

**223rd Meeting Contractors' Registration and Licensing Board**

**February 13, 2008**

**(A) The meeting was called to order by the Chairman, Felix Carlone, at 12:45 PM.**

**(B) Approval of the agenda and order of business was accepted on a motion by Mr. Dave Caldwell and seconded by Mr. Ed Ladouceur:**

**(C) The minutes of the 222nd meeting were approved on a motion by Mr. David Caldwell and seconded by Mr. Art Salsibury. The Board reflected on the work of Mary Turkel, a Board member for many years, and had a moment of silence in her memory.**

**(D) Court Case Update: January /February 2008**

**RESPONDENT; FINES: RESTITUTION: DATE: CLAIMANT:**

**Merlino 50 Naylor**

**(monthly agreement 1/1/08)**

**Silvo 400 Krawczyk**

**Plant 100 Riggs**

**Alt 925 Martino**

**DelVecchio 2,870**

**Duchesneau 1,500 Young**

**DelVecchio 500 2375 Grant**

**Duchesneau 5,500 3,725 Young**

**Houghton 500 5,000 Sirois Russo 200 Peygei**

**Trainor 555 Burden**

Arruda 250  
 Barlow 2,250 5,775 McGee  
 Manzi 1,780.12 Silva  
 Scrivani 300 DelFino  
 Lamora 500  
 Houghton 1,000 Sirois  
 Catalao 284.25 Mancini  
 Carson 500 Wilson  
 Mathieu 500 10,941 Reenan  
 Gendron 1,000 (VCIF contribution only) DaSilva  
 Duchesneau 5,500 3,725 Young  
 Amado 17,000 Vieira  
 Desjarlais 1,000 Goulet  
 Andrade 1,000 1,525 Lubrano  
 Gilman 250 400 Serotta  
 Brown \_\_\_\_\_ 3,000 Villa 21,620 60,060.37

**TOTAL FINES and RESTITUTION: \$81,680.37**

**(E) Consideration of Cases on Appeal and Oral Argument:**

**(1) 12:40 PM, claim #6237 John Sprague vs. Christopher Andrews, exceptions filed by the respondent's attorney, Stephen Mackie. The matter was continued until April 9,2008 pursuant to both parties agreeing;**

**(2) 01:00 PM Armand Cortelleso, Patriot Homes/Asylum Road Realty**

LLC, motion to review violation. Mr. Cortelleso was represented by Attorney Murray, who presented the case to the Board that insurance coverage was not available to multiple Lilac's and claim #6383 had been resolved. After much discussion and review of the letter provide by Mr. Cortelleso's insurance carrier, the Board on a motion by Mr. Furey and seconded by Mr. Brunetti to vacate original final order and reissue a new final order that reduced the violation from \$5,000 to \$2,500 with (10) days to pay. Motion carried unanimously;

**(3) Expungements:**

01:15 PM, registration #1669, Matthew/Patricia Patterson, claims #5519 and #5859, Respondent attended and presented evidence that this company purchased the use of the Abby Roofing Company name and the agreement clearly limits the liabilities of the new business E.G.P. Enterprises, LLC. After reviewing the information provided and the respondent's records, a motion was made by the Chair, Mr. Carlone and seconded by Mr. Ladouceur to expunge the (2) claims, motion carried unanimously;

01:30 PM, registration #17193, Arthur Gomes, insurance violation #5618. Request was made to the Board and heard by the members. A motion was made by Mr. Carlone and seconded By Mr. Gianlorenzo to expunge, motion carried unanimously;

01:40 PM, registration #24595, Domenic Derrico, insurance violation #5531. respondent failed to appear and the Board passed on the expungement;

01:50 PM, registration #12939, Edward Eacueo, E&E Tile,

petitioning the Board for reinstatement of a revoked registration. After notice and opportunity to be heard the respondent filed to appear, the Board passed on hearing this matter;

02:00 PM, registration #24399, Craig Fregeau, petitioning the Board for reinstatement of a revoked registration in regard to claim #6282, Mr. Fregeau presented his case and in reviewing the claim, this was his only violation and he felt the revocation and fines assessed were not worthy of the case. He advised the Board that he would provide full restitution to the claimant in regard to this claim, but the fines assessed were excessive. Upon review of the claim a motion was made by Mr. Carlone and seconded by Mr.

Ladouceur to conditionally reinstate registration #24399 when claimant is paid in full and the fine would be reduced to \$1,000 payable monthly starting 4/1/08 in the amount of \$200 each month. If respondent fails to pay the claimant the ordered amount of \$1,775 or misses any payments on the fine the original conditions of the final order will remain in effect, motion carried unanimously.

**(F) Report of the Executive Director and Staff:**

**(1) Statistics Report: 2/13/08**

**Registrations:**

Number of Registered Contractors	12811		
Number of Cards Surrendered	4023	Number of Cards	
Expired/Lapsed	12917		
Number of Cards Invalidated	585		
Number of Cards Suspended	434		

**Number of Cards Revoked 67**

**Registration Actions 2/13/08**

**Number of New Registered Contractors 128**

**Number of Renewed Contractors 12683**

**Number of Cards Surrendered 60**

**Registrations Invalidated 4**

**Registrations Suspended 22**

**Registrations Revoked 3**

**Claims: 2/13/08**

**Administrative Appeals 5**

**Board Appeals 1**

**Address Trace 69**

**Awaiting Further Action 52**

**Court 347**

**Disposed 5344**

**Final Orders 150**

**Hearings 60**

**Out of State Services 28 Proposed Orders 33**

**Under Investigation 113**

**Total Claims Filed with the Board 6262**

**Number of New Claims 32 1/9/08 –**

**2/13/08**

**Violations:**

**Action Against Registration 22**

**Non-Registered Subcontractors 17**

Advertising	4	
Cancelled Insurance		775
Notice of Hearing	3	
Non-Registered Contractors		688
<b>TOTAL RECORDS</b>	<b>1509</b>	

