

KENNY C. GUINN
Governor

STATE OF NEVADA

REPLY TO:

MEMBERS

MICHAEL ZECH
Chairman
DOUGLAS W. CARSON
MARGARET CAVIN
DAVID W. CLARK
JERRY HIGGINS
DENNIS K. JOHNSON
RANDY SCHAEFER



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STATE CONTRACTORS' BOARD

MINUTES OF THE MEETING
JULY 9, 2002

1. CALL TO ORDER:

The meeting of the State Contractors' Board was called to order by Chairman Michael Zech 8:38 a.m., Tuesday, July 9, 2002, State Contractors' Board, Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Michael Zech – Chairman
Mr. Douglas W. Carson
Ms. Margaret Cavin
Mr. David W. Clark
Mr. Jerry Higgins
Mr. Dennis Johnson
Mr. Randy Schaefer

BOARD MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. George Lyford, Director of Special Investigations
Mr. Frank Torres, Deputy Director of Investigations

LEGAL COUNSEL PRESENT:

Ms. Carolyn Broussard, In House Counsel
Mr. Walter Bruce Robb, Legal Counsel

Ms. Grein stated that Fred Schoenfeldt had posted the agenda in compliance with the open meeting law on July 2, 2002 at the Washoe County Court House, Washoe County Library, and Reno City Hall. The agenda was also posted in both offices of the Board, Reno and Henderson, and on the Board's Internet web page.

It was learned there were 10 items on the amended agenda, each item of an emergency nature. In addition, Carson Valley Wholesale Flooring License #49550 requested a continuance, which was denied.

MR. JOHNSON MOVED TO HEAR THE AMENDED AGENDA.

MS. CAVIN SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

The Chairman called for a motion to approve the minutes of June 18, 2002.

MR. CLARK MOVED TO APPROVE THE MINUTES OF JUNE 18, 2002.

MR. JOHNSON SECONDED THE MOTION.

THE MOTION CARRIED.

UNFINISHED BUSINESS:

Ms. Grein informed the Board that a request for an Attorney General Opinion concerning Construction Management and the Revised Position Statement from Harris & Associates has been submitted.

2. ADVISORY OPINIONS:

V R G CONSTRUCTION COMPANY – V R G Construction Company requested an Advisory Opinion concerning the licensing requirements for an affiliate company to perform preliminary work prior to V R G Construction Company constructing an office building.

Based upon the information provided, the Board opined that a Nevada contractors license would not be required to perform preliminary construction planning tasks.

SPB UTILITY SERVICES, INC. – SPB Utility Services, Inc. requested an Advisory Opinion concerning the licensing requirements for backflow testing, repair and replacement.

The Board reaffirmed its earlier Advisory Opinion.

DESTINY COMMUNICATIONS, INC. – Destiny Communications, Inc. requested an Advisory Opinion concerning the licensing requirements for the installation of communication towers, poles, portable buildings, transmissions lines and alignment of antennae's.

Based upon the information provided, the Board opined that the license classification A (General Engineering) and classification A-22 (Designated for Microwave Towers) licenses currently held by Destiny Communications, Inc. could perform the work described.

3. EXECUTIVE SESSION:

A. BOARD GOVERNANCE AND ADMINISTRATION:

3. APPOINTMENT OF HEARING OFFICER:

Mr. Grein updated the Board on the Vision Craft litigation. Mr. Robb informed the Board the Judge hearing the Vision Craft case has ordered the Board to reopen the investigation on the matter.

The Board discussed appointment of a hearing officer.

4. FUTURE AGENDAS:

Ms. Grein presented topics for future agendas to the Board.

B. EXECUTIVE OFFICERS' REPORT:

1. PENDING CASE REPORT:

Ms. Grein updated the Board on the Blades Construction case.

The remaining items in the Executive Session were continued to the July 23, 2002 meeting in Henderson.

4. DISCIPLINARY HEARING:

DESERT ROOFING, INC., LICENSE #47976

Mr. Alan K. Cahill, President, Desert Roofing, Inc.; Ms. Annette Fredrickson, Desert Roofing; Paul G. Chelew, Homeowner; Mr. Steve Cote'; Owner, Steven M. Cote' General Contracting; Mr. Robert Chandler, Employee, Steven M. Cote' General Contracting; and Investigator Gary Hoid were sworn in.

