

# STATE LICENSING BOARD FOR CONTRACTORS

## COMMERCIAL BOARD

### MEETING MINUTES

January 16, 2020

The regular meeting of the Commercial Board was called to order by the Chairman, Lee Mallett, on Thursday, January 16, 2020, at 9:35 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Board present:

- Lee Mallett, Chairman
- William J. Cloutre, Vice Chairman
- Lloyd "Chip" Badeaux
- N.R. "Noah" Broussard
- Nelson A. "Andy" Dupuy, Jr.
- Courtney Fenet, Jr.
- August Gallo, Jr.
- Danny R. Graham
- Kenneth Jones
- Donald G. Lambert
- Garland Meredith
- Joel Rushing
- Christopher N. Stuart
- Byron Talbot
- Elliott Temple
- Victor Weston

Members Brian J. Bordelon and Jaclyn S. Hotard were absent. Finding a quorum present, the regular order of business began.

Also attending the meeting were: Michael B. McDuff, Executive Director; Judy Dupuy, Board Administrator; Judge Darrell White, Retired, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Leann Evans, Carrie Morgan, Brent Templet, Elaine Riggins, Lowana Cola and Maranda Legaux; Compliance Director, Brad Hassert; Compliance Investigators, Nathan Rawls, William Collins, Steve Chiasson; and Tarah Revette recording the minutes.

Mr. Stuart led the members and audience in the Pledge of Allegiance.

Judge Darrell White gave the invocation, introduced himself, and advised those present of his duties.

Mr. Lambert made a motion to accept the Minutes of the **December 19, 2019** regular meeting. Mr. Meredith seconded. The motion passed.

Mr. Hassert introduced guest Ken Naquin with the Louisiana Associated General Contractors; La'Toya Fernandez and Jean Spriggs with Louisiana Workforce Commission; Alex Reinboth with the Louisiana Attorney General's Office and Hali Guidry with the Louisiana House Commerce Committee.

### **PUBLIC COMMENT**

No requests were received from the public to address the Licensing Board.

### **NEW BUSINESS**

Leann Evans and Brad Hassert with the Compliance Department were sworn in.

**D. COMPLIANCE HEARINGS:**

1. a) **MASTEC NETWORK SOLUTIONS, LLC**, Coral Gables, Florida – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by MASTEC NETWORK SOLUTIONS, LLC. Attorney Matthew Emmons was also present on behalf of MASTEC NETWORK SOLUTIONS, LLC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Jones seconded. The motion passed.

- b) **PLAC ENTERPRISE, LLC**, New Orleans, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations. No one was present on behalf of PLAC ENTERPRISE, LLC. Compliance Director, Brad Hassert, who was previously sworn in, was called to the stand. Mr. Hassert reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Weston made a motion to find PLAC ENTERPRISE, LLC to be in violation. Mr. Jones seconded. The motion passed. After discussion, Mr. Dupuy made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Gallo seconded. The motion passed.

2. a) **BIG BOSS & FRIENDS LLC**, Livingston, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by BIG BOSS & FRIENDS LLC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Gallo seconded. The motion passed.

- b) **VIEYRA CONCRETE SERVICES LLC**, New Orleans, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by VIEYRA CONCRETE SERVICES LLC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Gallo seconded. The motion passed.

- c) **LOUISIANA PETROLEUM EQUIPMENT COMPANY INC.**, Denham Springs, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by LOUISIANA PETROLEUM EQUIPMENT COMPANY INC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Gallo seconded. The motion passed.

- d) **GROVER BROTHERS EQUIPMENT INC.**, Hattiesburg, Mississippi – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of GROVER BROTHERS EQUIPMENT INC. Investigator Marianne Sullivan was called to the stand and was sworn in. Ms. Sullivan reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Gallo made a motion to find GROVER BROTHERS EQUIPMENT INC. to be in violation. Mr. Jones seconded. The motion passed. Mr. Gallo made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Graham seconded. The motion passed.

3. a) **DEI CONTRACTORS LLC**, Metairie, Louisiana – La. R.S. 37:2158(A)(4), 2 counts

Ms. Evans gave a summary of the allegations. No one was present on behalf of DEI CONTRACTORS LLC. Investigator Steve Chiasson was called to the stand and was sworn in. Mr. Chiasson reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Temple made a motion to find DEI CONTRACTORS LLC to be in violation. Mr. Jones seconded. The motion passed. Mr. Temple made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Talbot seconded. The motion passed.

- b) **MILLENNIUM FABRICATION, LLC**, Des Allemands, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by MILLENNIUM FABRICATION, LLC. Mr. Dupuy made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Jones seconded. The motion passed.

4. **TKTMJ, INC.**, Natchitoches, Louisiana – La. R.S. 37:2158(A)(4), 2 counts

Ms. Evans gave a summary of the allegations and read the settlement offer presented by TKTMJ, INC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Temple seconded. The motion passed.

5. **JOSEPH HARDY CONSTRUCTION, INC.**, Sulphur, Louisiana – La. R.S. 37:2158(A)(3) and Rules and Regulations of the Board Section 135(A)

Ms. Evans requested that this matter be removed from the agenda. Mr. Jones made a motion to remove this matter from the agenda. Mr. Temple seconded. The motion passed.

