

Pikes Peak Regional Building Department

2880 International Circle
Colorado Springs, Colorado 80910

LICENSING COMMITTEE MINUTES

January 16, 2019

9:00 a.m.

MEMBERS PRESENT: Chairman Loren Moreland
Michael Rowe
Mark Mahler
Jim Rose
Christine Riggs
Christopher Freer
Scot Gring

MEMBERS ABSENT:

OTHERS PRESENT: Roger Lovell, Regional Building Official
Virginia Koulchitzka, Regional Building Counsel
John Welton, Deputy Building Official – Inspections
Jack Arrington, Chief Plumbing/Mechanical Inspector
Rebecca Mulder, Licensing Supervisor
Linda Gardner, Executive Administrative Assistant

PROCEEDINGS:

Chairman Loren Moreland called the meeting to order at 9:03 a.m.

1. ELECTION OF OFFICERS

A motion was made by Mark Mahler to re-elect Loren Moreland as the Chairman for the Licensing Committee, seconded by Jim Rose; the motion carried unanimously.

A motion was made by Mark Mahler to elect Christine Riggs as the Vice Chairman for the Licensing Committee, seconded by Jim Rose; the motion carried unanimously.

2. CONSIDERATION OF DECEMBER 12, 2018 LICENSING COMMITTEE MINUTES

A motion was made by Jim Rose to **APPROVE** the December 12, 2018 Licensing Committee Minutes as written, seconded by Christine Riggs; the motion carried unanimously.

3. **COMPLAINT**

There were no Complaints to discuss.

4. **CONSENT LICENSE REQUESTS**

Consent license requests will be acted upon as a whole, unless a specific item is called for discussion by a Committee member or a citizen wishing to address the Committee.

Building Contractor A-1 (Commercial)

KEY CONSTRUCTION, INC. – RICHARD MCCAFFERTY (REINSTATEMENT)

Building Contractor A-2 (Commercial)

GYPSSUM SERVICES, INC. – TODD LUPPES

Building Contractor B-1 (Limited Commercial)

CORSENTINO CONSTRUCTION, INC. – JOSEPH CORSENTINO
CROSS LINE CONSTRUCTION CORP. – STEPHEN MILLER
ENCOL CONSTRUCTION, LLC – BRETT ENGEN
GCH CONSTRUCTION COMPANY – GERALD HURLEY
PAIR-A-DICE, LLC – ERIC POTTS
RUDOLPH CONSTRUCTION COMPANY, LLC – WAYNE RUDOLPH
VERSATILE CONTRACTING, INC. - MARK SMITH

Building Contractor B-2 (Limited Commercial)

JK MODERN CONSTRUCTION CORP. – KRISTINA NURK

Building Contractor C (Homebuilder)

MELSSEN CONSTRUCTION, LLC – EUGENE MELSSEN (PROVISIONAL & NAME CHANGE)
MICHAELS AND MARC RESTORATION – THALASSA FUHRMANN (EXAMINEE CHANGES COMPANY)
SOLOMONS CONSTRUCTION – ANDREA RILEY (ADDITIONAL LICENSE)

Building Contractor D-1 (Retaining Wall)

PRESTIGE OUTDOOR LANDSCAPING & MAINTENANCE - KRZYSZTOF SMAK

Building Contractor D-1 (Roofing)

COBAR ROOFING, LLC – JONATHAN GIULIANO
JOHNSON CONSTRUCTION COMPANY – CHASE JOHNSON
VIKING ROOFING AND CONSTRUCTION, LLC – VINCENT KAISER (ADDITIONAL
LICENSE)

Building Contractor D-1 (Siding)

ACCOY CONTRACTING, INC. – JOSEPH NIKOVICS (ADDITIONAL LICENSE)
MILLENNIUM WINDOWS & SIDING – ADRIAN SANCHEZ (ADDITIONAL LICENSE)
UNITY CONSTRUCTION, LLC – ROBERT SUTTON (ADDITIONAL LICENSE)

Building Contractor D-5A (Sign)

