

IDAHO CONTRACTORS BOARD
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 1/25/2012

BOARD MEMBERS PRESENT: Steve Pinther - Chair
Anthony J. Hughes
John Robert Pilote

BOARD MEMBERS ABSENT: Pamela Prather
Timothy R Timmins

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Eric Nelson, Naylor & Hales
Jake Naylor, Naylor & Hales
Erin Anderson, Secretary

The meeting was called to order at 8:30 AM MST by Steve Pinther.

APPROVAL OF MINUTES

A motion was made by Mr. Pilote to approve the minutes from 12/14/11.
Seconded by Mr. Hughes, motion carried.

LEGISLATIVE REPORT

Ms. Cory informed the Board that the Bureau has moved to the next phase of purchasing a new licensing system. She noted that the Board had no other pending items before the Legislature.

FINANCIAL REPORT

Ms. Hall informed the Board of it's current balance of \$373,382.44.

DISCIPLINE

Mr. Nelson presented a memorandum for Board consideration:

CON-2011-38 A motion was made by Mr. Hughes that the renewal rights be revoked for the entity listed in the memorandum and to close the case with a warning letter referencing IC 54-5214. Seconded by Mr. Pilote, motion carried.

CON-2007-126 A motion was made by Mr. Hughes to close this case with a warning letter. Seconded by Mr. Pilote, motion carried.

CON-2011-15 A motion was made by Mr. Hughes to close this case with a warning letter. Seconded by Mr. Pilote, motion carried.

Mr. Nelson presented the following Stipulation and Consent Order's for Board consideration:

CON-2008-167 A motion was made by Mr. Hughes to accept the Stipulation and Consent Order and authorize the Chair to sign. Seconded by Mr. Pilote, motion carried.

CON-2009-48 A motion was made by Mr. Hughes to accept the Stipulation and Consent Order and authorize the Chair to sign. Seconded by Mr. Pinther, motion carried. Mr. Pilote abstained from voting.

CON-2009-52 A motion was made by Mr. Hughes to accept the Stipulation and Consent Order and authorize the Chair to sign. Seconded by Mr. Pilote, motion carried.

CON-2009-66 A motion was made by Mr. Pilote to accept the Stipulation and Consent Order and authorize the Chair to sign. Seconded by Mr. Hughes, motion carried.

CON-2010-37 A motion was made by Mr. Hughes to accept the Stipulation and Consent Order and authorize the Chair to sign. Seconded by Mr. Pilote, motion carried.

CON-2010-97 A motion was made by Mr. Pilote to accept the Stipulation and Consent Order and authorize the Chair to sign. Seconded by Mr. Hughes, motion carried.

CON-2009-50 A motion was made by Mr. Hughes to accept the Findings of Fact, Conclusion of Law and Final Order and authorize the Chair to sign. Seconded by Mr. Pilote, motion carried.

CON-2009-63 A motion was made by Mr. Pilote to accept the Findings of Fact, Conclusion of Law and Final Order and authorize the Chair to sign. Seconded by Mr. Hughes, motion carried.

CON-2011-30 A motion was made by Mr. Hughes to accept the Findings of Fact, Conclusion of Law and Final Order and authorize the Chair to sign. Seconded by Mr. Pilote, motion carried.

RECESS

The Board adjourned for a 10 minute break.

The meeting was called to order.

INVESTIGATIVE REPORT

Ms. Peel presented the investigative report, which is linked above.

I-CON-2012-30, I-CON-2012-50, I-CON-2012-64, I-CON-2012-69, I-CON-2012-70, I-CON-2012-72, I-CON-2012-39, I-CON-2012-48, I-CON-2012-49, I-CON-2012-53, I-CON-2012-54, I-CON-2012-55, I-CON-2012-67, I-CON-2012-74, I-CON-2012-75, I-CON-2012-63 A motion to close these files was made by Mr. Hughes. Seconded by Mr. Pilote, motion carried.

I-CON-2009-156, I-CON-2009-168, I-CON-2009-189, I-CON-2009-223, I-CON-2009-226, I-CON-2010-42, I-CON-2010-77, I-CON-2010-126, I-CON-2010-310, I-CON-2011-21, I-CON-2011-64, I-CON-2011-85, I-CON-2011-141, I-CON-2011-251, I-CON-2012-16, I-CON-2012-17 A motion to close these files was made by Mr. Hughes. Seconded by Mr. Pilote, motion carried.

OTHER

Mr. Ellsworth discussed with the Board what a TIN # is and that Idaho Code 54-5210(1) (a) requires applicants to hold a social security number for individual applicants. The Board directed Mr. Ellsworth to notify the current registrants that hold an ITIN# that a Social Security number will be required at their next renewal to maintain their active registration numbers.

The Board reviewed correspondence. No action was taken.

NASCLA

A motion was made by Mr. Pilote to approve Mr. Pinther to attend the National Association of State Contractors Licensing Agency semi-annual meeting and pay expenses. Seconded by Mr. Hughes, motion carried.

A motion was made by Mr. Pilote to approve the updates made to the State Licensing Information Directory and forward back to NASCLA. Seconded by Mr. Hughes, motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Pilote that the Board go into executive session under Idaho Code § 67-2345(1) (d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. Seconded by Mr. Hughes, motion carried. The vote was: Mr. Pilote, aye; Mr. Hughes, aye; and Mr. Pinther, aye.

A motion was made by Mr. Pilote to exit executive session. Seconded by Mr. Hughes, motion carried. The vote was: Mr. Pilote, aye; Mr. Hughes, aye; and Mr. Pinther, aye.

APPLICATIONS

A motion was made by Mr. Pilote to approve the following applications. Seconded by Mr. Hughes, motion carried:

Michael Dolan	RCT-32800
Patricia Tipton	RCT-32816
Daniel Palmer	RCT-32828

NEXT MEETING 2/14/2012

ADJOURNMENT

A motion to adjourn at 12:15 PM MDT was made by all. Individual votes for this motion were Mr. Hughes, aye; Mr. Pinther, aye; and Mr. Pilote, aye.

Steve Pinther, Chair

Anthony J. Hughes

John Robert Pilote

Tana Cory, Bureau Chief