

JOE LOMBARDO
Governor

STATE OF NEVADA



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

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

www.nscb.nv.gov

Southern Nevada
8400 West Sunset Road, Suite 150
Las Vegas, NV 89113
(702) 486-1100
Fax (702) 486-1190
Investigations: (702) 486-1160

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING June 22, 2023

CALL TO ORDER:

Chairman, Boyd Martin called the meeting of the State Contractors Board to order at 8:45 a.m., Thursday, June 22, 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
Mr. Bryan Cowart
Mr. Joe Hernandez
Mr. Kent Lay
Mr. Jan Leggett
Mr. Louis Polish, Jr.

BOARD MEMBERS ABSENT:

Ms. Margaret Cavin

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
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 Evelyn Perez 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 May 18, 2023 meeting. MOTION CARRIED.

6. RECOGNITION OF NEVADA LICENSEES WHOSE GENEROUS CONTRIBUTIONS AIDED A LAS VEGAS SENIOR CITIZEN IN THE COMPLETION OF HER ABANDONED PROJECT

Ms. Grein recognized the Nevada licensees who assisted a Las Vegas senior citizen with the completion of her abandoned residential project.

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 Board hosted Crystal Hosmer, Senior Solar Consultant with RobCo Electric, who delivered a presentation to staff on upcoming regulations impacting the solar industry. Ms. Grein reported that Board staff attended a STEM tank event at the Lied Stem Academy, and that she joined members of the Board and industry representatives in conducting media interviews related to Ms. Carlson's experience with an unlicensed contractor.

- Review of Monthly Department Statistics:

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

Licensing Department:

- Received 251 new license applications and 276 change applications;
- Issued 117 new licenses;
- Approved 720 license renewal applications;
- Renewed and issued 21 Certificates of Eligibility to receive preference in bidding; and
- Hosted 1 online Business Assistance Program with 7 participants in attendance.

Investigations Department:

- Received 169 compliance complaints and 66 criminal complaints;
- Held 11 Disciplinary Hearings;
- Issued 30 Cease and Desist Orders to unlicensed contractors; and,
- Opened 7 Recovery Fund claims.

May Compliance Statistics:

- 119 complaints were closed, averaging 220 days open;
- 1001 open active cases are currently open, averaging 166 days pending; and
- 101 cases are pending discipline, averaging 234 days pending;

May Criminal Statistics:

- 66 cases were received and 81 cases were closed, averaging 345 days open;
- 373 active criminal cases are currently open, averaging 429 days open;
- 38 Administrative Citation cases are pending, averaging 369 days open;
- 678 Bench Warrants are pending on open cases, averaging one year open; and
- 197 court cases are pending, averaging 1,251 days open.

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

- Report of Disciplinary Hearing Outcomes for May 2023

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

- Report of Application Denial Hearing Outcomes for May 2023

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

- Review and Approval of Draft Budget for FY 2023-24

It was moved and seconded to approve the Draft Budget for FY 2023-24 . MOTION CARRIED.

- Status Report Concerning 2023 Legislative Session Results

Ms. Grein provided discussion concerning the 2023 legislative session results.

- 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 reported that the Residential Recovery Fund Committee met on May 18, 2023, and awarded a total of \$76,881.85 to harmed homeowners.

8. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 479)

Mr. Jan Leggett made the following disclosures:

- Item #152-157 (Olympic Construction LLC) – Disclosed the applicant is a former NSCB Board member.
- Item # 248 (Gradex Construction Company) – Disclosed a personal relationship with the applicant.
- Item # 265 (Q & D Construction LLC) – Disclosed the applicant is a fellow AGC board member.
- Item #294 (Focus Concrete LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #295-296 (Focus Electric LLC) – Disclosed the applicant is a former NSCB Board member.

Mr. Joe Hernandez made the following disclosures:

- Item #152-157 (Olympic Construction LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #294 (Focus Concrete LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #295-296 (Focus Electric LLC) – Disclosed the applicant is a former NSCB Board member.

Mr. Kent Lay made the following disclosures:

- Item #152-157 (Olympic Construction LLC) – Disclosed a personal relationship with the applicant and disclosed the applicant is a former NSCB Board member.
- Item #251 (KB Home NV) – Disclosed and abstained based on the applicant being a competitor.
- Item #271 (Sunrise Carpentry Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #282 (Brightview Landscape Services Inc) – Disclosed a past business relationship with the

applicant.

