

BRIAN SANDOVAL
Governor

STATE OF NEVADA



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MEMBERS
Jan B. Leggett, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Joe Hernandez
Kent Lay
Guy M. Wells

**STATE CONTRACTORS BOARD
MINUTES OF THE MEETING
November 19, 2015**

1. CALL TO ORDER:

- a. Chairman Jan Leggett called the meeting of the State Contractors Board to order and led the Pledge of Allegiance at 8:30 a.m., Thursday, November 19, 2015, 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. Jan Leggett, Chairman
Mr. Jim Alexander
Mr. Kevin Burke
Ms. Margaret Cavin
Mr. Joe Hernandez
Mr. Guy Wells

BOARD MEMBERS ABSENT:

Mr. Kent Lay

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. Paul Rozario, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. David Brown, Esq.
Mr. Noah Allison, Esq.

Ms. Grein stated the agenda was posted in compliance with the Open Meeting Law at Paseo Verde Library, Sawyer State Building, Clark County Library, Reno City Hall, Washoe County Courthouse and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno, on the Board's Internet Website and the Nevada Public Notice Website.

• **APPROVAL OF AGENDA:**

Ms. Grein noted the following changes to the agenda:

- Item #5d (Selection of Subcommittee Members) has been tabled to the January 2016 Board Meeting.
- Item #11 (International Systems of America) has been continued at the request of the applicant.
- Item #19 (Go Solar Group, LLC) has been vacated.

It was moved and seconded to accept the agenda as amended. MOTION CARRIED.

- **UNFINISHED BUSINESS:**

Ms. Grein reported that Mr. Hernandez has been reappointed to the Board and Mr. Kent Lay has been appointed to the Board.

- **FUTURE AGENDAS:**

There were no future agendas.

2. PUBLIC COMMENT:

Mr. Jonas Stoltzfus provided comments concerning LCB File R009-15.

3. APPROVAL OF MINUTES:

It was moved and seconded to approve the minutes of October 22, 2015. MOTION CARRIED.

Mr. Wells abstained as he was not present for the October 22, 2015 Board meeting.

4. ADVISORY OPINION:

Request for Advisory Opinion regarding the applicability of NRS 624.220 with respect to large construction projects with multiple phases.

McDonald – Carano - Wilson LLP on behalf of Tesla Motors, Inc.

Noah Allison, Esq. presented an analysis of applicable statutory provisions and recommended opinions. Mr. Paul Georgeson of McDonald, Carano, Wilson, LLP and Mr. Robert Harmon, Esq. of Telsa presented their views concerning this matter. Other members of the public were also provided an opportunity to comment on the issue.

It was moved and seconded to accept Mr. Noah Allison's analysis and recommended opinions. MOTION CARRIED.

5. EXECUTIVE SESSION

- Executive Officer's Report

Ms. Grein provided information concerning upcoming training seminars and events.

- Review of Monthly Department Statistics

Ms. Grein provided the Board with an overview of departmental statistics for the month of October 2015.

- Legal Report

Mr. Brown reported on pending legal matters.

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

- Selection of Subcommittee Members

This item has been tabled to the January 2016 Board meeting.

- Designation of Board Members to Serve on Construction Education Commission per NRS 624.570(4)

It was moved and seconded to appoint Mr. Wells to the Construction Education Commission. MOTION CARRIED.

- Discussion of LCB File R009-15- proposed sub classification to address commercial remodeling:

Ms. Grein provided an update concerning the status of LCB File R009-15.

- Subcommittee Reports

There were no subcommittee reports.

6. APPROVAL OF CONSENT AGENDA:

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 329)

Mr. Kevin Burke made the following disclosures:

- Item # 92 (Dri Tech Corporation) - Disclosed and abstained based on a current business relationship with the applicant.
- Item #219-221 (R&O Western States, Inc.) - Disclosed and abstained based on the applicant being a competitor of Burke Construction.
- Item #225-226 (R L Jackson Electric) - Disclosed and abstained based on a current business relationship with the applicant.

