

## MINUTES

**BUILDING CODE ADMINISTRATORS AND INSPECTORS BOARD**  
Residence Inn Amelia Island  
2301 Sadler Road  
Fernandina Beach, Florida 32034

**December 5, 2018 - 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  
Peter Jones  
Tony Lopresto  
Bob McCormick

#### **Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Clark Jennings, Assistant Attorney General, Office of the Attorney General (OAG)  
Robert Milne, Assistant Attorney General, OAG  
Linda Gray, Government Analyst, DBPR  
Lalonda B. Jackson-Williams, Precision Court Reporting, LLC

#### **Others Present**

Dominic Fiocco	Adam List
Richard Sanders	Wendell Johnson
Ronald Pasos	Normand J. Arsenault
Jean Aubanel Joseph	Jimmy Strickland
Brandon Borga	Steve Fontz
Brian Wells	Larry Hilton
Kenneth Throop	Chris Finkle
Keith Meade	Larry Hogan
Donald R. Knight	Daniel Bull
Peter Ringle	Robert Peck
Brian R. Eisenberger	Harold Allen Eldridge
Michael Shubert	Eliomar Garcia
Bradford Brown	William D. Crane
Jose Valdes	Keith Piepenbrink
Jeff Remas	Michael J. Barry
Gerard Cattani	Lynden J. Johnson
Rick Brumby	Edward Filipkowski
Steven Whitmore	Anegla Listes
Bill Grimes	Richard T. McCoy
Ken Abrahamsen	Calvin B. Morse

Mark A. Yelnick  
Ronald D. Taylor  
Stephanie Raucci  
Randy Roberts  
Brynt Johnson  
Harold Goerl  
Matt Forsyth  
Pedro M. Clemente  
Roy Johnston  
Josh McClellan

Troy Marzano  
LePauleon Thomas  
Guillermo Carbonell  
Edward Jones  
Seth Green  
John Freeland  
Eddie Georg  
Ricardo Martinez  
Stephen Haft  
Shane Gerwig

## **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.**

Ken Abrehamsen – Electrical Inspector  
Normand J. Arsenault – Provisional Building Inspector, Building Inspector  
Richmond Lisle Brumby – Provisional Electrical Inspector, Electrical Inspector  
Brian R. Eisenberger – Plumbing Inspector  
Harold Allen Eldridge – Provisional 1&2 Family Dwelling Inspector  
Steven Timothy Fontz – Provisional Building Code Administrator, Building Code Administrator  
Roy Victor Johnston, II – Building Inspector, Building Plans Examiner, Electrical Inspector,  
Electrical Plans Examiner, 1&2 Family Dwelling Inspector  
Donald Richard Knight – Electrical Plans Examiner, Electrical Inspector, Provisional Electrical  
Inspector, Provisional Electrical Plans Examiner  
Diego Leon Manzano – Coastal Construction Inspector  
Joshua Kyle McClellan – Provisional Plumbing Plans Examiner, Plumbing Plans Examiner  
Calvin Benjamin Morse – Provisional Electrical Inspector  
Keith Piepenbrink – Building Inspector  
Jeffrey Anthony Remas – Electrical Inspector, Electrical Plans Examiner  
Kenneth Ray Throop – Building Inspector  
Jose Luis Valdes – Building Inspector, Building Plans Examiner, Provisional Building Inspector,  
Provisional Building Plans Examiner  
Mark Anthony Yelnick – Electrical Plans Examiner, Plumbing Plans Examiner, Provisional  
Electrical Plans Examiner, Provisional Plumbing Plans Examiner, 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 denied by the Committee.**

Guillermo Carbonell – Provisional Plumbing Inspector, Provisional Plumbing Plans Examiner  
Larry Rubin Hogan, Jr. – Plumbing Inspector, Plumbing Plans Examiner, Provisional Plumbing  
Inspector, Provisional Plumbing Plans Examiner  
Jean Aubanel Joseph – Electrical Plans Examiner  
Calvin Benjamin Morse – Provisional Building Inspector, Provisional Mechanical Inspector,  
Provisional Plumbing Inspector  
Kenneth Ray Throop – Mechanical Plans Examiner

**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.**

Roy Victor Johnston, II – Mechanical Inspector, Mechanical Plans Examiner, Plumbing Inspector, Plumbing Plans Examiner

Jeffrey Anthony Remas – Provisional Electrical Inspector, Provisional Electrical Plans Examiner

### **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 1:05 p.m.

**December 6, 2018 - Thursday – 9:00 A.M.**

### **BOARD MEETING**

#### **CALL TO ORDER**

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

#### **MEMBERS PRESENT**

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

#### **Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Clark Jennings, Assistant Attorney General, Office of the Attorney General (OAG)  
Robert Milne, Assistant Attorney General, OAG  
Linda Gray, Government Analyst, DBPR  
Lalonda B. Jackson-Williams, Precision Court Reporting, LLC