- Item #292-293 (Ferguson Home Services LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #294 (Focus Concrete LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #295-296 (Focus Electric LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Boyd Martin made the following disclosures:

- Item #229 (A M C Concrete Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #274 (T M Barth Landscape Construction LLC) – Disclosed a past business relationship with the applicant.
- Item #282 (Brightview Landscape Services Inc) – Disclosed a past business relationship with the applicant.
- Item #294 (Focus Concrete LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #295-296 (Focus Electric LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #339 (Spectrum Services LLC) – Disclosed a past business relationship with the applicant.
- Item #356 (A Affordable Striping & Sealing LLC) – Disclosed a past business relationship with the applicant.
- Item #359-360 (Alexander Mechanical LLC) – Disclosed a past business relationship with the applicant.
- Item #390 (Maile Inc) – Disclosed a past business relationship with the applicant.
- Item #395-398 (One Stop 4 Flooring LLC) – Disclosed a past business relationship with the applicant.
- Item #399-400 (P & L Fencing & Iron LLC) – Disclosed a past business relationship with the applicant.
- Item #426 (Robco Electric Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #479 (Windy City Air Conditioning & Heating LLC) – Disclosed a past business relationship with the applicant.
- Item #152-157 (Olympic Construction LLC) – Disclosed the applicant is a former NSCB Board member.

Mr. Cowart made the following disclosures:

- Item #126 (Made in the Shade Inc) – Disclosed and abstained based on a personal and business relationship with the applicant.
- Item #152-157 (Olympic Construction LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #229 (A M C Concrete Inc) – Disclosed a past business relationship with the applicant.
- Item #294 (Focus Concrete LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #295-296 (Focus Electric LLC) – Disclosed the applicant is a former NSCB Board member.
- Item #395-398 (One Stop 4 Flooring LLC) – Disclosed a past business relationship with the applicant.

Mr. Polish made the following disclosures:

- Item #126 (Made in the Shade Inc) – Disclosed a past business relationship with the applicant.
- Item #160 (Passick Pools LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #161-162 (Patio Designs by Snowden LLC) – Disclosed a past business relationship with the applicant.
- Item #251 (KB Home NV) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #256 (Lowe's Home Centers LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #294 (Focus Concrete LLC) – Disclosed a personal relationship with the applicant and disclosed the applicant is a former NSCB Board member.
- Item #295-296 (Focus Electric LLC) – Disclosed a personal relationship with the applicant and disclosed the applicant is a former NSCB Board member.
- Item #342 (N D Concrete LLC) – Disclosed a past business relationship with the applicant.

- Item #152-157 (Olympic Construction LLC) – Disclosed a personal relationship with the applicant and disclosed the applicant is a former NSCB Board member.

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

9. NEW APPLICATION DENIAL HEARING:

DEVIN RICHARD DINS

Devin Richard Dins, Owner/Proposed Qualified Individual

Class: B-2 (Residential and Small Commercial)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Devin Dins was present for the hearing.

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

10. NEW APPLICATION DENIAL HEARING:

J M CONSTRUCTION LLC

Joel Medina Barajas, Managing Member/Proposed Qualified Individual

Class: B-2 (Residential and Small Commercial)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Joel Barajas was present for the hearing with witness Rick Gardner and counsel Justin Clouser, Esq.

It was moved and seconded to approve license classifications B-2 (Residential and Small Commercial) with a \$245,000 monetary limit and a \$15,000 bond contingent upon the applicant providing the Board with compliant employment documents concerning Gardner Enterprises. MOTION CARRIED.

11. NEW APPLICATION DENIAL HEARING:

OKADA MECHANICAL LLC

Miles Okada, Managing Member/Proposed Qualified Individual

Class: C-1 (Plumbing and Heating)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Miles Okada was present for the hearing with witness Robert McKechnie.

It was moved and seconded to approve license classifications C-1 (Plumbing and Heating) with a \$100,000 monetary limit and a \$10,000 bond contingent upon the applicant providing compliant employment documents. MOTION CARRIED.

12. NEW APPLICATION DENIAL HEARING:

JAFFE SPECIALTY COMPANY INC DBA J S C CONTRACTING

Kristina Michelle Jaffe, President

Jacob Gordon Jaffe, Director/Proposed Qualified Individual

Class: B (General Buildings)

Exhibit 1 is the Board's Application File

Exhibit A is the Applicant's Answer

Jacob Jaffe was present for the hearing with counsel John Wright, Esq.

It was moved and seconded to approve license classification B-6 (Commercial Remodeling) with a \$960,000 monetary limit and a \$30,000 bond, with the exception to allow the licensee to manage or

supervise the mechanical system, and the fire protection or other life safety systems. All other restriction of the B-6 license shall remain in place. MOTION CARRIED.

13. PUBLIC COMMENT

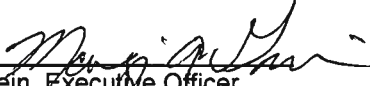
There was no one present to offer public comment.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chair Boyd Martin at 11:03 a.m.

APPROVED:

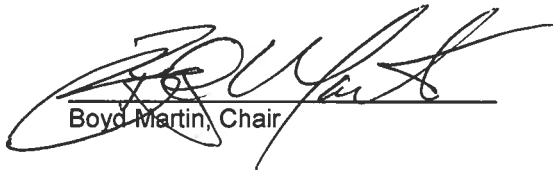
Respectfully Submitted,



Margi A. Grein, Executive Officer



Crystal Caywood, Recording Secretary



Boyd Martin, Chair