

MINUTES

BUILDING CODE ADMINISTRATORS AND INSPECTORS Bohemian Hotel 700 Bloom Street Celebration, Florida

August 16, 2017 - Wednesday – 9:00 A.M.

APPLICATION REVIEW COMMITTEE

CALL TO ORDER

The Building Code Administrators and Inspectors Board meeting was called to order at approximately 9:00 a.m., by Vice Chair Richard Gathright.

Members Present

Richard Gathright, Chair
Art Barthlow
Tim Bolduc
Tony Lopresto
Bob McCormick

Members Not Present

Peter Jones

Others Persons Present

Robyn Barineau, Executive Director,
Department of Business and Professional
Regulation (DBPR)
Clark Jennings, Assistant Attorney General,
Office of the Attorney General
(OAG)
Linda Gray, Government Analyst, DBPR
Diana Garcia, American Court Reporting

Mark Roberts
Tony Torra
John Dawson
Josean Andres Duprey Rodriguez
Erich Kramer
Nathan Harris
Anthony Stran
Dan Sutton
Jason Warr
James E. Marshall
Ramon J. Serrano
Ricky Howell
Timothy Kettering
Allen Johnson
Harry D. Long Jr.
Andrew Babbitt
Rebecca Weeks
Michele Williamson
Robert McGoldrick
Russell Hutchins
Jud Allen
David Straight
Ricardo Cuadia
Brett Carlton
Shawn Edwards
Timothy Miller
Lucas Ribeck

Others Present

Thomas W. Bigelow
Jean Claude Richard
William Larder
John Cioffi
Daniel Ferry
Stephen Beckman
Jeffrey Bryan Ferrante
Peter W. Ooms
Pedro Villada
Dan Anderson
Charles Pitt, Jr.
Chris Knoblock
Salvador Zarate
David Koch
Garry Cox
John Boden

David Crespo
Steve Cimaglia
John R. Green
Donald Davidson
Keith Bennett
Patrick Wenzel
Stephanie Raucci
Raymond Potter
Robert R. Sheppard
Dan Arlington
Jim Lese
Robert Bell
Ron Wampler – Key West
Mike Vatale – FrontPoint A/E
Gary Chernick
Mark W. Bedow
Dana M. Foster
Ralph Vincent Pizzuti
Alan Stickle
Robert Simone
Bradley Weick
Jim Evetts
Doug Brown
Jason Turner
Jeff Campbell
Juan Lopez
Greg McDaniel
Henry Fulmer
David Mercer

Sheldon Godfrey
Antonio Benitoa
Daniel Murphy
Donald Palmer
Ruth Loranzo
Bruce Warwick
Donald E. Crise
Michael Tripp
Mark Kowalski
Dirk W. Clark
Mitch Mauney
Manuel Sagastume
Jeremy Taylor
Shane Gerwig
Max Villalobos
Gary Chris Jensen
Francio Lozano
Henry Kleiner
Raymond McHugh
Amy Larsson
Steve Hans
Carrie Matteou
Thomas Dalton
Fred Hiatt
Joel Waymire
Robin Gawel
James R. Schock
Jeffrey Camden

REVIEW OF APPLICATIONS

The following applicants were present at the meeting and were sworn in by the court reporter. Those offering testimony on behalf of the applicants were present at the meeting and were sworn in by the court reporter. After discussion, the below listed applications were approved by the Committee.

Andrew John Babbitt, Sr. – Building Inspector; Provisional Building Inspector
Antonio Marcus Benitoa – Plumbing Inspector; Plumbing Plans Examiner; Provisional Plumbing Inspector; Provisional Plumbing Plans Examiner
Keith Corey Bennett – Provisional Building Code Administrator
Douglas E. Brown – Plumbing Inspector; Mechanical Inspector; Electrical Inspector; Coastal Construction Inspector; Plumbing Plans Examiner; Electrical Plans Examiner; Mechanical Plans Examiner; Building Plans Examiner; Building Plans Examiner; Building Inspector, with Tony Lopresto, Building Official, Lake County
David Crespo – Electrical Inspector; Electrical Plans Examiner
Donald Eugene Crise – Provisional Building Inspector; Provisional Plans Examiner
John Quincy Dawson – Mechanical Inspector
John Russell Green – Building Plans Examiner, with Judd Allen, Building Official, Leon County
Stephen A. Hans – Building Code Administrator
Nathan Alexis Tillman Harris – Provisional Building Inspector; Building Inspector, with Glenn Wardell, Building Official, Pinellas County
Randy Dewayne Harris – Provisional Building Inspector; Building Inspector

