

**MINUTES**  
**THE WEST VIRGINIA CONTRACTOR LICENSING BOARD**

February 15, 2018

The West Virginia Contractor Licensing Board met on February 15, 2018, at 9:00 a.m. at 1900 Kanawha Boulevard East – State Capitol Complex – Building 3 – Room 124 – Charleston, West Virginia.

**BOARD MEMBERS PRESENT**

Eugene Thompson, Chair  
Manuel Alvarez  
Ted Brady  
Randy Ferguson  
Jacob Meck  
James Noel  
Steven Solomon  
Michael Stone

**BOARD MEMBERS ABSENT**

Michael Davis

**OTHERS PRESENT**

Mitchell E. Woodrum, Commissioner  
Michael Sams, Deputy Commissioner  
Elizabeth G. Farber, Assistant Attorney General  
Kimberly Legg, Secretary  
Kathy Rucker, Director, Licensing  
Brian White, Labor Program Specialist, Licensing  
Joseph Mason, Field Inspector  
Tom Stricklen, Field Inspector  
Donald Billups, Field Inspector

**MEETING CALLED TO ORDER**

A quorum being present, Mr. Thompson called the meeting to order at 9:00 a.m.

**APPROVAL OF MINUTES**

Mr. Brady made a motion to approve the minutes of the November 2, 2017 board meeting. Mr. Alvarez seconded. Motion carried.

**PUBLIC COMMENT**

No one appeared for public comment.

## LICENSEE DISCIPLINARY HEARINGS

**A. Phillips Construction and Builders, Inc. – Charleston, WV – WV053429  
(Lewis County Magistrate Court judgment in the amount of \$8,500.00, plus 7% interest and \$170.00 in court costs)**

Ms. Farber explained to the Board regarding Phillips Construction and Builders, Inc. No one appeared on behalf of Phillips Construction and Builders, Inc.

Mr. Alvarez made a motion to suspend license until the judgment has been resolved. Mr. Brady seconded. Motion carried.

**B. 3-D Builders – Morgantown, WV – WV035416  
(Monongalia Circuit Court judgment in the amount of \$500.00, plus 7% interest and \$90.00 for court costs)**

Ms. Farber explained to the Board regarding 3-D Builders. No one appeared on behalf of 3-D Builders.

Mr. Alvarez made a motion to suspend license until the judgment has been resolved or payment agreement has been arranged. Mr. Meck seconded. Motion carried.

**C. Bayliss & Ramey, Inc. – Fraziers Bottom, WV – WV000856  
(Requested company surrender original license issued August 7, 2017)**

Ms. Farber explained to the Board regarding Bayliss & Ramey, Inc. No one appeared on behalf of Bayliss & Ramey, Inc. and the original license was never returned to the Division.

Mr. Brady made a motion to suspend license and for the company to appear before the Board. Mr. Noel seconded. Motion carried.

## CEASE AND DESIST ORDERS

- A. Advisory Letters
- B. \$200.00 Fine Recommendations
- C. \$500.00 Fine Recommendations
- D. \$1,000.00 Fine Recommendations

### A. ADVISORY LETTERS

UL014043	COUNTRY LANE WOODWORKING (1ST C&D)	NO LICENSE
UL014044	DBA D&S HANDYMAN SERVICE (1ST C&D)	OUT OF CLASS
UL014045	DELAWDER ELECTRICAL & HOME SERVICE (1ST C&D)	OUT OF CLASS
UL014046	PINEVIEW BUILDINGS LLC (1ST C&D)	NO LICENSE
UL014048	MACH 1 ENERGY & CONSTRUCTION INC (1ST C&D)	NO LICENSE
UL014050	CHRIS MORRIS (1ST C&D)	NO LICENSE
UL014051	NEW TECH GLOBAL VENTURES LLC (1ST C&D)	NO LICENSE
UL014052	DBA CUSTOM CONTRACTING LLC (1ST C&D)	NO LICENSE
UL014053	ALEXANDER GREENE (1ST C&D)	NO LICENSE
UL014055	WOOD HEATING & AIR CONDITIONING (1ST C&D)	NO LICENSE
UL014056	TADD L WYRICK (1ST C&D)	NO LICENSE
UL014057	BRIAN CRAIG (1ST C&D)	NO LICENSE

