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MEMBERS

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DAVID W. CLARK
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JERRY HIGGINS
WILLIAM "BRUCE" KING
J. BRIAN SCROGGINS

STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
APRIL 19, 2006**

These are DRAFT minutes not yet ratified by the Board.

CALL TO ORDER:

Hearing Officer Randall Schaefer called the meeting of the State Contractors Board to order at 8:40 a.m., Wednesday, April 19, 2006, 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. Randall Schaefer
Mr. Jerry Higgins
Mr. Guy Wells
Mr. Bruce King

STAFF MEMBERS PRESENT:

Mr. George Lyford, Director of Investigations
Mr. Daniel Hammack, Chief of Enforcement

LEGAL COUNSEL PRESENT:

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

Mr. Lyford stated the agenda was posted in compliance with the open meeting law on April 11, 2006, at Las Vegas City Hall, Sawyer State Building and Clark 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: RANDALL SCHAEFER

1. DISCIPLINARY HEARING:

KIMN NEAL MOREY, dba MOUNTAIN CONTRACTING AND DEVELOPMENT, LICENSE NO. 50923

Licensee was present with counsel, Dale Rycraft, Jr., Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Schaefer found Respondent Kimn Neal Morey, dba Mountain Contracting and Development, license number 50923 guilty of violation of NRS 624.3017(1) substandard workmanship; NRS 624.3013(5) as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.3015(2) contracting with an unlicensed contractor; NRS 624.3013(5) as set forth in NRS 624.031(4) sale or lease of newly built structure within 1 year of completion. Respondent was

assessed a fine of \$1,000 for each of the 1st, 3rd and 5th Causes of Action. Respondent was assessed a fine of \$500.00 for the 2nd Cause of Action. The 4th, 6th and 7th Causes of Action were dismissed. Total fines assessed were \$3,500.00. The investigative costs were assessed in the amount of \$1,988.00. Fines and costs are to be paid within 90 days of the April 19, 2006 Hearing or license number 50923, Kimn Neal Morey, dba Mountain Contracting and Development will be revoked. Mr. Morey was ordered to pay restitution of \$20,000.00 to homeowner within 30 days of the April 19, 2006 Hearing or license number 50923, Kimn Neal Morey, dba Mountain Contracting and Development will be revoked.

2. DISCIPLINARY HEARING:

DESIGN BUILDERS, LTD., LICENSE NO. 27516A, 27516B, 27516C

This matter was continued until June 14, 2006.

4. DISCIPLINARY HEARING:

CLEMENTE BUMI IJIDAKINRO, dba AFRICART INTERNATIONAL ENTERPRISES, License No. 56815

Licensee was present with counsel, Dan M. Winder, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

This matter was continued until May 24, 2006.

3. DISCIPLINARY HEARING:

ADJUDICATING BOARD MEMBER: GUY WELLS

NECO LAMON MURRAY, dba NEVADA ELECTRIC COMPANY, License No. 54851

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 – License application by Mr. Murray for licensure.

Hearing Officer Wells found Respondent Neco Lamon Murray, dba Nevada Electric Company, license number 54851 in violation of NRS 624.3013(5) as set forth in NRS 624.282 engaging in work while license inactive status; NRS 624.3014(1)(a) misuse of license; NRS 624.3015(1) acting beyond scope of license; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure or refusal to comply with a written request by the Board. Respondent was assessed a fine of \$500.00 for each of the 1st, 3rd, 4th and 5th Causes of Action. Respondent was assessed a fine of \$200.00 for the 2nd Cause of Action. Total fines assessed were \$2,200.00. The investigative costs were assessed in the amount of \$1,316.00. Fines and costs are to be paid within 90 days of the April 19, 2006 Hearing or license number 54851, Neco Lamon Murray, dba Nevada Electric Company will be revoked. Mr. Murray was ordered to pay restitution of \$850.00 to homeowner within 30 days of the April 19, 2006 Hearing or license number 54851, Neco Lamon Murray, dba Nevada Electric Company will be revoked.

5. DISCIPLINARY HEARING – DEFAULT ORDERS:

a. MAJESTIC ONE CORPORATION, dba MANUFACTURED HOUSING FOUNDATIONS OF NEVADA,
License No. 54662

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Schaefer found Respondent Majestic One Corporation, dba Manufactured Housing Foundations of Nevada, James Douglas Myers, President, license number 54662 in violation of Two (2) NRS 624.302(5) failure or refusal to respond to a written request by the Board; NRS 624.3016(1) fraudulent or deceitful acts; NRS 3012.(2) failure to pay for materials or services; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure or refusal to comply with a written request by the Board; NRS 624.3013(4) failure to keep in force the bond or cash deposit for the full period required by the Board. License number 54662, Majestic One Corporation, dba Manufactured Housing Foundations of Nevada was Revoked. Mr. Myers is required to pay full restitution to the damaged parties and reimburse the Board for Investigative costs of \$1,656.00 and any expenses that may be paid out of the Residential Recovery Fund.

b. LAS VEGAS VALLEY SIGNS, License No. 51852

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Schaefer found Respondent Las Vegas Valley Signs, Gregorio Reyes Martinez, Partner and James Lee Jones, Partner, license number 51852 in violation of NRS 624.3016(1) fraudulent or deceitful acts; Two (2) NRS 624.302(5) failure or refusal to respond to a written request by the Board; NRS 624.3012(2) failure to pay for materials or services; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure or refusal to comply with a written request by the Board; NRS 624.3013(4) failure to keep in force the bond or cash deposit for the full period required by the Board. License number 51852, Las Vegas Valley Signs was Revoked. Mr. Martinez and Mr. Jones are required to pay full restitution to the damaged parties and reimburse the Board for Investigative costs of \$1,800.00 and any expenses that may be paid out of the Residential Recovery Fund.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Office Schaefer at 10:45 a.m.

Respectfully Submitted,

Nancy Chipman, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Randy Schaffer, Hearing Officer