BUD’S SIGNS INC. – BUD PREUSS
JIMCO SALES & MANUFACTURING, INC. – JAMES HENDRICKS

Building Contractor D-1 (Stucco)

STUCCO IMPERIAL, LLC – RUBEN CASTANEDA

Building Contractor E (Maintenance & Remodeling)

UNITY CONSTRUCTION, LLC – ROBERT SUTTON (PROVISIONAL)

Building Contractor F-1 (Solar)

AIM HIGH SOLAR, LLC – KEVIN SOVA
BEVERIDGE, LLC DBA GREENFORM DENVER – RICHARD BEVERIDGE

Mechanical Contractor A (Commercial)

DENVER HEATING & AIR CONDITIONING, INC. – DUANE FITTS (EXAMINEE
CHANGES COMPANY & ADDITIONAL LICENSE)
DUCT DOCTOR, LLC – MICHAEL BAUER
STRAIT MECHANICAL, LLC – RICHARD STRAIT (ADDITIONAL LICENSE)

Mechanical Contractor B (Residential)

EP MECHANICAL TECHNOLOGIES – JAMIE ZUBIATE

Heating Mechanic IV (HVAC Service Tech)

CRAIG HARDCASTLE
GREGORY THOMAS
JESUS PASTRANA
JONATHON HINES
MATTHEW EVANS
MARTIN RASCON
RAMSEY CARABALLO
ROBERT BISHOP
RYAN SANCHEZ
THOMAS GREGORY
ZAVIER ROMERO

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

5. **ITEMS CALLED OFF CONSENT CALENDAR**

There were no items called off the Consent Calendar.

6. **LICENSE REQUESTS CONSIDERED INDIVIDUALLY**

Building Contractor A-1 (Commercial)

MOORING RECOVERY SERVICES, INC. – FRANK SPEARS

Frank Spears appeared and stated he lives in Texas, but his company would like to do consulting for reroofs for the District 8 School System in Fountain, Colorado. He stated he had licenses in multiples jurisdictions throughout the United States. Loren Moreland stated RBD staff offered Mr. Spears a B-1 license, but Mr. Spears declined that license; and Mr. Spears stated a B-1 license would not allow him to do remodeling and repairs in schools, which was the reason for his request for a license. John Welton stated the B level license does not allow work on E occupancies which govern schools; although it would allow roofing work on schools. Mr. Spears stated his company does have experience in ground-up commercial work, including schools, but they have never performed ground-up work for a hospital. He stated he did not plan to build a hospital in El Paso County. He stated he would be open to an A-1 license with “no ground-up” construction. He stated he had worked on a number of schools and government buildings in Texas and New Mexico. Mr. Spears stated his plans for the next three years in El Paso County were to perform commercial remodeling work. Mr. Welton stated a B-2 would cover every type of commercial remodel work with the exception of A, E and H occupancies. Scot Gring stated he believes Mr. Spears had the experience for a B-1 license, but he does not have adequate experience for an A-1 license.

Mr. Welton stated a B-1 license would allow Mr. Spears to do roofing work for District 8. Frank Spears stated he would accept a B-1 license, in lieu of an A-1 license. A motion was made by Mark Mahler to recommend to the Board of Review **APPROVAL** of a B-1 license, seconded by Michael Rowe; the motion carried unanimously.

ROCKING O CONSTRUCTION, LLC – PATRICK ORTEGA

Patrick Ortega appeared and stated he lives in Oklahoma and was requesting an A-1 license in El Paso County. Rebecca Mulder stated Mr. Ortega's license application did not reflect adequate experience for an A-1 license. Mr. Ortega stated he was requesting this license to perform remodeling work on a church in Woodland Park. He stated he had a great deal of ground-up commercial experience around the country, including casinos and travel plazas in Oklahoma; a 100,000 square foot oil/lube building for Pennzoil in Waco, Texas; an 11,000 square foot field house for a school district in Oklahoma, and a small hospital in Haiti. He stated the majority of the structures have been one-story structures, with the exception of the hospital in Haiti and a two story 4,000 square foot structure for a church in Oklahoma. Mr. Ortega stated he hopes to be able to do some oil and gas construction work in El Paso County. A motion was made by Scot Gring to recommend to the Board of Review **APPROVAL** of an A-1 license, with the stipulation that RBD staff watch this contractor closely for the next year, seconded by Mark Mahler; the motion carried unanimously.

