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

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING JANUARY 6, 2004

1. CALL TO ORDER

Chairman Randall Schaefer called the meeting of the State Contractors Board to order at 8:33 a.m., Tuesday, January 6, 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
Ms. Margaret Cavin
Mr. David Clark
Mr. Spiridon G. Filios
Mr. Jerry Higgins
Mr. J. Brian Scroggins
Mr. Michael Zech

BOARD MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. George Lyford, Director of Investigations
Mr. Gary Hoid, Deputy Director of Investigations

LEGAL COUNSEL PRESENT:

Ms. Carolyn Broussard, Legal Counsel
Mr. Bruce Robb, Legal Counsel (Walter Bruce Robb)

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

2. APPROVAL OF MINUTES: December 15, 2003 and December 16, 2003

It was moved and seconded to approve the minutes of December 15, 2003. **MOTION CARRIED.**

It was moved and seconded to approve the minutes of December 16, 2003. **MOTION CARRIED.**

3. APPLICATIONS:

a. 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.**

R J HAVENER CONSTRUCTION INC., (B2 - RESIDENTIAL & SAMLL COMMERCIAL) NEW APPLICATION, RECONSIDERATION BOND AMOUNT

Applicant was present. The application was approved with a \$10,000 bond.

JOBS PEAK PROJECT SERVICES LLC, (B2 - RESIDENTIAL & SMALL COMMERCIAL) NEW APPLICATION, LIMIT RECONSIDERATION

Applicant was present. The application was approved contingent upon certain conditions being met.

A M B CONSTRUCTION INC., (B2 RESIDENTIAL & SMALL COMMERCIAL), NEW APPLICATION

Applicant was present. The application was approved with a financial review upon renewal.

BEALCO GLASS & MIRROR, (C - 8 - GLASS & GLAZING), NEW APPLICATION, NAME SIMILARITY

Applicant was present. The application was approved contingent upon certain conditions being met.

CALIFORNIA DESIGN AND CONSTRUCTION LLC, (B2 - RESIDENTIAL & SMALL COMMERCIAL), VOLUNTARY SURRENDER

Applicant was present. This matter was tabled for 90 days.

IDEAL ELECTRICAL CONTRACTING INC., (C - 2 ELECTRICAL CONTRACTING), NAME SIMILARITY

Applicant was present. A warning letter will be sent to Ideal Unlimited Electrical Communications pursuant to NRS 624. There will be follow up and monitoring of licensee by staff.

CHABOT INC., (B2 - RESIDENTIAL & SMALL COMMERCIAL), NEW APPLICATION, REQUESTING WAIVER

Applicant was present. The application was approved contingent upon certain conditions being met.

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.

b. RATIFICATION OF LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENTS OF LICENSURE:

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

4. SUBCOMMITTEE REPORTS:

5. EXECUTIVE SESSION:

a. EXECUTIVE OFFICER'S REPORT, INCLUDING 12/31/03 STATISTICAL INFORMATION:

Ms. Grein provided statistical data regarding application and investigative case activity and trends.

b. REVIEW OF MINUTES AND COMMENTS FROM 12/19/03 REGULATION WORKSHOP ON PROPOSED CHANGES TO C-10 CLASSIFICATION:

Ms. Grein provided the Board a summary of comments received at the workshop held on December 19, 2003, on the proposed changes to the C - 10 license classification.

c. REVIEW OF MINUTES AND COMMENTS FROM 12/30/03 REGULATION WORKSHOP ON PROPOSED CONSTRUCTION MANAGER CLASSIFICATION:

Ms. Grein provided the Board a summary of comments received at the workshop held December 30, 2003, concerning the proposed construction manager regulation.

6. LICENSE RENEWAL HEARING:

HOUTS CONSTRUCTION COMPANY, LICENSE NO. 50575

Licensee was present.

It was moved and seconded to approve the renewal of license number 50575, Houts Construction Company with a monetary limit of \$50,000. MOTION CARRIED.

7. NEW APPLICATION HEARING:

JADE PROPERTIES, INC.

This matter was continued.

8. NEW APPLICATION HEARING:

STARLITE CONCRETE, INC.

This matter was continued.