The hearing was for possible violations of NRS 624.3017 (1); and NRS 624.3013 (5) as set forth by NAC 624.700 (3) (a).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Mr. Chelew testified the Respondent entered into a verbal contract on June 8, 2001 for a metal roof system with Steven M. Cote' General Contracting and has paid \$13,447.35 towards the contract. The project is now 100% complete. Mr. Chelew further testified there were several workmanship issues including water damage to the interior of the building. He stated he hired another roofing contractor to complete the project since he had difficulties getting Respondent to complete the project and repair work.

The time line from the homeowner was entered into the record as Exhibit #2.

Mr. Hoid testified he validated the workmanship complaint and issued a Notice to Correct for three items on February 14, 2002. Mr. Hoid stated the new roof has numerous steel roof panels, which are not aligned properly and are not fastened with the required hardware, the existing roof was damaged when the new roof was installed and the roof vents were painted the wrong color. Respondent has not complied with the Notice to Correct, however, Mr. Hoid stated Respondent did contact him several times to advise him he was having problems completing the repairs due to high winds.

Mr. Cahill testified he had scheduled a time to comply with the Notice to Correct, however, due to the high winds he was unable to do so. Mr. Cahill further testified when the weather improved the homeowner denied access to the property. Mr. Cahill stated he understands his responsibility to make necessary repairs or to hire another subcontractor.

Ms. Broussard informed the Board of a lien filed by Desert Roofing against the homeowner's property.

A copy of the lien was entered into the record as Exhibit #3.

Mr. Cote' testified he checked the repairs of the roof several times and informed Mr. Chelew of the progress, however, as the General contractor, he should have monitored the situation more closely.

The evidentiary portion of the hearing was closed.

MR. CARSON MOVED TO FIND DESERT ROOFING, INC. LICENSE # 47976 IN VIOLATION OF ALL CHARGES.

MR. HIGGINS SECONDED THE MOTION.

THE MOTION CARRIED.

MR. CARSON MOVED THAT A TWO YEAR LETTER OF REPRIMAND BE PLACED IN RESPONDENT'S FILE; THAT THE LICENSEE RETAKE THE METAL ROOF PORTION OF THE EXAMINATION WITHIN 6 MONTHS; ASSESSED A FINE OF \$500.00 PER VIOLATION; AND INVESTIGATIVE COSTS OF \$1,659.00 TO BE PAID WITHIN 90 DAYS FROM THE DATE OF THE BOARD'S APPROVAL OR LICENSE #47976 DESERT ROOFING, INC. WILL BE SUSPENDED.

MR. HIGGINS SECONDED THE MOTION.

THE MOTION CARRIED.

5. DISCIPLINARY HEARING:

ARNESON DEVELOPMENT, INC., LICENSE #24166 (CONTINUED FROM DECEMBER 4, 2001 AND DECEMBER 18, 2001

Mr. Leroy W. Arneson, President, Arneson Development, Inc.; and Investigator Gary Hoid were sworn in.

The hearing was for possible violations of NRS 624.3017 (1); NRS 624.3013 (5) as set forth in NAC 624.700 (3) (a) and NRS 624.3015 (1).

Mr. Hoid informed the Board the Respondent had repurchased the home from Mr. and Mrs. Rose. Mr. Hoid testified all the items on the Notice to Correct have been completed.

Mr. Arneson testified he offered to replace the roof on the rose residence, however, Mr. Rose decided he wanted to sell the home back to him.

The Purchase Agreement between the Respondent and the Homeowners was entered into the record as Exhibit #5.

The evidentiary portion of the hearing was closed.

MR. JOHNSON MOVED TO DISMISS ALL CHARGES.

MS. CAVIN SECONDED THE MOTION.

THE MOTION CARRIED.

