsh Creek LLC)
45. Kauai Remodeling Inc.
Timothy J. Stauwald, RME
C-5 Cabinet, millwork & carpentry
remodeling & repairs
C-42 Roofing
46. Kauai Restoration & Cleaning Inc.
Gabriel J. Prieto, RME
"B" General Building
47. Kings Island Construction LLC
Eliesa T. Olive, RME
"A" General Engineering
(Additional classification)
48. Jonathan M. Kosorek (Individual)
"B" General Building
49. Andrew Krzyz, RME
Big Island Construction Services Inc.
"B" General Building
50. Ronald G. Labanon III, RME
R & L Ohana LLC
C-1 Acoustical & insulation
C-2 Mechanical insulation (approve)
51. Pei Liang Lin (Individual)
C-13 Electrical
52. MWM LLC
Michael W. McElhinney, RME
"B" General Building
53. Jack K. Manini, Sr. (Individual)
C-6 Carpentry framing
(Additional classification)
54. Hitler R. Manuel (Individual)
C-13 Electrical
55. Maui Trees & Landscape Inc.
Ana F. Malafu-Eliesa, RME
C-27 Landscaping

56. Caleb J. Mendenhall, RME
W W Clyde & Co.
“A” General Engineering
“B” General Building
57. Darin J. Mingo, RME
Engie Services U S Inc.
“B” General Building
58. Modular Installations LLC
Eric K. Olson, RME
“B” General Building
59. Mountain To Sea Builders LLC
Jeremiah J. Jones, RME
C-5 Cabinet, millwork & carpentry
remodeling & repairs
C-33 Painting & decorating
60. Aliiolani Ngata (Individual)
“B” General Building
61. Shane M. Niau (Individual)
“B” General Building
62. Normans Overhead Doors Inc.
James T. Norman, RME
C-32 Ornamental guardrail & fencing
C-48a Steel door (approve)
C-48 Structural steel (deny)
63. PLS Construction Limited Liability Company
Francisco Lazo, RME
C-6 Carpentry framing
C-12 Drywall
C-33b Taping
64. Pacific Vista Development LLC (Additional classification)
Jason R. Hulce, RME
“B” General Building
“A” General Engineering (approve 11/18)
C-27 Landscaping (approve 10/18)
C-31 Masonry (approve 10/18)
65. Jeffrey A. Patoc, RME
Critchfield Pacific Inc.
C-2 Mechanical insulation
66. Pau Pono Construction Inc. (Additional classification)
Oakley A. Lipp, RME
“B” General Building
C-31 Masonry

67. Regal Pacific Construction LLC
Jerry K. Aldrich, RME
"A" General Engineering
68. Marcelino U. Reyes, RME
ERM-West Inc.
"A" General Engineering
69. S&S Rebar Corporation
Scott K. Redoble, RME
C-41 Reinforcing steel
70. Robert C. Sare (Individual)
"B" General Building
C-31a Cement concrete
C-41 Reinforcing steel
71. Daniel M. Selzer (Individual)
"B" General Building
72. Servitek Electric Inc.
Geoffrey Reyes, RME
C-13 Electrical
73. Sevan Multi-Site Solutions LLC
David A. Huerta, RME
"B" General Building
74. Brian Shin (Individual)
"A" General Engineering
"B" General Building (approve)
75. Jarod R. Shinsato (Individual)
C-33 Painting & decorating
76. James A. Stenger, Jr., RME (Additional classification)
Alpha Inc.
"B" General Building
77. Sun Up Pools LLC
Teren Watumull, RME
C-15 Electronic systems
C-61 Solar energy systems (approve 2/19)
78. T & K Plumbers LLC
Kelly L. Zeek, RME
C-37 Plumbing
79. TL AC LLC
Theodore R. Limoz-Hodge, RME
C-44 Sheet metal
C-52 Ventilating & air conditioning

80. TM Landscaping LLC
Pulevai Ngata, RME
C-27 Landscaping
81. Jesse S. Terakawa, RME
Critchfield Pacific Inc.
C-13 Electrical
82. J T Thorpe & Son Inc. (Additional classification)
Roberto Robles, RME
C-33 Painting & decorating
83. Mark E. Tippit (Individual)
"B" General Building
84. Trade Mark Construction LLC
Mark J. Wasden, RME
C-5 Cabinet, millwork & carpentry
remodeling & repairs
85. Trew General Contractors LLC
Justin S. McNeal, RME
"B" General Building
86. Michael S. Tung, RME
Shimmick Construction Company Inc.
"A" General Engineering
87. Viliami Z. Uhatafe (Individual)
C-31 Masonry
88. Andrew R.Q. Wang (Individual)
"A" General Engineering
"B" General Building (approve)
89. Westside Refinishing LLC
Gene H. Witte, RME
C-5 Cabinet, millwork & carpentry
remodeling & repairs
90. Justin M. Winget (Individual)
C-42 Roofing
91. Younicos Inc. (Additional classification)
Ian C. McFarland, RME
"A" General Engineering