9. ADVISORY OPINION:

AFFORDABLE CONCEPTS, LICENSE REQUIREMENTS - MISCELLANEOUS IMPROVEMENTS AT THE WATER POLLUTION CONTROL FACILITY FOR THE CITY OF LAS VEGAS - CONTRACT NUMBER 03.53541.28-LED

Based upon the information provided, the Board opined that an A (General Engineering) or an AB (General Engineering and Building) licensee would be properly licensed to perform the work.

10. SUMMARY SUSPENSIONS:

SITE MANAGEMENT CORP, INC., LICENSE NOS. 55029 AND 55030

It was moved and seconded to summarily suspend, pursuant to NRS 624.291(4), license numbers 55029 and 55030, Site Management Corp. Inc., (C - 5 Concrete Contracting and C - 18 Masonry), in the interest of the public health, safety and welfare. MOTION CARRIED.

SCOTT COMPANY OF CALIFORNIA, DBA, SCOTT COMPANY, LICENSE NOS. 5496D, 5496E, 5496F

It was moved and seconded to summarily suspend, pursuant to NRS 624.291(4), license numbers 5496D, 5496E and 5496F, Scott Company of California, dba Scott Company, (C - 1 Plumbing & Heating, A General Engineering and C - 21 Refrigeration & Air Conditioning), in the interest of the public health, safety and welfare. MOTION CARRIED.

PUBLIC COMMENT:

No one from the general public was present to speak for or against any items on the agenda.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Schaefer at 11: 03 p.m.

Respectfully Submitted,

Annette Hodges, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Randall Schaefer, Chairman

ADJUDICATING BOARD MEMBER: JERRY HIGGINS

DISCIPLINARY HEARING - CONTINUED HEARING:

11. BRYSON CONSTRUCTION, LICENSE NO. 33530 (CONTINUED FROM JULY 8, 2003)

Licensee was present.

Hearing Officer Higgins Revoked license number 33530, Bryson Construction. Respondent is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$5,273, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

Respectfully Submitted,

Annette Hodges, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Jerry Higgins, Adjudicating Board Member

ADJUDICATING BOARD MEMBER: MARGARET CAVIN

12. DISCIPLINARY HEARING:

RAY LAVOIE CONSTRUCTION, LICENSE NO. 29057 AND
FERNLEY ROOFING, LICENSE NO. 19233

Licensee was present with counsel, Newel Knight.

Hearing Officer Cavin found the respondent Raymond Merl Lavoie, dba Raymond Lavoie Construction, license number 29057 and Fernley Roofing, license number 19233, Raymond Merl Lavoie, Qualified Employee, guilty of the first cause of action and dismissed the second, third, fourth, fifth and sixth causes of action. A Permanent Letter of Reprimand will be placed in Mr. Lavoie's license files.

13. DISCIPLINARY HEARING:

ACME SYSTEMS, INC., LICENSE NO. 31011 AND
ACME SYSTEMS, INC., LICENSE NO. 31594

Licensee was present with counsel, Charles Whitman.

Hearing Officer Cavin found the respondent Acme Systems, Inc., Diane Allred McCombs, President, Max Gary McCombs, Qualified Employee, license numbers 31011 and 31594, guilty of the first, second, third, fourth, fifth, sixth, eighth and ninth causes of action and dismissed the seventh and tenth cause of action. Ms. McCombs was assessed a fine of \$10,000. Investigative costs were assessed in the amount of \$2,956. License numbers 31011 and 31594, Acme Systems, Inc., will be placed on suspension. If the fine and costs are not paid within 30 days from January 6, 2004, license number 31011 and 31594, Acme Systems, Inc., will automatically be Revoked.

14. DISCIPLINARY HEARING:

D W ARNOLD INC., LICENSE NO. 43866

This matter is continued for 90 days.

15. DISCIPLINARY HEARING:

RUBY DOME, INC., LICENSE NO. 14291

Licensee was present with counsel, Gary DiGrazia.

Hearing Officer Cavin dismissed all causes of action against the respondent Ruby Dome, Inc., Steven Paul Dorsa, Qualified Officer, license number 14291.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Adjudicating Board Member Cavin at 2: 31 p.m.

Respectfully Submitted,

Annette Hodges, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Margaret Cavin, Adjudicating Board Member