

Pikes Peak Regional Building Department

2880 International Circle
Colorado Springs, Colorado 80910

LICENSING COMMITTEE MINUTES

October 11, 2017

9:00 a.m.

MEMBERS PRESENT: Chairman Mark Mahler
Mr. Scot Gring
Mr. Neil Case
Mr. Jim Rose
Ms. Christine Riggs
Mr. Michael Rowe

MEMBERS ABSENT: Mr. Loren Moreland

OTHERS PRESENT: Mr. Roger Lovell, Regional Building Official
Mr. Todd Welch, Regional Building Counsel
Mr. Jay Eenhuis, Chief Plans Examiner
Mr. John Welton, Chief Building Inspector
Mr. Jack Arrington, Chief Plumbing/Mechanical Inspector
Mrs. Jessie King, Contractor Licensing
Mrs. Rebecca Mulder, Communications Coordinator
Ms. Linda Gardner, Executive Administrative Assistant

PROCEEDINGS:

Chairman Mark Mahler called the meeting to order at 9:00 a.m.

1. **CONSIDERATION OF SEPTEMBER 13, 2017 LICENSING COMMITTEE MINUTES**

A motion was made by Christine Riggs to **APPROVE** the September 13, 2017 Licensing Committee Minutes as written, seconded by Michael Rowe; the motion carried unanimously.

2. **COMPLAINTS**

- a) A Complaint has been brought against David Brown, licensee for Brown and Sons Custom Carpentry & Remodeling, by Gilda Rolls-Dellinger for contracting for and performing work for which he is not licensed to do, at 2925 West Enchanted Circle, Colorado Springs, Colorado, as well as failing to pull a permit for said work, in violation of RBC201.11.3, Nos. 1, 5 and 6, 2011 Pikes Peak Regional Building Code.

Todd Welch stated David Brown notified RBD staff that he will be out-of-state for this complaint; therefore, it has been **POSTPONED** for 30 days.

- b) A Complaint has been brought against Scott McIntyre, licensee for Total Roofing, by Terri Culbreth for contracting for and performing work for which he is not licensed to do, at 6848 Balance Circle, Colorado Springs, Colorado, as well as failing to pull a permit for said work, in violation of Section RBC201.11.3, Nos. 1 and 5, 2011 Pikes Peak Regional Building Code.

All parties testifying were sworn in. Terry Culbreth appeared and stated she contracted with Total Roofing to do a reroof in 2010 due to a hail claim, and part of that project was repairing damage to her deck as well. She stated they damaged her siding while working on the deck, and the work on the deck was very poor workmanship. She stated the contractor stated that the repairs were beyond their ability and requested that she allow them to install a composite deck, and she agreed. Ms. Culbreth stated she began having issues with the stability of the deck, and she requested that they repair it. She stated the contractor that they sent to do the repairs told her that it had not been installed correctly, and he installed additional bolts to stabilize the deck. She said a year later she started having issues with the stairs and handrails on the stairs. Ms. Culbreth stated through this entire time she repeatedly asked about a permit, and was told that one was not required. She stated she had another hail claim on the deck, and the contractor that came out told her that her deck was unsafe and did not meet Code, so she called Total Roofing and Mr. McIntyre inspected the deck and told her he did not see any Code issues with the deck; she has not had any contact with Total Roofing since that time.

Scott McIntyre appeared and stated there were issues throughout this project, and they did not feel a permit was required for the deck. He stated he is willing to pull a permit and correct the work. He stated during 2010, his licensee was his employee at that time, McKenzie Kerr, but Mr. Kerr is no longer his employee.

Terri Culbreth stated Total Roofing did a nice job on her roof, but her deck was very shoddy workmanship. She stated she would prefer to have another contractor repair her deck because of her past experience with Total Roofing. She stated she no longer trusts Total Roofing to do the repairs on her deck.

John Welton stated the issue is that there was work that was done without a permit, and contracted for by a contractor that was not licensed to do that type of work. Mark Mahler stated he would suggest that an Incident Report be put in this contractor's file for doing work without the proper license. A motion was made by Scot Gring to recommend to the Board of Review that a 1-Year Incident Report be put in Scott McIntyre's contractor file, seconded by Christine Riggs; the motion carried unanimously.

- c) A Complaint has been brought against Michael Dye, licensee for Apex Roofing Consultants, LLC, by Joseph and Mary Ann Wermers for pulling a permit for an unlicensed contractor to perform work on their home, located at 2810 Leoti Drive,

Colorado Springs, Colorado, in violation of Section RBC201.11.3, Nos. 1 and 3, 2011 Pikes Peak Regional Building Code.

