

KENNY C. GUINN
Governor

STATE OF NEVADA

REPLY TO:

LAS VEGAS
2310 Corporate Circle
Suite 200
Henderson, Nevada 89074
(702) 486-1100
Fax (702) 486-1190
Investigations (702) 486-1110

www.nscb.state.nv.us

RENO
9670 Gateway Drive, Suite 100
Reno, Nevada 89521
(775) 688-1141
Fax (775) 688-1271
Investigations (775) 688-1150



STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
November 16, 2004**

MEMBERS
RANDALL SCHAEFER
Chairman
MARGARET CAVIN
Vice Chair
DAVID W. CLARK
SPIRIDON FILIOS
JERRY HIGGINS
J. BRIAN SCROGGINS
MICHAEL ZECH

1. CALL TO ORDER:

Chairman Randy Schaefer called the meeting of the State Contractors Board to order at 8:30 a.m., Tuesday, November 16, 2004, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Randy Schaefer - Chairman
Mr. Spiridon G. Filios
Mr. Jerry Higgins
Mr. J. Brian Scroggins
Mr. Michael Zech

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. George Lyford, Director of Investigations
Mr. Daniel Hammack, Chief of Enforcement

LEGAL COUNSEL PRESENT:

Mr. Bruce Robb, Esq., Legal Counsel

2. APPROVAL OF MINUTES: October 19, 2004.

It was moved and seconded to approve the minutes of October 19, 2004. **MOTION CARRIED.**

3. APPROVAL OF CONSENT AGENDA:

It was moved and seconded to approve the consent agenda. **MOTION CARRIED.**

a. RATIFICATION OF STAFF APPROVED LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENTS OF LICENSURE, VOLUNTARY SURRENDERS:

4. APPLICATIONS: (CLOSED MEETING PURSUANT TO NRS 241.030)

It was moved and seconded to close the meeting to the public in accordance with NRS 241.030 to discuss financial matters. **MOTION CARRIED.**

N E, INC., (C-2 ELECTRICAL CONTRACTING) NEW APPLICATION

Applicant was present.

It was moved and seconded to approve the license application. **MOTION CARRIED.**

ULTERIOR MOTIFS, (B-2 RESIDENTIAL & SMALL COMMERCIAL) NEW APPLICATION, RECONSIDERATION

Applicant was present.

It was moved and seconded to approve the license application. MOTION CARRIED.

CASINO ROOFING, (C-15A ROOFING) F/S ON RENEWAL

Licensee was present.

It was moved and seconded to approve the renewal application conditioned upon indemnification. MOTION CARRIED.

L A I, CONSTRUCTION, INC., (B-GENERAL BUILDING) CHANGE IN QUALIFIER

Licensee was present.

It was moved and seconded to approve the change in qualifier application. MOTION CARRIED.

LENNAR FAMILY OF BUILDERS LIMITED PARTNERS, (B-2 RESIDENTIAL & SMALL COMMERCIAL) ADDITIONAL QUALIFIER, RECONSIDERATION

Licensee was present with Counsel Harry Marquis, Esq.

It was moved and seconded to approve the additional qualifier application with conditions and restrictions. MOTION CARRIED.

GRASSROOTS LANDSCAPING, LLC, (C-10 LANDSCAPE CONTRACTING) NEW APPLICATION

Applicant was present with Counsel James Leslie, Esq.

It was moved and seconded to deny the license application. MOTION CARRIED.

HEARD ELECTRIC, INC., (C-2 ELECTRICAL CONTRACTING) NEW APPLICATION

Applicant was present.

It was moved and seconded to approve the license application conditioned upon applicant passing the required exams. MOTION CARRIED.

The Board reviewed the remainder of the applications on the agenda.

It was moved and seconded to reopen the meeting to the public. MOTION CARRIED.

It was moved and seconded to ratify all applications not specifically discussed in closed session as recommended by staff. MOTION CARRIED.

