

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
March 25, 2010

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1. CALL TO ORDER:

Chairman Kevin Burke called the meeting of the State Contractors Board to order at 8:00 a.m., Thursday, March 25, 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
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:

Mr. Bruce Robb, Esq., Legal Counsel

Ms. Grein stated the agenda was posted in compliance with the open meeting law on March 18, 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:

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

2. PUBLIC COMMENT

No one from the general public was present to offer comment.

3. APPROVAL OF MINUTES: February 25, 2010 and March 11, 2010.

It was moved and seconded to approve the minutes of February 25, 2010 and March 11, 2010. MOTION CARRIED.

4. DISCUSSION AND ACTION ON RENAISSANCE POOLS AND SPAS, INC.

It was moved and seconded that Chairman Burke be designated to meet with representatives of Renaissance Pools and Spas together with Bruce Robb, David Brown and Margi Grein. MOTION CARRIED.

5. DISCUSSION AND ACTION ON RECOMMENDATION FOR RELOCATION OF RENO OFFICE

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

It was moved and seconded to allow Ms. Grein and 3G Construction Group to negotiate relocation of the Reno office. MOTION CARRIED.

6. DISCUSSION OF PROPOSED ADVISORY OPINION CONCERNING ROOFING AND GLAZING PRODUCTS INTEGRATED WITH PHOTOVOLTAIC TECHNOLOGY

Jeffrey Westover, Chapter Manager with Southern Nevada Chapter of NECA, Vern Edmonson, Owner of Eagle Electric, Lamar Jones, IBEW, Madison Burnett, Training Director of the Electricians Apprenticeship, John Carreon, President of the Glazier Union, Modesto Gaxiola, Business Manager for the Roofers Union, local 162 and William Ramsdell, President of American Solar Electric were present.

It was moved and seconded to direct staff to continue discussions and present recommendations at the April 22, 2010 Board meeting. MOTION CARRIED.

7. DISCUSSION OF PETITION BY ROY HEINE, PRESIDENT, SUNTREK INDUSTRIES, INC., TO AMEND NAC 624.200 CONCERNING SUBCLASSIFICATION C2(G) PHOTOVOLTAICS

Roy Heine and John Gurr from Suntrek Industries, Inc. were present.

It was moved and seconded to direct staff to review exam requirements for C2g licensees; rescind or rewrite the letter to Jason Geddes, dated April 20, 2009 and conduct additional research on the subject. The matter was continued to April 22, 2010. MOTION CARRIED.

8. FINANCIAL RESPONSIBILITY HEARING:

EXTERIOR SERVICES UNLIMITED, INC., License No. 71704

Licensee was present.

It was moved and seconded to continue this matter for thirty (30) days to allow licensee time to work with staff on his financial requirements. If not resolved in thirty days, license number 71704, Exterior Services Unlimited, Inc. will be suspended. MOTION CARRIED.

9. FINANCIAL RESPONSIBILITY HEARING:

DOW CUSTOM BUILDING, INC., License No. 71740

Licensee was not present.

It was moved and seconded to revoke license number 71740, Dow Custom Building, Inc. MOTION CARRIED.

10. FINANCIAL RESPONSIBILITY HEARING:

LIFT AND TRANSFER SPECIALIST, INC., License No. 71709

Licensee was present.

It was moved and seconded to suspend the license for thirty (30) days to allow licensee time to work with staff on financial requirements. If financial requirements are not resolved, license number 71709, Lift and Transfer Specialist, Inc. will be revoked. MOTION CARRIED.

Mr. King, Mr. Hodgson and Mr. Ellison voted in opposition.

11. FINANCIAL RESPONSIBILITY HEARING:

FOUR SEASONS PROFESSIONAL PAINTING, License No. 71722

Licensee was present.

It was moved and seconded to reduce the license limit to \$40,000.00 and a bond of \$15,000.00. MOTION CARRIED.

Chairman Burke noted his opposition.

12. FINANCIAL RESPONSIBILITY HEARING:

A REAL DEAL PAINTING, INC., License No. 71026

Licensee was not present.

It was moved and seconded to revoke license number 71026, A Real Deal Painting, Inc. MOTION CARRIED.

