

MINUTES
THE WEST VIRGINIA CONTRACTOR LICENSING BOARD

June 15, 2023

The West Virginia Contractor Licensing Board met on June 15, 2023, at 9:00 a.m. at 1900 Kanawha Boulevard East – State Capitol Complex – Building 3 – Room 124 – Charleston, West Virginia.

BOARD MEMBERS PRESENT

Jacob S. Meck, Chair
Manny Alvarez
Ted H. Brady, Co-Chair
Michael E. Davis
Amy Fairman
Frank R. Ferguson
Mary J. Neenan
Charles K. Smith
Steven Solomon

BOARD MEMBERS ABSENT

James M. Noel

OTHERS PRESENT

Mitchell E. Woodrum, Commissioner
Brooke M. Farber, Esq., Deputy Commissioner
Brian White, Labor Programs Manager
Larry Rucker, Labor Programs Specialist
Kimberly Legg, Board Secretary

MEETING CALLED TO ORDER

A quorum being present, Mr. Meck called the meeting to order at 9:01 a.m.

APPROVAL OF AGENDA

The Board approved the agenda with no changes.

APPROVAL OF MINUTES

Mr. Solomon made a motion to approve the minutes of the March 30, 2023, board meeting. Mr. Brady seconded. Motion carried.

PUBLIC COMMENT

No one appeared for public comment.

LICENSEE DISCIPLINARY HEARINGS

A. W R Newman & Associates, Inc. – Nashville, TN – WV045874
(Hiring unlicensed subcontractors)

No one appeared on behalf of the company, but a written response was submitted.

Mr. Solomon made a motion to take no action against the company. Mr. Brady seconded. Motion carried.
Mr. Davis recused himself.

B. DK Construction, LLC – Fairmont, WV – WV045806
(Possible failure to comply with promissory note signed with Aultman Distributors)

Mr. Smith made a motion to continue the matter to the next board meeting. Mr. Brady seconded. Motion carried.

CEASE AND DESIST ORDERS

A. Advisory Letters

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

B. \$200.00 Fines

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

D. \$1,000.00 Fines

UL016167 – Joseph Veith appeared on behalf of Joseph's Maintenance and Lawn Care

Ms. Neenan made a motion to reduce staff recommendation to an Advisory Letter and to place company on a 6-month probationary period after obtaining license. Mr. Smith seconded. Motion carried.

Mr. Brady made a motion to accept the remaining staff recommendations. Mr. Smith seconded. Motion carried.

CMH HOMES, INC. DBA CLAYTON HOMES ACTION PLAN APPROVAL

Mr. Smith made a motion to approve the action plan submitted by CMH and to place the company on a 6-month probationary period. Mr. Solomon seconded. Motion carried.

APPROVAL OF DIVISION OF LABOR PAYROLL REIMBURSEMENT INVOICE

Mr. Woodrum presented the FY 2023 3rd Quarter Report and Invoice to the Board for approval.

Mr. Smith made a motion to approve the reimbursement invoice. Mr. Brady seconded. Motion carried.

ADMINISTRATIVE PERSONNEL REVIEW

Mr. Davis made a motion to continue with the Memorandum of Understanding with the Division of Labor. Mr. Brady seconded. Motion carried.

DOL REPORT

- An update was provided to the Board on Advisory Letters sent to companies for hiring unlicensed subcontractors.
- Criminal Action Report update was provided to the Board.
- Advised the Board of the results of disciplinary action taken at the March 30, 2023 board meeting.

NEXT MEETING DATE

September 14, 2023, at 9:00am

ADJOURNMENT

Mr. Brady made a motion to adjourn at 9:51 a.m. Mr. Davis seconded. Motion carried.

Approved:


Jacob S. Meck, Chair