

Pikes Peak Regional Building Department

2880 International Circle
Colorado Springs, Colorado 80910

LICENSING COMMITTEE MINUTES

October 14, 2021

9:00 a.m.

MEMBERS PRESENT: Chair Michael Rowe
Vice Chair Christopher Freer
Jim Rose
Zachary Taylor
Steve Lepine
Michael Finkbiner

MEMBERS ABSENT: Tim Toussaint

OTHERS PRESENT: Virginia Koulchitzka, Regional Building Counsel
Jay Eenhuis, Deputy Building Official – Plans
John Welton, Deputy Building Official - Inspections
Matthew Matzen, Permit/Licensing Supervisor
Joel Segura, Chief Plumbing Inspector
Luke Sanderson, Senior Non-Compliance Inspector
Linda Gardner, Executive Administrative Assistant

PROCEEDINGS:

Chair Michael Rowe called the meeting to order at 9:01 a.m.

The Licensing Committee meeting was conducted in a hybrid form, allowing Committee members, Department staff, and the public to attend in person at the Pikes Peak Regional Development Center, 2880 International Circle, Colorado Springs, Colorado 80910, Hearing Room on the Upper Level, or virtually via a program called Microsoft Teams live events, which is accessible via Pikes Peak Regional Building Department's website Boards & Committees' page at: <https://www.pprbd.org/Information/Boards>.

1. **CONSIDERATION OF THE SEPTEMBER 9, 2021 LICENSING COMMITTEE MINUTES**

A motion was made by Jim Rose to **APPROVE** the September 9, 2021 Licensing Committee Minutes as written, seconded by Zachary Taylor; the motion carried unanimously.

2. COMPLAINT(S)

- a) A complaint has been brought against Shane Braden, Licensee for A-Classic Electric, Inc., by Deborah Mickle for performing work at 1906 South Hancock Avenue, Colorado Springs, Colorado without the proper license and prior to obtaining permit(s), in violation of Sections RBC105.1, RBC205.1, and RBC201.11.3, Nos. 1, 5 and 6, 2017 Pikes Peak Regional Building Code, as amended.

Deborah Mickle appeared by telephone. Shane Braden and Michele Cerquoizzi, both with A-Classic Electric appeared in person with their witness, Susan Hillary. All parties were sworn in.

Ms. Mickle stated she hired Shane Braden to install a gas water heater earlier in the year. He arrived at noon to do the installation and did not finish until 1:30 a.m.; she was concerned about the quality of the workmanship. She then discovered that he did not obtain a permit for the installation, so she obtained a homeowner permit and had the work inspected. The installation failed inspection. Ms. Mickle stated she then hired Comfort by Design to correct the work done by Shane Braden. Mr. Matzen informed Ms. Mickle that the permit still has not been completed and since she obtained the homeowner permit, it is her responsibility to call in the inspection.

Shane Braden appeared and stated he installed a ceiling fan for Ms. Mickle; she liked his work so she called him to do the hot water heater installation for her on an emergency basis, because another contractor had disconnected the water heater and left it sitting in her kitchen; she was without hot water. Mr. Braden stated he suggested that Ms. Mickle allow him to install a tankless water heater, because he was experienced with this type of installation, and requested that Ms. Mickle obtain a homeowners permit. He had trouble finding the correct water heater. In addition, he had to purchase copper parts for the water heater at the homeowner's request and additional tools to do the installation, so the entire installation took much longer than normal.

Michele Cerquoizzi, owner of A-Classic Electric, stated he first became aware of this complaint when he received a complaint from the Better Business Bureau. Shortly thereafter, he received the Notice to Appear from the Department. He stated he has removed Mr. Braden's ability to obtain permits through A-Classic Electric.

Matt Matzen stated the homeowner permit was obtained on August 16, 2021; the inspection was done on August 18, 2021, and failed inspection. He stated A-Classic Electric has been registered with the Department since December 12, 2012; 62 permits have been obtained; 55 permits have been completed; and 7 permits have been voided. Shane Braden stated he has only been working for A-Classic for a few months. Mr. Matzen stated Mr. Braden has been the Registrant for A-Classic Electric since June 22,

2021. Mr. Braden stated his previous employer was Done Electric and he was cross trained while working for this contractor and installed several tankless water heaters.