Break at 9:51 a.m. to 9:58 a.m.

Building Contractor C (Homebuilder)

1-800-HANSONS, LLC – JACOB CLIFF

Jacob Cliff appeared and stated he lives in Missouri and was requesting a "C" license to work in El Paso County. He stated his company does roofing, siding and windows. John Welton stated a C license was required to change the opening for a window. Rebecca Mulder stated RBD had an exteriors license which covers stucco, siding and roofing, but Mr. Cliff would have to take the roofing test, as it includes both residential and commercial work. Mr. Cliff stated he does not plan to do commercial work. Ms. Mulder stated the Committee could make a recommendation to accept the "C" test to do roofing and siding work. Mr. Welton stated a permit was not required for changing out "like for like" windows. Mr. Cliff requested that his license request be modified to a D-1 Exteriors License, in lieu of a C License. A motion was made by Scot Gring to recommend to the Board of Review **APPROVAL** of a D-1 Exteriors license, seconded by Mark Mahler; the motion carried unanimously.

Building Contractor E (Maintenance & Remodeling)

MOSS ROCK DBA NATIONAL BARN COMPANY - ROBERT MCCLURE (COMPANY CHANGES EXAMINEE & NAME CHANGE)

Robert McClure appeared. Rebecca Mulder stated Mr. McClure was appearing today because there were a number of projects on Mr. McClure's references in which the permits were pulled by the homeowners. Mr. McClure stated his company had been in business for five (5) months and does primarily barn remodeling. He stated he was misinformed that he should have the homeowners pull the permits; and all of the inspections were passed. He stated when he discovered that he should be pulling the permits, he applied for the license. Mr. McClure stated the only projects that he had worked on were the projects listed on his application. Ms. Mulder stated a pole barn could be built with an E license. A motion was made by Scot Gring to recommend to the Board of Review **APPROVAL** of an "E" license, seconded by Christine Riggs; the motion carried unanimously.

Building Contractor D-1 (Roofing)

ALL-STAR ROOFING & EXTERIORS, LLC – AARICK WILSON (REINSTATEMENT NAME CHANGE)

Aarick Wilson appeared and stated he lives in Highlands Ranch, Colorado, and would like a D-1 (Roofing) license in El Paso County. Aarick Wilson was sworn in. He stated he did receive a 46-page document from RBD staff today, and he was appearing without an attorney. He was asked whether this matter should be continued to give him the opportunity to review the 46-page document in detail and/or consider appearing with an attorney. He answered in the negative to both. Mr. Wilson stated All-Star Roofing & Exteriors was his new company name; the company was formed on September 10, 2018, and the address was 1095 Cobblestone Drive, Highlands Ranch, Colorado; he was the Registered Agent for this entity. He stated his previous company was Certarroof, LLC, formed with the Secretary of State on May 27, 2016; it became delinquent on October 1, 2017; also located at 1095 Cobblestone Drive, Highlands Ranch, Colorado. He stated he was still the Registered Agent for Certarroof, LLC.

Jina Koulchitzka asked Mr. Wilson to confirm that RBD obtained default judgment against Mr. Wilson, individually, doing business as CertaRoof, LLC, and Certarroof, LLC, a Colorado limited liability company, on September 17, 2017. She stated this lawsuit was the result of a complaint from a homeowner that Mr. Wilson performed work without a license at 1095 Western Drive, Colorado Springs, Colorado. Mr. Wilson stated he was not aware that Certarroof did work at 1095 Western Drive. When questioned further, Mr. Wilson responded in the affirmative regarding all of the findings and orders contained in the Order for Default Judgment.

