

STATE LICENSING BOARD FOR CONTRACTORS

COMMERCIAL BOARD

MEETING MINUTES

April 18, 2019

The regular meeting of the Commercial Board was called to order by the Chairman, Lee Mallett, on Thursday, April 18, 2019 at 9:30 a.m. at 2525 Quail Drive, Baton Rouge, Louisiana.

Members of the Board present:

- Lee Mallett, Chairman
- William J. Clouatre, Vice Chairman
- Lloyd "Chip" Badeaux
- N.R. "Noah" Broussard
- Nelson A. "Andy" Dupuy, Jr.
- Courtney Fenet
- Kenneth W. Jones
- Donald G. Lambert
- Garland Meredith
- Christopher N. Stuart
- Elliott L. Temple
- Bertrand A. Wilson

Board Members Brian Bordelon, August Gallo, Danny Graham, Jaclyn Hotard, Byron Talbot, 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, Brad Hassert, John Dixon, and Judy Dupuy recording the minutes.

Mr. Dupuy 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 21, 2019** regular meeting. Mr. Stuart seconded. The motion passed.

Mr. Hassert introduced guests Ken Naquin with the Louisiana Associated General Contractors and Henry Heier with the Mechanical Contractors Association of Louisiana, Inc.

NEW BUSINESS

C. JUDGMENTS

1. CHARLES WELSEY LAUGHLIN, DEQUINCY, 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 115 of the Board's Rules and Regulations

This matter was continued.

2. DEBOSE CONSTRUCTION, LLC, Gonzales, 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 115 of the Board's Rules and Regulations

This matter was continued.

3. GALAFORO CONSTRUCTION, LLC, Gretna, 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 115 of the Board's Rules and Regulations

Ms. Leann Evans, Compliance Administrative Program Director, and Brad Hassert, Compliance Program Director, were sworn in by Judge White. Ms. Evans gave a summary of the allegations. Mr. Timothy Thriffiley, attorney for the creditor, Nairn Concrete Services Inc., was present. Paul Galaforo was present on behalf of GALAFORO CONSTRUCTION, LLC and was sworn in. Ms. Evans reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Landreneau questioned Mr. Galaforo. Mr. Fenet made a motion to give GALAFORO CONSTRUCTION, LLC 30 days to pay the judgment or make payment arrangements with the Creditor to pay the judgment. If payment arrangements are not made or the judgment is not paid within 30 days, staff is given authority to suspend the license of GALAFOROR CONSTRUCTION, LLC until the judgment is paid. If at any time during the payment on the judgment, the creditor advises staff that GALAFORO CONSTRUCTION, LLC is not making payments as agreed, staff has the authority to suspend the license of GALAFORO CONSTRUCTION, LLC until payment on the judgment is made as agreed with the creditor. If GALAFORO CONSTRUCTION, LLC pays the judgment after his license has been suspended, staff shall have the authority to reinstate the license upon a showing that the judgment has been paid. Mr. Stuart seconded. The motion passed.

D. COMPLIANCE HEARINGS:

1. a) **PETRON LLC**, Alexandria, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by PETRON, 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) **COLE SELECT SERVICES, LLC**, Vivian, Mississippi – La. R.S. 37: 2160(A)(1)

This matter was continued.

2. a) **GENTRY CONSTRUCTION, INC.**, Monroe, Louisiana – La. R.S. 37:2158(A)(4)

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

- b) **ROCK BUILDER’S OF NORTHEAST LA, LLC**, Oak Grove, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by ROCK BUILDER’S OF NORTHEAST LA, LLC. Mr. Temple made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Stuart seconded. The motion passed.

3. a) **M&C OILFIELD SERVICES, INC.**, Lake Charles, Louisiana – La. R.S. 37:2158(A)(4)

- b) **REDDITT DEVELOPMENT, LLC**, Ragley, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offers presented by M&C OILFEILD SERVICES, INC. AND REDDITT DEVELOPMENT, LLC. Mr. Temple made a motion to accept both settlement offers as presented, both included a no contest plea. Mr. Meredith seconded. The motion passed.