Russell Boyd Hutchins, Jr. – 1&2 Family Dwelling Inspector
Harry Daniel Long, Jr. – Electrical Inspector
Ruth Lorenzo Molina – Provisional Building Plans Examiner; Building Plans Examiner
Francia L. Lozano – Building Inspector
James Edward Marshall – Electrical Inspector; Provisional Electrical Inspector; Provisional Electrical Plans Examiner
David Ray Mercer, Sr. – Provisional Building Code Administrator
Daniel William Murphy – Building Inspector
Michel Fabian Pena – Coastal Construction Inspector; Building Code Administrator
Manuel Sagastume – Provisional Electrical Inspector
Ramon J. Serrano – Provisional 1&2 Family Dwelling Inspector; 1&2 Family Dwelling Inspector
Robert Riah Sheppard – 1&2 Family Dwelling Inspector; Building Inspector; Provisional 1&2 Family Dwelling Inspector; Provisional Building Inspector
Daniel G. Sutton – Provisional Building Plans Examiner; Building Plans Examiner with Glenn Wardell, Building Official, Pinellas County
Anthony N. Torra – 1&2 Family Dwelling Inspector; Building Plans Examiner
Pedro Gabriel Villada – Building Code Administrator
Bruce Leonard Warwick – Provisional Building Inspector; Building Inspector, with Dirk Clark, Plan Review Supervisor, Osceola County
Rebecca Davis Weeks – Building Inspector
Bradley L. Weick – Provisional Electrical Inspector; Provisional Mechanical Inspector; Provisional Plumbing Inspector
Michele L. Williamson – Building Inspector; Building Plans Examiner

The following applicants were present at the meeting and were sworn in by the court reporter. After discussion, the applications listed below were denied by the Committee.

Kyle Thomas Ader – Building Inspector
Andrew John Babbitt, Sr. – Mechanical Inspector; Plumbing Inspector; Provisional Mechanical Inspector; Provisional Plumbing Inspector
Robin Lynn Gawel – Provisional Building Code Administrator
Mitchel Anthony Mauney – 1&2 Family Dwelling Inspector
Pedro Gabriel Villada – Provisional Building Code Administrator

The following applicants were present at the meeting and were sworn in by the court reporter. Those offering testimony on behalf of the applicants were present at the meeting and were sworn in by the court reporter. After discussion, the applications listed below were withdrawn by the applicants.

Antonio Marcus Benitoa – Provisional Plumbing Plans Examiner
Joel Daniel Waymire – Provisional Building Inspector, with Robin Gawel, Deputy Building Official, City of New Smyrna Beach

The following applicant was present at the meeting and was sworn in by the court reporter. After discussion, the application listed below was changed from examination to endorsement by the applicant.

Lucas Christopher Ribeck – Mechanical Inspector

OLD BUSINESS

There was no old business to come before the Committee at this time.

NEW BUSINESS

There was no new business to come before the Committee at this time.

RECESS

There being no further business to come before the Committee, the meeting was adjourned at approximately 4:30 p.m.

PROBABLE CAUSE PANEL MEETING

The meeting began at approximately 3:00 p.m., and adjourned at approximately 3:29 p.m.

August 17, 2017 - Thursday – 9:00 A.M.

BOARD MEETING

CALL TO ORDER

Chair McCormick called the meeting to order at approximately 9:00 a.m.

