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STATE OF NEVADA



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MEMBERS

MARGARET CAVIN, CHAIR
SPIRIDON FILIOS, VICE CHAIR
DAVID W. CLARK
JERRY HIGGINS
WILLIAM "BRUCE" KING
RANDY SCHAEFER
GUY M. WELLS

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

July 11, 2007

CALL TO ORDER:

Hearing Officer Dave Clark called the meeting of the State Contractors Board to order at 9:00 a.m., Wednesday July 11, 2007, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Ms. Margaret Cavin
Mr. Dave Clark
Mr. Jerry Higgins

STAFF MEMBERS PRESENT:

Mr. Gary Hoid, Deputy Director of Investigations
Mr. George J. Lyford, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. David Brown., Legal Counsel
Mr. Bruce Robb, Esq., Legal Counsel

The agenda was posted in compliance with the open meeting law on July 2, 2007 at Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

ADJUDICATING BOARD MEMBER: DAVE CLARK

**1. SUMMARY SUSPENSION:
INNOVATIVE CONCRETE, LLC, LICENSE NO. 58954**

Hearing Officer Clark ordered a Summary Suspension of Innovative Concrete, LLC, license number 58954 pursuant to the provisions of NRS 624.291(4) in the interest of the public health, safety and welfare.

**2. DISCIPLINARY HEARING: Continued from June 13, 2007
D A DEVELOPMENT, LICENSE NO. 55592**

Licensee was not present, but was represented by John Moore, Esq.

Hearing Officer Clark accepted the settlement agreement that Respondent D A Development, license number 55592 and Ms. Woods entered into to resolve the complaint. The case shall be closed.

**3. DISCIPLINARY HEARING: Continued from June 13, 2007
WRIGHT OUTDOOR CENTER, LICENSE NO. 51599**

Licensee was not present.

Hearing Officer Clark requested that Mr. Ayala contact the Board upon the completion of the repairs by Wright Outdoor Center, license number 51599, at which time the case will be closed.

4. DISCIPLINARY HEARING:
SYNCON HOMES, LICENSE NO. 40880

Hearing Officer Clark continued this matter to September 12, 2007.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Clark 9:45 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Dave Clark, Hearing Officer

ADJUDICATING BOARD MEMBER: JERRY HIGGINS

5. DISCIPLINARY HEARING:
EARTHSCAPE, INC., LICENSE NO. 35331

Licensee (Larry Anthony Renda) was present with Robert Fry, Esq.
Licensee (Fay Renda Micelli) was present with Paul Matteoni Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

The following Respondent Exhibits were entered:

Exhibit A – Settlement Statement

Exhibit B – Western Title Company letter dated December 29, 2006

Exhibit C – Sun West Bank letter dated February 14, 2007

Hearing Officer Higgins found Respondent Earthscape, Inc., license number 35331 guilty of violating NRS 624.3012(2) failure to pay for materials and services; NRS 624.3016(1) fraudulent or deceitful act; NRS 624 301(3) willful failure in a material respect of the part of a licensee to complete any construction project; (4) willful failure or refusal without legal excuse on part of a licensee as a contractor to prosecute a construction project and (5) willful failure or refusal to comply with terms of a construction contract or written warranty thereby causing material injury to another; NRS 624.3013(3) failure to establish financial responsibility. Mr. Renda was ordered to pay a fine of \$250.00 each for the First and Second Causes of Action; \$1000.00 for the Third Cause of Action and \$500.00 for the Fourth Cause of Action for a total fine of \$2,000.00; assessed investigative costs in the amount of \$2,250.00. Fines and costs shall be paid within 60 days of July 11, 2007, or license number 35331 will be automatically revoked.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Higgins at 11:00 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Jerry Higgins, Hearing Officer

ADJUDICATING BOARD MEMBER: MARGARET CAVIN

**6. DISCIPLINARY HEARING:
NORTHRIDGE CONSTRUCTION, LICENSE NOS. 50381, 58215 and 59700**

Licensee was not present

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Cavin found Respondent Kenneth Eugene Roark Owner of Northridge Construction, license numbers 50381, 58215 and 59700 guilty of violating NRS 624.3013(3) failure to establish financial responsibility. Mr. Roark was ordered to pay a fine of \$500.00 for the First Cause of Action. License numbers 50381, 58215 and 59700 were Revoked. Prior to relicensure, Respondent shall pay a fine in the amount of \$500.00; reimburse the Board for investigative costs of \$1,901.00 and any claims and associated expenses that may be paid out of the Residential Recovery Fund.

**7. DISCIPLINARY HEARING:
A & J URO-TILE, LICENSE NO. 42900**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Cavin dismissed all charges against A & J Uro-Tile, license number 42900 since the complaint was resolved satisfactorily prior to the commencement of the hearing.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Cavin at 11:14 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Margaret Cavin, Hearing Officer