

**STEVE SISOLAK**  
Governor

**MEMBERS**  
Kent Lay, Chairman  
Margaret Cavin  
Joe Hernandez  
Jan B. Leggett  
Melissa Maguire  
Steve Menzies  
Guy M. Wells

**STATE OF NEVADA**



**STATE CONTRACTORS BOARD  
MINUTES OF THE MEETING  
August 20, 2020**

**Southern Nevada**  
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**1. CALL TO ORDER:**

Chairman Kent Lay called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, August 20, 2020. The meeting was held online via Zoom. Exhibit A is the Meeting Agenda and Exhibit B is a list of public participants identified during the online meeting.

**BOARD MEMBERS PRESENT:**

Mr. Kent Lay  
Ms. Margaret Cavin  
Mr. Joe Hernandez  
Mr. Jan Leggett  
Mr. Steve Menzies  
Mr. Guy Wells

**BOARD MEMBERS ABSENT:**

Ms. Melissa Maguire

**STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Mr. Paul Rozario, Director of Investigations  
Ms. Nancy Mathias, Licensing Administrator  
Mr. Brian Hayashi, I.T. Manager  
Ms. Jennifer Lewis, Public Information Officer

**LEGAL COUNSEL PRESENT:**

Mr. Tim Geswein, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law and Declaration of Emergency Directive 006 on the Board's Internet Website, the Public Notice Website, and e-mailed electronically to persons who have expressed interest in being kept informed of the Board's meetings.

**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 ensuring the integrity and professionalism of the construction industry in Nevada. The NSCB has the responsibility to promote quality construction by Nevada licensed contractors through a regulatory licensing system designed to protect the health, safety and welfare of the public."

**3. PUBLIC COMMENT**

There were no online public participants to offer public comment and no written public comment was received.

#### **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 reminded the Board that training on Nevada Ethics will follow the Board meeting. Ms. Grein also noted that a virtual Senior Awareness Town Hall event will be held on August 23, 2020 and Contractor's Training Day has been scheduled for August 25, 2020.

#### **5. APPROVAL OF MINUTES**

**It was moved and seconded to approve the minutes of July 16, 2020. MOTION CARRIED.**

#### **6. ELECTION OF OFFICERS**

**It was moved and seconded to elect Kent Lay as Chair and Guy Wells as Treasurer. MOTION CARRIED.**

**It was moved and seconded to appoint Melissa Maguire as Member of the Commission on Construction Education. MOTION CARRIED.**

#### **7. EXECUTIVE SESSION**

- Executive Officer's Report

Ms. Grein reported on staff and Board member training sessions during the month, as well as the submittal of the Board's biennial report to the Governor's Office and the Legislative Counsel Bureau. Ms. Grein noted her continued participation in the FARB Super Strategic Action Team and reported that she participated in the Women in Construction panel discussion with the southern Nevada organization, Unshakeable.

- Review of Monthly Department Statistics

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

- The Board's monthly department statistics for July include the following:
  - Licensing Department:
    - Received 157 new license applications and 249 change applications;
    - Issued 153 new licenses;
    - Approved 14 Financial Reviews;
    - Approved 611 inactive and active license renewal applications; and
    - Renewed and issued 29 Certificates of Eligibility to receive preference in bidding.
  - Investigations Department:
    - Opened a total of 196 complaints, including 97 compliance and 99 criminal complaints;
    - Held five Disciplinary Hearings, where two licenses were suspended, and a total of \$10,650 in fines and \$12,884 in investigative costs were assessed;
    - Issued 21 Cease and Desist Orders to respondents;
    - Opened 8 Recovery Fund claims; and
    - Held one Recovery Fund meeting where 15 cases were heard. Thirteen (13) homeowners were awarded a total amount of \$85,169.47.

**It was moved and seconded to approve the Monthly Statistics Report. MOTION CARRIED.**

- Report of Application Denial Hearing Outcomes for July 2020

Ms. Grein reported on the disciplinary hearing outcomes for July 2020.

- Report of Commission on Construction Education Grant Application Outcomes for FY 2019-2020

Ms. Grein reported on the Commission on Construction Education Grant Application Outcomes for FY 2019-2020.

- Legislative Discussion

Ms. Grein noted that each of the Board's bill draft requests were provided to the Legislative Counsel Bureau as well as the Governor's office along with the submission of our Biennial Review of Complaints Report.

- Approval of Review of Expenditures Conducted in Accordance with NRS 622.234

Ms. Lumbert provided a review of expenditures conducted in accordance with NRS 622.234.

**It was moved and seconded to approve the review of expenditures conducted in accordance with NRS 622.234 . MOTION CARRIED.**

- Review and Approval of Revenue and Expenditures for July 2020

Ms. Lumbert provided a review of revenue and expenditures for July 2020.

**It was moved and seconded to approve the review of revenue and expenditures for July 2020. MOTION CARRIED.**

- Executive Officer's Quarterly Report Pursuant to NAC 624.030 and FY 2019-20 Strategic Plan Fourth Quarter and Annual Activity Update

Ms. Grein and executive staff provided an update of the quarterly and annual activity of the Board pursuant to NAC 624.030 and the 2019-20 Strategic Plan.

