

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 September 21, 2023

CALL TO ORDER:

Chairman, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, September 21, 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. Kent Lay
Mr. Jan Leggett

BOARD MEMBERS ABSENT:

Mr. Louis Polish, Jr.

STAFF MEMBERS PRESENT:

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

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 employee Raymond Zack to the Board and noted that Jack Snyder is retiring.

4. APPROVAL OF AGENDA:

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

Ms. Grein noted that item numbers 235 and 236 (Absolute Finishing LLC) and 501 and 502 (Sierra Eco Systems) have been removed from the consent agenda.

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

- Recommendations for Agenda Items for Future Board Meetings

There were no recommendations for agenda items for future Board meetings.

5. APPROVAL OF MINUTES

It was moved and seconded to approve the minutes of August 17, 2023 meeting. MOTION CARRIED.

6. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein reported that she participated in the annual administrative law training hosted by the National Judicial College, attended the 61st Annual NASCLA Conference in San Antonio, Texas, hosted the 4th Interagency Task Force Meeting in Reno, and welcomed Attorney General Aaron Ford to our office where he recorded a public service announcement focused on the importance of hiring licensed contractors. Ms. Grein updated the Board on the efforts staff have initiated to ensure both contractors and consumers are aware of the most recent legislative changes, specifically those related to AB 39, and noted that a webinar will be held on September 27, 2023 for all interested contractors to attend.

- Review of Monthly Department Statistics:

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

Licensing Department:

- Received 258 new license applications and 301 change applications;
- Issued 140 new licenses;
- Approved 804 license renewal applications;
- Renewed and issued 26 Certificates of Eligibility to receive preference in bidding; and
- Hosted 1 online Business Assistance Program with 11 participants in attendance.

Investigations Department:

- Received 143 compliance complaints and 65 criminal complaints;
- Held 15 Disciplinary Hearings;
- Issued 21 Cease and Desist Orders to unlicensed contractors; and,
- Opened 36 Recovery Fund claims.

August Compliance Statistics:

- 173 complaints were closed, averaging 216 days open;
- 1013 open active cases are currently open, averaging 171 days pending; and
- 123 cases are pending discipline, averaging 282 days pending;

August Criminal Statistics:

- 65 cases were received and 57 cases were closed, averaging 851 days open;
- 327 active criminal cases are currently open, averaging 420 days open;
- 38 Administrative Citation cases are pending, averaging 318 days open;
- 689 Bench Warrants are pending on open cases, averaging one year open; and
- 177 court cases are pending, averaging 1,180 days open.

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

- Report of Disciplinary Hearing Outcomes for August 2023

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

- Report of Application Denial Hearing Outcomes for August 2023

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

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

Amy Allen with J.A. Solari and Partners provided an overview of the Audited Financial Reports for the Period Ending June 30, 2023.

It was moved and seconded to approve the audited financial reports for the period ending June 30, 2023. MOTION CARRIED.

- Discussion Concerning Payment of Previously Ordered Fines and Costs Prior to Submittal of Application for Licensure

This agenda item was tabled to the next scheduled Board meeting.

- Legal Report
 - Discussion Concerning Potential or Pending Litigation

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 noted that the Residential Recovery Fund is scheduled for this afternoon.

7. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 508)

Ms. Margaret Cavin made the following disclosures:

- Item #261 (Pellett Construction LLC) – Disclosed a personal relationship with the applicant.
- Item #290 (Davis Company Incorporated) – Disclosed a personal relationship with the applicant.
- Item #299 (Focus Electric LLC) – Disclosed a personal relationship with the applicant and the applicant is a former NSCB Board member.

Mr. Joe Hernandez made the following disclosures:

- Item #233 (Universal Drywall Inc) – Disclosed and abstained based on a past business and personal relationship with the applicant.
- Item #299 (Focus Electric LLC) – Disclosed that the applicant is a past fellow NSCB Board Member.

Mr. Boyd Martin made the following disclosures:

- Item #237 (Alcal Specialty Contracting Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #245 (Floyds Construction Inc) – Disclosed a past business relationship with the applicant.
- Item #276 (Vision Sign Inc) – Disclosed a past business relationship with the applicant.
- Item #279 (Yesco LLC) – Disclosed a past business relationship with the applicant.
- Item #308 (Patrick's Signs Inc) – Disclosed a past business relationship with the applicant.
- Item #326 (Tesla Motors Inc) – Disclosed a past business relationship with the applicant.
- Item #299 (Focus Electric LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #394 & 395 (EMC Fire Protection LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #408-409 (K R Construction LLC) – Disclosed a past business relationship with the applicant.
- Item #504 (Universal Concrete) – Disclosed a past business relationship.
- Item #429-430 (Norvic Demolition Inc) – Disclosed and abstained based on a current business

relationship with the applicant.

