

MINUTES

287th Meeting Contractors' Registration and Licensing Board December 11, 2013

The meeting began with the pledge of allegiance to the flag of the United States of America led by, Paul Brunetti, the Home Inspector member of the Board.

(A) The meeting was called to order by the Vice-Chairman, Edgar Ladouceur, at 12:48 PM.

(B) Approval of the agenda and order of business was accepted on a motion by Mr. Eric Wishart and seconded by Mr. Paul Brunetti.

(C) The minutes of the 286th meeting were approved; on a motion by Mr. Arthur Salisbury and seconded by Mr. David Caldwell.

(D) Court Case Update: December 2013

Board's attorney gave a short presentation but full report will be provided with next months report.

(E) Review of Pending Issues with the Building Officials Association:

1.) The Building Officials were not represented at this meeting;

however a request was made to review the affidavit signed by homeowners in the future.

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

APPEALS and MOTIONS:

1. 12:40 PM: Motion to Vacate the Final Order issued in regard to Claim # 7468, filed by Attorney Robert Craven & Associates, matter continued from last months meeting. Contractor and legal counsel showed and presented case before the Board, homeowner was not present. After review and questions from the Board member, a motion was made by Mr. William Nash and seconded by Eric Wishart to deny this request. The motion was called by the acting chair and was unanimously passed to deny this request. This matter will continue to be processed in District Court.

2. 1:00 PM: Matter of Claim #8021, being appealed by the Respondent, Jonathan Joaquin, Int'l Equipment leasing Corp., Registration #20820. After waiting for the parties to show over thirty minutes a motion was made by J. L. Brillion and seconded by Eric Wishart to deny this matter. Motion was called and unanimously passed. Upon reviewing the file in light of both parties not showing it appeared that notice had not been sent to the parties in regard to this appeal even though the appeal was processed. When it became evident that the parties were not properly notified, the Executive

Director had staff process notices and scheduled this matter for next months meeting.

EXPUNGEMENTS:

1. 1:20 PM: Request from Barta Construction, LLC., Craig Barta, Registration #719, to expunge File # 1303 #1 & 2, Insurance Cancellations in 1994 and 2002. In regard to this matter a request for a continuance was granted by the Board and this matter will be put on the agenda for next month.

(G) Report of the Executive Director and Staff:

(1) Statistics Report: 12/11/2013

Registrations:

Number of Registered Contractors	11369		
Number of Cards Surrendered	6389	Number of Cards	
Expired/Lapsed	17351	Number of Cards Invalidated	1229
Number of Cards Suspended	507		
Number of Cards Revoked	109		

Registration Actions

11/13/2013-12/11/2013

Number of New Registered Contractors	83
Number of Renewed Contractors	11286
Number of Cards Surrendered	34
Registrations Invalidated	1
Registrations Suspended	3
Registrations Revoked	0

Claims:

Administrative Appeals	3	
Board Appeals	3	
Address Traces		75
Awaiting Further Action	29	

Court

582

Disposed		6647
Final Orders	54	
Hearings	32	
Out of State Services	10	Proposed Orders 127
Under Investigation		103
Total Claims Filed with the Board		7723

Number of New Claims Processed 9

11/13/2013-12/11/2013

Violations:

Action Against Registration	39	
Advertising	10	
Cancelled Insurance		1357
Notice of Hearing	3	
Non-Registered Contractor		
868		
TOTAL RECORDS	2297	

Number of New Violations **46**
11/13/2013-12/11/2013

Lapsed Registrations/Never Re-Newed:

October	2012
65	
November	2012
55	
December	2012
65	
January	2013
40	
February	2013
35	

March	2013
84	
April	2013
116	
May	2013
102	
June	2013
95	
July	2013
83	
August	2013
77	
September	2013
120	
October	2013
136	

