

GM863

Measure Title: Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, JOHN POLISCHECK, JR., for a term to expire 06-30-2019.

Report Title: Contractors License Board

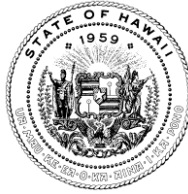
Description:

Companion:

Package:

Current Referral: CPH

Introducer(s):



DAVID Y. IGE
GOVERNOR
SHAN S. TSUTSUI
LT. GOVERNOR

STATE OF HAWAII
OFFICE OF THE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
335 MERCHANT STREET, ROOM 310
P.O. Box 541
HONOLULU, HAWAII 96809
Phone Number: 586-2850
Fax Number: 586-2856
<http://cca.hawaii.gov/dcca>

CATHERINE P. AWAKUNI COLÓN
DIRECTOR
JO ANN M. UCHIDA TAKEUCHI
DEPUTY DIRECTOR

TO THE SENATE COMMITTEE ON
COMMERCE, CONSUMER PROTECTION, AND HEALTH

TWENTY-EIGHTH LEGISLATURE
Regular Session of 2016

Friday, April 15, 2016
9:30 a.m.

TESTIMONY ON GOVERNOR'S MESSAGE NO. 863.

TO THE HONORABLE ROSALYN H. BAKER, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Candace Ito and I am the Executive Officer of the Contractors License Board ("Board"), Department of Commerce and Consumer Affairs ("Department"). I apologize for not being at today's hearing to present our testimony in person. The Board is meeting today from 8:30 a.m. until this afternoon.

The Department thanks you for the opportunity to testify on Governor's Message No. 863, regarding the **reappointment** of John Polischeck, Jr., to the Board. The Department supports the confirmation of Mr. Polischeck's reappointment to the Board.

Mr. Polischeck is being reappointed to the Board as one of its general contractor members. He has been licensed since January 12, 2000, and holds general engineering and general building contractor's licenses. He is the principal responsible

managing employee of American Piping and Boiler Co. and his license is current, active and in good standing.

Mr. Polischek has served on the Board since July 1, 2011, and is currently the Board's Vice Chairperson. Mr. Polischek is a dedicated member and has attended 47 of 52 Board meetings.

Mr. Polischek is a reliable and knowledgeable member. In addition to regular Board meetings, he also volunteers to attend the Board's Applications and Rules Committee meetings. Mr. Polischek's expertise as a contractor with more than 30 years of experience in the construction industry contributes to his well thought out contributions to the Board's discussions that are fair and intended to maintain consumer protection. Additionally, in the absence of the Chairperson, he effectively manages Board meetings by encouraging member participation and stays on topic by guiding the meeting back to the agenda item. The Department appreciates Mr. Polischek's commitment and interest in serving on the Board and looks forward to his continued contributions in his second term.

The Department supports the confirmation of Mr. Polischek to the Contractors License Board, and thanks you for the opportunity to provide testimony.

1065 Ahua Street
Honolulu, HI 96819
Phone: 808-833-1681 FAX: 839-4167
Email: info@gcahawaii.org
Website: www.gcahawaii.org



GCA of Hawaii

GENERAL CONTRACTORS ASSOCIATION OF HAWAII

Quality People. Quality Projects.

Uploaded via Capitol Website

April 15, 2016

TO: HONORABLE ROSALYN BAKER, CHAIR, HONORABLE MICHELLE KIDANI,
VICE CHAIR, SENATE COMMITTEE ON COMMERCE AND CONSUMER

SUBJECT: **SUPPORT OF GOVERNOR'S MESSAGE 863**: Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, John Polischeck, Jr., for a term to expire 06-30-2019.

HEARING

DATE: Friday, April 15, 2016
TIME: 9:30 a.m.
PLACE: Conference Room 229

Dear Chair Baker and Vice Chair Kidani and Members,

On behalf of the General Contractors Association of Hawaii (GCA), we are writing **in support** of Governor's Message 863 reappointing John Polischeck to the Contractors License Board ("Board") for a term set to expire on June 30, 2019. GCA is an organization comprised of over five hundred seventy general contractors, subcontractors and construction related firms. GCA was established in 1932 and is the largest construction association in the State of Hawaii.

