

STEVE SISOLAK
Governor

STATE OF NEVADA

Southern Nevada
2310 Corporate Circle, Suite 200
Henderson, Nevada 89074
(702) 486-1100
Fax (702) 486-1190
Investigations: (702) 486-1110

www.nscb.nv.gov

Northern Nevada
5390 Kietzke Lane, Suite 102
Reno, Nevada 89511
(775) 688-1141
Fax (775) 688-1271
Investigations: (775) 688-1150



**STATE CONTRACTORS BOARD
DRAFT MINUTES OF THE MEETING
August 19, 2021**

1. CALL TO ORDER:

Chairman Kent Lay called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, August 19, 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
Mr. Paul Rozario, Director of Investigations
Ms. Nancy Mathias, Licensing Administrator
Mr. Brian Hayashi, I.T. Manager
Ms. Jennifer Lewis, Public Information Officer

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 Nikki Williams and Meaghan Rizzo 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 noted the Open Meeting Law training was postponed to a future date and reminded the Board of the joint meeting with the California Contractors State License Board on September 23, 2021. Ms. Grein also noted the regular Board meeting will be held on September 30th. The Ethics Training originally scheduled with David Hall following the September meeting is being rescheduled.

5. APPROVAL OF MINUTES

It was moved and seconded to approve the minutes of July 15, 2021. MOTION CARRIED.

6. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein noted she has been in discussions with various stakeholders concerning the implementation of new legislation. She held weekly meetings with the Ferraro Group to discuss ongoing priorities, including a press event being held with Clark County Commissioner Marilyn Kirkpatrick and Senator Brooks concerning SB 303. Ms. Grein stated she continues meetings related to progress of the southern Nevada office relocation.

- Review of Monthly Department Statistics

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

- Our Licensing Department:
 - Received 187 new license applications and 189 change applications;
 - Issued 101 new licenses;
 - Approved 583 license renewal applications;
 - Conducted 2 financial reviews
 - Renewed and issued 35 Certificates of Eligibility to receive preference in bidding;
 - Received 2,3967 calls; and
 - Hosted 1 online Business Assistance Programs with 16 participants in attendance.
- Our Investigations Department:
 - Opened a total of 186 complaints, including 104 compliance and 82 criminal complaints;
 - Held 2 Disciplinary Hearings resulting in 1 license revocation and fines and costs totaling \$6,490;
 - Issued 37 Cease and Desist Orders to unlicensed contractors; and
 - Opened 9 Recovery Fund claims and held one Recovery Fund meeting where 17 claims were considered and 16 claims were awarded a collective amount of approximately \$85,587.

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

- Report of Disciplinary Hearing Outcomes for July 2021

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

- Report of Application Denial Hearing Outcomes for July 2021

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

- Review and Approval Cash Disbursements and Transfer Journals for the Period Ending June 30, 2021

It was moved and seconded to approve the cash disbursements and transfer journals for the period ending June 30, 2021.

- Review and Approval of Final Budget for FY 2021-22.

Ms. Lumbert provided an overview of the Board's final budget for FY 2021-22.

It was moved and seconded to approve the Board's final budget for FY 2021-22. MOTION CARRIED.

- Approval of Recommendation for Board Chair to Complete Executive Officer's Annual Evaluation

It was moved and seconded to approve the Board Chair to complete the annual evaluation of the Executive Officer.

- Executive Officer's Quarterly Report Pursuant to NAC 624.030 and 2020-21 Strategic Plan Fourth Quarter Activity Update.

Ms. Grein and executive staff provided an update of the quarterly and fiscal year activity of the Board pursuant to NAC 624.030 and the 2020-21 Strategic Plan.

It was moved and seconded to approve Executive Officer's Fourth Quarter Activity update pursuant to NAC 624.030 and the 2020-21 Strategic Plan. MOTION CARRIED.

- 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

Ms. Grein reported that one Residential Recovery Fund Committee meeting was held where 17 claims were considered and 16 claims were awarded a total of \$85,587.

It was moved and seconded to approve the Subcommittee Report.

7. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 394)

Mr. Kent Lay made the following disclosures:

- Item #311 (Avanti Glass and Mirrors LLC) – Disclosed a past business relationship with the applicant.
- Item #389 & 390 (Pace Contracting) – Disclosed a past business relationship with the applicant.

Mr. Joe Hernandez made no disclosures.

Ms. Margaret Cavin made no disclosures.

