

MINUTES

322th Meeting Contractors' Registration and Licensing Board August 10, 2016

- 1. The meeting began with the pledge of allegiance to the flag of the United States of America, led by: Ron Caniglia.**

- 2. The meeting was called to order by the Vice-Chairman, Tom Furey, at 12:45 PM.**

- 3. Approval of the agenda and order of business was accepted on a motion by Mr. David Caldwell and seconded by Mr. Tony Raposo.**

- 4. The minutes of the 321st meeting, July 13, 2016, were approved on a motion by Mr. Eric Wishart and seconded by Mr. David Caldwell.**

- 5. Review of pending issues with Code Officials from Rhode Building Officials Association: Al DeCorte informed the Board of the recent visit by ICC staff and the meeting with building officials, as well as members of the industry.**

He also

informed the board that the new codes were delayed pending review by Office of

Regulatory Review; a new date to implement is still pending.

6. Court Cases:

July 2016 - Funds Received Via CRB:

Contractor Claim/File Fines Restitution

- J. Ribeiro 7050 - \$10.00 (payment plan)**
- J. Pearson 7186 - \$250.00 (payment plan)**
- J. Ribeiro 7478 - \$10.00 (payment plan)**
- J. Ribeiro 7499 - \$10.00 (payment plan)**
- J. Ribeiro 7500 - \$10.00 (payment plan)**
- J. Joaquin 8021 - \$250.00 (payment plan)**
- H. Lemos 8173 - \$250.00 (payment plan)**
- J. Clark 8333 - \$1,000.00 (payment)**
- V. Lombard 8469 - \$400.00 (payment plan)**
- D. Rankin 8612 - \$1,000.00 (payment plan)**
- F. Rome 8666 - \$110.00 (paid in full)**
- D. Antonucci 8687 - \$1,000.00 (payment plan)**
- R. Imondi 8731 - \$2,000.00 (paid in full)**
- S. St. George 8776 - \$200.00 (payment plan)**
- M. DeSilva 8806 - \$200.00 (paid in full)**

TOTALS: \$ 0.00 \$ _6,700.00 _____

Upcoming/Recent court dates:

- **7/20/16- Arraignment: Brian Campbell, Claim #8311, 61-2016-01655, warrant issued**
- **08/15/16-Sentencing- Donald Marcotte, Claim #8574, 61-2016-02895**
- **8/24/16- Arraignment: James Stanley, Claim #8436**
- **09/08/16-PTC- Yazmarelis Cepeda, 61-2015-09241, appeal P3-2016-0286A**
- **09/13/16-Trial- Francis Martin, Claims #8394, 8416, 8417, 61-2016-01566**

Outstanding Warrants:

- **Otto De Jesus Mendoza Lopez, 61-2014-06804**
- **Joshua Genereux, 61-15-04113 and 61-15-04097**
- **Olksiy Dubovy, 61-2016-00172**
- **Greg Theisler, Claim #8477, 61-2016-04169**
- **Vaughn Allen, Claim #8494, 61-2016-06335**
- **Brian Campbell, Claim #8311, 61-2016-01655**

Administrative Appeals:

- **Stephen Colucci/Colucci Brothers v. CRB, PC-2014-1101;**
- **Daniel Saffer/Jefe Properties, LLC v. CRB, PC-2015-2923;**
- **Jorge Suchite v. CRB, PC-2009-3609;**
- **Ace Wood Flooring, Inc. v. R.I. CRLB, PC-2016-3493.**

7. Consideration of Motions: None

8. Consideration of Cases on Appeal and Oral Argument: None

9. Consideration of Request for Expungement:

12:45 PM: R.I. Kitchen & Bath, Inc., Registration #3984, Expunge Advertising Violations file #875 # 1 & 2.

The contractor failed to show for the expungement request. A motion was made by Eric Wishart and seconded by Michael Fox to deny this request. Motion was called and passed unanimously.

12:50 PM: Bedford Builders Remodeling, LLC, Registration #23294, Request for expungement of file #8376 for insurance. The contractor was present and presented his case in regard to this request. His file was reviewed and a motion was made by Michael Fox and seconded by Paul Brunetti to expunge this record. Motion was called and passed unanimously.

1:00 PM: Bathrooms by Design Inc., Registration #32132, Request to expunge Claim #8468. The contractor failed to show for the expungement request. A motion was made by Eric Wishart and seconded by Paul Brunetti to deny this request. Motion was called and passed unanimously

10. Education: Review of all applications received and courses submitted for

Approval: Review of the Providers and Courses discussed and reviewed by the

Sub-Committee;

1. Diverse Environmental LLC.: Request to be a Provider for Pre-Education Classes was discussed in the Sub-committee but because we did not have a quorum a vote was not taken and the matter was referred to the full Board for discussion and action. The Board after review of the file had some concerns regarding the courses as well as the facility and on a motion from Tom Furey and second by Dave Caldwell and Eric Wishart to deny this request. Motion carried unanimously.