13. FINANCIAL RESPONSIBILITY HEARING:

I C U TECHNOLOGIES, License No. 68448

Licensee was not present.

It was moved and seconded to revoke license number 68448, I C U Technologies. MOTION CARRIED.

14. FINANCIAL RESPONSIBILITY HEARING:

NICK COOREY GENERAL CONTRACTOR, License No. 70924

Licensee was not present.

It was moved and seconded to revoke license number 70924, Nick Coorey General Contractor. MOTION CARRIED.

15. FINANCIAL RESPONSIBILITY HEARING:

TAHOE CUSTOM SHEETMETAL, License No. 71063

Licensee was not present.

It was moved and seconded to revoke license number 71063, Tahoe Custom Sheet Metal. MOTION CARRIED.

16. FINANCIAL RESPONSIBILITY HEARING:

BROAD CONSTRUCTION, INC., License No. 71114

Licensee was not present.

It was moved and seconded to revoke license number 71114, Broad Construction, Inc. MOTION CARRIED.

17. FINANCIAL RESPONSIBILITY HEARING:

BASS MECHANICAL, LLC, License No. 68961

Licensee was present.

It was moved and seconded to reduce the license limit to \$15,000.00 and a bond of \$5,000.00. Licensee is required to provide a financial statement in six months. MOTION CARRIED.

18. FINANCIAL RESPONSIBILITY HEARING:

KING CUSTOM CONCRETE, License No. 68534

Licensee was not present.

It was moved and seconded to revoke license number 68534, King Custom Concrete. MOTION CARRIED.

19. FINANCIAL RESPONSIBILITY HEARING:

FABERWEST CONSTRUCTION, INC., License No. 71286

Licensee was not present.

It was moved and seconded to revoke license number 71286, Faberwest Construction, Inc. MOTION CARRIED.

20. NEW APPLICATION DENIAL HEARING:

B S L ELECTRIC CORPORATION

Applicant was present.

It was moved and seconded to approve the license application with a monetary limit of \$10,000.00 and a bond of \$10,000.00. B S L is required to submit a financial statement in six (6) months and personally indemnify the license. MOTION CARRIED.

Mr. King opposed the motion.

21. NEW APPLICATION DENIAL HEARING:

GENESIS MODERN MILLWORK COMPANY, LLC

Applicant was not present.

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

22. NEW APPLICATION DENIAL HEARING:

GERALD SHAW, JR.

Applicant was present.

It was moved and seconded to table this matter for six months. MOTION CARRIED.

23. NEW APPLICATION DENIAL HEARING:

MUD BUG PIPING, LLC

Applicant was present.

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

24. NEW APPLICATION DENIAL HEARING:

VALLE VERDE LANDSCAPE AND MAINTENANCE, LLC

Applicant was present with counsel, Steven Scow, Esq.

It was moved and seconded to table this matter for sixty (60) days. MOTION CARRIED.

25. NEW APPLICATION DENIAL HEARING:

RICHNER AIR CONDITIONING AND HEATING, INC.

Applicant was present.

It was moved and seconded to approve the license application with a monetary limit of \$50,000.00 and a bond of \$5,000.00. MOTION CARRIED.

26. NEW APPLICATION DENIAL HEARING:

D & C LANDSCAPE AND MAINTENANCE, INC.

Applicant was present.

It was moved and seconded to approve the license application with a monetary limit of \$5,000.00 and a bond of \$2,000.00. D & C Landscape and Maintenance, Inc., shall submit a financial statement in six (6) months or license will be suspended. MOTION CARRIED.

27. NOTICE OF INTENT TO AWARD CLAIM:

THUNDER RIVER, INC., License No. 52076

Licensee was present with counsel, Christopher Reade, Esq.

It was moved and seconded to award D.L. Dragon \$14,777.28 as its pro rata share of the bond and \$222.72 to NSCB for costs. MOTION CARRIED.

28. APPROVAL OF CONSENT AGENDA:

Mr. Hodgson recused himself from item numbers 158, 199, 209, 433, 451 through 456.

Mr. Quinn recused himself from item numbers 176, 190, 223, 224, 225 and 269.

Mr. Ellison recused himself from item numbers 471 through 476 and 482.