**It was moved and seconded to approve Executive Officer's Fourth Quarter and Annual Activity update pursuant to NAC 624.030 and the 2019-20 Strategic Plan. MOTION CARRIED.**

- Approval of the Annual Review of Complaints for FY 2018-19 and FY 2019-20 Pursuant to NRS 624.355

Ms. Grein provided discussion concerning the Annual Review of Complaints for FY 2018-19 and FY 2019-20 Pursuant to NRS 624.355.

**It was moved and seconded to approve the Annual Review of Complaints for FY 2018-19 and FY 2019-20 Pursuant to NRS 624.355. MOTION CARRIED.**

- 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. Geswein reported on pending legal matters.

**It was moved and seconded to approve the appointment of Jack Juan as Defense Counsel for Stampco Concrete, Inc.'s Nevada Supreme Court Appeal. MOTION CARRIED.**

**It was moved and seconded to grant Settlement Conference Authority to Executive Officer Grein or her designee for Stampco Concrete, Inc.'s Nevada Supreme Court Appeal. MOTION CARRIED.**

**It was moved and seconded to accept the Legal Report. MOTION CARRIED.**

- Subcommittee Reports  
Executive Subcommittee, Recovery Fund Subcommittee, Classification/Regulation Subcommittee, Finance Subcommittee.

Ms. Grein noted that a Residential Recovery Fund meeting was held on July 16, 2020, where 15 cases were heard, two claims were denied, and 13 claimants were awarded a total of \$85,169.47. Ms. Grein also noted a Commission on Construction Education meeting was held July 23, 2020, where eleven quarterly reports were provided by past recipients, one grant application was withdrawn, and one grant application was presented and awarded \$33,715.38.

**8. APPROVAL OF CONSENT AGENDA:**

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 461)

Mr. Joe Hernandez made the following disclosure:

- Item #426-427 (Arizona Civil Constructors, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Kent Lay made the following disclosures:

- Item #79 (Hearth & Home Specialties, Inc.) – Disclosed and abstained based on an ongoing business relationship.
- Item #333 (Pace Management) – Disclosed and abstained based on an ongoing business relationship.
- Item #379 (TS Painting and Drywall) – Disclosed and abstained based on an ongoing business relationship.
- Item #398 (General Landscape, LLC) – Disclosed that the applicant is a fellow Board member.
- Item #442 (Kenyon Plastering, Inc.) – Disclosed a past business relationship with the applicant.
- Item #448-451 (Nevada Gypsum Floors, Inc.) – Disclosed a past business relationship with the applicant.

Mr. Jan Leggett made no disclosures.

Mr. Steve Menzies made the following disclosures:

- Item #79 (Hearth & Home Specialties, Inc.) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #98 (KDC Construction, LLC) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #202 (AMH Development West GC, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #259 (XL Landscape Development, LLC) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #269 (Desert Star Construction, LLC) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #382 (Topnotch Services, Inc.) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #398 (General Landscape, LLC) – Disclosed and abstained based on the applicant being himself.

Ms. Margaret Cavin made the following disclosures:

- Item #303 (Bruce Mackay Pump & Well Service, Inc.) – Disclosed a past business relationship with the applicant.
- Item #315-316 (Mountain West Builders, LLC) – Disclosed the applicant used to serve on the same Board.
- Item #394 (Canyon Creek Construction, Inc.) – Disclosed a personal relationship with the applicant.

Mr. Guy Wells made the following disclosures:

- Item #261 (Aggregate Industries SWR, Inc.) – Disclosed and abstained based on the applicant being a competitor.

- Item #382 (Topnotch Services, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #392 (American Civil Constructors, LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #398 (General Landscape, LLC) – Disclosed the applicant is a fellow Board member.
- Item #408 (Byrd Underground, LLC) – Disclosed a past business relationship with the applicant.
- Item #415 (Sunrise Paving, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #448-451 (Nevada Gypsum Floors, Inc.) – Disclosed a personal relationship with the applicant.

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

**9. NEW APPLICATION DENIAL HEARING**

OASIS OUTDOORS LLC

Alex James Haack, Proposed CMS Qualified Individual

Anthony John Harris, Jr., Proposed CMS and 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.)

Alex Haack was not present for the hearing. Anthony Harris, Jr. was present for the hearing.

**It was moved and seconded to accept the applicant’s request to withdraw the application. MOTION CARRIED.**

**10. NEW APPLICATION DENIAL HEARING**

LARRY A THOMAS

Larry Allan Thomas, Owner/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.)

Larry Thomas was present for the hearing with witness Diane Derner and counsel Tory Pankopt, Esq.

Exhibit 1 is the Board's Application File.

Exhibit A is the Applicant's Answer and Exhibits.

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

**11. \*\*PUBLIC COMMENT**

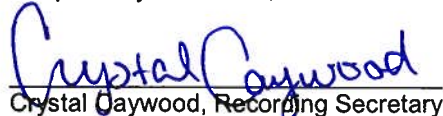
Adjournment – For Possible Action

There were no online public participants to offer public comment and no written public comment was received.

**ADJOURNMENT**


There being no further business to come before the Board, the meeting was adjourned by Chairman Kent Lay at 10:53 a.m.

Respectfully Submitted,

  
Crystal Daywood, Recording Secretary

APPROVED:

  
Margi A. Grein, Executive Officer

  
Kent Lay, Chairman