

**Rockland County
Home Improvement Licensing Board
Thursday June 1, 2023**

A meeting of the Rockland County Home Improvement Licensing Board was held on Thursday, June 1, 2023, in the Legislative Committee Room, 11 New Hempstead Road, New City, NY 10956.

Members Present:

James J. Elcik, Seth Glasser, Irene Insignares, John G. Ferguson, Andrew Yarmus, Stephen Coyle, Michael DiBella, Joseph Caruso

Members Absent:

None

Others Present:

Michele C. Durso, William Hartnagel, Esq., Kristin Heffernan, Julie Ann Glazer, Erica Chang, Agnes Niemczyk, Edwin A. Sanabria, Peter McCann, Shlomo Morris, Michael DiMartino, John DeClair, Moshe Brown

Chair J. Elcik has made the Board aware that the last page of the Minutes of the Meeting from May 4, 2023, was missing, and read the last page of the Minutes aloud.

MOTION:

By Member M. DiBella, second by Member A. Yarmus to approve Minutes from the Regular Meeting held May 4, 2023. All in favor.

OLD BUSINESS:

Public Hearing H-11698 Power Home Remodeling, LLC.

Electronic recording made.

Public Hearing was held for consideration of suspension or revocation of license.

Charges: Violation of Chapter 286-9(B), 286-9(C), 286-10(A)(2) and 286-10(F)

Michael DiMartino is present for Power Home Remodeling, LLC. Chair J. Elcik addressed the Board

Power Home Remodeling, LLC. is in violation of The Laws of Rockland County. They were caught working without a license at two separate residences, hired subcontractors that were unlicensed in Rockland County, issued a decal to a vehicle not registered with the Office of

Consumer Protection. Applicant of Record Adam J. Kaliner has missed the last three meetings although he has been repeatedly invited to attend. Chair J. Elcik stated that not being able to have direct contact with the license holder is a problem. Mr. DiMartino stated that the licensee wants to be in full compliance. The Board requested that they should apply for a General Contractor's license (either A6 or B6) which allows hiring subcontractors. A local person responsive to the Board should apply and the business must provide general contractor's liability insurance.

MOTION:

By Chair J. Elcik, second by Member J. Caruso to suspend license until licensed as a General Contractor. All in favor.

MOTION:

By Chair J. Elcik, second by Member A. Yarmus to continue Public Hearing at August regular meeting. All in favor.

H-10222 Master Roofing & Siding, Inc.

Discussion history of prior Violations. No one is present from Master Roofing & Siding, Inc. Chair J. Elcik addressed the Board regarding the high number of Violations issued between 2019 - 2023. Applicant of Record Aron Hirsch was invited to three meetings before the Board and failed to attend all three.

MOTION:

By Member M. DiBella, second by Member I. Insignares to hold a Public Hearing for the consideration of the suspension or revocation of license during next regular Meeting August 3, 2023. All in favor.

H-22159 Mediextreme LLC d/b/a Mediextreme Construction

Discussion Open Complaint No. 35-23; Open Violations Nos 23-77LC to 23-80LC, 23-93LC, 23-146LC, 23-157LC to 23-158LC. Inspector E. Chang addressed the Board. The Vendor is nonresponsive. Chair J. Elcik made a recommendation that the Customer should seek civil action.

MOTION:

By Member S. Glasser, second by Member M. DiBella to not renew license if the renewal documents are submitted to the Office of Consumer Protection. All in favor.

Application H-23006 BMCCConstruction Inc.

Discussion Liability Coverage for A6 classification. Applicant of Record Moshe Brown is present. Member M. DiBella addressed the Board. Mr. Brown submitted General Liability certificate and three out of two reference letter that were requested by the Board, Liability certificate was confirmed by Member S. Coyle that it does indeed cover subcontracting.

MOTION:

By Member I. Insignares, second by Chair J. Elcik to approve application for A6 classification. All in favor.