Ms. Margaret Cavin made the following disclosures:

- Item #179 (Nelson Electric Co., Inc.) - Disclosed a past business relationship with the applicant.

Mr. Guy Wells made the following disclosure:

- Item #21-22 (Ace Contracting Co., Inc.) - Disclosed and abstained based on a current business relationship with the applicant.
- Item #32 (All Valley Paving & Grading) - Disclosed and abstained based on a current business relationship with the applicant.
- Item #92 (Dri Tech Corporation) - Disclosed and abstained based on a personal relationship with the applicant.
- Item #106 (Flippins Trenching, Inc.) - Disclosed a personal relationship with the applicant.
- Item #141 (Kiewit Western Co.) - Disclosed and abstained based on a current business relationship with the applicant.

Mr. Jan Leggett made no disclosures.

Mr. Joe Hernandez made no disclosures.

Mr. Jim Alexander made no disclosures.

It was moved and seconded to approve the Consent Agenda and to table action on item #10 and #11, AJB General Contractor, for further investigation. MOTION CARRIED.

7. NOTICE OF INTENT TO CONSIDER CASH BOND CLAIMS **KURT KARL KRUG DBA GREAT BASIN DECK AND SHADE** Kurt Carl Krug, Owner/Qualified Individual

Kurt Krug was not present at the hearing.

It was moved and seconded to deny the cash bond claims filed by Ms. Brooke Wong and Mr. Jeff Diesner, and approve recovery of publication costs in the amount of \$188.00. MOTION CARRIED.

- 8. NEW APPLICATION DENIAL HEARING:**
BESPOKE DEVELOPMENT LLC
Michael Dale Carrison, Managing Member
Brian Burton Anderson, Managing Member
Dwayne Wendell Anderson, Proposed Qualified Individual

Michael Carrison, Brian Anderson, and Dwayne Anderson were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.
Exhibit A is the Applicant's Answer received November 4, 2015.
Exhibit B is the Applicants additional correspondence dated November 16, 2015.

It was moved and seconded to approve licensure classifications A (General Building) and B-2 (Residential & Small Commercial) each with a \$250,000.00 monetary limit, a \$15,000.00 bond, personal indemnifications from Mr. Michael Carrison, Mr. Brian Anderson, and Mr. Dwayne Anderson, and an annual business review for two (2) years. MOTION CARRIED.

- 9. NEW APPLICATION DENIAL HEARING:**
FLOORING ENCOUNTERS LLC
Christopher Scott Colletti, Manager/Proposed Qualified Individual

Christopher Colletti was present for the hearing.

Exhibit 1 is the Board Notice of Hearing.
Exhibit A is the Applicant's Answer received November 13, 2015.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.

- 10. NEW APPLICATION DENIAL HEARING:**
ADVANCE LIGHTING & SIGN DBA ADVANCE SIGN COMPANY
Joann Lagman, President/Proposed CMS Qualified Individual
Bernard Leary Lagman Jr., Director/Proposed Trade Qualified Individual
Bianca Truong, Director

Joann Lagman and Bernard Lagman were present with counsel, Eric Dobberstein, Esq. Bianca Truong was not present.

Exhibit 1 is the Board Notice of Hearing.
Exhibit A is the Applicant's Answer received November 6, 2015.

It was moved and seconded to approve licensure classification B-2 (Residential & Small Commercial) with a \$10,000.00 monetary limit, a \$2,000.00 bond, personal indemnifications from Joann Lagman, Bernard Lagman, and Bianca Truong, and an annual business review for two (2) years. MOTION CARRIED.

- 11. NEW APPLICATION DENIAL HEARING:**
INTERNATIONAL SYSTEMS OF AMERICA LLC
Michael Gerard Epperson, Managing Member
Roy Owen Messersmith, Managing Member
Donald Gentry Combs, Jr., Managing Member
Mark Daniel Shoemaker, Managing Member

This item has been continued at the request of the applicant.

12. NEW APPLICATION DENIAL HEARING:**A STEP ABOVE INC**

Jeremie Robert Eubank, President/Proposed Qualified Individual
Shauna Lynn Eubank, Secretary

Jeremie Eubank and Shauna Eubank were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Applicant's Answer received November 6, 2015.