#### **Others Present**

Marc Banville	Ed Gast
William Grimes	Juan F. Hernandez, Jr.
Stephen Whitmore	Ann Russo
Mike Bowling	Eugene Johnson
Peter Winters	Tony Bajoczky
Steve Innes	Wayne Barnhill

## **FINAL DISCIPLINARY ACTION**

### **William Grimes – Settlement Stipulation - Case Nos. 2018-001332 & 2018-026665**

#### **PCP: Demers, Gathright, and White**

Mr. Grimes was present at the meeting and was sworn in by the court reporter. Mr. Michael H. Bowling, Esquire, was present at the meeting on behalf of Mr. Grimes. Vice Chair Gathright and Mr. White were recused from the matter since they served on the Probable Cause Panel. Mr. Tom Thomas, Deputy General Counsel, DBPR, presented the facts in these cases stating that case number 2018-001332 was dismissed. With regards to case number 2018-26665, Mr. Grimes agreed to a Settlement Stipulation imposing an administrative fine of \$500, costs in the amount of \$250; stayed suspension; one-year probation with one appearance before the Board, on October 17, 2019, meeting, complete a live, continuing education course of at least four hours in the laws and rules category (in addition to the continuing education required for renewal) within one year of the final order.

Mr. Clark Jennings, Assistant Attorney General, informed the Board that there were typographical errors in the Settlement Agreement. The Settlement Agreement should replace the Construction Industry Licensing Board with the Building Code Administrators and Inspectors Board. It was agreed that Mr. Grimes would appear before the Building Code Administrators and Inspectors Board.

After discussion, Mr. Bolduc made a motion to approve the Settlement Stipulation, as amended. Mr. Barthlow seconded the motion. The motion passed unanimously.

### **Juan F. Hernandez, Jr. – Settlement Stipulation - Case No. 2018-026659**

#### **PCP: Waived**

Mr. Hernandez was present at the meeting and was sworn in by the court reporter. Mr. Tony Bajoczky, Jr., Esquire was present at the meeting on behalf of Mr. Hernandez. Mr. Tom Thomas, Deputy General Counsel, DBPR, presented the facts in the case and stated that Mr. Hernandez had agreed to a Settlement Stipulation imposing an administrative fine of \$500, costs in the amount of \$250; stayed suspension; one-year probation with one appearance before the Board on October 17, 2019, complete a live, continuing education course of at least four hours in the laws and rules category (in addition to the continuing education required for renewal) within one year of the final order.

After discussion, Mr. Bolduc made a motion to approve the Settlement Stipulation. Mr. Lopresto seconded the motion. The motion passed unanimously.

## **REQUEST FOR EXTENSION OF PROVISIONAL LICENSE**

### **Marc Gerard Banville – Provisional 1&2 Family Dwelling Inspector**

Mr. Banville was present at the meeting and was sworn in by the court reporter. Mr. Greg Ferrone, Building Official, Alachua County, was present at the meeting on behalf of Mr. Banville and was sworn in by the court reporter. Mr. Barthlow recused himself from this matter. After discussion, Vice Chair Gathright made a motion to approve the extension of the Provisional 1&2 Family Dwelling Inspector license through June 10, 2019. Mr. Jones seconded the motion. The motion passed with Mr. Lopresto voting against the motion.

### **Peter Winters – Provisional Building Plans Examiner**

Mr. Winters was present at the meeting and was sworn in by the court reporter. Mr. Douglas Newbanks, Building Official, Marion County, was present at the meeting on behalf of Mr. Winters and was sworn in by the court reporter. After discussion, Mr. Bolduc made a motion to

approve the extension of the Provisional Building Plans Examiner license through June 11, 2019. Vice Chair Gathright seconded the motion. The motion passed unanimously.

#### **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.

#### **RULES & LEGISLATION COMMITTEE**

##### **Legislative Report**

There was no Legislative Report to discuss at this time.

##### **Rules Report**

##### **Rule 61G19-9.001(4), F.A.C. – Richard Gathright**

The Board discussed revising Rule 61G19-9.001(4), F.A.C. Mr. Bolduc made a motion to establish a Continuing Education Committee. Mr. Leuzinger seconded the motion. The motion passed unanimously. Chair McCormick, Vice Chair Gathright, Mr. Bolduc and Mr. Leuzinger volunteered to serve on the Continuing Education Committee. It is the intent of the Committee to meet at the February 2019 meeting or soon thereafter and conduct a workshop at a future meeting.