Mr. Polischeck has served on the Board for the past five years and will be serving a second term. GCA requests your favorable consideration of his continued service. In monitoring the Board's monthly meetings, Mr. Polischeck provides valuable insight on the issues at hand in a professional and respectful manner.

The Contractors License Board plays an important role in the construction industry, particularly with regard to the interpretation of Chapter 444, Hawaii Revised Statutes in its regulation of the licensing and administration of construction contractors. Many of our members in the construction industry are affected daily by the decisions of the Board.

The GCA **strongly supports** the re-appointment of Mr. Polischeck to serve on the Contractors License Board and respectfully request your favorable consideration.

April 13, 2016

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Rosalyn H. Baker, Chair
Senator Michelle N. Kidani, Vice Chair

THE SENATE

THE TWENTY-EIGHTH LEGISLATURE
REGULAR SESSION OF 2016
State of Hawaii

Re: Governor's Message No. 863 – Submission for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, JOHN POLISCHECK, JR. for a term to expire 06-30-2019
Hearing Date: April 15, 2016

It is my pleasure to support the confirmation of John Polischeck, Jr. to the Contractors License Board. John has been a member of the board since 2011.

John is the President of American Piping and Boiler Co. ("APB") and my association with him and his company has been as his banker. APB has been a client of Bank of Hawaii since 2004. Through our banking relationship, I have come to know John as a person of unquestionably strong character and ethics. I also respect John's strategic thinking ability, as well as his ability to coordinate and manage multiple people, initiatives and projects at one time. Further, John has an extraordinary pride in quality workmanship and overall excellence. He holds high expectations for performance and execution of himself and others around, and raises the caliber of his team as a result.

I have the highest respect for John and believe him to be an excellent choice to continue on the Contractor License Board. His thoughtful, deliberate manner, sense of fairness and high ethical standards has translated well to this governing body. It is with my full support that I ask you to favorably consider and approve John's nomination.

Respectfully submitted,



Dana Takushi
Executive Vice President and Manager
Hawaii Commercial Banking Division



4/15/2016 Senate Committee on Commerce, Consumer Room 229
Protection, and Health

9:30 a.m. TESTIMONY IN SUPPORT GM 863

Dear Chair Baker, Vice Chair Kidani, and Members of the Committee:

The Hawaii PV Coalition strongly supports the re-appointment of John Polischeck, Jr. to the Contractor's Licensing Board.

Mr. Polischeck is a highly respected member of Hawaii's construction industry whose vast knowledge across the residential, commercial, and industrial sectors will continue to make him a tremendous asset to the Board. His more than thirty years of experience in construction, from the field to the boardroom, ensure that he has sufficient depth of perspective to effectively and insightfully address the complex matters dealt with by the Board.

Mr. Polischeck's value to the Board also stems from the breadth of his current firm's activities. In addition to being a licensed General Contractor, APB Construction Group holds various specialty licenses that allow it to self-perform work ranging from boiler fabrication to electrical to heavy equipment operation. The firm is active in most if not all of Hawaii's key construction trades. APB's work in the sector that I know best, energy, includes more than 50 MW of residential and commercial solar photovoltaic projects.

In addition to his technical and subject matter qualifications for the Board, Mr. Polischeck's personal qualities will make him an excellent representative for the State's contracting industry. Throughout his business dealings, John is known among clients, vendors, and other industry partners for his integrity, for his decisiveness, and for his unwavering commitment to construction quality and worker safety.

In summary, I wholeheartedly recommend John Polischeck to the Committee as an individual whose continued representation on the Contractor's Licensing Board will strengthen and enrich its engagement in Hawaii's business community.