4. a) **RAIN PRO ROOFING, LLC**, Shreveport, Louisiana – La. R.S. 37:2158(A)(4)

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

- b) **GABRIEL SPENCER D/B/A ACCURATE ROOF SYSTEMS**, Flint, Texas – La. R.S. 37:2160(A)(1)

This matter was continued.

5. a) **PLAZA STREET PARTNERS, LLC**, Prairie Village, Kansas – La. R.S. 37:2160(A)(1), 3 counts
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by PLAZA STREET PARTNERS, LLC, which included a no contest plea. Mr. Stuart made a motion to accept the settlement offer as presented. Mr. Dupuy seconded. The motion passed.
- b) **GLOBAL CONSTRUCTION STRATEGIES, INC.**, Bradenton, Florida – La. R.S. 2158 (A)(4), 3 counts
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by GLOBAL CONSTRUCTION STRATEGIES, INC. which included a no contest plea. Mr. Temple made a motion to accept the settlement offer as presented. Mr. Meredith seconded. The motion passed.
- c) **MIDWEST LP D/B/A DONE GROUP**, Knoxville, Tennessee – La. R.S. 2158 (A)(4), 3 counts
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by MIDWEST LP D/B/A DONE GROUP, which included a no contest plea. Mr. Stuart made a motion to accept the settlement offer as presented. Mr. Temple seconded. The motion passed.
- d) **J. WORDEN AND SONS PAVING, LLC**, Chester, Virginia – La. R.S. 2158 (A)(4)
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by J. WORDEN AND SONS PAVING, LLC, which included a no contest plea. Mr. Stuart made a motion to accept the settlement offer as presented. Mr. Wilson seconded. The motion passed.
6. a) **F.H. MYERS CONSTRUCTION CORPORATION**, Harahan, Louisiana – La. R.S. 37:2158(A)(4)
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by F.H. MYERS CONSTRUCTION CORPORATION, which included a no contest plea. Mr. Dupuy made a motion to accept the settlement offer as presented. Mr. Stuart seconded. The motion passed.
- b) **COMMERCIAL FLOORING GULF COAST, L.L.C.**, Harahan, Louisiana – La. R.S. 37:2158(A)(3) and Rules and Regulations of the Board, Section 109(A).
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by COMMERCIAL FLOORING GULF COAST, LLC, which included a no contest plea. Mr. Dupuy made a motion to accept the settlement offer as presented. Mr. Wilson seconded. The motion passed.
7. a) **ORLEANS SHORING, L.L.C.**, Harahan, Louisiana – La. R.S. 37: 2158(A)(4), 2 counts
- Ms. Evans gave a summary of the allegations and read the settlement offer presented by ORLEANS SHORING, L.L.C., which included a no contest plea. Mr. Lambert made a motion to accept the settlement offer as presented. Mr. Stuart seconded. The motion passed.
- b) **JOSE JULIAN GONZALES, D/B/A QUALITY AIR CONDITIONING SERVICES** Harahan, Louisiana – La. R.S. 37: 2160(A)(1)
- This matter was continued.
- c) **HAROLD MICHAEL THIAVILLE D/B/A ELECTRONIC SYSTEMS & SECURITY, L.L.C.**, Gretna, Louisiana – La. R.S. 37: 2160(A)(1)
- This matter was continued.

8. **DEAN WALTERS**, Marrero, Louisiana – La. R.S. 37: 2158(A)(5) and 2167(A)

Ms. Evans gave a summary of the allegations. Dean Walters was present on behalf of DEAN WALTERS and was sworn in. Mr. Walters entered a no contest plea. Mr. Jones made a motion to accept the no contest plea. Mr. Meredith seconded. The motion passed. Mr. Jones made a motion to assess a \$2000 fine (for two violations) plus \$500 administrative costs. Mr. Temple seconded. The motion passed.

