

MINUTES
UTAH
CONSTRUCTION SERVICES COMMISSION
MEETING

January 30, 2013

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

CONVENED: 9:30 AM

ADJOURNED: 11:30 AM

Bureau Manager:

Dan S. Jones

Board Secretary:

Ann Naegelin

Board Members Present

Jerry Preston, Chair
Ed Gongaware, Plumber Board Chair
Kevin Clubb, Electrical Board Chair,
Scott Sessions, Burglar Alarm Board Chair

Board Members Absent

C Reed Brown, excused
Chris Martineau, excused
Robert Campbell Jr. , excused
Daniel Schoenfeld, excused

Guests:

Kathy Milton, US Dept of Labor
Tad Starr, US Dept of Labor
Sean Conlon, Plumbing Board
Will Pierce, DATC
Joe Leavitt
Ryan Robison, Attorney for Lake City Custom Homes
David Brown, Lake City Custom Homes
Mike Moffatt, UTCLC
Tom Larsen, Tom Larsen Construction
Doug Baker, Elite Air LLC
Robert Fowers, First Fire Protection Inc
Douglas Baker, Elite Air LLC
Scott Christensen, LLC, Leading Edge Electric
Craig Winder, Universal Contracting
Daniel Waters, Universal Contracting
Cory Atkinson, Universal Contracting
Wendy Wallace, UPHCA
Brandy Goble, Utah Building Trades

DOPL Staff Present:

David Furlong, Chief Investigator
Gordon Summers, Investigator
Judi Jensen, Assistant Attorney General
April Ellis, Bureau Manager
Neena Bowen, Compliance Specialist
Steven Duncombe, Auditor
Bowen Call, Auditor
Danielle Healy, Licensing Tech

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

The meeting was called to order with four Commissioners present.

Lack of a Quorum

Mr. Jones explained the process that will be followed due to the lack of a quorum. Each appointment will be allowed to decide if they want to move forward without a quorum or wait until next month to have their interview with a quorum.

Approval of November and December 2012
Commission Minutes

The November and December minutes will be reviewed at the next meeting.

Compliance Update

Ms. Bowen gave a probation report for contractors on probation for reasons other than financial responsibility.

Mr. Healy gave a probation report for contractors on probation for financial responsibility.

Investigation Update

Mr. Furlong gave an investigations update. Item noted with no action taken.

APPOINTMENTS:

Mountain Heritage Inc
S700 Classification

Mountain Heritage Inc was contacted by telephone to discuss their application for an S700 classification. The Commission determined the scope of work is covered under the S263 cementitious coating systems classification. The application will be approved with the S263 classification.

Lake City Custom Homes Inc
Probation Interview

David Brown and Ryan Robison met with the Commission to discuss the progress being made to pay down their judgments. The Commission will meet with them in 60 days if they have not submitted proof of payment arrangements.

First Fire Protection Inc
Probation Interview

Mr. Jones explained that there is not a quorum. Mr. Fowers wants to move forward without a quorum. Ms. Healy reviewed the history for First Fire Protection. Mr. Fowers answered questions from the Commission. Mr. Sessions made a motion to allow 60 days to make significant progress with his debtors. Mr. Gongaware seconded the motion. Motion passed by unanimous vote.

Dirthogs Excavating LLC
Probation Interview

Did not appear for interview.

Elite Air LLC
Probation Interview

Mr. Jones explained that there is not a quorum. Mr. Baker wants to move forward without a quorum. He is still non compliant with his probation. Mr. Sessions made a motion to file a Notice of Agency Action. Mr. Clubb seconded the motion. Motion passed by unanimous vote.

Robert Zachary Diment
Probation Interview

Did not appear for interview.

Rubio Construction Inc
Probation Interview

Did not appear for interview.

Superior Hardwood & Tile LLC
Probation Interview

Did not appear for interview.

Tom E Larsen Construction Inc

Mr. Jones explained that there is not a quorum. Mr. Larsen wants to move forward without a quorum. Mr. Larsen answered questions from the Commission. Mr. Gongaware made a motion to require proof they have been making payments on their taxes. Mr. Clubb seconded the motion. Mr. Gongaware amended the motion to include submitting a payment agreement within 60 days or a notice agency action will be filed. Mr. Clubb seconded the amended motion. Motion passed by unanimous vote.

Welch Concrete Construction LLC
Probation Interview

Did not appear for interview.

Chris Schiffman & Sons Painting Inc
Probation Interview

Did not appear for interview.

Jeremy Bjelde
Inadequate Reponse
Universal Contracting

Did not appear for interview.

Mr. Jones explained that we do not have a quorum. The attorney has agreed to allow the Commission to approve the Stipulation and Order without a quorum present. Mr. Clubb made a motion to approve the Stipulation. Mr. Sessions seconded the motion. Motion passed with four votes in favor.

