

**MEMBERS**  
Kent Lay, Chairman  
Margaret Cavin  
Joe Hernandez  
Jan B. Leggett  
Melissa Maguire  
Steve Menzies  
Guy M. Wells



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**STATE CONTRACTORS BOARD  
MINUTES OF THE MEETING  
January 16, 2020**

**1. CALL TO ORDER:**

Chairman Kent Lay called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, January 16, 2020, 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. Kent Lay  
Ms. Margaret Cavin  
Mr. Jan Leggett  
Ms. Melissa Maguire  
Mr. Steve Menzies

**BOARD MEMBERS ABSENT:**

Mr. Joe Hernandez  
Mr. Guy Wells

**STAFF MEMBERS PRESENT:**

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

**LEGAL COUNSEL PRESENT:**

Mr. Tim Geswein, 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, 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 promoting public confidence and trust in the competence and integrity of licensees and to protect the health, safety, and welfare of the public."

**3. PUBLIC COMMENT**

Mr. Lay administered the Oath of Office to Mr. Menzies. Ms. Grein introduced Susie Kamesch's daughter, Kayla Kamesch to the Board.

**4. APPROVAL OF AGENDA:**

- Approval of Agenda with the Inclusion of any Emergency Items and Deletion of any Items

Ms. Grein noted that Item #387 (T I C The Industrial Company) is being removed from the Consent Agenda, pending resolution and completion of an administrative citation. The application is being tabled.

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

- Recommendations for Agenda Items for Future Board Meetings

Ms. Grein noted that the joint meeting with California has been scheduled for June 5, 2020. Ms. Grein also reported that the Labor Commissioner will be providing Board member training on Nevada Labor Laws on February 20, 2020, Nevada Board of Accountancy Board Member, and CPA, Nicola Neilon will be providing training on Board finances and accountancy on April 16, 2020, and additional training on Bankruptcy and Bankruptcy Laws will be scheduled later this year.

## **5. APPROVAL OF MINUTES**

**It was moved and seconded to approve the minutes of November 21, 2019. MOTION CARRIED.**

## **6. EXECUTIVE SESSION**

- Executive Officer's Report

Ms. Grein welcomed new Board member Steve Menzies. Ms. Grein noted that the Board has implemented new timesheet software and is working with Fisher and Phillips to make updates to the Employee Handbook. Ms. Grein also reported that the Board received notification that Jill Grenier's contract to serve as an additional Administrative Law Judge was approved by the Board of Examiners of the Governor's Finance Office. Finally, Ms. Grein noted that she has been asked to serve as the project manager for the FARB Super Strategic Action Team (Super SAT) meeting.

- Review of Monthly Department Statistics

Ms. Grein provided the following statistics for the months of November and December:

- Licensing Department
  - Received 285 new license applications and 417 change applications;
  - Issued 176 new licenses;
  - Approved 11 Financial Reviews;
  - Approved 960 inactive and active license renewal applications;
  - Issued or renewed 52 Certificates of Eligibility;
  - Held 7 new application denial hearings;
  - Held 3 Business Assistance Programs with 54 participants.
- Our Investigations Department:
  - Opened a total of 379 complaints, including 274 compliance and 105 criminal complaints;
  - Held 21 Disciplinary Hearings, where 13 licenses were revoked and a total of \$29,950 in fines and \$15,558 in investigative costs were assessed;
  - Issued 19 court filings seeking prosecution for 16 misdemeanor charges, 3 gross misdemeanor charges, and one felony charge;
  - Held one Recovery Fund meeting where 12 cases were heard, 9 cases were awarded a total of \$181,037.63. At the hearing, one case was denied and two cases were continued; and lastly,
  - 32 Recovery Fund claims were opened during the reporting period.
- Ms. Grein noted the Board's financial statements were submitted to the Legislative Counsel Bureau as part of our Title 54 Reporting Requirements.
- Ms. Grein attended the Southern Nevada Home Builders Association Home Aid Installation and Annual Awards luncheon with Mr. Rozario, as well as the annual Carpenter's Union Moose Feed in California with Ms. Mathias.
- Ms. Grein recorded a video welcome message, and additional instructional video messages were recorded by staff, for the redesign of our website which we anticipate launching during the first quarter.

