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MEMBERS
Jan B. Leggett, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Joe Hernandez
Kent Lay
Guy M. Wells

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

March 16, 2016

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, March 16, 2016, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

ADMINISTRATIVE LAW JUDGE:

Mr. Noah Allison, Esq.

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. Paul Rozario, Director of Investigations
Mr. George Lyford, Associate Director
Mr. Daniel Hammack, Chief of Enforcement

LEGAL COUNSEL PRESENT:

Mr. Jack Juan, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on March 10, 2016, at Paseo Verde Library, 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's Internet Website.

ADMINISTRATIVE LAW JUDGE: NOAH ALLISON, ESQ.

1. DISCIPLINARY HEARING:

M 2 CORE DRILLING & CUTTING, INC., License No. 70665

SIERRA CUTTING & CORE DRILLING, LLC, License No. 77426

Licenses were present but not represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1– Board Hearing File.

Upon the Stipulation of the parties, ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.302(5) failure to comply with a written request from the Board; one (1) violation of NRS 624.302(6) failure to comply with a written request from the Board; and one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. The Fourth Cause of Action was dismissed. Respondent was assessed a fine of \$500.00 for the First Cause of Action; a fine of \$250.00 each for the Second and Third Causes of Action for total fines of \$1,000.00 and investigative costs of \$1,955.00. Respondent's license limits on license number

70665, M 2 Core Drilling & Cutting, Inc. and license number 77426, Sierra Cutting & Core Drilling, LLC were reduced to \$10,000.00. Current financial statements with bank verification forms for all cash accounts that supports the license limits shall be provided within sixty (60) days of the March 16, 2016 hearing. The license limits shall be raised to the amount the financial statements supports. All fines and investigative costs are to be paid and current financial statements provided within sixty (60) days of the March 16, 2016 hearing or license number 70665, M 2 Core Drilling & Cutting, Inc. and license number 77426, Sierra Cutting & Core Drilling, LLC shall be suspended.

2. DISCIPLINARY HEARING:

BRADLEY CONSTRUCTION, INC., dba NEW IMAGE CONTRACTING, License No. 55152

B & C CONSTRUCTION, License No. 78242

B & C GROUPS, LLC, License No. 78840

Licensee was present but not represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's correspondence dated February 29, 2016 with attachments.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner and one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts. The Fifth Cause of Action was dismissed. Respondent was assessed a fine of \$50.00 each for the Third and Fourth Causes of Action for total fines of \$100.00. The First and Second Causes of Action are held in abeyance. This matter was continued to April 20, 2016.

3. DISCIPLINARY HEARING:

ADDISON LANDSCAPING, INC., License No. 46744A

Licensee was present but not represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint received February 26, 2016.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3017(1) substandard workmanship; one (1) violation NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; one (1) violation of NRS 624.3015(2) contracting for a sum for one construction contract in excess of the limit placed on the license by the Board; and one (1) violation of NRS 624.3014(2)(a) aiding or abetting an unlicensed person to evade the provisions of this chapter. The Second and Seventh Causes of Action were dismissed. Respondent was assessed a fine of \$500.00 each for the First, Fourth and Fifth Causes of Action; a fine \$1,000.00 for the Sixth Cause of Action for total fines of \$2,500.00 and investigative costs of \$2,852.00. The Respondent was ordered to complete the Notice to Correct items. The Third Cause of Action was continued. This matter was continued to May 18, 2016.

4. DISCIPLINARY HEARING:

PALMETTO CONSTRUCTION, INC., License No. 68528

SOUTH BAY FRAMING, LLC, License No. 76717

Licensee Palmetto Construction was present and was represented by Theodor Parker, III, Esq. at the hearing.

Licensee South Bay Framing was present and represented by Robert H. Domico, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent Palmetto Construction's Answer to the Board's Complaint dated January 17, 2016.

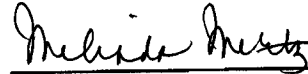
Exhibit B – Respondent South Bay Framing, LLC's Answer to the Board's Complaint dated January 29, 2016.

Upon the Stipulation of the parties, ALJ Allison found Respondent Palmetto Construction guilty of one (1) violation NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.302(5) failure to comply with a written request from the Board; and one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts. The Fourth Cause of Action was dismissed. Respondent Palmetto Construction was assessed a fine of \$500.00 for the First Cause of Action; a fine \$250.00 for the Second Cause of Action; a fine \$50.00 for the Third Cause of Action for total fines of \$800.00 and investigative costs of \$1,514.00. All fines and investigative costs are to be paid and current financial statements provided within ninety (90) days of the March 16, 2016. License number 68528, Palmetto Construction, Inc. was suspended until a current financial statement with bank verification form for all cash accounts that supports the license limit is provided. If the financial statement fails to support the license limit, the license limit shall be lowered to the amount the financial statement supports. The Respondent was given six (6) months to provide the financial statement. This matter is to be brought back before ALJ Allison for a status update on August 24, 2016. If the financial statement is provided prior to August 24, 2016, a status update is not required.

ADJOURNMENT

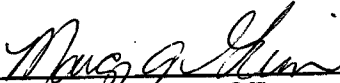
There being no further business to come before the Board, the meeting was adjourned by ALJ ^{ALLISON} Brown at 11:00 a.m.

Respectfully Submitted,




Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer



Noah Allison, Esq., Administrative Law Judge