

MINUTES

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

**July 14, 2010
North Conference Room – 8:15 am
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 8:15 am

ADJOURNED: 9:32 am

Board Members Present:

Jeff Richards, Chair
Douglas W Darrington, Vice Chair
James Havell
Merlin Taylor
Patty Fullmer
Daniel Dearden,

Board Members Absent:

DOPL Staff Present:

AAG, Tony Patterson
Program Manager, Dane Ishihara
Claims Examiner, Jon Uriarte
Fund Secretary, Tracy Naff
Board Secretary, Ann Naegelin

Guests:

Ken Rogers, homeowner
David Fischer, homeowner
Taylor Fox, attorney
Cortney Kochevar, attorney
Lance Service, homeowner
James Garrett, attorney
Damon Jangard, homeowner
Jen Jangard, homeowner

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the July 2010 board meeting.

Mr. Darrington made a motion to approve the 2010 minutes as written. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.

Elect Board Chair and Vice Chair

Mr. Richards was elected as the Board Chairman. Mr. Darrington was elected as the Vice Chairman.

Homeowner Application Approved Prior to the Board Meeting:

Michael & Emily Petersen v Boulder Creek Homes & Construction Inc
Wanda Oliver v Torlos Trim Inc dba Cornerstone Roofing and Construction
Robert Evensen v Boulder Creek Homes & Construction Inc
Daniel Hansen v Brindley Concrete and Co Inc
Pam Jongert v Lee Homes LLC
Steven T Escher v Still Water Homes Inc
Charles H Hensel v Red Rock Contracting Inc
Debi Adams v Practical Flooring Solutions Inc
Jory Kimball v Majestic Ridge Builders Inc
M Decker Holdings LLC v Torlos Trim Inc dba Cornerstone Roofing and Construction
Mark J Foree v Aspen Homes Development
Stephen & Therese Martin v Nunley Builders
Jerry L Hoyt v Larry Zizzi dba Finish Construction
Sean Breazeal v Swapp Roofing Inc
Jeff & Connie Smith v Swapp Roofing Inc
Geoffrey Phillips V Bradco Builders Inc

Homeowner Applications for Review:

1. Recommended for Denial & Explanation Required
 - a) GRAJOH001 John Q Andrew Jr Revocable Trust v Granite Square LLC – Mr. Ishihara gave a brief explanation of this application. Mr. Taylor made a motion to deny the application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
 - b) GRANAS001 Brent & Beverly Nash v Granite Square LLC – Mr. Ishihara gave a brief explanation of this application. Ms. Fullmer made a motion to deny the application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.
 - c) GRASPE001 Marian Spencer v Granite Builders LLC – Mr. Ishihara gave a brief explanation of this application. Ms. Fullmer made a motion to deny the application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.

2. Recommended for Denial & Explanation Required

- d) FOUGRE001 Paul Gregerson v Fourwinds Development Group LLC – Mr. Ishihara gave a brief explanation of this application. Mr. Darrington made a motion to deny the application. Mr. Havell seconded the motion. Motion passed by unanimous vote.
- e) HIGROG001 Kenneth J & Constance G Rogers v Highstandard Concrete Inc – Mr. Ishihara gave a brief explanation of this application. Ms. Fullmer made a motion to deny this application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.
- f) MOUFIS001 David Fischer v Mountainland Construction Inc – Mr. Ishihara gave a brief explanation of this application. Mr. Fischer gave a brief explanation of his application. Mr. Darrington made a motion to deny this application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
- g) NEGJAN001 Damon & Jen Jangard v Negrette Construction LLC – Mr. Uriarte gave a brief explanation of this application. The homeowners answered questions from the Board. Mr. Taylor made a motion to continue this application for no more than 60 days to allow the homeowners time to submit additional information regarding payment in full of the contract amount. Mr. Havell seconded the motion. Motion passed by unanimous vote.
- h) ROSPRA001 Jordan Brent & Amber Loveless Pratley v Ross Construction Inc – Mr. Richards asked to be recused. Mr. Uriarte gave a brief explanation of this application. Mr. Taylor made a motion to deny the application. Ms. Fullmer seconded the motion. Motion passed with four votes in favor. Mr. Richards and Mr. Deardon did not vote.
- i) SNAKOC001 Jeffrey Kochevar v Snarr Brothers Landscape and Maintenance LLC – Mr. Uriarte gave a brief explanation of this application. Attorney for the homeowner gave an explanation of this application. Mr. Havell made a motion to deny the application. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.

3. Recommended for Approval & Explanation
Required

- a) ESPSER001 Amy & Lance Service v Esprit Construction - Mr. Ishihara gave a brief explanation of this application. Ms. Fullmer made a motion to approve this application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.
- b) ESPTUC001 Claude & Tammy Tucker v Esprit Construcion – Mr. Ishihara gave a brief explanation of this application. Ms. Fullmer made a motion to approve this application. Mr. Darrington seconded the motion. Motion passed by unanimous vote.

Informal Claims for Review:

1. Recommended for Approval & Explanation required

- a) LRF-2009-1124-01 Scott Powell Drywall Inc v Boulder Creek Homes & Construction Inc (Svitak) – Mr. Uriarte gave a brief explanation of this claim. Mr. Darrington made a motion to approve the claim as recommended by the Division. Mr. Havell seconded the motion. Motion passed by unanimous vote.
- b) LRF-2009-1223-01 Scott Powell Drywall Inc v Boulder Creek Homes & Construction Inc (Evensen) - Mr. Uriarte gave a brief explanation of this claim. Mr. Darrington made a motion to approve the claim as recommended by the Division. Mr. Havell seconded the motion. Motion passed by unanimous vote.

2. Recommended for Approval & No Explanation
required

- a) LRF-2009-0309-02 Wheelwright Lumber Co v Old School Inc (Diaz) – Mr. Darrington made a motion to approve the claim as recommended by the Division. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
- b) LRF-2009-0825-01 Distinctive Marble & Granite LLC v Ellis & Sons Construction Inc (Allen) – Mr. Darrington made a motion to approve the claim as recommended by the Division. Ms.

- Fullmer seconded the motion. Motion passed by unanimous vote.
- c) LRF-2009-1109-02 Staker & Parsons Companies v D & D Custom Builders Inc (Hansen) – Mr. Darrington made a motion to approve the claim as recommended by the Division. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
 - d) LRF-2009-1119-01 Aspire Design Inc fka Floors By Design Inc v J Ballard Homes Inc (Worthington) - Mr. Darrington made a motion to approve the claim as recommended by the Division. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
 - e) LRF-2009-1215-04 Bullet Electric Inc v Wasatch Homes Construction LLC (Heaps) – Mr. Darrington made a motion to approve the claim as recommended by the Division. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.
 - f) LRF-2009-1216-01 Bullet Electric Inc v Wasatch Homes Construction LLC (Yandura) – Mr. Darrington made a motion to approve the claim as recommended by the Division. Ms. Fullmer seconded the motion. Motion passed by unanimous vote.

ADJOURN: Meeting adjourned at 9:32 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.

August 11 ,2010
Date Approved

(ss) Jeff Richards
Chairperson, Residence Lien Recovery Fund Advisory Board

August 11, 2010
Date Approved

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