6. DISCIPLINARY HEARING:

SAUVEUR ELIZAGOYEN CONSTRUCTION, LICENSE #5326 AND SAUVEUR ELIZAGOYEN INSULATION, LICENSE #47109

Mr. Sauveur Elizagoyen, Owner, Sauveur Elizagoyen Construction and Sauveur Elizagoyen Insulation; Ms. Lee Halavais, Homeowner; Mr. Dean Sherwood; Mr. James Grady, Private Investigator; Mr. Mario Lorenzo; and Investigator Gary Leonard were sworn in.

Mr. Andrew Puccinelli, attorney for Sauveur Elizagoyen Construction and Sauveur Elizagoyen Insulation was also present.

Mr. Hal Taylor, attorney for Lee Halavais, Homeowner was also present.

The hearing was for possible violations of NRS 624.3017 (1); NRS 624.3013 (5) as set

forth in NAC 624.700 (3) (b); NRS 624.3011 (1) (b) (1); and NRS 624.3018 (2).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Ms. Halavais testified she and her late husband entered into a verbal contract with Respondent on May 8, 2000 for the construction of a redwood deck. She stated the deck was built from a lower grade of wood than was specified, the screws were improperly countersunk causing the deck to crack, and that Respondent constructed a bench without back or side rails. She further testified that Mr. Elizagoyen was paid \$45,502.87 for the project and she was billed an additional \$35,000.00

Mr. Leonard testified he validated the workmanship complaint filed by Ms. Halavais concerning the construction of a redwood deck. He stated the work is below the standards of the industry and a building permit was not obtained for the project.

Mr. Elizagoyen testified he had tried several times to schedule a time to complete the repairs on the Notice to Correct, however, the homeowner denied access. Mr. Elizagoyen acknowledged that he had not obtained a building permit.

The evidentiary portion of the hearing was closed.

MR. HIGGINS MOVED TO DISMISS THE SECOND AND FOURTH CAUSES OF ACTION; TO FIND SAUVEUR ELIZAGOYEN INSULATION LICENSE #47109 IN VIOLATION OF THE FIRST AND THIRD CAUSES OF ACTION.

MR. SCHAEFER SECONDED THE MOTION.

THE MOTION CARRIED.

MR. HIGGINS MOVED TO PLACE A ONE YEAR LETTER OF REPRIMAND IN THE RESPONDENT'S FILE; AND ASSESS INVESTIGATIVE COSTS OF \$2,149.00 TO BE PAID WITHIN 90 DAYS.

MR. JOHNSON SECONDED THE MOTION.

THE MOTION CARRIED.

7. DISCIPLINARY HEARING:

WRIGHT OUTDOOR CENTER, LICENSE #51599

Mr. James S. Wright, Owner, Wright Outdoor Center; Mr. Bob Treanor; Mr. Brian Moore; Ms. Kelly Nickum; Ms. Tracy Murphy; Melanie Doherty, Washoe County Building and Safety Department; Mr. Miles Martin; Mr. Robbie Jennings, Owner, R C Jennings Concrete; Mr. Kurt Neuffer, Owner Neuwest Design; Mr. Marc Halverson, T-Co. Electrical; Mr. John Szatkowski, Owner, Serva Pool; Mr. Joseph Trombley, President, Certified Pool & Spa, Inc.; Mr. William Holmes, Kudu Construction; Mr. David White, Paving Stones R US; Mr. Bob Treanor, Spanish Springs Trucking; Ms. Mylu Martin; and Investigator Gary Hoid were sworn in.

Ms. Anne M. Vohl, attorney for Wright Outdoor Center was also present.

The hearing was for possible violations of NRS 624.3016 (7); NRS 624.3031 (5); NRS 624.3013 (95) as set forth in NAC 624.6958 (2) (h); NRS 624.3013 (5) as set forth in NAC 624.6958 (2) (l) (1) and (2); NRS 624.3013 (5) as set forth in NAC 624.6958 (2) (j); NRS 624.3013 (5) as set forth in NAC 624.6958 (2) (i); NRS 624.3013 (5) as set forth in NAC 624.6958 (2) (m); NRS 624.3013 (5) as set forth in NAC 624.6958 (92) (n); NRS 624.3013

(5) as set forth in NAC 624.6958 92) (o); NRS 624.33013 (5) as set forth in NAC 624.6964 (3); NRS 624.3013 (5) as set forth in NAC 624.6964 (5); and NRS 624.3013 (5) as set forth in NAC 624.640 (5).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

The Respondent's new and revised pool contracts was entered into the record as Exhibit #2.

