

STATE LICENSING BOARD FOR CONTRACTORS

COMMERCIAL BOARD

MEETING MINUTES

August 18, 2022

The regular meeting of the Commercial Board was called to order by the Vice Chairman, William J. Cloutre, on Thursday, August 18, 2022, at 9:32 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Board present:

- William J. Cloutre, Vice Chairman
- Lloyd “Chip” Badaeux
- Ronald Barron
- N.R. “Noah” Broussard
- Kristen Brown
- Nelson A. “Andy” Dupuy, Jr.
- Courtney Fenet, Jr.
- Danny R. Graham
- Kenneth Jones
- Curtis Joseph
- Donald G. Lambert
- Joel Rushing
- Victor Weston

Chairman, Lee Mallett; and Members, Brian J. Bordelon, August Gallo, Jr., Garland Meredith, Christopher N. Stuart and Keith Tillage 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; Jeffrey Wale, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Leann Evans, Carrie Morgan, Brent Templet, Elaine Riggins, Elysia Howard, Shannon Sagona, and Emily Laprarie; Compliance Director, Brad Hassert; and Trulisa Hollinds recording the minutes.

Mr. Barron led the members and audience in the Pledge of Allegiance.

Mr. Wale introduced himself as the hearing officer overseeing these proceedings and addressed the audience and board on the administrative procedures for hearings.

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

Mr. Lambert made a motion to accept the Minutes of the **June 16, 2022**, regular meeting. Mr. Joseph seconded. The motion passed.

Mr. McDuff introduced guests, Ken Naquin with the Louisiana Associated General Contractors; and Alex Reinboth and Amy Richard with the Louisiana Attorney General’s Office. Mr. McDuff also introduced new board member, Kristen Brown with Brown Builders from Shreveport, Louisiana.

PUBLIC COMMENT

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

NEW BUSINESS

D. COMPLIANCE HEARINGS:

1. **MOISES VILLA D/B/A MAV WELDING & FABRICATION**, Valley View, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by MOISES VILLA D/B/A MAV WELDING & FABRICATION. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Broussard seconded. The motion passed.

2. **T & E ELECTRIC, INC.**, Prairieville, Louisiana – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by T & E ELECTRIC, INC. Mr. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

3. **CARROLL INSULATION & WINDOW CO. INC.**, Shreveport, Louisiana – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by CARROLL INSULATION & WINDOW CO. INC. Mr. Broussard made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Barron seconded. The motion passed.

4. **JIMMY D ENTERPRISES LLC D/B/A SERVPRO OF WEST MAHONING COUNTY OF OHIO**, New Orleans, Louisiana – La. R.S. 37:2185(A)

Attorney Yulia Houghtaling was present representing the complainant in this matter. Ms. Evans gave a summary of the allegations and read the settlement offer presented by JIMMY D ENTERPRISES LLC D/B/A SERVPRO OF WEST MAHONING COUNTY OF OHIO. Ms. Houghtaling gave a statement to the board regarding this matter. The board addressed Ms. Houghtaling. Ms. Houghtaling gave a closing statement. Mr. Broussard made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Barron seconded. The motion passed.

5. a) **GLS MASONRY, INC.**, Dallas, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of GLS MASONRY, INC. 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. Weston made a motion to find GLS MASONRY, INC. to be in violation. Mr. Joseph seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$1000 in administrative costs. Mr. Joseph seconded. The motion passed.

- b) **JOEY KNAPP D/B/A AW & SONS ROOFING**, Dallas, Texas – La. R.S. 37:2163(A)(4)

Ms. Evans gave a summary of the allegations. No one was present on behalf of JOEY KNAPP D/B/A AW & SONS ROOFING. 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. Weston made a motion to find JOEY KNAPP D/B/A AW & SONS ROOFING to be in violation. Mr. Lambert seconded. The motion passed. Mr. Weston made a motion to assess the maximum fine plus \$1000 in administrative costs. Mr. Rushing seconded. The motion passed.

6. a) **PETE’S PLUMBING AND HEATING, INC.**, New Orleans, Louisiana – La. R.S. 37:2158(A)(5)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by PETE’S PLUMBING AND HEATING, INC. Mr. Temple made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed with opposition from Mr. Broussard.