Thank you for the opportunity to offer these comments

Mark Duda
President, Hawaii PV Coalition



The Hawaii PV Coalition was formed in 2005 to support the greater use and more rapid diffusion of solar electric applications across the state. Working with business owners, homeowners and local and national stakeholders in the PV industry, the Coalition has been active during the state legislative sessions supporting pro-PV and renewable energy bills and helping inform elected representatives about the benefits of Hawaii-based solar electric applications.

March 4, 2016

Honorable Senator Roz Baker
Hawaii State Capitol, Room 230
Honolulu, Hi. 96813
Email: senbaker@Capitol.hawaii.gov

Re: Letter of Recommendation for the Position of Vice Chair
of the Contractor License Board, John Pollachek

Dear Honorable Senator Roz Baker,

My name is Guy Akasaki the Pres/CEO of Commercial Roofing & Waterproofing Hi., Inc. and the current Chairman for the Hawaii State Contractor License Board.

Mr. John Pollachek has served for 5 years as a member of the Board and for the last year and half as Vice Chair of the Contractor License Board. His broad and extensive expertise in building ground up power plant and renewable energy facilities as well as rehabilitation work and engineering, engaging in the full spectrum of contracting disciplines as well as contractual & corporate financial competence in state, federal and private sector work has been invaluable to the board as Vice Chair in scope determination and adjudicatory matters. He also has consistently attended and participated in an additional monthly separate Contractor Applications Meeting every month for the purpose of reviewing of applications of candidate qualifications applying their contractor licenses.

As Chairman of the Hawaii State Contractor License Board, it has been very evident to me in the manner that John Pollachek has bridged gaps to complex issues which has illuminated the strength of the board. He has consistently demonstrated a strong position for public safety and has an avid ability to listen to the comments and input prior to speaking to issues.

I would highly recommend the reappointment and confirmation of Mr. John Pollachek to the Contractor License Board as the Vice Chair.

Aloha,



Guy Akasaki | Chairman
Hawaii State Contractor License Board

April 13, 2016

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Rosalyn H. Baker, Chair
Senator Michelle N. Kidani, Vice Chair

THE SENATE

THE TWENTY-EIGHTH LEGISLATURE
REGULAR SESSION OF 2016
State of Hawaii

Re: Governor's Message No. 863 – Submission for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, JOHN POLISCHECK, JR. for a term to expire 06-30-2019
Hearing Date: April 15, 2016

It is my pleasure to support the confirmation of John Polischeck, Jr. to the Contractors License Board. John has been a member of the board since 2011.

John is the President of American Piping and Boiler Co. ("APB") and my association with him and his company has been as his banker. APB has been a client of Bank of Hawaii since 2004. Through our banking relationship, I have come to know John as a person of unquestionably strong character and ethics. I also respect John's strategic thinking ability, as well as his ability to coordinate and manage multiple people, initiatives and projects at one time. Further, John has an extraordinary pride in quality workmanship and overall excellence. He holds high expectations for performance and execution of himself and others around, and raises the caliber of his team as a result.

I have the highest respect for John and believe him to be an excellent choice to continue on the Contractor License Board. His thoughtful, deliberate manner, sense of fairness and high ethical standards has translated well to this governing body. It is with my full support that I ask you to favorably consider and approve John's nomination.

Respectfully submitted,

Dana Takushi
Executive Vice President and Manager
Hawaii Commercial Banking Division

April 14, 2016

The Senate
The Twenty-Eighth Legislature
Regular Session of 2016
State of Hawaii

Committee on Commerce, Consumer Protection, and Health
Senator Rosalyn H. Baker, Chair
Senator Michelle N. Kidani, Vice Chair

Subject: Governor's Message No. 863
Testimony in Support of John Polischeck, Jr. nomination to
Contractors License Board

TO THE HONORABLE ROSALYN H. BAKER, CHAIR, MICHELLE N. KIDANI,
VICE CHAIR, AND MEMBERS OF THE COMMITTEE:

I strongly support the nomination of John Polischeck, Jr. for reappointment to the
Contractors License Board (Board).