6. EXECUTIVE SESSION:

a. BENEFIT PROGRAMS:

1. DISCUSSION AND AUTHORIZATION FOR EXECUTIVE OFFICER TO IMPLEMENT 457 PLAN:

It was moved and seconded to execute the 457 Plan. **MOTION CARRIED.**

2. DISCUSSION AND AUTHORIZATION FOR EXECUTIVE OFFICER TO TAKE STEPS TO REVISE PENSION PLAN DESIGN:

It was moved and seconded to proceed with restatement of the pension plan. **MOTION CARRIED.**

3. DISCUSSION AND AUTHORIZATION FOR EXECUTIVE OFFICER TO SEARCH FOR NEW VENDOR FOR ADMINISTRATION OF PENSION PLAN:

It was moved and seconded to authorize the Executive Officer to explore a new vendor for administration of the pension plan. **MOTION CARRIED.**

4. DISCUSSION AND APPROVAL TO INCREASE EMPLOYER PENSION PLAN CONTRIBUTION TO 9%:

It was moved and seconded to approve the increase of the employer pension plan contribution to 9%. **MOTION CARRIED.**

5. DISCUSSION AND APPROVAL TO JOIN THE HEALTH CARE PROGRAM SPONSORED BY THE STATE OF NEVADA, PUBLIC EMPLOYEES' BENEFIT PROGRAM (PEBP):

Ms. Grein will provide a summary of benefits to the Board at a later meeting.

6. DISCUSSION AND APPROVAL OF GROUP SUBSCRIPTION RENEWAL AGREEMENT WITH HOMETOWN HEALTH PROVIDERS INSURANCE COMPANY (HHP, INC.) UNTIL EFFECTIVE DATE OF COVERAGE WITH PEBP:

It was decided to renew the policy with Hometown Health Insurance Company until the summary of the Public Employees' Benefit Program is discussed by the Board.

b. LEGISLATION:

1. DISCUSSION AND REVIEW OF PENDING BILL DRAFT REQUESTS FOR THE 2005 SESSION:

It was moved and seconded to appoint Randy Schaffer, J. Brian Scroggins and Jerry Higgins to serve on the legislative subcommittee. **MOTION CARRIED.**

c. REPORTS:

ENFORCEMENT AND INVESTIGATION:

Mr. Hammack provided an update of the programs implemented in the investigations department.

LICENSING:

Ms. Mathias reported on procedural changes and provided statistics on data.

LEGAL:

Mr. Robb provided a status report on pending litigation.

RECOVERY FUND:

Mr. Lyford provided a status report of the Residential Recovery Fund Meeting that will take place on December 6, 2004.

7. DISCIPLINARY HEARING: (Continued from January 7, 2003)

DENNETT BROTHERS CONSTRUCTION, LICENSE NO. 11862
DENNETT BROTHERS, INC., LICENSE NO. 17237
EMERALD DEVELOPMENT INCORPORATED, LICENSE NOS. 24195 and 24286

Licensee was not present.

This matter was continued from the January 7, 2003 Board Meeting pending the outcome of the Bankruptcy

hearing.

It was moved and seconded to reflect that the Respondents Dennett Brothers Construction, Donald W. Dennett, Partner and Daniel W. Dennett, Partner, license number 11862, Dennett Brothers, Inc., Donald W. Dennett, President, license number 17237 and Emerald Development Incorporated, Donald W. Dennett, Qualified Officer are cancelled by Board Action. MOTION CARRIED.

8. DISCIPLINARY HEARING: (Continued from October 1, 2002)

INNOVATIVE CONSTRUCTION SYSTEMS, INC., LICENSE NO. 40232

Licensee was present.

This matter was continued from the October 1, 2002 Board Meeting pending the outcome of the arbitration proceedings.

The following Agency Exhibits were entered:

Exhibit 3 – Notice of Hearing dated November 4, 2004.

The following Respondent Exhibits were entered:

Exhibit B – Letter from Counsel to the Respondent dated November 11, 2004.

It was moved and seconded to continue this matter for 6 months. MOTION CARRIED.

PUBLIC COMMENT:

Mr. Bob Portnoff was present to discuss the benefits of the revised Board Meeting schedule and increasing the Public Comment from three (3) minutes to five (5) minutes.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Schaefer at 10:38 a.m.

Respectfully Submitted,

Traci Greenlee, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Randall Schaefer, Chairman