

STATE LICENSING BOARD FOR CONTRACTORS

COMMERCIAL BOARD

MEETING MINUTES

June 17, 2021

The regular meeting of the Commercial Board was called to order by the Chairman, Lee Mallett, on Thursday, June 17, 2021, at 9:30 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Board present:

- Lee Mallett, Chairman
- William J. Clouatre, Vice Chairman
- Lloyd “Chip” Badaeux
- Ronald Barron
- Brian J. Bordelon
- N.R. “Noah” Broussard
- Nelson A. “Andy” Dupuy, Jr.
- Courtney Fenet, Jr.
- August Gallo, Jr.
- Curtis Joseph, Jr.
- Donald G. Lambert
- Garland Meredith
- Joel Rushing
- Christopher N. Stuart
- Elliott L. Temple
- Keith Tillage

Members Danny R. Graham, Kenneth Jones and Victor Weston 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, Whitney McKee, Lowana Cola and Monica Davis; Compliance Director, Brad Hassert; Compliance Investigators, Frank Vaughan, Sean Beavers, James Franklin, John LeBlanc, Steve Chiasson; and Tarah Revette recording the minutes.

Mr. Clouatre 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 **May 20, 2021** regular meeting. Mr. Broussard seconded. The motion passed.

Mr. Hassert introduced guest Ken Naquin with the Louisiana Associated General Contractors; Alex Reinboth with the Louisiana Attorney General’s office and Mrs. Sonja Gallo, wife of board member, August Gallo.

PUBLIC COMMENT

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

NEW BUSINESS

Leann Evans and Brad Hassert with the Compliance Department and Compliance Investigators, Frank Vaughan and John LeBlanc were sworn in.

D. JUDGMENTS:

1. **A-1 DIRT N GRAVEL/CONSTRUCTION LLC**, Baton Rouge, 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 A-1 DIRT N GRAVEL/CONSTRUCTION LLC. Attorney Teresa Cop was present on behalf of the creditor, Capitol Concrete Products LLC. Ms. Evans reviewed the exhibit packet and provided testimony for the Board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Landreneau questioned Ms. Cop regarding the outstanding judgment. Mr. Meredith made a motion to find A-1 DIRT N GRAVEL/CONSTRUCTION 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. Stuart seconded. The motion passed.

2. **FH MANAGEMENT GROUP INC.**, Shreveport, 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 FH MANAGEMENT GROUP INC. Ms. Evans 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 FH MANAGEMENT GROUP INC. 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. Tillage seconded. The motion passed.

E. COMPLIANCE HEARINGS:

1. **RANDALL DECASTRO, SR. D/B/A PLUMB CRAZIE**, Madisonville, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by RANDALL DECASTRO, SR. D/B/A PLUMB CRAZIE. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Gallo seconded. The motion passed.

2. a) **PRO COMM CONSTRUCTION GROUP, L.L.C.**, Luling, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations. No one was present on behalf of PRO COMM CONSTRUCTION GROUP, L.L.C. 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. Dupuy made a motion to find PRO COMM CONSTRUCTION GROUP, L.L.C. to be in violation. Mr. Stuart seconded. The motion passed. Mr. Dupuy made a motion to assess an administrative penalty of a \$1500 fine plus \$500 in administrative costs. Mr. Stuart seconded. The motion passed.

- b) **JAMES LEE PLUMBING LLC**, Hammond, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans stated that staff has requested a continuance for sixty (60) days. Mr. Tillage made a motion to grant the continuance. Mr. Joseph seconded. The motion passed.

3. **MILLTOWNSNL, LLC**, Bogalusa, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans stated that the company requested that this matter be continued. Mr. Joseph made a motion to grant the continuance. Mr. Tillage seconded. The motion passed.

4. a) **METROPOLITAN BUILDING SERVICES INC.**, Mandeville, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of METROPOLITAN BUILDING SERVICES 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. Clouatre made a motion to find METROPOLITAN BUILDING SERVICES INC. to be in violation. Mr. Fenet seconded. The motion passed. Mr. Clouatre made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Gallo seconded. The motion passed.

- b) **TANGI ELECTRIC AND MAINTENANCE COMPANY, INC.**, Hammond, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by TANGI ELECTRIC AND MAINTENANCE COMPANY, INC. Mr. Gallo made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Lambert seconded. The motion passed.

5. a) **JOSEPH EARL STEVENSON JR.**, Baker, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by JOSEPH EARL STEVENSON JR. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

- b) **MAGNOLIA HOME BUILDING AND RENOVATIONS, LLC**, Baton Rouge, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by MAGNOLIA HOME BUILDING AND RENOVATIONS, 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.

