

STATE OF NEVADA

JOE LOMBARDO
Governor

MEMBERS
Boyd Martin, Chairman
Margaret Cavin
Bryan Cowart
Joe Hernandez
Kent Lay
Jan B. Leggett
Louis Polish Jr.



STATE CONTRACTORS BOARD

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MINUTES OF THE MEETING March 16, 2023

CALL TO ORDER:

Chairman, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, March 16, 2023. The meeting was held at the Reno and Las Vegas Board Offices. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Boyd Martin
Ms. Margaret Cavin
Mr. Bryan Cowart
Mr. Joe Hernandez
Mr. Kent Lay
Mr. Louis Polish, Jr.

BOARD MEMBERS ABSENT:

Ms. Margaret Cavin
Mr. Jan Leggett

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. Sam Palmer, Deputy Executive Officer
Ms. Susan Broili Kamesch, Licensing Administrator
Mr. Dave Behar, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Noah Allison, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law 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 new employees Tricia Vang and Emma Hartman to the Board.

4. EXECUTIVE ORDER 2023-003

Ms. Grein provided discussion concerning Executive Order 2023-003. There were no written or public comments on this matter. Ms. Grein noted the report will be submitted to the Board on April 20, 2023 for approval.

5. 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 reminded the Board that the Residential Recovery Fund meeting will be held at 1:00 p.m. today.

6. APPROVAL OF MINUTES

It was moved and seconded to approve the minutes of February 16, 2023 meeting. MOTION CARRIED.

7. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein reported that she participated in the Construction Industry Expert Panel, Strategic Planning Session, and the annual Hammers & Hope event. Ms. Grein noted that she continues to communicate with the Attorney General's office concerning enforcement efforts relative to residential solar projects and continues to meeting regularly with the Ferraro Group.

- Review of Monthly Department Statistics:

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

- Licensing Department:
 - Received 194 new license applications and 278 change applications;
 - Issued 96 new licenses;
 - Approved 595 license renewal applications;
 - Renewed and issued 22 Certificates of Eligibility to receive preference in bidding; and,
 - Hosted 1 online Business Assistance Program with 13 participants in attendance.
- Investigations Department:
 - Received 119 compliance complaints and 55 criminal complaints;
 - Held 14 Disciplinary Hearings;
 - Issued 28 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 February 2023

Ms. Grein reported on the disciplinary hearing outcomes for February 2023.

- Report of Application Denial Hearing Outcomes for February 2023

Ms. Grein reported on the application denial hearing outcomes for February 2023.

- **Legislative Discussion**

Ms. Grein provided an overview of the Board's proposed legislation.

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

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

- Legal Report
 - Discussion Concerning Potential or Pending Litigation
 - Discussion and Action Concerning Decision in American Staffing Association v Nevada State Contractors Board Case No. CV21-01597 – For Possible Action
(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. Allison reported on pending legal matters.

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

- Subcommittee Reports
Executive Subcommittee, Recovery Fund Subcommittee, Classification/Regulation Subcommittee, Finance Subcommittee.

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 345)

Mr. Joe Hernandez made the disclosure:

- Item #263-266 (Alpha Landscapes LLC) – Disclosed and abstained based on the applicant being a fellow NSCB board member.

Mr. Kent Lay made the following disclosures:

- Item #250 (Sierra LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #263-266 (Alpha Landscapes LLC) – Disclosed and abstained based on the applicant being a fellow NSCB board member and having a current business relationship.
- Item #314 (R S Development LLC) – Disclosed the applicant is a past competitor.

Mr. Boyd Martin made the following disclosures:

- Item #170 (M M C Contractors West Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #177 (Stanley Convergent Security Solutions Inc) – Disclosed a past business relationship with the applicant.
- Item #171 (Norvic Demolition Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #183 (Vegas Valley Locking System Inc) – Disclosed a past business relationship with the applicant.
- Item #208 (Flippins Trenching Inc) – Disclosed a past business relationship with the applicant.
- Item #269-270 (CGI Development Of Nevada LLC) – Disclosed a past business relationship with the applicant.
- Item #263-266 (Alpha Landscapes LLC) – Disclosed the applicant is a fellow NSCB board member.

Mr. Cowart made the following disclosures:

- Item #108 (Southern Nevada Drywall Systems LLC) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #171 (Norvic Demolition Inc) – Disclosed and abstained based on a current business relationship.
- Item #232 (Western Tile & Marble Contractors Inc) – Disclosed a past business relationship with the applicant.
- Item #241-242 (Tutor Perini Building Corp) – Disclosed and abstained based on a personal relationship with the applicant.

- Item #263-266 (Alpha Landscapes LLC) – Disclosed the applicant is a fellow NSCB board member

Mr. Polish made the following disclosures:

- Item #152-153 (Distinctive Exteriors Inc) – Disclosed the applicant is a former employee
- Item #211 (Home Depot USA Inc) – Disclosed the applicant is a supplier.
- Item #250 (Sierra LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #263-266 (Alpha Landscapes LLC) – Disclosed and abstained based on Mr. Polish being the applicant.

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

9. NEW APPLICATION DENIAL HEARING

LUIS OSVALDO PARDINI LOYOLA DBA PARDINI PLASTERING

Luis Osvaldo Pardini Loyola, Owner/Proposed Qualified Individual
Class C17 (Lathing and Plastering)

Exhibit 1 is the Board's Application File

Luis Osvaldo Pardini was not in attendance for the hearing.

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

10. NEW APPLICATION DENIAL HEARING (Continued from October 20, 2022)

MAPPYS LLC DBA HANDY MAPS CONSTRUCTION

Marcus Peyton, Managing Member/Proposed Qualified Individual
Class C-3A (Carpentry and Repairs); C-3B (Finish Carpentry); C-3E (Drywall)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Marcus Peyton was present for the hearing.

It was moved and seconded to approve license classifications C-3A (Carpentry and Repairs); C-3B (Finish Carpentry); C-3E (Drywall) with a \$145,000 monetary limit, a \$10,000 bond, and a personal indemnification by Marcus Peyton. The license will be on probation for a period of two (2) years and shall be revoked if he is found to be working out of the scope of his license. MOTION CARRIED.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chair Boyd Martin at 9:48 a.m.

Respectfully Submitted,


Crystal Caywood, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer


Boyd Martin, Chair