- Several supervisors and staff attended the Attorney General's Board and Commission training.
- Staff provided a presentation to the members of First Service Residential in both Northern and Southern Nevada.

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

- Report of Application Denial Hearing Outcomes for November 2019

Ms. Grein reported on the application denial hearing outcomes for November 2019.

- Report of Disciplinary Hearing Outcomes for November 2019

Ms. Grein reported on the disciplinary hearing outcomes for November 2019.

- Report of Disciplinary Hearing Outcomes for December 2019

Ms. Grein reported on the disciplinary hearing outcomes for December 2019.

- Review of The Ferraro Group End of Year Report for 2019

Ms. Misty Grimmer and Nicole Willis-Grimes provided the End of Year Report for 2019.

**It was moved and seconded to accept The Ferraro Group End of Year Report for 2019. MOTION CARRIED.**

- Review and Approval of the Memorandum of Understanding Between Nevada State Contractors Board and State of Nevada Office of the Labor Commission

Ms. Grein provided the Board a review of the Memorandum of Understanding between the Board and the State of Nevada Office of the Labor Commission.

**It was moved and seconded to accept the Memorandum of Understanding between Nevada State Contractors Board and State of Nevada Office of the Labor Commission. MOTION CARRIED.**

- Legislative Discussion
  - Discussion Concerning Potential Initiatives for the 2021 Legislative Session

Ms. Grein informed the Board that she is assessing possible bill draft requests for the upcoming session and noted that the Commission on Construction Education's report was submitted to the Sunset Subcommittee of the Legislative Commission.

- Review and Approval of Revised Employee Handbook

Ms. Grein provided a copy of the Revised Employee Handbook.

**It was moved and seconded to accept the proposed changes to the Board's Employee Handbook. MOTION CARRIED.**

- Legal Report
  - Discussion Concerning Potential or Pending Litigation (A public body may interrupt the open meeting and exclude the public for the purpose of having an attorney-client discussion of potential and existing litigation pursuant to NRS 241.015(3)(b)(2))

Mr. Geswein reported on pending legal matters.

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

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

Ms. Grein reported that the Board held one Recovery Fund meeting where 12 claims were considered. The Committee continued two claims, denied one claim, and awarded the remaining 9 claims \$181,037.63 collectively. Another Recovery Fund meeting was held on January 15, 2020 where one claim was continued and another was denied.

- Update Concerning Legislative Sunset Subcommittee's Audit of Boards and Commissions and Status of Senate Concurrent Resolution 6

Ms. Grein provided discussion concerning Legislative Sunset Subcommittee's Audit of Boards and Commissions and Status of Senate Concurrent Resolution 6.

## **7. APPROVAL OF CONSENT AGENDA:**

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 588)

Ms. Melissa Maguire made the following disclosures.

- Item #132 (Melissa Maguire) – Disclosed and abstained based on Ms. Maguire being the applicant.
- Item #164 (Ray Heating Products, Inc.) – Disclosed a past business relationship with the applicant.
- Items #185 (Shakespeare Unlimited) – Disclosed and abstained based on a past and current business relationship with the applicant.
- Item #276 & #575 (Geney Gassiot, Inc.) – Disclosed a past business relationship with the applicant.
- Item #286 (Jackrabbit Plumbing, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #269 (Construction Development Services, Inc.) – Disclosed and abstained based on the applicant being a competitor.
- Item #301 (RFI Enterprises, Inc.) – Disclosed and abstained based on the applicant being a competitor.
- Item #339 (Gradex Construction Company) – Disclosed and abstained based on the applicant being a competitor.
- Item #478-480 (Houston Smith Construction, Inc.) – Disclosed a past business relationship with the applicant.
- Item #583 (Reliance Engineering, LLC) – Disclosed a past business relationship with the applicant.
- Item #441 (Prime Building and Development, LLC) – Disclosed the applicant is a fellow Board member.

