

BRIAN SANDOVAL
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STATE OF NEVADA



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MEMBERS
Margaret Cavin, Chair
Melissa Caron
Joe Hernandez
Mason Gorda
Kent Lay
Jan B. Leggett
Guy M. Wells

**STATE CONTRACTORS BOARD
MINUTES OF THE MEETING
February 22, 2018**

1. CALL TO ORDER:

- a. Chairman, Margaret Cavin called the meeting of the State Contractors Board to order and led the Pledge of Allegiance at 8:30 a.m., Thursday, February 22, 2017, State Contractors Board Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

BOARD MEMBERS PRESENT:

Ms. Margaret Cavin, Chair
Ms. Melissa Caron
Mr. Joe Hernandez
Mr. Kent Lay
Mr. Jan Leggett

BOARD MEMBERS ABSENT:

Mr. Mason Gorda
Mr. Guy Wells

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. Paul Rozario, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Noah Allison, Esq.

Ms. Grein stated the agenda was posted in compliance with the Open Meeting Law at Paseo Verde Library, Sawyer State Building, Clark County Library, Reno City Hall, Washoe County Courthouse and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno, on the Board's Internet Website and the Nevada Public Notice Website.

2. PUBLIC COMMENT:

There was no one present to offer public comment.

3. APPROVAL OF AGENDA:

- Approval of Agenda with the Inclusion of any Emergency Items and Deletion of any Items

It was moved and seconded to accept the agenda. MOTION CARRIED.

- Recommendations for Agenda Items for Future Board Meetings

Ms. Grein reminded the Board of the Strategic Planning Session scheduled for March 6, 2018.

4. APPROVAL OF MINUTES:

It was moved and seconded to approve the minutes of January 18, 2018. **MOTION CARRIED.**

5. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein noted that most of her comments would be addressed during the remaining Executive Session agenda items.

- Review of Monthly Department Statistics

Ms. Grein provided the following statistics for the month of January:

- Licensing Division:
 - Received 135 new license applications and 223 change applications;
 - Issued 81 new licenses;
 - Approved 51 Financial Reviews; and
 - Processed 609 inactive and active license renewal applications
- Compliance Division:
 - Issued 12 Administrative Citations;
 - Held 8 Disciplinary Hearings; and
 - Opened 8 Recovery Fund claims.
- Criminal Division:
 - Opened 104 complaints; and
- Issued 51 court filings, 48 misdemeanor charges, 4 gross misdemeanor charges and 4 felony charges for the alleged suspects.
- Additional Board Activities:
 - Ms. Grein informed the Board a joint staff meeting was held to provide updates on the Board's strategic planning efforts and related Board initiatives, and that she participated as a judge for the Future Cities Competition at the Northwest Career and Technical Academy. In January, Ms. Grein also participated in Nevada's Occupational Licensing Consortium Core/Home Team meeting and attended the FARB (Federal Association of Regulatory Boards) conference.
 - Lastly, Ms. Grein noted the public information office met with students at Northwest Career and Technical Academy participating in the Buddy Bench project and participated in a Home Expo & Trade Show at the Orleans Hotel where information was distributed about the Board's services.
- Review and Discussion of Occupational Licensing Consortium

Ms. Grein provided an overview of the Occupational Licensing Consortium.

- Review and Discussion of NRS 232B.210 Concerning the Legislative Commission's Sunset Subcommittee Review

Ms. Grein reported that she testified before the Legislative Commission's Sunset Subcommittee on the recent audit of the Board's finances and operations and provided the Board with an overview of the testimony and supporting material.

- Review and Discussion of Executive Branch Audit of Boards and Commissions

Ms. Grein provided an update on the Executive Branch Audit of Boards and Commissions.

- Review and Discussion of the 2019 Legislative Session

Ms. Grein noted this item will be discussed during the Strategic Planning Session.

- Update on the Board's Implementation of Senate Bill 69

Ms. Grein provided an update on the Board's Implementation of Senate Bill 69.

- Legal Report (A public body may interrupt the open meeting and exclude the public for the purpose of having an attorney-client discussion of potential and existing litigation pursuant to NRS 241.015(3)(b)(2))

Mr. Allison reported on pending legal matters.

It was moved and seconded to approve the legal report. MOTION CARRIED.

- Subcommittee Reports

Ms. Grein noted the Residential Recovery Fund Committee meeting was held on January 22, 2018. Eight (8) claimants were awarded approximately \$130,000.00 collectively and two (2) claims were denied.

