

STATE LICENSING BOARD FOR CONTRACTORS
RESIDENTIAL CONTRACTORS SUBCOMMITTEE

MEETING MINUTES

December 19, 2018

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd “Chip” Badeaux, on Wednesday, December 19, 2018, at 9:37 a.m. at 2525 Quail Drive, Baton Rouge, Louisiana.

Members of the Subcommittee present:

Lloyd “Chip” Badeaux, Chairman
Elliott Temple, Vice-Chairman
James C. “Jim” Fine
Jody S. Guidry
Frank W. Morse, Jr.

Members Robert J. “Rob” Hamilton and Wesley L. “Wes” Wyman, Jr. 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, Elaine Riggins, John Dixon, Wendy Loup, Lowana Cola, Maranda Legaux; Brad Hassert, Compliance Director; compliance investigators, Todd Brady, Charmel Peterson, Jessica Jones, William Collins, Steve Chiasson, Bobbie Hughes, William Valentine, Marianne Sullivan; and Tarah Revette recording the minutes.

Mr. Morse led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Mr. Guidry made a motion to accept the Minutes of the November 15, 2018, Residential Building Subcommittee Meeting. Mr. Fine seconded. The motion passed.

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

NEW BUSINESS

Leann Evans, Brad Hassert and Carrie Morgan with the Compliance Department and Elaine Riggins with the Applications Department for the board were sworn in.

C. INSURANCE HEARINGS:

RESIDENTIAL BUILDING, HOME IMPROVEMENT, AND MOLD REMEDIATION; GENERAL LIABILITY & WORKERS’ COMPENSATION – La. R.S. 2150–2192, 2186(B)(6), 2189(A)(7) and Rules and Regulations Sec. 1503(D)

Applications Director Elaine Riggins was called to the stand to give testimony regarding the documentation of general liability and workers’ compensation insurance coverage. Ms. Riggins removed the following companies from the agenda: HMDK CONSTRUCTION, LLC; LANDOR RAY CONSTRUCTION LLC; REVIVAL REMODEL AND CONSTRUCTION, LLC; T.J.V. CONSTRUCTION, LLC; AND TERRA COTTA HOMES, L.L.C. Ms. Riggins also confirmed service for the remaining entities listed on the agenda under C. Insurance Hearings.

Judge White read aloud the remaining entities listed under C. Insurance Hearings and asked the entities to make an appearance.

Jay Nickisher was present on behalf of FINISH ONE CONSTRUCTION LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Nickisher gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Guidry made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, \$250 in administrative costs, to allow the company’s license/registration to be reissued upon proof of insurance coverage and to allow staff

to reinstate the license or registration and rescind the administrative costs if proof of no lapse is provided. Mr. Morse seconded, and the motion passed unanimously.

No one was present on behalf of MARTIN AND PEN BUILDERS LLC. Ms. Riggins provided testimony to the board. Mr. Morse made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, to assess a \$500 fine plus \$500 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration if proof of no lapse is provided. Mr. Guidry seconded. The motion passed unanimously.

Jeff Reulet was present on behalf of REULET'S HANDY SERVICES, L.L.C. and was sworn in. Ms. Riggins provided testimony to the board. Mr. Reulet gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau and the board questioned Mr. Reulet. Mr. Morse made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration and rescind the administrative costs if proof of no lapse is provided within 30 days. The motion also stated Mr. Fine seconded, and the motion passed unanimously.

BARRY WELTON THOMAS was present and was sworn in. Ms. Riggins provided testimony to the board. Mr. Thomas gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Thomas. Mr. Guidry made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, \$250 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration and rescind the administrative costs if proof of no lapse is provided. Mr. Temple seconded, and the motion passed unanimously.

Reginald Daniels was present on behalf of CHALLENGING YOUR VISION LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Daniels gave a statement and affirmed that there was a lapse in insurance coverage and stated he currently has insurance. Mr. Landreneau questioned Mr. Daniels. Mr. Guidry made a motion to dismiss the matter. Mr. Morse seconded, and the motion passed unanimously.

Greg Griffin was present on behalf of GR GRIFFIN ROOFING AND RESTORATION LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Griffin gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Griffin. Mr. Morse made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, \$250 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration and rescind the administrative costs if proof of no lapse is provided. Mr. Fine seconded, and the motion passed unanimously.

Ernest Nicks, Jr. was present on behalf of N & OUT CONTRACTORS LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Nicks gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Nicks. Mr. Temple made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, \$250 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration and rescind the administrative costs if proof of no lapse is provided. Mr. Guidry seconded, and the motion passed unanimously.

Anthony Julian, III was present on behalf of ECO REMODELERS, LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Julian gave a statement and affirmed that there was a lapse in insurance coverage and stated he currently has insurance. Mr. Julian provided proof of insurance to Ms. Riggins. Mr. Landreneau questioned Mr. Julian. Mr. Guidry made a motion to dismiss the matter. Mr. Temple seconded, and the motion passed unanimously.

No one was present on behalf of BRH ASSET MANAGEMENT LLC; E.J. MILLER DEVELOPMENT LTD.; E.J. ORDOYNE BUILDERS LLC; FRENCH CONSTRUCTION, LLC; GALINDO Z CONSTRUCTION LLC; HOMEWORX USA, L.L.C.; IRON CAT CONSTRUCTION, LLC; J & J ELECTRICAL & CONSTRUCTION, L.L.C.; KELLY RAY SIMON; L6

RESTORATION AND CONSTRUCTION, INC.; LA DREAM BUILDERS INC.; LOUISIANA ELITE CONTRACTORS, LLC; RICHARD EARL DAVIS; SAUSSY CONSTRUCTION INC. and WEATHERPROOF EXTENSIONS, LLC. Mr. Morse made a motion to suspend the license or registration of the aforementioned companies and individuals back to the date of last insurance coverage, to issue a cease and desist order, to assess a \$500 fine plus \$500 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration if proof of no lapse is provided. Mr. Guidry seconded. The motion passed unanimously.

