

# STATE LICENSING BOARD FOR CONTRACTORS

## COMMERCIAL BOARD

### MEETING MINUTES

November 17, 2022

The regular meeting of the Commercial Board was called to order by the Chairman, Lee Mallett, on Thursday, November 17, 2022, at 9:30 a.m. at 600 North Street, Baton Rouge, Louisiana.

Members of the Board present:

- Lee Mallett, Chairman
- William J. Cloutre, Vice Chairman
- Ronald Barron
- Brian J. Bordelon
- N.R. "Noah" Broussard
- Kristen Brown
- Nelson A. "Andy" Dupuy, Jr.
- August Gallo, Jr.
- Kenneth Jones
- Curtis Joseph
- Donald G. Lambert
- Garland Meredith
- Joel Rushing
- Christopher N. Stuart
- Keith Tillage
- Victor Weston

Members, Lloyd "Chip" Badeaux, Courtney Fenet, Jr. 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; Jeffrey Wale, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Leann Evans, Carrie Morgan, Tarah Revette, Emily Laprarie, Shannon Sagona and Eysia Howard; Compliance Director, Brad Hassert; Compliance Investigators, Jessie Wells, Frank Vaughan, John Leblanc, Kristen McKey, Robert Mehrstens, David Hamm, Bobby Abraham, Michael "Andy" Futrell, Steven W. Chiasson, Wayne Augillard, Sean Beavers, Stephanie Belanger, Joseph Anderson, Laurie Larose, Jude "Roland" Matthews, Logan Cockerham, Clay "Henry" Reavis; and Trulisa Hollinds recording the minutes.

Ms. Brown 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.

Mr. Lambert made a motion to accept the Minutes of the **October 20, 2022**, regular meeting. Mr. Dupuy seconded. The motion passed.

Mr. Hassert introduced guest, Alex Reinboth with the Louisiana Attorney General's Office.

Mr. Cloutre presented to the board and gave a summary of a proposed resolution for Findings of Fact, Conclusions of Law and Orders. Mr. Landreneau addressed the board regarding the resolution. Mr. Weston made a motion to accept the resolution as presented. Mr. Tillage seconded. The motion passed unanimously. Mr. Mallett certified and adopted the resolution into effect on November 17, 2022.

### **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.

**E. COMPLIANCE HEARINGS:**

<Matter 4a was heard before all other matters under E. Compliance Hearings.>

4. a) **MANAGEMENT RESOURCE SYSTEMS, INC.**, High Point, North Carolina – La. R.S. 37:2158(A)(4)

Attorney Chris Vitenas was present on behalf of MANAGEMENT RESOURCE SYSTEMS, INC. Ms. Evans gave a summary of the allegations and read the settlement offer presented by MANAGEMENT RESOURCE SYSTEMS, INC. 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. Clouatre made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Jones seconded. The motion passed.

1. **JORY D. MCDANIEL D/B/A TEXAS ACE HEATING & AIR**, Midlothian, Texas – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by JORY D. MCDANIEL D/B/A TEXAS ACE HEATING & AIR. 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. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Stuart seconded. The motion passed.

2. **360 RAIL SERVICES, LLC**, Englewood, Colorado – La. R.S. 37:2158(A)(6) and Rules and Regulations of the Board Section 135(A)

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

3. **ERGON CONSTRUCTION SERVICES, 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 ERGON CONSTRUCTION SERVICES, LLC. 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. Lambert made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Rushing seconded. The motion passed.

4. a) **MANAGEMENT RESOURCE SYSTEMS, INC.**, High Point, North Carolina – La. R.S. 37:2158(A)(4)

This matter was heard before all other matters under E. Compliance Hearings.

- b) **ERNESTO RODRIGUEZ D/B/A RODRIGUEZ CONSTRUCTION.**, Greensboro, North Carolina – La. R.S. 37:2160(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of ERNESTO RODRIGUEZ D/B/A RODRIGUEZ 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. Joseph made a motion to find ERNESTO RODRIGUEZ D/B/A RODRIGUEZ CONSTRUCTION to be in violation. Mr. Tillage seconded. The motion passed. Mr. Joseph made a motion to assess the maximum fine plus \$1000 in administrative costs. Mr. Tillage seconded. The motion passed.

5. **ALLEN MILLER D/B/A AK CONSTRUCTION**, Sulphur, Louisiana – La. R.S. 37:2160(A)(1)

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

6. **SUNDOWN RENOVATIONS, INC.**, Roswell, Georgia – La. R.S. 37:2160(A)(1)

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

7. **REGAS CONTRACTING, LC**, Stafford, Texas – La. R.S. 37:2158(A)(4)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by REGAS CONTRACTING, LC. 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. Jones made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Broussard seconded. The motion passed.

8. **UHC UNITED HEATING AND COOLING, LLC**, Northfield, Ohio – La. R.S. 37:2158(A)(7)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by UHC UNITED HEATING AND COOLING, LLC. 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. Meredith 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. Jones made a motion to accept the statutory citations as presented. Mr. Broussard seconded. The motion passed.

**OLD BUSINESS**

**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 4-15)

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

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

Mr. Jones 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 **November 16, 2022**, Residential Building Subcommittee.

Mr. Jones made a motion to approve and ratify the actions taken at the November 16, 2022, Residential Building Subcommittee meeting and Mr. Tillage seconded. The motion passed.

2. Consideration of reciprocity and exemption requests as listed and attached to the agenda. (Pages 16-18)

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

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

3. Consideration of mold remediation application as listed and attached to the agenda. (Page 19)

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

4. Consideration of additional classifications as listed and attached to the agenda. (Pages 20-22)

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 23-35)

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

#### **H. REPORTS:**

1. Finance Report (budget-to-actual comparisons) – Mr. Dupuy asked for a motion to accept the financial statement for the period ending October 31, 2022, as presented. Mr. Weston made a motion to accept the financial statement for the period ending October 31, 2022, as presented. Mr. Stuart seconded. The motion passed. Mr. Dupuy also stated a proposed 2023 LSLBC Budget was given to the board members for review.
2. Legislative/Rules and Regulations Report – Mr. McDuff and Mr. Mallett addressed the board regarding the upcoming 2023 legislative session and proposed changes to LSLBC statutes.
3. Staff Reports – Mr. Hassert requested the compliance investigators to come forward and introduce themselves to the board members. The following compliance investigators came forward and introduced themselves: Jessie Wells, Frank Vaughan, John Leblanc, Kristen McKey, Robert Mehrrens, David Hamm, Bobby Abraham, Michael “Andy” Futrell, Steven W. Chiasson, Wayne Augillard, Sean Beavers, Stephanie Belanger, Joseph Anderson, Laurie Larose, Jude “Roland” Matthews, Logan Cockerham and Clay “Henry” Reavis.

#### **ADJOURNMENT**

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

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Lee Mallett, Chairman

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Elliott Temple, Secretary