

STATE OF NEVADA

JOE LOMBARDO
Governor

MEMBERS
Boyd Martin, Chairman
Margaret Cavin
Bryan Cowart
Joe Hernandez
Kent Lay
Jan B. Leggett
Louis Polish Jr.



STATE CONTRACTORS BOARD

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MINUTES OF THE MEETING July 20, 2023

CALL TO ORDER:

Chairman, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, July 20, 2023. The meeting was held at the Reno and Las Vegas Board Offices. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Boyd Martin
Ms. Margaret Cavin
Mr. Bryan Cowart
Mr. Joe Hernandez
Mr. Louis Polish, Jr.

BOARD MEMBERS ABSENT:

Mr. Kent Lay
Mr. Jan Leggett

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Susan Broili Kamesch, Licensing Administrator
Mr. David Behar, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Noah Allison, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on the Board's Internet Website, the Public Notice Website, both offices of the Nevada State Contractors Board, 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

Ms. Grein introduced new employees Cameron Sickels and Michael Lardomita to the Board.

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 August 17, 2023 Board meeting will be held in Reno, Nevada.

5. APPROVAL OF MINUTES

**It was moved and seconded to approve the minutes of June 22, 2023 meeting. MOTION CARRIED.
It was moved and seconded to approve the minutes of June 23, 2023 meeting. MOTION CARRIED.**

6. ELECTION OF OFFICERS

**It was moved and seconded to reelect Mr. Martin as Chair. MOTION CARRIED.
It was moved and seconded to reelect Ms. Cavin as Treasurer. MOTION CARRIED.**

7. LEGISLATIVE REPORT

- Legislative Report from the Ferraro Group

Misty Grimmer with the Ferraro Group provided the Board with the final report of the 82nd Legislative Session.

- Discussion Concerning Implementation of Legislative Changes Enacted During the 2023 Legislative Session

Ms. Grein provided discussion concerning implementation of legislative changes enacted during the 2023 Legislative Session.

It was moved and seconded accept the Legislative Report. MOTION CARRIED.

8. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein reported that she continues her ongoing communications with the Attorney General's office and the Ferraro Group. Ms. Grein also noted that the Board hosted the annual joint meeting with the California State Licensing Board, and hosted Governor Joe Lombardo at the Board office as he recorded a public service announcement for the Board. Finally, Ms. Grein reported that she participated in a NASCLA membership call.

- Review of Monthly Department Statistics:

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

Licensing Department:

- Received 255 new license applications and 255 change applications;
- Issued 140 new licenses;
- Approved 686 license renewal applications;
- Renewed and issued 29 Certificates of Eligibility to receive preference in bidding; and
- Hosted 1 online Business Assistance Program with 16 participants in attendance.

Investigations Department:

- Received 171 compliance complaints and 44 criminal complaints;
- Held 10 Disciplinary Hearings;
- Issued 23 Cease and Desist Orders to unlicensed contractors; and,
- Opened 7 Recovery Fund claims.

June Compliance Statistics:

- 172 complaints were closed, averaging 200 days open;
- 1012 open active cases are currently open, averaging 159 days pending; and
- 119 cases are pending discipline, averaging 258 days pending;

June Criminal Statistics:

- 44 cases were received and 136 cases were closed, averaging 780 days open;
- 303 active criminal cases are currently open, averaging 419 days open;
- 27 Administrative Citation cases are pending, averaging 360 days open;
- 686 Bench Warrants are pending on open cases, averaging one year open; and
- 194 court cases are pending, averaging 1,276 days open.

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

- Report of Disciplinary Hearing Outcomes for June 2023

Ms. Grein reported on the disciplinary hearing outcomes for June 2023.

- Report of Application Denial Hearing Outcomes for June 2023

Ms. Grein reported on the application denial hearing outcomes for June 2023.

- Review and Approval of Quarterly Financial Reports for the Period Ending June 30, 2023

It was moved and seconded to approve the Quarterly Financial Reports for the period ending June 30, 2023. MOTION CARRIED.

- Review and Approval of Cash Disbursements and Transfer Journals for the Period Ending June 30, 2023

It was moved and seconded to approve the cash disbursements and transfer journals for the period ending June 30, 2023. MOTION CARRIED.

- Review and Approval of Budget for FY 2023-24

It was moved and seconded to approve the budget for FY 2023-24. MOTION CARRIED.

- Approval of Executive Officer's Performance Review and Compensation

It was moved and seconded to approve the Executive Officer's Performance Review and Compensation. MOTION CARRIED.

