

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

**Board Meeting Minutes of 7/12/2017**

**BOARD MEMBERS PRESENT:** C Roy Ellis - Chair  
Rodney Underhill  
J Robert Pilote  
Rebecca Ann Bowen Odom  
Gary R Bond

**BUREAU STAFF:** Tana Cory, Bureau Chief  
Lori Peel, Investigative Unit Manager  
Maurie Ellsworth, General Counsel  
Mitchell Toryanski, Legal Counsel  
Eric Nelson, Board Prosecutor  
Mary Miles, Technical Records Specialist II

**OTHERS PRESENT:** Jacob D. Henderson, Hendo construction  
Douglas E. Henderson, Hendo Construction  
Roberto Martinez, Martinez Flooring LLC  
Tina Martinez, Martinez Flooring, LLC

The meeting was called to order at 8:30 AM MDT by C Roy Ellis.

**APPROVAL OF MINUTES**

Mr. Bond made a motion to approve the minutes of 6/20/2017. It was seconded by Mr. Pilote. Motion carried.

**LEGISLATIVE REPORT**

Mr. Toryanski gave the legislative report. The deadline to submit proposed law changes to the Governor's Office is July 14, 2016 and the deadline to submit proposed rule changes to the Governor's Office is August 18, 2016 for the 2018 Legislative Session.

## **FINANCIAL REPORT**

Ms. Cory gave the financial report, which indicated that the Board had a cash balance of \$119,680.34 as of 6/30/2017.

## **FY 2018 CONTRACT RENEWAL**

Ms. Cory presented to the Board members the FY 2018 Contract Renewal. Mr. Bond made a motion to approve the FY 2018 Contract Renewal and authorize the Board Chair to sign on behalf of the Board. It was seconded by Mr. Pilote. Motion carried.

## **DISCIPLINE**

Mr. Nelson presented a memorandum regarding case numbers CON-2017-90, CON-2017-89, CON-2017-94, CON- 2017-56, CON-2017-100, CON-2017-102, and CON-2017-101. After discussion, the Board gave recommendations for appropriate discipline.

Mr. Bond made a motion to send an advisory letter for case number CON-2017-47. It was seconded by Ms. Odom. Motion carried.

Mr. Nelson presented Stipulation and Consent Orders in cases CON-2016-56, CON-2017-7, CON-2017-13, CON-2017-14, CON-2017-60, CON-2017-63, and CON-2017-44. Mr. Bond made a motion to approve the Consent Orders and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Odom. Motion carried.

Mr. Nelson presented a Findings of Fact, Conclusions of Law and Final Order in case CON-2017-54. Mr. Bond made a motion to approve the Final Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Odom. Motion carried.

## **INVESTIGATIVE REPORT**

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

## **FOR BOARD DETERMINATION**

Mr. Bond made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2017-177, I-CON-2017-194, I-CON-2017-223, I-CON-2017-224, I-CON-2017-232, I-CON-2017-233, I-CON-2017-234, I-CON-2017-244, I-CON-2017-257, I-CON-2017- 265, I-CON-2017-266, I-CON-2017-268, I-CON-2017-274, I-CON-2017-279, I-CON-2017-185, I-CON-2017-204, I-CON-2017-215, I-CON-2017-216, I-CON-2017-235, I-CON-2017-236, I-CON-2017-

238, I-CON-2017-262, I-CON-2017-263, I-CON-2017-264, and I-CON-2017-280. It was seconded by Mr. Underhill. Motion carried.

Mr. Bond made a motion to approve the Bureau's recommendation and authorize closure in cases I-CON-2017-23, I-CON-2017-37, I-CON-2017-86, I-CON-2017-103, I-CON-2017-135, I-CON-2017-189, and I-CON-2017-217. It was seconded by Mr. Underhill. Motion carried.

Mr. Pilote made a motion to approve the Bureau's recommendation and authorize closure in case I-CON2017-231. It was seconded by Mr. Bond. Motion carried.