29. APPLICATIONS (INITIAL AND RENEWAL IN QUESTION):

I TEK CONSTRUCTION, HENDERSON, NV (B-2-RESIDENTIAL AND SMALL COMMERCIAL); NEW APPLICATION; BOARD DECISION – APPLICANT’S EXPERIENCE

Applicant was not present.

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

MERIDIAN ELECTRIC, MESQUITE, NV (C-2-ELECTRICAL CONTRACTING); NEW APPLICATION

Applicant was present.

Mr. Quinn abstained from this matter.

It was moved and seconded to approve the license application with a monetary limit of \$50,000.00 and a bond of \$5,000.00. MOTION CARRIED.

SHAW CONSTRUCTORS, INC., BATON ROUGE, LA (A-GENERAL ENGINEERING); NEW APPLICATION; RECONSIDERATION – NAME SIMILARITY

SHAW CONSTRUCTORS, INC., BATON ROUGE, LA (C-2 ELECTRICAL CONTRACTING); NEW APPLICATION; RECONSIDERATION – NAME SIMILARITY

Licensee was present with counsel, Michael Faulkner, Esq.

It was moved and seconded to allow licensee use of the company name. MOTION CARRIED.

EL CAMINO CONSTRUCTION COMPANY, INC., LAS VEGAS, NV (A-GENERAL ENGINEERING); NAME CHANGE; RECONSIDERATION – NAME SIMILARITY

Licensee was present with counsel, Kyle Smith, Esq.

It was moved and seconded to approve El Camino's request to change its name to Peek Construction. MOTION CARRIED.

WOODWARD QUALITY ROOFING, LLC, GARDNERVILLE, NV (C-15A ROOFING); SINGLE PROJECT LIMIT INCREASE; RECONSIDERATION

Licensee was present.

It was moved and seconded to deny the single project limit increase. MOTION CARRIED.

Mr. Ellison opposed the motion.

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

31. EXECUTIVE SESSION:

a. EXECUTIVE OFFICER'S REPORT

Ms. Grein reported on March activities and presentations.

Mr. Nicponski reported on the status of the website design.

b. RECAPITULATION OF CALIFORNIA/NEVADA JOINT MEETING

Ms. Grein reported on the California/Nevada joint meeting.

c. STRATEGIC PLAN UPDATE

A strategic planning session is scheduled for April 23, 2010 in Reno.

d. DISCUSSION OF FINGERPRINTING CAPABILITIES

Mr. Lyford reported on fingerprinting applicants.

It was moved and seconded to initiate a program to fingerprint all new applicants. Staff will provide a monthly update report to the Board. MOTION CARRIED.

e. FINANCIAL RESPONSIBILITY HEARING OFFICER ASSIGNMENTS

It was moved and seconded to designate Mr. Quinn as hearing officer for financial responsibility hearings scheduled April 28, 2010. MOTION CARRIED.

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

It was moved and seconded to present proposed amendments to R058-09 at the workshop to be held March 31, 2010.

Mr. Efstratis opposed the motion.

g. DISCUSSION OF NRS 624.270(5) CONCERNING RELIEF OF BOND REQUIREMENTS

Mr. Quinn recused himself from this matter.

It was moved and seconded that bond relief requests be considered by the Hearing Officer designated to hear financial responsibility matters. MOTION CARRIED.

h. DISCUSSION OF NRS 624.220 AND NAC 624.670 CONCERNING SINGLE PROJECT LIMIT INCREASE

It was moved and seconded to recommend legislative changes and subsequent regulation changes. MOTION CARRIED.

Mr. Efstratis opposed the motion.

i. DISCUSSION AND REVIEW OF RESPONSES UNDER NRS 40.6887

It was moved and seconded to approve the response letter. MOTION CARRIED.

j. DEPARTMENTAL REPORTS:

ENFORCEMENT AND INVESTIGATIONS:

Mr. Hammack presented a report on Enforcement and Investigations.

LEGAL:

Mr. Robb presented a report on legal matters.

LICENSING:

Ms. Stewart presented a report on licensing.

PUBLIC RELATIONS:

Mr. Nadler presented a report on Public Relations.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Burke at 1:56 p.m.

Respectfully Submitted,

Janet Brinkley, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Kevin Burke, Chairman