Application prior to submission Bulls Head Construction Corp

Applicant Shlomo Morris requested that the Board review his application prior to the submittal to the Office of Consumer Protection. As requested by the Board from May regular meeting Mr. Morris submitted additional two reference letters and insurance certificates. Member S. Coyle told Mr. Morris the certificates were not completed and gave instructions what needs to be corrected. M. Durso also pointed out that workers compensation certificated lists a d/b/a that was not listed on application and that certificate was also stale date (issued more than three months ago). Member A. Yarmus stated reference letters were less than stellar. Chair J. Elcik said that questions given to Mr. Morris during last meeting showed Mr. Morris is very knowledgeable about general contracting work. The Board, by consensus, advised Mr. Morris that he should submit application to the Office to start the application process.

Application H-22350 Remodel USA, LLC.

Discussion regarding a Maryland based company which has an Applicant of Record from Highland, NY. Open Prosecution 23-203L, Open Complaint No. 106-23, Open Violation No. 23-251LC. Applicant of Record John DeClair is present. Chair J. Elcik addressed the Board. Remodel USA, LLC. was caught working in Rockland County without a license resulting in the prosecution, and a complaint has been filed against Remodel USA. LLC. for accepting proceeds in the amount of \$10,000.00 without any work done or material purchased. Mr. DeClair stated that customer did not get a permit and he does not have a license therefore work could not proceed. He informed the Board that a check for \$10,000.00 was released to the Consumer. The Board made Mr. DeClair aware that under the Laws of Rockland County the maximum allowable contract deposit is either 15% or \$1,000.00 whichever is less. The Board agrees Mr. DeClair should complete the application for an A6 classification.

MOTION:

By Member J. Caruso, second by Member S. Coyle to continue with the application process for a license with the Office of Consumer Protection. All in favor.

H-11477 Alpha Y Omega Landscaping & Design Ltd d/b/a Ayo Tree Service

Discussion business practices. Applicant of Record Edwin A. Sanabria is present. Mr. Sanabria addressed the Board regarding the decal in question. He stated he tried to help someone out during a hard time, purchased a vehicle, and affixed a Rockland County Home Improvement decal to the rear. A month later, he started to question their working relationship, ended the business partnership, and vehicle was sold to this individual. Then Mr. Sanabria received a notice of Violation in the mail for \$3,000.00 for hiring an Unlicensed Subcontractor. M. Durso stated that during the Hearing for the Violation Mr. Sanabria told a different story regarding how the decal came into the possession of the other individual. Mr. Sanabria also made derogatory comments regarding the Board's treatment of individuals who come before the body based on race and creed which offended some of the Board Members. The Board requested that Mr. Sanabria submit DMV records showing vehicle's chain of title between Alpha Y Omega Landscaping & Design Ltd d/b/a Ayo Tree Service and the other individual for review for disposition of Violation. Member M. DiBella demanded that Mr. Sanabria apologize to the Board for his derogatory statements. Mr. Sanabria did apologize.

NEW BUSINESS:

New Application H-23152 PMC Construction & Design Inc.

Formerly licensed as H-10224 PMC Construction Co., Applicant is filing a CE200 with the present application.

Applicant of Record Peter J. McCann is present. Chair J. Elcik addressed the Board.

Mr. McCann held a previous license but it expired September 2022. He had a CE200 with his previous license and had an employee who was injured on the jobsite. Mr. McCann spoke to the Board about the type of work he currently does. He installs kitchen cabinets by himself, but if work does pick up and he hires an employee, he will get workers compensation and disability insurance. Chair J. Elcik is putting Peter J. McCann of PMC Construction & Design Inc. on notice by the Board that he will be back in front of the Board should any issues arise with workers compensation or lack thereof.

MOTION:

By Chair J. Elcik, second by Member M. DiBella to approve application with CE200. All in favor.

With the agenda completed in its entirety, the meeting adjourned at 4:36 PM.

The next regularly scheduled Meeting will be on Thursday, August 3, 2023, in the Legislative Committee Room at 11 New Hempstead Road, New City, NY 10956.

Respectfully submitted,

James J. Elcik
Chairperson