

STATE LICENSING BOARD FOR CONTRACTORS
RESIDENTIAL CONTRACTORS SUBCOMMITTEE

MEETING MINUTES

September 16, 2020

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd “Chip” Badeaux, on Wednesday, September 16, 2020, at 9:32 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Subcommittee present: Lloyd “Chip” Badeaux, Chairman
 Elliott Temple
 Rob Hamilton
 Jim Fine
 Frank Morse, Jr.

Member Wesley L. “Wes” Wyman, Jr was absent. There being a quorum present, the regular order of business was called.

Also attending the meeting were: Michael McDuff, Executive Director; Judge Darrell White, Retired, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Carrie Morgan, Leann Evans, Brent Templet, Elaine Riggins, Lowana Cola, Monica Davis, Brad Hassert, Compliance Director; and Tarah Revette recording the minutes.

Mr. Fine led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Mr. Hamilton made a motion to accept the Minutes of the August 19, 2020, Residential Building Subcommittee Meeting. Mr. Morse 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

Carrie Morgan and Brad Hassert with the Compliance Department for the board were sworn in.

D. COMPLIANCE HEARINGS:

Mr. Hamilton made a motion to hear matters 1a and 1b under D. Compliance Hearings with the matter 2. under F. Compliance Hearings/Continuances. Mr. Morse seconded. The motion passed.

1. a) **PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC**, Metairie, Louisiana – La. R.S. 37:2158(A)(4), 3 counts

Ms. Morgan gave a summary of the allegations. No one was present on behalf of PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand. Mr. Hassert 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 PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL 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.

The board was notified that a representative of PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC arrived late. Crishelle Long was present on behalf of PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC and was sworn in. Mr. Hamilton made motion to rescind the previous motions regarding this matter. Mr. Temple seconded. The motion passed. Ms. Long entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Landreneau asked that the exhibit packet previously entered into evidence be readmitted. Ms. Long reviewed the exhibit packet and had no objections to the packet. The exhibit packet was readmitted into evidence. Ms. Long gave a statement to the board. The board questioned Ms. Long. Mr. Morse made a motion to assess an administrative penalty of a \$1000 fine plus \$1000 in administrative costs. Mr. Fine seconded. The motion passed.

- b) **BROTHERS ROOFING & SHEET METAL, L.L.C.**, Baton Rouge, Louisiana – La. R.S. 37:2167(A), 2 counts

Ms. Morgan gave a summary of the allegations. No one was present on behalf of BROTHERS ROOFING & SHEET METAL, L.L.C. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand. Mr. Hassert reviewed the exhibit packets and provided testimony to the board. Mr. Landreneau entered the exhibit packets into evidence and they were admitted. Mr. Morse made a motion to find BROTHERS ROOFING & SHEET METAL, L.L.C. to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Hamilton seconded. The motion passed.

<Matters D. 1a and 1b were heard with the matter 2. under F. Compliance Hearings/Continuances.>

2. **CARLOS A. ORELLANA**, Kenner, Louisiana – La. R.S. 37:2167(A), 2 counts

Ms. Morgan gave a summary of the allegations. No one was present on behalf of CARLOS A. ORELLANA. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand. Mr. Hassert reviewed the exhibit packets and provided testimony to the board. Mr. Landreneau entered the exhibit packets into evidence and they were admitted. Mr. Morse made a motion to find CARLOS A. ORELLANA to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Hamilton seconded. The motion passed.

<Remaining matters under D. Compliance Hearings were heard after matter 2. under F. Compliance Hearings/Continuances.>

2. **JOEL ROSARIO D/B/A T AND J CONSTRUCTION**, Sulphur, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of JOEL ROSARIO D/B/A T AND J CONSTRUCTION. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand. Mr. Hassert 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 JOEL ROSARIO D/B/A T AND J CONSTRUCTION to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Hamilton seconded. The motion passed.

