

STATE LICENSING BOARD FOR CONTRACTORS
RESIDENTIAL CONTRACTORS SUBCOMMITTEE

MEETING MINUTES

July 17, 2019

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd “Chip” Badeaux, on Wednesday, July 17, 2019 at 9:32 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

Members Rob Hamilton and Jody Guidry were 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, Maranda Legaux, John Dixon, Brad Hassert, Compliance Director; compliance investigators, Frank Vaughn, , Charmel Peterson, Jessica Jones, Laurie LaRose, Marianne Sullivan, William Valentine, John Leblanc, James Franklin, Dylan Bourg, William Collins, Jessie Wells, Steven Chiasson; 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 May 15, 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. **TAB CONSTRUCTION CO., LLC**, Haughton, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. Willie Jones was present on behalf of TAB CONSTRUCTION CO., LLC and was sworn in. Mr. Jones entered a denial plea. 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. Jones gave a statement to the board regarding this matter. The board questioned Mr. Jones. Mr. Wyman made a motion to find Tab Construction Co., LLC to be in violation, to assess a \$2000 fine plus \$1000 in administrative costs and to allow the fine to be reduced to \$500 plus \$1000 in administrative costs if the company obtains a proper license within 120 days. Mr. Temple seconded. The motion passed.

2. a) **JAMES WARWICK**, Doyline, Louisiana – La. R.S. R.S. 37:2167(A)
c) **ARK-LA-TEX SHOP BUILDERS, INC.**, Haughton, Louisiana – La. R.S. R.S. 37:2167(A), 2 counts
d) **ELIAS ENCINIA**, Shreveport, Louisiana – La. R.S. R.S. 37:2167(A), 2 counts
e) **RYAN MATTINGLY**, Bossier City, Louisiana – La. R.S. R.S. 37:2167(A), 2 counts

Ms. Morgan gave a summary of the allegations regarding these matters. Attorney David Szwak was present on behalf of the companies for matters 2a, 2c, 2d, and 2e. Mr. Szwak requested continuances for matters 2a, 2c, 2d, and 2e. Mr. Wyman made a motion to grant the continuances for matters 2a, 2c, 2d, and 2e. Mr. Morse seconded. The motion passed.

- b) **RITCHIE THOMPSON D/B/A R T CONSTRUCTION**, Haughton, Louisiana – La. R.S. R.S. 37:2167(A), 2 counts

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

- f) **DONALD J(DONNIE) ROBINSON**, Homer, Louisiana – La. R.S. 37:2158(A)(5)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of DONALD J (DONNIE) ROBINSON. Investigator Jessie Wells was called to the stand and was sworn in. Mr. Wells 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 DONALD J (DONNIE) ROBINSON to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

3. a) **CARLOS DAVILLA**, Bossier City, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of CARLOS DAVILLA. Investigator Jessie Wells, who was previously sworn, was called to the stand. Mr. Wells 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 CARLOS DAVILLA to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

- b) **ABIGAIL HERNANDEZ**, Bossier City, Louisiana – La. R.S. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. ABIGAIL HERNANDEZ was present and was sworn in. Ms. Hernandez entered a plea of admission and gave a statement regarding this matter. The board questioned Ms. Hernandez. Mr. Wyman made a motion to assess a \$1000 fine plus \$1000 in administrative costs and to allow the fine to be reduced to \$500 plus \$500 in administrative costs if Ms. Hernandez obtains a proper license within 120 days. Mr. Morse seconded. The motion passed.

4. **DANNY DAY CONSTRUCTION, LLC**, Monroe, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of DANNY DAY CONSTRUCTION, LLC. Investigator Jessie Wells, who was previously sworn, was called to the stand. Mr. Wells 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 DANNY DAY 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. Fine seconded. The motion passed.

5. **SAM CARTER D/B/A S. C. CUSTOM CONSTRUCTION**, Lake Charles, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. Sam Carter was present on behalf of SAM CARTER D/B/A S. C. CUSTOM CONSTRUCTION and was sworn in. Mr. Carter entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Carter gave a statement regarding this matter. The board questioned Mr. Carter. Investigator Frank Vaughn was called to the stand and was sworn in. Mr. Vaughn reviewed the exhibit packet. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr.

Wyman made a motion to assess a \$1000 fine plus \$1000 in administrative costs and to allow the fine to be reduced to \$1000 in administrative costs only if the company provides the requested documentation within 60 days. Mr. Temple seconded. The motion passed.