It was moved and seconded to approve licensure classification C-15 (Roofing & Siding) with a \$20,000.00 monetary limit and a \$5,000.00 bond. The applicant must work with Board staff for an approved name change. MOTION CARRIED.

13. NEW APPLICATION DENIAL HEARING:**PAMPAS LLC**

Kurt Raymond Taylor, Manager
Ronald William Best, Proposed Qualified Individual

Kurt Taylor and Ronald Best were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Applicant's Answer received November 4, 2015.

Mr. Brown disclosed a personal relationship with Kurt Taylor.

It was moved and seconded to approve licensure classification B-2 (Residential and Small Commercial) with a \$200,000.00 monetary limit, a \$10,000.00 bond, and personal indemnifications from Kurt Taylor and Ronald Best. MOTION CARRIED.

14. NEW APPLICATION DENIAL HEARING:**ENERGY CONTROLS COMPANY**

George Allen Fincher, Owner/Proposed Qualified Individual

George Fincher was present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Applicant's Answer received November 4, 2015.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.

15. NEW APPLICATION DENIAL HEARING:**SARA RAMIREZ DBA BATTLE BORN PAVERS**

Sara Daun Ramirez, Owner/Proposes Qualified Individual

Sara Ramirez was present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Applicant's Answer received

It was moved and seconded to approve licensure classification C-18 (Masonry – Limited to Non-Vertical Interlocking Pavers Only) with a \$10,000.00 monetary limit and a \$2,000.00 bond, contingent upon the applicant's financial statement supporting the license limit. If the financials do not support the license limit, this item will be continued for 90 (ninety) days. MOTION CARRIED.

16. NEW APPLICATION DENIAL HEARING:

DIAMOND DIGITAL LLC

Lucinda Kay Stewart-Buchanan, Managing Member/Proposed CMS Qualified Individual
Jonathan Andrew Buchanan, Proposed Trade Qualified Individual

Lucinda Stewart-Buchanan and Jonathan Buchanan were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Applicant's Answer received November 5, 2015.

It was moved and seconded to accept the applicant's request to withdraw the application. MOTION CARRIED.

17. NEW APPLICATION DENIAL HEARING:

J D C PLUMBING LLC

David Gonzalez, Managing Member

Juan Manuel Gonzalez, Managing Member/Proposed Qualified Individual

David Gonzalez, Juan Gonzalez, and Jacinto Juarez were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to continue this agenda item for ninety (90) days. MOTION CARRIED.

18. NEW APPLICATION DENIAL HEARING:

CLARENCE THOMAS SILVA DBA ACE HEATING & AIR CONDITIONING

Clarence Thomas Silva, Owner/Proposed CMS Qualified Individual

James Peter Ausano, Proposed Trade Qualified Individual

Clarence Silva and James Ausano were present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

Exhibit A is the Applicant's Answer received October 20, 2015.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.

19. NEW APPLICATION DENIAL HEARING (Continued from September 24, 2015):

GO SOLAR GROUP LLC

Keven Jay Jensen, Manager

Scott Mendell Cramer, Manager/Proposed CMS Qualified Individual

Jeffrey David Gray, Proposed Trade Qualified Individual

This item has been vacated.

20. NEW APPLICATION DENIAL HEARING (Continued from September 24, 2015):

EAGLE PIPE & MECHANICAL NV CORPORATION

Lori Sue Tschohl, President/Proposed CMS Qualified Individual

Michael Vernon Tschohl, Proposed Trade Qualified Individual

Lori Tschohl was present for the hearing. Michael Tschohl was not present.

Exhibit 1 is the Board Notice of Hearing.

It was moved and seconded to affirm staff's denial of the application. MOTION CARRIED.

21. PUBLIC COMMENT:

There was no one present to offer public comment.

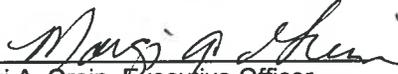
ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Jan Leggett at 12:55 p.m.

Respectfully Submitted,


Crystal Caywood, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer


Jan Leggett, Chairman