- Legal Report
 - Discussion Concerning Potential or Pending Litigation
 - Discussion and Action Concerning Decision in American Staffing Association v Nevada State Contractors Board Case No. CV21-01597 (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
Executive Subcommittee, Recovery Fund Subcommittee, Classification/Regulation Subcommittee,
Finance Subcommittee.

Ms. Grein reported that the Residential Recovery Fund meeting will be held this afternoon.

It was moved and seconded to approve the Subcommittee Report. MOTION CARRIED.

9. **APPROVAL OF CONSENT AGENDA:**

Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure,
Voluntary Surrenders (List Attached, Items 1 to 397)

Ms. Margaret Cavin made the following disclosures:

- Item #212 (L A Perks Plumbing & Heating Inc) – Disclosed a past business and personal relationship with the applicant.

Mr. Joe Hernandez made the following disclosures:

- Item #164 (Universal Drywall Inc) – Disclosed and abstained based on a personal relationship with the applicant.

Mr. Boyd Martin made the following disclosures:

- Item #177 (A Affordable Striping & Sealing LLC) – Disclosed a past business relationship with the applicant.
- Item #183 (Southwest Specialty Contractors LLC) – Disclosed a past business relationship with the applicant.
- Item #221-222 (Nextgen Systems LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #251 (C G & B Enterprises Inc) – Disclosed a past business relationship with the applicant.
- Item #254 (Commercial Roofers Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item # (270-274) – Disclosed a past business relationship with the applicant.
- Item #301-305 (Flooring Solutions Of Nevada Inc) – Disclosed a past business relationship with the applicant.

Mr. Cowart made the following disclosures:

- Item #183 (Southwest Specialty Contractors LLC) – Disclosed and abstained based on a personal and current business relationship with the applicant.
- Item #187 (A M I Mechanical LLC) – Disclosed and abstained based on a personal and current business relationship with the applicant.

Mr. Polish made the following disclosures:

- Item #177 (A Affordable Striping & Sealing LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #202 (Fieldturf USA Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #248 (Woodside Homes of Nevada LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #252 (Century Communities of Nevada LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #260 (K B Home Las Vegas Inc) – Disclosed and abstained based on a current business relationship with the applicant.

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

**10. NEW APPLICATION DENIAL HEARING:
HAMLIN CONSTRUCTION & DEVELOPMENT**
James Francis Hamlin, Manager/Proposed Qualified Individual
Class B-2 (Residential & Small Commercial)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

James Hamlin was present for the hearing with witnesses Debbie Hamlin, Kristina Hamlin, Brett Hamlin, Justin Worthley, Rusty Heberger, Paul Arnold, and Anna Weakland.

It was moved and seconded to approve license classification B-2 (Residential and Small Commercial) with a \$2,000,000 monetary limit and a \$30,000 bond contingent upon the applicant paying the Board's past due fines and costs with interest. MOTION CARRIED.

Mr. Hernandez opposed the motion.

**11. NEW APPLICATION DENIAL HEARING:
NA & LIM 89146 LLC**
Seunghyuk Na, Manager/Proposed Qualified Individual
Class B-2 (Residential & Small Commercial)

Exhibit 1 is the Board's Application File

Seunghyuk Na was present for the hearing with witness Bruce Yu.

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

**12. NEW APPLICATION DENIAL HEARING:
LIFE SAVERS RESTORATION LLC**
Rudy Contreras, Managing Member/Proposed Qualified Individual
Class: A-13 (Wrecking Buildings)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Rudy Contreras was present for the hearing.

It was moved and seconded to approve license classification A-13 (Wrecking Buildings) with a \$249,000 monetary limit and a \$15,000 bond. MOTION CARRIED.

**13. NEW APPLICATION DENIAL HEARING:
JAFFE SPECIALTY COMPANY INC DBA J S C CONTRACTING
3 D BUILT**
Omar Mohammad Abu Afifeh, President/Proposed Qualified Individual,
Class A (General Engineering)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Exhibit B is the Applicant's Related Correspondence

Omar Mohammad Abu Afifeh was present for the hearing with counsel Butch Williams, Esq.

It was moved and seconded to approve license classification A (General Engineering) with a \$250,000 monetary limit, a \$15,000 bond, and a personal indemnification for the length of licensure by Omar Mohammad Abu Afifeh. 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 Boyd Martin at 11:03 a.m.

APPROVED:



Margi A. Grein, Executive Officer

Respectfully Submitted,



Crystal Caywood, Recording Secretary



Boyd Martin, Chair