#### **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**

I. Continuing Education Courses for Review

New Course(s)

##### **INTERNSHIP CERTIFICATION PROGRAM COURSES**

##### **CITY OF DELAND**

A1. Building Inspector (F-3313, A-4078)

After discussion, Vice Chair Gathright made a motion to deny A1 for failure to comply with Rule 61G19-7.005, F.A.C., and Rule 61G19-7.006, F.A.C., in that the program outline lacks sufficient detail to demonstrate the programs composition and compliance. The motion was seconded by Chair McCormick. The motion passed unanimously.

##### **CITY OF MELBOURNE**

Mr. Steve Innes and Mr. Ed Gast were present at the meeting and were sworn in by the court reporter.

B1. Building Inspector (F-3303, A-4068)

B2. Building Plans Examiner (F-3319, A-4087)

After discussion, Vice Chair Gathright made a motion to approve B1-B2 with the agreement to change Chapter 486 with Chapter 468. The motion was seconded by Mr. Lopresto. The motion passed unanimously.

## **CITY OF DELTONA**

### **C1. Plumbing Inspector (F-3302, A-4067)**

After discussion, Chair McCormick made a motion to deny C1 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Vice Chair Gathright. The motion passed unanimously.

### **C2. Plumbing Plans Examiner (F-3322, A-4090)**

After discussion, Chair McCormick made a motion to deny C2 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Vice Chair Gathright. The motion passed unanimously.

### **C3. Electrical Inspector (F-3323, A-4091)**

After discussion, Chair McCormick made a motion to deny C3 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Vice Chair Gathright. The motion passed unanimously.

### **C4. Electrical Plans Examiner (F-3324, A-4092)**

After discussion, Chair McCormick made a motion to deny C4 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Vice Chair Gathright. The motion passed unanimously.

### **C5. Mechanical Inspector (F-3325, A-4093)**

After discussion, Chair McCormick made a motion to deny C5 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Vice Chair Gathright. The motion passed unanimously.

### **C6. Mechanical Plans Examiner (F-3326, A-4094)**

After discussion, Chair McCormick made a motion to deny C6 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Vice Chair Gathright. The motion passed unanimously.

## **CITY OF ALTAMONTE SPRINGS**

### **D1. Building Plans Examiner (F-3331, A-4099)**

After discussion, Mr. Raines made a motion to deny D1 for lack of a detailed timeline related to rounding up every  $\frac{1}{4}$  hour to the next  $\frac{1}{2}$  hour. The motion was seconded by Mr. Lopresto. The motion passed unanimously.

Ms. Ann Russo, Building Officials Association of Florida volunteered to reach out to the City of Deltona and the City of Altamonte Springs in an effort to correct the timeline presented with these internship programs.

## **VOLUSIA COUNTY SCHOOLS**

Mr. Eugene C. Johnson, Building Official, Volusia County Schools, was present at the meeting and was sworn in by the court reporter.

E1. Building Inspector (F-3316, A-4084)

After discussion, Vice Chair Gathright made a motion to approve E1. The motion was seconded by Mr. Jones. The motion passed unanimously.

## **OLD BUSINESS**

### **Cross Training Programs – Wayne Barnhill, England Enterprises Training**

Mr. Wayne Barnhill was present at the meeting and was sworn in by the court reporter.

200 hour programs:

- Building Inspector BCAIB 5007990
- Building Plan Review BCAIB 5008029
- Mechanical Inspector BCAIB 5007994
- Mechanical Plan Review BCAIB 5008031
- Plumbing Inspector BCAIB 5007993
- Plumbing Plan Review BCAIB 5008030
- Electrical Inspector BCAIB 5007992
- Electrical Plan Review BCAIB 5008032

300 hour programs:

- Building Apprenticeship Program (Internet) BCAIB 5008028
- New Electrical Program Cross Training (Internet) BCAIB 5008086
- New Mechanical Program Cross Training (Internet) BCAIB 5008087
- New Plumbing Program Cross Training (Internet) BCAIB 5008088

Mr. Barnhill explained to the Board that England Enterprises would like to amend the delivery method for the above mentioned programs. The amendment would remove all the eWise (Live Online) information and add a self-paced online program. After discussion, Vice Chair Gathright made a motion to eliminate the Ewise (Live Online) information and replace it with the self-paced online program. The motion was seconded by Mr. Barthlow. The motion passed unanimously.

## **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 12:45 p.m.

**December 7, 2018 - Friday – 9:00 A.M.**

## **BOARD MEETING CALL TO ORDER**

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

## **MEMBERS PRESENT**

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

## **Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Clark Jennings, Assistant Attorney General, Office of the Attorney General (OAG)  
Robert Milne, Assistant Attorney General, OAG  
Linda Gray, Government Analyst, DBPR  
Lalonda B. Jackson-Williams, Precision Court Reporting, LLC

## **REVIEW AND APPROVAL OF THE NOVEMBER 14-16, 2018, BOARD MEETING MINUTES**

Mr. Bolduc made a motion to approve the meeting minutes from November 16, 2018, as amended. Mr. Leuzinger seconded the motion. The motion passed unanimously.