9. **BRIAN BEEBE D/B/A CENLA ELECTRIC**, Lena, Louisiana – La. R.S. 37: 2160(A)(1)

Ms. Evans gave a summary of the allegations. Mr. Brian Beebe was present on behalf of BRIAN BEEBE D/B/A CENAL ELECTRIC and was sworn in. Mr. Beebe entered a no contest plea. Mr. Jones made a motion to accept the no contest plea. Mr. Meredith seconded. The motion passed. Mr. Beebe provided a statement to the board. Mr. Meredith made a motion to fine BRIAN BEEBE D/B/A CENAL ELECTRIC \$3100 plus \$500 administrative costs. If BRIAN BEEBE D/B/A CENAL ELECTRIC gets licensed within 120 days, the fine will be reduced to \$1000 plus \$500 administrative costs. Mr. Temple seconded. There was opposition from Mr. Badeaux, Mr. Lambert, Mr. Fenet, and Mr. Stuart. The motion passed.

10. **WETT PLUMBING, LLC**, Erath, Louisiana – La. R.S. 37: 2160(A)(1)

Ms. Evans gave a summary of the allegations. Walter Derouen was present on behalf of WETT PLUMBING, LLC and was sworn in. Mr. Derouen entered a no contest plea. Mr. Meredith made a motion to accept the no contest plea. Mr. Jones seconded. The motion passed. Mr. Derouen provided a statement to the board. Mr. Badeaux made a motion to fine WETT PLUMBING, LLC \$1000 plus \$500 administrative costs. If WETT PLUMBING, LLC gets licensed within 120 days, the fine will be reduced to \$500 administrative costs. Mr. Temple seconded. The motion passed.

E. STATUTORY CITATIONS:

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

- F. Consideration of additional classifications for residential licenses, residential applications, home improvement registrations and actions of the **APRIL 17, 2019** Residential Building Subcommittee. (Pages 5-14)

1. 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. Jones seconded. The motion passed.

Mr. Badeaux made a motion to approve and ratify the actions taken at the **April 17, 2019** Residential Building Subcommittee meeting and Mr. Lambert seconded. The motion passed.

2. Consideration of reciprocity and exemption requests as listed and attached to the agenda. (Pages 15-17)

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

Based on Staff recommendations, Mr. Dupuy made a motion to approve the Exemptions as listed on the agenda with the exception of Lion Development Group, LLC. This company will be required to take the examination(s). Mr. Broussard seconded. The motion passed.

3. Consideration of mold remediation application as listed and attached to the agenda. (Page 18)

Mr. Lambert made a motion to approve the mold remediation applications. Mr. Temple seconded. The motion passed.

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 19-22)

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

5. Consideration of commercial applications as listed and attached to the agenda. (Pages 23-32)

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

G. REPORTS:

1. Staff Reports – Ms. Dupuy reminded the Board Members of the May 15th date for filing Ethics Reports and provided a handout. Mr. Clouatre provided and read a resolution to the board authorizing the Executive Director and Board Administrator to enforce insurance requirements as covered in LSLBC statutes and rules. Mr. Clouatre made a motion for approval. Mr. Jones seconded, and the resolution was approved.
2. Building Report – Mr. McDuff provided an update to the Board regarding the construction of the new building.
3. Mr. McDuff updated the board on HB 273, legislation authored by Representative Thomas Carmody and Chairman of the House Commerce Committee, covering updated and technical changes to LSLBC statutes. HB 273 passed the House Commerce Committee and will be presented on the House floor.
4. Finance Report –Mr. Dupuy presented the March financial statement and asked for a motion to for approval. Mr. Stuart made a motion to accept the March financial statement as presented. Mr. Broussard seconded. The motion passed.

ADJOURNMENT

Mr. Dupuy made a motion to adjourn at 10:26 a.m., and Mr. Stuart seconded. The motion passed.

Lee Mallett, Chairman

Byron E. Talbot, Secretary