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STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
SEPTEMBER 21, 2006**

MEMBERS
RANDALL SCHAEFER
Chairman
MARGARET CAVIN
Vice Chair
DAVID W. CLARK
SPIRIDON FILIOS
JERRY HIGGINS
WILLIAM "BRUCE" KING
GUY M. WELLS

1. CALL TO ORDER:

Chairman Randy Schaefer called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, September 21, 2006, 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. Randall Schaefer - Chairman
Mr. David Clark
Mr. Spiridon G. Filios
Mr. Jerry Higgins
Mr. William "Bruce" King
Mr. Guy M. Wells

BOARD MEMBERS ABSENT:

Ms. Margaret Cavin

STAFF MEMBERS PRESENT:

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

LEGAL COUNSEL PRESENT:

Mr. Bruce Robb, Esq., Legal Counsel
Mr. David Brown, Esq. Legal Counsel

Ms. Grein stated the agenda was posted in compliance with the open meeting law on **September 15, 2005**, 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.

2. PUBLIC COMMENT:

Mr. Portnoff spoke regarding the status of the Decision and Order for Silver State Pools.

3. APPROVAL OF MINUTES: August 17, 2006

It was moved and seconded to approve the minutes of August 17, 2006. **MOTION CARRIED.**

4. EXECUTIVE SESSION:

a. APPROVAL OF EXECUTIVE OFFICER'S QUARTERLY REPORT FOR PERIOD ENDING JUNE 30, 2006:

It was moved and seconded to approve the Executive Officer's Quarterly Report for period ending June 30, 2006. **MOTION CARRIED.**

b. PROPOSED BOARD MEETING AND DISCIPLINARY HEARING SCHEDULES 2007:

Ms. Grein presented the proposed meeting schedules for the calendar year 2007.

c. DISCUSSION REGARDING NEWPOINT GROUP PROJECT:

Mr. Ben Frank of the NewPoint Group Project provided a status report concerning the progress of the Licensing and Enforcement program assessment.

d. DISCUSSION AND REVIEW OF PROPOSED REGULATION REGARDING ADMINISTRATIVE PROCEDURES AND PRACTICES:

It was moved and seconded to accept the proposed language and schedule public hearings. **MOTION CARRIED.**

e. DISCUSSION REGARDING INVESTIGATIVE AND DISCIPLINARY ACTIONS:

Ms. Grein informed the Board regarding a recent District Court meeting involving Chapter 40 litigation and the Board authority to order corrective action.

f. LEGISLATIVE DISCUSSION:

Mr. Keith Lee provided a status report on legislative activities.

5. DEPARTMENTAL REPORTS:

HUMAN RESOURCES

Ms. Grein informed the Board that Ms. Tovah D'Ambrosio, Human Resources Manager had resigned effective at the end of the month.

LEGAL

Ms. Grein provided an updated legal report.

PUBLIC RELATIONS

Ms. McCampbell provided a status report of the Public Relations Department.

INVESTIGATIONS REPORT

Mr. Hammack provided a status report of the Investigation Department.

LICENSING

Ms. Mathias provided a status report of the Licensing Department.

6. SUBCOMMITTEE REPORTS:

This matter was continued.

7. SUMMARY SUSPENSION:

JADE SUMMIT, LLC, License No. 49978

Licensee was present with counsel, Zachariah Larson, Esq.

It was moved and seconded to summarily suspend license number 49978, Jade Summit, LLC (A-12 Excavating, Grading, Trenching & Surfacing, A-15 Sewers, Drains & Pipes, A-19 Pipeline & Conduits), pursuant to the provisions of NRS 624.291(4) in the interest of the public health, safety and welfare. The Respondent shall provide a current financial statement and a copy of the bankruptcy information at the October 19, 2006 Board meeting. MOTION CARRIED.

8. NEW APPLICATION DENIAL HEARING:

QUALITY LANDSCAPE CREATIONS

Applicant was not present.

The applicant has withdrawn the application.

9. NEW APPLICATION DENIAL HEARING:

CORNERSTONE MASONRY

Applicant was present with counsel, Christopher Reed, Esq.

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

10. NEW APPLICATION DENIAL HEARING:

SOUTHWEST DESIGN GROUP, INC.

Applicant was present with counsel, Charles Robello, Esq.

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

11. FINANCIAL RESPONSIBILITY HEARING:

CONCRETE BY T & T, LLC, License No. 58689

Licensee was present.

It was moved and seconded to table this matter for thirty days for Licensee to provide a current financial statement to be reviewed by staff. MOTION CARRIED.

