

**BRIAN SANDOVAL**  
Governor

**STATE OF NEVADA**



**Southern Nevada**  
2310 Corporate Circle, Suite 200  
Henderson, Nevada 89074  
(702) 486-1100  
Fax (702) 486-1190  
Investigations: (702) 486-1110  
[www.nscb.nv.gov](http://www.nscb.nv.gov)

**Northern Nevada**  
5390 Kietzke Lane, Suite 102  
Reno, Nevada 89511  
(775) 688-1141  
Fax (775) 688-1271  
Investigations: (775) 688-1150

**MEMBERS**  
Jan B. Leggett, Chairman  
Kevin E. Burke  
Margaret Cavin  
Mason Gorda  
Joe Hernandez  
Kent Lay  
Guy M. Wells

**STATE CONTRACTORS BOARD  
MINUTES OF THE MEETING  
October 19, 2017**

**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, October 19, 2017, 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  
Ms. Margaret Cavin  
Mr. Joe Hernandez  
Mr. Kent Lay  
Mr. Guy Wells

**BOARD MEMBERS ABSENT:**

Mr. Kevin Burke  
Mr. Mason Gorda

**STAFF MEMBERS PRESENT:**

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

**LEGAL COUNSEL PRESENT:**

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.

**2. PUBLIC COMMENT:**

There was no one present to offer public comment.

**3. APPROVAL OF AGENDA:**

- Approval of Agenda with the Inclusion of any Emergency Items and Deletion of any Items – For Possible Action

Ms. Grein recommended that Agenda Item No. 5 be tabled to a future Board meeting.

- Recommendations for Agenda Items for Future Board Meetings

Ms. Grein noted the Board had a Regulation Workshop scheduled for Thursday, November 2, 2017, and a

Regulation Hearing scheduled for Wednesday, November 8, 2017. Ms. Grein requested the attendance of at least one Board member at each meeting to comply with regulatory requirements.

**It was moved and seconded to accept the amended agenda. Mr. Hernandez and Mr. Leggett volunteered to attend the Regulation Workshop and Hearing, respectfully. MOTION CARRIED.**

#### **4. APPROVAL OF MINUTES:**

**It was moved and seconded to approve the minutes of September 21, 2017. MOTION CARRIED.**

#### **5. ELECTION OF OFFICERS**

**This agenda item was removed from the agenda.**

#### **6. EXECUTIVE SESSION**

- Executive Officer's Report

Ms. Grein noted she would inform the Board of the date for the annual Veteran's Day ceremony, to be held the same week as Veteran's Day. She also informed the Board a Commission on Construction Education meeting was scheduled for Thursday, November 9, 2017, which Mr. Lay would be participating in. Ms. Grein provided the Board updates since the last Board meeting, including the Judicial College Training administered by Judge Boone and Justice Gillette, an Open Meeting Law Training provided to Board counsel by Jonathan Andrews, and progress made with the Simmons Group in regard to developing a leadership training course for Board supervisors and staff. Additionally, Ms. Grein spoke of the 3<sup>rd</sup> Annual Western States Forum held at the Board's offices, informed the Board of her meeting with Assemblyman Brooks concerning Assembly Bill 405, notified the Board of an upcoming meeting with the Public Utilities Commission relating to solar complaints affiliated with AB 405, and highlighted a recent presentation she gave to the Las Vegas Chapter of the National Association of Women in Construction.

- Review of Monthly Department Statistics

Ms. Grein provided the following statistics for the month of September, noting that a recent database conversion has temporarily limited the data that can be reported on for this month:

- Licensing Division:
  - Received 160 new license applications and 231 change applications;
  - Issued 98 new licenses; and
  - Processed 300 license renewal applications.
- Compliance Division:
  - Held 12 Disciplinary Hearings,
  - Issued 13 Administrative Citations, and
  - The Residential Recovery Fund Committee heard 6 cases, awarding a total of \$23,575 to two claimants.
- Criminal Division:
  - Opened 66 complaints; and
  - Issued 11 court filings.
- Additionally, Ms. Grein attended the HomeAid Southern Nevada Inaugural Breakfast, while staff participated in a number of disaster preparedness events, attended the South Point Home Show, recorded two PSA announcements and a 2-minute interview segment with Telemundo, gave a presentation to the residents of Sun City Aliante, and filmed a live TV segment on Channel 8 Las Vegas regarding disaster preparedness kits.