Ms. Koulchitzka asked Mr. Wilson if he did work at 123 Manitou Avenue, Manitou Springs, Colorado and 4360 East Anvil Drive, Colorado Springs, Colorado without a license and/or permits, to which he responded he was not aware of those projects. Later, he admitted to work having been contracted for under Certarroof, LLC, provided detailed explanation for each one of the subject projects, and even offered to take responsibility with promise to make each one of them right. Ms. Koulchitzka stated that in addition to the default judgment in the amount of \$1,000, RBD would impose a \$1,000 fine for each project that was done without a license and/or required permits, for a total of \$3,000 in fines.

Further questions were asked about Atop Roofing, LLC. Mr. Wilson stated he was the licensee for Atop Roofing, LLC, and his license for this company was revoked in 2017. Ms. Koulchitzka stated RBD's records reflect that this license was revoked on December 31, 2016. Later, Mr. Wilson admitted that the license expired in 2016. Mr. Wilson stated all of the permits for Atop Roofing, LLC were closed.

Loren Moreland stated it was the responsibility of this Committee to protect the community from construction fraud. He stated the Committee frowns upon expired licenses and numerous company names. Rebecca Mulder stated Mr. Wilson pulled 8 permits while licensed with Atop Roofing, LLC; 7 of those permits were completed and 1 was administratively closed and eventually transferred to the homeowner. She stated there were no outstanding projects under Atop Roofing, LLC. She stated Certarroof, LLC was not licensed so RBD does not have a permit history, but the three complaints that RBD had received were all against Certarroof, LLC.

Mr. Wilson stated he had licenses in Denver, Brighton, Golden, and Adams County; Ms. Mulder noted that these licenses were expired. He submitted documentation to confirm the subject alleged licensure in other jurisdictions. He stated he had approximately 15 projects pending that were primarily friends that know that he does roofing work, but he does not have contracts on these projects yet. He stated he had done construction consulting, but was unaware that a license was required for consulting work.

Michael Rowe stated Mr. Wilson had shown the Committee today that he had poor business practices in the past, multiple business names and expired licenses, and permits that have not been completed because such were never obtained.

A motion was made by Michael Rowe to recommend to the Board of Review **DENIAL** of a D-1 (Roofing) license based on the information presented during the Licensing Committee meeting today, seconded by Scot Gring; the motion carried unanimously.

After asking Mr. Wilson whether he objected to the admission of the 46-page document into the record, and Mr. Wilson answering in the negative, Ms. Koulchitzka stated the 46-page document presented to Mr. Wilson, which also he was walked through during his

questioning, would be made a part of the record; the documents submitted by Mr. Wilson to the Committee were made a part of the record, with an offer such to be copied after the meeting with the original returned to Mr. Wilson after the meeting.

Mr. Wilson stated Angelique Clayton (telephone xxx-xxx-9497) was his attorney and would be in touch with RBD counsel. Ms. Koulchitzka summarized the appeal process for Mr. Wilson should he wish to appeal the decision of the Licensing Committee today, and hand-delivered to him a 1-page notice regarding appellate rights in accordance with the Code.

7. **UNFINISHED BUSINESS**

There was no Unfinished Business to discuss.

8. **NEW BUSINESS**

a) **Sunshine Act Requirement**

To be read on the record, except the text in bold which requires the person making the motion to state his/her name, and the same of the person who seconds the motion.

Pursuant to the Colorado Sunshine Act, I, Loren Moreland, move that the Licensing Committee meeting be held on the second Wednesday of each month at 9:00 a.m. at the Pikes Peak Regional Development Center, 2880 International Circle, Colorado Springs, Colorado 80910, Room 100-14, that the Licensing Committee Meeting Agendas and Minutes for each meeting be posted on the website of the Pikes Peak Regional Building Department at www.pprbd.org, and that the meeting Agendas and Minutes be maintained by the Executive Administrative Assistant in the records of the Pikes Peak Regional Building Department, seconded by Mark Mahler; the motion carried unanimously.

The meeting adjourned at 11:31 a.m.

Respectfully submitted,



Roger N. Lovell
Regional Building Official
RNL/llg