

STATE LICENSING BOARD FOR CONTRACTORS
RESIDENTIAL CONTRACTORS SUBCOMMITTEE

MEETING MINUTES

May 15, 2019

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd “Chip” Badeaux, on Wednesday, May 15, 2019 at 9:32 a.m. at 2525 Quail Drive, Baton Rouge, Louisiana.

Members of the Subcommittee present:

Lloyd “Chip” Badeaux, Chairman
Elliott Temple
Jim Fine
Rob Hamilton
Frank Morse, Jr.
Wesley L. “Wes” Wyman, Jr

Member Jody Guidry was absent. There being a quorum present, the regular order of business was called.

Also attending the meeting were: Michael McDuff, Executive Director; Judy Dupuy, Board Administrator; Judge Darrell White, Retired, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Carrie Morgan, Leann Evans, Brent Templet, Elaine Riggins, Lowana Cola, John Dixon, Wendy Loup, Brad Hassert, Compliance Director; compliance investigators, Jessica Jones, William Valentine, Todd Brady, Charmel Peterson, Williams Collins, Dylan Bourg, Scott Corley, James Franklin, and Bobbie Hughes; and Tarah Revette recording the minutes.

Mr. Temple led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Mr. Wyman made a motion to accept the Minutes of the April 17, 2019, Residential Building Subcommittee Meeting. Mr. Morse seconded. The motion passed.

Mr. Hassert introduced guest Alex Reinboth with the Louisiana Attorney General’s office.

NEW BUSINESS

Carrie Morgan and Brad Hassert with the Compliance Department for the board were sworn in.

C. COMPLIANCE HEARINGS:

1. **POLO CONSTRUCTION LLC**, Shreveport, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of POLO CONSTRUCTION LLC. Investigator William Valentine was called to the stand and was sworn in. Mr. Valentine reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find POLO CONSTRUCTION LLC to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Wyman seconded. The motion passed.

2. **4-D CONTRACTORS, LLC**, Ruston, Louisiana – La. R.S. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. Robert Davis was present on behalf of 4-D CONTRACTORS, LLC and was sworn in. Mr. Davis entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Investigator William Collins was called to the stand and was sworn in. Mr. Collins reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Davis gave a statement to the board regarding this matter. The board

questioned Mr. Davis. Mr. Wyman made a motion to assess a \$2000 fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Temple seconded. The motion passed.

3. **PAUL T. RUSSELL D/B/A RUSSELL CONSTRUCTION**, Campti, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by PAUL T. RUSSELL D/B/A RUSSELL CONSTRUCTION. Mr. Fine made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Temple seconded. The motion passed.

4. **JACOB VIZINAT**, Sugar Land, Texas – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by JACOB VIZINAT. Mr. Morse made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Hamilton seconded. The motion passed.

5. **BURLEY NOLEN**, DeRidder, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of BURLEY NOLEN. Investigator Scott Corley was called to the stand and was sworn in. Mr. Corley reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find BURLEY NOLEN to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Wyman seconded. The motion passed.

6. **RICK'S CARPENTRY & REPAIRS, INC.**, Chauvin, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of RICK'S CARPENTRY & REPAIRS, INC. Investigator Dylan Bourg was called to the stand and was sworn in. Mr. Bourg reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find RICK'S CARPENTRY & REPAIRS, INC. to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Wyman seconded. The motion passed.

7. **REVADER DRYWALL CONTRACTOR, INC.**, Luling, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by REVADER DRYWALL CONTRACTOR, INC. Mr. Morse made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Hamilton seconded. The motion passed.

8. **3 AMIGOS SERVICES LLC**, New Orleans, Louisiana – La. R.S. 37:2167(A), 2 counts

Ms. Morgan gave a summary of the allegations. Jose Meza was present on behalf of 3 AMIGOS SERVICES LLC and was sworn in. Mr. Meza entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Investigators Charmel Peterson and Jessica Jones were called to the stand and were sworn in. Ms. Peterson and Ms. Jones reviewed both exhibit packets related to this matter and both provided testimony to the board. Mr. Landreneau entered both exhibit packets into evidence and they were admitted. Mr. Meza gave a statement to the board regarding this matter. The board questioned Mr. Meza. Mr. Temple made a motion to assess a \$5000 fine plus \$1000 in administrative costs and to allow the fine to be reduced to \$1500 plus \$1000 in administrative costs if the company obtains a proper license within 120 days. Mr. Morse seconded. The motion passed.

9. **RAY HUNTER CONSTRUCTION LLC**, New Orleans, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of RAY HUNTER CONSTRUCTION LLC. Investigator James Franklin was called to the stand and was sworn in. Mr. Franklin reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find RAY HUNTER CONSTRUCTION LLC to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Wyman seconded. The motion passed.

10. **R.K.P. CONTRACTOR SERVICES, L.L.C.**, Lacombe, Louisiana – La. R.S. 37:2158(A)(5)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of R.K.P. CONTRACTOR SERVICES, L.L.C. Investigator James Franklin, who was previously sworn, was called to the stand. Mr. Franklin reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find R.K.P. CONTRACTOR SERVICES, L.L.C. to be in violation and to assess the maximum fine plus \$1000 in administrative costs. Mr. Fine seconded. The motion passed.

