

BRIAN SANDOVAL
Governor

State Of Nevada



STATE CONTRACTORS BOARD

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MEMBERS
Kevin E. Burke, Chairman
Thomas "Jim" Alexander
Margaret Cavin
Donald L. Drake
Nathaniel W. Hodgson, III
Stephen P. Quinn
Guy M. Wells

MINUTES OF THE MEETING December 15, 2011

1. CALL TO ORDER:

Chairman Burke called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, December 15, 2011, 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. Kevin Burke, Chairman
Mr. Jim Alexander
Ms. Margaret Cavin
Mr. Donald L. Drake
Mr. Nathaniel W. Hodgson, III
Mr. Stephen Quinn
Mr. Guy M. Wells

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. George J. Lyford, Director of Investigations
Mr. Daniel 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 December 9, 2011, at Las Vegas City Hall, Sawyer State Building, Clark County Library and Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

APPROVAL OF AGENDA

Tony Alston, dba Fabtech Welding Service, item number 13 on the Agenda was continued.

It was moved and seconded to approve the Agenda. MOTION CARRIED.

2. PUBLIC COMMENT

No one was present for public comment in Las Vegas or Reno.

3. APPROVAL OF MINUTES: November 17, 2011

It was moved and seconded to approve the Minutes of November 17, 2011. MOTION CARRIED.

4. EXECUTIVE SESSION:

a. Executive Officer's Report

Ms. Grein reported that in January, 2012 the Quarterly Reports will be presented during the Executive Session.

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

Ms. Grein reported there is nothing to discuss at this time regarding subcommittee reports.

6. NEW APPLICATION DENIAL HEARING:

SUPPORT REFRIGERATION, INC.,

Applicant was present.

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

7. NEW APPLICATION DENIAL HEARING:

COSMOS TILE AND GRANITE, LLC

Applicant was present.

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

8. NEW APPLICATION DENIAL HEARING:

DAVID MARCEL JACOBSEN

Applicant was present.

It was moved and seconded to table this matter not to exceed six (6) months from today's hearing to allow applicant to resolve tax liens and payment of a promissory note. MOTION CARRIED.

9. NEW APPLICATION DENIAL HEARING:

PBI DELTA GROUP, LLC

Applicant was present.

Ms. Cavin recused on this matter based on signing an Application Reference Certificate for the applicant prior to her appointment as a Board Member.

It was moved and seconded to approve the license application with a monetary limit of \$200,000.00 and a bond of \$50,000.00 with a one year business and financial review. MOTION CARRIED.

10. NEW APPLICATION DENIAL HEARING:

NICOLAS MARCELO HERNANDEZ, dba PRECISION WINDOWS AND GLASS

Applicant was present.

It was moved and seconded to accept applicant's request to withdraw the application. The Board will not charge an additional application fee if applicant reapplies within twelve (12) months of today's hearing. MOTION CARRIED.

11. NEW APPLICATION DENIAL HEARING:

DESIGNS BY GARCEAU, LTD.

Applicant was present.

It was moved and seconded to table this matter to allow applicant to request a lower license limit of \$10,000.00, obtain a personal indemnitor, resolve tax liens, and provide a properly prepared financial statement. MOTION CARRIED.

12. NEW APPLICATION DENIAL HEARING:

ALLEN BERNARD COWGER, dba AL'S HEATING AND AIR CONDITIONING, LLC

Applicant was present with counsel, James Dean Leavitt, Esq.

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

13. NEW APPLICATION DENIAL HEARING:

TONY ALSTON, dba FABTECH WELDING SERVICE

This matter was continued.

14. NEW APPLICATION DENIAL HEARING:

MAXIMUM SECURITY ALARM, INC., dba MAX SECURITY ALARM

Applicant was present.

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

15. NEW APPLICATION DENIAL HEARING:

GUY SMITHSON PAINTING AND DECORATING, INC.

Applicant was present.

Mr. Burke disclosed a past business relationship with Mr. Smithson.

Mr. Quinn disclosed a possible past business relationship.

It was moved and seconded to approve the license application with a monetary limit of \$245,000.00 and a bond of \$15,000.00. MOTION CARRIED.

16. NEW APPLICATION DENIAL HEARING:

LAKESIDE DYNAMIC SERVICES, LP

Steven Salkeld was present.

It was moved and seconded to table this matter to allow Mr. Chavez to appear. MOTION CARRIED.

17. NEW APPLICATION DENIAL HEARING:

SNOTECH, INC., dba NATIVE PAINT AND STAIN

Applicant was present.

It was moved and seconded to approve the license application with a monetary amount of \$150,000.00 and a bond of \$10,000.00. MOTION CARRIED.

18. NEW APPLICATION DENIAL HEARING:

HADLOCK MECHANICAL SERVICES, LLC

Applicant was present.