Ms. Margaret Cavin made the following disclosures:

- Item #132 (Melissa Maguire) – Disclosed the applicant is a fellow Board member.
- Item #164 & #302 (Ray Heating Products, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #255 (A & K Earth Movers, Inc.) – Disclosed a personal relationship with the applicant.
- Item #269 (Construction Development Services, Inc.) – Disclosed and abstained based on a personal and business relationship with the applicant.
- Item #330-331 (D Double G, LLC) – Disclosed a personal relationship with the applicant.
- Item #339 (Gradex Construction Company) – a personal relationship with the applicant.
- Item #370 (Pellett Construction, LLC) – Disclosed and abstained based on a personal relationship with the applicant.
- Item #422 (Putting Greens Direct of Nevada, LLC) – Disclosed and abstained based on a business relationship with the applicant.
- Item #441 (Prime Building and Development, LLC) – Disclosed the applicant is a fellow Board member.
- Item #588 (Wetzel Construction) – Disclosed a past business relationship with the applicant.

Mr. Steve Menzies made the following disclosures:

- Item #162 (R S Steel & Fabrications LLC) – Disclosed a past business relationship with the applicant.
- Item #367 (P N II, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #345 (K B Home Nevada, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #278 (Rapid Fire Protection, Inc.) – Disclosed and abstained based on a current business relationship with the applicant.
- Item #441 (Prime Building and Development, LLC) – Disclosed the applicant is a fellow Board member.
- Item #132 (Melissa Maguire) – Disclosed the applicant is a fellow Board member.
- Item #269 (Pearce Services, LLC) – Disclosed the applicant is a fellow Board member.
- Item #226 (Wayne Construction Services, LLC) – Disclosed and abstained based on a personal business relationship with the applicant.

Mr. Kent Lay made the following disclosures:

- Item #132 (Melissa Maguire) – Disclosed the applicant is a fellow Board member.
- Item #190 (Silver Lake Construction Company) Disclosed a past business relationship with the applicant.
- Item #226 (Wayne Construction Services, LLC) – Disclosed and abstained based on the applicant being a competitor.
- Item #278 (Greystone Nevada, LLC) – Disclosed that the applicant is a competitor.
- Item #345 (K B Home Nevada, Inc.) – Disclosed that the applicant is a competitor.
- Item #367 (P N II, Inc.) – Disclosed that the applicant is a competitor.
- Item #269 (Construction Development Services, Inc.) – Disclosed the applicant is a fellow Board member.
- Item #441 (Prime Building and Development, LLC) – Disclosed and abstained based on Mr. Lay being the applicant.

Mr. Jan Leggett made the following disclosure:

- Item #132 (Melissa Maguire) – Disclosed the applicant is a fellow Board member.
- Item #245 & #340 (Groves Construction, Inc.) – Disclosed a personal and past business relationship with the applicant.
- Item #255 (A & K Earthmovers) – Disclosed that the applicant is a fellow AGC Board member.
- Item #269 (Construction Development Services, Inc.) – Disclosed the applicant is a fellow Board member.
- Item #302 (Ray Heating Products, Inc.) – Disclosed and abstained based on the applicant being a fellow AGC Board member and based on a current business relationship with the applicant.
- Item #339 (Gradex Construction Company Prime Building and Development, LLC) – Disclosed a past business relationship with the applicant and that the applicant is a fellow AGC Board member.
- Item #441 (Prime Building and Development, LLC) – Disclosed the applicant is a fellow Board member.

