

STEVE SISOLAK
Governor

STATE OF NEVADA



MEMBERS
Margaret Cavin, Chair
Kevin Burke
Joe Hernandez
Kent Lay
Jan B. Leggett
Melissa Maguire
Guy M. Wells

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**STATE CONTRACTORS BOARD
MINUTES OF THE MEETING
January 24, 2019**

1. CALL TO ORDER:

Chair, Margaret Cavin called the meeting of the State Contractors Board to order at 8:00 a.m., Thursday, January 24, 2019, 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
Mr. Kevin Burke
Mr. Joe Hernandez
Mr. Kent Lay
Mr. Jan Leggett
Ms. Melissa Maguire
Mr. Guy Wells

BOARD MEMBERS ABSENT:

None.

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. Fred Schoenfeldt, Investigations Supervisor
Ms. Nancy Mathias, Licensing Administrator
Ms. Jennifer Lewis, Public Information Officer
Mr. Brian Hayashi, I.T. Manager

LEGAL COUNSEL PRESENT:

Mr. Noah Allison, Esq.
Mr. Tim Geswein, 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. STATEMENT OF THE BOARD'S MISSION

- Ms. Grein read the Board's mission statement into the record: "The Nevada State Contractors Board is committed to promoting public confidence and trust in the competence and integrity of licensees and to protect the health, safety, and welfare of the public."

3. PUBLIC COMMENT

There was no one present to offer Public Comment.

4. 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 noted that the Board will be holding a Regulation Workshop on February 13, 2019 and a Regulation Hearing on February 22, 2019. Ms. Grein also reminded the Board that the Strategic Planning Session has been scheduled for February 26, 2019 at Springs Preserve.

5. JOINT DISCUSSION WITH THE COMMISSION ON CONSTRUCTION EDUCATION

- Discussion Concerning the Recommendations of the Legislative Commission's Sunset Subcommittee and the Changes Approved by the Commission on Construction Education at the November 8, 2018 Meeting

Ms. Leigh Berdrow of Academy for Career Education and Mr. Aaron West of Nevada Builders Alliance provided comments concerning the Commission on Construction Education.

Ms. Grein provided a summary of events and actions that have taken place to-date concerning the recommendation by the Legislative Sunset Subcommittee concerning the Commission on Construction Education.

- Discussion Regarding the Legislative Purpose of the Commission on Construction Education and Opportunities for Regulatory Changes to Enhance the Operations of the Commission

Sean Stewart of the Nevada Contractors Association provided discussion concerning the legislative history of the Commission on Construction Education.

- Discussion Concerning Strategic Planning Options and Initiatives

It was moved and seconded for the Commission on Construction Education to hold a Strategic Planning Session. MOTION CARRIED.

- Presentation by Nevada Deputy Attorney General Rosalie Bordelove Concerning Laws Relative to Boards and Commissions

Nevada Deputy Attorney General Rosalie Bordelove provided a presentation to the Board and Commission on Construction Education concerning Open Meeting Laws.

- Presentation by Nevada Ethics Commission Executive Director Yvonne Nevarez-Goodson Concerning Compliance with Nevada Ethics Laws

Nevada Ethics Commission Executive Director Yvonne Nevarez-Goodson provided a presentation to the Board and Commission on Construction Education concerning compliance with Nevada Ethics Laws.

6. APPROVAL OF MINUTES

Mr. Wells abstained as he was not in attendance at the November 15, 2018 meeting.

It was moved and seconded to approve the minutes of November 15, 2018. MOTION CARRIED.

7. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein noted that the Board's contract with The Ferraro Group was approved by the Board of Examiners at its January 15, 2019 meeting, and also informed the Board that she was requested by Mr. Dale Atkinson of the Federation of Association of Regulatory Boards (FARB) to assist in facilitating the implementation of FARB's strategic initiatives.

- Review of Monthly Department Statistics

Ms. Grein provided the following statistics for the month of November and December:

- Licensing Department:
 - Received 343 new license applications and 401 change applications;
 - Issued 220 new licenses;
 - Approved 113 Financial Reviews;
 - Approved 1,083 inactive and active license renewal applications;
 - Issued or renewed 43 Certificates of Eligibility;
 - Initiated 12 Actions Related to lapse in Workers' Compensation Insurance provided by the Department of Education, Training, and Rehabilitation;
 - Held three new application denial hearings;
 - Held 2 Business Assistance Programs with 21 participants.
- Investigations Department:
 - Opened a total of 362 complaints, including 233 compliance and 129 criminal complaints;
 - Held 25 Disciplinary Hearings, where 5 licenses were revoked;
 - A total of \$77,850 in fines and \$23,926 in investigative costs were assessed, and \$17,513 in restitution was ordered by the Board; and
 - 54 court filings were issued seeking prosecution for 38 misdemeanor charges and 9 Gross Misdemeanor charges, and 10 felony charges against the alleged suspects.
 - Also during the month, 56 Recovery Fund claims were opened. One Recovery Fund meeting was held where 11 claims were heard, one was denied, and 10 were awarded a total of \$107,415.
- Executive Officer's Quarterly Report Pursuant to NAC 624.030 and 2018-2019 Strategic Plan Second Quarter Activity Update

It was moved and seconded to accept the Quarterly Report and 2018-2019 Strategic Plan Second Quarter Activity and Annual Update. MOTION CARRIED.

- Review and Approval of Quarterly Financial Reports for the Period Ending December 31, 2018

It was moved and seconded to approve the Quarterly Financial Reports for the Period Ending December 31, 2018. MOTION CARRIED.

- Legislative Discussion

Ms. Grein provided an update on the Board's bill draft requests.

- 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 and Mr. Geswein reported on pending legal matters.