## **REPORTS**

### **CHAIR'S REPORT – BOB MCCORMICK**

Chair McCormick informed the Board that Mr. Rick Holmes had contacted him stating that they were in need of roofing inspectors to help in the recovery effort from Hurricane Michael.

### **APPLICATION REVIEW COMMITTEE – RICHARD GATHRIGHT**

Vice Chair Gathright reported that the Committee reviewed 175 applications, of which 148 were approved, six were withdrawn, and 21 were denied. He read the denials into the record at this time.

Jonathon Norris Brooks, Jr. – Provisional Building Code Administrator, Not the Building Official  
Guillermo Carbonell – Provisional Plumbing Inspector, Provisional Plumbing Plans Examiner,  
Lack of experience

Larry Rubin Hogan, Jr. – Plumbing Inspector, Plumbing Plans Examiner, Provisional Plumbing  
Inspector, Provisional Plumbing Plans Examiner, Lack of experience

Jean Aubanel Joseph – Electrical Plans Examiner, Lack of experience

Calvin Benjamin Morse – Provisional Building Inspector, Provisional Mechanical Inspector,  
Provisional Plumbing Inspector, Lack of experience

Edward Patrick Mueller – Provisional Plumbing Plans Examiner, Plumbing Plans Examiner,  
Lack of experience

Michael P. Quinn, II – Building Inspector, Lack of experience

Heather Condon Smith – Provisional Mechanical Inspector, Provisional Mechanical Plans  
Examiner, Lack of experience

John Edward Thompson – Provisional 1&2 Family Dwelling Inspector, 1&2 Family Dwelling  
Inspector, Lack of experience

Kenneth Ray Throop – Mechanical Plans Examiner, Lack of experience

Ronald W. Wampler – Plumbing Inspector, Plumbing Plans Examiner, Lack of experience



Mr. Lopresto made a motion to approve the actions of the Committee as reported. Mr. Bolduc seconded the motion. The motion passed unanimously.

#### **RATIFICATION LIST – RICHARD GATHRIGHT**

Mr. Bolduc made a motion to approve the Ratification List as submitted. Vice Chair Gathright seconded the motion. The motion passed unanimously.

#### **RULES AND LEGISLATION COMMITTEE**

Mr. Jennings Informed the Board that there were no pending rules at this time.

#### **EXAMINATION AND CONTINUING EDUCATION COMMITTEE – TIM BOLDUC**

Mr. Bolduc reported that the Committee reviewed 11 internship certification programs and three were approved and eight were denied.

The Board discussed the denied internship programs. After discussion, Chair McCormick made a motion to reconsider the applications from City of Deltona and City of Altamonte Springs. Mr. Raines seconded the motion. The motion passed unanimously.

Chair McCormick authorized Ms. Barineau to communicate with the City of Deltona and the City of Altamonte Springs to obtain an amended timeline.

Chair McCormick made a motion to overturn the denials of C1-C6 and D1 with a conditional approval that the City of Deltona and the City of Altamonte Springs provide an amended timeline related to rounding up every ¼ hour to the nearest ¼ hour within 20-days. Mr. Leuzinger seconded the motion. The motion passed with Mr. Bolduc voting against the motion.

#### **BOARD COUNSEL – CLARK JENNINGS**

Mr. Jennings reminded the Board that this is his last meeting as Board Counsel due to his retirement. He stated that he is humbled and grateful to have had the privilege to serve as Board Counsel. He thanked all the members for their support.

Mr. Jennings announced that Mr. Milne will serve as Board Counsel. Mr. Milne stated that he was eager to serve.

#### **EXECUTIVE DIRECTOR – ROBYN BARINEAU**

##### **Licenses Issued from Null & Void**

Ms. Barineau reported that there were no licenses issued from null and void status since the last Board meeting.

#### **FINANCIAL REPORT – SEPTEMBER 30, 2018**

Ms. Barineau reported that the balance in the Board's operating account was \$14,410,882. The unlicensed activity account balance was \$435,392.

#### **FUTURE MEETING DATES**

February 6-8, 2019 - Gainesville  
April 3-5, 2019 - Fernandina Beach  
June 12-14, 2019 - St. Augustine  
August 7-9, 2019 - Coral Gables  
October 16-18, 2019 - Orlando  
December 4-6, 2019 - Howey-In-the-Hills

February 19-21, 2020 - St. Augustine Beach  
April 22-24, 2020 - Sarasota  
June 10-12, 2020 - Celebration  
August 5-7, 2020 - Howey-In-the-Hills  
October 14-16, 2020 - Fernandina Beach  
December 2-4, 2020 – Destin

**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.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at approximately 9:45 a.m.