All parties testifying were sworn in. Jessie King stated Apex Roofing is licensed and in good standing with RBD. Rebecca Mulder stated this matter is before the Licensing Committee because Apex Roofing Consultants, LLC, pulled a permit for an unlicensed contractor to do work at 2810 Leoti Drive in Colorado Springs.

Michael Dye appeared and stated he has known Mark Mumm for some time and he was doing a joint venture with Mr. Mumm to sell “jobs” in Colorado Springs. He stated Mr. Mumm did sell “some jobs”, and it was his understanding that the contracts were with Apex Roofing. He stated he discovered recently that Mr. Mumm was contracting under Mumm Enterprises, and then having him pull the permits for those jobs, with Mr. Dye’s understanding that they were Apex Roofing’s projects.

Christine Dye appeared and stated they were working with Mark Mumm in a satellite office in Colorado Springs, and then Mr. Mumm disappeared and they discovered that Adams Roofing was also involved, unbeknownst to them. Todd Welch stated RBD is in the process of filing a lawsuit against Mark Mumm and Adams Construction.

Mr. Dye stated Apex Roofing will not be working with Mark Mumm or Adams Construction in the future. Mrs. Dye stated Apex is willing to extend a warranty to this homeowner, but the contract is not with their company. Jessie King stated Apex Roofing has pulled 20 permits since 2014, and all have been completed.

A motion was made by Scot Gring to recommend to the Board of Review **DISMISSAL** of this Complaint, seconded by Jim Rose; the motion carried unanimously.

3. **CONSENT LICENSE REQUESTS**

Building Contractor B-1 (General Limited)

NOW CONTRACTING, LLC. – JODY REEVES
PEAK – WEST CORPORATION – JUDA HODACK
ROYAL GORGE CONSTRUCTION CORP. – DUSTIN ROBINSON

Building Contractor C (Homebuilder)

ARCHER EXTERIORS, INC. DEREK TROMBLY
FLIPIT, LLC. – STEPHEN UVEGAS (EXAMINEE CHANGES CO.)
JS HOME, INC. – JEFFREY COLE (EXAMINEE CHANGES CO, REINSTATEMENT)
RISEN CONTRACTOR GROUP – SHANE VISLISEL
T-BUILT CONSTRUCTION – TODD DYER

Building Contractor D-1 (Exteriors)

TOP GUN CLEANING & RESTORATION, INC. – CHAFIN HALE (EXAMINEE CHANGES CO.)

Building Contractor D-1 (Masonry)

ENVIROMENTAL MATERIALS, LLC. DBA ENVIROMENTAL STONWORKS – BENJAMIN GALLEGOS

Building Contractor D-1 (Roofing)

ASPEN PEAKS ROOFING – MATTHEW AUSTIN
ATLANTA’S RELIABLE ROOFING CO. – GREGORY RIDGEWAY
COLORADO MOISTURE CONTROL, INC. – BRADLEY TITUS (CO. CHANGES EXAMINEE)
PROPERTY CLAIMS SOLUTIONS, LLC. – ANTHONY SWAN

Building Contractor D-1 (Tower)

BROKEN ARROW COMMUNICATIONS, INC. – JERRY BEMIS
TILSON TECHNOLOGY MANAGEMENT, INC. – JOSHUA BRODER

Building Contractor D-1 (Woodstove)

FIREPLACE PROS., LLC. – RUSSELL ROGERS

Building Contractor D-5A (Sign)

PINNACLE SIGNS & GRAPHICS, LLC. – JESSE WADE (PRIMARY EXAMINEE)

Building Contractor E (Residential Remodeling)

GI2C HOLDINGS, INC. FBA STORM GUARD OF COLORADO SPRINGS – BRAD GRIEBENOW (ADDITIONAL)
JASON SCHOENBERGER, LLC. DBA BEST CONSTRUCTION BRANDS – TERRY MCCUNE (EXAMINEE CHANGES CO.)

Building Contractor F-1 (Solar)

GREEN SOLAR TECHNOLOGIES COLORADO, INC. – JEFFREY MOORE (ADDITIONAL)

SOUTHARD SOLAR AND CONSTRUCTION – DOUGLAS SOUTHARD

Mechanical Contractor A (Commercial)

J & G MECHANICAL, LLC. – JEFFREY HOOVER
TRIPLE Z HEATING AND AIR CONDITIONING, LLC. – MARK ZOLLER

Heating Mechanic IV (HVAC Service Tech)

EXAVIER ARMIJO
JEFFREY MCCOURT
JEREMY DUGAN
MICHAEL SIPP
STEVE DAVIS

A motion was made by Jim Rose to recommend to the Board of Review **APPROVAL** of the Consent License Requests, seconded by Christine Riggs; the motion carried unanimously.

