



State of Idaho
Division of Occupational and Professional Licenses
Idaho Contractors Board

BRAD LITTLE
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Minutes of 4/19/2023

Board Members Michael Arrington, Chair **Division Staff:** MiChell Bird, Executive Officer
Present: Jessee Rosin Yvonne Dunbar, Legal Counsel
Brett Skidmore Lea Kear, Legal Counsel
Don Morse, Invest. Pgm. Supv.
Board Members Chris Jensen Renee Bryant, Brd. Supp. Supv.
Absent: Barry Stearns Miah Ellett, Brd. Supp. Spec.

The meeting was called to order at 9:00 AM MT by Michael Arrington.

APPROVAL OF MINUTES

A motion was made and seconded to approve the 01/19/2023 meeting minutes. The motion carried unanimously.

DIVISION BUSINESS

Confidentiality, Conflict of Interest, and Honoraria Policies: Legal Counsel Kear presented the three policies. Staff will email the documents to the Board members for review and signatures.

BOARD BUSINESS

Financial Report: Executive Officer Bird provided an overview of the Contractors Board's Financial report.

Public Comment: Woman: My name is Lisa Barber and you guys know my husband John Barber and Rob our project manager. We had filed a complaint ...

YD: I'm sorry. I'm lead counsel for the Division and I have to tell you public comment is not a time where you can discuss a specific complaint with the Board.

Woman: Okay. Then I would like to comment when you guys take into consideration the complaints that you're reviewing...there was a comment made to me that we don't necessarily discipline for domestic violence. You don't go retro-back, clear back to the...associated with our complaint, but any complaint. I would like to plead that your board, when you get to our complaint, when you figure out which one it is, that you guys consider retro-backing the discipline clear back to when you gave him his license due to he's violated parole and he's a dangerous man and he's done some things to some other people, so it is extremely important to us that it goes retro-back to when his license was given because he did lie and get a license through the Board. Do you know when we should...because I've left emails for you and you, and my email address, just so you

know, is lisawilkes1@gmail.com. I've sent a couple of voice mails, I'm sorry I will stop bugging you but this has impacted us tremendously so...

LK: when we do, and Ms. Dunbar feel free to jump in, but when a complaint is in investigation that is not something we are able to give updates on, which is information that Mr. Morse has spoken to you about before, and so in terms of status request, that is not something we are able to provide.

Man: Are you able to give us an estimate of approximate duration that the investigation takes. Is it a year? Ten years? 20 years to investigate it?

Woman: Well its already been...Craig, I don't know if I am allowed to use names ...

YD: I do have to stop this conversation because we are getting into a specific complaint here. What I can do is, I will get your contact information from the team and I will give you a call so that we can kind of talk through the process and what the board's authority is so you have a better understanding and then you can ask some specific questions and while, what I can tell you is going to be based on what statute says. We can at least, hopefully we can talk through some of this to help you get a better understanding.

Male: Does it help to make sure everybody that needs to have our attorney contact information? We've left it before but we have not heard anything back so I don't know if he's engaged with you folks or vice versa or is that another thing you just can't get involved in?

YD: I will find that out and then I'll give you a call. You do have a phone number?

DM: I do and I have your attorney's information too.

Woman: Okay. I just didn't hear...

Man: So we're done.

Woman: Is that it? Oh, okay. All right, thank you.

Man: So this is our fourth time that ...

EXECUTIVE SESSION

A motion was made and seconded that the Board move into Executive Session pursuant to Idaho Code § 74-206(1)(d) to discuss items that are exempt from public records law. Roll call: Michael Arrington-aye, Brett Skidmore-aye, and Jessee Rosin-aye. The motion carried unanimously.

MB: Maybe closure memo be the first place to start.

MA: 8 pages. Everyone of them had either a closure or closure with a letter. there was one...it didn't have recommendation because it didn't have anything...there wasn't anything to move forward with...113...not provide enough proof of violation. So do we ... I see the recommendations on all of them. On that particular one where there wasn't enough proof of a violation, do we not need to do anything?

DM: Investigative Supervisor. I completed this memo report for you. That was an oversight and I saw that this morning and we are recommending closure on that one as well.

MA: are there any questions or comments from any other board members? Hearing none. When we move out of executive session this would...we would move forward with recommendations on all of them items whether it is with closure or closure with a letter or whatever the case may be with how the recommendation went.

BS: the motion for 113 should be amended. There is no recommendation on that. Whoever makes that motion needs to recommend...

MA: good point. That it should be recommend closure. Right?

LK: For clarification, we will go ahead and vote on all of those by number when we go out of exe. Sess.

MA: Okay. Very good. So nothing there. Should we move forward with the cases, starting with Tight Lid or ...

MB: I think it would be easiest if you go through the final orders and Tight Lid would be appropriate.

MA: on...as I moved into each of the ... as I moved into each of these, I run through the case but there wasn't necessarily a recommendations at the end on how to approach each of these.

YD: here to assist in some of these disciplinary matters. LK is also here as she is the one assisting the board with these findings of fact, conclusion of law and final orders and the issue here is when it comes to ...

MA: I look for a motion to ...

A motion was made and seconded to leave Executive Session. The motion carried unanimously.

NEXT MEETING DATE

The next meeting is scheduled for July 19, 2023.

ADJOURNMENT

There being no further business, the meeting adjourned at 10:14 AM MT