

AGENDA

**CONSTRUCTION INDUSTRIES COMMISSION
REGULAR MEETING
Wednesday, January 14, 2015, 9:30 a.m.
5200 Oakland Ave. NE
Albuquerque, NM 87113
Main Conference Room**

- I. CONVENE, DETERMINATION OF QUORUM AND INTRODUCTIONS: COMMISSIONERS AND AUDIENCE**
- II. APPROVE AGENDA**
- III. PUBLIC COMMENT** – Please limit comments to 2 minutes per individual speaker and refrain from revealing the names of parties or case details pertaining to disciplinary matters pending before the Commission.
- IV. DIRECTORS REPORT**
- V. OLD BUSINESS**
 - a. **Approval of November 19, 2014 Regular Meeting Minutes**
- VI. NEW BUSINESS**
 - a. **Election of Commission Chair and Vice-Chair**
 - b. **Approval of Electrical Continuing Education Courses and Providers**
 - c. **Approval of Mechanical Continuing Education Courses and Providers**
 - d. **Approval of Licenses Issued in November and December 2014**
 - e. **Approval of 2015 Open Meetings Resolution**
 - f. **Disciplinary Hearing Scheduling**
- VII. EXECUTIVE SESSION** – The Commission may close the meeting to the public and enter into executive session to discuss the cases listed under agenda items VII(a) – (f), pursuant to NMSA 1978, Sections 10-15-1(H)(1), (3) and (7). Such discussions shall pertain to the issuance, suspension, renewal or revocation of licenses, deliberations on pending administrative adjudicatory proceedings, and pending or threatened litigation.

- a. **Deliberation on Licensee Disciplinary Action Cases in which Dismissal or Closure is Recommended:**

Complaint Committee Recommendation: Dismissal

- | | | |
|------------------|-------------------|----|
| 1. 17; 13-01-16 | 9. 62; 14-02-19 | 6. |
| 2. 67; 13-02-26 | 10. 94; 14-03-05 | |
| 3. 100; 13-03-13 | 11. 216; 14-06-26 | |
| 4. 404; 13-09-10 | 12. 276; 14-07-22 | |
| 5. 421; 13-09-17 | 13. 294; 14-07-22 | |
| 6. 451; 13-10-09 | 14. 373; 14-09-19 | |
| 7. 453; 13-10-08 | 15. 413; 14-10-11 | |
| 8. 509; 13-11-21 | 16. 430; 14-10-27 | |

AGENDA

17. 438; 14-10-24

18. 452; 14-09-17

Complaint Committee Recommendation: Closure

19. 11-2235

32. 12-2679

20. 12-2331

33. 12-2680

21. 12-2347 & 222; 13-06-11

34. 55; 12-09-05

22. 12-2455

35. 13-2723

23. 12-2483

36. 101; 13-03-20

24. 12-2542

37. 138; 13-04-17

25. 12-2580

38. 471; 13-10-28

26. 12-2653

39. 64; 14-02-24

27. 12-2657

40. 96; 14-03-14

28. 12-2660

41. 115; 14-03-06

29. 12-2662

42. 315; 14-08-14

30. 12-2669

43. 349; 14-09-02

31. 12-2675

b. Deliberation on Licensee Disciplinary Action Cases in which Issuance of Notices of Contemplated Action (“NCA”) is Recommended:

Complaint Committee Recommendation: Authorize Pre-NCA Settlement Agreement; If Pre-NCA Settlement Negotiations Unsuccessful, Issuance of NCA

1. 245; 14-07-10

4. 366; 14-09-16

2. 247; 14-07-22

5. 412; 14-09-01

3. 350; 14-09-02

Complaint Committee Recommendation: Issuance of NCA

6. 99; 13-03-13

14. 208; 14-06-25

7. 153; 13-29-13

15. 214; 14-06-26

8. 458; 13-10-16

16. 277; 14-07-22

9. 460; 13-10-16

17. 288; 14-07-15

10. 478; 13-10-28

18. 422; 14-10-20

11. 105; 14-03-24

19. 454; 14-11-12

12. 136; 14-04-16

20. 479; 14-12-12

13. 205; 14-06-25

c. Attorney General’s Report and Deliberation on Licensee Disciplinary Action Cases:

1. 12-2661

7. 11-2241*

2. 12-2600 & 13-01-0143

8. 12-2317*

3. 12-2666

9. 12-2609

4. 432; 13-09-24

10. 12-2633

5. 11-2149*

11. 66; 12-11-06*

6. 11-2156

12. 201; 14-06-24*

AGENDA

*Special Considerations

d. Defaults:

- | | |
|-------------|--------------|
| 1. 12-2297 | 14. 12-2572 |
| 2. 12-2342 | 15. 12-2577 |
| 3. 12-2349 | 16. 12-2634 |
| 4. 12-2378 | 17. 12-2651 |
| 5. 12-2436 | 18. 12-2656 |
| 6. 12-2453 | 19. 12-2673 |
| 7. 12-2458 | 20. 12-2686 |
| 8. 12-2500 | 21. 12-2692 |
| 9. 12-2514 | 22. 12-3150 |
| 10. 12-2536 | 23. 13-2710 |
| 11. 12-2543 | 24. 12-2535* |
| 12. 12-2551 | 25. 12-2276 |
| 13. 12-2560 | 26. 12-2283 |

*Special Considerations

e. Deliberations in Connection with Administrative Adjudicatory Proceedings (Hearing Officer's Reports):

- | | |
|------------|------------|
| 1. 12-2604 | 2. 12-2653 |
|------------|------------|

f. Commission Counsel's Report on Pending or Threatened Litigation:

1. Zitro Construction Services, v. New Mexico Construction Industries Commission, Case No. D-101-CV-2012-02397
2. The Ex-El Co. Inc. of the Southwest and Robert LePage v. CIC, Case No. D-101-CV-2013-01170
3. North Mesa Builders and Gary Ahlers v. Construction Industries Commission, Case No. D-101-CV-2015-00009

VIII. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION

IX. NEXT MEETING DATE

Regular Meeting – March 18, 2015, Albuquerque, NM - RLD

X. ADJOURN

AGENDA