

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

November 16, 2023

CALL TO ORDER:

Chairman, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, November 16, 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. Jan Leggett

BOARD MEMBERS ABSENT:

Mr. Kent Lay
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

Nick Hazler, Ted Gaines, and Andre Johnson provided public comment. Ms. Grein introduced new employee Marilyn Holzmann 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

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 October 19, 2023 meeting. MOTION CARRIED.

6. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein reported that she participated in a meet and greet forum online with the Arizona Registrar of Contractors and the California State Licensing Board, attended the Construction Career Fair hosted by the Nevada Contractors Association, met with Kelly Gaines, the Executive Officer of the Nevada Subcontractors Association regarding the provisions of Assembly Bill 39, and posted the sample contract and instructions on our website. Ms. Grein also noted that the Board is in the process of obtaining a legal opinion and drafting proposed regulation that would clarify the meaning of "a project of new work" as referenced in Section 1, subsection 2 (j) of the bill, which has been agendized for discussion and action at the January Board meeting. Ms. Grein reported that the Board held its annual Veteran's Day celebration, and the Commission on Construction Education held a meeting on November 8th where a total of \$223,649 was awarded for the promotion of construction education programs and services. Finally, Ms. Grein noted that Governor Lombardo appointed two new members to the Commission on Construction Education, effective November 1, 2023.

- Review of Monthly Department Statistics:

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

Licensing Department:

- Received 224 new license applications and 236 change applications;
- Issued 111 new licenses;
- Approved 645 license renewal applications;
- Renewed and issued 28 Certificates of Eligibility to receive preference in bidding; and
- Hosted 1 online Business Assistance Program with 5 participants in attendance.

Investigations Department:

- Received 166 compliance complaints and 40 criminal complaints;
- Held 7 Disciplinary Hearings;
- Issued 19 Cease and Desist Orders to unlicensed contractors; and,
- Opened 8 Recovery Fund claims.

October Compliance Statistics:

- 149 complaints were closed, averaging 189 days open;
- 1099 open active cases are currently open, averaging 168 days pending; and
- 146 cases are pending discipline, averaging 315 days pending;

October Criminal Statistics:

- 40 cases were received and 48 cases were closed, averaging 279 days open;
- 341 active criminal cases are currently open, averaging 439 days open;
- 291 Administrative Citation cases are pending, averaging 291 days open;
- 681 Bench Warrants are pending on open cases, averaging one year open; and
- 188 court cases are pending, averaging 1,152 days open.

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

- Report of Disciplinary Hearing Outcomes for October 2023

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

- Report of Application Denial Hearing Outcomes for October 2023

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

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

It was moved and seconded to approve the expenditures conducted in accordance with NRS 622.234. 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

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.

There were no subcommittee reports.

7. 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 #106 (NDSS LLC) – Disclosed a personal relationship with the applicant.
- Item #211 (D M C INC) – Disclosed a personal relationship with the applicant.
- Item #275 (Taylor Morrison of Nevada LLC) – Disclosed a personal relationship with the applicant and disclosed that the applicant is a fellow NSCB Board member.
- Item #389-390 (Nevada Drywall Stucco & Stone Inc.) – Disclosed a personal relationship with the applicant.

Mr. Joe Hernandez made the following disclosures:

- Item #275 (Taylor Morrison of Nevada LLC) – Disclosed that the applicant is a fellow NSCB Board member.

Mr. Boyd Martin made the following disclosures:

- Item #166 (Soil Tech Inc) – Disclosed a past business relationship with the applicant.
- Item #199 (A Cutting Edge Glass & Mirror Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #201 (Ace Fire Systems LLC) – Disclosed a past business relationship with the applicant.
- Item #263 (Nevada Rolling Shutter) – Disclosed a past business relationship with the applicant.
- Item #275 (Taylor Morrison of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.

Mr. Cowart made the following disclosures:

- Item #199 (A Cutting Edge Glass & Mirror Inc) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #208 (Battle Born Roofing LTD) – Disclosed a past business relationship with the applicant.
- Item #245 (Absolute Finishing LLC) – Disclosed a past business relationship with the applicant.
- Item #246 (Absolute Metals LLC) – Disclosed a past business relationship with the applicant.

- Item #275 (Taylor Morrison of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #285-286 & 354 (JCORD LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Leggett made the following disclosures:

- Item #347 (Sun Leisure Inc) – Disclosed a past business relationship with the applicant.
- Item #275 (Taylor Morrison of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.

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

**8. NEW APPLICATION DENIAL HEARING:
EPIC BUILDERS LLC**

Bradley Thomas Nelson, Managing Member/Proposed Qualified Individual
Class B-2 (Residential and Small Commercial)

Exhibit 1 is the Board's Application File
Exhibit A is the Applicant's response and character letters

Bradley Nelson was present for the hearing with witness Ben Nelson.

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

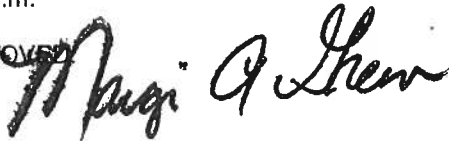
9. PUBLIC COMMENT

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 9:22 p.m.

APPROVED

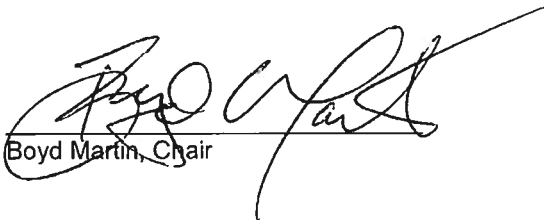


Margi A. Grein, Executive Officer

Respectfully Submitted,



Crystal Caywood, Recording Secretary



Boyd Martin, Chair