

**MINUTES**

**UTAH  
CONSTRUCTION SERVICES COMMISSION  
MEETING**

**February 23, 2011**

**Room 474– 9:00 AM  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED: 9:00 AM**

**ADJOURNED: 11:15 AM**

**Bureau Manager:**

Dan S. Jones

**Board Secretary:**

Ann Naegelin

**Board Members Present**

David Told, Commission and Plumber Board Chair  
Frank Rydalch, Electrician Board Chair  
Larry Love, Burglar Alarm Board Chair  
Carl Tippets  
Jerry Preston  
Wendy Gibbs  
Steve Bowers

**Board Members Absent**

C Reed Brown, excused  
Chris Martineau, excused

**Guests:**

Renee McDonough, IEC of Utah  
Michael Mofatt, Utah Contractor License Center  
Daniel Jensen, Keeping It Green  
James Harper, Go Solar, Inc  
Ray Morin, Pineridge Homes, Inc  
Jason Fritz, Cooper Creek Construction, Inc  
John Young, Blackmesa Excavating, Inc  
Kip Cazier, Blackmesa Excavating, Inc  
Maynor Diaz, master plumber  
Kelly Christensen, Acme Contractors  
Scott Christensen, Leading Edge Electric  
Ted Gurule, TJ Enterprises & Acoustical, Inc  
Doug Vogen, Vogen Enterprises  
Mitchell DeJarnett, apprentice electrician  
Chris Peterson, apprentice electrician  
Jack Wayman, Sundown Construction, LLC  
Jason Toone, Sundown Construction, LLC  
Todd Glen Jacobs, apprentice electric

**DOPL Staff Present:**

Ray Walker, Regulatory and Compliance Officer  
Wayne Holman, Chief Investigator  
Ronda Trujillo, Compliance Specialist  
Tracy Drage, Licensing Specialist  
Kim Quach, Auditor

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:**

Approval of January 2011 Commission Minutes

The minutes from the January 2011 meeting were reviewed. Mr. Love made a motion to approve the minutes as written. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Legislative Update

Mr. Walker reported on legislation that may affect contractor licensing. This item was noted with no action taken.

Investigation Report

Mr. Holman gave an investigation report. This item was noted with no action taken.

Probation Update  
Ronda Trujillo

Ms. Trujillo reported on the non compliant contractor licenses on probation. Non compliant licensees will be asked to meet with the Commission next month.

**APPOINTMENTS:**

Cooper Creek Construction, Inc  
Order to Show Cause

Mr. Jones reviewed the history of Cooper Creek Construction, Inc. Mr. Fritz answered questions from the Commission. Mr. Love made a motion to extend the probation for five years from the last DUI. He was advised that his license will be revoked if there are any more violations or he is non compliant with his probation. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Pineridge Homes, Inc  
Notice of Agency Action  
Set Bond Amount

Mr. Jones reviewed the Notice of Agency Action. Mr. Morin answered questions from the Commission. Mr. Bowers made a motion to approve a proposed order to continue probation with license bond filed in the amount of \$50,000. Mr. Love seconded the motion. Motion passed by unanimous vote.

Blackmesa Excavation, Inc  
Notice of Agency Action  
Financial Responsibility

Mr. Jones reviewed the Notice of Agency Action. Mr. Cazier and Mr. Young answered questions from the Commission. This item was tabled until next month to allow time to work out payment arrangements.

Prestige Plumbing, Inc  
Review Notice of Agency Action  
Financial Responsibility

Mr. Jones reviewed the Notice of Agency Action. Mr. Love made a motion to approve the proposed order without the \$500 fine. Mr. Bowers seconded the motion. Motion passed with unanimous vote.

Go Solar, Inc  
Misrepresentation of Application

Mr. Jones reviewed the application for Go Solar, Inc. Mr. Harper answered questions from the Commission. Mr. Bowers made a motion to deny the license subject to being issued a citation with a fine of \$500 fine for the misrepresentation. The license will be issued once the fine is paid. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Sheldon Palmer Construction, LLC  
Notice of Agency Action

Mr. Jones reviewed the Notice of Agency Action. Mr. Love made a motion to approve the proposed order. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Maynor Fernando Diaz  
Stipulation and Order  
Master Plumber

Mr. Jones reviewed the Stipulation and Order. Mr. Diaz answered questions from the Commission. Mr. Preston made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Acme Contractors, Inc  
Probation Interview  
Non Compliance

Mr. Kelly Christensen met for his probation interview. He explained the new judgment. Mr. Love made a motion to file a Notice of Agency Action. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Leading Edge Electric, LLC  
Probation Interview  
Non Compliance

Mr. Scott Christensen met for his probation interview. He has been non compliant for three months. Mr. Bowers made a motion that should he be non compliant in the future, an Order to Show Cause will be filed for revocation. Mr. Love seconded the motion. Motion passed by unanimous vote.

