

**JOE LOMBARDO**  
*Governor*

## STATE OF NEVADA



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

## STATE CONTRACTORS BOARD

### MINUTES OF THE MEETING

July 18, 2024

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

Chair, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, July 18, 2024. 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. Joe Hernandez  
Mr. Kent Lay  
Mr. Boyd Martin  
Ms. Margaret Cavin  
Mr. Bryan Cowart  
Mr. Louis Polish, Jr.

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

Mr. Jan Leggett

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

Ms. Margi Grein, Executive Officer  
Mr. Dave Behar, Deputy Executive Officer  
Mr. Terry Wike, Director of Investigations  
Ms. Susan Broilli Kamesch, Licensing Administrator  
Mr. Brian Hayashi, IT Manager  
Mr. Randy Escamilla, Public Information Officer

#### **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 noted that Rosalie Bordelove with the Attorney General's Office will be providing the Board with annual training. Ms. Cavin presented Ms. Grein with a retirement gift from 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 reminded the Board that the September 19, 2024 Board meeting will be held in the Reno office. Ms. Grein also noted that next year's joint meeting with the CSLB has been scheduled for June 12-13, 2025.

#### 5. APPROVAL OF MINUTES

**It was moved and seconded to approve the minutes of June 14, 2024 and June 20, 2024 meetings. MOTION CARRIED.**

#### 6. ELECTION OF OFFICERS

**It was moved and seconded to reelect Mr. Martin as Chair. MOTION CARRIED.**

**It was moved and seconded to reelect Ms. Cavin as Treasurer. MOTION CARRIED.**

#### 7. EXECUTIVE SESSION

- a. NASCLA Appreciation of Service Award for Executive Margi Grein

Ms. Grein was presented an award from David Fogt and Kirsten Zacharias of NASCLA.

- b. Executive Officer's Report

Ms. Grein reported that she participated in regulatory training led by Dale Atkinson, attended the NASCLA State Member meeting and the NASCLA Nomination Committee Meeting, and reported that effective July 1, 2024, the Board transitioned its health insurance to the State Health plan.

- c. Review of Monthly Department Statistics:

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

##### Licensing Department:

- Received 257 new license applications and 258 change applications;
- Issued 114 new licenses;
- Approved 700 license renewal applications;
- Renewed and issued 23 Certificates of Eligibility to receive preference in bidding; and
- Hosted 1 online Business Assistance Program with 17 participants in attendance.
- There are currently 1,111 license applications and 569 change applications pending.

##### Investigations Department:

- Held 10 Disciplinary Hearings, where 102 cases and 3 financial responsibility hearings were heard.
- Although there were no Recovery Fund meetings in the month of June, staff opened 21 Recovery Fund claims.

##### Compliance Division:

- Received and opened 160 complaints and closed 93 complaints, issuing 32 Administrative Citations.
- As of June 30<sup>th</sup>, there are 990 compliance complaints open active with the average days open of 165.
- Criminal Division:
  - Received 48 complaints and closed 50 complaints, issuing 21 Administrative Citations; and
  - 2 criminal cases were sent to the local District Attorney's office.
  - 48 criminal complaints are open active with the average days open being 39.
  - And as of June 30<sup>th</sup>, 1 court case is pending adjudication in Southern Nevada.

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

- d. Report of Disciplinary Hearing Outcomes for June 2024

Ms. Grein reported on the disciplinary hearing outcomes for June 2024.

- e. Report of Application Denial Hearing Outcomes for June 2024

Ms. Grein reported on the application denial hearing outcomes for June 2024.

- f. Discussion of Potential Options to Address Issues Related to Residential Photovoltaic Systems and Consumer Complaints

Ms. Grein, David Fogt and Board members participated in discussion concerning Residential Photovoltaic Systems and Consumer Complaints. This item will be placed on the August 22, 2024 Board meeting agenda.

**It was moved and seconded to approve the proposed regulation concerning residential photovoltaic systems and consumer complaints contingent upon the LCB's favorable position. MOTION CARRIED.**

- g. Review and Approval of Final Budget for FY 2024-25

**It was moved and seconded to approve the Final Budget for FY 2024-25. MOTION CARRIED.**

- h. Review and Approval of Quarterly Financial Reports and Cash Disbursements and Transfer Journals for the Period Ending June 30, 2024

**It was moved and seconded to approve the quarterly financial reports and cash disbursements and transfer journals for the period ending June 30, 2024. MOTION CARRIED.**

- i. 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.**

- j. Executive Officer's Quarterly Report Pursuant to NAC 624.030 and FY 2023-24 Strategic Plan Fourth Quarter and Annual Activity Update

Ms. Grein and executive staff provided an overview of the quarterly and annual reports pursuant to NAC 624.030 and FY 2023-24 Strategic Plan.

