

JIM GIBBONS
Governor

MEMBERS
Kevin E. Burke, Chairman
Donald L. Drake
Michael Efstratis
John C. Ellison
Nathaniel W. Hodgson, III
William "Bruce" King
Stephen P. Quinn

State Of Nevada



STATE CONTRACTORS BOARD

MINUTES OF THE MEETING April 22, 2010

Reply To: **Northern Nevada**
9670 Gateway Drive,
Suite 100
Reno, Nevada 89521
(775) 688-1141
Fax (775) 688-1271
Investigations: (775) 688-1150
www.nscb.state.nv.us

Southern Nevada
2310 Corporate Circle,
Suite 200
Henderson, Nevada 89074
(702) 486-1100

1. CALL TO ORDER:

Chairman Kevin Burke called the meeting of the State Contractors Board to order at 8:45 a.m., Thursday, April 22, 2010, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

BOARD MEMBERS PRESENT:

Mr. Kevin Burke, Chairman
Mr. Donald Drake
Mr. Michael Efstratis
Mr. John Ellison (Henderson Office)
Mr. Nathaniel W. Hodgson, III
Mr. Bruce King
Mr. Stephen Quinn

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. George Lyford, Director of Investigations
Mr. Daniel Hammack, Chief of Enforcement
Ms. Nancy Mathias, Licensing Administrator

LEGAL COUNSEL PRESENT:

Bruce Robb, Esq., Legal Counsel
Jonathan Andrews, Legal Counsel

Ms. Grein stated the agenda was posted in compliance with the open meeting law on April 16, 2010, 2010, at Las Vegas City Hall, Sawyer State Building, Clark County Library and Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

APPROVAL OF AGENDA

Ms. Grein requested a continuance of agenda item No. 8.

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

FUTURE AGENDAS:

2. PUBLIC COMMENT

Anthony Blake a licensed contractor in Henderson commented concerning disciplinary action taken against him in August, 2006. Mr. Ellison asked that the discussion be placed on the next meeting agenda.

3. APPROVAL OF MINUTES: March 23, 2010 and March 25, 2010

It was moved and seconded to approve the minutes of March 23, 2010 and March 25, 2010.
MOTION CARRIED.

**4. DISCUSSION AND ACTION ON RENAISSANCE POOLS AND SPAS, INC.
LICENSE NO. 33372 – PENDING LITIGATION AND PENDING DISCIPLINARY ACTION**

Bruce Robb, Esq., provided an update.

It was moved and seconded to continue this matter to the next Board Meeting on May 20, 2010.
MOTION CARRIED.

5. REVIEW AND APPROVAL OF THE LEASE AGREEMENT FOR RENO OFFICE SPACE

Jim Colegrove, CEO of 3G Construction Group provided a project status report.

**6. ADVISORY OPINION CONCERNING CLARK COUNTY SCHOOL DISTRICT HVAC SCHOOL
MODERNIZATION PROJECTS**

Mr. Burke recused himself. Mr. King was appointed to act as Chairman for this item.

Dennis Haney, Esq, representing Pace Contracting, Richard Peel, Esq, representing Subcontractor Coalition, John Madole of Nevada Association of Mechanical Contractors, Len Savage of Savage and Son Inc, Chad Strawn of Briggs Electric, Mark Larkin of Larkin Plumbing & Heating, Martin Harpster of Core Construction, Doug Williams of the Plumber Inc, Greg Esposito of The Plumbers and Pipefitters Local 525, Richard Lisle of MCA Southern Nevada, William Brooks of SNBCTC, Bill Blazvick of Royal Metal Works, Steve Kimmel of Pahor Mechanical and Michael Dale of Clark County School District were present.

It was moved and seconded to continue this matter to the next Board meeting on May 20, 2010.
MOTION CARRIED with Quinn opposed.

**7. DISCUSSION CONCERNING SUBCLASSIFICATION C-2(G) PHOTOVOLTAICS AND POSSIBLE
RULEMAKING REGARDING NAC 624.200**

Jonathan Andrews, Esq., Nevada State Contractors Board, Nancy Mathias, Licensing Administrator, Nevada State Contractors Board provided a status report.

It was moved and seconded to affirm the March 25, 2010 motion and that any opinion letters previously issued regarding the C-2(G) classification be retracted. **MOTION CARRIED.**

It was moved and seconded to begin the process to revise the trade exam for the C-2(G) license classification. All current C-2(G) licensees shall retake the revised trade exam within six (6) months from release of the new exam and pass the test by their renewal date. Exam fees will be waived. Current licensees may seek waiver of the exam if evidence is provided that a similar exam was passed in California, Arizona or Utah. **MOTION CARRIED.**

It was moved and seconded to commence rulemaking to amend the language in NAC 624.200 to meet the current industry needs and standards. **MOTION CARRIED.**

It was moved and seconded that no further C-2(G) licenses shall be granted until the exam is revised. **MOTION CARRIED.**

The Board asked staff to form a subcommittee to address renewable energy issues. Mr. Hodgson, Mr. Efstratis and Mr. Quinn volunteered to be on the committee.

