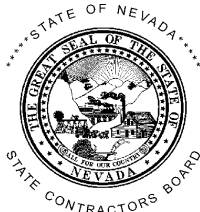


State Of Nevada



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STATE CONTRACTORS' BOARD

MINUTES OF THE MEETING January 29, 2009

MEMBERS

Guy M. Wells, Chairman
Kevin E. Burke
Michael Efstratis
John C. Ellison
Jerry Higgins
Nathaniel W. Hodgson, III
William "Bruce" King

1. CALL TO ORDER:

Chairman Guy Wells called the meeting of the State Contractors Board to order at 9:00 a.m., Thursday, January 29, 2009, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

BOARD MEMBERS PRESENT:

Mr. Guy Wells, Chairman
Mr. Kevin Burke
Mr. Michael Efstratis
Mr. John Ellison
Mr. Jerry Higgins
Mr. Nathaniel Hodgson
Mr. Bruce King

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. George Lyford, Director of Investigations
Mr. Dan Hammack, Chief of Enforcement
Ms. Nancy Mathias, Licensing Administrator

LEGAL COUNSEL PRESENT:

Mr. Bruce Robb, Esq., Legal Counsel

Ms. Grein stated the agenda was posted in compliance with the open meeting law on January 23, 2009, at Las Vegas City Hall, Sawyer State Building and Clark County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

AMENDED AGENDA:

Ms. Grein reported that items # 9, Terra Vision Construction, LLC; # 10, Lewis Crane & Hoist, LLC; # 11 Cornerstone Tower Service, Inc; and # 16, High Sierra Alarm; had been granted a continuance, and # 461 on the Consent Agenda was void.

It was moved and seconded to approve the agenda as amended. MOTION CARRIED.

UNFINISHED BUSINESS:

Future Board meetings will commence at 8:30 a.m.

2. PUBLIC COMMENT:

None

3. APPROVAL OF MINUTES: December 18, 2008

It was moved and seconded to approve the minutes of December 18, 2008. MOTION CARRIED.

4. LEGISLATIVE DISCUSSION

a. LEGISLATIVE DISCUSSION – KEITH LEE

b. DISCUSSION AND BOARD ACTION ON PROPOSED LEGISLATION INCLUDING, BUT NOT LIMITED TO: SB50, AND ANY OTHER LEGISLATION THAT MAY AFFECT THE NEVADA STATE CONTRACTORS BOARD

Keith Lee provided a status report on pending legislation.

5. EXECUTIVE SESSION:

a. DISCUSSION OF ADOPTED REGULATION NO'S. R095-07, R-092-07 AND R091-07

Comments concerning adopted regulation numbers R095-07, R092-07 and R091-07 were received. It was moved and seconded not to commence rulemaking proceedings. MOTION CARRIED.

b. REVIEW AND APPROVAL OF EXECUTIVE OFFICER'S QUARTERLY REPORT 10/1/08 THROUGH 12/31/08

It was moved and seconded to approve the Executive Officer's Quarterly Report from 10/1/08 through 12/31/08. MOTION CARRIED.

c. REVIEW AND APPROVAL OF CASH DISBURSEMENTS AND TRANSFER JOURNALS 10/1/08 THROUGH 12/31/08

It was moved and seconded to approve the cash disbursements and transfer journals from 10/1/08 through 12/31/08. MOTION CARRIED.

d. APPROVAL OF QUARTERLY FINANCIAL REPORT FOR PERIOD 10/1/08 THROUGH 12/31/08

It was moved and seconded to approve the Quarterly Financial Report for the period of 10/1/08 through 12/31/08. MOTION CARRIED.

e. DISCUSSION AND REVIEW OF RESPONSES UNDER NRS 40.6887

This matter was continued.

f. DISCUSSION AND REVIEW OF CASH BOND ACCOUNTS

Ms. Grein reported on efforts to transfer the cash bond accounts.

g. REVIEW AND APPROVAL OF COMPARISON REPORTS FOR THE PERIOD 1/1/2007 – 12/31/08

It was moved and seconded to approve the comparison reports for the period 1/1/2007 through 12/31/2008. MOTION CARRIED.

h. DISCUSSION AND APPROVAL OF SETTLEMENT AGREEMENTS

1. **Bramble Homes, Inc., License No. 41440; Bramble Development Group, Inc., License No. 42240**

Licensee was not present.

It was moved and seconded to accept the Settlement Agreement. MOTION CARRIED.

2. **Calvert Construction, Inc., License No. 41493A**

Licensee was not present.

It was moved and seconded to accept the Settlement Agreement. MOTION CARRIED.

3. **Rhapsody Partners, LLC, License Nos. 62124**

Licensee was not present.

It was moved and seconded to accept the Settlement Agreement contingent upon Rhapsody agreeing to notify subcontractors of their probationary status.
MOTION CARRIED.

i. DISCUSSION OF STRATEGIC PLANNING

It was moved and seconded to proceed with strategic planning. MOTION CARRIED.

j. DEPARTMENTAL REPORTS:

1. LEGAL:

Mr. Robb provided a status report on legal matters.

6. SUBCOMMITTEE REPORTS: Executive Subcommittee, Recovery Fund Subcommittee, Classification/Regulation Subcommittee, Finance Subcommittee, Subcommittee(s) Discussion

This matter was continued.

7. NEW APPLICATION DENIAL HEARING:

ICON ELECTRIC CORPORATION

Applicant was present.

It was moved and seconded to deny the application. MOTION CARRIED.

8. NEW APPLICATION DENIAL HEARING:

TERRA VISION CONSTRUCTION, , LLC.

