

**Rockland County  
Home Improvement Licensing Board  
Thursday May 4, 2023**

A meeting of the Rockland County Home Improvement Licensing Board was held on Thursday, May 4, 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., Agnes Niemczyk, Erica Chang, Julie Ann Glazer, Ariel A. Reyna, Stella L. Zarriello, Alfredo Alvorado, Esq., Scott B. Ugell, Esq., Moshe Brown, Shlomo Morris, Nakia Dunn

Meeting called to order at 3:01 PM by Chair J. Elcik.

**MOTION:**

By Member J. Ferguson, second by Member J. Caruso to approve the Minutes from the Regular Meeting held April 6, 2023. All in favor.

**OLD BUSINESS:**

**H-11698 Power Home Remodeling Group, LLC**

Discussion open Complaint No. 98-23. No one is present from Power Home Remodeling Group, LLC. Chair J. Elcik advised the Board Notice of Violations were issued (Violation Nos. 23-222LC, 23-246LC, 23-247LC, 23-279LC, and 23-280LC). The Board discussed whether or not to hold a Public Hearing for consideration to suspend/revoke license.

**MOTION:**

By Member S. Glasser, second by Member I. Insignares to hold a Public Hearing for consideration to suspend/revoke the Rockland County Home Improvement license under the Laws of Rockland County Chapter 286 Sections 9(B), 9(C), 10(A)(2) and 10(F). All in favor.

### **H-10880 Babylon Garden Landscape & Construction, Inc.**

Discussion request to unshelve license. Applicant of Record Ariel A. Reyna is present with counsel Scott B. Ugell, Esq. Chair J. Elcik updated the Board on meeting in office with Mr. Reyna. The Office of Consumer Protection was made aware A. Reyna has outstanding judgements against his company. Attorney Ugell, Esq. addressed the Board and stated that a payment plan was set up to rectify the judgements, but NYS is unable to send a letter to confirm same. Attorney Ugell, Esq. advised the Board that once he receives the letter he will email it to the Office. The Board, by consensus, agreed to allow Mr. Reyna to unshelve license.

### **H-10222 Master Roofing & Siding, Inc.**

Discussion history of prior Violations. Inspector J. Glazer addressed the Board stating that she contacted the Building Department who confirmed that no permit applications were received for the addresses in question associated with the violations issued. The Board, by consensus, agreed to table the discussion until next regular meeting June 2023.

### **NEW BUSINESS:**

### **H-22159 Mediaxtreme LLC d/b/a Mediaxtreme Construction**

Discussion open Complaint No. 35-23; open Violations Nos. 23-77LC to 23-80LC, 23-93LC, 23-146LC, 23-157LC to 23-158LC. No one is present from Mediaxtreme LLC d/b/a Mediaxtreme Construction. Inspector E. Chang addressed the Board regarding complaint No. 35-23, stating that the Vendor has held a Rockland County license less than a year, went over the contract allowable maximum cost according to Appendix A of the Laws of Rockland County for General Contractor licensed under classification A6 . The Vendor's contract amount was \$140,000.00. Vendor met with Inspector E. Chang in Consumer Protection office with all documents pertaining to jobsite in question. Consumer Protection Coordinator M. Durso and Inspector E. Chang reviewed all documents, and it was discovered the Vendor made purchases with the Consumer's money that was not allocated for the work he was hired to do. Notice of Violations were issued. The Vendor advised our office he will not be moving forward to resolve complaint and was a no show for the Violations hearing. The Board, by consensus, agreed not to renew his license and to issue a Notice of Violation for going outside the scope of the classification of his license under the Laws of Rockland County Chapter 286a Rule 4. The Board tabled the discussion until the next regular Board meeting June 2023.

### **Application H-23006 BMC Construction Inc.**

Discussion liability coverage for A6 classification. Chair J. Elcik addressed the Board regarding General Liability policy that does not cover subcontracting, as a General Contractor Classification A6 policy must cover subcontracting. Mr. Brown was also questioned regarding his experience. Member I. Insignares stated calling subcontractors does not qualify as physical

experience as is required for a General Contractor license. The Board, by consensus, requested two additional reference letters and a General Liability policy covering subcontracting, discussion tabled until next regular meeting June 2023.

### **Bulls Head Contracting Corp**

Requested the Board to review application prior to submission, Classification B6 General Contractor. Applicant of record Moshe Brown is present. The Board reviewed the application provided and deemed more documents needed to complete application. The Board, by consensus, requested Mr. Brown to submit an additional two to three reference letters, workers compensation, and disability insurance certificate by next Board meeting, matter tabled until next regular Board meeting June 2023.

### **Application H-22350 Remodel USA, LLC**

Discussion Maryland based company, applicant from Hyland New York, open Prosecution No. 23-203L, open Complaint No. 106-23, open Violation No. 23-251LC. No one is present for Remodel USA, LLC. The Board, by consensus, requested Applicant of Record John DeClair to be present at the next regular meeting June 2023.

### **H-20087 Rustic Girls Custom Painting**

Discussion suspended license since March 14, 2023, open Violation No. 23-153LC, requested the Board to review requirement to obtain workers compensation insurance. Applicant of Record Stella L. Zarriello is present with counsel Alfredo Alvorado, Esq. Inspector E. Chang addressed the Board. She observed an employee helping on Ms. Zarriello's jobsite. Ms. Zarriello files for CE-200 which exempts her from workers compensation insurance and disability insurance, affirming that she has no employees. Mr. Alvorado, Esq. stated that Ms. Zarriello does not have employees, and that this help was just a friend stopping by to cut a piece wood for her; he is an independent contractor. Inspector E. Chang stated contractor was covered in paint and engaged in work. Ms. Zarriello said the paint had nothing to do with her jobsite. The Board, by consensus, agreed to lift suspension.

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

Discussion, Business Practices. No one is present from Alpha Y Omega Landscaping & Design Ltd d/b/a Ayo Tree Service. Inspector E. Chang addressed the Board - during an in office hearing it was determined that a decal was affixed to a vehicle that was not registered to Alpha Y Omega Landscaping & Design Ltd d/b/a Ayo Tree Service. During the hearing Applicant of Record stated that that decal was given to a former employee who was employed for just one

month. It was also determined that there were no payroll records for the company, and the employee was paid in cash. The Board, by consensus, requests that the Applicant of Record, Edwin A. Sanabria, attends the next regular meeting June 2023.

#### **H-18086 Precision Painting NY Inc**

Discussion, Open Complaint No. 73-23. Applicant of Record Nakia O. Dunn is present. Inspector E. Chang addressed the Board stating Consumer paid \$3,000.00 to have her vinyl siding painted. Consumer claimed that the siding buckled after only a few hours of the paint application. Mr. Dunn explained he did not purchase the paint. The consumer provided paint; he only did the labor. The Board unanimously agrees that the services requested were rendered. The Board, by consensus, agreed to dismiss the violations, close complaint No. 73-23, and that the full amount of remaining balance of \$3,000.00 is to be paid to the vendor.

With the agenda completed in its entirety, the meeting adjourned at 4:28 PM.

**The next regular scheduled Meeting will be Thursday June 1, 2023, in the Legislative Committee Room at 11 New Hempstead Road, New City, NY 10956.**

Respectfully submitted,

James J. Elcik  
Chairperson