

STATE LICENSING BOARD FOR CONTRACTORS

COMMERCIAL BOARD

MEETING MINUTES

April 15, 2021

The regular meeting of the Commercial Board was called to order by the Vice Chairman, William J. Clouatre, on Thursday, April 15, 2021, at 9:30 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Board present:

- William J. Clouatre, Vice Chairman
- Lloyd "Chip" Badeaux
- Ronald Barron
- Brian J. Bordelon
- N.R. "Noah" Broussard
- Nelson A. "Andy" Dupuy, Jr.
- Courtney Fenet, Jr.
- Kenneth Jones
- Curtis Joseph
- Donald G. Lambert
- Garland Meredith
- Joel Rushing
- Christopher N. Stuart
- Keith Tillage
- Victor Weston

Chairman, Lee Mallett, and members, August Gallo, Jr., Danny R. Graham and Elliott Temple 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, Elaine Riggins, Lowana Cola and Monica Davis; Compliance Director, Brad Hassert; Compliance Investigator, Bobbie Hughes; and Tarah Revette recording the minutes.

Mr. Joseph 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 **March 18, 2021** regular meeting. Mr. Meredith seconded. The motion passed.

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

PUBLIC COMMENT

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

NEW BUSINESS

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

D. JUDGMENT:

1. **NEW LIFE HOMES LLC**, Lafayette, Louisiana – La. R.S. 37:2150-2192, La. R.S. 37:2158(A)(8) and (A)(9), La. R.S. 37:2156.1(D)(1) and Section 707 of the Board's Rules and Regulations

Ms. Evans gave a summary of the allegations. No one was present on behalf of NEW LIFE HOMES LLC. Ms. Evans, who was previously sworn, 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 NEW LIFE HOMES LLC to be in violation, to give the company 30 days to

pay the judgment or enter into/comply with the payment plan. If these terms are not satisfied within 30 days, the license will be automatically suspended by staff. If a payment plan is agreed upon, the board further ordered that any deviation from or default of the payment plan will result in the license being automatically suspended by staff. If at any time the license is suspended by staff related to this matter, staff can reinstate the license after the judgment has been paid in full. Mr. Dupuy seconded. The motion passed.

E. **COMPLIANCE HEARINGS:**

1. a) **K.B. PLUMBING & HEATING L.L.C.**, New Orleans, Louisiana – La. R.S. 37:2158(A)(5) and 2158(A)(3) and Rules and Regulations of the Board Section 135(A)
- b) **LUIS A. HERRERA**, Chalmette, Louisiana – La. R.S. 37:2160(A)(1)

Matters 1a and 1b were deferred and were heard later in the meeting.

2. **RIVER PARISH CONTRACTORS, INC.**, Reserve, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by RIVER PARISH CONTRACTORS, INC. Mr. Stuart made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Tillage seconded. The motion passed.

3. a) **KENDRA'S PROFESSIONAL, INC.**, Harvey, Louisiana – La. R.S. 37:2158(A)(4)

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

<Matters 1a and 1b were heard after matter 3a under Compliance Hearings.>

1. a) **K.B. PLUMBING & HEATING L.L.C.**, New Orleans, Louisiana – La. R.S. 37:2158(A)(5) and 2158(A)(3) and Rules and Regulations of the Board Section 135(A)

Ms. Evans gave a summary of the allegations. Dennis O'Brien and Kenneth Boissiere Jr. were present on behalf of K.B. PLUMBING & HEATING L.L.C. and were sworn in. Mr. Boissiere entered a no contest plea. Mr. Jones made a motion to accept the plea. Mr. Tillage seconded. The motion passed. Brad Hassert, Compliance Director, who was previously sworn, 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. Boissiere gave a statement regarding this matter. The board questioned Mr. Boissiere. Mr. Badeaux made a motion to assess an administrative penalty of \$500 in administrative costs. Mr. Meredith seconded. The motion passed.

- b) **LUIS A. HERRERA**, Chalmette, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of LUIS A. HERRERA. Brad Hassert, Compliance Director, who was previously sworn, 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. Stuart made a motion to find LUIS A. HERRERA to be in violation. Mr. Weston seconded. The motion passed. Mr. Stuart made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Weston seconded. The motion passed.

3. b) **STAR ENERGY SOLUTIONS, LLC**, New Orleans, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of STAR ENERGY SOLUTIONS, LLC. Brad Hassert, Compliance Director, who was previously sworn, 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 STAR ENERGY SOLUTIONS, LLC to be in violation. Mr. Meredith seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Jones seconded. The motion passed.

4. **ENTERPRISE HOME LEVELING AND ELEVATION, LLC**, Kenner, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of ENTERPRISE HOME LEVELING AND ELEVATION, LLC. Brad Hassert, Compliance Director, who was previously sworn, 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 ENTERPRISE HOME LEVELING AND ELEVATION, LLC to be in violation. Mr. Meredith seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Meredith seconded. The motion passed.

5. **LOUISIANA GOLD CONSTRUCTION LLC AND/OR ERIC TABARY D/B/A LA GOLD CONSTRUCTION**, Metairie, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by LOUISIANA GOLD CONSTRUCTION LLC AND/OR ERIC TABARY D/B/A LA GOLD CONSTRUCTION. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Stuart seconded. The motion passed.