DISCUSSION ITEMS:

David Norman Wilbur
Order Reinstating License

This item will be reviewed at the next meeting.

John Michael Shank
Stipulation and Order

This item will be reviewed at the next meeting.

Jeremy McCollum
Stipulation and Order

This item will be reviewed at the next meeting.

John Settle
Stipulation and Order

This item will be reviewed at the next meeting.

Michael "Graham" Bird
Stipulation and Order

This item will be reviewed at the next meeting.

Greg Chavalier
Stipulation and Order

This item will be reviewed at the next meeting.

Cottonwood Builders Inc
Order Reinstating License

This item will be reviewed at the next meeting.

Yanzey Finkenthal
Memorandum of Understanding

This item will be reviewed at the next meeting.

Salt Lake Window Company LLC
Stipulation and Order

This item will be reviewed at the next meeting.

Connectionz Plumbing Inc
Stipulation and Order

This item will be reviewed at the next meeting.

Steven Marshall Rayl
Stipulation and Order

This item will be reviewed at the next meeting.

Erik Steven Peterson
Stipulation and Order

This item will be reviewed at the next meeting.

Wesley Springfellow
Stipulation and Order

This item will be reviewed at the next meeting.

Sam Case

This item will be reviewed at the next meeting.

Review Order from December

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| Craig Kirk Nay Stipulation and Order | This item will be reviewed at the next meeting. |
| Travis Reay Hobbs Stipulation and Order | This item will be reviewed at the next meeting. |
| Danny Lee Baty Stipulation and Order | This item will be reviewed at the next meeting. |
| Bradshaw Professional Landscaping & Custom Pools Inc Order Reinstating License | This item will be reviewed at the next meeting. |
| Brady Neal Jones Order Reinstating License | This item will be reviewed at the next meeting. |
| Triple T Construction Inc Stipulation and Order | This item will be reviewed at the next meeting. |
| Shahab Hajarian Stipulation and Order | This item will be reviewed at the next meeting. |
| Andrae Jovani Harris Stipulation and Order | This item will be reviewed at the next meeting. |
| Curtis McMerrick Stipulation and Order | This item will be reviewed at the next meeting. |
| Darrin Koopmans Stipulation and Order | This item will be reviewed at the next meeting. |
| Robert Lee Turner Stipulation and Order | This item will be reviewed at the next meeting. |
| Forced Aire LLC Stipulation and Order | This item will be reviewed at the next meeting. |
| Richard Kent Shaw Jr Stipulation and Order | This item will be reviewed at the next meeting. |
| Andrew J Cunningham Stipulation and Order | This item will be reviewed at the next meeting. |
| Jacob Carl Noel Stipulation and Order | This item will be reviewed at the next meeting. |
| Steven Pearce Stipulation and Order | This item will be reviewed at the next meeting. |
| Christopher Fowler Stipulation and Order | This item will be reviewed at the next meeting. |
| Bradley Neil Heiner Stipulation and Order | This item will be reviewed at the next meeting. |
| Cody S Thomas Stipulation and Order | This item will be reviewed at the next meeting. |
| J C Martinez Carpentry Construction Inc Order Reinstating License | This item will be reviewed at the next meeting. |
| Dustin Keith Larsen Order Reinstating License | This item will be reviewed at the next meeting. |
| C & A Construction Services Default Order | This item will be reviewed at the next meeting. |

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| Daniel C Richardson Default Order | This item will be reviewed at the next meeting. |
| Nicholas Featherstone Default Order | This item will be reviewed at the next meeting. |
| Travis Southwick Default Order | This item will be reviewed at the next meeting. |
| Leading Edge Electric | Mr. Jones explained there is not a quorum present. Mr. Christensen agreed to move forward. The Commission reviewed the history for Leading Edge Electric. Mr. Clubb made a motion to table the Notice of Agency Action for 30 days. The Order of Revocation will be approved if Mr. Christensen is still non compliant in February. Mr. Sessions seconded the motion. Motion passed by unanimous vote. |
| Skiby Drywall Default Order | This item will be reviewed at the next meeting. |
| Domestic Contracting of Utah LLC Default Order | This item will be reviewed at the next meeting. |
| Patch's Majestic Metals Inc Default Order | This item will be reviewed at the next meeting. |
| Richard Julio Ruiz Default Order | This item will be reviewed at the next meeting. |
| Review Proposed Rules | This item will be reviewed at the next meeting. |
| Electronic Meeting | An electronic meeting has been set up for February 1, 2013 at 1:00 pm to review the Orders. |
| ADJOURN: | 11:30 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.

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| February 1, 2013 Date Approved | (ss) Jerry Preston Chairperson, Construction Services Commission |
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| February 1, 2013 Date Approved | (ss) Dan S Jones Bureau Manager, Division of Occupational & Professional Licensing |
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