D. COMPLIANCE HEARINGS:

1. **SOUTHERN CUSTOM CABINETRY LLC**, Abita Springs, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of SOUTHERN CUSTOM CABINETRY 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 SOUTHERN CUSTOM CABINETRY 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.

2. **RUNTON WRIGHT**, Gibsland, Louisiana – La. R.S. 37:2175.3(A)(1)

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

3. **PERRY LEMONS**, New Orleans, Louisiana – La. R.S. 37:2175.3(A)(1)

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

4. **BRANDON O. WILLIAMS CONSTRUCTION LLC**, Baton Rouge, 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. Brandon Williams was present on behalf of BRANDON O. WILLIAMS CONSTRUCTION LLC and was sworn in. Mr. Williams entered a plea of admission. The board questioned Mr. Williams. Mr. Guidry made a motion to accept the plea, to assess a \$500 fine and \$500 in administrative costs. Mr. Morse seconded. The motion passed.

5. **ALL IN ONE WOODWORKS LLC**, Denham Springs, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of ALL IN ONE WOODWORKS LLC. 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. Morse made a motion to find ALL IN ONE WOODWORKS 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.

6. **TURN KEY CONTRACTOR SOLUTIONS, LLC**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of TURN KEY CONTRACTOR SOLUTIONS, LLC. Investigator Todd Brady, previously sworn, was called to the stand. 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. Morse made a motion to find TURN KEY CONTRACTOR SOLUTIONS, 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.

7. **WESLEY REEVES D/B/A REEVES PAINTING**, Amite, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by WESLEY REEVES D/B/A REEVES PAINTING. Mr. Guidry made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Temple seconded. The motion passed.

8. **BRASWELL CONSTRUCTION COMPANY INC.**, Natchez, Mississippi – La. R.S. 37:2167(A)

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

9. **ROBERT ADAMS**, New Orleans, Louisiana – La. R.S. 37:2175.3(A)(1)

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

OLD BUSINESS

E. STATUTORY CITATIONS:

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

F. COMPLIANCE CONTINUANCE:

1. **DEXTER SOLOMON D/B/A SOLOMON'S MAINTENANCE & HOME REPAIR**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. Dexter Solomon was present on behalf of DEXTER SOLOMON D/B/A SOLOMON'S MAINTENANCE & HOME REPAIR and was sworn in. Mr. Solomon entered no contest plea. Mr. Guidry made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Solomon gave a statement regarding this matter. The board questioned Mr. Solomon. Mr. Guidry made a motion to combine a previous violation fine and administrative costs with the current violation fine and administrative costs to total \$5,480, which is to be paid over 18 months, and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

G. REQUEST FOR REHEARINGS:

Matters 1 and 2 were consolidated

1. **LEE'S CONSTRUCTION & TERMITE SERVICES, LLC**, Kenner, Louisiana – La. R.S. 37:2175.3(A)(1), 2 cts; 2175.3 (A)(4); and 2185(A), 2cts

2. **LEE'S CONSTRUCTION & TERMITE SERVICES, LLC**, Kenner, Louisiana – La. R.S. 37:2175.2(A)(1)

Ms. Morgan gave a summary of the allegations and the previous action taken by the board regarding this matter. Randy Lee was present on behalf of LEE'S CONSTRUCTION & TERMITE SERVICES, LLC. Mr. Lee provided a statement to the board. Mr. Guidry made a motion to grant the rehearing request. Mr. Fine seconded. The motion passed. Mr. Lee entered a no contest plea for G1 and G2. Mr. Morse made a motion to accept the plea. Mr. Fine seconded. The motion passed. Mr. Morse made a motion to assess a \$2000 fine plus \$1000 in administrative costs in a payment plan and to issue a cease and desist order. The motion also included if the company defaults on a payment plan, the fine will be increased to \$5000. Mr. Fine seconded. The motion passed.

3. JAMES LEWIS D/B/A BEAU LEWIS CUSTOM WOODWORKS, St. Amant, Louisiana – La. R.S. 37:2175.3(A)(1)

No one was present on behalf of JAMES LEWIS D/B/A BEAU LEWIS CUSTOM WOODWORKS. Mr. Guidry made a motion to deny the rehearing request. Mr. Morse seconded. The motion passed.

4. MELVIN L. COMBS D/B/A MELVIN’S COMMERCIAL AND RESIDENTIAL REPAIR, Ruston, Louisiana – La. R.S. 37:2175.2(A)(1)

Ms. Morgan gave a summary of the allegations and the previous action taken by the board regarding this matter. Melvin Combs was present on behalf of MELVIN L. COMBS D/B/A MELVIN’S COMMERCIAL AND RESIDENTIAL REPAIR and was sworn in. Mr. Guidry made a motion to rehear the matter. Mr. Fine seconded. The motion passed. Mr. Combs entered a no contest plea. Mr. Morse made a motion to accept the plea. Mr. Guidry seconded. The motion passed. Mr. Combs provided a statement to the board. The board questioned Mr. Combs. Mr. Guidry made a motion to assess a \$250 fine plus \$250 in administrative costs. Mr. Fine seconded. The motion passed.

- H. Consideration of residential applications as listed and attached to the agenda. (Pages 5-7)

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

- I. Consideration of home improvement applications as listed and attached to the agenda. (Pages 8-10)

Mr. Guidry 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. Morse made a motion to adjourn at 10:57 a.m., and Mr. Guidry seconded. The motion passed.

Lloyd “Chip” Badeaux, Chairman

Elliott Temple, Vice-Chairman