TJ Enterprises & Acoustical, Inc  
Probation Interview  
Non Compliance

Mr. Gurule met for his probation interview. Mr. Jones reviewed the terms of probation. Mr. Love made a motion directing the Division to file an Order to Show

Cause for failure to comply with probation. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Doug Vogen  
Application Review

Mr. Jones reviewed the application and criminal history for Doug Vogen. Mr. Love made a motion to approve application with no restrictions. Mr. Tippetts seconded the motion. Motion passed by unanimous vote.

Mitchell DeJarnatt  
Memorandum of Understanding  
Apprentice Electrician

Mr. Jones reviewed the proposed Memorandum of Understanding. Mr. DeJarnatt answered questions from the Commission. Mr. Rydalch made a motion to approve the Memorandum of Understanding. Mr. Love seconded the motion. Motion passed by unanimous vote.

Sundown Construction, LLC  
Memorandum of Understanding

Mr. Jones reviewed the criminal history and proposed Memorandum of Understanding. Mr. Wayman and Mr. Toone answered questions from the Commission. Mr. Love made a motion to approve the Memorandum of Understanding. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Chris Peterson  
Stipulation and Order

Mr. Jones reviewed the proposed Stipulation and Order. Mr. Peterson answered questions from the Commission. Mr. Bowers made a motion to accept the Stipulation and include a \$500 fine. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

**REVIEW PROPOSED DISCIPLINARY  
ACTIONS:**

Neubau Framers, LLC  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Mr. Bowers made a motion to approve the Default Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Approved Painting, LLC  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Mr. Bowers made a motion to approve the Default Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

M & R Construction Services, Inc  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Mr. Bowers made a motion to approve the Default Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Ikon Steel Systems, Inc  
Default Order  
Financial Responsibility

Mr. Jones reviewed the Default Order. Mr. Bowers made a motion to approve the Default Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Gordon C Orton Construction Co, Inc  
Stipulation and Order  
Financial Responsibility and Misrepresentation

Mr. Jones reviewed the Stipulation and Order. Mr. Bowers made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Quicksilver Painting, Inc  
Stipulation and Order  
Financial Responsibility and Misrepresentation

Mr. Jones reviewed the Stipulation and Order. Mr. Bowers made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Keeping It Green Maintenance, Inc  
Memorandum of Understanding

Mr. Jones reviewed the Memorandum of Understanding. Mr. Jensen answered questions from the Commission. Mr. Love made a motion to accept the Memorandum of Understanding. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

Monument Setter, LLC  
Stipulation and Order  
Qualifier Replacement

Mr. Jones reviewed the Stipulation and Order. Mr. Bowers made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Jaide Clark  
Alarm Company Agent  
Memorandum of Understanding

Mr. Jones reviewed the Memorandum of Understanding. Mr. Love made a motion to accept the Memorandum of Understanding. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

Clinton R. Rader  
Alarm Company Agent  
Memorandum of Understanding

Mr. Jones reviewed the Memorandum of Understanding. Mr. Love made a motion to accept the Memorandum of Understanding. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

Current Creek Metals, LC  
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order. Ms. Gibbs seconded the motion. Motion passed with six

David William Black  
Apprentice Electrician  
Memorandum Of Understanding

votes in favor. Mr. Tippetts asked to be recused and did not vote.

Mr. Jones reviewed the Memorandum of Understanding. Mr. Love made a motion to accept the Memorandum of Understanding. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

Tyler Durrant  
Apprentice Electrician  
Stipulation and Order

This item was continued until March.

Nathan Andrew Curtis  
Stipulation and Order  
Journeyman Electrician

Mr. Jones reviewed the Stipulation and Order. Mr. Bowers made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Karla Smith  
Apprentice Electrician  
Stipulation and Order

Mr. Jones reviewed the Stipulation and Order. Mr. Bowers made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Stuart Awning  
Stipulation and Order  
Financial Responsibility

Mr. Jones reviewed the Stipulation and Order. Mr. Bowers made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

GSV Construction Inc  
Stipulation and Order  
Financial Responsibility

Mr. Jones reviewed the Stipulation and Order. Mr. Rydalch made a motion to approve the Stipulation and Order as written. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

Todd Glen Jacobs  
Apprentice Electrician  
Stipulation and Order

Mr. Jones reviewed the Stipulation and Order. Mr. Jacobs answered questions from the Commission. Mr. Rydalch made a motion to approve the Stipulation and Order as written. Mr. Bowers seconded the motion. Motion passed by unanimous vote.

**ADJOURN:**

11:15 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.*

03/30/2011  
Date Approved

(ss) David Told  
Chairperson, Construction Services Commission

03/30/2011  
Date Approved

(ss) Dan S. Jones  
Bureau Manager, Division of Occupational & Professional  
Licensing