Ms. Cavin disclosed that she is familiar with Mr. Hadlock's work when he was employed with RHP Mechanical Systems.

It was moved and seconded to continue this matter not to exceed six (6) months to allow applicant to resolve credit issues, provide an appropriate financial statement, and a detailed resume for the twenty-five (25) years that he was employed with RHP Mechanical Systems. MOTION CARRIED.

19. NEW APPLICATION DENIAL HEARING:

LV COLDMEN, LLC

Applicant was present.

It was moved and seconded to table this matter not to exceed ninety (90) days to allow applicant to resolve issues related to license number 58397, Thunder Air that was revoked by the Board. MOTION CARRIED.

20. NEW APPLICATION DENIAL HEARING:

CLARK COUNTY BUILDERS, LLC

Applicant was present with counsel, Joseph Karacsonyi, Esq.

Mr. Burke disclosed that Mr. Karacsonyi's law firm has done work for his company in the past.

It was moved and seconded to continue this matter not to exceed six (6) months to allow applicant to pay obligations to Silver City Construction, resolve child support issues and reimburse the Surety Bond Company. MOTION CARRIED.

21. NEW APPLICATION DENIAL HEARING:**SCOTT ELLIOT HANSON, dba SCOTT E. HANSON GENERAL CONTRACTOR**

Applicant was not present.

It was moved and seconded to continue this matter not to exceed sixty (60 days) to allow applicant to provide the required financial statement. MOTION CARRIED.

22. APPROVAL OF CONSENT AGENDA:

- a. Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders

Mr. Wells made disclosures or recused himself from item numbers:

- #138 – Mercer Frazer Company – Disclosed a past business relationship with Ted Contri.
- #139 and #140 – Mesa Mechanical, Inc. – Disclosed and recused based on a partnership and personal relationship.
- #303 and #304 – Whiteford Grading and Paving, Inc. – Disclosed a current business relationship with applicant.
- #162 – Pardee Homes of Nevada - Disclosed that applicant is a customer.

Mr. Burke made disclosures or recused himself from item numbers:

- #125 - #128 – MGM Resorts – Disclosed a past and current business relationship with his company.
- #266 - #268 – Tippetts Mechanical – Disclosed a current business relationship with his company.

Mr. Hodgson made disclosures or recused himself from item numbers:

- #77 – Focus Framing Door and Trim, LLC – Disclosed and recused based on a past business relationship, personal relationship and applicant is a competitor.
- #80 - #85 – Gale Building Products – Disclosed a past business relationship and a personal relationship with Aaron Davis.
- #162 – Pardee Homes of Nevada – Disclosed and recused a current business relationship.
- #214 – Ryland Homes – Disclosed a current business relationship.
- #302 – Western States Contracting, Inc. – Disclosed a past business relationship in the 1990's.

Ms. Cavin made disclosures or recused herself from item numbers:

- #138 – Mercer Fraser Company – Disclosed a past business relationship.
- #192 - #194 – Reno Sheet Metal Plumbing and Heating, Inc. – Disclosed a past business relationship.

Mr. Drake made disclosures or recused himself from item numbers:

- #192 - #194 – Reno Sheet Metal Plumbing and Heating – Disclosed that applicant is a personal friend of his son.

23. APPLICATIONS (INITIAL AND RENEWAL IN QUESTION):

BRANDMARK LANDSCAPE AND MAINTENANCE, LAS VEGAS, (C-10 LANDSCAPE CONTRACTING); CHANGE/ADDITION Q.I.; RECONSIDERATION License Number 75344

BRANDMARK LANDSCAPE AND MAINTENANCE, LAS VEGAS, (C-10 LANDSCAPE CONTRACTING); CHANGE OF OFFICER/MEMBER/MANAGER; RECONSIDERATION, License Number 75344

Licensee was present.

It was moved and seconded to approve Richard Dewitte as Qualified Individual and Officer. Mr. Dewitte agrees to a lower license limit of \$50,000.00 and an increase in the bond to \$20,000.00 and will submit to a business review in six (6) months and one (1) year. MOTION CARRIED.

SUNSTATE COMPANIES MASONRY DIVISION, LLC, LAS VEGAS, NV (C-18-MASONRY); CHANGE/ADDITION Q.I.; RECONSIDERATION License Number 74528

Licensee was present.

Mr. Hodgson disclosed that he had a past business relationship with Sunstate Companies in the 1990's.

It was moved and seconded to approve the license application and to reinstate the license for thirty (30) days contingent upon applicant paying fines and fees related to Trinity Masonry. If fines and fees are not paid within thirty (30) days, license number 74528 will be suspended.

24. PUBLIC COMMENT

No one was present for public comment in Las Vegas or Reno.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Burke at 12:23 p.m.

Respectfully Submitted,

Janet Brinkley, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Kevin E. Burke, Chairman