

GENERAL/HOME IMPROVEMENT LICENSING BOARD OF REVIEW
FEBRUARY 6, 2019
111 N. Front Street
Columbus, OH 43215
Room 204

The following duly appointed members were present: **Chairman – Mike Pione, Tom Sintic, Daniel Wolt and Ken Neverman. Representing the City was Cliff Spruill.** Toni Gillum was the stenographer transcribing the meeting.

The meeting was called to order by Chairman Pione at 1:00 p.m. **Mr. Neverman** made a motion to accept the minutes of the January 9, 2019 meeting as written. **Mr. Sintic** seconded the motion. **MOTION CARRIED.**

The next item to come before the Board was the review of new Home Improvement Contractor applications.

The following HIC applications were **APPROVED** by the Board:

<u>NAME</u>	<u>LICENSE TYPE</u>
Letner, W. Bryan	(4)Limited - Siding, Windows & Doors, Deck Installation, Roofing & Fencing
Minton, Mark	(1)Limited - Basement Waterproofing
Saurey, Tom	General

Mr. Sintic made a motion to certify the results of the applicants who were approved to the Department of Building & Zoning Services for the issuance of a Home Improvement Contractor's License. **Mr. Neverman** seconded the motion. **MOTION CARRIED.**

The following applications were *disapproved*:

<u>NAME</u>	<u>LICENSE TYPE</u>
Streeter, Matthew	General
Oliver, Michael	(8)Limited - Siding, Windows & Doors, Deck Installation, Basement Waterproofing, Masonry Fireplaces, Sidewalks & Driveway approaches, Gypsum Board, Roofing & Fencing
Garcia, Miguel	(5)Limited-Siding, Windows & Doors, Deck Installation, Gypsum Board, Roofing and Fencing
Dugger, Avery	General
Garcia, Miguel	(5)Limited-Siding, Windows & Doors, Deck Installation, Gypsum Board, Roofing and Fencing

The following Demolition Contractor applications were *approved* by the Board.

<u>NAME</u>	
Cochenour, Michael	Demolition Contractor
Crabtree, Dalton James	Demolition Contractor
Puntel, John	Demolition Contractor

Mr. Neverman made a motion to certify the results of the applicants who were approved to the Department of Building & Zoning Services for the issuance of a Demolition Contractor's License. **Mr. Wolt** seconded the motion. **MOTION CARRIED.**

DUE PROCESS HEARING FOR SHADWICK REMODELING

The next item to come before the Board was a continuation of the Due Process Hearing regarding the **Linda Yoakum vs. Robert Shadwick, Shadwick Remodeling**, for the property located at **917 Hillsdale Drive**. **Mr. Shadwick** was present. Ms. Yoakum filed the complaint; it was presented by **Brian Lauer**. Shadwick Remodeling contracted work with Ms. Yoakum to construct a new porch and replace the roof on an existing home. The work appeared to be performed after application submittal, but prior to permit issuance. The rear patio door was removed as well as the back of the house roof and wall cut open and left to the elements for several days. Also, on another occasion, later in the project, the existing house roof was left uncovered for several days. Later shingle and presently the plywood is heaving up due to moisture in several locations. The porch roof appears to be leaking and moisture is being seen from under porch roof when it's raining. The existing house roof is leaking into the house dripping to the ceiling and deteriorating ceiling a causing potential hazard at light

fixture. The gutters were taken down and reinstalled with some amendments. There is an end cap missing on one gutter which is letting water go up-roof in a bad location.

After discussion and input from the City, **Mr. Neverman** made a motion as to **Finding of Fact** that there is an end cap missing on one gutter which is letting water go uproof in a bad location and causing the roof to leak. **Mr. Sintic** seconded. **MOTION FAILED**

Conclusion of Law: Due to the fact that there is an end cap missing on one gutter which is letting water go uproof in a bad location and causing the roof to leak **Shadwick Reodeling** is in violation of the Residential Code of Ohio Sections 903.1 – Weather Protection and 903.2 – Flashing. **Mr. Neverman** made a motion to find Shadwick Remodeling **GUILTY**. **Mr. Wolt** seconded the motion. **MOTION CARRIED**

Shadwick Remodeling was found Guilty of violating the Residential Code of Ohio, but, due to the fact that they have not been before the Board before and the Board found that Shadwick is willing to do what they can to correct the situation, if they are given permission by the homeowner, and the fact that this was not an egregious violation, **Mr. Neverman** made a motion to **take NO ACTION** against their license. **Mr. Wolt** seconded. **MOTION CARRIED**

DUE PROCESS HEARING FOR MESSER CONSTRUCTION

The next item to come before the Board was a due process complaint filed by **Cliff Spruill, Structural Inspection Supervisor**, regarding work done by **Messer Construction, license holder, Robert Verst, Jr., Mr. Verst**, was present as well as **Tim Gusler, Messer Construction Operations Vice President**. **Mr. Spruill** filed a complaint about work being done at 111 N. Front Street. Cliff's complaint explained that he noticed a sign on an office door when he arrived to the office at 111 N. Front Street that read "Keep Closed Open Shaft". He looked into the office and saw that some of the floor had been removed and openings had been cut in the 2-hour rated mechanical shaft. Reviewing the BZS records, he noticed that no other permits had been pulled since the permits to construct the building (CBLD1509374) which had received final Certificate of Occupancy on May 10, 2018. No other permits had been issued. He contacted Mike Jones, previously with Messer Construction. He spoke with Mr. Jones and was informed that issues were found with the dampers installed at the shafts and they were being corrected. Later that day he received a call from Tim Gusler, Operations Vice President, who stated the work being performed was "Warranty Work". They discussed the situation and Mr. Gusler agreed permits would be obtained. On November 16, 2018 a Building Permit was obtained. Inspections have been performed and work is ongoing. After discussion and questions, the Board felt that the City of Columbus should have pulled the permit. .

After much discussion with both parties, and input from the City, **Mr. Neverman** made a motion as to **Finding of Fact**, the Board finds that Robert Verst, Messer Construction, did Work without a permit, failed to get inspections and did not get approvals at the property located at 111 N. Front Street. **Mr. Sintic** seconded. **MOTION FAILED**

Conclusion of Law: Due to the fact that **Messer Construction** did not violate the sections listed in the complaint, City of Columbus Building Code Section 4113.37(b) Building Permits Required, 4115.01 – Inspections Required, 4115.03 - Approvals Required and 4114.111 – Work of an OCILB specialty contractor, **Mr. Neverman** made a motion to find Messer Construction **NOT GUILTY**. **Mr. Wolt** seconded the motion. **MOTION CARRIED**

Due to the fact that they were found **NOT GUILTY** of violating the Columbus Building Code Sections, no action will be taken against their license.

Mr. Sintic made a motion to adjourn. **Mr. Appledorn** seconded the motion. Adjourned at 2:30 p.m.

Mike Pione, Chairman

Cliff Spruill, Secretary