

MINUTES

UTAH RESIDENCE LIEN RECOVERY FUND ADVISORY BOARD MEETING

August 10, 2011
North Conference Room – 8:15 am
Heber Wells Building
Salt Lake City, UT 84111

CONVENED: 8:17 am

ADJOURNED: 8:56 am

Board Members Present:

Douglas W Darrington, Chair
Patty Fullmer, Vice Chair
Merlin Taylor
Bradley Stevens
Jeff Richards
Calvin Bowen

DOPL Staff Present:

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

Guests:

Scott Petersen, Scott Petersen Development LLC
Chris Gipe, homeowner
Ryan Gregerson, counsel for Phillip Hogan

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the July 13, 2011 board meeting.

Mr Stevens made a motion to approve the July 13, 2011 board minutes as written. Mr Taylor seconded the motion. Motion passed by unanimous vote.

Nominate new board members

Mrs Fullmer nominated Doug Darrington for Chair, Mr Taylor seconded the motion. Cal Bowen motioned that nominations be closed. Mrs Fullmer seconded the motion. Nomination passed by unanimous vote. Mr Darrington made a motion to nominate Mrs Fullmer as Vice-Chair. Mr Taylor seconded the motion. Mr Stevens made a motion that nominations be closed. Mr Taylor seconded the motion. Nomination passed by unanimous vote.

Homeowner Applications Approved Prior to the Board Meeting:

SILOLS001 Norman & Tiffany Olsen v Silver Leaf Inc
PCCCLA001 Daniel & Sheryl Clawson v PC Companies

LLC
FIRPUT001 Tamara Putnam v First Western Construction
& Supply

Homeowner Applications for review:

1. Recommended for Denial & Explanation required
 - a) POOMCD001 Mark McDonald v Pool Specialties Inc dba Architectural Concrete & Design -. Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote
 - b) SCOGIP001 Chris D Gipe v Scott Petersen Development LLC - Mr Ishihara gave a brief explanation of the application. Mr Petersen provided additional evidence. Mrs Fullmer commented on the timeline. Mr Gipe questioned the validity of the additional evidence. Mr Taylor made a motion to deny the application. Mr Stevens seconded the motion. Mrs Fullmer opposed the vote. Motion carries to deny the vote.

Informal Claims for Review:

1. Recommended for Approval & Explanation Required
 - a) LRF-2011-0601-01 Dig It Inc v Jeromys Homes Inc (Hutter) - 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.
 - b) LRF-2011-0601-02 Dig It Inc v Jeromys Homes Inc (Bass) - 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-2010-0914-02 Roofers Supply Inc v Swapp Roofing Inc (Quick) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
 - b) LRF-2010-0914-03 Roofers Supply Inc v Swapp Roofing Inc (Nielsen) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
 - c) LRF-2010-0914-04 Roofers Supply Inc v Swapp Roofing Inc (Breazeal) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.

- d) LRF-2010-0914-05 Roofers Supply Inc v Swapp Roofing Inc (Smith) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- e) LRF-2010-0914-06 Roofers Supply Inc v Swapp Roofing Inc (Smith) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- f) LRF-2010-0930-01 Ralph Ponds Plumbing and Radiant Inc v Advanzt Enterprises NT LLC dba Upscale Downstairs (Hudgins) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- g) LRF-2010-0930-02 Ralph Ponds Plumbing and Radiant Inc v Advanzt Enterprises NT LLC dba Upscale Downstairs (Martin) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- h) LRF-2010-0930-03 Ralph Ponds Plumbing and Radiant Inc v Advanzt Enterprises NT LLC dba Upscale Downstairs (Dew) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- i) LRF-2010-1013-02 Roofers Supply Inc v Swapp Roofing Inc (Staheli) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- j) LRF-2011-0606-01 Creative Granite & Design LLC v R & R Construction & Building Inc (Alvey) – Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
- k) LRF-2011-0623-01 BMC West Corporation v Gold Medallion Custom Homes LC (Espinoza) – Mrs Fullmer recused her self. Mr Richards made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- l) LRF-2011-0623-02 BMC West Corporation v Gold Medallion Custom Homes LC (Lyons) – Mrs Fullmer recused herself. Mr Richards made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.

3. Recommended for Approval & No Explanation Required

- a) LRF-2011-0627-01 BMC West Corporation dba

- BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Carling) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
- b) LRF-2011-0627-02 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Testa) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - c) LRF-2011-0627-03 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Gardner) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - d) LRF-2011-0627-04 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Martin) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - e) LRF-2011-0627-05 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Hutton) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - f) LRF-2011-0627-06 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Dreier) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - g) LRF-2011-0627-07 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Whiting) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - h) LRF-2011-0627-08 BMC West Corporation v Advanzt Enterprises NT LLC dba Upscale Downstairs (Walker) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - i) LRF-2011-0627-09 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Orme) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the

- application. Mr Richards seconded the motion. Motion passed by unanimous vote.
- j) LRF-2011-0627-10 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Larkin) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - k) LRF-2011-0627-11 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Arsenault) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - l) LRF-2011-0627-12 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Hudgins) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - m) LRF-2011-0627-13 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Pace) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - n) LRF-2011-0627-14 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Lewis) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - o) LRF-2011-0627-15 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Davis) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - p) LRF-2011-0627-16 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Stewart) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - q) LRF-2011-0627-17 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Romney) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
 - r) LRF-2011-0627-18 BMC West Corporation dba

- BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Starkie) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
- s) LRF-2011-0627-19 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Anderson) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
- t) LRF-2011-0627-20 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Layton) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richards seconded the motion. Motion passed by unanimous vote.
- u) LRF-2011-0627-21 BMC West Corporation dba BMC Select v Advanzt Enterprises NT LLC dba Upscale Downstairs (Dew) - Mrs Fullmer recused herself. Mr Taylor made a motion to approve the application. Mr Richard seconded the motion. Motion passed by unanimous vote.

ADJOURN:

Meeting adjourned at 8:56 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.

9/14/2011
Date Approved

(ss) Douglas Darrington
Chairperson, Residence Lien Recovery Fund Advisory Board

9/14/2011
Date Approved

(ss) Dane Ishihara
Program Coordinator, Division of Occupational & Professional
Licensing