

BRIAN SANDOVAL
Governor

STATE OF NEVADA



MEMBERS

Kevin E. Burke, Chairman
Thomas "Jim" Alexander
Donald L. Drake
Nathaniel W. Hodgson, III
William "Bruce" King
Stephen P. Quinn
Guy M. Wells

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STATE CONTRACTORS BOARD

MINUTES OF THE MEETING January 20, 2011

CALL TO ORDER:

Hearing Officer Wells called the meeting of the State Contractors Board to order at 9:00 a.m., Thursday, January 20, 2011, 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. Guy Wells, Hearing Officer
Mr. Jim Alexander, Board Member
Mr. Donald Drake, Board Member

STAFF MEMBERS PRESENT:

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

LEGAL COUNSEL PRESENT:

Mr. Louis Ling, Esq., Legal Counsel
Mr. David Brown, Esq., Legal Counsel

Ms. Grein stated the agenda was posted in compliance with the open meeting law on January 13, 2011, at Las Vegas City Hall, Sawyer State Building and Clark County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

ADJUDICATING BOARD MEMBER: GUY WELLS

1. DISCIPLINARY HEARING: (Continued from September 22, 2010 and December 20, 2010)

LIFEGUARD POOL MAINT., dba LIFEGUARD POOLS, License No. 49357

LIFEGUARD POOL MAINT., dba L. G. P. DEVELOPMENT, License No. 58172

MERIDIAS REALTY GROUP, LLC, License No. 73613

Licensee was present with counsel. Jerome Bowen, Esq.

Two witnesses testified for the Board.

The following Agency Exhibits were entered:

Exhibit 1 – Board's Hearing File.

Exhibit 4 – Eight (8) photographs taken of the Brown project by Board Investigator Gordon LaPointe.

Exhibit 5 – A letter from Elizabeth Brown dated January 18, 2011.

The following Respondent's exhibits were entered:

Exhibit C – A letter from Davis Concrete Construction dated January 19, 2011.

Hearing Officer Wells found Respondent guilty of one (1) violation of NRS 624.3017(1) substandard workmanship; one (1) violation of NRS 624.3013(4) failure to keep bond in force and two (2) violations of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent was assessed a fine of \$500.00 for the First Cause of Action; a fine of \$250.00 for the Sixth Cause of Action for total fines of \$750.00 and investigative costs of \$4,325.00. The Second, Third, Fourth, Fifth and Seventh Causes of Action were dismissed. Respondent Lifeguard Pool Maintenance, dba Lifeguard Pools shall make monthly payments beginning March 30, 2011 of eleven (11) payments of \$422.92 and a twelfth and final payment of \$422.88. If Respondent fails to make its scheduled monthly payment, license numbers 49357, 58172 and 73613 shall be suspended until the scheduled payment has been made current. Respondent Lifeguard Pool Maintenance, dba Lifeguard Pools shall have all repairs completed by February 25, 2011 except for the spray decking. The license limit of license number 49357 shall be lowered to \$150,000.00 and license number 58172 shall be lowered to \$200,000.00.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Wells at 9:52 a.m.

Respectfully Submitted,

Janet Brinkley, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Guy Wells, Hearing Officer