

MINUTES

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

**February 10, 2010
North Conference Room – 8:15 am
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 8:16 am

ADJOURNED: 10:30 am

Board Members Present:

James Havell, Chair
Jeff Richards, Vice-Chair
Karyn Bunnell
Merlin Taylor
Patty Fullmer
Douglas W Darrington

Board Members Absent:

Daniel Dearden

Guests:

Becky Hutcheon, homeowner
Lex Puffer, homeowner
Sharon Puffer, homeowner
Amy Taylor, homeowner
Willis F. McComas, attorney for the Taylor's
Harrison Horn, Cort One, LLC
Duncan Lillier, Cort One, LLC
Morgan Fife, attorney for Cort One, LLC
Darin Michi'l, homeowner

DOPL Staff Present:

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

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the December 2009 board meeting.

Ms. Bunnell made a motion to approve the December 2009 minutes as written. Mr. Taylor seconded the motion. Motion passed by unanimous vote.

Fund Balance

Mr. Ishihara reported on the fund balance.

Legislative Update

Mr. Patterson reported on the legislative session.

Homeowner Applications Approved by the Division:

The following applications were approved by the Division:

- a) Gerald V & Leslie A Trelease v DMC Construction Inc
- b) Dan & Stephanie Aucunas v Wolverine Construction

Homeowner Applications for Review:

1. Recommended for Approval & Explanation Required

- a) BIGTAY001 John & Amy Taylor v Big Brother Construction Inc – Mr. Ishihara gave a brief explanation of the application. Mr. Taylor made a motion to approve the application. Mr. Richards seconded the motion. Motion passed by unanimous vote.

2. Recommended for Denial & Explanation Required

- a) BOUPUF001 Lex & Sharon Puffer v Boulder Creek Homes & Construction Inc – Mr. Uriarte gave a brief explanation of the application. The homeowners gave a brief explanation of the job. Mr. Taylor made a motion to approve the application. Mr. Darrington seconded the motion. Motion passed by unanimous vote.
- b) BRODUC001 James C & Julie A Duckett v Browns Concrete Construction LLC – Mr. Uriarte gave a brief explanation of this application. Ms. Bunnell made a motion to deny this application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
- c) CLEDRI001 Driven LLC v Clearwater Concrete LLC – Mr. Uriarte gave a brief explanation of the application. The homeowner gave an explanation of the application. Mr. Richards made a motion to approve the application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
- d) DUSHUT001 DeLane and Rebecca Hutcheon v Dustin's Custom Homes LLC – Mr. Ishihara gave a brief explanation of the application. Mr. Richards made a motion to deny the application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
- e) EPIATK001 Ryan Atkin v Epic Home Builders Inc – Mr. Ishihara gave a brief explanation of the application. Mr. Taylor made a motion to deny the application. Mr. Richards seconded the motion. Motion passed by unanimous vote.
- f) NOSLES001 Victor Lesh v No Sweat Construction,

- LLC – Mr. Richards asked to be recused. Mr. Uriarte gave a brief explanation of this application. Ms. Fullmer made a motion to deny the application. Mr. Darrington seconded the motion. Motion passed with five votes in favor. Mr. Richards did not vote.
- g) REDTOR001 Lance P & Glenda J Torres v Red Creek Builders Inc – Mr. Uriarte gave a brief explanation of the application. Mr. Richards made a motion to deny the application. Ms. Fullmer seconded the motion.
 - h) SAMCOR001 Cort One LLC v Samuel Mailangi Vanisi – Mr. Ishihara gave a brief explanation of the application. Ms. Fullmer made a motion to approve to application based on the Divisions verbal recommendation. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.
 - i) VELNEL001 Sean & Sheri Nelson v Velocity Concrete & Design – Mr. Ishihara gave a brief explanation of the application. Mr. Richards made a motion to deny this application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.

Informal Claims for Review:

1. Recommended for Approval & No Explanation required
 - a) LRF-2009-0805-02 BMC West Corporation v Herbert R Burnett (Hunt) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - b) LRF-2009-0915-02 Stock Building Supply West, Inc. v Odell Roofing Inc (Baugh) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - c) LRF-2009-0917-02 Superior Buck & Steel Sup. Inc. v Wolverine Construction Inc (Gillis) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - d) LRF-2009-1001-02 Burton Lumber & Hardware v Quaken Grove Inc (Kerr) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this

- claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
- e) LRF-2009-1008-01 Stock Building Supply West Inc v Nut Tree Construction Inc (Marryott) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - f) LRF-2009-1014-01 Pacific Cabinets LC v Citadel Builders (Frandsen) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - g) LRF-2009-1020-02 Staker & Parsons Companies v Sagecreek Development (Chesworth) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - h) LRF-2009-1103-01 Scott Powell Drywall Inc v Boulder Creek Homes & Construction Inc (Ostmark) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - i) LRF-2009-1103-02 Scott Powell Drywall Inc v Boulder Creek Homes & Construction Inc (Walters) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - j) LRF-2009-1103-03 Scott Powell Drywall Inc v Boulder Creek Homes & Construction Inc (Bell) – Ms. Fullmer asked to be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.
 - k) LRF-2009-1112-01 Sunroc Corporation v Built Wright Homes Inc (Trollier) - Ms. Fullmer asked to

be recused. Ms. Bunnell made a motion to approve this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote. Motion passed with five votes in favor. Ms. Fullmer did not vote.

ADJOURN: Meeting adjourned at 10:30 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.

03/17/2010
Date Approved (ss) Jeff Richards
Chairperson, Residence Lien Recovery Fund Advisory Board

03/17/2010
Date Approved (ss) Dane Ishihara
Program Coordinator, Division of Occupational &
Professional Licensing