UL014058	JASON LAWRENCE (1ST C&D)	NO LICENSE
UL014060	ASPHALT SURFACE ENTERPRISES INC (1ST C&D)	NO LICENSE
UL014061	MOUNTAINEER TELEPHONE & NETWORKING (1ST C&D)	NO LICENSE
UL014063	CARDINAL GLASS & DOOR (1ST C&D)	NO LICENSE
UL014064	EARTHTEK SERVICES LLC (1ST C&D)	NO LICENSE
UL014065	RANSON HANDYMAN (1ST C&D)	NO LICENSE
UL014066	MONUMENT DRYWALL INC (1ST C&D)	NO LICENSE
UL014067	KEYSTONE CONCRETE (1ST C&D)	NO LICENSE
UL014068	DBA D & L CONTRACTING (1ST C&D)	OUT OF CLASS
UL014070	RICK'S HAULING AND BACKHOE LLC (1ST C&D)	NO LICENSE
UL014071	CAM SAFETY LLC (1ST C&D)	NO LICENSE
UL014072	DBA GIBBS RETAIL SYSTEMS (1ST C&D)	NO LICENSE
UL014073	DEHAVENS CONSTRUCTION AND SONS (1ST C&D)	OUT OF CLASS
UL014076	TONY QUESINBERRY (1ST C&D)	NO LICENSE
UL014077	CHAD COMER (1ST C&D)	NO LICENSE
UL014078	DANNIC SOLUTIONS LLC (1ST C&D)	NO LICENSE
UL014080	SETH MANN DBA MANN MADE (1ST C&D)	EXPIRED
UL014082	APEX IMAGING SERVICES (1ST C&D)	NO LICENSE
UL014083	GRUNT WORK CONSTRUCTION LLC (1ST C&D)	OUT OF CLASS
UL014084	STRIKE LLC (1ST C&D)	OUT OF CLASS
UL014085	DBA DAN KEL CONCRETE CUTTING (1ST C&D)	NO LICENSE
UL014086	CAMBRIDGE OVERHEAD DOOR LLC (1ST C&D)	EXPIRED
UL014087	CARTER CONTRACTING LLC (1ST C&D)	NO LICENSE
UL014090	DAVID DWAYNE RICHMOND (1ST C&D)	NO LICENSE
UL014091	DBA WINDOW DEPOT USA OF STH WEST VA (1ST C&D)	EXPIRED
UL014093	WM AUTOMATION SERVICE LLC (1ST C&D)	NO LICENSE
UL014096	RAW CONTRACTING (1ST C&D)	NO LICENSE
UL014099	DBA CGS CONTINUOUS GUTTER SYSTEMS (1ST C&D)	EXPIRED
UL014102	GENE KEEN (1ST C&D)	NO LICENSE
UL014103	JOHN F KITZMILLER JR (2ND C&D - 1ST EXPIRED)	EXPIRED
UL014104	JPB SERVICES LLC (1ST C&D)	OUT OF CLASS
UL014106	WILLIAM EARL WINGFIELD (1ST C&D)	NO LICENSE
UL014107	MICHAEL BRICKER CONTRACTING (1ST C&D)	NO LICENSE
UL014111	CLARENCE R GRAYSON (1ST C&D)	NO LICENSE
UL014113	DBA IMAGINE CARPET (1ST C&D)	NO LICENSE
UL014114	NORA RESENDIZ (1ST C&D)	NO LICENSE
UL014117	DBA PROTOUCH RESTORATIONS (1ST C&D)	NO LICENSE
UL014118	J & M ROOFING AND REMODELING (1ST C&D)	NO LICENSE
UL014119	LERU STORAGE INC DBA LERU EXCAVATING (1ST C&D)	OUT OF CLASS
UL014121	THE HANDY MAN (1ST C&D)	NO LICENSE
UL014122	ICC (1ST C&D)	EXPIRED
UL014123	BENCO DENTAL (1ST C&D)	NO LICENSE
UL014127	GHL SERVICES INC (1ST C&D)	NO LICENSE
UL014128	O'SULLIVAN PAINTING (1ST C&D)	NO LICENSE
UL014129	SMH CONSTRUCTION CO INC (1ST C&D)	EXPIRED
UL014130	DBA J & J PAVING (1ST C&D)	EXPIRED
UL014131	FAST CARPET (1ST C&D)	NO LICENSE
UL014133	KENNETH RAY TILLIUS (1ST C&D)	NO LICENSE
UL014134	WILLIAM SIMS (1ST C&D)	NO LICENSE
UL014135	KENNETH RUSSELL TILLIUS (1ST C&D)	NO LICENSE

