

MINUTES

UTAH RESIDENCE LIEN RECOVERY FUND ADVISORY BOARD MEETING

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

CONVENED: 8:15 am

ADJOURNED: am

Board Members Present:

Douglas W Darrington Vice-Chair
Merlin Taylor
Patty Fullmer
Bradley Stevens

Board Members Absent:

Jeff Richards
Calvin Bowen

DOPL Staff Present:

Program Manager, Dane Ishihara
Claims Examiner, Michael Palumbo
Fund Secretary, Tracy Naff
AAG, Tony Patterson

Guests:

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the March 9, 2011 board meeting.

Mr Stevens made a motion to approve the March 9, 2011 minutes as written. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

Homeowner Application Approved Prior to the Board Meeting:

The Salvation Army v Advanzt Enterprises NT LLC
dba Upscale Downstairs
Sheri Stewart v Advanzt Enterprises NT LLC dba
Upscale Downstairs
Floyd & Mary Bernener v B Construction Inc
Ronald & Dawn mason v Chadwick Homes Inc
Hugh A Hurlow v Designer Homes Inc
Kim & Janea Johnson v Gold Medallion
Remodeling Inc

Demetra Paras v Keepsake Homes Inc
Patrick Wilkey v Midwest Vinyl Fence & Gates
LLC
Cody Ottley v Park Place Construction LLC
Paul & Sherri housely v Todd Pignataro dba
Pignataro Construction
Anthony & Kristy Beckstead v Rescape
Construction Inc
Roger Slade v Sierra Homes Construction Inc
Dana Staheli v Swapp Roofing Inc
Elizabeth Miller v Georg Stutzenberger dba Tile
Stone & Art
Don & Barbara Stevens v T & T Concrete &
Construction Inc

**Homeowner Affidavit of Compliance for
Review:**

1. Recommended for Approval & Explanation required

Homeowner Applications for review:

- a) ADVDAV001 Scott L Davis v Advanz Enterprises NT LLC dba Upscale Downstairs - Mrs Fullmer recused herself. Mr Davis waived his right to a quorum. Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- b) ADVLAY001 Matthew Layton v Advanz Enterprises NT LLC dba Upscale Downstairs. This application was tabled..
- c) ADVMAR001 Britten & Tamara Martin v Advanz Enterprises NT LLC dba Upscale Downstairs -Mrs Fullmer recused herself. Mr Martin waived his right to a quorum. Mr Palumbo gave a brief explanation of the application. Mr Stevens made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- d) ADVPAC001 Travis Pace v Advanz Enterprises NT LLC dba Upscale Downstairs - This application was tabled.
- e) CCLEDW001 Catherine & Jeffrey Edwards v C & C Landscapes Inc - Mr Palumbo gave a brief explanation of the application. Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- f) EDSCHR001 Christine & Jeffrey Christensen v Ed's Pools Inc - Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- g) FIENEL001 Richard & Michele Nell v Fieldstone Homes Utah LLC - Mr Palumbo gave a brief

explanation of the application. Mr Taylor made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

- h) GOLLYO001 Denis & Sharlene Lyons v Gold Medallion Remodeling Inc - Mrs Fullmer recused herself. Mr Lyons waived his right to a quorum. Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- i) GOLPOO001 See Geor Poon v Gold Medallion Remodeling Inc - Mr Ishihara gave a brief explanation of the application. Mr Stevens made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- j) GOLRUD001 Steve Rudd v Gold Medallion Remodeling Inc - Mrs Fullmer recused herself. Mr Rudd waived his right to a quorum. Mr Palumbo gave a brief explanation of the application. Mr Stevens made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- k) GOLSAV001 Peter Savage v Gold Medallion Remodeling inc -Mrs Fullmer recused herself. Mr Savage waived his right to a quorum. Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- l) GOLTOW001 Cody M Tower v Gold Medallion Remodeling inc - Mrs Fullmer recused herself. Mr Tower waived his right to a quorum. Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- m) LAKKNA001 Patricia Knapp v Lake City Exteriors Inc - Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to approve the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- n) RTADAN001 Ronald & Cynthia Daniels v RTA Concrete LLC - Mr Palumbo 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 Denial & Explanation Required

- a) ADVROM001 Travis & Heather Romney v Advanzt Enterprises NT LLC dba Upscale Downstairs - Mr Ishihara gave a brief explanation of the application. Mr Romney responded. Mr Taylor made a motion to table the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- b) BLAHER001 Suzanne Herrmann v Blackdog Builders LLC - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- c) CRAAND001 Donald G Andrews v Craftsman Builders LLC - this application was tabled.
- d) DCBSCH001 Michael “Steffen” Schneider v DC Builders Inc - Mr Ishihara gave a brief explanation of the application. Mr Schneider provided what he considered additional information to the Board. Mr Ishihara defined what remained deficient. Mr Taylor made a motion to table the application for 30 days. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- e) JEWALL001 Kelly Allred v Jewkes Drywall Inc - Mr Palumbo 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.
- f) JIMDEH001 John & Antonia DeHerrera v Jim Miller Heating & Air Inc - Mr Ishihara gave a brief explanation of the application. Mr Stevens made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- g) LFDWAY001 Travis Wayland v LFDG Modern LLC - Mr Palumbo gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- h) MOASTI001 Benjamin & Christina Moa v Sitiveni Kauvaka - Mr Ishihara gave a brief explanation of the application. Mrs Moa provided her explanation. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- i) NIENIE001 Benjamin M & Noelle Nieporte v Nieporte Construction Inc - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.

