

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 May 16, 2024

CALL TO ORDER:

Chair, Boyd Martin called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, May 16, 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. 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, Deputy 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 welcomed Eric Spratley, Max Kennon and Jeff Holland to the Board. Ted Gaines of Gaines Co. and Jacob Moss, representative of Plant Construction, provided public comment.

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 that ethics training and the Recovery Fund meeting will follow the Board meeting.

5. APPROVAL OF MINUTES

It was moved and seconded to approve the minutes of April 18, 2024 meeting. MOTION CARRIED.

6. REVIEW AND APPROVAL OF FY 2024-25 STRATEGIC PLAN

Daniel Iacofano provided an update to the Board's FY 2024-25 Strategic Plan.

It was moved and seconded to approve the FY 2024-25 Strategic Plan. MOTION CARRIED.

7. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein reported that Randy Escamilla and the Ferraro Group provided statewide media coverage for the Board which included hosting press conferences, connecting media with victims of unlicensed contractors to tell their story, issuing press releases, and engaging the public by social media. Ms. Grein also noted that she had the opportunity to meet Tina Frias who is the new CEO of the Southern Nevada Homebuilders Association, attended the Nevada Contractors Association's Membership luncheon, attended a virtual Interagency Solar Consumer Protection Taskforce Meeting, attended NOBO's quarterly meeting with building officials, provided an annual update to the Glazers Association on the Board's activities and legislative highlights, met with representatives from the American Property Casualty Insurance Association and the Surety & Fidelity Association of America regarding NRS 624.270, held our Regulation workshops on four items, including R029-24 R030-24, R031-24, and R032-24, participated in a discussion with representatives from Senator Jackie Rosen's office, Representative Susie Lee's office, along with state legislators related to the solar industry, held the Commission on Construction Education meeting and participated in the NASCLA state call.

- Review of Monthly Department Statistics:

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

- Licensing Department:
 - Received 257 new license applications and 262 change applications;
 - Issued 136 new licenses;
 - Approved 720 license renewal applications;
 - Renewed and issued 41 Certificates of Eligibility to receive preference in bidding; and
 - Hosted 1 online Business Assistance Program with 27 participants in attendance.
 - There are currently 1,026 license applications and 521 change applications pending for the month of April.
- Investigations Department:
 - Held 10 Disciplinary Hearings where 11 cases were heard, and
 - Opened 7 Recovery Fund claims.
- Compliance Division:
 - Received and opened 161 complaints and closed 150 complaints.
 - As of April 30th, there are 886 compliance complaints open active with average days open of 148.

- Criminal Division:
 - Received 68 complaints and closed 103 complaints;
 - Issued 14 Administrative Citations; and
 - Sent 5 criminal cases to local District Attorney's offices.
 - As of April 30th, 1 court case is pending adjudication in Southern Nevada and
 - 51 criminal complaints are open active with the average days open being 41.

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

- Report of Disciplinary Hearing Outcomes for April 2024

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

- Report of Application Denial Hearing Outcomes for April 2024

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

- Review of Advisory Opinion for the Nevada Solar Association

Ms. Grein provided discussion concerning the Board's Advisory Opinion for the Nevada Solar Association.

It was moved and seconded to approve the Advisory Opinion for the Nevada Solar Association. MOTION CARRIED.

- Discussion and Approval for Board Chair to Complete Executive Officer's Annual Evaluation

It was moved and seconded to approve the Board chair to complete the Executive Officer's annual evaluation. 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

Mr. Allison reported on pending legal matters.

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

- Proposed Bill Draft Requests for the 2025 Legislative Session
 - Proposed Bill Draft Request Cover Letter to the Office of the Governor
 - 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 on the proposed Bill Draft Requests for the 2025 Legislative Session

- Subcommittee Reports

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

Ms. Grein reported that the Commission on Construction Education met on May 9, 2024 where \$212,304.82 in grants were awarded. Ms. Grein also noted that the Recovery Fund Committee will be meeting later this afternoon.

