

AGENDA

**CONSTRUCTION INDUSTRIES COMMISSION
REGULAR MEETING
Wednesday, September 16, 2015, 9:30 a.m.
5500 San Antonio Dr. NE
Albuquerque, NM 87109
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 July 15, 2015 Regular Meeting Minutes
 - b. Approve amended May 20, 2015 Regular Meeting Minutes
- VI. NEW BUSINESS**
 - a. Introduction of New Commission Member Mr. Glenn Fellows
 - b. Approval of Electrical Continuing Education Courses and Providers
 - c. Request for approval to move forward to public hearing on Electrical proposed rule changes to NMAC 14.6.6.10(B)(2)(G), NMAC 14.6.6.10(C)10, NMAC 14.6.6.10(B)(b) and NMAC 14.6.4.8(D)(1)(C).
 - d. Approval of Mechanical Continuing Education Courses and Providers
 - e. Approval of Licenses Issued in July and August 2015
- 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) – (e), 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.

Deliberation on Licensee Disciplinary Action Cases:

- a.**
 - 1. 448; 13-10-10
 - 2. 11; 14-01-14
 - 3. 320; 14-08-12
 - 4. 392; 14-09-15
 - 5. 403; 14-10-07
 - 6. 453; 14-10-31
 - 7. 485; 14-12-18
 - 8. 56; 15-02-10
 - 9. 85; 15-03-12
 - 10. 113; 15-03-23 & 139; 15-05-01
 - 11. 119; 15; 03-27
 - 12. 130; 15-04-21
 - 13. 152; 15-05-07
 - 14. 165; 15-06-29
 - 15. 229; 15-07-28

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b.

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| 1. 11-2241 | 7. 28; 14-01-27 |
| 2. 12-2515 | 8. 472; 14-12-05 |
| 3. 66; 12-11-06 | 9. 195; 15-06-19 |
| 4. 70; 13-02-27 | 10. 207; 15-07-14 |
| 5. 166; 13-05-06 | 11. 221; 15-05-30 |
| 6. 463; 13-10-11 UL | |

c.

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| 1. 374; 13-08-30 | 3. 12; 15-01-08 |
| 2. 285; 14-07-22 | 4. 52; 15-02-09 |

d.

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| 1. 543; 13-12-16 | 10. 420; 14-10-20 |
| 2. 70; 14-02-28 | 11. 432; 14-10-27 |
| 3. 98; 14-03-13 | 12. 445; 14-10-28 |
| 4. 118; 14-04-01 | 13. 04; 15-01-02 |
| 5. 202; 14-06-24 | 14. 13; 15-01-09 |
| 6. 233; 14-07-09 | 15. 26; 15-01-22 |
| 7. 342; 14-08-25 | 16. 47; 15-02-05 |
| 8. 384; 14-09-12 | 17. 53; 15-02-09 |
| 9. 406; 14-08-19 | 18. 219; 15-07-14 |

e.

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| 1. 112; 13-03-25 UL | 9. 295; 13-07-19 |
| 2. 168; 13-05-08 | 10. 302; 13-07-17 |
| 3. 171; 13-05-08 | 11. 310; 13-07-29 |
| 4. 188; 13-05-16 | 12. 335; 13-08-08 |
| 5. 207; 13-05-31 | 13. 336; 13-08-12 |
| 6. 273; 13-07-05 | 14. 414; 13-09-16 |
| 7. 284; 13-07-15 | 15. 30; 14-01-28 |
| 8. 289; 13-07-18 | |

***Special Considerations**

1. 182; 13-05-15
2. 315; 13-07-29

f. Defaults:

1. 85; 13-03-07
(Johnny's Construction / QP-John Rivas)
2. 162; 13-05-02 /413; 13-09-16/454; 13-10-08
(New Mexico Quality Air, LLC. / QP- Greg Pritchard)
3. 213; 13-06-06

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(A S Contracting Company, LLC / QP - Asencion Garcia)

4. 272; 13-07-01 /433; 13-09-24/536; 13-12-12
(Superior Plumbing, Inc. / QP - John Montano)
5. 311; 13-07-29
(Universal Painting Contractors / QP - Brynda Benham)
6. 320; 13-07-30
(Silva's Excavation Incorporated / QP – Joey Albert Silva & Michael Anthony Silva)
7. 321; 13-07-25
(Salt Bush Electric / QP – Kent G. Mensch)

g. Deliberations in Connection with Administrative Adjudicatory Proceedings

1. 431; 13-09-24 (Kayeman, Inc. / QP - Catherine Marshall)
2. 12-2368 (George Varela Construction LLC / QP - George B. Varela)

h. 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
4. Top Notch Exteriors and Gilbert C. Ordunez v. Construction Industries Commission, Case No. D-307-CV-2015-01351

VIII. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION

IX. NEXT MEETING DATE

REGULAR MEETING – NOVEMBER 18, 2015, RLD CONSTRUCTION INDUSTRIES CONFERENCE ROOM, ALBUQUERQUE, NM

X. ADJOURN