

STATE LICENSING BOARD FOR CONTRACTORS
RESIDENTIAL CONTRACTORS SUBCOMMITTEE

MEETING MINUTES

January 16, 2019

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd “Chip” Badeaux, on Wednesday, January 16, 2019 at 9:35 a.m. at 2525 Quail Drive, Baton Rouge, Louisiana.

Members of the Subcommittee present:

Lloyd “Chip” Badeaux, Chairman
Elliott Temple, Vice-Chairman
James C. “Jim” Fine
Robert J. “Rob” Hamilton
Frank W. Morse, Jr.

Members Jody S. Guidry and Wesley L. “Wes” Wyman, Jr. were absent. There being a quorum present, the regular order of business was called.

Also attending the meeting were: Michael McDuff, Executive Director; Judy Dupuy, Board Administrator; Judge Darrell White, Retired, Hearing Officer; Kevin Landreneau, Board Attorney; and from the staff, Carrie Morgan, Leann Evans, Elaine Riggins, John Dixon, Megan Hurst, Lowana Cola, Maranda Legaux, Monica Davis; Brad Hassert, Compliance Director; compliance investigators, Bobbie Hughes, Laurie LaRose, William Collins, Dylan Bourg, Johnny Rogers, Marianne Sullivan, Craig Juan; and Tarah Revette recording the minutes.

Mr. Badeaux led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Mr. Hamilton made a motion to accept the Minutes of the December 19, 2018, Residential Building Subcommittee Meeting. Mr. Morse seconded. The motion passed.

Mr. Hassert introduced guest Alex Reinboth with the Louisiana Attorney General’s office. Mr. Hassert also introduced two new investigators for the board – Laurie LaRose and Craig Juan.

NEW BUSINESS

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

C. COMPLIANCE HEARINGS:

1. a) **CHRIS MORAN CONSTRUCTION, INC.**, Dubach, Louisiana – R.S. 37:2158(A)(4), 2 counts

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by CHRIS MORAN CONSTRUCTION, INC. 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) **PV MASONRY LLC**, Ruston, Louisiana – La. R.S. 37:2167(A)

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

- c) **VIC-D CONSTRUCTION CO., INC.**, Crowley, Texas – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. Shawn Higgins was present on behalf of VIC-D CONSTRUCTION CO., INC. and was sworn in. Mr. Higgins entered a no contest plea. Mr. Hamilton made a motion to accept the plea. Mr. Morse seconded. The motion

passed. Mr. Higgins provided a statement to the board. The board questioned Mr. Landreneau. Mr. Hamilton made a motion to assess a \$1000 fine plus \$500 in administrative costs to be reduced to \$500 in administrative costs only if the company obtains a proper license/registration within 120 days. Mr. Morse seconded. The motion passed.

Matters 2a and 2b were consolidated

2. a) **PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC**, Metairie, Louisiana – La. R.S. 37:2159(B)
- b) **AQUATIC POOLS & OUTDOORS, LLC**, Metairie, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. Chrishelle Long was present on behalf of PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC and was sworn in. Jeff Long was present on behalf of AQUATIC POOLS & OUTDOORS, LLC and was sworn in. Ms. Long provided a statement to the board. Mr. Landreneau questioned Ms. Long. Ms. Long entered a no contest plea. Mr. Hamilton made a motion to accept the plea. Mr. Temple seconded. The motion passed. Mr. Long entered a no contest plea. Mr. Hamilton made a motion to accept the plea. Mr. Temple seconded. The motion passed. Ms. Long addressed the board again. Mr. Long also addressed the board. Investigator Dylan Bourg was called to the stand and was sworn in. Mr. Bourg was questioned by the board. The board questioned Mr. Long. Ms. Long further addressed the board. The board addressed Mr. and Mrs. Long. Mr. Hamilton made a motion to assess PREMIER CONSTRUCTION RESIDENTIAL & COMMERCIAL LLC \$1000 fine plus \$500 in administrative costs. Mr. Morse seconded. The motion passed. Mr. Hamilton made a motion to assess AQUATIC POOLS & OUTDOORS, LLC the maximum fine plus \$1000 in administrative costs to be reduced to a \$4000 fine plus \$1000 in administrative costs only if the company obtains a proper license/registration within 120 days. Mr. Fine seconded. The motion passed.