As we all are aware, Hawaii is in the middle of a strong economic cycle buoyed by low interest rates generating much needed capital for construction in our State. Numerous infrastructure, commercial, retail and housing projects across our State are progressing strong. Along with the projected community projects such as Hoopili and Koa Ridge commencing, the outlook remains hopeful that we can absorb any negative changes in the global and local economy. Obviously, the main beneficiaries of all this activity is the construction industry.

With much construction activity comes opportunities for many, which is why the Board continues to serve a vital role to Hawaii and its consumers by licensing and regulating the construction industry. We cannot afford to have the quality and integrity of construction as we know it, to be compromised, which is why I fully support Mr. Polischeck to continue serving on the Board for another term.

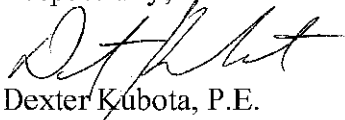
Over the past 5 years, Mr. Polischeck, Jr. has served as a Member and most recently, Vice Chair of the Board. By all accounts, his professional experience, active participation, expertise and policy guidance, has provided great value to the Board. In addition to providing important stability and continuity to the Board, his understanding of

the industry and policies gained over the past 5 years will allow Mr. Polischeck to continue being a positive contributor.

Personally, I have known Mr. Polischeck for over 20 years and continue to have high regard for his integrity and character and is well respected by all his peers. Additionally, as principal of a local Construction Management firm, I know our staff thinks very highly of Mr. Polischeck and the quality and accomplishments of his construction practice.

I respectfully request your support for the nomination of Mr. Polischeck, Jr. for reappointment to the Contractor License Board.

Respectfully;

A handwritten signature in black ink, appearing to read "D. Kubota", written in a cursive style.

Dexter Kubota, P.E.
Vice-President

Q&A

(1) Why do you want to be a member of the Board?

I would like to continue to contribute my experience and knowledge to the Board.

(2) What do you perceive are the roles and responsibilities of a member of the Board?

The responsibility includes reviewing applications for sufficient and appropriate qualifications to receive contractor's licenses. However, that is only a portion of the Board's responsibility. Some others include resolving contractor's license scope interpretations and license disputes, fitting ambiguous scopes into appropriate categories and addressing new license categories as industry technologies evolve.

(3) In what ways do you feel that you can help protect the consumer?

Generally, it's a matter of public safety. The first line of protection is preventing improperly qualified contractors from doing the work. This gets to be more and more important as the specialty contractors embrace the newer technologies.

(4) Given your understanding of the roles and responsibilities of a Board member, why do you believe that you are qualified for the position? Please include a brief statement of your skills, expertise and knowledge that would aid you as a member of the Board.

I have over 30 years industry experience, starting as journeyman pipefitter-welder, and progressing up the many steps to become a successful owner and president of a large heavy industrial general contractor (power plants, refineries, wastewater plants, and renewable energy). I have utilized the experiences in my 5-year tenure as a CLB member, of which I was Vice Chairman for the last 1-1/2 years.

(5) What do you hope to accomplish during your term of service?

Continue the current path of the CLB to address the needs created by the evolving construction industry.

(6) Name three qualities that best describe you and how these qualities will benefit the Board.

- a. Outspoken, but with very good listening skills, which I believe is a valuable quality of an effective administrator;
- b. Patient and persistent, because we are dealing with other industry leaders both within and outside of the Board.
- c. Dedicated and dependable. I can be counted on to give my full attention.

(7) Name a previous experience you've had that will be beneficial as a Board member.

Having to conduct various meetings in the Chairman's absence broadened my awareness of more of the CLB responsibilities.

(8) Can you foresee any possible conflicts of interest that could arise during your service on the Board? How would you overcome conflicts of interest?

There have been, and there will continue to be possible conflicts or perceptions of conflicts. To the extent I am aware of them, I have, and will continue to recuse myself of any related decision-making activity.