Jim Rose stated Mr. Braden is not licensed to do this type of work and he could have created a life safety issue for this homeowner. Ms. Koulchitzka informed Mr. Braden that doing work under a homeowner permit is against Code.

A motion was made by Jim Rose to recommend to the Board of Review that a 3-Year Incident Report be put in the contractor file of A-Classic Electric; and a Letter of Reprimand be put in the contractor file of Shane Braden, Registrant for A-Classic Electric, for performing work at 1906 South Hancock Avenue, Colorado Springs, Colorado without the proper license and prior to obtaining permit(s), which could have potentially created life safety issues for the homeowner, seconded by Zachary Taylor; the motion carried unanimously.

Jina Koulchitzka stated the parties to this complaint have 30 calendar days from the decision of this Committee to file a written appeal with the Department in accordance with Section RBC101.7 of the Pikes Peak Regional Building Code (the "Code"). She further stated the Department has authority, pursuant to Section RBC103.12 of the Code, to issue administrative fines; the Department retained such right, and fine(s) may be imposed.

Matt Matzen informed Ms. Mickle that her homeowner permit should be transferred to Comfort by Design; it is against Code for her to obtain a homeowner permit if she is not doing the work herself. Ms. Koulchitzka informed Ms. Mickle that her homeowner permit may be voided because repair work completed on a water heater by a contractor (licensed, registered, or not) under a homeowner's permit would be in violation of the Code.

3. COMPLAINT UPDATES

- a) A complaint has been brought against Jeffrey Ryan, Licensee, James Egan, Licensee, and Dan Cechini, Owner, of Dun-Rite Home Improvements, Inc. by Rebekah Turner for performing work at 10005 Litchfield Street, Peyton, Colorado prior to obtaining permit(s), in violation of Sections RBC105.1 and RBC201.11.3, Nos. 1, 5 and 6, Pikes Peak Regional Building Code, 2017 Edition, as amended. *This complaint was heard by the Licensing Committee on July 15, 2021, and the Committee determined: A motion was made by Michael Finkbiner that a One-Year Incident Report be put in the contractor file of Dun-Rite Home Improvement, Inc., and their examinees, Jeffrey Ryan and James Egan, seconded by Jim Rose; the motion carried unanimously. A second motion was made by Michael Finkbiner that the gas line be permitted by a licensed contractor, reinstalled and inspected within 30 days, seconded by Jim Rose; the motion carried 5:1. Zachary Taylor opposed. A report back to the Licensing Committee was required within 30 days. During the August 12, 2021 Licensing Committee meeting,*

Roger Lovell informed the Committee that Tall Pines Builders requested additional time to resolve the issue with the gas line at Rebekah Turner's home, as additional repairs had been noted and would take some time to repair. The Committee requested an update during the September 9, 2021 Licensing Committee meeting. During the September 9, 2021 Licensing Committee Meeting, Matt Matzen stated there was nothing to report since the August 12, 2021 Licensing Committee Meeting. The Committee requested an update during the October 14, 2021 Licensing Committee meeting.

Matt Matzen stated he recently spoke with Rebekah Turner and was informed that resolution of this matter has been slow due to litigation with Dun-Rite Home Improvements. The gas has been shut off to her kitchen, and she is not using the kitchen. She is no longer working with Tall Pines Builders, and is now working with Tucco Home Improvements. Ms. Turner did not anticipate that the work would begin until the end of 2021 or early 2022. The Committee members determined that additional updates were not necessary.