6. **CLARK MECHANICAL & CONSTRUCTION, LLC**, Crossett, Arkansas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. Kenneth Clark was present on behalf of CLARK MECHANICAL & CONSTRUCTION, LLC and was sworn in. Mr. Clark entered a no contest plea. Mr. Weston made a motion to accept the plea. Mr. Jones seconded. The motion passed. Brad Hassert, Compliance Director, who was previously sworn, 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. Clark gave a statement to the board. The board questioned Mr. Clark. Mr. Tillage made a motion to dismiss this matter. Mr. Broussard seconded. After a roll call vote, the motion passed with opposition from Mr. Badeaux, Mr. Jones, Mr. Joseph, Mr. Rushing, Mr. Stuart and Mr. Weston.

7. **BRADS ROOFING LLC**, Slidell, 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. No one was present on behalf of BRADS ROOFING LLC. Brad Hassert, Compliance Director, who was previously sworn, 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. Meredith made a motion to find BRADS ROOFING LLC to be in violation, to give the company thirty (30) days to produce the requested records to the satisfaction of the board and to allow staff to suspend the license if the records are not produced within the timeframe given. Mr. Stuart seconded. The motion passed. Mr. Weston also made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Lambert seconded. The motion passed.

8. **KYLE SHERIFF D/B/A SHERIFF WELDING SERVICES LLC**, Sanger, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of KYLE SHERIFF D/B/A SHERIFF WELDING SERVICES LLC. Brad Hassert, Compliance Director, who was previously sworn, 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 KYLE SHERIFF D/B/A SHERIFF WELDING SERVICES LLC to be in violation. Mr. Joseph seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Stuart seconded. The motion passed.

9. a) **KITCHEN CABINET FACTORY DIRECT LLC**, Brandon, Mississippi – La. R.S. 37:2158(A)(4)

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

- b) **LEGACY CABINETS, INC.**, Eastaboga, Alabama – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of LEGACY CABINETS, INC. Brad Hassert, Compliance Director, who was previously sworn, 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. Joseph made a motion to find LEGACY CABINETS, INC. to be in violation. Mr. Jones seconded. The motion passed. Mr. Joseph made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Weston seconded. The motion passed.

10. a) **HAWKEYE HOTELS INC.**, Coralville, Iowa – La. R.S. 37:2160(A)(1)

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

- b) **HYBRID ONE CONSTRUCTION LLC**, Houston, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of HYBRID ONE CONSTRUCTION LLC. Investigator Bobbie Hughes, who was previously sworn, was called to the stand. Ms. Hughes reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Joseph made a motion to find HYBRID ONE CONSTRUCTION LLC to be in violation. Mr. Weston seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Joseph seconded. The motion passed.

11. **JOSE ZUNIGA D/B/A HERITAGE CONCRETE**, Crosby, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of JOSE ZUNIGA D/B/A HERITAGE CONCRETE. Brad Hassert, Compliance Director, who was previously sworn, 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 JOSE ZUNIGA D/B/A HERITAGE CONCRETE to be in violation. Mr. Joseph seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Stuart seconded. The motion passed.

12. **JIM RICHARDSON D/B/A J AND G CONSULTING SERVICE**, Buffalo, Kentucky – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by JIM RICHARDSON D/B/A J AND G CONSULTING SERVICE. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

13. **THE LODGES AT BANNING MILLS RETREAT AND CONSERVATION CENTER INC.**, Whitesburg, Georgia – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by THE LODGES AT BANNING MILLS RETREAT AND CONSERVATION CENTER INC. Mr. Tillage made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

14. **MELVIN COLEMAN**, Baton Rouge, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and also noted a correction to the agenda for the project amount, which should be \$63,476.51. No one was present on behalf of MELVIN COLEMAN. Investigator Bobbie Hughes, who was previously sworn, was called to the stand. Ms. Hughes reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Joseph made a motion to find MELVIN COLEMAN to be in violation. Mr. Tillage seconded. The motion passed. Mr. Joseph made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Tillage seconded. The motion passed.

F. STATUTORY CITATIONS:

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

G. APPLICATIONS; ADDITIONAL CLASSIFICATIONS; RECIPROCITY

1. Residential Building Report – Mr. Badeaux

- a. Consideration of additional classifications for residential licenses, residential applications and home improvement registrations as listed and attached to the agenda. (Pages 5-17)

Mr. Badeaux made a motion to approve the additional classifications for residential licenses as listed on the agenda, and Mr. Jones seconded. The motion passed.

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

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

- b. Consideration of the actions of the **April 14, 2021** Residential Building Subcommittee.

Mr. Badeaux made a motion to approve and ratify the actions taken at the April 14, 2021 Residential Building Subcommittee meeting and Mr. Jones seconded. The motion passed.

2. Consideration of reciprocity and exemption requests as listed and attached to the agenda. (Pages 18-20)

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

Based on Staff recommendations, Mr. Dupuy made a motion to approve the Exemptions 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 21)

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

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 22-25)

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

5. Consideration of commercial applications as listed and attached to the agenda. (Pages 26-39)

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

H. REPORTS:

1. Staff Reports – Ms. Dupuy reminded the Board Members of the May 15th date for filing Ethics Reports and provided a handout.
2. Legislative/Rules and Regulations Report – Mr. Fenet and Mr. McDuff gave a summary of the 2021 legislative session in relation to LSLBC.
3. Finance Report – Mr. Dupuy asked for a motion to accept the financial statement for the period ending March 31, 2021 as presented. Mr. Weston made a motion to accept the financial statement for the period ending March 31, 2021 as presented. Mr. Tillage seconded. The motion passed.

ADJOURNMENT

Mr. Meredith made a motion to adjourn at 10:48 a.m., and Mr. Lambert seconded. The motion passed unanimously.

Lee Mallett, Chairman

Elliott Temple, Secretary