Month	# Tickets Issued
Fines	

January 2013	4
\$1,200.00	
February 2013	3
\$ 525.00	
March 2013	0
\$.00	

April 2013	13
\$3,800.00	
May 2013	10
\$2,900.00	
June 2013	7
\$2,000.00	
July 2013	5
\$1,950.00	
August 2013	5
\$2,750.00	
September 2013	9
\$6,995.00	
October 2013	9
\$3,150.00	
November 2013	9
\$4,000.00	

Commercial Roofers:

Number of Registered Roofers

139

Number of New Registered Contractors	0
Number of Renewed Roofer Contractors	139
Number of Cards Surrendered	22
Number of Expired/Lapsed Registrations Suspended	0
66 Registrations Invalidated	1

Registrations Revoked 0

(H) Old Business:

(1.) Review of regulations, laws and standards, established by sub-committee, report of committees and progress. The Boards attorney has been working with the executive director to get the regulations formulated for the committee to review. Process is ongoing and working on rules and regulations for Home Inspectors, Commercial Roofers, and Well & Pump Installers. More progress has been made with the Home Inspectors rules and regulations and hope to get that completed soon.

(I) New Business:

(1.) Budget: 2014 & 2015 Budget presented to fiscal office awaiting approval no changes from last month.

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

has been proceeding but due to the amount of the figures to complete

process with necessary corrections to get programs up and running. Costs

provided by CAVU well exceeded the budget and has brought this matter

to a halt. Matter is currently under review with Administration and possible tie in to e-permit software. RFP is currently being developed.

(3) Positions: The position of Sr. State Building Official was filled by the Director of Administration. Mr. John Hoyle will start this job on Monday January 13, 2014. Still waiting on position for enforcement aide or another similar position.

(4.) Legislation; Preparing for any new items that need to be submitted for next session and looking for suggestions from Board members.

(5.) Request for Proposal: Staff of the Board developed a new RFP to seek testing companies to provide the RICRLB with an avenue to test Home Inspectors, Commercial Roofers and Well Drillers. This was processed but no bidders were received. Recently reissued RFP with modifications and received bids which were reviewed by committee of staff and sent on to the Board for approval. PSI was the selected vendor and this

matter was

brought to the Board for discussion and approval. It was noted that the

time to get this introduced and be ready for licensing and testing would be

six months after signing. Members expressed concerns as to the cost of

these examinations as well as the terms regarding the number of years they

would have this agreement in place. After further discussion and Clarification a motion was made by Tom Furey and seconded by Eric

Wishart and Dave Caldwell to go with PSI. Motion was called by acting

chair and carried unanimously.

(6.) Education: Still a matter that is pending. NASCLA presentation to Board

maybe next month.

(7.) June Board meeting rescheduled to first week in June instead of the

second. New meeting date is June 4, 2014.

(8.) Sub-Committees need to have scheduled meetings in January to get the

rules and regulations approved. Notices will go out in this regard to get

committee input and work with new staff.

(9.) Web-site will have a new announcement explaining the delay on licensing and hope to get that updated ASAP.

(J) Public Comment: None

(K) Announcements: The next Board meeting is scheduled for Wednesday January 8, 2014 at 12:30 PM Conference Room "A", 2nd Floor, One Capitol Hill, Providence, Rhode Island.

(L) Adjournment: A motion was made by J.L Brillion and seconded by Mr.

Martin Ezeama to adjourn at 3:00 PM.

Members Present: Arthur Salisbury, David Caldwell, William Geddes, Tom Furey,

Robert Cardoza, Ronald Caniglia, Michael Fox, Martin Ezeama, William Nash,

J.L.Brillion, Eric Wishart, Paul Brunetti and Edgar Ladouceur.

Members Absent: J. Steve Carlino and Felix Carlone

Others Present: George Whalen (Executive Director), attorney, staff, stenographer,

parties for motions and expungements.

Respectfully Submitted,

George W. Whalen

Executive Director

Rhode Island Contractors' Registration and Licensing Board