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**STATE CONTRACTORS BOARD
MINUTES OF THE MEETING
May 20, 2021**

MEMBERS
Kent Lay, Chairman
Margaret Cavin
Bryan Cowart
Joe Hernandez
Jan B. Leggett
Boyd Martin
Steve Menzies

1. CALL TO ORDER:

Chairman Kent Lay called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, May 20, 2021, 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. Kent Lay
Ms. Margaret Cavin
Mr. Bryan Cowart
Mr. Joe Hernandez
Mr. Jan Leggett
Mr. Boyd Martin

BOARD MEMBERS ABSENT:

Mr. Steve Menzies

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. Paul Rozario, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Tim Geswein, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law and Declaration of Emergency Directive 006 on the Board's Internet Website, the Public Notice Website, both offices of the Nevada State Contractors Board, and e-mailed electronically to persons who have expressed interest in being kept informed of the Board's meetings.

2. STATEMENT OF THE BOARD'S MISSION

Ms. Grein read the Board's mission statement into the record: "The Nevada State Contractors Board is committed to ensuring the integrity and professionalism of the construction industry in Nevada. The NSCB has the responsibility to promote quality construction by Nevada licensed contractors through a regulatory licensing system designed to protect the health, safety and welfare of the public."

3. PUBLIC COMMENT

Ms. Grein introduced Abby Brown and Michael Ta to the Board.

4. APPROVAL OF AGENDA:

- Approval of Agenda with the Inclusion of any Emergency Items and Deletion of any Items

It was moved and seconded to accept the agenda. MOTION CARRIED.

- Recommendations for Agenda Items for Future Board Meetings

Ms. Grein informed the Board that the joint meeting with the California Contractors State License Board has been rescheduled to September 23, 2021. Ms. Grein also noted that that September Board meeting and Residential Recovery Fund Committee meeting have been rescheduled to September 30, 2021.

5. APPROVAL OF MINUTES

It was moved and seconded to approve the minutes of April 22, 2021. MOTION CARRIED.

6. Review and Discussion of Draft FY 2021-22 Strategic Plan by Daniel Iacafano of MIG

Mr. Iacafano provided the Board with an overview of the draft 2021-22 Strategic Plan. There was a consensus to amend the language in 3.C to read "Provide information to owners, developers, and real estate professionals on the importance of using licensed contractors."

It was moved and seconded to accept the Draft FY 2021-22 Strategic Plan with amendments. MOTION CARRIED.

7. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein reported on her attendance at the Nevada Contractors Association luncheon. Ms. Grein also noted that she participated in the NASCLA Nominations Committee, a meeting with Daniel Iacafano, a Commission on Construction Education meeting, and meetings with Mike Del Gatto Carpenter Sellers Del Gatto Architects.

- Review of Monthly Department Statistics

Ms. Grein provided the following statistics for the month of April:

- Our Licensing Department:
 - Received 238 new license applications and 266 change applications;
 - Issued 116 new licenses;
 - Approved 656 license renewal applications;
 - Conducted 5 financial reviews
 - Renewed and issued 25 Certificates of Eligibility to receive preference in bidding;
 - Received 2,481 calls; and
 - Hosted 1 online Business Assistance Programs with 13 participants in attendance.
- Our Investigations Department:
 - Opened a total of 166 complaints, including 100 compliance and 66 criminal complaints;
 - Held 8 Disciplinary Hearings resulting in 4 license revocations and fines and costs totaling \$37,376;
 - Issued 22 Cease and Desist Orders to unlicensed contractors; and
 - Opened 5 Recovery Fund claims.

It was moved and seconded to approve the Monthly Statistics Report. MOTION CARRIED.

- Report of Disciplinary Hearing Outcomes for April 2021

Ms. Grein reported on the disciplinary hearing outcomes for April 2021.

- Report of Application Denial Hearing Outcomes for April 2021

Ms. Grein reported on the application denial hearing outcomes for April 2021.

- Legislative Discussion

Ms. Grein reported on the status of AB51, SB303, SB328, SB335, and AB227.

It was moved and seconded to accept the legislative discussion. MOTION CARRIED.

- Discussion and Approval of Legislative Correspondence Regarding Assembly Bill 227 and Other Legislative Matters

Ms. Grein provided discussion concerning legislative correspondence regarding Assembly Bill 227 and other legislative matters.

It was moved and seconded to approve the draft correspondence regarding Assembly Bill 227 and other legislative matters and to provide a copy to all members of the Nevada State Senate. MOTION CARRIED.