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)

AMERICAN BUILDING CONTRACTORS INSURANCE RESTORATION SERVICES, INC. – VINCENT SMITH (LICENSE REINSTATEMENT)
CUSITECH LLC DBA DOWNTOWN ELECTRIC AND LIGHTING DBA PEAK PROFESSIONAL CONTRACTORS – DAVID BRINKER (EXAMINEE CHANGES COMPANY)
PETRA INCORPORATED – BRETT MYRON (ADDITIONAL LICENSE)
SUB4 DEVELOPMENT COMPANY OF COLORADO, LLC – ASIA STEWART

Building Contractor A-2 (Commercial)

CBH GENERAL CONTRACTING, LLC – ROBERT BRANDLER (LIMITATION OF NO GROUND UP)
EDNA LUMBER CO INC – DARRELL ATKINSON (UPGRADE)

Building Contractor B-1 (Limited Commercial)

BERGMAN KPRS, LLC – MARK BERGMAN (LICENSE REINSTATEMENT)
DBG PROPERTIES, LLC – WAHID ENAYAT (COMPANY CHANGES EXAMINEE)
PROSTAR CONSTRUCTION AND MAINTENANCE SERVICES INC – NICHOLAS GRILLO (LIMITATION OF NO GROUND UP)

Building Contractor B-2 (Limited Commercial)

SPRINGFIELD BUILDERS, INC. – ANTHONY HOPKINS

Building Contractor C (Homebuilder)

MAYBERRY COMMUNITIES, LLC – JOHN MICK
SKY VIEW HOMES OF COLORADO, INC. ‘FKA’ SKY VIEW HOMES, INC –
DUSTIN BOUZIDEN (COMPANY CHANGES NAME)
TRALON HOMES, LLC ‘FKA’ SAINT AUBYN HOMES, LLC – CHARLES
VERNIER (COMPANY CHANGES NAME)

Building Contractor D - 1 (Decks)

SHAMROCK EXTERIORS INC – ROBERT ONEAL II (ADDITIONAL LICENSE)

Building Contractor D - 1 (Foundation)

PHANTOM CONCRETE LLC – HALEY GREGORY

Building Contractor D-1 (Retaining Walls)

SHONDECK ENTERPRISES, INC. DBA THE RETAINING WALL COMPANY –
JEFFREY SHONDECK

Building Contractor D - 1 (Roofing)

AAA ROOFING AND CONSTRUCTION, LLC – JOSHUA MORALES
AAC-COS – COREY PATE (EXAMINEE CHANGES COMPANY AND LICENSE
REINSTATEMENT – LICENSE SUBJECT TO AN ADMINISTRATIVE LOCK
UNTIL ALL “A” STATUS PERMITS, IF ANY, ARE RESOLVED)
AND SHEET METAL INC. – MARK BARNES (EXAMINEE CHANGES COMPANY)
BOBBY FITCHS REMODELING – ROBERT FITCH
BONE DRY ROOFING COLORADO, INC. – JESSICA JUDD
BRIAN PIERCE ROOFING, LLC DBA PIERCE ROOFING ‘FKA’ BRIAN PIERCE
ROOFING, LLC – BRIAN PIERCE (COMPANY CHANGES NAME)
MUNDO CONSTRUCTION INC – SANDRA RAMOS GARCIA (LICENSE
REINSTATEMENT)
NORTH AMERICAN ROOFING SERVICES, LLC – DWIGHT MARWEDE
(LICENSE REINSTATEMENT)
ROCKY MOUNTAIN PAINTING AND CONTRACTING DBA ROCKY MOUNTAIN
EXTERIORS – BEN LALKA
ROWCAL CONSTRUCTION & MAINTENANCE CO LLC – SETH CUPERSMITH
(EXAMINEE CHANGES COMPANY)
STORM GOAT LLC – KYLE MAURER
SYNERGY PROPERTY SOLUTIONS, INC – SHANE GUERRA
WEAVER CONSTRUCTION – CHRISTOPHER WEAVER

Building Contractor D - 1 (Siding)

ROWCAL CONSTRUCTION & MAINTENANCE CO LLC – SETH CUPERSMITH
(EXAMINEE CHANGES COMPANY)

Building D-5A (Sign)

WJS SIGNS LLC DBA PRECISION SIGN COMPANY 'FKA' WJS SIGNS LLC – WILLIAM STUPANSKY (COMPANY CHANGES NAME AND LICENSE REINSTATEMENT – LICENSE SUBJECT TO AN ADMINISTRATIVE LOCK UNTIL ALL "A" STATUS PERMITS, IF ANY, ARE RESOLVED)