Mr. Hoid testified he validated the complaint. He stated that he and the NSCB Pool Ombudsman reviewed Respondent's current contracts and determined they are in compliance with Nevada Administrative Code. Mr. Hoid further stated Respondent obtained a Pool and Spas of Fiberglass license in February, 2001, thereafter, he received a letter from John Szatkowski, the owner of Serva Pool, challenging Respondent's experience. In addition, Mr. Hoid stated one of Respondent's references listed David Wright as the owner of Paving Stones R US, however, he is the manager of the Nevada Division.

Mr. Szatkowski testified Respondent is a former employee of Serva Pool where his job duties consisted of sales, plan drawing and submittal, measuring backyards and locating public utilities on the property. Mr. Szatkowski stated it is his opinion that Respondent does not have the experience to be a pool contractor.

A list of the Respondents satisfied customers was entered into the record as Exhibit #3.

The evidentiary portion of the hearing was closed.

MR. JOHNSON MOVED TO DISMISS ALL CHARGES.

MS. CAVIN SECONDED THE MOTION.

THE MOTION CARRIED.

8. DEFAULT ORDER:

WOMBLE CONSTRUCTION COMPANY, LICENSE #43401

No one from Womble Construction Company was present.

The hearing was for possible violations of NRS 624.3012 (2); NRS 624.3013 (3) pursuant to NRS 624.220 and 624.260 to 624.265; NRS 624.302 (5); and NRS 624.3018 (2).

MR. CLARK MOVED THAT THE BOARD FIND THE RESPONDENT IN DEFAULT AND ADOPT THE FILE AS FINDINGS OF FACT CONCLUSIONS OF LAW AS SET FORTH IN THE ADMINISTRATIVE COMPLAINT; REVOKE LICENSE #43401, WOMBLE CONSTRUCTION COMPANY; REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES; AND RECOVER THE INVESTIGATIVE COSTS OF \$1,591.00 PRIOR TO CONSIDERATION OF FUTURE LICENSURE.

MR. SCHAEFER SECONDED THE MOTION.

THE MOTION CARRIED.

DEFAULT ORDER:

ARROW CONCRETE, LLC., LICENSE #50319

No one from Arrow Concrete, LLC. was present.

The hearing was for possible violations of NRS 624.3012 (2); NRS 624.3013 (3) pursuant to NRS 624.220 and 624.260 to 624.265; NRS 624.302 (5); and NRS 624.3013 (4).

MR. CLARK MOVED THAT THE BOARD FIND THE RESPONDENT IN DEFAULT AND ADOPT THE FILE AS FINDINGS OF FACT CONCLUSIONS OF LAW AS SET FORTH IN THE ADMINISTRATIVE COMPLAINT; REVOKE LICENSE #50319, ARROW CONCRETE, LLC.; REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES; AND RECOVER THE INVESTIGATIVE COSTS OF \$1,276.00 PRIOR TO CONSIDERATION OF FUTURE LICENSURE.

MR. SCHAEFER SECONDED THE MOTION.

THE MOTION CARRIED.

9. DISCIPLINARY HEARING;

W. E. BANASZAK, LICENSE #40602 (CONTINUED FROM JANUARY 8, 2002, MARCH 5, 2002 AND MAY 7, 2002.)

Mr. Wayne Banaszak, Owner, W.E. Banaszak; Ms. Melinda James, Homeowner; Mr. Chris Grellman, Carpenter; Mr. Mike Weller, Owner, Power Electric; Mr. William A. Baker; Mr. Rodrick Carucci; Mr. Mike Barbarigos; Mr. Kevin McNally; Investigator Gary Hoid; and Deputy Director of Investigations Frank Torres were sworn in.

Mr. Eric Stovall, attorney for W.E. Banaszak was also present.

The hearing was for possible violations of NRS 624.3017 (1) NRS 624.3014 (2) (a) (b) (c) (d); NRS 624.3013 (5) as set forth in NAC 624.640 (5); and NRS 624.305 (1) as set forth in NAC 624.650(1).