It was moved and seconded to approve the Legal Report.

- Subcommittee Reports

There were no Subcommittee Reports.

8. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 800)

Mr. Joe Hernandez made no disclosures.

Mr. Jan Leggett made no disclosures.

Ms. Melissa Maguire made no disclosures.

Mr. Kevin Burke made the following disclosures:

- Item #266 (Wulfenstein Construction Co., Inc.) – Disclosed a past business relationship with the applicant.
- Item #385 (Jones Lang LaSalle Americas, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #389-392 (McCarthy Building Companies, Inc.) – Disclosed that he serves on the NCA Board with the applicant.
- Item #398 (Patrick's Signs, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #408 (Soil Tech, Inc.) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #428 (Aggregate Industries SWR, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #638 (Hardy Companies, Inc.) – Disclosed a past relationship with the applicant.
- Item #735 (Steel Partners, LLC) – Disclosed a past relationship with the applicant.
- Item #797-799 (Tippetts Mechanical LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Ms. Margaret Cavin made the following disclosures:

- Item #220 (Sierra Nevada Construction, Inc.) – Disclosed a personal relationship with the applicant.
- Item #321 (Leon James Construction Company, Inc.) – Disclosed a past business relationship with the applicant.
- Item #425 & 621 (Duvall Flooring, Inc.) – Disclosed a personal relationship with the applicant.
- Item #624 & 656 (E R G S, Inc.) – Disclosed a personal relationship with the applicant.
- Item #733 (Reliant Electric, LLC) – Disclosed a personal and business relationship with the applicant.
- Item #790 (Silverado Excavating) – Disclosed a personal relationship with the applicant.

Mr. Kent Lay made the following disclosures:

- Item #25 (Alpha Landscapes, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #52-54 (Builder Service Group, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #65 (Colvin Construction, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #277 (Tesla Motors, Inc.) – Disclosed a past business relationship.
- Item #290 (Builder Services Group, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #342 (Tesla Energy Operations, Inc.) – Disclosed a past business relationship with the applicant.
- Item #411-412 (Tesla Motors, Inc.) – Disclosed a past business relationship with the applicant.
- Item #608-610 (Colvin Construction, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #718 (Tesla Motors, Inc.) – Disclosed a past business relationship with the applicant.
- Item #743 (Avanti Industries, LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Guy Wells made the following disclosures:

- Item #25 (Alpha Landscapes, LLC) – Disclosed a personal relationship with the applicant.

- Item #65 (Colvin Construction, LLC) – Disclosed and abstained based on a current business and personal relationship with the applicant.
- Item #356 (Arizona Pipeline Company) – Disclosed and abstained based on the applicant being a customer.
- Item #389 & 392 (McCarthy Building Companies, Inc.) – Disclosed and abstained based on a past business relationship with the applicant.
- Item #480 (Eagle Excavations, LLC) – Disclosed a personal relationship with the applicant.
- Item #428 (Aggregate Industries SWR, Inc.) – Disclosed and abstained based on the applicant being a competitor.
- Item #461-465 (C G & B Enterprises, Inc.) – Disclosed and abstained based on a past business relationship with the applicant.
- Item #608-610 (Colvin Construction, LLC) – Disclosed and abstained based on a personal and business relationship with the applicant.

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

9. NEW APPLICATION DENIAL HEARING

G & A CONCRETE LLC

Alejandro Martines, Managing Member/Proposed CMS Qualified Individual

Guillermo Ibaibarriga, Proposed Trade Qualified Individual

(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.)

Alejandro Martines and Guillermo Ibaibarriga were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to continue this matter for thirty (30) days. MOTION CARRIED.

10. NEW APPLICATION DENIAL HEARING (Continued from 08/23/2018)

ROCKNEY HANSEN DBA HANSEN CONSTRUCTION

Rockney Robert Hansen, Owner/Proposed CMS Qualified Individual

James Olen Curtis, Proposed Trade Qualified Individual

(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.)

Rockney Hansen was present for the hearing. James Curtis was not present.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to continue this matter for ninety (90) days. MOTION CARRIED.

11. NEW APPLICATION DENIAL HEARING (Continued from 08/23/2018)

BANGLE CONSTRUCTION LLC

John Michael Bangle, Manager/Proposed Qualified Individual

(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.)

This agenda item was continued.

12. NEW APPLICATION DENIAL HEARING (Continued from 08/23/2018)

LAS VEGAS REMODELING PROS

HAUS CORPORATION DBA

Troy William Gines, President/Treasurer/Proposed CMS Qualified Individual

Hadiza Sadiq-Gines, Secretary

Michael James Conrad, Proposed Trade Qualified Individual

(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.)

Troy Gines and Michael Conrad were present for the hearing. Hadiza Sadiq-Gines was not present

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to accept the applicant's withdrawal of the application. MOTION CARRIED.

13. NEW APPLICATION DENIAL HEARING (Continued from 08/23/2018)

SONORAN TECHNICAL SERVICES LLC

Rodolfo Lopez, Managing Member/Proposed Qualified Individual

Class C-2d (Low Voltage Systems)

(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.)

Rodolfo Lopez was present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to approve licensure classification C-2d (Low Voltage Systems) with a \$10,000.00 monetary limit and a \$2,000.00 bond. MOTION CARRIED.

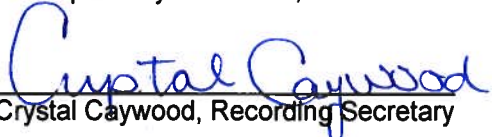
14. PUBLIC COMMENT:

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 1:44 p.m.

Respectfully Submitted,


Crystal Caywood, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer

Margaret Cavin, Chair