

**MINUTES**

**UTAH  
CONSTRUCTION SERVICES COMMISSION  
MEETING**

**August 26, 2009**

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

**CONVENED:** 9:00 AM

**ADJOURNED:** 10:30 AM

**Bureau Manager:**

Dan S. Jones

**Board Secretary:**

Ann Naegelin

**Board Members Present**

David Told, Commission and Plumber Board  
Chairman

Dirk Burton, Electrician Board Chairman

Carl Tippets

Wendy Gibbs

Steve Bowers

C Reed Brown

Jerry Preston

John Wilcox

**Guests:**

Jeff Pedersen, UPHCA

Jenna Williams, Utah Contractor Center

Paul Montgomery, Montgomery Const Mngmnt

Justin Jones, Boltco Electric

Kirk Jones, Boltco Electric

**DOPL Staff Present:**

Mark B. Steinagel, Division Director

Ray Walker, Regulatory and Compliance Officer

Ronda Trujillo, Compliance Specialist

Kent Barnes, Compliance Manager

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:**

Approval of July Commission Minutes

The minutes from the July 29, 2009 meeting were reviewed. Mr. Brown made a motion to approve the minutes as written. Mr. Burton seconded the motion. Motion passed by unanimous vote.

**APPOINTMENTS:**

Probation Update  
Ronda Trujillo

Ms. Trujillo reported on the licenses on probation. At this time, forty two licenses are on probation, Thirty two licenses are in compliance with the terms of their probation. Letters will be sent to the non compliant licensees.

KFM Construction  
Probation Interview

KFM Construction did not appear for their probation interview.

**REVIEW PROPOSED DISCIPLINARY ACTIONS:**

AK Masonry  
Order of Dismissal

Mr. Jones gave a brief explanation of the Order of Dismissal. Ms. Gibbs made a motion to accept the Order as written. Mr. Wilcox seconded the motion. Motion passed by unanimous vote.

Gordon C. Orton Construction Co, Inc  
Order of Dismissal

Mr. Jones gave a brief explanation of the Order of Dismissal. Mr. Tippetts made a motion to accept the Order as written. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Mastercraft Cultured Marble & Granite, Inc  
Order of Dismissal

Mr. Jones gave a brief explanation of the Order of Dismissal. Mr. Preston made a motion to accept the Order as written. Mr. Brown seconded the motion. Motion passed by unanimous vote.

J P Tile & Masonry Inc  
Order of Dismissal

Mr. Jones gave a brief explanation of the Order of Dismissal. Mr. Wilcox made a motion to accept the Order as written, Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

John Kirk McCullough  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote

Keepsake Homes Inc  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

1 Stop Construction Inc  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Frederico Landscaping, Inc  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Silverstone Development, Inc  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Professional Roofing Services, LC  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

S Gallery, Inc.  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Oquirrh Mountain Construction, LLC  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

CC Stone & Masonry, Inc Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Versluis Tile, Inc.  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Call Built Construction, LLC  
Default Order

Mr. Jones gave a brief explanation of the Default Order. Mr. Tippetts made a motion to accept the Default Order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

C & M Funk Construction  
Order Reinstating License

Mr. Jones gave a brief explanation of the Order Reinstating License. Mr. Bowers made a motion to accept the Order. Mr. Burton seconded the motion. Motion passed by unanimous vote.

Gary Edward Case dba Case Roofing  
Order Reinstating License

Mr. Jones gave a brief explanation of the Order Reinstating License. Ms. Gibbs made a motion to accept the Order to Reinstate License. Mr. Wilcox seconded the motion. Motion passed by unanimous vote.

Portrait Flooring  
Memorandum of Understanding

Mr. Jones gave a brief explanation of the proposed Memorandum of Understanding. Mr. Brown made a motion to accept the MOU. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Tams Drywall, Inc  
Memorandum of Understanding

Mr. Jones gave a brief explanation of the proposed Memorandum of Understanding. Mr. Wilcox made a motion to accept the MOU. Mr. Tippetts seconded the motion. Motion passed by unanimous vote.

Montgomery Construction Management, LC  
Memorandum of Understanding

Mr. Jones gave a brief explanation of the proposed Memorandum of Understanding. Mr. Montgomery was in attendance to answer questions from the Commission. Mr. Wilcox made a motion to accept the MOU. Mr. Preston seconded the motion. Mr. Bowers amended the motion to accept the MOU and change the term to one year of probation. Mr. Tippetts seconded the amended motion. The amended motion passed by unanimous vote.

Boltco Electric, Inc  
Memorandum of Understanding

Mr. Jones gave an explanation of the Memorandum of Understanding. The qualifier and the owner were in attendance to answer questions from the Commission. Mr. Preston made a motion to accept the MOU and extend the time of probation to five years. Mr. Brown seconded the motion. Motion passed by unanimous vote.

David Benton  
Memorandum of Understanding

This item was not reviewed.

J W Fullmer Construction LLC  
Memorandum of Understanding

Mr. Jones gave a brief explanation of the Memorandum of Understanding. Mr. Bowers made a motion to accept the MOU. Mr. Wilcox seconded the

motion. Motion passed by unanimous vote.

**DISCUSSION ITEMS:**

Investigation Update

The Commission reviewed the investigation report. Item was noted with no action taken.

Discuss Proposed Changes to Plumber Rules

Mr. Meservy reviewed the proposed changes to the plumbing rules. The Plumbing Board has reviewed the changes. Mr. Brown made a motion to accept the language as proposed. Mr. Wilcox seconded the motion. Motion passed by unanimous vote. The proposed changes will be published and a public hearing will be set.

Discuss Definition of Supervision

The Commission discussed the definition of supervision. Mr. Burton explained the definition of supervision as it is currently written. He is proposing that the definition of supervision in 58-55 be changed to allow for supervision to be defined by rule. The current supervision definition has too much grey area. Mr. Burton made a motion to support a change in the statute to allow for reasonable supervision to be defined by rule. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

**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.*

September 30, 2009  
Date Approved

(ss) Dave Told  
Chairperson, Construction Services Commission

September 30, 2009  
Date Approved

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