

STATE LICENSING BOARD FOR CONTRACTORS

COMMERCIAL BOARD

MEETING MINUTES

October 15, 2020

The regular meeting of the Commercial Board was called to order by the Chairman, Lee Mallett, on Thursday, October 15, 2020, at 9:32 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
- Brian J. Bordelon
- N.R. "Noah" Broussard
- Nelson A. "Andy" Dupuy, Jr.
- Courtney Fenet, Jr.
- Danny R. Graham
- Kenneth Jones
- Donald G. Lambert
- Garland Meredith
- Joel Rushing
- Keith A. Tillage
- Victor Weston

Members Ronald Barron, August Gallo, Curtis R. Joseph, Jr., Christopher N. Stuart 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, Monica Davis and John Dixon; Compliance Director, Brad Hassert; and Tarah Revette recording the minutes.

Mr. Bordelon 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. Weston made a motion to accept the Minutes of the **September 17, 2020** regular meeting. Mr. Fenet seconded. The motion passed.

Mr. McDuff introduced and welcomed new commercial board member, Keith Tillage, and Judge White administered the oath of office to Mr. Tillage.

Mr. McDuff introduced guests Joanna Landreneau, Alex Reinboth with the Louisiana Attorney General's Office and Kerry Hunt and Ken Naquin with Louisiana Associated General Contractors.

Mr. McDuff provided an update to the Board regarding the voluntary contributions made last month from the Construction Education Trust Fund (CETF) to ULM (University of Louisiana at Monroe) and Louisiana Tech University. Mr. McDuff also introduced guests Dr. Charles "Chuck" Berryman and Stephanie Heumann, with the Bert S. Turner Department of Construction Management with Louisiana State University; Art Favre, Marc Bourgeois and Ryan Day with Construction Industry Advisory Board for the Construction Management Department and Jordan Jopling with the LSU Foundation.

Mr. Weston addressed the board and audience regarding the CETF. Mr. Weston and Mr. Mallett presented the CETF contribution to Dr. Berryman along with Mr. Favre and Mr. Bourgeois. Dr. Berryman addressed and thanked the board for the CETF contribution.

Mr. McDuff addressed the board and recognized former chairman of the board, Byron Talbot, and his contributions to the construction industry. Mr. McDuff also introduced Mr. Talbot's guests, Elizabeth Gros and Lance Lejeune. Mr. Talbot addressed the board and thanked the board for the recognition. Mr. Mallett and Mr. Weston also recognized Mr. Talbot for his service to the board and the construction industry.

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 were sworn in.

D. COMPLIANCE HEARINGS:

1. **N-TEX ROOF SYSTEMS, INC.**, Melissa, Texas– La. R.S. 37:2158(A)(4), 2 counts

Ms. Evans gave a summary of the allegations and read the settlement offer presented by N-TEX ROOF SYSTEMS, INC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Graham seconded. The motion passed.

2. **MICHAEL D. DOIRON**, Baton Rouge, Louisiana – La. R.S. 2158(A)(3) and Rules and Regulations of the Board Section 135(A)

Ms. Evans gave a summary of the allegations. MICHAEL D. DOIRON was present and was sworn in. Jason Laubscher was also present on behalf of Mr. Doiron and was sworn in. Mr. Doiron entered a no contest plea. Mr. Jones made a motion to accept the plea. Mr. Broussard seconded. The motion passed. Mr. Doiron gave a statement to the board. 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. Doiron and Mr. Laubscher both gave a statements to the board. The board questioned Mr. Doiron. Mr. Fenet 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 Mr. Doiron provided the requested documents within seven (7) days. Mr. Jones seconded. The motion passed.

3. **PEPPERS PLUMBING REPAIR, LLC**, Lafayette, Louisiana – La. R.S. 37:2160(A)(1), 5 counts

Ms. Evans gave a summary of the allegations and read the settlement offer presented by PEPPERS PLUMBING REPAIR, LLC. Mr. Graham made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Tillage seconded. The motion passed.

4. **CULBERTSON CONTRACTORS, LLC**, Brookhaven, Mississippi – La. R.S. 37:2158(A)(4), 2 counts

Ms. Evans gave a summary of the allegations. No one was present on behalf of CULBERTSON CONTRACTORS, 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 CULBERTSON CONTRACTORS, LLC to be in violation. Mr. Weston seconded. The motion passed. Mr. Weston made a motion to assess an administrative penalty of a \$18,227.71 fine plus \$500 in administrative costs. Mr. Meredith seconded. The motion passed.