Mr. Cowart made the following disclosures:

- Item #161 (Prestige Plumbing LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #235 (Absolute Finishing LLC) – Disclosed a past business relationship with the applicant.
- Item #236 (Absolute Metals LLC) – Disclosed a past business relationship with the applicant.
- Item #299 (Focus Electric LLC) – Disclosed a personal relationship with the applicant and the applicant is a former NSCB Board member.
- Item #355 (Made In The Shade Inc) – Disclosed a personal relationship with the applicant.
- Item #429-430 (Norvic Demolition Inc) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Lay made the following disclosures:

- Item #207 (Toll Henderson LLC) – Disclosed a past business relationship with the applicant.
- Item #208 (Toll North LV LLC) – Disclosed a past business relationship with the applicant.
- Item #209 (Toll South LV LLC) – Disclosed a personal relationship with the applicant.
- Item #279 (Yesco LLC) – Disclosed a past business relationship with the applicant.
- Item #299 (Focus Electric LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #303 (K B Home Las Vegas Inc) – Disclosed a past business relationship with the applicant.
- Item #329 (Tri Pointe Homes Nevada Inc) – Disclosed a past business relationship with the applicant.
- Item #470 (Machabee Office Environments Inc) – Disclosed a past business relationship with the applicant.

Mr. Leggett made the following disclosures:

- Item #299 (Focus Electric LLC) – Disclosed that the applicant is a former NSCB Board member.

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

**8. NEW APPLICATION DENIAL HEARING:
VALLEY BUILDERS REMODELING**

Darren Scott Patterson, 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

Darren Patterson was present for the hearing with Counsel John Wright, Esq.

It was moved and seconded to continue this matter to the next scheduled Board meeting. MOTION CARRIED.

**9. NEW APPLICATION DENIAL HEARING:
NXT LEVEL LLC**

Zachariah A. Deese, Managing Member/Proposed Qualified Individual
Class B-2 (Residential & Small Commercial)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Zachariah Deese was present for the hearing with counsel Eric Dobberstein, Esq.

It was moved and seconded to approve license classification B-2 (Residential & Small Commercial) with a \$200,000 monetary limit, and a \$10,000 bond. MOTION CARRIED.

**10. NEW APPLICATION DENIAL HEARING:
SANCHEZ LANDSCAPING LLC**

Oscar Rolando Sanchez, Managing Member/Proposed Qualified Individual
Class C-14 (Awnings and Louvres)

Exhibit 1 is the Board's Application File
Exhibit A is the Applicant's reference letters

Oscar Sanchez was present for the hearing.

It was moved and seconded to approve license classification C-14 (Awnings and Louvres) with a \$100,000 monetary limit, and a \$10,000 bond. MOTION CARRIED.

**11. NEW APPLICATION DENIAL HEARING (Continued from 2/16/2023):
PRODIGY PLUMBING LLC**

Russell David Burkett, Manager/Proposed Qualified Individual
Class C-1d (Plumbing)

Exhibit 1 is the Board's Application File
Exhibit A is the Applicant's Answer

Russell Burkett was present for the hearing.

It was moved and seconded to approve license classification C-1d (Plumbing) with a \$49,000 monetary limit, and a \$5,000 bond. MOTION CARRIED.

**12. NEW APPLICATION DENIAL HEARING (Continued from 6/22/2023):
OKADA MECHANICAL LLC**

Miles Okada, Managing Member/Proposed Qualified Individual
Class C-1 (Plumbing and Heating)

Exhibit 1 is the Board's Application File
Exhibit A is the Applicant's Employment Records

Miles Okada was present for the hearing.

It was moved and seconded to approve license classification C-1 (Plumbing and Heating) with a \$100,000 monetary limit, and a \$10,000 bond. MOTION CARRIED.

13. 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 10:30 a.m.

APPROVED:

Respectfully Submitted,



Margi A. Greif, Executive Officer



Crystal Caywood, Recording Secretary



Boyd Martin, Chair