

BRIAN SANDOVAL
Governor

STATE OF NEVADA



STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
DECEMBER 5, 2012**

REPLY TO:

Northern Nevada
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Southern Nevada
2310 Corporate Circle
Suite 200
Henderson, Nevada 89074
(702) 486-1100
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MEMBERS
Guy M. Wells, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Donald L. Drake
Nathaniel W. Hodgson, III
Stephen P. Quinn

CALL TO ORDER:

Bruce Robb Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday **December 5, 2012**, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

STAFF MEMBERS PRESENT:

Ms. Margi A. Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. Daniel Hammack, Chief Enforcement
Mr. Gary Hoid, Deputy Director of Investigations
Ms. Susan Broili-Kamesch, Licensing Supervisor – Reno
Ms. Cindie Gee, Licensing Supervisor-Henderson

LEGAL COUNSEL PRESENT:

Louis Ling, Esq., Legal Counsel
Bruce Robb, Esq., Legal Counsel

The agenda was posted in compliance with the open meeting law **November 29, 2012** at 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.

ADJUDICATING BOARD MEMBER: MARGARET CAVIN

1. DISCIPLINARY HEARING: CONTINUED FROM NOVEMBER 7, 2012
ALLIED INDUSTRIES INC, LICENSE NOS. 71330 AND 73236

The licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Cavin found the Respondent Allied Industries Inc, license numbers 71330 and 73236 guilty of violating NRS 624.3011(1)(b)(2) failure to comply with the safety laws or labor laws of the state; NRS 624.302(5) failure or refusal to cooperate in an investigation and NRS 624.3013(3) failure to establish financial responsibility. Respondent was ordered to pay a fine of \$1,000.00 for the First Cause of Action, \$250.00 for the Second Cause of Action and \$500.00 for the Fourth Cause of Action, for a total fine of \$1,750.00; assessed investigative costs in the amount of \$1,737.00. The Third Cause of Action was dismissed. Fines and costs shall be paid within 90 days of December 5, 2012 or license numbers 71330 and 73236 will be automatically suspended.

2. NEW APPLICATION DENIAL HEARING: CONTINUED FROM NOVEMBER 7, 2012
HORTON HOME IMPROVEMENT LLC

Licensee was present

Hearing Officer Cavin denied the application.

3. NEW APPLICATION DENIAL HEARING: CONTINUED FROM NOVEMBER 7, 2012
DAVID PAUL ROBERTS DBA, GRANITE PERFECTION

Licensee was present.

This matter was continued for 30 days.

4. NEW APPLICATION DENIAL HEARING:
REFRIGERATION SYSTEMS CONSTRUCTION & SERVICES INC.

Licensee was present.

This matter was continued for 30 days.

There was no further business to come before Hearing Officer Cavin.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Margaret Cavin, Hearing Officer

ADJUDICATING BOARD MEMBER: DONALD L. DRAKE**5. DISCIPLINARY HEARING:
R M ROOFING COMPANY, LICENSE NO. 55096A**

Licensee was present.

Hearing Officer Drake found the Respondent R M Roofing, license number 55096A guilty of violating NRS 624.3011(1)(b)(2) failure to comply with the safety laws or labor laws of the state and NRS 624.3013(3) failure to establish financial responsibility. License number 55096A is suspended. Respondent was ordered to pay a fine of \$3,000.00 for the First Cause of Action and \$500.00 for the Second Cause of Action for a total fine of \$3,500.00; assessed investigative costs in the amount of \$1,746.00. Fines and costs shall be paid within 30 days of December 5, 2012. Respondent shall pay DIR/OSHA in the amount of \$12,500.00 within 60 days. License shall remain suspended until payment and/or a payment agreement with OSHA/DIR and the NSCB is reached.

**6. FINANCIAL RESPONSIBILITY HEARING: CONTINUED FROM JULY 11, 2012
COOPER CONSTRUCTION, LICENSE NO. 51767A**

Licensee was present.

Hearing Officer Drake ordered the suspension of license number 51767A. Respondent is only allowed to complete the singular project located on Foothill Drive. The license may be reinstated after Respondent provides a financial statement supporting the license limit.

**7. FINANCIAL RESPONSIBILITY HEARING:
KATHLEEN FRANCES CHMIELEWSKI DBA NU ERA WROUGHT IRON, LICENSE NO. 53034**

Licensee was present.

Hearing Officer Drake ordered the suspension of license number 53034 for 30 days. Respondent was found guilty of violating NRS 624.3013(3) failure to establish financial responsibility and NRS 624.302(5) failure to comply with written request of the Board. Respondent must pay a fine of \$750.00 and investigative fees in the amount of \$563.38. Respondent must provide child support documents and pay fines and costs within 30 days.

**8. FINANCIAL RESPONSIBILITY HEARING:
NATHANIEL JAMES MCVAY DBA, RENEW BAMBOO, LICENSE NO. 76258**

Licensee was present.

Hearing Officer Drake accepted the surrender of license number 76258. Respondent was found guilty of violating NRS 624.3013(3) failure to establish financial responsibility and NRS 624.302(5) failure to comply with written request of the Board. Respondent must pay a fine of \$750.00 and investigative fees in the amount of \$465.03 within 30 days.

**9. FINANCIAL RESPONSIBILITY HEARING:
EXCEL PAINTING LLC, LICENSE NO. 76279**

Licensee was present.

Hearing Officer Drake found the Respondent was found guilty of violating NRS 624.3013(3) failure to establish financial responsibility and NRS 624.302(5) failure to comply with written request of the Board. Respondent must pay a fine of \$750.00 and investigative fees in the amount of \$463.38 and provide original indemnification agreement and responses to derogatory credit information, if any, within 30 days.

**10. NEW APPLICATION DENIAL HEARING:
NEVADA COMMERCIAL COATINGS LLC.**

Licensee was present.

Hearing Officer Drake approved the license application with a \$10,000.00 monetary license limit and a \$2,000.00 bond.

**11. NEW APPLICATION DENIAL HEARING:
RANDOLPH LYN HANSON DBA, RANDOLPH HANSON CONSTRUCTION**

Licensee was present.

This matter was continued up to 60 days to allow Respondent to provide an Indemnitor.

**12. NEW APPLICATION DENIAL HEARING:
PIPEWORKS PLUMBING & HEATING INC.**

Licensee was present.

Hearing Officer Drake approved the license application with a \$10,000.00 monetary license limit and a \$2,000.00 bond.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Drake at 10:45 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Donald L. Drake, Hearing Officer