5. **ROMAIN TOWER INC.**, Houston, Texas – La. R.S. 37:2160(A)(1)

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

6. a) **STOA CONSTRUCTION, L.L.C.**, Hammond, Louisiana – La. R.S. 37:2158(A)(4)

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

- b) **INNOVATIVE HOME TECHNIQUES, 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 INNOVATIVE HOME TECHNIQUES, LLC. Mr. Meredith made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Lambert seconded. The motion passed.

7. a) **INVESTMENT CONTRACTORS LLC**, West Monroe, Louisiana – La. R.S. 37:2158(A)(4)

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

- b) **ANGEL MONTELONGO**, Alvin, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. ANGEL MONTELONGO was present and was sworn in. Mr. Montelongo entered a no contest plea. Mr. Jones made a motion to accept the plea. Mr. Dupuy seconded. The motion passed. Mr. Montelongo gave a statement to the board. 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 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 Mr. Montelongo obtains a proper license within 60 days. Mr. Meredith seconded. The motion passed.

8. **R CONSTRUCTION COMPANY OF TEXAS**, Buffalo, Texas – La. R.S. 37:2159(B)

Ms. Evans gave a summary of the allegations. No one was present on behalf of R CONSTRUCTION COMPANY OF TEXAS. 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 R CONSTRUCTION COMPANY OF TEXAS to be in violation. Mr. Dupuy seconded. The motion passed. Mr. Meredith made a motion to assess an administrative penalty of \$44,117.75 fine plus \$500 in administrative costs. Mr. Stuart seconded. The motion passed.

9. **RHODRIC RANDLE D/B/A RANDLE'S REMODELING & H.I. CONTRACTOR**, Monroe, Louisiana – La. R.S. 37:2160(A)(1)

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

10. a) **TEJANI & DAHAL INVESTMENTS, L.L.C.**, West Monroe, Louisiana – La. R.S. 37: 2158(A)(4), 2158(A)(3) and Rules and Regulations of the Board Section 135(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by TEJANI & DAHAL INVESTMENTS, L.L.C. Mr. Meredith made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Lambert seconded. The motion passed.

- b) **ESP BROTHERS CONSTRUCTION LLC**, West Monroe, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. Blanca Araica was present on behalf of ESP BROTHERS CONSTRUCTION LLC and was sworn in. Eli Lopez was also present on behalf of Ms. Araica and was sworn in. Ms. Araica entered a no contest plea. Mr. Meredith 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. Ms. Araica gave a statement to the board. Mr. Bordelon made a motion to assess an administrative penalty of a \$500 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 classification on the license within 60 days. Mr. Broussard seconded. The motion passed.

11. **TEXAS GREENHOUSE COMPANY, INC.**, Fort Worth, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by TEXAS GREENHOUSE COMPANY, 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.

E. STATUTORY CITATIONS:

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

OLD BUSINESS

F. REQUEST FOR REHEARING:

1. **OSMAN CONSTRUCTION LLC**, New Orleans, Louisiana – La. R.S. 37:2158(A)(3) and Rules and Regulations of the Board Section 135(A)

Ms. Evans requested that this matter be removed from the agenda. Mr. Weston made a motion to remove this matter from the agenda. Mr. Jones seconded. The motion passed.

G. APPLICATIONS; ADDITIONAL CLASSIFICATIONS; RECIPROCITY

1. Residential Building Report

- a. Consideration of additional classifications for residential licenses, residential applications and home improvement registrations as listed and attached to the agenda. (Pages 5-26)

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

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

Mr. Jones 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 **October 14, 2020** Residential Building Subcommittee.

Mr. Jones made a motion to approve and ratify the actions taken at the October 14, 2020 Residential Building Subcommittee meeting and Mr. Broussard seconded. The motion passed.

2. Consideration of reciprocity and exemption requests as listed and attached to the agenda. (Pages 27-30)

Based on Staff recommendations, Mr. Dupuy made a motion to approve the exemptions based on Reciprocity as listed on the agenda. Mr. Weston 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 31)

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

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 32-33)

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 34-47)

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

H. REPORTS:

1. Staff Reports –Ms. Dupuy addressed the board regarding the annual training due by the end of this year.
3. Legislative/Rules and Regulations Report – Mr. McDuff gave a summary of the 2020 special legislative session in relation to LSLBC.
4. Finance Report – Mr. Dupuy asked for a motion to accept the financial statement for the period ending September 30, 2020 as presented. Mr. Weston made a motion to accept the financial statement for the period ending September 30, 2020 as presented. Mr. Tillage seconded. The motion passed.

ADJOURNMENT

Mr. Fenet made a motion to adjourn at 10:36 a.m., and Mr. Dupuy seconded. The motion passed unanimously.

Lee Mallett, Chairman

Elliott Temple, Secretary