

Pikes Peak Regional Building Department

2880 International Circle
Colorado Springs, Colorado 80910

LICENSING COMMITTEE MINUTES

November 8, 2017

9:00 a.m.

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

MEMBERS ABSENT: Mr. Jim Rose

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
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 9:01 a.m.

1. CONSIDERATION OF OCTOBER 11, 2017 LICENSING COMMITTEE MINUTES

A motion was made by Michael Rowe to **APPROVE** the October 11, 2017 Licensing Committee Minutes as written, seconded by Scot Gring; 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; and by Sherri McLean for contracting for and performing work for which he is not licensed to do at 6425 Connaught Drive, 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.

David Brown did not appear. All parties testifying were sworn in. Gilda Rolls-Dellinger appeared and stated she hired David Brown to replace her deck. She stated the materials were substandard, and the workmanship was very poor. She stated she contacted Mr. Brown to correct the defective work, and discovered that a permit was not pulled for the deck. John Welton stated Mr. Brown did not have the proper license for this type of work. He stated Mr. Brown has been licensed since February 20, 2017, and has pulled two permits during that time, and both permits are still open.

Sherrri McLean appeared and stated she hired Mr. Brown to build a garage and do some flatwork. She said she gave him a \$10,000 deposit for the work, and three weeks went by and no work was done. She stated she continually asked about a permit. Ms. McLean stated she discovered that Mr. Brown was not licensed to do this type of work. She stated she asked for a refund, but that has not occurred. She stated he abandoned his equipment and the dumpster at her house, and used her credit card fraudulently. Ms. McLean stated she gave Mr. Brown a total of \$12,000, and she is not able to recoup that money, but her main concern is that Mr. Brown will continue to defraud the people in this community.

John Welton stated David Brown has pulled two siding permits and RBD staff can work with the homeowners to complete the permits. A motion was made by Scot Gring to recommend to the Board of Review **REVOCATION** of David Brown's contractor license, seconded by Michael Rowe; the motion carried unanimously.

- b) A Complaint has been brought against Kevin Pace, licensee for Pace Roofing, Inc., by Peggie Yager for contracting for and starting work at 9 Capitol Hill Avenue, Manitou Springs, Colorado prior to pulling a permit, in violation of Section RBC201.11.3, Nos. 1, 5, and 6, 2011 Pikes Peak Regional Building Code.

All parties testifying were sworn in. Peggie Yager, Manitou Springs Historical Society, appeared and stated the Miramont Castle is owned by the Manitou Springs Historical Society, and they hired Pace Roofing to do a reroof on this structure. She stated it was supposed to be a 3-day job and turned into a 3-week job. She stated she discovered that the permit was not pulled until the job was nearly finished. Ms. Yager stated the Castle is a very large structure, and Mr. Pace has been doing the roofing repairs, when required, for the past 12 years. She stated Mr. Pace was in jail during the roofing process, and his subcontractor, Gilbert Martinez, put tarps on the open areas to prevent damage to the Castle.

Jessie King stated Mr. Pace has been licensed with RBD since 1995, and he has pulled 103 permits, 17 are open, and 3 are expired. She stated Mr. Pace appeared before this Committee in July 2017 for pulling a permit for an unlicensed contractor, and Rebecca Mulder stated that complaint was dismissed, and there are no other formal complaints that have been processed by RBD.

Kevin Pace appeared and stated he pulled a permit from Manitou Springs, and misunderstood that a permit was required from RBD. Ms. Yager stated Mr. Pace was arrested on her property, and her roofs were left incomplete and open to the weather. She stated Mr. Pace's office manager, Kendall, was on site with her brother, the superintendent running the job, during this episode. Ms. Mulder stated Mr. Pace's office manager has been working with RBD to complete their outstanding permits, but there are still three incomplete permits. Mr. Mahler stated it appears that there may be employees that are not covered by insurance.

Kendall O'Conner appeared, was sworn in, and stated she did send the requested list of projects to RBD, but John Welton stated he did not receive that list. She stated Gilbert Martinez is a subcontractor, and she is now a partner with Pace Roofing. She stated she asked her brother to help with the Miramont Castle job so they could get back on track. Mr. Mahler stated only Mr. Pace and his wife are exempt from Workmen's Compensation insurance, and all other employees must be covered by Workmen's Compensation insurance.

A motion was made by Scot Gring to recommend to the Board of Review that a One-Year Incident Report be put in Mr. Pace's contractor file; that Mr. Pace's license be locked from pulling additional permits until Mr. Pace can provide adequate Workmen's Compensation documentation to RBD to cover all of his employees; and all "A" Status and open permits are completed, seconded by Christine Riggs; the motion carried unanimously.

John Welton stated RBD staff can make accommodations with Pace Roofing, if he can receive a list of permits pulled under this license, that are not his contracts, so we can start sorting through those permits, and RBD can expedite the inspections on Mr. Pace's permits.

- c) A Complaint has been brought against Frank Walley, IV, licensee for K1 Roofing and Restoration, LLC, by Gary Renneberg for pulling a permit for an unlicensed contractor to perform work on his home, located at 6175 Desoto Drive, Colorado Springs, Colorado; and by Nancy Allen for pulling a permit for an unlicensed contractor to do work at 6042 Instone Circle, Colorado Springs, Colorado, in violation of Section RBC201.11.3, Nos. 1, 3, and 6, 2011 Pikes Peak Regional Building Code.

John Welton appeared and stated Frank Walley contacted RBD staff yesterday and stated he did not receive the notice for this meeting; therefore, we are **POSTPONING** this Complaint for 30 days.