Members Present

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Tim Bolduc
Tony Lopresto
Andrew Raines
Herman White

Members Not Present

Wayne Francis
Peter Jones

Other Persons Present

Robyn Barineau, Executive Director, DBPR
Clark Jennings, Board Counsel, OAG
Ramsey Revell, Assistant General Counsel, DBPR
Sally Raines, Assistant General Counsel, DBPR
Linda Gray, Government Analyst, DBPR
Diana Garcia, American Court Reporting

Others Present

Andrew G. Halko
Sergio Ascunce
Daniel Burrows
Clark Streicher
Thomas Valiante
Allen Johnson
John England
Marie Faw
Wendy Thomas
Robert Bitgood
Steven Murphy
Philip Sutherland
Sebastian Eilert
Robert Nagin
Kerry Leuzinger

Doug Wise
Fred Hiatt
Chad Desear
Shane Gerwig
James R. Schock
Clayton L. Parker
Randy Aldridge
Timothy Moore
Mickey Matison – Secretary – Building
Officials Association of Florida
(BOAF)
Jose A. Barquero-Diaz
Wayne Barnhill
Jeffrey Camden
Tina Gignac – Contractors Institute
Steve Roland – City of Deltona

Ann Russo – BOAF
John Jackson – Universal Engineering
Tom Allen – International Code Council
Wayne Eseltine – BOAF – City of Sebastian
Cosmo Tornese
Stephen Pizzillo – Broward County Building
Official

Mike Rickabaugh
Casey Landry – Electrical Council Florida
Ellen Sakamoto – RedVector
Jerry Wooldridge – RGID
George Wiggins – CBO – City of Winter
Park

ATTENDANCE

Chair McCormick informed the Board that Mr. Jones had requested to be excused from the Board meeting due to a work conflict.

MOTION: Mr. Bolduc made a motion for the Board to excuse Mr. Jones from this Board meeting.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

RECONSIDERATION

Eddy Gonzalez, Jr. – Building Inspector

Mr. Gonzalez was not present at the meeting. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion to reconsider the denial of the building inspector application.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

After further discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion for the Board to issue an amended notice of intent to deny the application based upon non-compliance of the final order issued by the Construction Industry Licensing Board and false statement on the building inspector application.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT

Robert Douglas Bitgood – Provisional Building Plans Examiner

Mr. Bitgood was present at the meeting and was sworn in by the court reporter. Mr. Bitgood provided additional information for the Board's review. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion for the Board to overturn the denial and approve the provisional building plans examiner application.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

Daniel Lee Burrows – Building Inspector, Building Plans Examiner

Mr. Burrows was present at the meeting and was sworn in by the court reporter. Mr. Burrows provided additional information for the Board's review. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion for the Board to overturn the denial and approve the building inspector application and the building plans examiner application.

SECOND: Mr. Barthlow seconded the motion and it passed with Chair McCormick voting against the motion.

Sebastian Eilert – Building Code Administrator

Mr. Eilert was present at the meeting and was sworn in by the court reporter. After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion for the Board to overturn the denial and approve the building code administrator application.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

Steven Keith Murphy – 1&2 Family Dwelling Plans Examiner

Mr. Murphy was present at the meeting and was sworn in by the court reporter. Mr. Murphy provided additional information for the Board’s review. After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion for the Board to overturn the denial and approve the 1&2 family dwelling plans examiner application.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

REQUEST FOR EXTENSION OF PROVISIONAL LICENSE

Jose A. Barquero-Diaz – Provisional Building Plans Examiner

Mr. Barquero-Diaz was present at the meeting and was sworn in by the court reporter. The Board office received a letter from Mr. Thomas H. Goldsbury, Chief Building Official, in support of Mr. Barquero-Diaz’s request for extension of his provisional license. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion to grant Mr. Barquero-Diaz an extension of his provisional license providing Mr. Barquero-Diaz provides a letter of support from the Building Official within 30-days. If a letter of support is received within 30-days, Mr. Barquero-Diaz’s provisional building plans examiner license shall be extended six months from August 28, 2017.

SECOND: Vice Chair Gathright seconded the motion and it passed with Mr. Barthlow voting against the motion.

Chad Desear – Provisional Mechanical Inspector, Provisional Mechanical Plans Examiner

Mr. Desear was present at the meeting and was sworn in by the court reporter. The Board office received an email from Mr. Jonathan Walsh, Chief Building Official, in support of the request for extensions of Mr. Desear’s licenses. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion for the Board to grant an extension of the provisional mechanical inspector license until December 18, 2017.

SECOND: Vice Chair Gathright seconded the motion and it passed with Mr. Barthlow voting against the motion.

