

MINUTES

**UTAH
Residence Lien Recovery Fund Advisory Board
MEETING**

September 12, 2007

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

CONVENED: 8:18 AM

ADJOURNED: 9:20 AM

**Bureau Manager:
Board Secretary:**

Dan S. Jones
Ann Naegelin

Board Members Present:

James Havell, Chair
Joanne Martin
Merlin Taylor, Vice-Chair
Jeff Richards
Allen Nielson
Karyn Ericksen Bunnell

Board Members Absent:

Patty Jo Fullmer

Guests:

Roy & Jacqueline Heffern, Homeowners
Kathleen Richardson, Homeowner
Jim Dunn, Henries Electric
Brian Henrie, Henries Electric

DOPL Staff Present:

Program Manager, Rich Oborn
AAG, Tony Patterson
Director, David Stanley
Program Specialist, Dane Ishihara

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from July & August board meetings:

Ms. Martin made a motion to approve the minutes from the July board meeting as written. Mr. Taylor seconded the motion. Motion passed by unanimous vote. Mr. Taylor made a motion to approve the minutes from the August board meeting as written. Mr. Richards seconded the motion. Motion passed by unanimous vote.

Swear in New Board Member.

Karyn Ericksen Bunnell was sworn in as a new public board member.

Discuss the Division approving applications based on specific criteria without first presenting it to the Board:

Mr. Taylor made a motion to approve applications for a CoC when there are no disputed issues regarding the facts of the homeowner's qualifications. The Division can issue the CoC without the Board's approval. Ms. Bunnell seconded the motion. Ms. Bunnell amended the motion to include that the Board will be notified of the applications that are approved by the Division as an agenda item. Ms. Martin seconded the motion. The motion passed by unanimous vote.

Certificate of Compliance for review:

1. Recommended for Approval & No Explanation Required
 - a. NJMZWI001 W Craig & Jan Zwick v N J M Enterprises Inc - Ms. Bunnell made a motion to approve the application. Mr. Richards seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - b. SCOSAC001 Karl Sachs v Scotland Construction & Development Inc – Ms. Martin asked to be recused. Ms. Bunnell made a motion to approve the application. Mr. Richards seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - c. SCOVEN001 Robert Vengrin v Scotland Construction & Development Inc – Ms. Martin asked to be recused. Ms. Bunnell made a motion to approve the application. Mr. Richards seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - d. WILRIC001 Alex & Kathleen Richardson v Wilson Scott Inc. - Ms. Bunnell made a motion to approve the application. Mr. Richards seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
2. Recommended for Approval & Explanation Required
 - a. HEFREI001 Roy & Jacqueline Heffern v Martin Reider – Mr. Oborn gave a brief explanation of the application. The homeowners gave a brief explanation of the additions approved by them. The homeowners were not given a cost break down until October 2006. Mr. Nielsen made a

motion to approve. Mr. Taylor seconded the motion. Motion passed by unanimous vote.

3. Recommended for Denial & Explanation Required
 - a. DURERT001 Ronald & Judith Ertman v Durable Development LLC – The homeowner did not take occupancy within 180 days of the date of completion. Mr. Nielsen made a motion to deny the application. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.

Informal claims for review:

1. Recommended for Approval & No Explanation Required
 - a. LRF-2007-0129-01 Sky Electric LLC v Vision, A Design and Build Company LLC (Allred) – Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - b. LRF-2007-0129-02 Sky Electric LLC v Vision, A Design and Build Company LLC (Owen) - Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - c. LRF-2007-0129-03 Sky Electric LLC v Vision, A Design and Build Company LLC (Caldwell) - Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - d. LRF-2007-0504-01 Stock Building Supply West Inc v Scotland Construction & Development Inc (Henrie) – Ms. Martin asked to be recused. Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
 - e. LRF-2007-0504-02 Stock Building Supply West Inc v Scotland Construction & Development Inc (Whitney) - Ms. Martin asked to be recused. Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.

- f. LRF-2007-0504-03 Stock Building Supply West Inc v Scotland Construction & Development Inc (Strong) - Ms. Martin asked to be recused. Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
- g. LRF-2007-0504-04 Stock Building Supply West Inc v Scotland Construction & Development Inc (Taylor) - Ms. Martin asked to be recused. Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
- h. LRF-2007-0625-01 Henries Electric Company v Basements 4-U (Martin) - Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.
- i. LRF-2007-0625-02 Henries Electric Company v Basements 4-U (Adam) - Mr. Richards made a motion to approve the claim as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Ms. Martin did not vote.

2. Recommended for Approval & Explanation Required

- a. LRF-2007-0601-01 Geneva Rock Products (Orem) v Stewart Gentry Paving Inc (Roney) – Mr. Oborn gave a brief explanation of the claim. Mr. Richards made a motion to approve the claim for payment as recommended by the Division. Ms. Martin seconded the motion. Motion passed by unanimous vote.
 - b. LRF-2007-0625-03 Henries Electric Company v Basements 4-U (Lewis) - Mr. Ishihara gave a brief explanation of the claim. Ms. Martin made a motion to approve. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.
- LRF-2007-0625-04 Henries Electric Company v Basements 4-U (Hidalgo) – Mr. Ishihara gave a brief explanation of the claim. Ms. Martin made a motion to approve. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.

ADJOURN: 9:20 A.M.

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.

October 3, 2007
Date Approved

(ss) James Havell
Chairperson, Residence Lien Recovery Fund Advisory Board

October 3, 2007
Date Approved

(ss) Rich Oborn
Claims Manager, Resident Lien Recovery Fund