Applicant was present with counsel, Vicki Driscoll, Esq.

It was moved and seconded to approve the license application with a monetary limit of \$200,000.00 contingent upon evidence of sufficient working capital and net worth. MOTION CARRIED.

9. NEW APPLICATION DENIAL HEARING:

LEWIS EQUIPMENT COMPANY, LLC.

This matter was continued.

10. NEW APPLICATION DENIAL HEARING:

LEWIS CRANE & HOIST, LLC.

This matter was continued.

11. NEW APPLICATION DENIAL HEARING:

CORNERSTONE TOWER SERVICE, INC.

This matter was continued.

12. NOTICE OF INTENT TO AWARD CLAIM:

NEVAZ CONSTRUCTION COMPANY, INC., License No. 63218

Licensee was not present.

It was moved and seconded to award each claimant a pro rata share of the cash bond. MOTION CARRIED.

13. RECONSIDERATION OF CASH BOND CLAIM:

MEDINA CONSULTING, LLC, License No. 60441

Licensee was not present.

Susan Frankewich, Esq., was present to represent Impact Sand and Gravel.

Marhna Shindelus, Esq., was present to represent Jensen Precast.

Darlene Adams was present to represent Highway Technologies.

It was moved and seconded to award a pro rata share of the cash bond to each of the four claimants identified in the Notice. MOTION CARRIED.

14. NEW APPLICATION DENIAL HEARING:

A ABLE POOL SERVICE

Applicant was present.

It was moved and seconded to deny the application. MOTION CARRIED.

15. NEW APPLICATION DENIAL HEARING:

STAL TRE HUS, INC., DBA NORWEGIAN WOOD & CONSTRUCTION

Applicant was present.

It was moved and seconded to deny the application. MOTION CARRIED.

16. FINANCIAL RESPONSIBILITY HEARING:

HIGH SIERRA ALARM, License No. 63677

Licensee was not present.

This matter was continued.

17. FINANCIAL RESPONSIBILITY HEARING:

CIRCLE TECHNOLOGIES, INC., License No. 69079

Licensee was present.

It was moved and seconded to approve the license with no change in limit, a financial review in one year. MOTION CARRIED.

18. FINANCIAL RESPONSIBILITY HEARING:

MICHAEL LESLIE ROBBINS, License No. 68860

Licensee was not present.

A new financial statement was submitted that supports the license limit.

19. STATUS REPORT:

REYNEN & BARDIS COMMUNITIES OF NEVADA, INC., License No. 61631

Licensee was present.

It was moved and seconded to continue to require monthly status reports that will be reviewed by staff. MOTION CARRIED.

20. FINANCIAL RESPONSIBILITY HEARING:

DEPOALI FLOORING SYSTEMS, INC., License No. 64343

Licensee was present.

It was moved and seconded to continue the license with no change in limit contingent upon executing a subordination agreement. MOTION CARRIED.

21. NEW APPLICATION DENIAL HEARING:

C S CONCRETE, LLC.

This matter was continued.

22. APPROVAL OF CONSENT AGENDA:

a. RATIFICATION OF STAFF APPROVED LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENT OF LICENSURE, VOLUNTARY SURRENDERS:

Mr. Hodgson abstained from items number 507 through 508, 414, 25, 26, 246, 75, 658, 659, 351 and 352. Item number 461 was vacated.

It was moved and seconded to approve the consent agenda. MOTION CARRIED.

23. APPLICATIONS (INITIAL AND RENEWAL) IN QUESTION.

MAD DOG CONSTRUCTION, INC. (B2-RESIDENTIAL AND SMALL COMMERCIAL, B5-PREFABRICATED STEEL STRUCTURES); NEW APPLICATION; RECONSIDERATION-WAIVER OF TRADE EXAM

Applicant was present.

It was moved and seconded to waive the trade exam requirement. MOTION CARRIED.

GREEN DAY LANDSCAPE (C-10 LANDSCAPE CONTRACTING; C-18 MASONRY); NEW APPLICATION; BOARD DECISION

Applicant was present.

It was moved and seconded to approve the applications with a \$250,000.00 monetary limit and a \$15,000.00 bond for each license. MOTION CARRIED.

PACIFIC WEST BUILDERS, LLC (B-GENERAL BUILDING); CHANGE/ADDITION Q.I.; RECONSIDERATION-WAIVER OF TRADE EXAM

PYRATE CONTRACTORS, LLC (B-GENERAL BUILDING); CHANGE/ADDITION Q.I.; RECONSIDERATION-WAIVER OF TRADE EXAM

Licensee was present.

It was moved and seconded to waive the trade exam requirement. MOTION CARRIED.

GATES PLUMBING INCORPORATED (C-21B-AIR CONDITIONING); NEW APPLICATION

Applicant was present.

This matter was continued. MOTION CARRIED.

It was moved and seconded to approve all applications not specifically discussed. MOTION CARRIED.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Wells at 12:38 p.m.

Respectfully Submitted,

Janet Brinkley, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Guy Wells, Chairman

ADJUDICATING BOARD MEMBER: JERRY HIGGINS

23. DISCIPLINARY HEARING: (Continued from December 17, 2008)

AMERICAN ASPHALT & GRADING COMPANY, License Number 31785

Ron Suoma, Vice President of Alliance Residential was present.

Keith Gregory, Esq., counsel for American Asphalt and Grading Company was present.

The dispute with Alliance Residential has been solved and a Settlement Agreement approved.

Respectfully Submitted,

Janet Brinkley, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Jerry Higgins, Board Member