**It was moved and seconded to approve the Executive Officer's Quarterly Report pursuant to NAC 624.030 and FY 2023-24 Strategic Plan Fourth Quarter and Annual Activity Update. MOTION CARRIED.**

- k. Approval of the 2024-25 Board Member Orientation Manual

**It was moved and seconded to approve the 2024-25 Board Member Orientation Manual. MOTION CARRIED.**

- l. 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

Mr. Allison reported on pending legal matters.

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

m. Proposed Bill Draft Requests for the 2025 Legislative Session

- BDR - Payment and Performance Bond Requirements for Residential Solar Contractors
- BDR - Causes for Disciplinary Action Related to an Investigation of the Board
- BDR – Penalty for Unlicensed Contractor Who Bids on a Project

Ms. Grein provided discussion concerning the approved bill draft requests for the 2025 Legislative Session.

n. 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 462)

Mr. Boyd Martin made the following disclosures:

- Item #59 (Crawford Door Sales) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #122 and 276 (J D Stairs Inc) – Disclosed a past business relationship with the applicant.
- Item #259, 260 and 313 (Brightview Landscape Services Inc) – Disclosed a past business relationship with the applicant.
- Item #275 (J A Tiberti Construction Company Inc) – Disclosed a personal relationship with the applicant.
- Item #301 (Tholl Fence Inc) – Disclosed a past business relationship with the applicant.
- Item #303 (Trane U S Inc) – Disclosed a past business relationship with the applicant.
- Item #309 (Wulfenstein Construction Co Inc) – Disclosed a past business relationship with the applicant.
- Item #338-340 (M C Contractors West Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #375 and 433 (Ashlan Concrete Cutting) – Disclosed a past business relationship with the applicant.
- Item #415 (Solid State Electric LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Kent Lay made the following disclosures:

- Item #122 & 276 (J D Stairs Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #250, 259 & 313 (Brightview Landscape Services) – Disclosed a past business relationship with the applicant.
- Item #352 (Sunrise Mechanical LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #415 (Solid State Electric LLC) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Joe Hernandez made no disclosures:

Ms. Margaret Cavin made the following disclosures:

- Item #278 (Jensen Enterprises Inc) – Disclosed a personal relationship with the applicant.
- Item #401-403 (NV Concrete and Construction Inc) – Disclosed a personal relationship with the applicant.
- Item #419 (Tungsten Engineering Contractors LLC) – Disclosed a personal relationship with the applicant.

Mr. Bryan Cowart made the following disclosures:

- Item #309 (Wulfenstein Construction Co Inc) – Disclosed and abstained based on a current business relationship with the applicant.

- Item #338-340 (M M C Contractors West Inc) – Disclosed a past business relationship with the applicant.
- Item #352 (Sunrise Mechanical LLC) – Disclosed a past business relationship with the applicant.
- Item #386-387 (Fuse Stainless LLC) – Disclosed a past business relationship with the applicant.
- Item #390 (J & R Flooring Inc) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Louis Polish made the following disclosures:

- Item #122 and 276 (J D Stairs Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #309 (Wulfenstein Construction Co Inc) – Disclosed and abstained based on a current business relationship with the applicant.

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

**9. CONVERSION OF ENTITY APPLICATION DENIAL HEARING:  
B C CONSTRUCTION GROUP LLC  
LICENSE #86312**

Joseph Michael McSweeney, Manager  
Lindsay Fodric Sewell, Manager  
Mark Alan Tomasik, Manager  
Paul Howard Lemley, Manager/Qualified Individual  
Class B (General Building)

Exhibit 1 is the Board's Application File

Kevin Konczos was present for the hearing.

**It was moved and seconded to approve license classification Class B (General Building) with an unlimited monetary license limit. A performance protection bond must be secured for each project and an annual financial review must be performed. MOTION CARRIED.**

**10. NEW APPLICATION DENIAL HEARING:  
ARMANDO PATIOS LLC**

Jose Armando Espino-Espino, Managing Member/Proposed Qualified Individual  
Class C-14H (Awnings and Louvres)

Exhibit 1 is the Board's Application File

Jose Espino-Espino was present for the hearing.

**It was moved and seconded to approve license classification Class C-14H (Awnings and Louvres) with a \$30,000 monetary limit and a \$5,000 bond. MOTION CARRIED.**

**11. 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 Boyd Martin at 10:33 a.m.

APPROVED:

  
\_\_\_\_\_  
David Behar, Deputy Executive Officer

  
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Boyd Martin, Chair

Respectfully Submitted,

  
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Crystal Caywood, Recording Secretary