8. DISCUSSION AND APPROVAL OF PROPOSED ADVISORY OPINION CONCERNING ROOFING AND GLAZING PRODUCTS INTERGRATED WITH PHOTOVOLTAIC TECHNOLOGY

It was moved and seconded to continue this matter to the next Board meeting on May 20, 2010.
MOTION CARRIED.

9. NEW APPLICATION DENIAL HEARING – CONTINUED FROM 2/25/10:

CAPITOL OVERHEAD DOOR COMPANY

Applicant was present.

It was moved and seconded to deny the license application. **MOTION CARRIED.**

10. NEW APPLICATION DENIAL HEARING:

MESQUITE HOME THEATER LLC

Applicant was present.

It was moved and seconded to approve the license application with a monetary limit of \$50,000.00 and a bond \$10,000.00 and a financial review in six (6) months. **MOTION CARRIED.**

Mr. King was opposed.

11. NEW APPLICATION DENIAL HEARING:

***K D H LANDSCAPING LLC.**

Applicant was present.

It was moved and seconded to approve the license application with a monetary limit of \$250,000.00 and a bond \$15,000.00 with a financial review in six (6) months. **MOTION CARRIED.**

12. NEW APPLICATION DENIAL HEARING:

***NEVADA NECESSITIES**

Applicant was present.

It was moved and seconded to approve the license application with a monetary limit of \$5,000.00 and a bond \$1,000.00 with a financial review in six (6) months. **MOTION CARRIED.**

13. APPROVAL OF CONSENT AGENDA:

a. RATIFICATION OF STAFF APPROVED LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENT OF LICENSURE, VOLUNTARY SURRENDERS:

Mr. Ellison recused himself from item numbers 302, 477, 478, 493, 503 and 545.

Mr. Hodgson recused himself from item numbers 126 through 130, 186, 203, 369 and 463.

Mr. Burke recused himself from item number 193.

Mr. Quinn recused himself from item numbers 303 through 305, 326 and 327.

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

14. APPLICATIONS (INITIAL AND RENEWAL) IN QUESTION:

None

15. SUBCOMMITTEE REPORTS: Executive Subcommittee, Recovery Fund Subcommittee, Classification/Regulation Subcommittee, Finance Subcommittee, Subcommittee(s) Discussion

This matter was continued to the next Board meeting on May 20, 2010.

16. EXECUTIVE SESSION:

a. EXECUTIVE OFFICER'S REPORT:

b. REVIEW AND APPROVAL OF EXECUTIVE OFFICER'S QUARTERLY REPORT 1/1/10 THROUGH 3/31/10:

It was moved and seconded to approve the Executive Officer's Quarterly Report 1/1/0 through 3/31/10. MOTION CARRIED.

c. REVIEW AND APPROVAL OF CASH DISBURSEMENTS AND TRANSFER JOURNALS 1/1/10 THROUGH 3/31/10:

It was moved and seconded to approve the Cash Disbursements and Transfer Journals 1/1/10 through 3/31/10. MOTION CARRIED.

d. REVIEW AND APPROVAL OF QUARTERLY FINANCIAL REPORT FOR PERIOD 1/1/10 THROUGH 3/31/10:

It was moved and seconded to approve the Quarterly Financial Report for 1/1/10 through 3/31/10. MOTION CARRIED.

e. COMPARISON REPORTS FOR THE PERIOD 7/1/07 THROUGH 3/31/10:

Ms. Grein provided comparison report to Board Members.

f. DISCUSSION AND AMENDMENT OF PROPOSED REGULATION R058-09 CONCERNING FINANCIAL STATEMENT REQUIREMENTS:

It was moved and seconded to approve the amendments to proposed Regulation R058-09 concerning Financial Statement Requirements. MOTION CARRIED.

g. UPDATE CONCERNING FINGERPRINTING PROGRAM

This matter was continued to the next Board meeting on May 20, 2010.

h. DISCUSSION REGARDING PUBLIC DISCLOSURE OF RECORDS

This matter was continued to the next Board meeting on May 20, 2010.

i. UPDATE CONCERNING WEBSITE ENHANCEMENTS

This matter was continued to the next Board meeting on May 20, 2010.

j. DISCUSSION AND APPROVAL OF SETTLEMENT AGREEMENT:

- 1.* F.F. DEVELOPMENT LP, dba FAIRFIELD DEVELOPMENT LP, LICENSE NO. 46119 and FAIRVIEW RESIDENTIAL LP, LICENSE NO. 67909
- 2.* D. R. S. CONSTRUCTION, A LIMITED LIABILITY COMPANY, LICENSE NO. 39411
- 3.* ANGLE CONCRETE, LLC, LICENSE NO. 64919

It was moved and seconded to approve the three (3) Settlement Agreements. MOTION CARRIED.

k. DEPARTMENTAL REPORTS:

This matter was continued to the next Board meeting on May 20, 2010.

1. EDUCATION:

2. ENFORCEMENT AND INVESTIGATIONS:

3. HUMAN RESOURCES:

4. LEGAL:

5. LICENSING:

6. PUBLIC RELATIONS:

7. RECOVERY FUND:

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Burke at 12:22 p.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Kevin Burke, Chairman