12. NEW APPLICATION DENIAL HEARING:

TODD BOTT GENERAL CONTRACTING, LLC

Applicant was present with counsel, Keith Gregory, Esq.

It was moved and seconded to approve the license application for a B (General Building) with a monetary limit of \$100,000.00 and a \$25,000.00 bond. MOTION CARRIED.

13. INTERVIEW:

T. & R. CREATIONS, INC., dba T. R. C. FRAMING, License No. 28300

Licensee was present.

It was moved and seconded to approve the raise in limit application of T. & R. Creations, Inc., dba T. R. C. Framing, license number 28300 monetary limit to \$6,000,000.00 with a \$30,000 bond. **MOTION CARRIED.**

14. APPROVAL OF CONSENT AGENDA:

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

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

15. APPLICATIONS (INITIAL AND RENEWAL) IN QUESTION: (CLOSED MEETING PURSUANT TO NRS 241.030)

It was moved and seconded to close the meeting to the public in accordance with NRS 241.030 to discuss financial matters. **MOTION CARRIED**

BUILT BY YVONNE, (B-2 RESIDENTIAL AND SMALL COMMERCIAL) NEW APPLICATION

Applicant was present.

It was moved and seconded to approve the license application for a B-2, with a monetary limit of 1.2 million and a bond of \$30,000.00 contingent upon infusion of \$90,000.00 cash into the company. **MOTION CARRIED.**

Mr. Schaefer and Mr. King recused themselves from this matter. Mr. Filios was appointed to act as Chairman.

AFFORDABLE ARTISTIC LANDSCAPING, (C-10 LANDSCAPE CONTRACTING) NEW APPLICATION, WAIVER OF TRADE EXAM

Applicants were present.

It was moved and seconded to table this matter. **MOTION CARRIED.**

ALPINE VIEW ROOFING, (C15 (A) ROOFING) NEW APPLICATION

Applicant was present.

It was moved and seconded to approve the license application for classification C-15 (A) (Roofing) with a monetary limit of \$20,000.00 and a bond of \$2,000.00 with a name change. **MOTION CARRIED.**

DOWN 2 EARTH LANDSCAPING, LTD., C-18 (MASONRY), C-10 (LANDSCAPE CONTRACTING) and C-5 (CONCRETE) NEW APPLICATION.

Applicants were present with counsel, John Collier, Esq.

It was moved and seconded to approve the license applications for classification C-18 (Masonry) and a C-5 (Concrete) licenses with a monetary limit of \$30,000.00 and a \$2,000.00 bond and classification C-10 (Landscape Contracting) license with a monetary limit of \$40,000.00 and a \$2,000.00 bond.

FULL THROTTLE EXCAVATING, A-12 (EXCAVATING, GRADING, TRENCHING AND SURFACING), A-15 (SEWERS, DRAINS AND PIPES), A-19 (PIPELINE AND CONDUITS)
NEW APPLICATION, RECONSIDERATION – WAIVER OF TRADE EXAM

Applicants were present.

It was moved and seconded to approve the license application classification A-12 (Excavation, Grading, Trenching and Surfacing), an A-15 (Sewers, Drains and Pipes), and an A-19 (Pipeline and Conduits) with a monetary limit of \$50,000.00 and a \$5,000.00 bond, limited to water and sewer utility hook-up on residential properties only and waiver of the trade exams. **MOTION CARRIED.**

KENS QUALITY CONTRUCTION INC B2 (RESIDENTIAL AND SMALL COMMERCIAL) NEW APPLICATION.

Applicant was present.

It was moved and seconded to table this matter. **MOTION CARRIED.**

PHILLIPS HOISTING, C-14 (I) (RIGGING AND CRANES), NEW APPLICATION

Applicants were present.

It was moved and seconded to approve the license application for classification C-14 (I) (Rigging and Cranes) with a monetary limit of \$3,000.00 and a bond of \$1,000.00, limited to lifting and setting of materials only. **MOTION CARRIED.**

TOMS MASONRY, INC, C-18 (MASONRY), NEW APPLICATION

Applicant was present.

It was moved and seconded to approve the license application for classification C-18 (Masonry) with a monetary limit of \$100,000.00 and a bond of \$10,000.00. **MOTION CARRIED**

The Board reviewed the remainder of the applications on the agenda.

It was moved and seconded to reopen the meeting to the public. **MOTION CARRIED.**

It was moved and seconded to ratify all applications not specifically discussed in closed session as recommended by staff. **MOTION CARRIED.**

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Schaefer at 12:20 PM.

Respectfully Submitted,

Janet Brinkley, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Randall Schaefer, Chairman