

# 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

**Northern Nevada**  
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### MINUTES OF THE MEETING May 18, 2023

#### **CALL TO ORDER:**

Chairman, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, May 18, 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. Jan Leggett  
Mr. Louis Polish, Jr.

#### **BOARD MEMBERS ABSENT:**

None.

#### **STAFF MEMBERS PRESENT:**

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

#### **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 employee Angela Redfield 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 reported that the joint meeting with the California State Licensing Board will be held on June 23, 2023 and a tour with Penta for the Formula 1 project will follow the meeting.

## **5. APPROVAL OF MINUTES**

**It was moved and seconded to approve the minutes of April 20, 2023 meeting. MOTION CARRIED.**

## **6. REVIEW AND APPROVAL OF FY 2023-24 STRATEGIC PLAN**

Daniel Iacafano of MIG presented the FY 2023-24 Strategic Plan.

**It was moved and seconded to approve the FY 2023-24 Strategic Plan.**

## **7. EXECUTIVE SESSION**

- Executive Officer's Report

Ms. Grein reported that she continues her ongoing communications with the Attorney General's office and the Ferraro Group. Ms. Grein also noted that the Commission on Construction Education met on May 4, 2023 where \$342,734.02 in grants was awarded to seven applicants. Finally, Ms. Grein noted that she participated in the Nevada Contractors Association's Quarterly Membership Luncheon, the NASCLA Nomination Committee Conference Call, and met with NASCLA state members to discuss the 2023 National Coordinated Enforcement Effort.

- Review of Monthly Department Statistics:

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

Licensing Department:

- Received 206 new license applications and 227 change applications
- Issued 104 new licenses
- Approved 615 license renewal applications
- Renewed and issued 39 Certificates of Eligibility to receive preference in bidding
- Hosted 1 online Business Assistance Program with 13 participants in attendance

Investigations Department:

- Received 141 compliance complaints and 63 criminal complaints
- Held 11 Disciplinary Hearings
- Issued 26 Cease and Desist Orders to unlicensed contractors
- Opened 14 Recovery Fund claims; there were no Recovery Fund meetings held in the month of April

April Compliance Statistics:

- 96 complaints were closed, averaging 193 days open
- 974 open active cases are currently open, averaging 166 days pending
- 77 cases are pending discipline, averaging 273 days pending

April Criminal Statistics:

- 63 cases were received and 101 cases were closed, averaging 227 days open.
- 387 active criminal cases are currently open, averaging 423 days open.
- 38 Administrative Citation cases are pending, averaging 352 days open.
- 682 Bench Warrants are pending on open cases, averaging one year open, and
- 198 court cases are pending, averaging 1,230 days open.

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

- Report of Disciplinary Hearing Outcomes for April 2023

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

- Report of Application Denial Hearing Outcomes for April 2023

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

- Legislative Discussion

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

**It was moved and seconded to approve the amendments proposed by the Board. 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.**

- 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 (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.

Ms. Grein reminded the Board of the Residential Recovery Fund meeting following the Board meeting.

**8. APPROVAL OF CONSENT AGENDA:**

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 405)

Ms. Margaret Cavin made the following disclosures:

- Item #160 (Titan Electrical Contracting Inc) – Disclosed a personal relationship with the applicant.
- Item #199 (Gradex Construction Company) – Disclosed a personal relationship with the applicant.
- Item #215 (Ray Heating Products Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed the applicant is a fellow NSCB board member.
- Item #234 (D M C Inc) – Disclosed a personal relationship with the applicant.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB board member.

Mr. Jan Leggett made the following disclosures:

- Item #199 (Gradex Construction Company) – Disclosed a personal relationship and the applicant is a former NSCB board member.
- Item #215 (Ray Heating Products Inc) – Disclosed a personal relationship and the applicant is a fellow AGC board member.
- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed the applicant is a fellow Board member.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow Board member.

Mr. Joe Hernandez made the following disclosures:

- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed the applicant is a fellow NSCB board member.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB board member.

Mr. Kent Lay made the following disclosures:

- Item #105-106 (Moon Sun Landscapes LLC) – Disclosed a past business relationship with the applicant.
- Item #201 (Impact Sign & Graphics Of Nevada LLC) – Disclosed a past business relationship with the applicant.
- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed and abstained based on the applicant being Mr. Lay's former employer.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed and abstained based on the applicant being Mr. Lay's current employer.

