

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

Board Meeting Minutes of 10/10/2012

BOARD MEMBERS PRESENT: Steve Pinther - Chair
Larren D Novak
Timothy R Timmins
John Robert Pilote

BOARD MEMBERS ABSENT: Pamela Prather

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Jake Naylor, Naylor and Hales
Tyler Blaine, Naylor and Hales

OTHERS PRESENT: Scott Schriber, Selle Valley Construction Inc.

The meeting was called to order at 8:35 AM MDT by Steve Pinther.

APPROVAL OF MINUTES

Mr. Pilote made a motion to approve the minutes of 9/18/2012 and 9/28/2012. The minutes of 9/28/2012 were approved with corrections. It was seconded by Mr. Timmins. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She stated that the vendor has been selected for the new IT system and there will not be a need for the one-time cost that was budgeted. She said that the fee increase is not needed at this time due to that change.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$280,760.61 as of 9/30/2012.

DISCIPLINE

Mr. Naylor presented a memorandum regarding the following case numbers CON-2010-77, CON-2010-54, CON-2012-1, CON-2012-65, CON-2012-37, CON-2012-13, CON-2013-5, CON-2011-50 and CON-2012-32. After discussion, the Board gave recommendations for appropriate discipline.

From the same memorandum, a motion was made by Mr. Pilote to close case numbers CON-2011-4, CON-2012-12, CON-2012-52, CON-2011-73, CON-2011-20, CON-2011-21, CON-2011-22 and CON-2011-17. Mr. Pilote also made a motion to table CON-2012-4 for further information. It was seconded by Mr. Novak. Motion carried.

Mr. Pilote made a motion to close CON-2012-50 with a warning letter. It was seconded by Mr. Timmins. Motion carried.

Mr. Naylor presented the following Stipulation and Consent Orders:

Mr. Pilote made a motion to approve the following Consent Orders: for CON-2012-75 and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Novak. Motion carried.

Mr. Novak made a motion to approve Consent Orders: CON-2010-66, CON-2010-74, CON-2011-24, CON-2011-25, CON-2011-33, CON-2011-45, CON-2011-56, CON-2011-57, CON-2011-58, CON-2011-71, CON-2011-79, CON-2012-10, CON-2012-26 and CON-2012-61 and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Timmins. Motion carried.

Mr. Pilote made a motion to approve Consent Order CON-2009-43, CON-2010-27, CON-2011-52 and CON-2010-57 and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Novak. Motion carried.

Mr. Naylor presented the Findings of Fact, Conclusions of Law and Final Order in cases CON-2011-46 and CON-2012-47.

Mr. Pilote made a motion to approve the Findings of Fact, Conclusions of Law and Final Orders in cases CON-2011-46 and CON-2012-47 and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Timmins. Motion carried.

INVESTIGATIVE REPORT

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

FOR BOARD DETERMINATION

Mr. Pilote made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2012-65, I-CON-2012-172, I-CON-2013-1 and I-CON-2013-4. It was seconded by Mr. Timmins. Motion carried.

Mr. Pilote made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2010-315, I-CON-2011-20, I-CON-2011-28, I-CON-2011-29 and I-CON-2011-102. It was seconded by Mr. Novak. Motion carried.

EXECUTIVE SESSION

Mr. Novak made a motion 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. It was seconded by Mr. Timmins. The vote was: Mr. Novak, aye; Mr. Timmins, aye; Mr. Pilote, aye; and Mr. Pinther, aye. Motion carried.

Mr. Pilote made a motion to come out of executive session. It was seconded by Mr. Timmins. The vote was: Mr. Novak, aye; Mr. Timmins, aye; Mr. Pilote, aye; and Mr. Pinther, aye. Motion carried

APPLICATIONS

Mr. Timmins made a motion to approve the following for registration:

RCE-33969 Micheal Hall LLC

It was seconded by Mr. Novak. Motion carried.

CORRESPONDENCE

The Board reviewed correspondence from Mr. Anderson and tabled the matter to request additional information to review at the next regularly scheduled meeting.

OTHER

Ms. Hall presented to the Board the application updates. The Board made a few suggestions and requested that the corrected application be presented at the next regularly scheduled meeting.

Ms. Anderson gave the Board a handout with a synopsis of the 2012 NASCLA Annual Conference. Mr. Pinther also gave the Board his updates from the NASCLA conference.

NEXT MEETING was scheduled for 11/13/2012.

ADJOURNMENT

Mr. Pinther made a motion to adjourn the meeting at 12:10 PM MST. It was seconded by Mr. Pilote and Mr. Timmins. Motion carried.

Steve Pinther, Chair

Larren D Novak

Timothy R Timmins

John Robert Pilote

Tana Cory, Bureau Chief