6. **LOUISIANA GOLD CONSTRUCTION LLC AND/OR LOUISIANA GOLD FOUNDATION**, 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 LOUISIANA GOLD FOUNDATION. Mr. Rushing made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

7. **PAPILLION CONSTRUCTION LLC**, Church Point, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. Michael Papillion was present and was sworn in. Mr. Papillion entered a no contest plea. Mr. Temple 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. Landreneau questioned Mr. Papillion. The board questioned Mr. Papillion. Mr. Clouatre made a motion to assess an administrative penalty of a \$1000 fine plus \$500 in administrative costs and to allow the administrative penalty to be reduced to \$500 in administrative costs only if the company obtains a proper license within 120 days. Mr. Dupuy seconded. The motion passed.

8. a) **L SQUARED LLC**, Chattanooga, Tennessee – La. R.S. 37:2158(A)(4)

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

- b) **SCORPION METAL ERECTORS 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 SCORPION METAL ERECTORS 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. Joseph made a motion to find SCORPION METAL ERECTORS LLC to be in violation. Mr. Rushing seconded. The motion passed. Mr. Joseph made a motion to assess the maximum fine plus \$500 in administrative costs. Mr. Rushing seconded. The motion passed.

9. **LAFORCE, INC.**, Green Bay, Wisconsin – La. R.S. 37:2160(A)(1)

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

<Matters 10a – 10d, 11a – 11e and 12a – 12c had related matters and some related matters were combined.>

10. a) **KENT ARMENTOR CONSTRUCTION, L.L.C.**, Lake Charles, Louisiana – La. R.S. 37:2158(A)(4), 2 counts
11. c) **KENT ARMENTOR CONSTRUCTION, L.L.C.**, Lake Charles, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by KENT ARMENTOR CONSTRUCTION, L.L.C. for matters 10a and 11c, as these were the same entity in both matters. Mr. Stuart made a motion to accept the settlement offers as presented, which included a no contest plea for both matters. Mr. Meredith seconded. The motion passed.

10. b) **KP THIND, L.L.C.**, Lake Charles, Louisiana – La. R.S. 37:2160(A)(1)
12. a) **KP THIND, L.L.C.**, Lake Charles, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by KP THIND, L.L.C. for matters 10b and 12a, as these were the same entity in both matters. Mr. Meredith made a motion to accept the settlement offers as presented, which included a no contest plea for both matters. Mr. Lambert seconded. The motion passed.

10. c) **ED WYMAN MOBBS**, Lafayette, Louisiana – La. R.S. 37:2158(A)(4)
11. e) **ED WYMAN MOBBS**, Lafayette, Louisiana – La. R.S. 37:2158(A)(4)
12. c) **ED WYMAN MOBBS**, Lafayette, Louisiana – La. R.S. 2158(A)(3) and Rules and Regulations of the Board Section 133(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by ED WYMAN MOBBS for matters 10c, 11e and 12c, as these were the same entity in all three matters. Mr. Lambert made a motion to accept the settlement offers as presented, which included a no contest plea for all three matters. Mr. Joseph seconded. The motion passed.

10. d) **MCMANUS ICE & RESTAURANT SUPPLY, INC.**, Lake Charles, Louisiana – La. R.S. 37:2160(A)(1)
11. d) **MCMANUS ICE & RESTAURANT SUPPLY, INC.**, Lake Charles, Louisiana – La. R.S. 37:2160(A)(1)
12. b) **MCMANUS ICE & RESTAURANT SUPPLY, INC.**, Lake Charles, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by MCMANUS ICE & RESTAURANT SUPPLY, INC. for matters 10d, 11d and 12b, as these were the same entity in all three matters. Mr. Cloutre made a motion to accept the settlement offers as presented, which included a no contest pleas for all three matters. Mr. Dupuy seconded. The motion passed with opposition from Mr. Badeaux.

11. a) **J & J ELECTRICAL & CONSTRUCTION, L.L.C.**, Duson, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations. No one was present on behalf of J & J ELECTRICAL & CONSTRUCTION, L.L.C. Investigator John LeBlanc, who was previously sworn, was called to the stand. Mr. LeBlanc reviewed the exhibit packet and provided testimony for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. The board questioned Mr. LeBlanc. Mr. Tillage made a motion to find J & J ELECTRICAL & CONSTRUCTION, L.L.C. to be in violation. Mr. Temple seconded. The motion passed. After discussion, Mr. Clouatre made a motion to assess the maximum fine plus \$500 in administrative costs, and to allow staff to suspend the license if the outstanding fines are not resolved within 30 days. Mr. Joseph seconded. The motion passed with opposition from Mr. Fenet.

- b) **FRIENDS CONSTRUCTION, L.L.C.**, Lake Charles, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by FRIENDS CONSTRUCTION, L.L.C. Mr. Joseph made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Rushing seconded. The motion passed.

<Matters 11c – 11e and Matters 12a – 12c were previously heard with Matters 10a – 10d.>

13. **ALVARO JULIO PIMENTEL**, Metairie, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of ALVARO JULIO PIMENTEL. 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 ALVARO JULIO PIMENTEL 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.