**It was moved and seconded to approve the Consent Agenda. MOTION CARRIED.**

#### **8. NEW APPLICATION DENIAL HEARING**

**GARY GUTIERREZ DBA A R C NEVADA,**

Gary Lionel Gutierrez, Owner/Proposed Qualified Individual

(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

Gary Gutierrez and Mary Gutierrez were present for the hearing.

Exhibit 1 is the Board's Application File.

Exhibit A is the Applicant's documents received December 31, 2019, January 10, 202, and January 16, 2020.

**It was moved and seconded to approve license classification C-36 (Installing Urethane) with a \$10,000.00 monetary limit, a \$2,000.00 bond, and a personal indemnification Gary and Mary Gutierrez. MOTION CARRIED.**

**9. NEW APPLICATION DENIAL HEARING**

STONE HILL CONSTRUCTION LLC,  
Shawn Dullanty, Managing Member/ Proposed Qualified Individual  
Michelle Cheri Dullanty, Managing Member,  
(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

Shawn Dullanty was present for the hearing. Michelle Dullanty was not present for the hearing.

Exhibit 1 is the Board's Application File.

Exhibit A is the Applicant's documents received January 13, 2020.

**It was moved and seconded to approve license classification B-2 (Residential and Small Commercial) with an \$245,000.00 monetary license limit, a \$15,000.00 bond. MOTION CARRIED.**

**10. NEW APPLICATION DENIAL HEARING**

ENCORE RENOVATION LLC,  
Ricardo Javier Bravo, Manager  
Esteban Andrews Bravo-Ruiz, Manager,  
Ricardo Bravo-Ruiz, Manager/Proposed CMS and Trade Qualified Individual,  
(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

Ricardo Bravo, Esteban Bravo-Ruiz, and Ricardo Bravo Ruiz were not present for the hearing.

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

**11. NEW APPLICATION DENIAL HEARING**

R & A GRANITE TILE MARBLE LLC  
Reynaldo Pedro Maldonado, Manager/Proposed Qualified Individual  
(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

Reynaldo Maldonado was present with Counsel Doris Nehme-Tomalka, Esq.

Exhibit 1 is the Board's Application File.

Exhibit A is the Applicant's documents received October 4, 2019.

Exhibit B is the Applicant's documents received January 6, 2020 and January 13, 2020.

**It was moved and seconded to approve license classification C-19 (Installing Terrazzo and Marble) with a \$375,000,000 monetary limit, and a \$15,000 bond with a personal indemnification by Reynaldo Maldonado. MOTION CARRIED.**

**12. NEW APPLICATION DENIAL HEARING**

GEEWHIZ FLOORING LLC  
George Edgar Ervin, Manager/Proposed Qualified Individual  
(Portions of this hearing may be closed to the public in accordance with NRS 624.110 (2) to discuss certain financial data related to the applicant.)

George Ervin was present for the hearing with Counsel John Gallagher, Esq.

Exhibit 1 is the Board's Application File.

Exhibit A is the Applicant's exam results and license limit reduction request.

**It was moved and seconded to approve license classification C-16 (Finishing Floors) with a \$50,000.00 monetary limit, and a \$5,000.00 bond with a personal indemnification by George Ervin. MOTION CARRIED.**

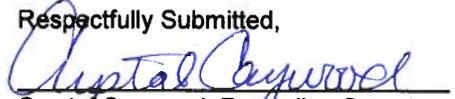
**13. PUBLIC COMMENT:**

There was no one present to offer public comment.

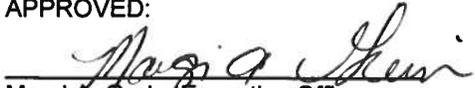
**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Chairman Kent Lay at 9:48 a.m.

Respectfully Submitted,

  
Crystal Caywood, Recording Secretary

APPROVED:

  
Margi A. Grein, Executive Officer

  
Kent Lay, Chairman