

**Regulatory Council for  
Community Association Managers**  
Telephone Conference Meeting  
Friday, November 9, 2007 @ 10:30 A.M. EST.

**CALL TO ORDER**

The meeting was called to order at 10:35 a.m. by Mr. Millard H. "Chris" Brown, Council Chair. The meeting was opened with the roll call and a quorum was established.

**ROLL CALL** (Council Members Present)

Chris Brown, Chair  
Steven Czonstka  
Debra Glass  
Edith Yates (absent)  
Mark Benson

**STAFF PRESENT**

Anthony B. "Tony" Spivey, Executive Director  
Renese Jones, Government Analyst  
Barbara Edwards, Assistant Attorney General  
Jessica Leigh, Prosecuting Attorney  
Tim Vaccaro, Director  
April Skilling. Assistant General Council

**OTHERS PRESENT**

Dawn Bauman, NBCCAM  
Sue Habershaw, Court Reporter

Mr. Brown made an announcement that he wanted each person prior to them speaking to announce their name for the record. He felt as if this process will help staff with the minutes.

He asked Council if there should be any corrections to the minutes make sure that there are minimal changes such as the motion is wrong. It would probably take all day to try and correct the minutes due to a lot of talking over each other.

**REVIEW AND APPROVAL OF THE MINUTES FROM THE  
AUGUST 10, 2007 MEETING**

**MOTION:** Mr. Czonstka moved to approve the August 10, 2007 minutes with no noted corrections.

**SECOND:** Ms. Glass seconded the motion.

Motion passed 3 in favor (Mr. Brown, Mr. Czonstka & Ms. Glass) and 1 opposed (Mr. Benson).

### **CHAIR REPORT**

No Report.

### **COUNCIL COUNSEL REPORT**

Ms. Edwards stated that it is very important that one person talk at a time or the court reporter will not be able to transcribe this meeting.

There are no rules in the hopper.

### **PROSECUTING ATTORNEY REPORT**

Ms. Leigh provided Council with the information they requested of her during the August 10, 2007 meeting. The board requested a list of all the LicenseEase status codes for tracking, a spreadsheet of all the CAM compliant activities from July 1, 2006 through June 30, 2007, and a list of all the CAM cases received in the Legal Department from July 1, 2006 through June 30, 2007 and the cases current status within the Legal Department.

Ms. Edwards stated for the record that the board member training the Department held on behalf of Mr. Benson on November 8, 2007 was not a meeting for the general public. No other board members were involved in this training only Department staff.

Ms. Leigh will provide to Council at the next meeting a report that outlines the number of violations in legal via their status.

Ms. Leigh stated that she provided the council members with a memorandum dated October 19, 2007 which contained all the CAM cases located in the legal section and she gave a verbal report as follows:

#### **Status 30 – In Legal**

The report showed that there were 14 cases reported;

#### **Status 36 – Administrative Complaint Filed**

The report showed that there was 1 case reported;

#### **Status 40 – Awaiting Outside Action**

The report showed that there was 1 case reported;

#### **Status 43 – Formal Hearing Requested**

The report showed that there were 5 cases reported;

Status 44 – Referred to DOAH

The report showed that there was 1 case reported;

Status 45 – Sent to Expert/Consultant

The report showed that there were 4 cases reported;

Status 58 – Case Considered – Awaiting Final order

The report showed that there was 1 case reported;

Status 145 – Pending Informal Hearing

The report showed that there was 1 case reported;

There were a total of 28 open CAM cases in the legal department.

### **EXECUTIVE DIRECTOR'S REPORT**

Mr. Spivey reviewed the financial reports ending June 30, 2007. The unlicensed activity account showed a balance of \$126,167. The operating account showed a balance of \$1,546,871. He indicated that he had not been informed of any cash sweeps.

Regulation report added for information purposes only.

### **MR. BENSON REPORT**

Mr. Benson presented draft 6 of the unabridged proposed amendments to Part VIII, Chapter 468.431-438 Florida Statute for council to review the changes and make the necessary comments. He stated that he had already submitted it to several different associations, groups and interested parties for review. The Department will not include this bill as part of their packet.

Mr. Brown thanked Mr. Benson for the work he completed on the proposed amendments and expressed to him that it was very good. Mr. Brown indicated he had spoken with several members of the legislation to find out what would be required to have a bill pass. Council has been informed that if they submit a bill that included fees it will die.

The Council members are looking for a sponsor for this bill. Council members asked Mr. Benson to work with Ms. Edwards and come up with language for the Council to approve at the next meeting.

Motion: Mr. Benson made a motion to work with Ms. Edwards to amend the bill with the necessary changes and report back to the committee on December 6, 2007 via a telephone meeting.

Second: Mr. Czonstka seconded the motion.

Motion passed 4 in favor (Mr. Benson, Mr. Brown, Ms. Glass and Mr. Czonstka)

### **PUBLIC COMMENTS**

### **OLD BUSINESS**

None

### **NEXT MEETING**

The next meeting will be a conference call on February 1, 2008 and the May 2, 2008 meeting will be in person combined with CAI conference.

### **ADJORNMENT**

MOTION: Mr. Czonstka moved to adjourn the meeting

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

The meeting was adjourned at 12:45 pm.