Mr. Boyd Martin made the following disclosures:

- Item #191 (Brightview Landscape Development Inc) – Disclosed a past business relationship with the applicant.
- Item #200 (Grand Canyon Construction Inc) – Disclosed that the applicant is a fellow Commission on Construction Education committee member.
- Item #209 (McCarthy Building Companies Inc) – Disclosed that the applicant is a fellow NCA Board member.
- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed that the applicant is a fellow NSCB Board member.
- Item #230 (Capitol Roofing Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #231 (Commercial Roofers Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #274 (Southwest Specialty Contractors LLC) – Disclosed a past business relationship with the applicant.
- Item #275 (Superior Traffic Services Corp) – Disclosed a past business relationship with the applicant.
- Item #285 (E A Systems LLC) – Disclosed a past business relationship with the applicant.
- Item #315 (C & H Plumbing LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #326 (DLT Construction LLC) – Disclosed a past business relationship with the applicant.
- Item #347-350 (One Stop 4 Flooring LLC) – Disclosed a past business relationship with the applicant.
- Item #374 (A M C Concrete Inc) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Cowart made the following disclosures:

- Item #163 (Tracy Ryder Construction Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed and abstained based on the applicant being a fellow NSCB board member.
- Item #229 (Bombard Electric LLC) – Disclosed a past business relationship with the applicant.
- Item #231 (Commercial Roofers Inc) – Disclosed a past business relationship with the applicant.
- Item #251 (Mirage Builders Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #264 (Southwest Specialty Contractors LLC) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #272-273 (Performance Contracting Inc) – Disclosed a past business relationship with the applicant.
- Item #274 (Southwest Specialty Contractors LLC) – Disclosed and abstained based on a personal

relationship with the applicant.

- Item #329 (Generations Millwork LLC) – Disclosed a past business relationship with the applicant.
- Item #347-350 (One Stop 4 Flooring LLC) – Disclosed a past business relationship with the applicant.
- Item #374 (A M C Concrete Inc) – Disclosed a past business relationship with the applicant.
- Item #405 (Modern Demo & Services LLC) – Disclosed a past business relationship with the applicant.

Mr. Polish made the following disclosures:

- Item #212 (Platinum Plastering Inc) – Disclosed a personal relationship with the applicant.
- Item #222 (Woodside Homes Of Nevada LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #267 (Taylor Morrison Of Nevada LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #280 (N D Concrete LLC) – Disclosed and abstained based on a business relationship with the applicant.

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

**9. NEW APPLICATION DENIAL HEARING:**

**ROOFING BY HOWARD LLC**

Steven Ray Howard, Manager/Proposed Qualified Individual  
Class C-15a (Roofing)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Steven Howard was present for the hearing with counsel William Brown, Esq.

Mr. Lay and Mr. Martin disclosed a past business relationship with Petersen Dean and Red Rose.

**It was moved and seconded to approve license classifications C-15a (Roofing) with a \$10,000 monetary limit with a \$2,000 bond. MOTION CARRIED.**

**10. NEW APPLICATION DENIAL HEARING:**

**3 D BUILT**

Omar Mohammad Abu Afifeh, President/Proposed Qualified Individual,  
Class A (General Engineering)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Omar Afifeh was present for the hearing with Donald "Butch" Williams, Esq.

**It was moved and seconded to continued this matter for up to sixty (60) days to allow the applicant to provide the Board with proof of payment of fines and costs and correspondence from the Labor Commissioner. MOTION CARRIED.**

**11. NEW APPLICATION DENIAL HEARING:**

**AMIT KATARIA DBA NEW WEST HEATING AND AIR**

Amit Kataria, Owner/Proposed Qualified Individual  
Class: C-21B (Air Conditioning)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Amit Kataria was present for the hearing with counsel Alida Mooney, Esq.

**It was moved and seconded to accept the applicant's request to withdraw the application. MOTION CARRIED.**

- 12. **NEW APPLICATION DENIAL HEARING:**  
**DAVID CAYCHO DBA FUSION STONE BOUTIQUE**  
 David Alberto Caycho-Barriga, Owner/Proposed Qualified Individual  
 Class: C-19 (Installing Terrazzo and Marble)

Exhibit 1 is the Board's Application File

David Caycho-Barriga was present for the hearing.

**It was moved and seconded to accept the applicant's request to withdraw the application. MOTION CARRIED.**

- 13. **NEW APPLICATION DENIAL HEARING:**  
**L 3 CONSTRUCTION LLC**  
 James Lindley Lewallen, Manager/Proposed Qualified Individual/CMS  
 Jacob Lewis Lewallen, Manager/Proposed Qualified Individual/Trade  
 Paul Swanson Campbell, Manager  
 Class: B-2 (Residential and Small Commercial)

Exhibit 1 is the Board's Application File  
Exhibit A is the Applicant's Answer

James Lewallen and Jacob Lewallen were present for the hearing.

**It was moved and seconded to approve license classifications B-2 (Residential and Small Commercial) with a \$1,000,000 monetary limit and a \$30,000 bond, contingent upon passing the exam and providing the Board with compliant financials. MOTION CARRIED.**

14. **PUBLIC COMMENT**

There was no one present to offer public comment.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Chair Boyd Martin at 11:19 a.m.

APPROVED:

  
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 Margi A. Grein, Executive Officer

Respectfully Submitted,  
  
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 Crystal Caywood, Recording Secretary

  
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 Boyd Martin, Chair