UL014136	COMMERCIAL RADIO SYSTEMS LLC (1ST C&D)	NO LICENSE
UL014137	STROBEL CONTRACTING INC (1ST C&D)	EXPIRED
UL014138	ZACK CHITTUM (1ST C&D)	NO LICENSE
UL014140	A1 BEST QUALITY PAINTING LLC (1ST C&D)	EXPIRED
UL014141	BRENT PARKER (1ST C&D)	NO LICENSE
UL014144	JACK'S EXCAVATING (1ST C&D)	NO LICENSE
UL014147	UPLAND HOSPITALITY GROUP LLC (1ST C&D)	NO LICENSE
UL014149	RICK & SON CONTRACTING INC (1ST C&D)	OUT OF CLASS
UL014151	AMISH COUNTRY BARNs (1ST C&D)	NO LICENSE
UL014153	T & C DRYWALL INC (1ST C&D)	EXPIRED
UL014154	DOMENALEX (1ST C&D)	NO LICENSE
UL014155	DELTA T DEVELOPMENT OF MORGANTOWN LLC (1ST)	NO LICENSE
UL014156	J F CONSTRUCTION (1ST C&D)	NO LICENSE
UL014157	WEAVER STEEL CONSTRUCTION (1ST C&D)	NO LICENSE
UL014158	GARCIA FLOORS LLC (1ST C&D)	NO LICENSE

Mr. Alvarez made a motion to accept staff recommendations. Mr. Brady seconded.  
Motion carried.

#### **B. \$200.00 FINES**

UL014047	SDW ELECTRIC LLC (2ND C&D)	EXPIRED
UL014049	ER CON TECHNOLOGIES LLC (1ST C&D) - DC RECOMMENDED	NO LICENSE
UL014054	DBA CNR RENOVATIONS (1ST C&D) - CC	NO LICENSE
UL014059	WESTERN MARYLAND CONCRETE INC - (2ND C&D)	EXPIRED
UL014062	HIGH COUNTRY MOWING LLC (2ND C&D)	OUT OF CLASS
UL014069	LEWIS & ARK BUILDERS INC (1ST C&D) - CC	NO LICENSE
UL014075	B & B CONSTRUCTION (1ST C&D) - CC	NO LICENSE
UL014079	DBA S AND N CONSTRUCTION (1ST C&D) - CC	OUT OF CLASS
UL014081	K & G EXCVATING (2ND C&D)	NO LICENSE
UL014088	WESLEE TRIPLETT (1ST C&D) - CC	NO LICENSE
UL014089	PARSONS HEATING & COOLING (1ST C&D) - CC	NO LICENSE
UL014094	INDIANHEAD PIPELINE SERVICES LLC (2ND C&D)	EXPIRED
UL014097	KENDALL CLENDENEN II (1ST C&D) - DC RECOMMENDED	NO LICENSE
UL014100	CARTER CONTRACTING LLC (2ND C&D)	NO LICENSE
UL014101	CAM SAFETY LLC (2ND C&D)	NO LICENSE
UL014108	COMPLETE CONSTRUCTION LLC (1ST C&D) - CC	NO LICENSE
UL014109	RUGRATZ FLOORING (2ND C&D)	EXPIRED
UL014110	POWER PRO'S CONSTRUCTION & REMODELING (1ST C&D) - CC	NO LICENSE
UL014115	FOUR SEASONS CONTRACTING AND REPAIR (1ST C&D) - CC	OUT OF CLASS
UL014116	STEPHEN HENRY (1ST C&D) - CC	NO LICENSE
UL014120	PREMIER STONE (2ND C&D)	NO LICENSE
UL014125	MICHAEL TWIGG (1ST C&D) - CC	NO LICENSE
UL014132	TROYMILL BUILDERS LLC (2ND C&D)	NO LICENSE
UL014139	HUMBER PAINTING INC (2ND C&D)	EXPIRED
UL014142	PARSONS HEATING & COOLING (2ND C&D)	NO LICENSE
UL014143	RIVER VALLEY CONTRACTING (1ST C&D) - CC	NO LICENSE
UL014145	ANDREW MCDANIEL (1ST C&D) - CC	EXPIRED
UL014148	JW'S HOME IMPROVEMENT (1ST C&D) - CC	NO LICENSE

