

## MINUTES

### UTAH RESIDENCE LIEN RECOVERY FUND ADVISORY BOARD MEETING

July 13, 2011  
North Conference Room – 8:15 am  
Heber Wells Building  
Salt Lake City, UT 84111

**CONVENED:** 8:21 am

**ADJOURNED:** 10:10 am

**Board Members Present:**

Jeff Richards, Chair  
Merlin Taylor  
Patty Fullmer  
Bradley Stevens

**Board Members Absent:**

Douglas Darrington, Vice-chair  
Calvin Bowen

**DOPL Staff Present:**

Dane Ishihara, Program Manager  
Tracy Naff, Fund Secretary  
Tony Patterson, AAG

**Guests:**

Rick Jeske, homeowner  
John Brown, counsel for Rick Jeske  
Chris Gipe, homeowner  
Scott Petersen, homeowner  
Michael “Steffen” Schneider, homeowner

#### **TOPICS FOR DISCUSSION**

#### **DECISIONS AND RECOMMENDATIONS**

##### **ADMINISTRATIVE BUSINESS:**

**Review and approve minutes from the June 8, 2011 board meeting.**

Mr Stevens made a motion to approve the June 8, 2011 minutes as written. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

**Review Special Assessment**

Mr Ishihara gave an explanation of the Special Assessment

**Review application process**

Mr Ishihara discussed attorney fees related to the application process. Open discussion with board to proceed with current procedure already in place.

**Nominate new board members**

Nominations were postponed to the August board meeting

**Homeowner Application Approved Prior to the Board Meeting:**

1. KYLRIC001 Michael & Kathleen Ricks v Kyle Lind

**Homeowner Applications for review:**

1. Recommended for Denial & Explanation required
  - a) ALLJES001 Rick & Audra Jeske v Allen Brothers Construction LLC - Mr Ishihara gave a brief explanation of the application. Mr Brown gave an explanation of the change in contractor, commencement of work, and provided additional documentation. Mr Ishihara amended Divisions recommendation. Mr Taylor made a motion to approve the application with the addition of new evidence. Mrs Fullmer seconded the motion. Motion passed by unanimous vote
  - b) DCBSCH001 Michael “Steffen” Schneider v DC Builders Inc - Mr Schneider provided additional information from his credit union. Mr Ishihara gave a brief explanation of the application. Mr Schneider gave a narrative of his contract. Mr Ishihara pointed out the numerous notifications the Division provided the applicant. Mr Stevens made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
  - c) GOLMAR001 Shawn & Wendi Martin v Gold Medallion Custom Homes LC - Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
  - d) SCOGIP001 Chris D Gipe v Scott Petersen Development LLC - Mr Ishihara gave a brief explanation of the application. Mr Gipe brought attention to the date on the engineer report provided. Mr Petersen shared invoices he claimed were prior to the engineering report. Open discussion on the timeline of acceptance of the contract. Mr Patterson explained burden of proof. Mr Taylor made a motion to table the application requiring both parties to submit evidence within two weeks from this date. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

**Informal Claims for Review:**

1. Recommended for Approval & Explanation Required
  - a) LRF-2009-0907-03 Interpace Industries Inc v Rigby Construction Inc (Wasden) – Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to approve the application. Mr Stevens seconded the motion. Motion passed

by unanimous vote.

- b) LRF-2011-0503-02 Staker & Parsons Companies v Eds Pools Inc (Christensen) - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.

## 2. Recommended for Approval & No Explanation Required

- a) LRF-2010-1101-01 Plastic Specialties Inc v Advanz Enterprises NT LLC dba Upscale Downstairs (Drier) Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- b) LRF-2010-1101-02 Plastic Specialties Inc v Advanz Enterprises NT LLC dba Upscale Downstairs (Layton) - Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- c) LRF-2010-1101-03 Plastic Specialties Inc v Advanz Enterprises NT LLC dba Upscale Downstairs (Testa) - Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- d) LRF-2010-1101-04 Plastic Specialties Inc v Advanz Enterprises NT LLC dba Upscale Downstairs (Larkin) - Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- e) LRF-2011-0418-01 Carter Electric dba CHW Electric (Stewart) - Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- f) LRF-2011-0503-01 Staker & Parsons companies v T & T Concrete & Construction Inc (Stevens) - Mr Taylor made a motion to approve the Application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- g) LRF-2011-0504-01 BMC West Corporation v Gold Medallion Custom Homes LC (Johnson) - Mrs Fullmer recused herself and waived the right to a quorum. Mr Taylor made a motion to Approve the application. Mr Stevens seconded The motion. Motion passed with three votes.
- h) LRF-2011-0505-01 BMC West Corporation v Gold Medallion Custom Homes LC (Johnson) - Mrs Fullmer recused herself and waived the right to a quorum. Mr Stevens made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.

- i) LRF-2011-0509-01 BMC West Corporation v Gold Medallion Custom Homes LC (Keetch) - Mrs Fullmer recused herself and waived the right to a quorum. Mr Stevens made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- j) LRF-2011-0509-02 BMC West Corporation v Gold Medallion Custom Homes LC (Tower) - Mrs Fullmer recused herself and waived the right to a quorum. Mr Stevens made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.

**ADJOURN:** Meeting adjourned at 10:10 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.*

08/10/2011 (ss) Jeff Richards  
Date Approved Chairperson, Residence Lien Recovery Fund Advisory Board

08/10/2011 (ss) Dane Ishihara  
Date Approved Program Coordinator, Division of Occupational & Professional Licensing