CALL MEETING TO ORDER: Board member Noel Griffith called the meeting to order at 9:02 a.m.

ROLL CALL: Board Member Noel Griffith asked for the roll call. The following members were present: Noel Griffith, Paul Pomeroy, Dennis Humphrey Jason Stephen, M.J. Gertsch, Brent Groesbeck, Joe Patterson, Mark Archer, Absent, Mike Metzler Also in attendance were Blas Hernandez, Chief Building Official, Amanda Barto, Recording Secretary to the Licensing Board, Byron Matthews, Will Gurkin, Jerome Gurkin, Brent Hunsucker, Rory Hisel, James Hartney, Sean Carson, John Wright, Fabian Gracia, John Borges, Jeremy Reid, Fernando Mancera, Noe Hernandez, William Evans, Jon Seymore, Jose Lemus, Leo Blea

MINUTES:

The Minutes of the July 10, 2018 Meeting were approved with Joe Patterson making the motion M.J. Gertsch seconding the motion. The minutes were approved with all members voting “yes”.

STOP WORK ORDER/RED TAG LISTING: There was 3 Red tag for August 2018

ATTACHMENT: The Non-Tested License Listing for June 2018 was attached for the board’s review. Jason Stephen made the motion to approve the non-tested licenses and Brent Groesbeck seconded the motion. Motion passed with all members voting “yes”.

CONTRACTOR LICENSES:

CLASS A CONTRACTOR LICENSE(S):

Gurkin, William R., Qualified Supervisor working for Paramount Construction Inc. Mr. Gurkin detailed his experience and answered any questions they asked. Joe Patterson made the motion to approve the license as presented and Paul Pomeroy seconded the motion. Upon motion duly made and seconded, the license was approved.

Campbell Jerome M., Qualified Supervisor working for Campbell Construction JD, Inc. Mr. Campbell detailed his experience and answered any questions they asked. Joe Patterson made the motion to approve the license as presented, and Brent Groesbeck seconded the motion. Upon motion duly made and seconded, the license was approved with further testing.

CLASS B CONTRACTOR LICENSE(S):

Hunsucker, Brent., Qualified Supervisor working for Steelhead Communications Inc. Mr. Hunsucker detailed
his experience and answered any questions they asked. Mark Archer made the motion to approve the license as presented, and Jason Stephen seconded the motion. Upon motion duly made and seconded, the license was approved.

**Hisel, Rory S.** Qualified Supervisor working for Wyco Field Services, LLC. Mr. Hisel detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Jason Stephen seconded the motion. Upon motion duly made and seconded, the license was approved.

**Hartney, James C.** Qualified Supervisor working for Coloradical Roofing and Exterior, LLC Mr. Hartney detailed his experience and answered any questions they asked. Paul Pomeroy made the motion to approve the license as presented, and Dennis Humphrey seconded the motion. Upon motion duly made and seconded, the license was approved.

**CLASS R CONTRACTOR LICENSE(S):**

**Carson, Sean L.** Qualified Supervisor working for Mountain Standard Homes. Mr. Carson detailed his experience and answered any questions they asked. Mark Archer made the motion to approve the license as presented, and Joe Patterson seconded the motion. Upon motion duly made and seconded, the license was approved as presented.

**C-1 GENERAL ROOFING CONTRACTOR LICENSES:**

**Wright, John E.** Qualified Supervisor working for Green Vista Roofing, LLC. Mr. Wright detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Brent Groesbeck seconded the motion. Upon motion duly made and seconded, the license was approved as presented.

**C-1 DRYWALL CONTRACTOR LICENSES:**

**Garcia, Fabian** Qualified Supervisor working for Hugo & Fabian Garcia. Mr. Garcia detailed his experience and answered any questions they asked. Paul Pomeroy made the motion to approve the license as presented, and Joe Patterson seconded the motion. Upon motion duly made and seconded the license was approved as presented.

**C-1 STRUCTURAL, CONCRETE CONTRACTOR LICENSES:**

**Borges, John** Qualified Supervisor working for Coloscapes, Concrete Mr. Borges detailed his experience and answered any questions they asked. M.J. Gertsch made the motion to approve the license as presented, and Paul Pomeroy seconded the motion. Upon motion duly made and seconded, the license was approved.

**WALK-IN CONTRACTOR LICENSE(S):**

**Reid, Jeremy R.** Qualified Supervisor working for Countrywide Contracting, LLC, Mr. Reid detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Jason Stephen seconded the motion. Upon motion duly made and seconded the license was approved.

**Mancera, Fernando** Qualified Supervisor working for Mancero Roof Inc, Mr. Mancera detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Jason Stephen seconded the motion. Upon motion duly made and seconded, the license was approved with proper testing.
Hernandez, Noe. Qualified Supervisor working for Vigorous Roofing LLC, Mr. Hernandez detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and M.J. Gertsch seconded the motion. Upon motion duly made and seconded, the license was approved with proper testing.

Evans, William S. Qualified Supervisor working for Spire Roofing Inc., Mr. Evans detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Joe Patterson seconded the motion. Upon motion duly made and seconded, the license was approved.

Seymore, Jon R., Qualified Supervisor working for Roofing & Restoration Services of America, LLC, Mr. Seymore detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Paul Pomeroy seconded the motion. Upon motion duly made and seconded, the license was approved.

Lemus Jose D., Qualified Supervisor working for JD Roofing & Sons, Mr. Lemus detailed his experience and answered any questions they asked. Dennis Humphrey made the motion to approve the license as presented, and Jason Stephen seconded the motion. Upon motion duly made and seconded, the license was approved.

