

MINUTES

251st Meeting Contractors' Registration and Licensing Board September 8, 2010

(A) The meeting was called to order by the Chairman, Felix Carlone, at 12:46 PM.

(B) Approval of the agenda and order of business was accepted on a motion by Mr. Richard Welch and seconded by Mr. Dave Caldwell.

(C) The minutes of the 250th meeting were approved with the modifications that Mr. Tom Furey be reflected on the minutes as recusing on Claim #7170 and the expungement of Pariseault Builders; motion by Mr. Arthur Salisbury and seconded by Mr. Steven Gianlorenzo.

(D) Court Case Update: No Update was provided this month.

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

1.) 12:40 PM, Claim # 7170, Salvatore vs. Boillard, registration #22075; Motion to

vacate final order regarding REVOKED registration and fines. The homeowner showed

at the June Appeal, but the contractor who filed the motion failed

to attend. The Board

listened to the homeowners concerns and a motion was made by J. Larry Brillion and

seconded by Felix Carlone not to vacate the order and fines assessed in the order.

Motion carried unanimously. Contractor filed request to re-review this matter and his

motion to vacate. Upon review, noting that the homeowner wasn't present, a motion

was made by the chair, Felix Carlone, to vacate the order and reduce the fines to

\$2,500.00 with a \$200.00 per month payment plan. Registration would be

conditionally reinstated only for masonry work and the violation issued would be

removed as long as evidence is submitted to the Board that the insurance policy the

Respondent had in effect paid the Claimant. Motion was seconded by Richard Welch

and the motion carried unanimously. Tom Furey recused from hearing this matter and

left the room. This matter was continued again until next month and parties are to be

re-notified of time and date. Motion by Richard Welch, and seconded by Dave

Caldwell, motion passed unanimously.

2.) 1:00 PM, Claim #7210, Dyer vs. Warhurst, Warhurst Builders, LLC, registration

#29566, Motion to Vacate the Final Order in Claim #7210 filed by the Respondents

Attorney. This matter was continued again until next month and parties are to be

re-notified of time and date. Motion by Steve Gianlorenzo, and seconded by Edgar

Ladouceur, motion passed unanimously.

3) 1:20 PM, Claim #4437, Teixeira vs. Vallante, Frank Vallante Jr., registration #19611, Motion to Vacate Final Order in Claim #4437 filed by the Respondent. Respondent showed and presented his case to the Board and the file was reviewed with all the information provided at the hearing. Both parties were present and each side was allowed to present. After a thorough review of the matter a motion was made by Richard Welch and seconded by William Nash to Deny Vacating the Final Order. After more discussion the Board unanimously voted to Deny Vacating Order.

EXPUNGEMENTS:

1.) 1:40 PM, Louis Paiva, Horizon Retail Services, registration #16642, removal of

record. Mr. Paiva presented his case to the Board explaining that the record could not be removed but the name may be able to be removed not to reflect an invalid company.

A motion was made by Ed Ladouceur and seconded by Richard Welch to remove name and date of birth from the file: motion carried unanimously.

2.) 1:45PM, Theodore Walls, Arete Services LLC., registration #33355, expungement of Violation #7500, insurance. Mr. Walls presented his reason as to why the violation occurred. A motion was made by Richard Welch, seconded by Steve Gianlorenzo to remove violation, unanimously agreed to remove.

3.) 1:50 PM, Daniel Lee, Cambrian Group LLC., registration #21437, expungement of Claim # 5717. Filed was reviewed by the Board and a motion was made to Deny this request by Felix Carlone and seconded by Edgar Ladouceur: motion carried unanimously.

(F) Report of the Executive Director and Staff:

(1) Statistics Report: 09/08/2010

Registrations:

Number of Registered Contractors	11463		
Number of Cards Surrendered	5216	Number of Cards	
Expired/Lapsed	15627	Number of Cards Invalidated	1001
Number of Cards Suspended	468		
Number of Cards Revoked	87		

Registration Actions

08/11/2010-09/08/2010

Number of New Registered Contractors	70		
Number of Renewed Contractors	11393		
Number of Cards Surrendered	37		
Registrations Invalidated	39	Registrations Suspended	3
Registrations Revoked	1		

Claims:

Administrative Appeals	7
Board Appeals	5
Address Trace	119
Awaiting Further Action	50

Court

564

Disposed		5946	
Final Orders	49		
Hearings	41		
Out of State Services	29	Proposed Orders	82
Under Investigation			147
Total Claims Filed with the Board		7039	

Number of New Claims Processed 22

08/11/2010-09/08/2010

Violations:

Action Against Registration	21	
Advertising	4	
Non-Registered Subcontractors		15
Cancelled Insurance		1259
Notice of Hearing	4	
Non-Registered Contractors		796
TOTAL RECORDS	2099	

Number of New Violations 54

08/11/2010-09/08/2010

Lapsed Registrations/Never Re-Newed:

74	August	2009
106	September	2009
109	October	2009
99	November	2009
98	December	2009
101	January	2010
125	February	2010
144	March	2010
165	April	2010
165	May	2010
185	June	2010
198	July	2010

August

2010

240

Month	# Tickets Issued
Fines	
January	0
\$.00	
February	3
\$1,750.00	
March	3
\$1,000.00	
April	1
\$ 250.00	
May	4
\$1,350.00	
June	10
\$3,400.00	
July	7
\$2,700.00	
August	6
\$1,700.00	

Commercial Roofers: 09/08/2010

Number registered	129
Number surrendered	15
Number invalidated	50
Number suspended	1
Number revoked	0
Pending approval	0

Registration Actions;

08/11/2010-09/08/2010

Number of New Registered Contractors	0
Number of Renewed Roofer Contractors	129
Number of Cards Surrendered	0
Number of Expired/Lapsed	0
Registrations Invalidated	0
Registrations Suspended	0
Registrations Revoked	0

(G) Old Business:

(1.) Review of regulations, laws and standards, established by sub-committee, report of committees and progress. No meetings on matter and no further progress.

(H) New Business:

(1.) Budget: Restricted receipt account will be utilized to purchase new

equipment.

**(2.) Computer Software Program Update on Progress (DBR),
CAVU; Board**

**has been proceeding and making progress on the mapping
of the charts**

**and the registration process. Awaiting finalization of the
charts and then**

hopefully programming can begin.

**(3.) Retention Schedule; Legal counsel will address at a later
date.**

**(4.) Appointments; No new appointments made yet by the
Governor, currently**

only one member, the chair has a current appointment.

**(6.) NASCLA Directors meeting in South Carolina; Executive
Director given**

**an award for years of service and membership on the
NASCLA executive**

board.

(I) Public Comment: None

**(J) Announcements: The next Board meeting is scheduled for
Wednesday**

**October 13, 2010 at 12:30 PM Conference
Room "A", 2nd**

Floor, One Capitol Hill; Robert Cardoza

(K) Adjournment: A motion was made by William Nash seconded by Richard Welch

to adjourn at 2:10 PM.

Members Present: D. Caldwell, A. Salisbury, T. Furey, R. Caniglia, Felix Carlone,

S. Carlino, S. Gianlorenzo, W. Nash, R. Cardoza.

R. Welch, &

E. Ladouceur.

Members Absent: B. Calcagni and E. Anderson, both who have resigned

from the Board and positions are pending new appointments.

Paul Brunetti & JL Brillon.

Others Present: George Whalen (Executive Director), Christy Hetherington (Attorney Generals Office, legal counsel), stenographer, staff and parties for appeals and motions.

Respectfully Submitted,

George W. Whalen

Executive Director

Rhode Island Contractors' Registration and Licensing Board