- j) PRODEA001 Geoff Dearing v Producing Comfort LLC - Mr Palumbo gave a brief explanation of the application. Mr Stevens made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- k) SCOGIP001 Chris Gipe v Scott Petersen Development LLC - Mr Ishihara gave a brief explanation of the application. Mr Stevens made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- l) SWAMCD001 Steven & Gayle McDonald v Swapp Roofing Inc - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- m) THOCAR001 Brent & Camille Cardall v Thomas Homes Inc - Mr Palumbo gave a brief explanation of the application. Mrs Fuller made a motion to deny the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- n) WESGRO001 Josh Groves v Western Lawn & Garden LLC - Mr Palumbo gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- o) WHIWAM001 Sue Wamsley v Whisper Ridge LLC - Mr Palumbo gave a brief explanation of the application. Mr Stevens made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

Informal Claims for Review:

- 1. Recommended for Approval & No Explanation Required
 - a) LRF-2009-0323-01 Sunroc Corporation v Dan Webb Construction Inc (Excell) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - b) LRF-2010-0405-01 Aspire Design Inc v J Ballard Homes Inc (Consuelos) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - c) LRF-2010-0420-01 Interpace Industries Inc v Rosales Inc dba Tri-Tex Inc (Kendrick) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - d) LRF-2010-0517-01 Sunroc Corporation v Dave Baxter Landscapers (Conner) - Mr Stevens made a motion to approve the application. Mrs Fullmer

- seconded the motion. Motion passed by unanimous vote.
- e) LRF-2010-0517-04 Sunroc Corporation v Dave Baxter Landscapers (Price) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - f) LRF-2010-0624-01 Kelly kent dba Kelly Kent Construction v Aspen homes Development Inc (Martin) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - g) LRF-2010-0706-02 Sunroc Corporation v Dave Baxter landscapes (Robinson) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - h) LRF-20100826-01 California Wholesale Material Supply dba CALPLY v J T M Stucco & Plastering LLC (Perdue) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - i) LRF-2010-0927-01 Metro Ready Mix LLC v Anthony Valles dba Valles Construction (Smith) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - j) LRF-2010-1008-01 California Wholesale Material Supply dba CALPLY v Pride Stucco & Stone inc (Vietzke) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - k) LRF-2010-1012-01 Sunroc Corporation v Browns Concrete Construction LLC (Renouf) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - l) LRF-2010-1012-03 Whitewater Whirlpool Baths & Systems Inc v Basement King Inc (Groneman) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - m) LRF-2010-1012-04 Sunroc Corporation v Browns Concrete Construction LLC (Dunlap) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the application. Motion passed by unanimous vote.
 - n) LRF-2010-1220-02 Great Western Supply Inc v Bodily Plumbing and Radiant Heat Inc (Profazier) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion.

- Motion passed by unanimous vote.
- o) LRF-2011-0127-01 Quality Sprinklers & Landscaping Inc v Wasden Construction LLC (Obrey) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - p) LRF-2011-0203-01 Stock Building Supply West Inc v Jay Jones Construction Inc (Killlian) - mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - q) LRF-2011-0214-01 Metro Ready Mix LLC v Anthony Valles dba Valles Construction (Braithwaite) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - r) LRF-2011-0223-01 Burton Lumber & Hardware v Republic Construction & Development LLC (Schmerse) - Mr Stevens made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

2. Recommended for Denial & Explanation Required

- a) LRF-2009-0420-03 Metro Ready Mix LLC v Wolverine Construction Inc (Hammer) - Mr Palumbo gave a brief explanation of the application. Mr Stevens made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- b) LRF-2010-1012-02 Whitewater Whirlpool Baths & Systems Inc v The Basement King (Mair) - Mr Palumbo gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- c) LRF-2010-1118-02 CCAM Enterprises LLC v Cabinets Etc Inc (Aston) - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Stevens seconded the motion. Motion passed by unanimous vote.
- d) LRF-2010-0131-02 CCAM Enterprises LLC v Michael D Perkins dba Lifesyles Kitchens (Williams) - Mr Ishihara gave a brief explanation of the application. Mr Schmutz attempted to explain the relationship between the entities. Mr Mr Patterson defined the statute. Open discussion regarding a change in statute. Mr Stevens made a motion to deny the application. Mrs Fullmer

- seconded the motion. Motion passed by unanimous vote.
- e) LRF-2011-0131-03 CCAM Enterprises LLC v Michael D Perkins dba Lifestyles kitchens (Cottle) - Mr Ishihara gave a brief explanation of the application. Mr Schmutz attempted to explain the relationship between the entities. Mr Patterson defined the statute. Open discussion regarding a change in statute. Mr Stevens made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
 - f) LRF-2011-0203-02 River Rock Builders LLC v Lee Homes LLC (Jongert) - This application was tabled.
 - g) LRF-2011-0301-02 Progressive Plants Inc v C & C Landscapes Inc (Malmquist) - This application was dismissed.

ADJOURN: Meeting adjourned at 10:27am

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.

5/11/11
Date Approved (ss) Jeff Richards
Chairperson, Residence Lien Recovery Fund Advisory Board

5/11/11
Date Approved (ss) Dane Ishihara
Program Coordinator, Division of Occupational & Professional Licensing