Mr. Underhill made a motion to approve the Bureau's recommendation and authorize closure in case I-CON2017-284. It was seconded by Mr. Bond. Motion carried.

## **TO DO LIST**

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

## **BUSINESS ENTITY RENEWAL APPLICATION**

Ms. Peel presented to the Board members a revision to the business entity renewal form questions. Mr. Bond made a motion to approve the revision. It was seconded by Mr. Underhill. Motion carried.

Mr. Bond made a motion to approve the amendment on the business entity renewal application. It was seconded by Mr. Pilote. Motion carried.

## **REGISTRATION APPLICATIONS**

Mr. Ellsworth presented to the Board members revisions to the business entity and individual applications. Ms. Odom made a motion to approve the revisions. It was seconded by Mr. Bond. Motion carried.

## **EXECUTIVE SESSION**

Ms. Odom 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. Bond. The vote was: Ms. Odom, aye; Mr. Bond, aye; Mr. Underhill, aye; Mr. Pilote, aye; and Mr. Ellis, aye. Motion carried.

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

## **APPLICATIONS**

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

Approved for Registration	
BIG FISH PAINT & COATINGS	RCE-44946
ALS FLOOR COVERING LLC	RCE-44962
DREAMERS UNLIMITED LLC	RCE-45053
LINDBERG CONSTRUCTION LLC	RCE-45107
TILE IDAHO LLC	RCE-45161
BRUMFIELD DUSTIN A	RCT-44972
SHELEY MARVIN	RCT-44666

It was seconded by Mr. Pilote. Motion carried.

Ms. Odom made a motion to approve Jerry W. Gunstream, RCT-45075, for registration. It was seconded by Mr. Bond. Motion carried. Mr. Pilote abstained.

Mr. Bond made a motion to approve applicant 901152343 pending additional information.

It was seconded by Ms. Odom. Motion failed.

Mr. Underhill made a motion to approve Jacob Douglas Henderson, RCT-44922, for registration. It was seconded by Mr. Pilote. The vote was: Ms. Odom, nay; Mr. Bond, nay; Mr. Underhill, aye; Mr. Pilote, aye; and Mr. Ellis, aye. Motion carried.

Mr. Pilote made a motion to approve Martinez Flooring LLC, RCE-44797, for registration. It was seconded by Mr. Underhill. Motion carried.

Mr. Pilote made a motion to deny the following for registration:

Denied

DECKS PLUS INC (TWO APPLICATIONS)
RIGAS DAVID NICKOLI

It was seconded by Mr. Bond. Motion carried.

Mr. Bond made a motion to table application 901150959 pending additional information. It was seconded by Mr. Pilote. Motion carried.

Mr. Bond made a motion to approve application 901152980 pending additional information. It was seconded by Mr. Pilote. Motion carried.

## **CORRESPONDENCE**

The Board discussed the letter received from the Idaho Housing Alliance regarding manufactured homes and directed the Bureau to respond.

## **BOARD CHAIR ELECTIONS**

Mr. Ellis nominated Mr. Bond for Board Chair. It was seconded by Ms. Odom.

Mr. Bond nominated Mr. Pilote for Board Chair. It was seconded by Mr. Underhill.

Mr. Ellis closed nominations for Board Chair.

Mr. Underhill made a motion to elect Mr. Bond Board Chair. It was seconded by Mr. Pilote. Motion carried.

**NEXT MEETING** was scheduled for August 8, 2017 at 10:00 AM

## **ADJOURNMENT**

Mr. Bond made a motion to adjourn the meeting at 12:00 PM. It was seconded by Mr. Pilote. Motion carried.

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C Roy Ellis, Chair

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Rodney Underhill

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J Robert Pilote

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Rebecca Ann Bowen Odom

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Gary R Bond

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Tana Cory, Bureau Chief