It was moved and seconded to approve the Subcommittee Reports. MOTION CARRIED.

8. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 538)

Mr. Boyd Martin made the following disclosures:

- Item #64 (Clinker Tile Company LLC) – Disclosed a past business relationship with the applicant.
- Item #188 (Plant Construction Company L P) – Disclosed that he received communication from the applicant's counsel via email.
- Item #271 (Commercial Roofers Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #312-313 (Alcal Specialty Contracting Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #350 (Quantum Glass & Mirror Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #411 (Austin Door & Hardware LLC) – Disclosed a past business relationship with the applicant.
- Item #429-430 (Frontier Stone Works LLC) – Disclosed a past business relationship with the applicant.
- Item #441 (Instant Jungle Landscape Inc) – Disclosed and abstained based on a current business relationship with the applicant.

Ms. Margaret Cavin made the following disclosures:

- Item #296 (Plenium Builders) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #344 (Northern Nevada Concrete Inc) – Disclosed a past business and a personal relationship with the applicant.
- Item #354-357 (Ray Heating Products Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #376 (R F Macdonald Co LC) – Disclosed a past business relationship with the applicant.
- Item #431-432 (Garden Shop Nursery Landscaping Division Inc) – Disclosed a personal relationship with the applicant.
- Item #482 (Applied Mechanical Inc) – Disclosed a past business and a personal relationship with the applicant.

Mr. Kent Lay made the following disclosures:

- Item #91 (Elevated Building Consultants LLC) – Disclosed a personal relationship with the applicant.
- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed and abstained based on the applicant being Mr. Lay's employer.
- Item #377 (Sunrise Mechanical LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #378 (Sunrise Service LLC) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #520 (K B Home Nevada Inc) – Disclosed and abstained based on the applicant being a competitor.
- Item #188 (Plant Construction Company L P) – Disclosed he was contacted by the applicant's counsel.

Mr. Bryan Cowart made the following disclosures:

- Item #188 (Plant Construction Company L P) – Disclosed he was contracted by the applicant's counsel.
- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #377 (Sunrise Mechanical LLC) – Disclosed a past business relationship with the applicant.
- Item #429-430 (Frontier Stone Works LLC) – Disclosed a past business relationship with the applicant.
- Item #433 (GM Construction LLC) – Disclosed a past business relationship with the applicant.
- Item #434-437 (GoPro Interiors) – Disclosed and abstained based on a current business relationship with the applicant.

Mr. Joe Hernandez made the following disclosures:

- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #188 (Plant Construction Company L P) – Disclosed the applicant's counsel attempted communication during application process.

Mr. Jan Leggett made the following disclosures:

- Item #188 (Plant Construction Company L P) – Disclosed the applicant's counsel attempted communication during application process.
- Item #354-357 (Ray Heating Products Inc) – Disclosed the applicant is a fellow AGC Board member.
- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board Member.

Mr. Louis Polish made the following disclosures:

- Item #31&32 (BBQBoyz LLC) – Disclosed a past business relationship with the applicant.
- Item #188 (Plant Construction Company L P) – Disclosed the applicant's counsel attempted communication during application process.
- Item #366 (Taylor Morrison Of Nevada LLC) – Disclosed the applicant is a fellow NSCB Board member.
- Item #441 (Instant Jungle Landscape Inc) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #478 (N D Concrete LLC) – Disclosed a past business relationship with the applicant.
- Item #520 (K B Home Nevada 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. NEW APPLICATION DENIAL HEARING:
BRAVO PLUMBING SERVICES LLC**

Juan Antonio Bravo, Managing Member/Proposed Qualified Individual,
Class C-1d (Plumbing)

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

Juan Bravo was present for the hearing.

It was moved and seconded to approve license classification Class C-1d (Plumbing) with a \$10,000 monetary limit and a \$2,000 bond. MOTION CARRIED.

10. 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 9:19 a.m.

APPROVED:



David Behar, Deputy Executive Officer

Respectfully Submitted,



Crystal Caywood, Recording Secretary



Boyd Martin, Chair