

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

Board Meeting Minutes of 11/16/2015

BOARD MEMBERS PRESENT: John R Pilote - Chair
Deborah A Karren
Scott Schriber
Gary R Bond
Charles R Ellis

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Eric Nelson, Board Prosecutor
John Merrill, Investigator
Scott Mayne, Technical Records Specialist I
Mary Miles, Management Assistant

OTHERS PRESENT: Jason Morris
Steven Campolattar

The meeting was called to order at 8:30 AM MST by John R Pilote.

APPROVAL OF MINUTES

Ms. Karren made a motion to approve the minutes of October 20, 2015. It was seconded by Mr. Ellis. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She said that the Board's proposed rules are linked to the Board's website and were published in the October Administrative Rules bulletin.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$56,478.70 as of October 31, 2015.

DISCIPLINE

Mr. Nelson presented a memorandum regarding case numbers CON-2015-56, CON-2016-13, CON-2015-26, CON-2015-45, CON-2015-8, CON-2015-84, CON-2015-70, CON-2015-81, CON-2016-12, CON-2016-18, CON-2016-17, CON-2016-20, CON-2015-89, and CON-2015-78. After discussion, the Board gave recommendations for appropriate discipline.

Mr. Schriber made a motion to authorize closure of case number CON-2016-23 with a warning letter. It was seconded by Mr. Bond. Motion carried.

Mr. Bond made a motion to authorize closure of case number CON-2016-14. It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to authorize closure of case number CON-2015-71 with a warning letter. It was seconded by Mr. Ellis. The vote was: Mr. Ellis, aye; Mr. Schriber, aye; Ms. Karren, nay; Mr. Bond, nay; and Mr. Pilote, nay. Motion died.
The Board gave Mr. Nelson direction on how to proceed.

Mr. Bond made a motion to authorize closure of case numbers CON-2015-59 and CON-2015-60. It was seconded by Mr. Schriber. Motion carried.

Mr. Bond made a motion to authorize closure of case number CON-2015-88. It was seconded by Mr. Ellis. Motion carried.

Mr. Schriber made a motion to authorize closure of case number CON-2015-80 with a warning letter. It was seconded by Mr. Ellis. Motion carried.

Mr. Nelson presented Stipulations and Consent Orders in cases CON-2014-49, CON-2014-77, CON-2015-36, CON-2016-4, CON-2016-15, and CON-2016-22.

Mr. Ellis made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Bond. Motion carried.

Mr. Nelson presented an Emergency Suspension for case number CON-2015-29. Mr. Bond made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Ellis. Motion carried.

Mr. Nelson presented Findings of Fact, Conclusions of Law and Final Orders for cases CON-2015-24, CON-2016-9 and CON-2016-11. Mr. Schriber made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Bond. 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 cases I-CON-2015-212, I-CON-2015-223, I-CON-2015-235, I-CON-2016-8, I-CON-2016-15, I-CON-2016-16, I-CON-2016-18, I-CON-2016-22, I-CON-2016-31, I-CON-2016-36, I-CON-2016-37, I-CON-2016-49, I-CON-2016-54, I-CON-2016-55, I-CON-2016-65, I-CON-2016-66, I-CON-2016-67, I-CON-2016-68, I-CON-2016-71, I-CON-2016-79, I-CON-2016-83, I-CON-2016-84, I-CON-2015-139, I-CON-2015-213, I-CON-2015-236, I-CON-2016-34, I-CON-2015-224, I-CON-2015-234, I-CON-2016-17, I-CON-2016-23, I-CON-2016-35, I-CON-2016-48, I-CON-2016-57, I-CON-2016-70, I-CON-2016-77, I-CON-2016-78, and I-CON-2016-85, I-CON-2016-75 and I-CON-2016-76. It was seconded by Mr. Ellis. Motion carried.

Mr. Ellis made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2015-35, I-CON-2015-50, I-CON-2015-59, I-CON-2015-73, I-CON-2015-100, I-CON-2015-102, I-CON-2015-134, I-CON-2015-191, I-CON-2015-210, I-CON-2015-216, I-CON-2015-228, I-CON-2015-229, I-CON-2016-21 and I-CON-2016-39. It was seconded by Mr. Bond. Motion carried.

TO DO LIST

The Board reviewed the to do list and no action was taken.

Ms. Cory presented to the Board members the draft language from the Tax Commission regarding the difference between sales and use taxes that the Tax Commission has asked to be included with renewal notices. Mr. Schriber made a motion to approve the language and to add to the renewal inserts. It was seconded by Mr. Ellis. Motion carried.

BACKGROUND MATERIAL ON FEE INCREASE

Ms. Cory presented a packet of background material on the fee increase. The Board will contact and present the information to their Legislators.

NATIONAL ASSOCIATION OF STATE CONTRACTORS LICENSING AGENCIES

The Board reviewed the information for the NASCLA directory update. No action taken.

EXECUTIVE SESSION

Mr. Ellis made a motion that the Board go into executive session under Idaho Code § 74-206(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. Schriber. The vote was: Mr. Ellis, aye; Mr. Schriber, aye; Ms. Karren, aye; Mr. Bond, aye; and Mr. Pilote, aye. Motion carried.

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

Mr. Bond made a motion to deny Jason D. Morris due to Rule 165.02.a.iii. It was seconded by Mr. Schriber. Motion carried.

Mr. Bond made a motion to approve A & S Siding & Gutter LLC for registration. It was seconded by Mr. Schriber. Motion carried.

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

APPLICATIONS

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

Approved for Licensure	
BARNES JAKE DANIEL	RCT-40716
ECHAVARRIA ANDREW ANTHONY	RCT-40676
FIRPO WESLEY	RCT-40538
HENSON TOM B	RCT-40589
MOSES KYLE C	RCT-40737

It was seconded by Mr. Schriber. Motion carried.

Mr. Bond made a motion to approve the following for licensure:

Approved for Licensure	
GPD SERVICES COMPANY INC	RCE-40713
STONE CREST CONSTRUCTION LLC	RCE-40714
HANKINS LLC	RCE-40715
GARTH CALLAGHAN CONTRACTING LLC	RCE-40721
NORWEST CONTRACTING LLC	RCE-40746

Mr. Bond made a motion to approve pending further information the following:

Approved / Pending	
901141761	
901125147	

It was seconded by Mr. Ellis. Motion carried.

Mr. Bond made a motion to deny 901142103. Motion died for lack of a second.

Mr. Ellis made a motion to approve Donny Paul Torres for registration. It was seconded by Mr. Schriber. The vote was: Mr. Ellis, aye; Mr. Schriber, aye; Ms. Karren, aye; Mr. Bond, nay; and Mr. Pilote, aye. Motion carried.

NEXT MEETING was scheduled for December 15, 2015.

The Board scheduled the following dates for 2016:

January 15, 2016 - Conference Call at 10:00 AM.

February 16, 2016 - Conference Call at 10:00 AM.

March 15, 2016 - Face to Face Meeting at 8:30 AM.

April 12, 2016 - Conference Call at 10:00 AM.

May 10, 2016 - Conference Call at 10:00 AM.

June 14, 2016 - Face to Face Meeting at 8:30 AM.

ADJOURNMENT

Mr. Schriber made a motion to adjourn the meeting at 12:50 PM. It was seconded by Mr. Ellis. Motion carried.

John R Pilote, Chair

Deborah A Karren

Scott Schriber

Gary R Bond

Charles R Ellis

Tana Cory, Bureau Chief