6. APPROVAL OF CONSENT AGENDA – For Possible Action:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 442)

Mr. Joe Hernandez made the following disclosure:

- Item #153 (Kiewit Power Constructors, Co.) – Disclosed a past business relationship with the applicant.

Ms. Melissa Caron made the following disclosures:

- Item #132 and 187 (Peerless Construction, LTD) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #141 (Construction M D, LLC) – Disclosed and abstained based on the fact that Ms. Caron sits on a Board with the applicant.
- Item #185 (Metcalf Builders, Inc.) – Disclosed and abstained based on a past business relationship with the applicant.
- Item #193-194 (Signature Landscapes, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #205 (Tricore Construction, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #214 (Q & D Construction, LLC) – Disclosed and abstained based on the fact that Ms. Caron sits on a Board with the applicant.
- Item #279 and 349 (Simerson Construction, LLC) - Disclosed a past business relationship with the applicant.
- Item #296 (Johnson Controls Fire Protection, LP) – Disclosed a past business relationship with the applicant.
- Item #342 (Paradigm Electric, Inc.) – Disclosed and abstained based on the applicant being a competitor.
- Item #385 (Tanamera Construction, LLC) – Disclosed a past business relationship with the applicant.

Mr. Jan Leggett made the following disclosures:

- Item # 193-194 (Signature Landscapes, LLC) – Disclosed the applicant is a competitor.
- Item #214 (Q & D Construction, LLC) – Disclosed and abstained based on the fact that Mr. Leggett sits on the AGC Board with the applicant, and has a current business relationship with the applicant.

Ms. Margaret Cavin made the following disclosures:

- Item #50 & 328 (Industrial Logistics Services, Inc.) – Disclosed a past business relationship and personal friendship with the applicant
- Item #143 (Dalen & Sons, Inc.) – Disclosed a past business relationship with the applicant.
- Item #189 (Pyramid Mechanical Services, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #214 (Q & D Construction, LLC) – Disclosed a past business relationship and personal friendship with the applicant.

Mr. Kent Lay made the following disclosures:

- Item #16-18 (Badger 2, LLC) – Disclosed a past business relationship with the applicant.

- Item #19 (BMC West, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #127 (Westdeck Concrete Coating, LLC) – Disclosed and abstained based on a current business relationship with the applicant. Item # 171-172 (BMC West, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #228 & 359 (Canyon Plumbing, LLC) – Disclosed a past business relationship with the applicant.
- Item #341 (Mountain Pine Construction) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #435-438 (Sacramento Insulation Contractors) - Disclosed a past business relationship with the applicant.

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

7. NEW APPLICATION DENIAL HEARING

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

COREY HORNEMANN DBA C H WOODWORKS

Corey Matthew Hornemann, Owner/Proposed Qualified Individual

Corey Hornemann was present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to approve licensure classification B-2 (Residential and Small Commercial) with a \$4,000,000.00 monetary limit, a \$30,000.00 bond, and a personal indemnification by Corey Hornemann. MOTION CARRIED.

Mr. Lay opposed the motion.

8. NEW APPLICATION DENIAL HEARING

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

ROCKY MOUNTAIN INDUSTRIAL CONSTRUCTION SERVICES, LLC

Justin Lowell Alvey, Manager/Proposed Qualified Individual

Jeffrey Kay Alvey, Other

Gary Douglas Taylor, Other

Justin Alvey, Jeffrey Alvey, and Gary Taylor were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to approve licensure classification B-2 (Residential and Small Commercial) with a \$4,000,000.00 monetary limit, a \$30,000.00 bond, and an annual business review for one (1) year contingent upon verification that the citation issued by the Arizona Registrar of Contractors has been paid. MOTION CARRIED.

9. NEW APPLICATION DENIAL HEARING

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

CROWN CONTRACTORS, LLC

John Joseph DeJesus, Managing Member/Proposed Qualified Individual

John DeJesus was present for the hearing with Counsel Michael Van, Esq.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Respondent's Answer dated February 8, 2018.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.

10. NEW APPLICATION DENIAL HEARING

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

COOL BREEZE REFRIGERATION, INC.

Joseph Daniel Brown, President/Proposed Qualified Individual

Joseph Brown was present for the hearing and represented by Counsel, Sandra Unsworth, Esq.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.


11. PUBLIC COMMENT:

There was no one present to offer public comment.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chair Margaret Cavin at 10:31 a.m.

Respectfully Submitted,


Crystal Caywood, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer


Margaret Cavin, Chair