6. **STONE BLUE POOLS & OUTDOOR DESIGNS, LLC**, Tyler, Texas – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by STONE BLUE POOLS & OUTDOOR DESIGNS, LLC. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Fine seconded. The motion passed.

7. **SALVADOR MARINO D/B/A SAL'S RENOVATIONS**, Metairie, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of SALVADOR MARINO D/B/A SAL'S RENOVATIONS. 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 SALVADOR MARINO D/B/A SAL'S RENOVATIONS to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

8. **HP FONTENOT BUILDERS LLC**, Lake Charles, Louisiana – La. R.S. 37:2158(A)(3) and Rules and Regulations of the Board Sec. 101(A)

Ms. Morgan gave a summary of the allegations. Hershel Fontenot was present on behalf of HP FONTENOT BUILDERS LLC and was sworn in. Mr. Fontenot gave a statement and entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Fontenot gave an additional statement regarding this matter. Investigator John Leblanc was called to the stand and was sworn in. Mr. Leblanc was questioned by Mr. Landreneau and provided testimony to the board. Mr. Wyman made a motion to assess a \$1000 fine plus \$1000 in administrative costs and to allow the fine and administrative costs to be reduced to zero if the company provides the requested documentation within 60 days. Mr. Temple seconded. The motion passed.

9. a) **MLM CONSTRUCTION, LLC**, Metairie, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by MLM 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.

b) **KLAYTON MACHADO D/B/A WOOD FLOOR SERVICE, LLC**, Metairie, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of KLAYTON MACHADO D/B/A WOOD FLOOR SERVICE, LLC. Investigator Charmel Peterson was called to the stand and was sworn in. 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. Morse made a motion to find KLAYTON MACHADO D/B/A WOOD FLOOR SERVICE, LLC to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

10. **JONATHAN FARTHING D/B/A BAYOU BOYZ CONSTRUCTION, LLC**, Kenner, Louisiana – La. R.S. 37:2167(A), 2 counts

Ms. Morgan gave a summary of the allegations. Jonathan Farthing was present on behalf of JONATHAN FARTHING D/B/A BAYOU BOYZ CONSTRUCTION, LLC and was sworn in. Mr. Farthing entered a denial plea. Investigator Todd Brady was called to the stand and was sworn in. Mr. Brady 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. Farthing. Mr. Farthing gave a statement to the board. Mr. Farthing entered

documents into evidence and they were admitted. Mr. Farthing gave an additional statement to the board. The board questioned Mr. Farthing. Mr. Wyman made a motion to find JONATHAN FARTHING D/B/A BAYOU BOYZ CONSTRUCTION, LLC to be in violation, to assess a \$500 fine plus \$500 in administrative costs and to issue a cease and desist order. Mr. Temple seconded. The motion passed.

11. **DISTINCTIVE CONSTRUCTION CONTRACTORS, LLC**, Gonzales, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by DISTINCTIVE CONSTRUCTION CONTRACTORS, 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.

12. **RESTORATION & REMODELING SPECIALISTS, LLC**, Zachary, Louisiana – La. R.S. 37:2167(A)

Mr. Temple recused himself from this matter. Ms. Morgan gave a summary of the allegations. Melvin Wright was present on behalf of RESTORATION & REMODELING SPECIALISTS, LLC and was sworn in. Mr. Wright entered a denial plea. 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. Landreneau questioned Mr. Wright. Mr. Fine made a motion to find RESTORATION & REMODELING SPECIALISTS, LLC to be in violation and to assess a \$500 fine plus \$500 in administrative costs. Mr. Morse seconded. The motion passed.

13. **TECHE GOOD LIFE CONSTRUCTION COMPANY**, Jeanerette, Louisiana – La. R.S. 37:2185(A) & 2158(A)(3) and Rules and Regulations of the Board Sec. 133(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by TECHE GOOD LIFE CONSTRUCTION COMPANY. Mr. Morse made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Temple 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. COMPLIANCE HEARINGS/CONTINUANCES:

1. **ANOINTED HANDS CONTRACTORS LLC**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations and read the settlement offer present by ANOINTED HANDS CONTRACTORS 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.

- F. 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.

- G. Consideration of residential applications as listed and attached to the agenda. (Pages 5-11)

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 12-19)

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. Fine made a motion to adjourn at 11:00 a.m., and Mr. Morse seconded. The motion passed.

Lloyd "Chip" Badeaux, Chairman

Elliott Temple, Vice Chairman