6. **RONNIE HOWARD CONSTRUCTION, INC.**, Prairieville, Louisiana – La. R.S. 37:2158(A)(3) and Rules and Regulations of the Board Section 135(A)

Ms. Evans gave a summary of the allegations. Ronnie Howard was present on behalf of RONNIE HOWARD CONSTRUCTION, INC. and was sworn in. Mr. Howard entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Jones seconded. The motion passed. Mr. Howard gave a statement to the board. Investigator Nathan Rawls was called to the stand and was sworn in. Mr. Rawls reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. The board questioned Mr. Howard. After discussion, Mr. Meredith made a motion to assess the maximum fine plus \$500 in administrative costs and to allow the company to provide the requested documents to the board within 14 days or the company's license will be suspended. Mr. Temple seconded. The motion passed.

7. **CHARLIE'S HEATING, AIR CONDITIONING & REFRIGERATION SERVICE INC.**, Kenner, Louisiana – La. R.S. 37:2160(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by CHARLIE'S HEATING, AIR CONDITIONING & REFRIGERATION SERVICE INC. Mr. Gallo made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Talbot seconded. The motion passed.

8. **SHIFFLETT EXTERIORS LLC**, Slidell, Louisiana – La. R.S. 37:2160(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by SHIFFLETT EXTERIORS LLC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Dupuy seconded. The motion passed.

9. **GEORGE DAVID MURPHY D/B/A A-1 SERVICES**, Jacksonville, Texas – La. R.S. 37:2160(A)

Ms. Evans gave a summary of the allegations. No one was present on behalf of GEORGE DAVID MURPHY D/B/A A-1 SERVICES. Investigator William Collins was called to the stand and was sworn in. Mr. Collins reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Gallo made a motion to find GEORGE DAVID MURPHY D/B/A A-1 SERVICES to be in violation. Mr. Meredith seconded. The motion passed. Mr. Gallo made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Meredith seconded. The motion passed.

10. **PYRAMID CENTRAL ROOFING, L.L.C.**, Fort Smith, Arkansas – La. R.S. 37:2160(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by PYRAMID CENTRAL ROOFING, L.L.C. Mr. Meredith made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Fenet seconded. The motion passed.

**E. STATUTORY CITATIONS:**

Ms. Evans presented the statutory citations. Mr. Jones made a motion to accept the statutory citations as presented. Mr. Badeaux seconded. The motion passed.

**OLD BUSINESS**

**F. REQUEST FOR REHEARING:**

1. **SOUTHERN FINISHERS ENTERPRISES LLC**, Cumming, Georgia – La. R.S. 37:2160(A)(1)

No one was present on behalf of SOUTHERN FINISHERS ENTERPRISES LLC. Mr. Landreneau questioned Ms. Evans. Ms. Evans confirmed service for the hearing notice sent to the company. Mr. Badeaux made a motion to deny the rehearing request. Mr. Weston seconded. The motion passed.

**G. APPLICATIONS; ADDITIONAL CLASSIFICATIONS; RECIPROCITY**

1. Residential Building Report – Mr. Badeaux
  - a. Consideration of residential applications and home improvement registrations as listed and attached to the agenda. (Pages 5-8)

Mr. Badeaux made a motion to approve the residential applications as listed on the agenda, and Mr. Temple seconded. The motion passed.

Mr. Badeaux made a motion to approve the home improvement applications as listed on the agenda, and Mr. Temple seconded. The motion passed.

- b. Consideration of the actions of the **January 15, 2020** Residential Building Subcommittee.

Mr. Badeaux made a motion to approve and ratify the actions taken at the January 15, 2020 Residential Building Subcommittee meeting and Mr. Temple seconded. The motion passed.

2. Consideration of reciprocity and exemption requests as listed and attached to the agenda. (Page 9)

Based on Staff recommendations, Mr. Dupuy made a motion to approve the exemptions based on Reciprocity as listed on the agenda. Mr. Weston seconded. The motion passed.

Based on Staff recommendations, Mr. Dupuy made a motion to approve the Exemption as listed on the agenda. Mr. Weston seconded. The motion passed.

3. Consideration of mold remediation application as listed and attached to the agenda. (Page 10)

Mr. Lambert made a motion to approve the mold remediation application as listed on the agenda, and Mr. Jones seconded. The motion passed.

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 11-12)

Mr. Lambert made a motion to approve the additional classifications as listed on the agenda, and Mr. Meredith seconded. The motion passed.

5. Consideration of commercial applications as listed and attached to the agenda. (Pages 13-18)

Mr. Lambert made a motion to approve the commercial applications as listed on the agenda. Mr. Meredith seconded. The motion passed.

**H. REPORTS:**

1. Staff Reports –Ms. Dupuy provided copies of the 2019 Annual Report and the 2020 Meeting Schedule to the board.
2. Building Report – Mr. Graham had no new report.

3. Legislative/Rules and Regulations Report – Mr. Fenet had no new report.
4. Finance Report – Mr. Dupuy asked for a motion to accept the financial statement for the period ending December 31, 2019 as presented. Mr. Weston made a motion to accept the financial statement for the period ending December 31, 2019 as presented. Mr. Graham seconded. The motion passed. Mr. Dupuy also asked for a motion to accept the 2019 Louisiana Compliance Questionnaire (for Audit Engagements of Governments) as presented for the agency audit. Mr. Weston made a motion to accept the 2019 Louisiana Compliance Questionnaire (for Audit Engagements of Governments) as presented for the agency audit. Mr. Dupuy seconded. The motion passed.

**ADJOURNMENT**

Mr. Fenet made a motion to adjourn at 10:20 a.m., and Mr. Graham seconded. The motion passed unanimously.

---

Lee Mallett, Chairman

---

Byron E. Talbot, Secretary