***UL014089 and UL014142 – Terry Parsons appeared on behalf of Parsons Heating & Cooling***

Mr. Noel made a motion to accept initial staff recommendations. Mr. Brady seconded. Motion carried. Later in the meeting, Mr. Brady discovered that UL014116, Stephen Henry, should have been placed on the \$1,000.00 list. Mr. Alvarez made a motion to revisit the \$200.00 fines. Mr. Brady seconded. Motion carried. Mr. Brady made a motion to move UL014116 to the \$1,000.00 fine list. Mr. Alvarez seconded. Motion carried.

**C. \$500.00 FINES**

UL014074	K & G EXCAVATING (2ND C&D) - CC	NO LICENSE
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Mr. Brady made a motion to accept staff recommendation. Mr. Noel seconded. Motion carried.

**D. \$1,000.00 FINES**

UL014092	HANDYMAN AND LABOR SERVICES (3RD C&D) – CC	NO LICENSE
UL014095	B & B CONSTRUCTION (2ND CC C&D)	NO LICENSE
UL014098	KENDALL CLENDENEN II (2ND C&D) - DC RECOMMENDED	NO LICENSE
UL014105	PRO HANDYMAN SERVICES LLC (3RD C&D) – CC	OUT OF CLASS
UL014112	PRO HANDYMAN SERVICES LLC (4TH C&D) – CC	OUT OF CLASS
UL014146	WV SIGN MAINTENANCE LLC (5TH C&D)	EXPIRED
UL014150	PARKER ELECTRIC AND SIGN SERVICE LLC (5TH C&D)	NO LICENSE
UL014152	DBA ALL PRO GENERAL MAINTENANCE (3RD C&D) - CC	NO LICENSE

***UL014146 – Randy Adkins appeared on behalf of WV Sign Maintenance, LLC.***

Mr. Noel made a motion to accept staff recommendations with the addition of UL014116 from the \$200.00 list. Mr. Alvarez seconded. Motion carried. Mr. Meck made a motion to reduce the fine for UL014146 from \$1,000.00 to \$500.00. Mr. Noel seconded. Motion carried with Mr. Thompson voting against.

**SOLAR PANEL INSTALLATION REQUIREMENTS**

Bill Anderson submitted a response to the Board’s decision not to require an additional classification for installation of solar panels. The Board discussed Mr. Brady’s findings from researching solar panel installation in other states and determined again that the electrical classification currently required is sufficient for most projects; however, additional work and the classifications needed are handled on a case by case basis. Mr. Noel made a motion to accept Ms. Farber’s response to Mr. Anderson as drafted. Mr. Brady seconded. Motion carried.

**DOL REPORT**

- A report was provided to the Board on criminal charges being filed in magistrate court on various contractors.
- Mr. Thompson and Mr. Woodrum updated the Board regarding HB4317 currently in the Legislature, moving the Contractor Licensing Board to Chapter 30.
- Licensing Director Kathy Rucker introduced new field inspectors Joseph Mason, Tom Stricklen and Donald Billups to the Board.

**NEXT MEETING DATE**

The next meeting date is June 14, 2018 at 9:00 a.m.

**ADJOURNMENT**

Mr. Brady made a motion to adjourn at 10:20 a.m. Mr. Noel seconded. Motion carried.

Approved:

  
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Eugene E. Thompson, Chair