MOTION: Mr. Bolduc made a motion for the Board to deny the request for extension of the provisional mechanical plans examiner license.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

Donald Eugene Goode – Provisional Coastal Construction Inspector

Mr. Goode was not present at the meeting. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion for the Board to deny the request for extension of the provisional coastal construction inspector license.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

Andrew G. Halko – Provisional 1&2 Family Dwelling Inspector

Mr. Halko was present at the meeting and was sworn in by the court reporter. Mr. Clark Streicher, Building Official, was present and was sworn in by the court reporter on behalf of Mr. Halko. After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion for the Board to grant the request for an extension of the provisional 1&2 family dwelling inspector license until March 1, 2018.

SECOND: Mr. Raines seconded the motion and it passed with Mr. Barthlow and Chair McCormick voting against the motion.

Thomas Valiante – Provisional Building Inspector, Provisional Building Plans Examiner, Provisional 1&2 Family Dwelling Inspector

Mr. Valiante was present at the meeting and was sworn in by the court reporter. Mr. Valiante provided additional information for the Board's review. After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion for the Board to deny the request for extension of the provisional building inspector, provisional building plans examiner, provisional 1&2 family dwelling inspector licenses.

SECOND: Mr. Barthlow seconded the motion and it passed with Mr. Raines voting against the motion.

OLD BUSINESS

There was no old business to come before the Committee at this time.

NEW BUSINESS

There was no new business to come before the Committee at this time.

EXAMINATION AND CONTINUING EDUCATION COMMITTEE

MOTION: Mr. Bolduc made a motion for the Board to review continuing education applications.

SECOND: Mr. Raines seconded the motion and it passed unanimously.

The below continuing education applications were reviewed by the Board at this time.

INFORMATION AND RESOURCES FOR PROFESSIONALS, LLC; A DIVISION OF BRACKEN ENGINEERING, INC. (0004469)

Mr. Tim Moore was present at the meeting and was sworn in by the court reporter.

New Course(s)

C1. Signing, Sealing, Florida's Engineering Rules and AHJ Review Of Electronic Documents (Live)
Requesting 2 hours GEN credit (F-3035, A-3727)

C2. Signing, Sealing, and AHJ Review of Electronic Documents (Live)
Requesting 1 hour GEN credit (F-3036, A-3728)

After discussion, the following action was taken.

MOTION: Mr. Lopresto made a motion to approve C1 and C2.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

RULES & LEGISLATION COMMITTEE

HB 1021

Draft rules relating to internship programs provided by BOAF, Past President Sergio Ascunce

Mr. Sergio Ascunce provided the Board with a PowerPoint presentation from BOAF Subcommittee Members related to HB1021, Internship Rules Development.

The Board invited those individuals present to be sworn in by the court reporter. The following individuals were sworn in by the court reporter to provide testimony related to HB1021.

- Wendy Thomas – City of Gainesville
- Tim Moore
- Sergio Ascunce – Past President of BOAF
- Doug Wise – President of BOAF
- Cosmo Tornese – CAP Government
- Jim Schock
- John England
- Wayne Barnhill
- George Wiggins – City of Winter Park
- Clayton Parker – Building Official, Sunny Isles
- John Jackson

After discussion, the Board and interested parties agreed to host a rules committee meeting on September 28, 2017, at the Marriott in Lake Mary, Florida.

OLD BUSINESS

ENGLAND ENTERPRISES AND TRAINING LLC

Mr. England discussion of HB535

Mr. England asked the Board to consider amending Rule 61G19-7.001, F.A.C., related to HB535. After discussion, it was determined that this matter should be on the October agenda.

England Enterprises OJT for BCAIB Approval

Mr. England was present and was previously sworn in by the court reporter. Mr. Ronald Cohowcz was present at the meeting and was sworn in by the court reporter.

Mr. Cohowcz stated he has on-the-job training but is having difficulty obtaining courses to complete his cross-training program.

After discussion, the following action was taken.

MOTION: Mr. Bolduc moved to acknowledge that England Enterprises can verify and accept other OJT hours by amending their program and submitting required course completion information.

SECOND: Mr. Barthlow seconded the motion and it passed with Chair McCormick and Vice Chair Gathright voting against the motion.