3. a) **CASEY J. FORSHAG, LLC**, Metairie, Louisiana – La. R.S. 37:2158(A)(4), 4 counts

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

- b) **MENDOZA CONCRETE, LLC**, Independence, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by MENDOZA CONCRETE, LLC. 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. **ALFRED GREEN BUILDERS INC**, New Orleans, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. Alfred Green was present on behalf of ALFRED GREEN BUILDERS INC and was sworn in. Mr. Green entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand and reviewed the exhibit packet. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Green gave a statement to the board regarding this matter. Mr. Morse made a motion to assess an administrative penalty of a \$1000 fine plus \$500 in administrative costs Mr. Hamilton seconded. The motion passed.

5. **A.B. GRACE CONSTRUCTION LLC**, Gretna, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of A.B. GRACE CONSTRUCTION LLC. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand. Mr. Hassert 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 A.B. GRACE 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.

6. a) **TODD BUILDERS, LLC**, Zachary, Louisiana – La. R.S. 37:2158(A)(4), 2 counts

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

b) **HAVARD CONCRETE PUMPING & SERVICES LLC**, Denham Springs, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan stated that the company had requested a continuance. Mr. Morse made a motion to grant the continuance. Mr. Fine seconded. The motion passed.

7. a) **LA CENTRAL SHEET METAL & ROOFING LLC**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by LA CENTRAL SHEET METAL & ROOFING LLC. Mr. Hamilton made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Fine seconded. The motion passed.

b) **THE GREEN RHINO CONSTRUCTION LLC**, Gonzales, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. Alejandro Lerma was present on behalf of THE GREEN RHINO CONSTRUCTION LLC and was sworn in. Mr. Lerma entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Hamilton seconded. The motion passed. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand and reviewed the exhibit packet. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Lerma gave a statement to the board regarding this matter. Mr. Hassert provided testimony to the board. Mr. Morse made a motion to assess an administrative penalty of the maximum fine plus \$1000 in administrative costs and to allow the administrative penalty to be reduced to a \$1000 fine plus \$500 in administrative costs if the company obtains the proper license within 90 days. Mr. Hamilton seconded. The motion passed.

8. ARTHUR MURRAY D/B/A BLESSED ROOFING, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. Arthur Murray was present on behalf of ARTHUR MURRAY D/B/A BLESSED ROOFING and was sworn in. Mr. Murray entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand and reviewed the exhibit packet. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Murray gave a statement to the board regarding this matter. Mr. Hassert provided testimony to the board. Mr. Hamilton made a motion to dismiss this matter. Mr. Temple seconded. The motion passed.

E. STATUTORY CITATIONS:

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

OLD BUSINESS

F. COMPLIANCE HEARING/CONTINUANCE:

1. MIGUEL MONTELLANO, Haughton, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of MIGUEL MONTELLANO. Brad Hassert, Compliance Director, who was previously sworn, was called to the stand. Mr. Hassert 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 MIGUEL MONTELLANO 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. CARLOS A. ORELLANA, Kenner, Louisiana – La. R.S. 37:2167(A), 2 counts

Matter 2. was heard with D. Compliance Hearings 1a and 1b

- G. Consideration of additional classifications for residential licenses as listed and attached to the agenda. (Page 4)

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

- H. Consideration of residential applications as listed and attached to the agenda. (Pages 5-10)

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

- I. Consideration of home improvement applications as listed and attached to the agenda. (Pages 11-19)

Mr. Hamilton made a motion to approve the new home improvement registration applications as listed on the agenda, and Mr. Temple seconded. The motion passed.

Mr. McDuff and Mr. Hassert addressed the board regarding the board's response to the Hurricane Laura disaster recovery and the board's policy and procedures regarding licensure. Mr. McDuff also addressed the board's recent press releases. The board was also given an update regarding the testing centers and seating availability due to Covid-19.

ADJOURNMENT

Mr. Hamilton made a motion to adjourn at 10:32 a.m., and Mr. Temple seconded. The motion passed unanimously.

Lloyd "Chip" Badeaux, Chairman

Elliott Temple, Vice Chairman