Building Contractor E (Maintenance & Remodeling)

ELEVATE DC, LLC – ADAM RAHBERG (LICENSE REINSTATEMENT AND UPGRADE)

LT CONSTRUCTION, LTD DBA A CRAFTMAN'S CHOICE – TEKOTA RUBY (ADDITIONAL LICENSE)

LT CONSTRUCTION, LTD DBA A CRAFTMAN'S CHOICE – LUKE THIRSK
SOUTHERN MESA LLC – KYLE COCKRAM

Mechanical Contractor – A (Commercial)

BEN LARSON AND ASSOCIATES LLC DBA COMPLETE PIPING INSTALLATIONS 'FKA' BEN LARSON AND ASSOCIATES – BENJAMIN LARSON (COMPANY CHANGES NAME AND ADDITIONAL LICENSE)

CASEY HYMAN PLUMBING, INC. – MATHEW MARTINEAU (EXAMINEE CHANGES COMPANY)

COOLSYS LIGHT COMMERCIAL SOLUTIONS, LLC – FALLIN PARKER (EXAMINEE CHANGES COMPANY AND LICENSE REINSTATEMENT - LICENSE SUBJECT TO AN ADMINISTRATIVE LOCK UNTIL ALL "A" STATUS PERMITS, IF ANY, ARE RESOLVED)

HIRSCH MECHANICAL LLC – MIKE HIRSCH (EXAMINEE CHANGES COMPANY)

MINNICK ENTERPRISES INC. – EDWARD MINNICK III (ADDITIONAL LICENSE)

OAK VIEW INVESTMENTS, LLC – DANA MILLER (EXAMINEE CHANGES COMPANY)

TOUCHSTONE MECHANICAL LTD. – TREVOR SMITH

UNITED RESTAURANT SUPPLY LLC – CHRISTOPHER GARCIA

Mechanical Contractor – B (Residential)

MR COOL HEATING & COOLING – JOHN HEREDIA

TAYLORED 4 U HEATING AND COOLING LLC – DAVID TAYLOR (EXAMINEE CHANGES COMPANY)

Mechanical Contractor – C (Gas Piping)

337 PLUMBING LLC – TIMOTHY HERNANDEZ (ADDITIONAL LICENSE)

Heating Mechanic IV (HVAC Service Tech)

BRANDON KIRK
CORBIN MURROW
TIMOTHY ANDERSON
UBALDO MARTINEZ ASPRILLA
WILLIAM ROBERTS

Consent Items for Voluntary Suspension

CELTIC REMODELING, LLC – PAUL SCOTT – BUILDING B-1 (LIMITATION OF
2 PERMITS AT A TIME)
SPEARS CONSTRUCTION LLC – RICHARD SPEARS – BUILDING E

A motion was made by Michael Finkbiner to recommend to the Board of Review **APPROVAL** of the Consent License Requests, seconded by Zachary Taylor; the motion carried unanimously.

5. ITEMS CALLED OFF CONSENT CALENDAR

There were no items called off the Consent Calendar.

6. LICENSE REQUESTS CONSIDERED INDIVIDUALLY

There were no License Requests appearing individually.

7. UNFINISHED BUSINESS

There was no Unfinished Business.

8. NEW BUSINESS

a) 2022 Board/Committee/Commission Meeting Dates.

Jina Koulchitzka stated the proposed 2022 Licensing Committee meeting schedule is included in the agenda packet for the Committee members review. The 2022 Licensing Committee meeting dates for 2022 will remain on the second Thursday of each month, unless it would interfere with a national holiday. She stated this schedule will be before the Committee for adoption in January 2022, in accordance with the Colorado Sunshine Act requirements.

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The meeting adjourned at 10:31 a.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Roger N. Lovell".

Roger N. Lovell
Regional Building Official
RNL/lfg

Accommodations for the hearing impaired can be made upon request with forty-eight (48) hours' notice. Please call (719) 327-2989.

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