11. Report of the Executive Director and Staff:

(1) Statistics Report: 08/10/2016

Registrations:

Number of Registered Contractors	11714
Number of Cards Surrendered	4912
Number of Cards Expired/Lapsed	10690
Number of Cards	Number of Cards

Invalidated 1678

Number of Cards Suspended 513

Number of Cards Revoked 128

Registration Actions

Number of New Registered Contractors 92

Number of Renewed Contractors 11622

Number of Cards Surrendered 32

Registrations Invalidated 1

Registrations Suspended 5

Registrations Revoked 0

Claims:

Administrative Appeals 2

Board Appeals 0

Address Traces 93

Court

563

Awaiting Further Action 29

Disposed 276

Final Orders 42

Hearings 25

Out of State Services 17 Proposed Orders 148

Under Investigation 111

Total Claims Filed with the Board	8414	
Number of New Claims Processed	32	
Total Disposed Claims to date		7331

Violations:

Action Against Registration	48	
Advertising	3	
Cancelled Insurance		1334
Notice of Hearing	3	
Non-Registered Contractor		
967		
TOTAL RECORDS	2500	

Number of New Violations **156**

Lapsed Registrations/Never Re-Newed:

July	2015
50	
August	2015
55	
September	2015

46		
	October	2015
66		
	November	2015
72		
	December	2015
54		
	January	2016
58		
	February	2016
42		
	March	2016
69		
	April	2016
118		
	May	2016
95		
	June	2016
157		
	July	2016
193		

Month

Tickets Issued

Fines

January

0

\$.00	
February	2
\$ 500.00	
March	7
\$ 2,000.00	
April	6
\$ 2,000.00	
May	4
\$ 3,000.00	
June	4
\$ 3,500.00	
July	4
\$ 3,250.00	
August	0
\$.00	

Commercial Roofers:

Number of Registered Roofers

144

Number of New Registered Contractors 1

Number of Renewed Roofer Contractors 143

Number of Cards Surrendered 25

Number of Expired/Lapsed 88 Registrations Invalidated 1

Registrations Suspended 0

Registrations Revoked 0

12. Old Business:

(1.) Regulations, laws and standards were the topic of discussion. Home Inspectors rules and regulations are proceeding and hopefully only one more meeting will be necessary to complete this process so it can go to the Board, Regulatory Reform and Public Hearing. Status of the Commercial Roofers Regulations are still pending completion of the forms and Regulatory Review. Currently a 60 stay on developing new rules and regulations.

13. New Business:

Board Member: The Board request to fill the Home Inspector position vacated on the Board is still pending. Other positions are also going to expire in September, those Board members expiring were informed and all wanted to be reappointed.

Computer Program Update: We are currently testing the system and still finding some bugs that need to be worked out. We are progressing but with staff shortages it has been a very slow process. This process needs to be completed, new date is October 2016.

Positions: The Sr. State Official Position has been filled and new staff should be starting later this month. One position is still pending.

Retention Schedule: The Board tabled this matter and the Executive Director would like to see this modification made after all the new rules and regulations have been established so it doesn't have to be modified after each change. Keep on the Agenda.

Licensing: Discussion as to moving onto licensing continues and efforts will be made of contractors bill was submitted.

Lien on Property: Matter discussed but continued for further research or change to legislation which may be required.

NASCLA: Training for investigators (2), will be conducted at the annual meeting in Minneapolis and a training session for the hearing officer in OR.

Budget: Contractor's Registration Board Cash Flow 2016

Budgeted amount:

Beginning Balance Forward \$1,440,520.00

Receipts

Expenditures \$76,262.82

Ending Balance \$1,362,088.16

Expenditures through August 10, 2016

Projected Registrations and Renewals

Type	FY 2016	FY 2017
Commercial Roofer New Reg.	\$2,600	\$-
Commercial Roofer Renewals	18,800	22,000
Contractor New Registration	238,600	-
Contractor Renewals	785,500	1,038,200
Fines and Fees	83,109	50,000
Total	\$1,128,609	\$1,110,200

14. Public Comment: None

15. Announcements; Next Board Meeting is scheduled for September 14, 2016 at 12:30 PM, Conference Room "A" 2nd Floor; One Capitol Hill, Providence, Rhode Island.

16. Adjournment: A motion was made by Eric Wishart and Dave Caldwell and seconded by Ron Caniglia to adjourn the meeting at 1:30 PM.

Members Present: Tom Furey, Michael Fox, Alfred DeCorte, Ron Caniglia, Tony Raposo, Annette Stockley, David Caldwell, Eric Wishart, William Geddes and Paul

Brunetti.

Members Absent: **Kimberly Wooten (resigned),**
Edgar Ladouceur, J. L. Brillon,
Nelson, Carol O'Donnell and
Martin Ezeama, Carol Ann
Mathew Olson.

Others Present: **George Whalen (Executive**
Director), Attorney Mariana
Ormonde, parties for
expungements and staff.

Respectfully Submitted,

George W. Whalen
Executive Director

Rhode Island Contractors' Registration and Licensing Board