14. **JAMES LEE CORMIER**, Opelousas, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by JAMES LEE CORMIER. Mr. Tillage made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

F. STATUTORY CITATIONS:

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

OLD BUSINESS

<Matter H. 1. under REQUEST FOR REHEARING was heard before matter G. 1.>

H. REQUEST FOR REHEARING:

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

Ms. Evans gave a summary of the allegations and the previous action taken by the board regarding this matter. Jonathan Gomez was present on behalf of ENTERPRISE HOME LEVELING AND ELEVATION LLC and was sworn in. Mr. Gomez addressed the board regarding his rehearing request. Mr. Meredith made a motion to rehear this matter. Mr. Temple 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 questioned Mr. Gomez. Mr. Gomez entered a plea of admission. Mr. Stuart made a motion to accept the plea. Mr. Meredith seconded. The motion passed. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. The board questioned Mr. Gomez. Mr. Clouatre made a motion to assess an administrative penalty of a \$500 fine plus \$500 in administrative costs. Mr. Stuart seconded. The motion passed.

G. COMPLIANCE HEARING/CONTINUANCE:

1. COASTAL BRIDGE COMPANY, L.L.C., Baton Rouge, Louisiana – La. R.S. 37:2158(A)(9); 2158(A)(10)

Ms. Evans gave a summary of the allegations. Attorney Michael Lane was present on behalf of COASTAL BRIDGE COMPANY, L.L.C. Mr. Lane 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 for the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Landreneau questioned Mr. Lane. The board also questioned Mr. Lane. Mr. Landreneau called Attorney Teresa Cop to the stand regarding this matter. Mr. Landreneau called Attorney Teresa Cop to the stand, who is an attorney representing a creditor in an outstanding judgment owed by Coastal Bridge Company, L.L.C. Mr. Landreneau questioned Ms. Cop regarding the outstanding judgment. Mr. Lane called Layne Dufour to the stand and was sworn in. Mr. Lane questioned Ms. Dufour. Ms. Dufour provided additional testimony to the board. The board questioned Ms. Dufour. Mr. Lane called Kelly Sills, owner of COASTAL BRIDGE COMPANY, L.L.C., to the stand and was sworn in. Mr. Lane questioned Mr. Sills. Mr. Sills gave a statement to the board. The board also questioned Mr. Sills. Mr. Lane gave a closing statement to the board. The board further questioned Mr. Sills. After discussion, Mr. Clouatre made a motion to find COASTAL BRIDGE COMPANY, L.L.C. to be in violation of La. R.S. 37:2158(A)(9). Mr. Tillage seconded. After a roll call vote, the motion passed with opposition from Mr. Badeaux, Mr. Fenet and Mr. Gallo. Mr. Clouatre made a motion to find COASTAL BRIDGE COMPANY, L.L.C. to be in violation of La. R.S. 37:2158(A)(10). Mr. Tillage seconded. The motion passed without opposition. After further discussion, Mr. Clouatre made a motion to allow COASTAL BRIDGE COMPANY, L.L.C. thirty (30) days to present documentation and evidence to address the outstanding judgments and other issues before the board, which will be reviewed by the board at the July 15, 2021 board meeting, before an administrative penalty will be assessed. Mr. Clouatre continued the motion to state that the documents and evidence should be provided to staff prior to the July 15, 2021 board meeting and for the company to not begin any projects until this matter is resolved. Mr. Rushing seconded. After a roll call vote, the motion passed with opposition from Mr. Tillage.

<Matter H. 1. under REQUEST FOR REHEARING was previously heard before matter G. 1.>

I. 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 6-18)

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

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

Mr. Badeaux made a motion to approve the home improvement applications as listed on the agenda, and Mr. Temple seconded. The motion passed.
 - b. Consideration of the actions of the **June 16, 2021** Residential Building Subcommittee.

Mr. Badeaux made a motion to approve and ratify the actions taken at the June 16, 2021 Residential Building Subcommittee meeting and Mr. Temple seconded. The motion passed.
2. Consideration of reciprocity and exemption requests as listed and attached to the agenda. (Pages 19-22)

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

Based on Staff recommendations, Mr. Dupuy made a motion to approve the Exemptions as listed on the agenda. Mr. Stuart seconded. The motion passed.

3. Consideration of mold remediation application as listed and attached to the agenda. (Page 23)

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

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 24-27)

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

5. Consideration of commercial applications as listed and attached to the agenda. (Pages 28-38)

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

I. REPORTS:

1. Legislative/Rules and Regulations Report – Mr. McDuff had no new report.
2. Finance Report – Mr. Dupuy asked for a motion to accept the financial statement for the period ending May 31, 2021 as presented. Mr. Clouatre made a motion to accept the financial statement for the period ending May 31, 2021 as presented. Mr. Broussard seconded. The motion passed.

ADJOURNMENT

Mr. Dupuy made a motion to adjourn at 11:55 a.m., and Mr. Stuart seconded. The motion passed unanimously.

Lee Mallett, Chairman

Elliott Temple, Secretary