

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

Board Meeting Minutes of 11/19/2013

BOARD MEMBERS PRESENT: John Robert Pilote - Chair
Scott Schriber
Charles R. Ellis

BOARD MEMBERS ABSENT: Deborah Ann Karren
Larren D Novak

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Eric Nelson, Board Prosecutor
Joan Callahan, Board Prosecutor

OTHERS PRESENT: Neil Colwell, Dig Line Inc. and Avista Corp.
Ron Law

The meeting was called to order at 8:36 AM MST by John Robert Pilote.

APPROVAL OF MINUTES

Mr. Schriber made a motion to approve the minutes of 10/17/2013. It was seconded by Mr. Ellis. Motion carried.

LEGISLATIVE REPORT

Ms. Cory deferred the legislative report. She stated that the only thing that may affect the Board would be discussed later by Mr. Colwell.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$208,993.00 as of 10/31/2013.

DISCIPLINE

Mr. Nelson presented a memorandum regarding case numbers CON-2014-25, CON-2014-26, CON-2014-24, CON-2013-74, CON-2012-29, CON-2012-35, CON-2012-6, and CON-2012-45. Mr. Schriber made a motion to close CON-

2014-24. It was seconded by Mr. Ellis. Motion carried. The Board gave its recommendations of appropriate discipline for the other cases.

Mr. Nelson presented Stipulation and Consent Orders in case numbers CON-2012-41, CON-2013-26, CON-2013-28, CON-2013-29, CON-2013-79, CON-2013-81, CON-2014-18, and CON-2013-27. Mr. Schriber made a motion to approve the Consent Orders and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Ellis. Motion carried.

Mr. Nelson presented a Findings of Fact, Conclusion of Law and Final Order in case numbers CON-2014-3 and CON-2013-85. Mr. Schriber made a motion to approve the Findings of Fact, Conclusion of Law and Final Orders for CON-2014-3 and CON-2013-85 and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Ellis. Motion carried.

INVESTIGATIVE REPORT

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

FOR BOARD DETERMINATION

Mr. Schriber made a motion to approve the Bureau's recommendation and authorize closure in case numbers I-CON-2013-142, I-CON-2014-3, I-CON-2014-5, I-CON-2014-30, I-CON-2014-33, I-CON-2014-34, I-CON-2014-48, I-CON-2014-53, I-CON-2014-59, I-CON-2014-61 and I-CON-2014-62. It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to approve the Bureau's recommendation and authorize closure in case numbers I-CON-2010-286, I-CON-2013-39, I-CON-2013-76, I-CON-2013-157, I-CON-2013-159 and I-CON-2014-11. It was seconded by Mr. Ellis. Motion carried.

OLD BUSINESS

Ms. Cory and the Board went over the To Do List from previous meetings. The list being kept is correct and items still being addressed will remain on the list. Items no longer active and will be removed.

NEW BUSINESS

Mr. Colwell and Mr. Law addressed the Board regarding a proposed law change for Chapter 22, Title 55. In this proposal the Board would be authorized to impose discipline against any facility owners or excavators that observe damage or cause damage to an underground facility. The Board will review the proposal and discuss at a future meeting.

EXECUTIVE SESSION

Mr. Schriber 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. Ellis. The vote was: Mr. Pilote, aye; Mr. Schriber, aye; and Mr. Ellis, aye. Motion carried.

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

APPLICATIONS

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

RCT-36084	Robert Brazington DBA Robs Floor Covering
RCT-36167	Lani Hatch DBA The Drywall Surgeons
RCT-36194	Chad Newby DBA C & K Foundations
RCT-36200	Kevin Rye DBA Surface Scapes
RCE-36285	Highland Construction LLC
RCE-36335	Specialized Homes Inc.
RCE-36336	Pro Coatings Inc.

It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to approve the following for registration, but deny the applicants' requests to keep their old registration number and transfer it to their new applications:

RCE-36318	Paul Davis Restoration LLC
RCE-36319	Pinnacle Group Construction LLC
RCE-36218	Albe Construction DBA Timepiece Homes

It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to approve an adjustment to the business application for entity applicants. It was seconded by Mr. Ellis. Motion carried.

NATIONAL ASSOCIATION OF STATE CONTRACTORS LICENSING AGENCIES

The Board reviewed the material received from NASCLA. The Board noted that any update of information to NASCLA or future attendance to conferences could be deferred for the time being.

NEXT MEETING was scheduled for 12/17/2013.

ADJOURNMENT

Mr. Schriber made a motion to adjourn the meeting at 11:17. It was seconded by Mr. Ellis. Motion carried.

John Robert Pilote, Chair

Charles R. Ellis

Scott Schriber

Tana Cory, Bureau Chief