- Approval of Review of Expenditures Conducted in Accordance with NRS 622.234

It was moved and seconded to approve the expenditures conducted in accordance with NRS 622.234. MOTION CARRIED.

- Overview of Sex Offender Registry

Ms. Rozario provided an overview of the Sex Offender Registry.

- Legal Report (A public body may interrupt the open meeting and exclude the public for the purpose of having an attorney-client discussion of potential and existing litigation pursuant to NRS 241.015(3)(b)(2))

Mr. Geswein reported on pending legal matters.

It was moved and seconded to approve the Legal Report. MOTION CARRIED.

- Subcommittee Reports

There were no subcommittee reports.

8. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 355)

Mr. Kent Lay made the following disclosures:

- Item #180 (Coleman Too Limited Partnership) – Disclosed and abstained based on the applicant being a competitor.
- Item #211 (Toll Henderson) – Disclosed and abstained based on the applicant being a competitor.
- Item #212 (Toll North) – Disclosed and abstained based on the applicant being a competitor.
- Item #213 (Toll NV Holdings, LLC) – Disclosed and abstained based on the applicant being a competitor.
- Item #214 (Toll South LV, LLC) – Disclosed and abstained based on the applicant being a competitor.

Ms. Margaret Cavin made the following disclosures:

- Item #186 (Automated Temp Controls) - Disclosed a past business relationship with the applicant.
- Item #332 (Pinnacle Heating & AC) – Disclosed a past business relationship with the applicant.

Mr. Joe Hernandez made no disclosures.

Mr. Boyd Martin made the following disclosures:

- Item #145 (The Original Roofing Company) – Disclosed a past business relationship with the applicant.
- Item #190 (Install It, LLC) – Disclosed a past business relationship with the applicant.
- Item #192 (Marc William & Sons) – Disclosed a past business relationship with the applicant.
- Item #222 (Ace Fire Systems) - Disclosed a past business relationship with the applicant.
- Item #234 (Jaramillo Landscape & Maintenance) – Disclosed a past business relationship with the applicant.
- Item #235 & 257 (Johnson Controls) – Disclosed a past business relationship with the applicant.
- Item #239 – 242 (Nevada Gypsum Floors) – Disclosed a past business relationship with the applicant.
- Item #272 (CT Equipment) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #343 (Davey Tree) – Disclosed a past business relationship with the applicant.
- Item #348 (The Painting Company) – Disclosed a past business relationship with the applicant.

Mr. Bryan Cowart made the following disclosures:

- Item #145 (The Original Roofing Company, LLC) – Disclosed and abstained based a current business relationship with the applicant.
- Item #195 (PKMM, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #235 & 257 (Johnson Controls Fire Protection, LP) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #272 (CT Equipment, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #282 – 283 (Impressions Tile & Marble, LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Jan Leggett made the following disclosures:

- Item #12 (American Lawn and Landscaping, LLC) – Disclosed the applicant is a competitor.

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

9. NEW APPLICATION DENIAL HEARING NEW WEST CONSTRUCTION LLC

Edward Terence Manley, Managing Member

Benjamin James Guida, Managing Member/Proposed Qualified Individual

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

Edward Manley and Benjamin Guida were present for the hearing with council Michael Van, Esq.

Exhibit 1 is the Board's Application File.

Exhibit 2 in the Applicant's Answer dated May 10, 2021.

It was moved and seconded to continue this agenda item up to 60 (sixty) days. MOTION CARRIED.

10. NEW APPLICATION DENIAL HEARING PREFERRED CONTRACTING LLC

Bradley John Anderson, President/Proposed Qualified Individual

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

Bradley Anderson was present for the hearing.

Exhibit 1 is the Board's Application File.

Exhibit 2 is the applicant's reference letter from Warren Hardy dated May 19, 2021.

It was moved and seconded to continue this agenda item up to 60 (sixty) days. MOTION CARRIED.

**11. NEW APPLICATION DENIAL HEARING
HELPING HANDS LLC**

James Shane Hardy, Manager and Proposed Qualified Individual
(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

James Hardy was present for the hearing.


Exhibit 1 is the Board's Application File.

It was moved and seconded to approve license classification C-3 (Carpentry) with a \$50,000 monetary limit, a personal indemnification from James Hardy, a CPA prepared and compiled financial statement, and a \$5,000 bond once proof of payment of all fines and costs has been provided to Board staff. MOTION CARRIED.

12. **PUBLIC COMMENT**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Chairman Kent Lay at 10:47 a.m.

Respectfully Submitted,



Crystal Caywood, Recording Secretary

APPROVED:



Margi A. Greh, Executive Officer



Kent Lay, Chairman