

MINUTES

**UTAH
CONSTRUCTION SERVICES COMMISSION
MEETING**

August 29, 2012

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

CONVENED: 9:01 AM

ADJOURNED: 11:10 AM

Bureau Manager:

Dan S. Jones

Board Secretary:

Ann Naegelin

Board Members Present

Harold Weight, Electrical Board Chair , Acting
Commission Chair

Ed Gongaware, Plumber Board Chair

Wendy Gibbs

Carl Tippets

Jerry Preston

Chris Martineau

Board Members Absent

C Reed Brown, excused

Steve Bowers, excused

Scott Sessions, excused, Burglar Alarm Board Chair

Guests:

Mike Moffatt, Utah Contractor Licensing Center

Dand Farmer, UPHCA

Brent Nuttall, Brent Nuttall Construction

Jeff McNeill, Jeff McNeill & Sons Construction, Inc

Sean Conlon, Utah Plumbers Board

Dave Brown, Lake City Custom Homes Inc

Ryan Robison, Counsel for Lake City Custom Homes

Shawn Swensen, Element Roofing LLC

Tom Blackham, Euro Craft Cabinetry & Design Inc

Warren Lewis, Aggressive Excavation Inc

DOPL Staff Present:

Mark Steinagel, Division Director

Ray Walker, Regulatory and Compliance Officer?

Gordon Summers, Investigator

Neena Bowen, Compliance Specialist

April Ellis, Bureau Manager

Bowen Call, Auditor

Steven Duncombe, Auditor
Danielle Healy, Licensing Specialist

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Approval of July, 2012 Commission Minutes

The minutes from the July 2012 meeting were reviewed. Mr. Tippetts made a motion to approve the minutes as written. Mr. Gongaware seconded the motion. Motion passed by unanimous vote.

Investigation Update

Mr. Summers gave an investigations update. He reported on the recent field day. Item noted with no action taken.

Compliance Update

Ms. Bowen gave a probation report for contractors on probation for reasons other than financial responsibility.

APPOINTMENTS:

Glasgow Masonry LLC
Inadequate Response

Mr. Jones reviewed the information for Glasgow Masonry LLC. Mr. Tippetts made a motion to approve an Order for revocation of the license. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

Ron Foster Construction

Mr. Jones reviewed the history for Ron Foster Construction. Mr. Tippetts made a motion to approve an Order for revocation of the license. Mr. Gongaware seconded the motion. Motion passed by unanimous vote.

Woodside Homes Corp

Mr. Jones reviewed the history for Woodside Homes Corp. Woodside Homes submitted a current financial statement. Mr. Jones is proposing termination of probation and removal of the bond requirement when the current bond expires. Mr. Martineau made a motion to approve the recommendation by Mr. Jones. Ms. Gibbs seconded the motion. Motion passed by unanimous vote.

Industrial Specialty Services LLC
S 700 Classification

Mr. Jones reviewed the information received from Industrial Specialty Services LLC. The Commission spoke with Mr. Prevost at Industrial Specialty Services LLC by telephone. Mr. Preston made a motion to approve the application for an S700 license. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Jeff McNeill

Mr. McNeill met to discuss transition from an R100 to a B100 classification and scope of practice for the R100 classification. The Commission will continue to discuss this issue at the next meeting.

Board Walk Custom Framing LLC
Probation Interview

A representative for Board Walk Custom Framing LLC did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Brent K Nuttall
Probation Interview

Mr. Nuttall is now compliant with the terms of his probation.

Element Roofing LLC
Probation Interview

Ms. Healy reviewed the history for Element Roofing LLC. Mr. Swenson met for a probation interview. He answered questions from the Commission. He has made payment arrangements for the judgments. Mr. Tippetts made a motion to wait for 30 days to allow him time to submit the necessary documentation and if then not compliant, file a Notice of Agency Action. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Elite Air LLC
Probation Interview

A representative for Elite Air LLC did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Euro Craft Cabinetry & Design Inc
Probation Interview

Ms. Healy reviewed the history for Euro Craft Cabinetry & Design Inc. Mr. Blackham met for a probation interview. He has filed Articles of Dissolution for Euro Craft Cabinetry & Design Inc. Mr. Jones recommends the Division file a Notice of

Agency Action. Mr. Preston made a motion to file a Notice of Agency Action. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Global Hardwood Floors Co
Probation Interview

A representative for Global Hardwood Floors Co did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Lake City Custom Homes Inc
Probation Interview

Mr. Jones and Ms. Healy reviewed the history for Lake City Custom Homes Inc. Mr. Brown and Mr. Robison answered questions from the Commission. Mr. Jones made a recommendation to table for thirty days to allow for time to become compliant with probation and if not then compliant, a Notice of Agency Action may be filed. Mr. Martineau made a motion to delay action for 30 days. Mr. Tippetts seconded the motion. Motion passed by unanimous vote.

Leading Edge Electric LLC
Probation Interview

A representative for Leading Edge Electric LLC did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Mountain View Drywall Systems Inc
Probation Interview

A representative for Mountain View Drywall Systems Inc did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Southwest Drywall & Plaster Inc
Probation Interview

A representative for Southwest Drywall & Plaster Inc did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Stoneworx Inc
Probation Interview

A representative for Stoneworx Inc did not attend the probation interview. Ms. Gibbs made a motion to file a Notice of Agency Action for failure to comply with probation. Mr. Preston seconded the motion. Motion

passed by unanimous vote.

DISCUSSION ITEMS:

R W Andersen Construction LC
Stipulation and Order
Financial Responsibility

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

JC Martinez Carpentry Construction Inc
Stipulation and Order
Financial Responsibility

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

Aggressive Excavation Inc
Stipulation and Order
Financial Responsibility

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

Michelle Ehlers
Burglar Alarm Company
Memorandum of Understanding

Mr. Jones reviewed the proposed Memorandum of Understanding. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

DSB Construction LLC
Order Reinstating License

Mr. Jones reviewed the Order Reinstating the License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Beehive Roofing LLC
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Sean Foote Construction LLC
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Concrete Concepts Inc
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Mitchell Excavation Inc
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Aspire Civil Construction LLC
Stipulation and Order
Qualifier Experience

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

David Taft Merrill
Apprentice Electrician
Stipulation and Order

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

Aaron O Jepsen
Apprentice Electrician
Stipulation and Order

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

Wesley Keith Rash
Master Electrician
Stipulation and Order

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

Martin Shane Cupple
Apprentice Electrician
Stipulation and Order

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

Russ's Concrete LLC
Order Terminating Probation
License Bond Provided

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Gary Drage
Elevator Mechanic
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Thomas John Roundy
Order Reinstating License

Mr. Jones reviewed the Order Reinstating License. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion

Robert Devey
Order to Continue Probation with a Reprimand

passed by unanimous vote.
Mr. Jones reviewed the Order to Continue Probation with a Reprimand. Mr. Preston made a motion to approve the Order as written. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

D & K Electrical and Instrumentation
Specialist LLC
Default Order
Misrepresentation and Financial Responsibility

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

Darin M. Ivison
Burglar Alarm Company Agent

Mr. Jones reviewed the proposed Memorandum of Understanding. Mr. Preston made a motion to approve the MOU. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

ADJOURN:

11:10 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.

September 26, 2012
Date Approved

(ss) Ed Gongaware
Acting Chairperson, Construction Services Commission

September 26, 2012
Date Approved

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