- b) **COPPERHEAD PLUMBING & REPAIRS, LLC**, LaPlace, Louisiana – La. R.S. 37:2160(A)(1)

Justin Bourgeois was present on behalf of COPPERHEAD PLUMBING & REPAIRS, LLC and was sworn in. Ms. Evans gave a summary of the allegations. Mr. Bourgeois entered a no contest plea to the allegations. Mr. Temple made a motion to accept the plea. Mr. Barron 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 to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Bourgeois gave a statement regarding this matter. The board questioned Mr. Bourgeois and Ms. Evans. Mr. Weston made a motion to assess an administrative penalty of a \$1000 and \$1000 in administrative costs. Mr. Rushing seconded. Mr. Joseph made a motion to amend the motion to 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 \$1000 in administrative costs if the company obtains the proper license within 120 days. Mr. Temple seconded. The amendment to the motion passed. The amended motion was called to a vote with Mr. Weston, who made the original motion, and Mr. Rushing seconded. The amended motion passed.

7. **COPPERHEAD PLUMBING & REPAIRS, LLC**, LaPlace, Louisiana – La. R.S. 37:2160(A)(1)

Justin Bourgeois, who was previously sworn in, was present on behalf of COPPERHEAD PLUMBING & REPAIRS, LLC. Ms. Evans gave a summary of the allegations. Mr. Dupuy made a motion to dismiss this matter. Mr. Joseph seconded. The motion passed.

E. **STATUTORY CITATIONS:**

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

OLD BUSINESS

F. **REQUEST FOR REHEARINGS:**

1. **CHARLES IKAN CONSTRUCTION LLC**, New Orleans, Louisiana – La. R.S. 37: 2160(A)(1)

Herbert Harper was present on behalf of CHARLES IKAN CONSTRUCTION LLC and was sworn in. Mr. Rushing made a motion to grant the rehearing request. Mr. Joseph seconded. The motion passed. Ms. Evans gave a summary of the allegations. Mr. Harper entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Jones seconded. The motion passed. Mr. Harper gave a statement to the board and presented a settlement offer to the board. The board questioned Mr. Harper. Mr. Dupuy made a motion to assess an administrative penalty of a \$3000 fine plus \$500 in administrative costs and to allow the administrative penalty to be reduced to a \$500 fine plus \$500 in administrative costs if the company obtains the proper license within 120 days. Mr. Temple seconded. The motion passed.

2. **HP FONTENOT BUILDERS LLC**, Lake Charles, Louisiana – La. R.S. 37:2158(A)(3) and Rules and Regulations of the Board Section 135(A)

No one was present on behalf of HP FONTENOT BUILDERS LLC. Mr. Hassert gave a statement to the board and confirmed service of the rehearing notice for this meeting. Mr. Jones made a motion to deny the rehearing request. Mr. Dupuy seconded. The motion passed.

3. **ANNEX CONSTRUCTION OF RUSTON, LLC**, Indianapolis, Indiana – La. R.S. 37:2158(A)(4)

Staff requested a rehearing for this matter. Mr. Temple made a motion to grant the rehearing request. Mr. Dupuy seconded. The motion passed. Ms. Evans gave a summary of the allegations, stated that the rehearing request was due to questionable service of the hearing notice and read the settlement offer presented by ANNEX CONSTRUCTION OF RUSTON, LLC. Mr. Temple made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Joseph seconded. The motion passed.

G. **APPLICATIONS; ADDITIONAL CLASSIFICATIONS; RECIPROCITY**

1. Residential Building Subcommittee Report

- a. Consideration of additional classifications for residential licenses, residential applications and home improvement registrations as listed and attached to the agenda. (Pages 5-16)

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

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

- b. Consideration of the actions of the **June 15, 2022**, and **July 20, 2022**, Residential Building Subcommittee.

Mr. Temple made a motion to approve and ratify the actions taken at the **June 15, 2022**, and **July 20, 2022**, 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 17-22)

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. Temple seconded. The motion passed.

3. Consideration of mold remediation application as listed and attached to the agenda. (Page 23-24)

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

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 25-31)

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

5. Consideration of commercial applications as listed and attached to the agenda. (Pages 32-57)

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

H. REPORTS:

1. Staff Reports – Mr. McDuff addressed the board regarding upcoming LSLBC Commercial Board events.
2. Finance Report (budget-to-actual comparisons) – Mr. Dupuy asked for a motion to accept the financial statement for the period ending July 31, 2022, as presented. Mr. Broussard made a motion to accept the financial statement for the period ending July 31, 2022, as presented. Mr. Weston seconded. The motion passed.

ADJOURNMENT

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

Lee Mallett, Chairman

Elliott Temple, Secretary