3. **CONSENT LICENSE REQUESTS**

Building Contractor A-1

AAROH CONSTRUCTION, INC. – AARON HOFFMAN
EP CONSTRUCTION, LLC. – LAUREN WURZER
DOUD BST – JOSHUA MATHIS

Building Contractor A-2 (General Limited)

SPIRE DESIGN & CONSTRUCTION, LLC. – JASON POLSTON

Building Contractor B-1 (General Limited)

FEDERAL CONSTRUCTION, INC. – RAID ZAKHEM (CO. CHANGES EXAMINEE)
FIVE STAR ENTERPRISES, LLC. – DOUGLAS BACA (REINSTATEMENT)
STRATA CONSTRUCTION, LLC. – HILARY HARDEE
SUMMERFIELD CONSTRUCTION, INC. – DELL BULTMEIER (EXAMINEE
CHANGES CO., REINSTATEMENT)
RENAISSANCE CONSTRUCTION COMPANY – MICHAEL THOMAS (NAME
CHANGE)
WAFFLE HOUSE, INC. – PAUL WILSON (CO. CHANGES EXAMINEE)
WESTMORELAND BUILDERS, INC. – DAVID THOMAS IV

Building Contractor B-2 (General Limited)

STRAUB CONSTRUCTION – RICHARD STRAUB (REINSTATEMENT)

Building Contractor C (Homebuilder)

INCEPTION BUILDERS, LLC. – BRUCE FALLHOWE (EXAMINEE CHANGES CO.)
SNIDER CUSTOM HOMES DBA G.J. GARDER HOMES – FRED COPELAND
(EXAMINEE CHANGES CO.)

Building Contractor D-1 (Exteriors)

BANKS REMODELING & ROOFING, LLC. WILLIAM BANKS (UPGRADE)
FLANDERS CONSTRUCTION, LLC. – PAUL FLANDERS

Building Contractor D-1 (Roofing)

AVALYN ROOFING, LLC. –SERGIO ROJAS
CRS ROOFING COMPANY, LLC. – RICKY INGERSOLL (PRIMARY EXAMINEE)
DENVER COMMERCIAL ROOFING COMPANY – KERRY HETTICK
DIAMOND ROOFING & GUTTERS, LLC. – MEAGAN SHEAR
REY CO – MANUAL REYES – MANUAL REYES
WEDDLE PROFESSIONAL ROOFING –CALDER SAGEN
WISEMAN ROOFING – MICHAEL ATHAS (EXAMINEE CHANGES CO.)

Building Contractor D-1 (Stucco)

PALDAMA’S CONSTRUCTION, LLC. – HAYDEE SOTO

Building Contractor D-1 (Tower)

QUEST CONSTRUCTION SERVICES, LLC. – COLIN HAYES

Building Contractor D-2A (Wrecking)

DIVISION II – D2 DEMO & DIRT RAPIDO ROLLOFF – KEVIN MURPHY (EXAMINEE
CHANGES CO., REINSTATMENT)

Building Contractor D-5A (Sign)

GORDON SIGN CO., INC. – MAX FULTON (PRIMARY EXAMINEE)
WARE PROJECTS – JAY WARE (ADDITIONAL)

Building Contractor F-1 (Solar)

STRATA CONSTRUCTION, LLC. – HILARY HARDEE

Mechanical Contractor A (Commercial)

BESTWAY PLUMBING, INC. –DAVID BEDNARSKI (ADDITIONAL)
BUILDERS HEATING & AIR - MAURICE MCDONNELL
MOSS CREEK HVAC SERVICES – DAVID MOSS

Heating Mechanic IV (HVAC Service Tech)

CHRISTOPHER MURROW
DAVID MOSS
JAY MICHEL (REINSTATMENT)

JEFFREY JOHNSTON
JONATHAN MCARTHUR
NATE O'BRIEN
NATHANIEL SANDERS
STEVEN SMITH (REINSTATEMENT)
TYLER HELTON

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

LICENSE REQUESTS CONSIDERED INDIVIDUALLY

Building Contractor C (Homebuilder)

COS CONSTRUCTION, LLC. – BRANDON TRIPP *

Jessie King appeared and stated Brandon Tripp notified RBD staff that he would not be appearing for the meeting today, and this is the second time that he has missed a Committee meeting; she requested that the application be withdrawn. A motion was made by Loren Moreland to **WITHDRAW** this license request, seconded by Christine Riggs; the motion carried unanimously.

SUMMIT CONSTRUCTION –EDWARD SMITH *

Edward Smith appeared and stated he has been working in the construction industry since the age of 18. He stated he has worked in all phases of residential construction. He stated his plans are to run a framing business, and perhaps do some drywall and trim work as well. John Welton stated Mr. Smith can do this type of work without a Contractor "C" License. Mr. Gring stated he does not believe Mr. Smith has adequate experience for a Contractor "C" License, but he is qualified for an "E" License. A motion was made by Scot Gring to recommend to the Board of Review **APPROVAL** of a Contractor "E" License, seconded by Christine Riggs; the motion carried unanimously.

Building Contractor D-1 (Roofing)

RESTORATION COATINGS, LLC. – JESSICA BERTHIAUME (EXAMINEE CHANGES CO.) *

Jessie King stated this applicant would like to **POSTPONE** this license request for 30 days.

4. **UNFINISHED BUSINESS**

John Welton appeared and gave an update regarding Eagle Carports; he stated there are 13 properties involved. To date there are two homeowner permits that have been transferred to Eagle Carports, and 11 properties that still need to have permits pulled by the contractor. Rebecca Mulder stated RBD staff has not received any formal complaints, but we are receiving a number of calls regarding this contractor.

5. **NEW BUSINESS**

There was no New Business to discuss.

The meeting adjourned at 10:42 a.m.

Respectfully submitted,

Roger N. Lovell
Regional Building Official

RNL/llg