Ms. Broussard informed the Board of a copy of a \$10,000.00 check to the Respondent as payment for loaning his license to Kevin McNally.

The check was entered into the record as Exhibit #2.

Mr. Hoid testified he validated the workmanship complaint and issued a Notice to Correct with six items on February 25, 2002. The items on the Notice to Correct were repaired in a timely manner. Mr. Hoid testified he has a copy of the \$10,000.00 check, however, he does not know if the Respondent received the check. Mr. Hoid further testified that Ms. James has problems with the front door and grading, however, they are within the standards of the industry. Mr. Hoid testified the Respondent did remove his name from the building permits or the loan. Mr. Hoid further testified the Respondent did not build the home, Kevin McNally did.

Mr. Carucci, Ms. James attorney testified the Respondent stated in an affidavit taken by him that he loaned his license to Mr. McNally.

Mr. Banaszak testified that Mr. Carucci did take an affidavit for the civil action between Mr. McNally and Ms. James, however, he never said he loaned his license to Mr. McNally.

Mr. Barbarigos testified he is not aware that the Respondent loaned his license to anyone.

Mr. Banaszak testified that all the checks issued from the loan company were issued to Mr. McNally. He stated Mr. McNally issued him one check for concrete work he did on the foundation. He further stated he and Mr. McNally were having disagreements as to how

the home should be built and parted ways and he simply forgot to take his name off the building permits.

Mr. McNally testified he was the original owner of the property and Respondent as the general contractor. Mr. McNally testified he and the Respondent had a mutual agreement to part ways. Mr. McNally further testified he did issue a \$10,000.00 check to the Respondent for labor and supplies, however, he does not know if the Respondent has cashed that check.

The evidentiary portion of the hearing was closed.

MS. CAVIN MOVED TO DISMISS ALL CHARGES.

MR. JOHNSON SECONDED THE MOTION.

THE MOTION CARRIED.

10. DISCIPLINARY HEARING/FINDINGS OF FACT CONCLUSIONS OF LAW:

DESERT MOUNTAIN DEVELOPMENT, LICENSE #32543 (CONTINUED FROM FEBRUARY 5, 2002.)

Donald R. Holloway, Owner Desert Mountain Development; Dr. Mark Gunderson, Homeowner; Mrs. Lisa Gunderson, Homeowner and Investigator Gary Hoid were present.

The hearing was for possible violations of NRS 624.301 (1); NRS 624.3013 (3) pursuant to NRS 624.220 and 624.260 to 624.265; NRS 624.3015 (1); NRS 624.3013 (5) as set forth in NAC 624.640 (5); NRS 624.3015 (2); and NRS 624.3015 (3).

Dr. Gunderson stated for the record he disagrees with the first and second causes of action in the Proposed Findings of Fact, Conclusions of Law.

A discussion ensued.

MR. HIGGINS MOVED TO REMOVE THE WORD NOT FROM THE FIRST AND SECOND CAUSES OF ACTION IN THE PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW.

MS. CAVIN SECONDED THE MOTION.

THE MOTION CARRIED.

MR. HIGGINS MOVED TO ACCEPT THE FORMAL FINDINGS OF FACT, CONCLUSIONS OF LAW.

MS. CAVIN SECONDED THE MOTION.

THE MOTION CARRIED.

MS. CAVIN MOVED TO REVOKE LICENSE #32543 DESERT MOUNTAIN DEVELOPMENT; AND REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES PRIOR TO CONSIDERATION OF FUTURE LICENSURE.

MR. CLARK SECONDED THE MOTION.

THE MOTION CARRIED.

11. STAFF UPDATE/DISCIPLINARY HEARING:

CARSON VALLEY WHOLESALE FLOORING, LICENSE #47950 (CONTINUED FROM MAY 7, 2002 AND JUNE 4, 2002.)

Mr. Charles D. Manning, Owner Carson Valley Wholesale Flooring; Mr. Josh Adler, Homeowner; Investigator Gary Leonard; and Investigator Gary Hoid sworn in.