**Number of New Violations      15                              1/9/08 – 2/13/08**

**Lapsed Registrations/Never Re-Newed:**

February 2007	62
March 2007	61
April 2007	86
May 2007	85
June 2007	88
July 2007	90
August 2007	108
September 2007	158
October 2007	161
November 2007	163
December 2007	190
January 2008	236

**2008 Month    Ticket #    Fine**

January 2	150
Commercial Roofers:	2/13/08
Number registered	125

<b>Number expired/lapsed</b>	<b>26</b>
<b>Number surrendered</b>	<b>12</b>
<b>Number invalidated</b>	<b>0</b>
<b>Number suspended</b>	<b>0</b>
<b>Number revoked</b>	<b>0</b>
<b>Pending Approval</b>	<b>0</b>
<b>Registration Actions;</b>	<b>2/13/08</b>
<b>Number of New Registered Contractors</b>	<b>2</b>
<b>Number of Renewed Roofer Contractors</b>	<b>123</b>
<b>Number of Cards Surrendered</b>	<b>0</b>
<b>Number of Expired/Lapsed</b>	<b>0</b>
<b>Registrations Invalidated</b>	<b>0</b>
<b>Registrations Suspended</b>	<b>0</b>
<b>Registrations Revoked</b>	<b>0</b>

**(G) Old Business:**

**(1) Review of Regulations: No meetings have been held due to a lack of FTE's and use of funds budgeted to implement programs. The Chair recommended we start re-organizing the committees again and start getting ready to revise the Rules and Regulations for residential and commercial construction. He also suggested meetings be scheduled on Fridays from 8:00 AM to 12:00 PM to start this process and Mr. Furey, Mr. Carlone and Mr. Caniglia volunteered to serve on this committee. The (2) other subcommittees will also start up again and Mr. Brunetti and Mr. Cardoza will assist the Executive**

**Director for home inspectors and Mr. Furey will work with the Executive Director for commercial roofing modifications. The 1st meeting will be in the next week or so depending on scheduling.**

**(H) New Business:**

**(1) A letter to the Director of Administration was provided to the Board from the Chairman regarding unfunded mandates. A response from the Director for the hiring of (2) FTE's was approved and moving forward. The Executive Director informed the Board that candidates had already been interviewed by a panel and selections made for both positions. Upon approval personnel will authorize selection and positions could be filled by April 2008, if not sooner, pending any further interruption in the process;**

**(2) Home Show: RI Builders Association invited the Board to have space at the RI Home Show scheduled this year from 3/12/08 to 3/16/08;**

**(3) Study Commission: The 1st meeting of this commission took place on Tuesday February 12, 2008 at 3:00 PM. Representative Lima, Chair of the Committee, who was nominated by the Board for an award by the Attorney General, wanted the director to express her appreciation for this award. She accepted the award on behalf of all the hard work this committee has done over the last (2) years. The commission will be meeting again soon to discuss possible modification to the law and other topics and legislation already proposed this session;**

**(4) Summons: Brian Monfils Builders, Inc. vs. CRLB and Mr. & Mrs. Charles Bergeron, court action #08-0269 was distributed to all the**

**Board members in regard to the Administrative;**

**(5) Information Request: Board member Richard Welch requested some statistics regarding claims and hearings, which was complied and distributed at the meeting;**

**(6) Home Inspection Information: A letter and booklet received from the National Home Inspectors examination was distributed to the Board members informing them of the revisions to the policies and procedures and content of the National Home Inspection examination;**

**(7) Exam Services: The American Contractors Exam Services provided the Board members with information about online training for continuing education. This was referred to the subcommittee for review with the modifications of the Rules and Regulations;**

**(8) The study commission will be meeting at 2:30 PM on the same day as the Board meeting. The meeting was changed to the 1st week in March because of the mid-year Directors Meeting for NASCLA. Next meeting is scheduled for 11:30 to allow ample time to attend the study commission meeting at 2:30 PM;**

**(9) thank you to Steve Gianlorenzo's girl friend and Suzanne Whale, wife of the Executive Director, for providing the valentine "goodies", much appreciated:**

**(10) REMINDER: Capitol Police ID badges provided to Board members are used to open gate to parking garage!**

**(I) Public Comment: None.**

**(J) Announcements: The next Board meeting is scheduled for Wednesday March 15, 2008 at 11:30 AM Conference Room "A", 2nd Floor, One Capitol Hill.**

**(K) Adjournment: A motion was made by D. Caldwell and seconded by E. Ladouceur to adjourn at 3:05 PM.**

**Members Present: F. Carlone, E. Ladouceur, P. Brunetti, D. Caldwell, T. Furey, R. Welch, R. Caniglia, JL Brillon, A. Salisbury, R. Cardoza and S. Gianlorenzo**

**Members Absent: D. Gagnon, B. Calcagni, S. Carlino and E. Anderson**

**Others Present: George Whalen (Executive Director), Special Assistant Attorney General Christine Hetherington (legal counsel), stenographer, staff and parties for appeals and motions.**

**Respectfully Submitted,**

**George W. Whalen, Executive Director**  
**Contractors' Registration and Licensing Board**

**GWW/man**