Blea, Leo A., Qualified Supervisor working for Empire Fire & Safety, Inc., Mr. Blea detailed his experience and answered any questions they asked. Mark Archer made the motion to approve the license as presented, and M.J. Gertsch seconded the motion. Upon motion duly made and seconded, the license was approved with proper testing and approval from Fire Department.

HEARINGS:

18-07-Brian Fenimore (High Plains Fire Protection) vs Mathews Quinn (Corporate Protective Services)

ORDER DISMISSING CASE

This contested case matter came before the City of Cheyenne Contractor Licensing Board (the “Board”) for a Contested Case Hearing on August 14, 2018, at 9:00 a.m. on the Complaint filed by Brian K. Fenimore (“Complainant”). Licensee Quinn M. Mathews appeared in person, and licensee Corporate Protective Services appeared through its principal, Marc Thayer. Complainant appeared in person. After opening statements, and conversations between the parties and the Board, Complainant chose to voluntarily dismiss his Complaint.

Order

WHEREFORE, THE BOARD HEREBY ORDERS THAT Complaint No. 2018-07, having been voluntarily dismissed by Complainant Brian K. Fenimore, is in fact dismissed and is hereby closed.

18-08- Brian Fenimore (High Plains Fire Protection) vs Douglas Hibbs (Hibbs Plumbing)

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

This contested case matter came before the City of Cheyenne Contractor Licensing Board (the “Board”) for a Contested Case Hearing on August 14, 2018, at 9:00 a.m. on the Complaint filed by Brian K. Fenimore (“Complainant”). Licensee Douglas Hibbs appeared in person, and licensee Hibbs Plumbing appeared through its principal, Douglas Hibbs. Complainant appeared in person. The Board, having heard and considered the evidence and argument of the parties, and being fully advised in the premises, voted nine (9) to zero (0) to dismiss Complainant’s Complaint. In support hereof, the Board enters the following Findings of Fact, Conclusions of Law, and Order.

Findings of Fact

1. Respondent Douglas Hibbs currently holds a Class F-1 Sprinkler (Fire) Standpipe License, and a Class C-1 Plumbing and Pipefitting License, both as issued/renewed by the Board. Therefore, the Board has jurisdiction in this matter.
2. Douglas Hibbs serves as the identified Qualified Supervisor for Hibbs Plumbing. Therefore, the Board has jurisdiction in this matter.

3. Complainant assert that Respondents failed to perform all of the testing required by the applicable code when performing quarterly fire sprinkler systems.

4. Complainant evidences his assertion by showing that the form Respondents fill out when performing quarterly fire suppression system inspections does specifically mention all the required parts of the inspections.

5. Respondents admit that their form not reflect all of the required parts of the quarterly inspection but assert that they do in fact perform all the required part of all inspections.

6. The CONTRACTOR COMPLAINT, with attachments, is incorporated herein as further evidence relied upon in this matter.

7. The RESPONDENT ANSWER, with attachments, is incorporated herein as further evidence relied upon in this matter.

8. Any Conclusions of Law set forth below is also incorporated as a Finding of Fact herein.

Conclusions of Law

1. The Board has jurisdiction in this matter and over the parties pursuant to Cheyenne City Code 2002, Chapter 5.44, and City of Cheyenne Contractor Licensing Regulations. Proper notice of the contested case hearing was provided to the parties, and no objection was stated concerning timeliness of the notices, and the parties were willing and prepared to proceed. The contested case hearing was conducted pursuant to City of Cheyenne Contractor Licensing Regulations, and the Wyoming Administrative Procedures Act, Wyoming Statutes §§ 16-3-101 et seq.

2. Pursuant to Cheyenne City Code 2002, Chapter 5.44, and Board Regulations 3.1, no person or entity may perform construction services in the City of Cheyenne without obtaining the applicable license required by the Cheyenne City Code, and the City of Cheyenne Contractor Licensing Regulations.

3. Pursuant to Board Regulation 8.1(c), licensees shall obtain all required permits before any work is performed.

4. Pursuant to Board Regulation 9.1, the Board may discipline a licensee for various violations, including, as found at Board Regulation 9.1.2, violation of any provisions of Title 15 of the Cheyenne City Code 2002, as amended, related to construction of buildings, and, as found at Board Regulation 9.1.4, violation of any provision of the Board Regulations.

5. The Board concludes, and Complainant admitted, that Complainant has no evidence and no evidence has been submitted to the Board, to support the allegation that Respondents do not perform required procedures at each fire suppression system test they undertake.

6. The Board concludes that the evidence presented, based upon a clear and convincing standard in this matter, does not support Complainant’s allegations.

7. Any Findings of Fact set forth above is also incorporated as a Conclusion of Law herein.

8. Board Regulations 11.6 and 30 provide for appeals from Board Orders to the District Court. Board Regulation 11.7 provides for procedures related to requests for reinstatement of licenses after discipline.

Order

WHEREFORE, THE BOARD HEREBY ORDERS THAT Complaint 18-08 filed by Brian K. Fenimore is dismissed.

NEW BUSINESS:

Meeting Adjourned: Noel Griffith, adjourned the meeting at 10:14

A complete audio recording of this meeting can be located on the City of Cheyenne website (www.cheyennecity.org)
Chairman Noel Griffith,
Contractor Licensing Board

Respectfully transcribed and submitted by:
Amanda I. Barto, Secretary to the Board