The hearing was for possible violations of NRS 624.3017(1); NRS 624.3013 (5) as set forth in NAC 624.700 (3) (a); NRS 624.3015 as set forth in NAC 624.640 (5); NRS 620.3013 (5) pursuant to NRS 624.263 (3); NRS 624.3017 (1); and NRS 624.3013 (3) pursuant to NRS 624.220 and 624.260 to 624.265.

Mr. Manning testified he requested a continuance due to a back injury, however, it was denied. Mr. Manning further testified the carpet for Mr. Alder is on order and will be scheduled for installation, however, he is having problems hiring subcontractors.

Mr. Hoid testified Respondent called him on July 2, 2002 to schedule the carpet installation for Mr. Wahl. Mr. Hoid further testified Mr. Wahl purchased carpet and had it installed by Lowes since he wanted no further involvement with Respondent.

Mr. Leonard testified the Respondent had not contacted him regarding the installation of Mr. Alder's carpet until today.

Mr. Alder testified Respondent has not contacted him since the meeting on June 4, 2002.

Mr. Manning testified he needs an additional 30 days to complete the project. Mr. Manning testified he has closed his business, would like to surrender his license, and left the hearing.

The evidentiary portion of the hearing was closed.

MS. CAVIN MOVED TO FIND CARSON VALLEY WHOLESALE FLOORING LICENSE #47950 IN VIOLATION OF ALL CHARGES.

MR. SCHAEFER SECONDED THE MOTION.

THE MOTION CARRIED.

MS. CAVIN MOVED TO REVOKE LICENSE #47950 CARSON VALLEY WHOLESALE FLOORING; TO REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES; AND REIMBURSE THE BOARD FOR INVESTIGATIVE COSTS OF \$3,442.00 PRIOR TO CONSIDERATION OF FUTURE LICENSURE.

MR. SCHAFER SECONDED THE MOTION.

THE MOTION CARRIED.

12. DISCIPLINARY HEARING:

TIRADE CONSTRUCTION COMPANY, LICENSE #42502 (CONTINUED FROM JUNE 4, 2002.)

Mr. Nick Rader, Jr., Partner Tirade Construction Company; Ms. Bonnie Rannald, Homeowner; and Investigator Gary Hoid were sworn in.

The hearing was for possible violations of NRS 624.3017 (1); NRS 624.3013 (5) as set forth in NAC 624.700 (3) (a) and NRS 624.3014 (1) (a).

The hearing file was entered into record as [Exhibit #1](#).

Ms. Rannald testified she entered into a contract on December 10, 2000 for an addition of a workshop and garage for \$13,927.00 and has paid \$13,777.29 towards the contract. The project is 100% complete. Ms. Rannald further testified the fascia boards installed do not match the existing residence.

Mr. Hoid testified he validated the complaint and issued a Notice to Correct with one item on November 14, 2001. Respondent did not comply with the Notice to Correct. Mr. Hoid testified the fascia boards installed on the addition do not match the existing residence. Mr. Hoid testified he reviewed the contract and it did not contain the Respondent's license number or monetary limit. Mr. Hoid further testified the homeowner has denied access to the Respondent.

Mr. Rader testified he was unable to comply with the Board's Notice to Correct since he was denied access to her property. Mr. Rader testified there were no plans for the addition only a hand drawing from Ms. Rannald. Mr. Rader further testified he has letters from subcontractors regarding the drawing for the addition.

The letters from the subcontractors was entered into the record as [Exhibit #2](#).

The drawing was entered into the record as [Exhibit #3](#).

Ms. Rannald testified she showed the Respondent a CAD drawing of the addition she wanted and explained she wanted it to match the existing residence.

Mr. Rader testified he is unable to continue this kind of work now due to medical problems and he would be willing to surrender his license.

Mr. Hoid testified the Respondent was willing to complete the repairs when the Notice to Correct was issued, however, due to weather conditions at the time it was decided he should wait until the weather improved.

The evidentiary portion of the hearing was closed.

MR. SCHAEFER MOVED TO FIND THE RESPONDENT IN VIOLATION OF ALL CHARGES.

MR. CLARK SECONDED THE MOTION.

THE MOTION CARRIED.

MS. CAVIN MOVED TO ACCEPT THE SURRENDER OF TIRADE CONSTRUCTION COMPANY LICENSE #42502.