3. **BRETT STONE D/B/A KITCHEN ARTISANS, INC.**, Slidell, Louisiana – La. R.S. 37:2175.2(A)(1)

The staff removed this item from the agenda.

4. **HEIRLOOM CABINET COMPANY**, Slidell, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. Brett Stone and Triss Odom were present on behalf of HEIRLOOM CABINET COMPANY and were sworn in. Mr. Stone entered a no contest plea. Mr. Temple made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Stone addressed the board. The board questioned Mr. Stone. Homeowner Mike Patton was also present, was sworn in and provided testimony. Mr. Stone provided an additional statement. Mr. Morse made a motion to assess a \$1000 fine and \$500 in administrative costs. Mr. Fine seconded. The motion passed.

5. a) **LESTER YOUNG D/B/A LES YOUNG CONSTRUCTION**, Youngsville, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by LESTER YOUNG D/B/A LES YOUNG CONSTRUCTION. Mr. Hamilton made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Temple seconded. The motion passed.

- b) **RHZ CONTRACTORS, L.L.C.**, Lafayette, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of RHZ CONTRACTORS, L.L.C. Investigator Marianne Sullivan was called to the stand and was sworn in. Ms. Sullivan 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 RHZ CONTRACTORS, 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 in relation to residential work in excess of \$75,000. Mr. Hamilton seconded. The motion passed.

6. **MERREL ANTHONY PORCHE' JR. D/B/A MAP GROUP / PHI CONSTRUCTION GROUP**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1) & 2175.3(A)(4)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of MERREL ANTHONY PORCHE' JR. D/B/A MAP GROUP / PHI CONSTRUCTION GROUP. Investigator Johnny Rogers was called to the stand and was sworn in. Mr. Rogers 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 MERREL ANTHONY PORCHE' JR. D/B/A MAP GROUP / PHI CONSTRUCTION GROUP 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.

7. **BRUCE MORRIS D/B/A BRUCE ROOFING HOME IMPROVEMENT**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of BRUCE MORRIS D/B/A BRUCE ROOFING HOME IMPROVEMENT. Investigator Johnny Rogers, previously sworn, was called to the stand. Mr. Rogers 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 BRUCE MORRIS D/B/A BRUCE ROOFING HOME IMPROVEMENT 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.

8. **LIONEL JOSEPH COLA, SR. D/B/A LIONEL J. COLA**, Vacherie, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and read the settlement offer presented by LIONEL JOSEPH COLA, SR. D/B/A LIONEL J. COLA. Mr. Fine made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

9. **ROBERT J. ROSS, III**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1) & 2185(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of ROBERT J. ROSS, III. Investigator Bobbie Hughes was called to the stand and was sworn in. Ms. Hughes reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Temple made a motion to find ROBERT J. ROSS, III to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Morse seconded. The motion passed.

10. **R L JOHNSON CONSTRUCTION GROUP LLC**, Denham Springs, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations. No one was present on behalf of R L JOHNSON CONSTRUCTION GROUP LLC. Investigator Bobbie Hughes, previously sworn, was called to the stand. Ms. Hughes 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 R L JOHNSON CONSTRUCTION GROUP LLC to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Temple seconded. The motion passed.

OLD BUSINESS

D. STATUTORY CITATIONS:

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

E. REQUEST FOR REHEARING/RECONSIDERATION:

1. **INNOVATIVE DESIGN BUILD GROUP, LLC**, Baker, Louisiana – La. R.S. 37:2167(A)

Ms. Morgan gave a summary of the allegations and the previous action taken by the board regarding this matter. No one was present on behalf of INNOVATIVE DESIGN BUILD GROUP, LLC. Mr. Hamilton made a motion to deny the company's request for a rehearing. Mr. Temple seconded. The motion passed.

F. 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. Morse seconded. The motion passed.

G. Consideration of residential applications as listed and attached to the agenda. (Pages 5-6)

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

H. Consideration of home improvement applications as listed and attached to the agenda. (Pages 7-9)

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

ADJOURNMENT

Mr. Morse made a motion to adjourn at 10:49 a.m., and Mr. Fine seconded. The motion passed.

Lloyd "Chip" Badeaux, Chairman

Elliott Temple, Vice-Chairman