Break from 10:06 a.m. until 10:16 a.m.

LICENSE REQUESTS CONSIDERED INDIVIDUALLY

Building Contractor C (Homebuilder)

CALTON HOMES, LLC. – MEGAN FREDRICKSON *

Megan Fredrickson appeared. Jessie stated Ms. Fredrickson was issued a Provisional License with six permits, and the Provisional License will be expiring at the end of the month. Megan Fredrickson stated she would like to build a spec house. She stated she was doing remodeling work with the Provisional License. She stated she has been working with her father's company since the age of 17, and also has a college degree that is construction related. She stated she has worked in all phases of construction, i.e., sales, scheduling and superintendent on two homes. Bill Riley, Ms. Fredrickson's father and business partner, appeared and stated he retired from the construction industry, but he is currently working with Ms. Fredrickson to build Calton Homes, LLC. He stated he has 35 years' experience in the construction industry. He stated they have property in Cedar Heights and plan to build a \$500,000 spec house on this property.

John Welton stated Ms. Fredrickson was offered a Provisional License by RBD, and she has pulled six permits, and all inspections have passed. He stated RBD staff takes no exception to granting this license for Megan Fredrickson. A motion was made by Scot Gring to recommend to the Board of Review **APPROVAL** of a "C" (Homebuilder) License, seconded by Jim Rose; the motion carried unanimously.

COS CONSTRUCTION, LLC. – BRANDON TRIPP *

No one appeared. A motion was made by Jim Rose to **POSTPONE** this license request for 30 days, seconded by Christine Riggs; the motion carried unanimously.

SUMMIT CONSTRUCTION – EDWARD SMITH *

Edward Smith appeared. Jessie King stated Mr. Smith is appearing due to lack of experience. Mr. Smith stated he was the superintendent for five houses in New Mexico, while working for a general contractor. He stated he is requesting this license in order to commence a new home in the next few months. Ms. King stated RBD offered Mr. Smith an “E” License, but he preferred to appear today for a “C” License. Scot Gring stated he would like to see more information/references for Mr. Smith prior to granting a “C” License. He stated he believes Mr. Smith is qualified for an “E” License today. Mr. Smith produced four references from New Mexico, in which he stated he was a lead framer on those projects. Mr. Smith stated he would like to postpone his license request for 30 days so he can provide additional references with regard to ground-up experience. A motion was made by Jim Rose to **POSTPONE** this license request for 30 days, seconded by Michael Rowe; the motion carried unanimously.

Building Contractor E (Residential Remodeling)

EAGLE CARPORTS, INC. – GABRIEL TORRES *

Gabriel Torres appeared and stated he is a metal building manufacturer, i.e. carports, garages, etc., and they are licensed in multiples states. Jessie King stated the Colorado licenses are business licenses and not building licenses. She stated she has received numerous complaints on Mr. Torres, for contracting to do work without a license. John Welton stated RBD has also been informed that materials have been delivered on site prior to obtaining a permit. He stated this contractor has been sent a violation letter, which threatens a lawsuit if he does not obtain a license, and he is having the homeowners pull the permit. Ms. King stated RBD staff feels Mr. Torres has the experience for this license, but the concern is the number of complaints that has been received by RBD on this contractor. Mr. Welton stated RBD staff would prefer that Mr. Torres be granted a license, because the only alternative would be to file a lawsuit for doing work without a license, and there are 13 homeowners that require that their structures be built. Todd Welch stated he was contacted by Eagle Carports’ attorney about the problems of producing licenses from other jurisdictions, and he told him it was not necessary to produce those licenses. A motion was made by Jim Rose to recommend to the Board of Review **APPROVAL** of an “E” (Residential Remodeling) License, with the stipulation that Mr. Torres has 7 days to provide RBD staff with a list of licenses held in other jurisdictions, seconded by Scot Gring; the motion carried unanimously. John Welton

stated RBD staff will give the Licensing Committee an update on the status of this Complaint in 60 days.

4. **UNFINISHED BUSINESS**

There was no Unfinished Business to discuss.

5. **NEW BUSINESS**

There was no Unfinished Business to discuss.

The meeting adjourned at 11:17 a.m.

Respectfully submitted,

Roger N. Lovell
Regional Building Official

RNL/llg