11. **ANGELS DEMO HAULING LLC**, Arabi, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. Harry Pires was present on behalf of ANGELS DEMO HAULING LLC and was sworn in. Mr. Pires entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Investigator Charmel Peterson, who was previously sworn, was called to the stand. Ms. Peterson reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Pires questioned Ms. Peterson. Ms. Peterson provided additional testimony. After discussion, Mr. Wyman made a motion to assess a \$500 fine plus \$500 in administrative costs. Mr. Morse seconded. The motion passed.

12. **JAMES CARLISLE, JR. D/B/A C FORCE CONSTRUCTION**, Covington, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. James Carlisle Jr. was present on behalf of JAMES CARLISLE, JR. D/B/A C FORCE CONSTRUCTION and was sworn in. Mr. Carlisle entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Temple seconded. The motion passed. Compliance Director Brad Hassert, who was previously sworn, was called to the stand. Mr. Hassert reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Carlisle gave a statement to the board regarding this matter. The board questioned Mr. Carlisle. Mr. Temple made a motion to assess \$500 in administrative costs only. Mr. Wyman seconded. After discussion, the motion failed with opposition from Mr. Wyman, Mr. Fine, Mr. Morse and Mr. Hamilton. Mr. Wyman made a motion to assess \$500 fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

13. a) **C & J CONSTRUCTION, L.L.C.**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by C & J CONSTRUCTION, L.L.C. Mr. Morse made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Fine seconded. The motion passed.

b) **BALLEZA CONSTRUCTION LLC**, Gonzales, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by BALLEZA CONSTRUCTION LLC. Mr. Fine made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

c) **JM CONCRETE LLC**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan stated that the company had requested a continuance. Mr. Wyman made a motion to grant the continuance. Mr. Morse seconded. The motion passed.

- d) **COLBY CONSTRUCTORS, L.L.C.**, Baton Rouge, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by COLBY CONSTRUCTORS, L.L.C. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

14. **JL HARVEY BUILDERS LLC**, W. Summerland Key, Florida – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by JL HARVEY BUILDERS LLC. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Temple seconded. The motion passed.

15. **LYLE WALKER, JR.**, Baton Rouge, Louisiana – La. R.S. 37:2167(A) and 2175.3(A)(1), 2 counts

Ms. Morgan stated that staff has requested a continuance due to questionable service. Mr. Wyman made a motion to grant the continuance. Mr. Morse seconded. The motion passed.

16. **HUERTA CONSTRUCTION L.L.C.**, New Roads, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of HUERTA CONSTRUCTION L.L.C. Investigator Bobbie Hughes was called to the stand and was sworn in. Ms. Hughes reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find HUERTA CONSTRUCTION L.L.C. to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Wyman seconded. The motion passed.

D. STATUTORY CITATIONS:

Ms. Morgan presented the statutory citations. Mr. Wyman made a motion to accept the statutory citations as presented. Mr. Morse seconded. The motion passed.

OLD BUSINESS

E. REQUEST FOR REHEARING:

1. **JACK COOPER D/B/A ADVANCED CONCRETE PAVING & REMODELING D/B/A COOPER'S CONCRETE SERVICE**, Tioga, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations and the previous action taken by the board regarding this matter. Jack Cooper was present on behalf of JACK COOPER D/B/A ADVANCED CONCRETE PAVING & REMODELING D/B/A COOPER'S CONCRETE SERVICE and was sworn in. Mr. Cooper addressed the board regarding the request for a rehearing. Mr. Wyman made a motion to grant the rehearing. Mr. Fine seconded. The motion passed. Mr. Cooper entered a plea of admission. Investigator Scott Corley, who was previously sworn, was called to the stand. Mr. Corley reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Cooper gave a statement to the board regarding this matter. The board questioned Mr. Cooper. Mr. Wyman made a motion to assess \$2000 plus \$1000 in administrative costs and to allow the fine to be reduced to \$1000 in administrative costs only if the company obtains a proper license within 120 days. Mr. Hamilton seconded. The motion passed.

2. **ARCHIE HOME IMPROVEMENTS, L.L.C.**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and the previous action taken by the board regarding this matter. Mr. Morgan stated that staff had recommended the rehearing request. Mr. Wyman made a motion to grant the rehearing request. Mr. Morse seconded. The motion passed. Ms. Morgan read the settlement offer presented by ARCHIE HOME IMPROVEMENTS, L.L.C. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

- F. Consideration of additional classifications for residential licenses as listed and attached to the agenda. (Page 5)

Mr. Wyman made a motion to approve the additional classifications for residential licenses as listed on the agenda. Mr. Morse seconded. The motion passed.

- G. Consideration of residential applications as listed and attached to the agenda. (Pages 6-8)

Mr. Wyman made a motion to approve the new residential applications as listed on the agenda. Mr. Morse seconded. The motion passed.

- H. Consideration of home improvement applications as listed and attached to the agenda. (Pages 9-12)

Mr. Wyman made a motion to approve the new home improvement registration applications as listed on the agenda, and Mr. Morse seconded. The motion passed.

ADJOURNMENT

Mr. Wyman made a motion to adjourn at 10:45 a.m., and Mr. Morse seconded. The motion passed.

Lloyd "Chip" Badeaux, Chairman

Elliott Temple, Vice Chairman