

BRIAN SANDOVAL
Governor

MEMBERS
Jan B. Leggett, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Joe Hernandez
Kent Lay
Guy M. Wells

STATE OF NEVADA



STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
FEBRUARY 3, 2016**

REPLY TO:

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CALL TO ORDER:

Jonathan Andrews, Esq., called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, **February 3, 2016**, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Jan B. Leggett

STAFF MEMBERS PRESENT:

Ms. Margi A. Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. Paul Rozario, Director of Investigations
Mr. Dan Hammack, Chief Enforcement
Mr. Fred Schoenfeldt, Investigations Supervisor
Ms. Susan Broili-Kamesch, Licensing Supervisor, Reno
Ms. Bree Welch, Licensing Supervisor, Henderson

LEGAL COUNSEL PRESENT:

Noah Allison, Legal Counsel
Jonathan Andrews, Legal Counsel

The agenda was posted in compliance with the open meeting law **JANUARY 28, 2016** at Reno City Hall, Washoe County Court House, South Valleys Library, Paseo Verde Library, Sawyer State Building, Clark County Library, both offices of the Board, on the Board's Internet Website and the Nevada Public Notice Website.

ADJUDICATING HEARING OFFICER: JAN B. LEGGETT

1. DISCIPLINARY HEARING:

NORTH SHORE CUSTOM FLOORING, LICENSE NOS. 73508, 73509

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board's Hearing File

The following Respondent's Exhibit was entered:

Exhibit A – Respondent's Answer

Hearing Officer Leggett found Respondent North Shore Custom Flooring, license numbers 73508 and 73509 guilty of violating NRS 624.3015(4) knowingly entering into a contract with a contractor while that contractor is not licensed; NRS 624.302(6) failure or refusal to comply with a written request by the Board for information or records; NRS 624.3013(1) failure to keep records showing all contracts, documents, receipts for a period of 3 years after the completion date of any construction project or operation and NRS 624.3013(3) failure to provide financial responsibility. License numbers 73508 and 73509 are revoked. Mr. Carmine Smiddy was ordered to pay a fine of \$1,000.00 for the First Cause of Action, \$250.00 for the Second Cause of Action, \$250.00 for the Third Cause of Action and \$500.00 for the Fourth Cause of Action for a total fine in the amount

of \$2,000.00 and reimburse the Board's investigative costs in the amount of \$1,635.00.

2. DISCIPLINARY HEARING:
RENO SUNROOMS INC, LICENSE NO. 49308

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board's Hearing File

The following Respondent's Exhibit was entered:

Exhibit A – Respondent's Answer

Hearing Officer Leggett found Respondent Reno Sunrooms, license number 49308 guilty of seven (7) times violating NRS 624.301(1) abandonment without legal excuse of any construction project or operation engaged in or undertaken by the licensee as a contractor; five (5) times violating NRS 624.3012(1) diversion of money or property received for the completion of a specific construction project or operation or for a specified purpose in the completion of any construction project acting in the capacity of a contractor. License number 49038 is revoked. Respondent Reno Sunrooms Inc, license number 4938 shall pay a fine of \$1,000.00 each x 7 for the First Cause of Action, \$1,000.00 each x 5 for the Second Cause of action for a total fine in the amount of \$12,000.00 and reimburse the Board's investigative costs in the amount of \$3,835.00. The Third Cause of Action is dismissed. Prior to any future re-licensure the Respondent Reno Sunrooms Inc, license number 49308 shall pay all fines and fees and pay restitution to all damaged parties.

3. FINANCIAL RESPONSIBILITY HEARING:
ANDREA TAYLOR DBA, NEW CRETE, LICENSE NO. 52100

Licensee was present and was represented by Richard Peel, Esq.

Hearing Officer Leggett continued for sixty (60) days to provide financial statement post bankruptcy confirmation. If financial statement satisfies requirement, can be approved by staff.

4. FINANCIAL RESPONSIBILITY HEARING:
BILL BOROM MASONRY LLC, LICENSE NO. 79491

Licensee was present.

Hearing Officer Leggett found the Respondent guilty of violating NRS 624.3013(3) failure to establish financial responsibility. Respondent must pay a fine in the amount of \$500.00 and investigative fees in the amount of \$478.56. The license limit was reduced to \$500,000.00.

5. FINANCIAL RESPONSIBILITY HEARING:
ASSOCIA ON CALL NEVADA INC, LICENSE NOS. 78374 78375, 78376

Licensee was present.

Hearing Officer Leggett found Respondent guilty of violating NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(5) failure to comply. The financial review was approved. Respondent must pay a fine in the amount of \$750.00 and investigative fees in the amount of \$508.21.

6. FINANCIAL RESPONSIBILITY HEARING:
MILLERICK ENGINEERING INC, LICENSE NO. 78326

Licensee was not present.

Hearing Officer Leggett found the Respondent guilty of violating NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(5) failure to comply. License number 78326 is revoked. Respondent must pay a fine in the amount of \$750.00 and investigative fees in the amount of \$499.56.

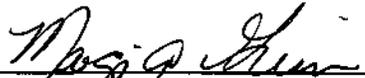
ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Leggett at 9:09a.m.

Respectfully Submitted,


Sandy Diederich, Recording Secretary

APPROVED:



Margi A. Grein, NSCB Executive Officer



Jan B. Leggett, Hearing Officer