NEW BUSINESS

CAP Government

Mr. Tornese was present at the meeting and was previously sworn in by the court reporter. Mr. Tornese asked the Board to consider allowing contract providers to obtain provisional licenses. The Board agreed to discuss this issue at the committee meeting on September 28, 2017.

EXAMINATION AND CONTINUING EDUCATION COMMITTEE

Continuing Education Courses for Review

REDVECTOR.COM, INC. (0001771)

Ms. Ellen Sakamoto was present at the meeting and was sworn in by the court reporter. Ms. Sakamoto provided additional information for the Board's review.

Renewal Course(s)

- A1. Pier and Beam Foundation Design (RV-1079aw) (5007888) (Internet)
Requesting 2 hours GEN credit (F-2739, A-3714)

- A2. Design of Buildings for Coastal Flooding (RV-1079aw) (5007889) (Internet)
Requesting 2 hours GEN credit (F-2740, A-3713)

After discussion, the following action was taken.

MOTION: Mr. Lopresto made a motion to approve A1 and A2.

SECOND: Mr. Raines seconded the motion and it passed unanimously.

REEDY CREEK IMPROVEMENT DISTRICT (0001079)

Mr. Michael Rickabaugh was present at the meeting and was sworn in by the court reporter.

Renewal Course(s)

- B1. Electrical Codes and Applications (0002884) (Live)
Requesting 3 hours GEN credit (F-345, A-3684)
(CONTINUED FROM JUNE 2017 MEETING)

After discussion, the following action was taken.

MOTION: Mr. Lopresto made a motion to approve B1.

SECOND: Mr. Raines seconded the motion and it passed with Vice Chair Gathright voting against the motion.

ELECTRICAL COUNCIL OF FLORIDA (0000899)

Ms. Casey Landry was present at the meeting and was sworn in by the court reporter.

New Course(s)

- D1. Review of Ethics for Florida Building Code Profession (Live)
Requesting 1 hour ETHICS credit (F-3024, A-3715)

After discussion, the following action was taken.

MOTION: Mr. Lopresto made a motion to approve D1.

SECOND: Chair McCormick seconded the motion and it passed unanimously.

BUILDING OFFICIALS ASSOCIATION OF FLORIDA (0001001)

Ms. Ann Russo was present at the meeting and was sworn in by the court reporter.

New Course(s)

E1. Tables in Chapter 9 (Internet)
Requesting 1 hour GEN credit (F-3025, A-3716)

E2. Interior Environments (Internet)
Requesting 1 hour GEN credit (F-3026, A-3717)

E3. Combustion Air, Chimneys and Vents (Internet)
Requesting 3 hours GEN credit (F-3027, A-3718)

E4. State Regulations for Educational Facilities (Internet)
Requesting 1 hour GEN credit (F-3028, A-3719)

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to approve E1-E4.

SECOND: Chair McCormick seconded the motion and it passed unanimously.

E5. Swimming Pools (Internet)
Requesting 3 hours GEN credit (F-3029, A-3720)

After discussion, the following action was taken.

MOTION: Mr. Lopresto made a motion to approve E5.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

E6. Introduction to Article 90 (Internet)
Requesting 1 hour GEN credit (F-3030, A-3721)

E7. Roof Drainage and the Sizing of Water System Piping (Internet)
Requesting 2 hours GEN credit (F-3031, A-3722)

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to approve E6 and E7.

SECOND: Mr. Lopresto seconded the motion and it passed unanimously.

UNIVERSAL INSPECTION SERVICE, INC. (0000907)

Renewal Course(s)

F1. Ethics Laws in Florida (5007606) (Live)
Requesting 1 hours credit (F-2279, A-3723)

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to approve F1.

SECOND: Mr. Lopresto seconded the motion and it passed unanimously.