**It was moved and seconded to accept the Monthly Department Statistics. MOTION CARRIED.**

- Legal Report

Mr. Allison reported on pending legal matters.

**It was moved and seconded to approve the legal report. MOTION CARRIED.**

- Subcommittee Reports

There were no Subcommittee Reports.

- Discussion Concerning Notice from the Governor's Office of Finance Related to the Audit of Nevada's Boards and Commissions

Ms. Grein provided the Board an overview of the information being sought in the Governor's Office of Finance audit request and noted that the Board would be requesting an extension from the November 3, 2017 completion date to allow the Board sufficient time to gather the requested materials.

- Discussion and Update Concerning the Board's Participation in the National Occupational Licensing Learning Consortium

Ms. Grein updated the Board that she will be participating in the first National Occupational Licensing Learning Consortium meeting December 4-6, 2017, and Nevada's first core team meeting January 24, 2018.

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

- Ratification of Staff Approved License Applications, Changes of Licensure, Reinstatement of Licensure, Voluntary Surrenders (List Attached, Items 1 to 155)

Ms. Cavin had no disclosures to report.

Mr. Joe Hernandez had no disclosures to report.

Mr. Jan Leggett made the following disclosures:

- Item #54-56 (Signature Landscapes, LLC) – Disclosed the applicant is a competitor.

Mr. Kent Lay made the following disclosures:

- Item #64 (DR Horton, Inc.) – Disclosed and abstained based on the applicant being a competitor.

Mr. Wells made the following disclosures:

- Item #39 (Lone Mountain Excavation & Utilities, LLC) – Disclosed and abstained based on an ongoing business relationship with the applicant.
- Item #105-109 (American Building Systems, LLC) – Disclosed and abstained based on a personal relationship and past business relationship with the applicant as a former partner.

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

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

SCOTT ANTHONY ATKINS DBA ANTHONY FLOORING  
Scott Anthony Atkins, Owner/Proposed Qualified Individual

Scott Atkins was present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

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

#### **9. NEW APPLICATION DENIAL HEARING:**

MOTIVE ENERGY INC.

Robert John Istwan, President

John Leslie Feltan, 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.)

Robert Istwan and John Feltan were not present for the hearing.

Exhibit 1 is the Board Notice of Hearing.

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

**10. NEW APPLICATION DENIAL HEARING:**

MODERN ELEMENTS CONSTRUCTION LLC (Continued from September 21, 2017)  
Todd Lee Barrett, Managing Member/Proposed Qualified Individual

Todd Barrett was present for the hearing and was represented by Shemilly Briscoe, Esq. Thomas Crow, Bankruptcy Counsel for Brad Foy was also present for the hearing.

Exhibit 1 is the Board Notice of Hearing.  
Exhibit A is the Applicant's Answer received October 17, 2017.  
Exhibit B is the Applicant's Answer received October 19, 2017.

**It was moved and seconded to approve license classification B-2 (Residential and Small Commercial) with a \$700,000 monetary limit, \$20,000 bond, personal indemnification from Todd Barrett for the length of licensure, and two (1) year business reviews. MOTION CARRIED.**

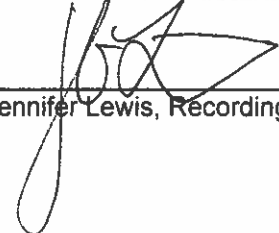
**9. PUBLIC COMMENT:**

*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 9:33 a.m.

Respectfully Submitted,

  
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Jennifer Lewis, Recording Secretary

APPROVED:

  
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Margi A. Grein, Executive Officer

  
\_\_\_\_\_  
Jan Leggett, Chairman