MR. SCHAEFER SECONDED THE MOTION.

THE MOTION CARRIED.

13. BUILDING INDUSTRY DISCUSSION:

BUILDERS ASSOCIATION OF NORTHERN NEVADA – BOB JONES AND MIKE LYNCH

Mr. Robert G. Jones, Builders Association of Northern Nevada; and Mr. Michael S. Lynch, Builders Association of Northern Nevada were present.

Mr. Jones requested the Board consider certain changes to procedures and also inquired

about the standard of the industry guidelines.

15. APPLICATIONS: (CLOSED MEETING PURSUANT TO NRS 624.030)

MS. CAVIN MOVED TO CLOSE THE MEETING TO THE PUBLIC IN ACCORDANCE WITH NRS 241.033 TO DISCUSS FINANCIAL MATTERS.

MR. HIGGINS SECONDED THE MOTION.

THE MOTION CARRIED.

FRADELLA IRON WORKS, INC. – (C-14-C H-ORNAMENTAL METAL; PREFAB STEEL STRUCTURES) CHANGE IN QUALIFIER AND OFFICER CHANGE

Ms. Grein informed the Board that Mr. Fradella was the qualified employee for X L A Group whose license was revoked on April 27, 1999. The minutes from that hearing reflect that should Mr. Fradella be considered for future licensure he must pay the investigative costs of \$5,378.76.

Mr. Keith Gregory, attorney for the applicant informed the Board that Mr. Fradella personally paid all the money owing complaints filed against X L A Group after the license was revoked.

MS. CAVIN MOVED TO APPROVE THE LICENSE APPLICATION FOR FRADELLA IRON WORKS, INC. C-14-C H-ORNAMENTAL METAL; PREFAB STEEL STRUCTURES CHANGE IN QUALIFIER AND OFFICER CHANGE; THAT THE APPLICANT RETAKE THE CMS EXAM; AND REIMBURSE THE BOARD FOR THE INVESTIGATIVE COSTS OF \$5,378.76 WITHIN 60 DAYS FROM THE DATE OF THE BOARDS APPROVAL.

MR. HIGGINS SECONDED THE MOTION.

THE MOTION CARRIED.

MR. SCHAEFER ABSTAINED.

ON THE LEVEL CONSTRUCTION – (B-2 RESIDENTIAL & SMALL COMMERCIAL) NEW APPLICATION, NAME SIMILARITY

Mr. Thomas V. Hau, Owner of On The Level Construction, was present. The Board informed Mr. Hau that the license application (B-2 Residential & Small Commercial) was approved with a monetary limit of \$5000,000.00 and a bond of \$15,000.00 contingent on changing the company name.

The following applications on the agenda were reviewed and discussed: Nos. 1,2, 3, 4, 5, 6, 7, 8, 13, 15, 16, 17, 19, 22, 25, 29, 31, 35, 36, 37, 49, 50, 52, 54, 57, 58, 60, 61, 70, 71, 73, 74, 75, 77, 78, 79, 80, 82, 83, 86, 88, 92, 103, 105, 106, 108, 110, 111, 117, 121, 122, 127, 131, 132, 138, 141, 142, 145, 146, 147, 148, 156, 164, 165, 166, 166, 168, 169, 173 and 175.

The applications on the amended agenda were reviewed and discussed: Nos. 1, 2, 5, 6, 7, 8, 9, and 10.

MR. HIGGINS MOVED TO REOPEN THE MEETING TO THE PUBLIC.

MR. CLARK SECONDED THE MOTION.

THE MOTION CARRIED.

MS. CAVIN MOVED TO RATIFY ALL APPLICATIONS NOT SPECIFICALLY DISCUSSED IN CLOSED SESSION AS RECOMMENDED BY STAFF.

MR. HIGGINS SECONDED THE MOTION.

THE MOTION CARRIED.

PUBLIC COMMENT:

No one from the general public was present to speak for or against any items on the agenda.

ADJOURNMENT:

There being no further business to come before the Board, the meeting was adjourned by Vice Chairman Carson at 3:47 p.m.

Respectfully Submitted,

Tammy Stewart, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Michael Zech, Chairman