STAN WEAVER AND COMPANY (0006678)

New Course(s)

- G1. Codes, Standards, Safety consideration that apply to Electric Way (Live)
Requesting 1 hour GEN credit (F-3041, A-3733)
- G2. Code Requirements for Intake and Exhaust Louvers (Live)
Requesting 1 hour GEN credit (F-3042, A-3734)
- G3. Fire, Smoke and Radiation dampers used in Life Safety Applications (Live)
Requesting 1 hour GEN credit (F-3043, A-3735)
- G4. Design Considerations: Gas Vent, Generator Exhaust, Grease Duct
and Exhaust Stacks) (Live)
Requesting 1 hour GEN credit (F-3044, A-3736)
- G5. International Building Code and the Florida Building Code
Requirements for fire rated ventilation duct and enclosures (Live)
Requesting 1 hour GEN credit (F-3045, A-3737)

After discussion, the following action was taken.

MOTION: Chair McCormick made a motion to approve G1-G5.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

PACEPDH.COM DBA OF THE MEDIA FACTORY (0002868)

Renewal Course(s)

- H1. Florida Statutes, Chapter 468, Part XII, Building Code Administrator's
And Inspectors (5007884) (Internet)
Requesting 2 hours GEN credit (F-2733, A-3739)

After discussion, the following action was taken.

MOTION: Mr. Lopresto made a motion to approve H1.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

- H2. Florida Building Code Enforcement, Product Approval TAC's
And Committees (5007885) (Internet)
Requesting 1 hour L&R credit (F-2734, A-3740)

After discussion, the following action was taken.

MOTION: Chair McCormick made a motion to approve H2.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

- H3. Basic Ethics for Building Code Professionals (5007887) (Internet)
Requesting 1 hour ETHICS credit (F-2736, A-3741)

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to approve H3.

SECOND: Chair McCormick seconded the motion and it passed unanimously.

- H4. Permits, Inspectors and Private Provider (5007886) (Internet)
Requesting 1 hour L&R credit (F-2735, A-3742)

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to deny H4 for lack of a detailed outline.

SECOND: Chair McCormick seconded the motion and it passed unanimously.

ENGLAND ENTERPRISES TRAINING DIVISION LLC (0001782)

Mr. John England was present at the meeting and was previously sworn in by the court reporter.

New Course(s)

- I1. New Electrical Program Cross Training (F-3032, A-3724)
I2. New Mechanical Program Cross Training (F-3033, A-3725)
I3. New Plumbing Program Cross Training (F-3034, A-3726)

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to approve I1-I3.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

OLD BUSINESS

There was no old business to come before the Board at this time.

NEW BUSINESS

There was no new business to come before the Board at this time.

RECESS

There being no further business to come before the Committee, the meeting was adjourned at approximately 6:25 p.m.

August 18, 2017 - Friday – 9:00 A.M.

BOARD MEETING

CALL TO ORDER

Chair McCormick called the meeting to order at approximately 9:00 a.m.

Members Present

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Tim Bolduc
Tony Lopresto

Andrew Raines
Herman White

Members Not Present

Wayne Francis
Peter Jones

Other Persons Present

Robyn Barineau, Executive Director, DBPR
Clark Jennings, Board Counsel, OAG
Ramsey Revell, Assistant General Counsel, DBPR
Sally Raines, Assistant General Counsel, DBPR
Linda Gray, Government Analyst, DBPR
Diana Garcia, American Court Reporting

Others Present

Cosmo Tornese
Jeffrey Camden

APPROVAL OF THE JUNE 13-16, 2017 MINUTES OF THE MEETING

After discussion, the following action was taken.

MOTION: Vice Chair Gathright made a motion to approve the minutes.

SECOND: Mr. White seconded the motion and it passed unanimously.

REPORTS

CHAIR'S REPORT – BOB MCCORMICK

There was no Board related activity to report.

APPLICATION REVIEW COMMITTEE – RICHARD GATHRIGHT

Vice-Chair Gathright reported that the Committee reviewed 259 applications, of which, 240 were approved, 17 denied, and two were withdrawn. He read the denials into the record at this time.

