

**MINUTES**

**UTAH  
CONSTRUCTION SERVICES COMMISSION  
MEETING**

**March 25, 2009**

**Room 474 Fourth Floor– 9:00 AM  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED:** 9:00 AM

**ADJOURNED:** 10:30 PM

**Bureau Manager:**

Dan S. Jones

**Board Secretary:**

Ann Naegelin

**Board Members Present:**

Bradley Stevens, Commission Chairman and  
Electrician Board Chairman  
Larry Love, Burglar Alarm Board Chairman  
David Told, Plumbers Board Chairman  
Steve Bowers  
Jerry Preston  
Joel Jolley  
Carl Tippets  
John Wilcox  
Wendy Gibbs

**Board Members Absent:**

**Guests:**

Renee McDonough, IEC of Utah  
Matt Funk, C & M Funk Construction  
Jenna Williams, Utah Contractor Center  
Jeff Pedersen, UPHCA  
John Hill, RMGA

**DOPL Staff Present:**

David Stanley, Division Director  
Wayne Holman, Chief Investigator/License Manager  
Ray Walker, Regulatory and Compliance Officer  
Kent Barnes, Compliance Manager  
Susan Higgs, Compliance Specialist  
Rhonda Trujillo, Compliance Specialist  
Dennis Meservy, Bureau Manager

## **TOPICS FOR DISCUSSION**

### **ADMINISTRATIVE BUSINESS:**

Approval of February Commission Minutes

## **DECISIONS AND RECOMMENDATIONS**

The minutes from the February 25, 2009 meeting were reviewed. Mr. Love made a motion to approve the minutes as written. Mr. Wilcox seconded the motion. Motion passed by unanimous vote.

### **REVIEW PROPOSED DISCIPLINARY ACTIONS:**

Grant MacKay Company Inc

Mr. Jones reviewed the Memorandum of Understanding for Grant MacKay Company Inc with the Commission. Mr. Told made a motion to accept the MOU as written. Mr. Tippetts seconded the motion. Motion passed by unanimous vote.

RGL Construction Inc

Mr. Jones reviewed the terms of the Memorandum of Understanding for RGL Construction Inc. Mr. Lillegard has had several DUIs over an extended period of time. Mr. Preston made a motion to accept the MOU for RGL Construction Inc as written. The motion died for lack of a second.

Mr. Barnes explained the drug and alcohol screening process to the Commission. Mr. Preston made a motion to accept the MOU for RGL Construction. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

C & M Funk Construction Inc

Mr. Jones reviewed the terms of the Memorandum of Understanding for C& M Funk Construction Inc. His last renewal was denied for not submitting a CE audit. He continued to work without a license. He also has a criminal conviction. Mr. Jolley made a motion to accept the MOU as written. Mr. Preston seconded the motion. Motion passed by unanimous vote.

### **APPLICATIONS FOR REVIEW:**

TK Systems Inc  
S700 Classification

TK Systems applied for a license with an S700 specialty classification. Mr. Jones reviewed the type of work TK Systems will be doing. The type of work being performed is already covered by one of the

license classifications or the work is exempt from license. Mr. Love made a motion to recommend that TK Systems Inc apply for an S220 C arpentry classification, a B100 General Building or R100 Residential Small Commercial classification. Mr. Wilcox seconded the motion. Motion passed by unanimous vote.

Wasatch Tops and Coatings  
S700 Classification

Wasatch Tops and Coatings applied for a license with an S700 specialty classification. Mr. Jones read the description of the work being done by Wasatch Tops and Coatings. There are several classifications meeting the requirements. Mr. Tippetts made a motion to deny this license and to review the available classification. Mr. Preston seconded the motion. Motion passed by unanimous vote.

#### **DISCUSSION ITEMS:**

Probation Updates

Susan Higgs and Rhoda Trujillo reviewed all of the contractor licenses currently on probation. Several are out of compliance. Letters have been sent to all licensees out of compliance with the terms of their probation. Recommendation for Amendment to an Order will be reviewed next month for those licensees on probation that have paid fines and have no other items to complete while on probation.

Investigation Updates

Dan T. Jones reviewed investigation statistics for February 2009.

Continuing Education Registry  
John Hill  
Rocky Mountain Gas Association

Mr. Jones explained that after a review of the rules, RMGA meets all of the requirements to be a Continuing Education Registry. The rules do not define the type of contractor an association must represent. Mr. Jones reminded the Commission the continuing education provision will expire July 1, 2010. Continuing education after July 1, 2010 is subject to implementation and funding through the legislative process. Mr. Told made a motion to approve RMGA as a Continuing Education Registry. Mr. Jolley seconded the motion. Motion passed with eight votes in favor. Carl Tippetts abstained from voting.

Legislative Update

Mr. Walker gave a summary of legislation that could affect the construction trades.

**ADJOURN:**

10:30 AM

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

April 29, 2009  
Date Approved

(ss) Bradley F. Stevens  
Chairperson, Construction Services Commission

April 29, 2009  
Date Approved

(ss) Dan S. Jones  
Bureau Manager, Division of Occupational & Professional  
Licensing