Mr. Boyd Martin made the following disclosures:

- Item #227 (Diversified Roofing Corporation) – Disclosed a past business relationship with the applicant.
- Item #232 (HD Supply Facilities Maintenance LP) - Disclosed the applicant is a supplier.
- Item #234 (Honeywell International, Inc.) - Disclosed a past business relationship with the applicant.
- Item #259 (Ashlan Concrete Cutting) – Disclosed a past business relationship with the applicant.
- Item #262-264 (C G & B Enterprises, Inc.) - Disclosed a past business relationship with the applicant.

- Item #278-279 (Johnson Controls Fire Protection LP) - Disclosed a past business relationship with the applicant.
- Item #280 (Kiewit Infrastructure West Co.) - Disclosed that the applicant is a fellow Nevada Contractors Association Board Member.
- Item #287 (Siemens Energy, Inc.) - Disclosed a past business relationship with the applicant.
- Item #290 (Tesla Motors, Inc.) - Disclosed and abstained based on a current business relationship with the applicant.
- Item #294 (Western Fire Prevention & Air Filter Service, Inc.) - Disclosed a past business relationship with the applicant.
- Item #346 (Quantum Glass & Mirror, Inc.) - Disclosed and abstained based on a current business relationship with the applicant.
- Item #360-361 (W J Borghoff, Inc.) - Disclosed a past business relationship with the applicant.

Mr. Bryan Cowart made the following disclosure:

- Item #245 (Silver State Glass & Mirror Co., Inc.) –Disclosed a current business relationship with the applicant.
- Item #289 (Silver State Glass & Mirror Co., Inc.) - Disclosed a current business relationship with the applicant.
- Item #291 (Venetian Casino Resort, LLC) - Disclosed a current business relationship with the applicant.
- Item #294 (Western Fire Prevention & Air Filter Service, Inc.) – Disclosed a current business relationship with the applicant.
- Item #308 (All Lit Up Lighting Fans and Design LLC) - Disclosed a current business relationship with the applicant.
- Item #311 (Avanti Glass and Mirrors LLC) - Disclosed and abstained based on a current business relationship with the applicant.

Mr. Jan Leggett made no disclosures.

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

8. NEW APPLICATION DENIAL HEARING

HAMLIN CONSTRUCTION & DEVELOPMENT LLC

James Francis Hamlin, Manager/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 Hamlin was present for the hearing with Counsel Jeff Spencer, Esq.

Exhibit 1 is the Board's Application File.

Exhibit 2 is the Applicant's Answer dated August 18, 2021, and supplemental documents dated August 5, 2021, and August 13, 2021.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.

Mr. Leggett opposed the motion.

9. NEW APPLICATION DENIAL HEARING

STEVE KOUBA ENTERPRISES LLC

Steve J. Kouba, Manager Member/Proposed Qualified Individual

Exhibit 1 is the Board's Application File.

Exhibit 2 is the Applicant's Answer received August 3, 2021 and supplemental documents received August 6, 2021.

Steve Kouba was present for the hearing with Counsel Eric Dobberstein, Esq, and witnesses, Rich Arnold, David Hardy, Janine Yannis, and Brianna Yannis.

It was moved and seconded to approve license classification C-2 (Electrical Contracting) with a \$10,000 monetary limit, a \$2,000 bond, an annual financial review for two (2) years, and a personal indemnification by Steve Kouba. The applicant is required to pay all past due debt with DIR, DETR, and the Board prior to licensure. MOTION CARRIED.

10. **NEW APPLICATION DENIAL HEARING**
SOUTHWEST GREENSCAPES LLC
Brittany Lee Kutch, Manager
Randall James Kleiner, Proposed CMS and Trade Qualified Individual

Exhibit 1 is the Board's Application File.
Exhibit 2 is the Applicant's Answer dated August 2, 2021.

Brittany Kutch and Randall Kleiner were present with Counsel Ronnie Cox, Esq.

Mr. Boyd Martin disclosed a business relationship with the applicants.
Mr. Bryan Cowart disclosed and abstained based on a past business relationship with the applicant.

It was moved and seconded to accept the applicant's withdrawal of the application. MOTION CARRIED.

11. ****PUBLIC COMMENT**

ADJOURNMENT


There being no further business to come before the Board, the meeting was adjourned by Chairman Kent Lay at 11:42 a.m.

Respectfully Submitted,


Crystal Caywood, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer


Kent Lay, Chairman