STATE LICENSING BOARD FOR CONTRACTORS

RESIDENTIAL CONTRACTORS SUBCOMMITTEE

MEETING MINUTES

July 15, 2020

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd "Chip" Badeaux, on Wednesday, July 15, 2020, at 9:33 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Subcommittee present: Lloyd "Chip" Badeaux, Chairman

Elliott Temple Jim Fine Frank Morse, Jr.

Wesley L. "Wes" Wyman, Jr

Member, Rob Hamilton, was absent. There being a quorum present, the regular order of business began.

Also attending the meeting were: Michael McDuff, Executive Director; Judge Darrell White, Retired, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Leann Evans, Brent Templet, Elaine Riggins, Lowana Cola, Monica Davis, Brad Hassert, Compliance Director; compliance investigator, Dylan Bourg; and Tarah Revette recording the minutes.

Mr. Badeaux led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Mr. Wyman made a motion to accept the Minutes of the **June 17, 2020**, Residential Building Subcommittee Meeting. Mr. Morse seconded. The motion passed.

Mr. Hassert introduced guest Austin Holliday with the Louisiana Attorney General's Office.

PUBLIC COMMENT

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

NEW BUSINESS

D. COMPLIANCE HEARINGS:

1. THE PLANT GALLERY, INC., New Orleans, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of THE PLANT GALLERY, 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 THE PLANT GALLERY, 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.

2. SAINTS & SANTOS CONSTRUCTION, LLC, Harahan, Louisiana – La. R.S. 37:2167(A)

This matter was continued. Mr. Wyman made a motion to grant the continuance. Mr. Temple seconded. The motion passed.

3. a) PROTEK SERVICES OF MONROE, LLC, Monroe, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations. No one was present on behalf of PROTEK SERVICES OF MONROE, LLC. Brad Hassert, Compliance Director, was called to the stand and was sworn in. 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. Morse made a motion to find PROTEK SERVICES OF MONROE, 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.

b) **ERICK LARA,** West Monroe, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations. No one was present on behalf of ERICK LARA. Brad Hassert, Compliance Director, 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. Morse made a motion to find ERICK LARA 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.

c) Jose B. Acosta, Pineville, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by JOSE B. ACOSTA. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

d) MIGUEL MONTELLANO, Haughton, Louisiana – La. R.S. 37:2167(A)

This matter was continued. Mr. Wyman made a motion to grant the continuance. Mr. Temple seconded. The motion passed.

4. **RANDY WEST**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations. RANDY WEST was not present. Brad Hassert, Compliance Director, 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. Morse made a motion to find RANDY WEST 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.

5. VA CONSTRUCTION LLC, Denham Springs, Louisiana – La. R.S. 37:2175.3(A)(1)

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

6. A. P. DODSON, L.L.C., Greenwell Springs, Louisiana – La. R.S. 37:2158(A)(4), 3 counts

Ms. Evans gave a summary of the allegations. Brandon Dodson was present on behalf of A. P. DODSON, L.L.C. and was sworn in. Mr. Dodson entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Wyman seconded. The motion passed. Mr. Dodson gave a statement to the board regarding this matter. Brad Hassert, Compliance Director, who was previously sworn, provided testimony to the board. Mr. Morse made a motion to assess an administrative penalty of a \$1500 fine plus \$1000 in administrative costs. Mr. Wyman seconded. The motion passed.

7. a) PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC, Metairie, Louisiana – La. R.S. 37:2158(A)(4), 3 counts

Ms. Evans gave a summary of the allegations and read the settlement offer presented by PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC. Mr. Morse made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Wyman seconded. The motion passed.

b) CARLOS A. ORELLANA, Kenner, Louisiana – La. R.S. 37:2167(A)

This matter was continued. Mr. Wyman made a motion to grant the continuance. Mr. Temple seconded. The motion passed.

8. a) NOLA OAK DESIGN AND BUILD LLC, Kenner, Louisiana – La. R.S. 37:2167(A)

Ms. Evans stated that the attorney representing this company requested a continuance. Mr. Wyman made a motion to grant the continuance. Mr. Fine seconded. The motion passed.

b) MAUER ENTERPRISES LLC, Kenner, Louisiana – La. R.S. 37:2158(A)(5)

Ms. Evans gave a summary of the allegations. Robert Mauer was present on behalf of MAUER ENTERPRISES LLC and was sworn in. Mr. Mauer entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Wyman seconded. The motion passed. Mr. Mauer gave a statement to the board regarding this matter. Mr. Landreneau questioned Mr. Mauer. After discussion, Mr. Morse made a motion to assess an administrative penalty of a \$250 fine plus \$500 in administrative costs. Mr. Wyman seconded. The motion passed.

E. STATUTORY CITATIONS:

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

OLD BUSINESS

F. REQUEST FOR REHEARING:

1. RONALD L. FLEMING JR. D/B/A SUPERVISION & CONSTRUCTION SERVICES, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations and the previous action taken by the board regarding this matter. Ronald L. Fleming, Jr. was present on behalf of RONALD L. FLEMING JR. D/B/A SUPERVISION & CONSTRUCTION SERVICES and was sworn in. Mr. Fleming addressed the board regarding the request for a rehearing. Mr. Wyman made a motion to grant the rehearing. Mr. Morse seconded. The motion passed. Mr. Fleming entered a denial plea. Brad Hassert, Compliance Director, 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. Landreneau questioned Mr. Fleming. Mr. Fleming gave a statement to the board. Mr. Hassert provided additional testimony to the board. The board questioned Mr. Fleming. After discussion, Mr. Wyman made a motion to find RONALD L. FLEMING JR. D/B/A SUPERVISION & CONSTRUCTION SERVICES to be in violation, to assess an administrative penalty of a \$100 fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Morse seconded. The motion passed.

G. Consideration of additional classifications for residential licenses as listed and attached to the agenda. (Page 4)

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

H. Consideration of residential applications as listed and attached to the agenda. (Pages 5-9)

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

I. Consideration of home improvement applications as listed and attached to the agenda. (Pages 10-14)

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

Wyman made a motion to adjourn at 10:20 a.m., and Mr. Morse seconded. The motion animously.	on passed
Lloyd "Chip" Badeaux, Chairman	
Elliott Temple, Vice Chairman	