Kyle Thomas Ader – Building Inspector – Lack of Experience; Andrew John Babbitt, Sr. – Provisional Mechanical Inspector, Mechanical Inspector, Provisional Plumbing Inspector, Plumbing Inspector – Lack of Experience; Steven J. Britske – Provisional Building Plans Examiner, Building Plans Examiner – Lack of Experience; Bradley J. Caouette – 1&2 Family Dwelling Inspector – Lack of Experience; Robin Lynn Gawel – Provisional Building Code Administrator – Did not meet Statutory Requirement; Mitchel Anthony Mauney – 1&2 Family Dwelling Inspector – Did not meet Rule Requirement; Mark Thomas McWaters – Plumbing Inspector, Plumbing Plans Examiner – Lack of Experience; Edwin Mierisch – 1&2 Family Dwelling Inspector – Did not meet Rule Requirement; Benjamin Suriel – Plumbing Inspector, Plumbing Plans Examiner – Lack of Experience; Pedro Gabriel Villada – Provisional Building Code Administrator – Did not meet Statutory and Rule Requirement; Jeffrey Dale Yates – Electrical Inspector – Lack of Experience.

MOTION: Mr. Bolduc made a motion to approve the actions of the Committee as reported.

SECOND: Mr. Raines seconded the motion and it passed unanimously.

RATIFICATION LIST

MOTION: Vice Chair Gathright made a motion to approve the Ratification List as submitted.

SECOND: Mr. Lopresto seconded the motion and it passed unanimously.

PROSECUTING ATTORNEY REPORT – RAMSEY REVELL

Ms. Revell provided the Board with a copy of the prosecuting attorney report. She stated that there were a total of two private cases which were closed at the Probable Cause Panel meeting and there are no public cases to report.

Ms. Revell thanked the Board for their support and informed the Board that Ms. Sally Raines will be the new prosecuting attorney.

EXAMINATION AND CONTINUING EDUCATION COMMITTEE – TIM BOLDOC

Mr. Bolduc reported that the Committee reviewed 23 courses, three programs that were approved, and one course was denied.

BOARD COUNSEL – CLARK JENNINGS

RULES REPORT

Mr. Jennings provided the Board with an overview of the August report.

HB 615 – MILITARY BILL

Mr. Jennings provided the Board with an overview of HB 615 and the exemptions of active duty military members, spouse, and surviving spouses related to professional licenses and the renewal of licenses.

HB 741 DELINQUENCY FEES

Draft language Rule 61G19-10.001 Fees: Application, Examination, Certification and Renewal

Mr. Jennings stated that HB 741 states that the Board will impose a delinquency fee of \$25.

MOTION: Mr. Bolduc moved to notice Rule 61G19-10.001, F.A.C., for development and rulemaking.

SECOND: Vice Chair Gathright seconded the motion and it passed unanimously.

The Board addressed the Statement of Estimated Regulatory Costs (SERC). The Board determined that these rule amendments would not have an adverse impact on small business nor will it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule amendments. All members agreed that no SERC was necessary for the development of the proposed rule amendments.

ANNUAL REGULATORY PLAN

Mr. Jennings asked the Board to think about possible rules for the upcoming year. Mr. Jennings recommended that all rules that are in process be included on the Annual Regulatory Plan (ARP). Chair McCormick was delegated as authority to approve the ARP on behalf of the Board.

MOTION: Mr. Bolduc moved to delegate approval authority of the ARP to Chair McCormick.

SECOND: Mr. Lopresto seconded the motion and it passed unanimously.

Chair McCormick mentioned that there may be a need for expert witnesses.

EXECUTIVE DIRECTOR – ROBYN BARINEAU

Financial Report – March 31, 2017

Ms. Barineau reported that the balance in the Board’s operating account was \$9,026,289. The unlicensed activity account balance was \$426,386.

Licenses Issued From Null & Void

Ms. Barineau reported that there was one license issued since the last meeting.

Future Meeting Dates

October 18-20, 2017 – Stuart
December 6-8, 2017 – Miramar Beach
February 21-23, 2018 – Howey-In-the-Hills
April 18-20, 2018 – Altamonte Springs
June 20-22, 2018 – Fernandina Beach
August 22-24, 2018 – Orlando/Lake Mary
October 10-12, 2018 – Daytona Beach
December 5-7, 2018 – Fernandina Beach
February 5-8, 2019 – Gainesville

OLD BUSINESS

There was no old business to come before the Board at this time.

NEW BUSINESS

Cap Government

Mr. Cosmo Tornese was present at the meeting and was sworn in by the court reporter.

Mr. Tornese reiterated his concerns about HB1021 and his request to have third party providers be considered for provisional licenses.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 9:40 a.m.