

MINUTES

**UTAH
RESIDENCE LIEN RECOVERY FUND
ADVISORY BOARD
MEETING**

May 13, 2009

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

CONVENED: 8:17 am

ADJOURNED: 9:10 am

Board Members Present:

James Havell, Chair
Jeff Richards, Vice-Chair
Joanne Martin
Patty Fullmer
Karyn Bunnell

Board Members Absent:

Merlin Taylor

Guests:

Mel Rozema, Homeowner
Bill Meaders, Attorney, Robin and Bruce Blanke
Robin Blanke, Homeowner
Randy Thompson, Homeowner
Michelle Thompson, Homeowner
Gary Lloyd, Homeowner
Ben Johnson, Attorney, Wallboard Specialties, Vinyl
Guys

DOPL Staff Present:

Program Manager, Dane Ishihara
Claims Examiner, Jon Uriarte
AAG, Tony Patterson
Operations Manager, Dave Taylor
Board Secretary, Ann Naegelin

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the March 2009 board meeting.

Ms. Martin made a motion to approve the minutes as written. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.

Discuss SB 26

Mr. Ishihara reviewed the requirements of SB26 with the Board.

F. David Stanley Retirement

Mr. Ishihara advised the Board of Mr. Stanley's retirement. Mark Steinagel has been appointed as the new Division Director, effective June 11, 2009. Thad Levar will be the interim Director.

Special Assessment

Mr. Ishihara advised the Board of the need for a special assessment. The assessment amount is \$112. The assessment amount will be added to the contractor license renewals that expire November 30, 2009..

The Board requested a report on the funds that have been repaid to the fund.

Homeowner Applications Approved by the Division:

The following application were approved by the Division:

- a) Charles T Cuthbertson v T-Con Limited Partnership
- b) Jeffrey A Anderson v The Basement King Inc
- c) Timothy & Glenda Clark v Sean E Toohey
- d) Bill & Elizabeth Bluhm v Southern Utah Construction & Remodeling Inc
- e) Lee A & Jamie L Robinson v Dave Baxter Landscapes
- f) Roger & Karen Nelson v Esprit Construction
- g) Paige A Robinson Crandall v Ross Construction Inc
- h) James A McNamara v Destination Homes Inc
- i) Mats J & Monica Summerhays v Destination Homes Inc
- j) Bryan W Cannon v Maximum Construction Inc
- k) Fabrizio Rasetti v Remodeler Inc
- l) Bryan & Alyse Tait v No Sweat Construction, LLC
- m) Miles & Beverly Aschliman v Desert Point Builders
- n) Robert D & Jeannette H Bell v Boulder Creek Homes & Construction Inc
- o) Douglas & Anne Rajotte v Boulder Creek Homes & Construction Inc
- p) Evan C Stewart v Boulder Creek Homes & Construction Inc
- q) Kimberlee Fawcett v Mark Higley Construction LC
- r) Jenny Rebecca Elton v Skeleton Key Properties Inc

Homeowner Applications for Review:

1. Recommended for Denial & Explanation Required
 - a) DONSHU001 Joseph B & Arit Shumway v Don Hampton- Mr. Ishihara gave a brief summary of the application. Mr. Richards made a motion to deny the application. Ms. Martin seconded the motion. Motion passed by unanimous vote.
2. Recommended for Approval & Explanation Required
 - a) BIGTHO001 Randy & Michelle Thompson v Big M Constriction Inc- Mr. Uriarte gave a brief explanation of the application. Mr. Richards made a motion to approve this application. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.
 - b) INFLLO001 Gary & Dona Lloyd v Infiniti Construction Corp- Mr. Uriarte gave a brief

explanation of the application. Ms. Martin made a motion to approve the application. Ms. Richards seconded the motion. Motion passed by unanimous vote.

- c) JBEROZ001 Mel A Rozema v J & B Enterprises Inc- Mr. Uriarte gave a brief explanation of the application. Mr. Richards made a motion to approve the application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
- d) RICHIR001 Terence & Tami Hirsch v Ricks Contracting Inc- This item has been continued.
- e) RYABLA001 Robin J & Bruce D Blanke v Ryan Allen Construction Inc- Mr. Uriarte gave a brief explanation of the application. Mr. Richards made a motion to approve the application. Ms. Martin seconded the motion. Motion passed by unanimous vote.
- f) SNEWIG001 Duane L Wignall v Snedeger & Sons Concrete Inc- Mr. Uriarte gave a brief explanation. Mr. Richards made a motion to approve the application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.

Informal Claims for Review:

- 1. Recommended for Approval & No Explication required
 - a) LRF-2007-0910-15 California Wholesale Material Supply dba CALPLY v Cesars Plastering & Designing Inc (Hernandez) - Ms. Fullmer made a motion to approve this claim as recommended by the Division. Ms. Martin seconded the motion. Motion passed with four votes in favor. Mr. Richards did not vote.
 - b) LRF-2008-0915-01 Sunroc Corporation v Taylor Brother Construction Inc (Mellor) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - c) LRF-2008-0915-02 Sunroc Corporation v Taylor Brother Construction Inc (Davis) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - d) LRF-2009-0202-01 Universal Painting LLC v Evolution Custom Homes Inc (Ludlow) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - e) LRF-2009-0203-01 Burton Lumber & Hardware v Evolution Custom Homes Inc (Ludlow) - Mr. Richards made a motion to approve this claim as

- recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
- f) LRF-2009-0210-03 Vinyl Guys Inc v TCON Limited Partnership (Gross) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - g) LRF-2009-0219-01 Wallboard Specialties Inc v Pine Meadow Construction LLC (Turpin) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - h) LRF-2009-0224-01 Burton Lumber & Hardware v Wholesale Siding & Window Co LLC (Haggerty) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - i) LRF-2009-0302-01 Distinctive Marble & Granite, LLC v Evolution Custom Homes Inc (Ludlow) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - j) LRF-2009-0303-02 Roofers Supply Inc v JN Bennett Roofing LLC (Thurlow) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - k) LRF-2009-0310-01 Burton Lumber & Hardware v G & H Building Inc (Lofgran) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - l) LRF-2009-0325-02 CH DRYWALL INC v Ryan Allen Construction INC (Willits) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.
 - m) LRF-2009-0325-03 Burton Lumber & Hardware v Bristlecone Development Group LLC (McDonald) - Mr. Richards made a motion to approve this claim as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed with four votes in favor. Ms. Martin did not vote.

2. Recommended for Denial & Explanation Required

- a) LRF-2008-1230-01 L&W Supply Corporation v Vega Drywall Inc (Smith) – Ms. Martin made a motion to deny the application. Ms. Fullmer seconded the motion. Motion passed with four votes in favor. Mr. Richards did not vote.

ADJOURN: Meeting adjourned at 9:10 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.

June 10, 2009
Date Approved

(ss) Merlin Taylor
Chairperson, Residence Lien Recovery Fund Advisory Board

June 10, 2009
Date Approved

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